



# County of Fresno

## Action Summary - Final

### Board of Supervisors

Hall of Records, Room 301  
2281 Tulare Street  
Fresno, California  
93721-2198  
Telephone: (559) 600-3529  
Toll Free: 1-800-742-1011  
www.co.fresno.ca.us

**Nathan Magsig, 5th District, Chairman**  
**Buddy Mendes, 4th District, Vice-Chairman**  
**Brian Pacheco, 1st District**  
**Steve Brandau, 2nd District**  
**Sal Quintero, 3rd District**

**Paul Nerland, County Administrative Officer**  
**Daniel C. Cederborg, County Counsel**  
**Bernice E. Seidel, Clerk of the Board of Supervisors**

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Tuesday, March 19, 2024

9:30 AM

Hall of Records

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**Present:** 5 - Supervisor Steve Brandau, Chairman Nathan Magsig, Vice Chairman Buddy Mendes, Supervisor Brian Pacheco, and Supervisor Sal Quintero

### **Invocation and Pledge of Allegiance**

*LIZ FIELDS, DISCIPLESHIP AND WOMEN'S LEAD PASTOR AT CLOVIS HILLS COMMUNITY CHURCH, GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE*

#### 1. Approve Agenda

**A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS AGENDA BE APPROVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

#### 2. Approve Consent Agenda - Item Numbers 21-55

**A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 32 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE AND ITEM 40 WHICH WAS CONTINUED TO APRIL 9, 2024. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

### **Board of Supervisors**

#### 3. Presentation of Retirement Plaque to Jerry Medrano - Sheriff's Department - 31 Years of Service

**PRESENTED RETIREMENT PLAQUE TO JERRY MEDRANO**

#### 4. Presentation of Retirement Plaque to Paul Andrews - Sheriff's Department - 26 Years of Service

**PRESENTED RETIREMENT PLAQUE TO PAUL ANDREWS**

**Supervisor Mendes**

- 5. Adopt Proclamation to proclaim March 2024 as Women's History Month in Fresno County

**A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-124

**Supervisor Brandau**

- 6. Approve community outreach expenditure of \$6,000 to Fresno Police & Neighborhood Watch for the purchase and replacement of neighborhood watch signs within the County Islands, per Administrative Policy No. 75

**A MOTION WAS MADE BY SUPERVISOR BRANDAU, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Administrative Office**

- 7. Receive Mid-Year Budget Report for Fiscal Year 2023-24; and approve proposed schedule for the Recommended Budget and adoption of the Fiscal Year 2024-25 Budget which incorporates a Recommended Budget by June 18, 2024

**RECEIVED MID-YEAR REPORT FOR FISCAL YEAR 2023-24. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Administrative Office and Social Services**

- 8. Conduct public hearing to receive testimony on the Local Homelessness Action plan for the Fresno Madera Continuum of Care services area; Approve the Local Homelessness Action Plan, including the use of Homeless Housing Assistance and Prevention Grant funding allocated to the County of Fresno and the Fresno Madera Continuum of Care; Authorize the Department of Social Services to submit a joint application on behalf of the County of Fresno and the Fresno Madera Continuum of Care for the Homeless Housing Assistance and Prevention Program Round 5 Grant funding administered by the California Business, Consumer Services and Housing Agency; and Authorize the Board Chairman to execute the Homeless Housing Assistance and Prevention Program Round 5 Regional Memorandum of Understanding, on behalf of the County of Fresno and the Fresno Madera Continuum of Care

**CONDUCTED PUBLIC HEARING. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-140

**Human Resources**

- 9. Approve an increase in the County’s employer matching contribution related to employees’ County of Fresno 457(b) Deferred Compensation Plan contributions, for County employees in Retirement Tiers IV and V for positions designated as Unrepresented, Management, Senior Management Supervisor, Senior Management, Assistant Department Heads, Department Heads and Elected Officials

**A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Public Works and Planning**

- 10. Receive update on present conditions and progress of development within the Millerton Specific Plan Area, located along Millerton Road between Friant and Auberry Roads, approximately 5 miles northeast of the northernmost boundary of the City of Fresno, with special emphasis on the status of the Surface Water Treatment Plant and Wastewater Treatment Plant serving the Millerton Specific Plan Area and County Service Area No. 34; and Approve and authorize the Chairman to execute the proposed Master Agreement Pertaining to Millerton Specific Plan Area Surface Water Treatment Plant with developers (a) 104 Investments, LLC, (b) 3B Development, Inc., (c) The Clarksfield Company, Inc., and (d) JPJ Incorporated, providing for the improvement of the Surface Water Treatment Plant serving the Millerton Specific Plan Area and County Service Area No. 34 by construction or installation of a granulated activated charcoal filtration system, to be constructed or installed by the County and paid for by the developers, less any funds obtained by County from an alternative source, currently estimated cost of \$2,000,000

**SUPERVISOR BRANDAU RECUSED HIMSELF PRIOR TO BOARD DISCUSSION OF THIS ITEM**

**RECEIVED UPDATE ON PRESENT CONDITIONS, STATUS OF DEVELOPER CONTRIBUTION AGREEMENT RELATING TO SURFACE WATER TREATMENT PLANT IMPROVEMENTS, AND PROGRESS OF DEVELOPMENT WITHIN THE MILLERTON SPECIFIC PLAN AREA, LOCATED ALONG MILLERTON ROAD BETWEEN FRIANT AND AUBERRY ROADS, APPROXIMATELY 5 MILES NORTHEAST OF THE NORTHERNMOST BOUNDARY OF THE CITY OF FRESNO, WITH SPECIAL EMPHASIS ON THE STATUS OF THE SURFACE WATER TREATMENT PLANT AND WASTEWATER TREATMENT PLANT SERVING THE MILLERTON SPECIFIC PLAN AREA AND COUNTY SERVICE AREA NO. 34. THE PROPOSED MASTER AGREEMENT WAS NOT FINALIZED BY THE TIME THIS ITEM WAS HEARD AND WAS NOT RECEIVED BY THE BOARD**

- 11. Consider and Adopt Resolution accepting 2023 General Plan Annual Progress Report (APR) and authorize Department of Public Works and Planning to submit 2023 APR to Governor’s Office of Planning and Research and California Department of Housing and Community Development

**A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 4 - Brandau, Magsig, Mendes, and Quintero

**Absent:** 1 - Pacheco

Resolution No. 24-125

- 12. Consider appeal of Planning Commission’s denial of Variance No. 4153 proposing to allow creation of two substandard parcels, a 7.64-acre parcel and a 13.87-acre parcel, from an existing 21.51-acre parcel and waive development standards to allow for 12-foot side yard setbacks where 20-foot side yard setbacks are required within AE-20 (Exclusive Agricultural, 20-acre minimum) Zone District (subject parcel is located on north side of King Canyon Road, approximately 1.7-miles from City of Sanger (APN: 314-120-52) (10386 E. Kings Canyon Road) (Sup. Dist. 5))

**RECEIVED REQUEST FOR CONTINUANCE FROM THE APPLICANT’S REPRESENTATIVE. A MOTION AS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS MATTER BE CONTINUED AND REFERRED BACK TO THE PLANNING COMMISSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Board of Supervisors' Committee Reports and Comments**

- 13. Board of Supervisors' Committee Reports and Comments - Receive and provide direction (this item is reserved for committee reports by members of the Board of Supervisors)

**SUPERVISOR QUINTERO RECOGNIZED THE PASSING OF CHRIS SORENSEN, A LOCAL ARTIST NICKNAMED "MAN OF STEEL," WHO CREATED ARTWORK FROM METAL AND WAS ONE OF THE FOUNDERS OF ARTHOP. VICE CHAIRMAN MENDES ANNOUNCED FIVE HIGH SCHOOL CHAMPIONSHIP SPORTS TEAMS FROM DISTRICT 4. CHAIRMAN MAGSIG RECOGNIZED THE PASSING OF FRED EDE, WHO OWNED M&L PLUMBING AND WORKED ON AFFORDABLE HOUSING UNITS IN FRESNO COUNTY; CONGRATULATED SUPERVISOR QUINTERO AND SUPERVISOR BRANDAU FOR ADVANCING TO THE GENERAL ELECTION IN NOVEMBER; ENCOURAGED VOTING IN THE SPECIAL PRIMARY ELECTION FOR CONGRESSIONAL DISTRICT 20 TODAY; AND PRAISED JAMES KUS, COUNTY CLERK AND REGISTRAR OF VOTERS, AND HIS STAFF, FOR GOING ABOVE AND BEYOND TO ENSURE ELECTION ACCURACY**

**Board Appointments**

- 14. Receive Boards, Commissions and Committees Vacancy Report; and Appoint Applicants as necessary

**RECEIVED VACANCY REPORT. A MOTION WAS MADE BY SUPERVISOR BRANDAU, SECONDED BY VICE CHAIRMAN MENDES, THAT THE NOMINATIONS FOR APPOINTMENT AND REAPPOINTMENTS BE APPROVED AS FOLLOWS:**

**COALINGA-HURON MOSQUITO ABATEMENT DISTRICT  
REAPPOINT JOSEPH LOVELACE (TERM TO EXPIRE 1/3/2028)**

**FRESNO COUNTY FIRE PROTECTION DISTRICT  
APPOINT JOHN DIENER TO THE POSITION PREVIOUSLY HELD BY STEPHEN B. JULIAN (TERM TO EXPIRE 9/30/2026)**

**SANGER-DEL REY CEMETERY DISTRICT  
REAPPOINT RICHARD BUBENIK (TERM TO EXPIRE 1/3/2028)**

**THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Public Presentations**

15. Public Presentations - This portion of the meeting is reserved for persons desiring to address the Board on any matter not on this agenda - Pursuant to Administrative Policy No. 29, presentations are limited to 3 minutes per person and no more than 15 minutes total per topic  
**HELD; RECEIVED**

**Closed Session**

16. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Hollis Magill; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment  
**HELD; NO REPORTABLE ACTION**
17. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (5 Cases)  
**HELD; NO REPORTABLE ACTION**
18. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)  
**HELD; NO REPORTABLE ACTION**
19. Conference with legal counsel - Existing Litigation pursuant to Government Code section 54956.9(d)(1); County of Fresno v. Garry Bredefeld, et al. Fresno County Superior Court, Case No. 23CECG00814  
**HELD; NO REPORTABLE ACTION**

**Sitting as the Fresno County In-Home Supportive Services Public Authority Governing Board:**

20. Sitting as the In-Home Supportive Services Public Authority Governing Board: Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Oralia Gomez; Employee Organization: SEIU-Local 2015 - Hours, Wages and Terms and Conditions of Employment  
**HELD; RECEIVED PUBLIC TESTIMONY PRIOR TO RECESSING TO CLOSED SESSION. NO REPORTABLE ACTION**

**Adjourn**

**A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS MEETING BE ADJOURNED FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

APPROVED:

/s/ Nathan Magsig  
NATHAN MAGSIG, CHAIRMAN OF THE  
BOARD OF SUPERVISORS OF THE  
COUNTY OF FRESNO

ATTEST:

BY: /s/ Bernice E. Seidel  
BERNICE E. SEIDEL  
CLERK OF THE BOARD OF SUPERVISORS  
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON APRIL 9, 2024

**CONSENT AGENDA**

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 32 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE AND ITEM 40 WHICH WAS CONTINUED TO APRIL 9, 2024. THE MOTION CARRIED BY THE FOLLOWING VOTE:

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Board of Supervisors**

- 21. Approve minutes for March 5, 2024

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Chairman Magsig**

- 22. Adjourn in Memory of former Fresno County Deputy Probation Officer Donald L. Hogner

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

- 23. Adjourn in Memory of Fred Ede

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Supervisor Quintero**

- 24. Adjourn in Memory of Ray "JoJo" Mosesian

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

- 25. Adjourn in Memory of Phalla Eam

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Sheriff/Coroner/Public Administrator**

26. Adopt Budget Resolution increasing FY 2023-24 appropriations and estimated revenues for Sheriff-Coroner-Public Administrator's 3111 in the amount of \$720,000 (4/5 vote); adopt Budget Resolution increasing FY 2023-24 appropriations for Special Revenue Fund Sheriff-Coroner-Public Administrator Sheriff's Debtors Assessment Fee 0095, Subclass 17653, Org 1454 in the amount of \$150,000 (4/5 vote); adopt Budget Resolution increasing FY 2023-24 appropriations for Special Revenue Fund Sheriff-Coroner-Public Administrator Local Law Enforcement Block Fund 0095, Subclass 17655, Org 1456 in the amount of \$70,000 (4/5 vote); adopt Budget Resolution increasing FY 2023-24 appropriations for Special Revenue Fund Sheriff-Coroner-Public Administrator HIDTA Asset Forfeiture Fund 0095, Subclass 17666, Org 1467 in the amount of \$150,000 (4/5 vote); adopt Budget Resolution increasing FY 2023-24 appropriations for Special Revenue Fund Sheriff-Coroner-Public Administrator HIDTA State Asset Forfeiture Fund 0095, Subclass 17663, Org 1464 in the amount of \$300,000 (4/5 vote); and adopt Budget Resolution increasing FY 2023-24 appropriations for Special Revenue Fund Indigent Burial Trust Fund 0095, Subclass 17664, Org 1465 in the amount of \$50,000 (4/5 vote)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-088, Resolution No. 24-089, Resolution No. 24-090, Resolution No. 24-091, Resolution No. 24-092, Resolution No. 24-093

**Administrative Office**

27. Adopt Resolution proclaiming continuation of the local emergency status relating to the Winter Storms and request that the Governor continue to provide resources and support to recover from this event

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-094

28. Adopt Resolution proclaiming continuation of the local emergency status relating to the February 2023 Winter Storms and request that the Governor provide resources and support to mitigate and recover from the event

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-095

29. Adopt Resolution proclaiming continuation of the local emergency status relating to the extremely high levels of tree mortality and hazardous conditions created by the drought and request that the Governor continue to provide resources and support to mitigate risk of falling trees and increased fire hazard

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-096

30. Approve and authorize the Chairman to execute a First Amendment to Subrecipient Agreement No. 22-536 with Exceptional Parents Unlimited Inc. (Subrecipient) for provision of American Rescue Plan Act - State and Local Fiscal Recovery Funds (ARPA-SLFRF), which will reduce the administrative burden to implement the program by revising the expenditure plan and the modification clause, with no increase to the maximum compensation (\$300,815); and Authorize the County Administrative Officer or designee to approve and execute written changes to the items in the project budget, which, when added together during the term of the Agreement, do not exceed ten percent (10%) of the total maximum compensation payable to Subrecipient, and which do not result in any change to the maximum compensation amount payable to Subrecipient

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-118

31. Approve and authorize the Chairman to execute first Amendment to Subrecipient Agreement No. 23-075 with City of Firebaugh (Subrecipient) for the provision of American Rescue Plan Act - State Local Fiscal Recovery Funds (ARPA-SLFRF), which will revise the expenditure plan and update the modification clause, with no change to agreement maximum (\$2,832,100); and Authorize the County Administrative Officer or designee to approve and execute written changes to the items in the project budget, which, when added together during the term of the Agreement, do not exceed ten percent (10%) of the total maximum compensation payable to Subrecipient, and which do not result in any change to the maximum compensation amount payable to Subrecipient

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-119

32. Approve Bylaws for the Community Parent and Guardian Review Committee; and approve the application period for the Community Parent and Guardian Review Committee to occur from March 19, 2024, through April 26, 2024, and direct staff to post vacancies and authorize staff to accept applications; authorize staff to continue accepting applications after the April 26, 2024 deadline to be kept on file in the event vacancies occur

**A MOTION WAS MADE BY SUPERVISOR BRANDAU, SECONDED BY CHAIRMAN MAGSIG, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

**Ayes:** 4 - Brandau, Magsig, Mendes, and Quintero

**Noes:** 1 - Pacheco

### **Behavioral Health**

33. Adopt Budget Resolution increasing the FY 2023-24 appropriations for the Providing Access and Transforming Health Program Fund 0041, Subclass 17131, PATH Justice-Involved Reentry Org 1083 in the amount of \$14,000 for the implementation of behavioral health linkages for incarcerated individuals (4/5 vote); adopt Budget Resolution increasing the FY 2023-24 appropriations for the Behavioral Health Bridge Housing Program Fund 0041, Subclass 17132, BH Bridge Housing Grant Org 1084 in the amount of \$8,792,105 for the immediate sustainable housing needs of people experiencing homelessness (4/5 vote); adopt Budget Resolution increasing the FY 2023-24 appropriations for the Crisis Care Mobile Units Program, Fund 0041, subclass 17133, Crisis Care Mobile Units Grant Org 1085 in the amount of \$204,356 to implement and expand mobile crisis services (4/5 vote); adopt Budget Resolution increasing the FY 2023-24 appropriations for Local Health and Welfare Trust, Fund 0135, Subclass 13045, 1991 Realignment - Behavioral Health Org 5245 in the amount of \$10,962,630 (4/5 vote); adopt Budget Resolution increasing the FY 2023-24 appropriations for Local Revenue Fund 0271, Subclass 13030, BH Realignment - Managed Care Org 5636 in the amount of \$2,472,694 (4/5 vote); adopt Budget Resolution increasing the FY 2023-24 appropriations for Local Revenue Fund, Fund 0271, Subclass 13030, BH Realignment - EPSDT Org 5637 in the amount of \$3,370,162 (4/5 vote); and adopt Budget Resolutions increasing the FY 2023-24 appropriations and estimated revenues for Department of Behavioral Health Org 5630 in the amount of \$25,815,947 (4/5 vote)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-097, Resolution No. 24-098, Resolution No. 24-099, Resolution No. 24-100, Resolution No. 24-101, Resolution No. 24-102, Resolution No. 24-103, Resolution No. 24-104, Resolution No. 24-105, Resolution No. 24-106, Resolution No. 24-107, Resolution No. 24-108

**Child Support Services**

34. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 4 transferring FY 2023-24 appropriations within the Department of Child Support Services Org 5110, from Account 7295 (Professional & Specialized Services) to Accounts 6100 (Regular Salaries), 6400 (Retirement Contribution), and 6500 (OASDI Contribution), in the amount of \$500,000 to provide additional funding necessary to offset increased salary and benefit costs; and approve and authorize the Clerk of the Board to execute Budget Transfer No. 5 transferring FY 2023-24 appropriations within the Department of Child Support Services Org 5110, from Account 7295 (Professional & Specialized Services) to Account 8300 (Equipment), in the amount of \$35,000 to appropriately categorize the equipment as capital assets

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Human Resources**

35. Approve and authorize Chairman to execute Agreement to Defend Public Officers or Employees for; Jamie Palm, Defense Attorney; Public Defender Office; Brenda Jewell Manter v County of Fresno, et al.

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-120

36. Under Administrative Policy No. 34 for competitive bids or requests for proposals (AP 34), determine that an exception to the competitive bidding requirement under AP 34 is satisfied and a suspension of competition is warranted due to unusual and extraordinary circumstances and due to the vendor being a governmental agency, and that the best interests of the County would be served by entering into an Agreement with Public Risk Innovation, Solutions, and Management (PRISM) as this vendor is uniquely qualified to provide an internet-based software system to track General Liability and Medical Malpractice claims and obtain reports (PRISM provides licenses to its claim administration software and has a Master Agreement with Spear for web hosting, which allows PRISM to offer the software to clients at a discounted rate); and approve and authorize the Chairman to execute an Agreement with PRISM for the software license for Claims Xpress Software to track the County's general liability and medical malpractice claims, effective April 1, 2024, and expiring on July 31, 2026, at a total not to exceed \$26,494

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-121

**37. Adopt Resolutions Rejecting Claims for Damages****APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-109, Resolution No. 24-110, Resolution No. 24-111, Resolution No. 24-112, Resolution No. 24-113, Resolution No. 24-114, Resolution No. 24-115, Resolution No. 24-116, Resolution No. 24-117, Resolution No. 24-118, Resolution No. 24-119, Resolution No. 24-120, Resolution No. 24-121

**38. Approve and authorize Chairman to execute Agreement to Defend Public Officers or Employees for; Jeff Stricker, Sheriff Sergeant; Sheriff's Department; Caleb L. McGillvary v Jeff Stricker, et al.****APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-122

**Internal Services****39. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances in order to continue support of PeopleSoft financial, human resource, database products, and cloud services, as the products are proprietary and can only be licensed through Oracle America, Inc.; Approve and authorize the Chairman to execute a retroactive Agreement and Amendment One with Oracle America, Inc., for PeopleSoft licensing, retroactive to February 6, 2024, not to exceed five consecutive years, total not to exceed \$3,978,000; and Authorize the Chief Information Officer or his/her designee to sign and execute various operational documents associated with the payment of the annual license as well as the purchase and technical support of future products, subject to approval as to legal form by County Counsel****APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-123

**40. Approve and authorize the Chairman to execute Second Amendment to Agreement with CCS Facility Services - Fresno, Inc., adding janitorial services at two additional County locations, effective upon execution, increasing the maximum compensation by \$1,000,000 to a total of \$4,560,000, with no change to the potential five-year term of August 10, 2021, through August 9, 2026, which includes a three-year initial term with two optional one-year extensions**

**CONTINUED TO APRIL 9, 2024**

41. Approve and authorize the Chairman to execute First Amendment to Agreement with West Hills Community College District updating the operational costs incurred from the operation of a County public library shared with college's academic library located at 900 O Street, Firebaugh, CA, and allowing the Fresno County Public Library to install a bolted safe at the leased premises, with no change to the cost (\$0) or potential term of January 8, 2019, through June 30, 2117, which includes a ten-year base contract with optional 10-year extensions

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-124

42. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances, as Medical Priority Consultants, Inc. dba Priority Dispatch Corporation is the only provider of maintenance and support for the ProQA dispatch and interrogation software that is used by the Department of Public Health - Emergency Medical Services Communications Center; and Approve and authorize the Chairman to execute an Agreement with Medical Priority Consultants, Inc., dba Priority Dispatch Corporation for dispatch interrogation software maintenance and support, effective March 25, 2024, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$662,000

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-125

**Library**

43. Approve and authorize the Chairman to execute a Letter of Agreement, which will become the Grant Agreement for Institute of Museum and Library Services funds through the Public Library Association to allow the Library to participate in the Family Engagement program, effective upon approval through March 19, 2026 (\$30,000); authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for the recommended agreement; and adopt Budget Resolution increasing FY 2023-24 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$30,000 (4/5 vote)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-122, Agreement No. 24-126

**Probation**

44. Approve Ninth Update to the Community Corrections Partnership Plan, which includes status updates on the expansion or disposition of AB 109 funded programs and services, as required by the Public Safety Realignment Act pursuant to Assembly Bill 109 (Chapter 15, Statutes of 2011)/Assembly Bill 117 (Chapter 39, Statutes of 2011)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Public Health**

45. Approve and authorize the Chairman to execute Amendment No. 1 to Agreements with the following vendors to allow unspent fiscal year one funds to be carried over to fiscal year two, allow fiscal year two funds to be redirected to other line items, and amend Article 7.1 of each agreement, with no changes to the maximum compensation, or to the term of March 28, 2023 through December 31, 2024, with two optional one-year extension periods: 1) Reading and Beyond with a total not to exceed amount of \$1,260,000, 2) Centro La Familia Advocacy Services with a total not to exceed amount of \$1,335,000, 3) Centro Binacional para el Desarrollo Indigena Oaxaqueño with a total not to exceed amount of \$750,000, 4) West Fresno Health Care Coalition with a total not to exceed amount of \$996,818, and 5) Cultiva La Salud with a total not to exceed amount of \$1,155,000

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-127, Agreement No. 24-128, Agreement No. 24-129, Agreement No. 24-130, Agreement No. 24-131

46. Adopt Resolution that sets forth issues to be considered for inclusion in new and renewal agreements for emergency ambulance services, as required by Health and Safety Code Section 1797.230

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 24-123

47. Approve Memorandum of Understanding template, related to the Infectious Materials Ordinance, for incorporated cities within the County of Fresno which authorizes the County's Public Health Department to enforce the ordinance within an incorporated city's jurisdictional boundaries; and authorize the County Administrative Officer, or his/her designee, to execute a Memorandum of Understanding related to the Infectious Materials Ordinance with incorporated cities within the County of Fresno which authorizes the County's Public Health Department to enforce the ordinance within the partner city's jurisdictional boundaries

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

**Public Works and Planning**

48. Authorize Director of Public Works and Planning, or his/her designee to execute an Agreement, in substantial form as attached to this item, with Fresno Metropolitan Flood Control District for reimbursement of costs for Design and Construction of Storm Drainage Facilities (preliminary engineer's estimate is \$59,378), subject to review and approval of County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form; and authorize Director of Public Works and Planning, or his/her designee, to approve and execute Amendments/Contract Change Orders with Fresno Metropolitan Flood Control District up to a total additional amount of \$11,876, approximately 20% of preliminary engineer's estimate total, for a total agreement not to exceed amount of \$71,254, subject to review and approval of County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

49. Approve and authorize Chairman to execute an Agreement with Central State Inc., for sewage sludge pumping and removal services for Special Districts, County Parks, Juvenile Justice Campus, American Avenue Disposal Site, and Southeast Regional Disposal Site, effective March 19, 2024, total term not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total amount not to exceed four million five hundred thousand dollars (\$4,500,000)

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-132

50. Adopt plans and specifications for Contract 23-24-SW American Avenue Disposal Site Phase III Modules 9 and 10 and award to lowest bidder Yarbs Grading and Paving, Inc., 11339 S. Peach Avenue, Fresno CA, in total amount of \$7,357,089; and authorize Chairman to execute Contract Change Orders for Contract No. 23-24-SW in amount of \$290,000, in excess of Director's allowance of \$210,000, up to a total change order limit of \$500,000

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

51. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances, as Luhdorff and Scalmanini Consulting Engineers has the specific expertise to provide consultant services to assist with preparation of a Groundwater Sustainability Plan for Fresno County Management Areas A and B Groundwater Sustainability Agencies, within the Delta-Mendota Groundwater Subbasin; and Approve and authorize the Chairman to execute a retroactive Agreement with Luhdorff and Scalmanini, Consulting Engineers effective March 1, 2023 through February 28, 2026, not to exceed five consecutive years, which includes three-year base and two optional one-year extensions, total not to exceed \$299,840

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-133

52. Adopt plans and specifications for Contract 23-04-C Fowler Avenue and Olive Avenue Intersection Improvements, Federal Project No. CML-5942(293) and award to the lowest bidder Avison Construction, Inc., 40434 Brickyard Dr., Madera, CA, in the total amount of \$2,529,711

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

### **Social Services**

53. Approve and authorize the Chairman to execute Amendment I to Master Agreement for Expanded Subsidized Employment, reverting the Commercial General Liability Insurance limits back to no less than one million dollars (\$1,000,000) per occurrence and an annual aggregate of two million dollars (\$2,000,000) effective upon execution, with no change to the term of October 1, 2020 through September 30, 2025, or compensation maximum of \$15,000,000

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-134

- 54.** Approve and authorize the Chairman to execute Amendment No. 3 to Agreement with Centro La Familia Advocacy Services, Inc. for administration of the California Work Opportunity and Responsibility to Kids Housing Support Program extending the term by 13 months from June 1, 2024 through June 30, 2025 and increasing the maximum compensation by \$853,125 to a total of \$3,135,345

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-135

- 55.** Under Administrative Policy No. 34 for competitive bids or requests for proposals (AP 34), determine that an exception to the competitive bidding requirement under AP 34 is satisfied and a suspension of competition is warranted due to unusual or extraordinary circumstances, and that the best interests of the County would be served by entering into an agreement with CalSAWS Consortium for both agreements listed within recommended actions two and three as CalSAWS Consortium is a Joint Powers Authority formed by all 58 California Counties; and, Approve and authorize the Chairman to execute the County Purchase Agreement with the CalSAWS Consortium for the purchase of Generative AI for post-call summarization on behalf of the County, effective April 1, 2024 through May 31, 2025, total cost not to exceed \$2,041,241; and, Approve and authorize the Chairman to execute the County Purchase Agreement with the CalSAWS Consortium for the purchase of two-hundred twenty-two (222) additional Contact Center licenses on behalf of the County, effective May 1, 2024 through July 31, 2025, total cost not to exceed \$586,705

**APPROVED AS RECOMMENDED**

**Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 24-136, Agreement No. 24-137