



# Board of Supervisors

## Agenda - Final-Revised

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](http://www.co.fresno.ca.us)

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

**Jean M. Rousseau, County Administrative Officer**  
**Daniel C. Cederborg, County Counsel**  
**Bernice E. Seidel, Clerk of the Board of Supervisors**

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Tuesday, May 8, 2018

9:00 AM

Hall of Records

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The Fresno County Board of Supervisors welcomes you to this meeting and encourages your participation. This agenda contains a brief general description of each item to be considered. The number of the item being heard is indicated on the Clerk's desk. Please see note below regarding consent agenda items. The Chairman will call for public testimony as each item is heard. If you wish to speak to an individual item please step to the podium during this time period and state your name for the record. If you wish to speak on a matter which does not appear on the agenda, you may do so during the Public Presentation period at the end of the regular session.

All supporting documentation is available for public review in the office of the Clerk of the Board of Supervisors located in the Hall of Records building, 2281 Tulare Street, Room 301, Fresno, 93721 during regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday. Agenda items are also available online at:

<http://fresnocounty.legistar.com>.

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

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 23 - 47

*These matters are routine in nature and are usually approved by a single vote. Prior to action by the Board, the Board Members and the public will be given the opportunity to remove any item from the Consent Calendar. Items removed from the Consent Calendar may be heard immediately following approval of this Consent Calendar or set aside until later in the day*

### **Board of Supervisors**

3. Presentation of Retirement Plaque to Leng Thao - Department of Social Services - 27 Years of Service
4. Presentation of Retirement Plaque to David G. Jones - Department of Public Health - 29 Years of Service

**Chairman Quintero**

5. Proclaim May 2018 as "Foster Care Month" in Fresno County
6. Proclaim May 20th to 26th, 2018 as "National Public Works Week" in the County of Fresno

**Supervisor Magsig**

7. Proclaim May 6 through May 12, 2018 as Wildfire Awareness Week in Fresno County

**Internal Services**

8. Conduct first hearing to consider amending the County of Fresno Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 3800-General Services, revising subsections 3804, and 3809 through and including 3813 therein, relating to the recovery of costs of certain services provided by Fleet Services, Security Services, and Facility Services of the Internal Services Department (ISD) to County departments and other public agencies (the Ordinance); waive the reading of the proposed Ordinance in its entirety, and set the second hearing of the proposed Ordinance, including its requested Board adoption, for June 5, 2018; Designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and Direct the Clerk of the Board to post and publish the required summary of the proposed Ordinance in accordance with Government Code Section 25124(b)(1)
9. Conduct first hearing to amend the County of Fresno Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 4300-Information Technology Services, in its entirety, revising fees relating to the recovery of costs of certain information technology services and PeopleSoft Operations provided by the Internal Services Department (ISD) to County departments and other public agencies (the Ordinance); waive the reading of the proposed Ordinance in its entirety, and set the second hearing of the proposed Ordinance, including its requested Board adoption, for June 5, 2018; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and direct the Clerk of the Board to post and publish the required summary of the proposed Ordinance in accordance with Government Code Section 25124(b)(1)

**Probation**

10. Approve and authorize Chairman to execute a revenue Agreement with the Kings Canyon School District for services provided by one Deputy Probation Officer assigned to Kings Canyon Unified School District school sites from June 1, 2018 through June 30, 2019 (\$43,125); adopt Budget Resolution increasing the FY 2017-18 Appropriations and Estimated Revenue in Probation Org 3430 in the amount \$11,006 (4/5 vote); and approve Amendment to the Salary Resolution adding one Deputy Probation Officer position to Probation Org 3430 effective June 4, 2018 as reflected in the Appendix C

**Public Works and Planning**

11. Adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7300, including Mitigation Monitoring and Reporting Program prepared for Amendment Application No. 3824; approve Ordinance pertaining to Amendment Application No. 3824 thereby rezoning subject 14.21-acre parcel from AE-20 Zone District to M-3(c) Zone District to allow limited industrial uses as requested by Applicant; and designate County Counsel to prepare fair and adequate summary of proposed ordinance, and direct Clerk of the Board to post and publish required summary in accordance with Government Code Section 25124(b)(1), subject property is located on south side of E. Lincoln Avenue between State Highway 99 and Golden State Boulevard approximately one mile northwest of nearest city limits of City of Fowler
12. Consider and adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7298 including Mitigation Monitoring and Reporting Program prepared for General Plan Amendment Application No. 551 and Amendment Application No. 3823, amending Fresno County General Plan and County-adopted Fresno High-Roeding Community Plan by re-designating 3.57-acre parcel from Rural Density Residential to Limited Industrial; approve Ordinance pertaining to Amendment Application No. 3823 thereby rezoning subject 3.57-acre parcel from R-R(nb) to M-1(c); and adopt Resolution approving General Plan Amendment Application No. 551 as First General Plan Amendment of Agriculture and Land Use Element of Fresno County General Plan for 2018, subject parcel is located on south side of W. Dudley Avenue, between N. Valentine Avenue and N. Marks Avenue, westerly adjacent to city limits of City of Fresno
13. Approve Amendment to Salary Resolution adding one Assistant Director of Public Works and Planning position to Public Works and Planning Org 4510, effective May 21, 2018, as reflected on Appendix E.; approve Amendment to Salary Resolution retitling one Assistant Director of Planning and Resources position to Assistant Director of Public Works and Planning in Public Works and Planning Org 4360, effective May 21, 2018, as reflected on Appendix E; and approve Amendment to Salary Resolution adding one Resources Division Manager position to Public Works and Planning Org 9015, effective May 21, 2018 as reflected on Appendix E

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

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

**Board Appointments**

15. Board Appointments - Receive Boards, Commissions and Committees Vacancy Report; and Appoint Applicants as necessary

**Public Presentations**

16. Public Presentations - This portion of the meeting 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 5 minutes per person and no more than 15 minutes per topic

**Closed Session**

*The public may comment on Closed Session items prior to the Board's recess to Closed Session*

17. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) - 2 Cases
18. Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (2 Cases)
19. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Paul Nerland; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment
20. Conference with Legal Counsel - Existing Litigation - Government Code, Section 54956.9 (d)(1) - Ronald Jackson vs. County of Fresno; Workers' Compensation Appeals Board Number ADJ10574535
21. Conference with legal counsel - Existing Litigation Government Code, section 54956.9(d)(1) - Wilma Deloney v. County of Fresno, et al., United States Eastern District Court Case No.: 1:17-CV-01336-LJO-EPG; Risk Management Claim No.: 9633
22. Conference with legal counsel - Existing Litigation Government Code, section 54956.9(d)(1) - David and Gretchen Jessen v. County of Fresno, et al., United States Eastern District Court Case No.: 1:17-cv-00524-DAD-EPG; Risk Management Claim No.: 9551

**Adjourn****NEXT MEETINGS:**

*June 5, 2018 - 9:00 A.M.*

*Jun 12, 2018 - 9:00 A.M.*

Requests for disability-related modification or accommodation needed in order to participate in the meeting must be made to the Clerk of the Board of Supervisors (559) 600-3529 no later than Monday at 9:00 a.m.

**CONSENT AGENDA**

*(Any Board Member may pull any consent item for discussion or separate vote)*

**Board of Supervisors**

23. Approve minutes of meeting for May 1, 2018

**Supervisor Mendes**

24. Adopt Resolution in support of the Water Bond Initiative on the November Ballot

**District Attorney/Public Administrator**

25. Approve and authorize the Chairman to execute a retroactive ten-year lease with Foundry Park Investors, LP for office space located at 2510 S. East Avenue, Suite 500, Fresno, CA, effective January 15, 2018, to be funded by the District Attorney-Public Administrator and Fresno Police Department
26. Make a finding that it is in the best interest of the County to suspend the competitive bidding process under Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of confidential employer and client address information for the District Attorney Welfare Fraud Unit; and approve and authorize the Chairman to execute an Agreement with the Employment Development Department for the procurement of confidential employer and client address information for use during fraud investigations, effective July 1, 2018 through June 30, 2021 for a maximum amount of \$2,676

**Sheriff/Coroner**

27. Retroactively authorize the Sheriff-Coroner's previous submittal of a grant application to the State of California Department of Parks and Recreation for Off-Highway Motor Vehicle Grant funds (\$357,847); and approve and authorize Chairman to execute resolution approving the Sheriff-Coroner to submit an application to the State of California Department of Parks and Recreation for Off-Highway Motor Vehicle Grant funds and approving the required certifications

**County Counsel**

28. Approve and authorize Chairman to execute Agreement for Legal Services authorizing County Counsel to provide legal services to Orange Cove Fire Protection District

**Administrative Office**

29. Approve and authorize the Chairman to execute First Amendment to Indigent Conflict Defense Agreement No. 17-226 with Richard A. Ciummo & Associates effective upon execution with no change in term and increasing the maximum by \$402,547 to \$23,136,307; and adopt Budget Resolution increasing the FY 2017-18 appropriations for Alternate Indigent Defense Org 2875 in the amount of \$195,000 using available Fund Balance in the amount of \$195,000 from the General Fund (4/5 vote)
30. 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
31. Adopt Budget Resolution increasing FY 2017-18 appropriations for Interest and Miscellaneous Expenditures Org 2540 in the amount of \$190,312, using available Fund Balance in the General Fund, to allow for the reimbursement of prior year unspent Assessor encumbrances from the General Fund to the Assessor-Recorder Special Revenue Fund 0035 Property Tax Administration Program (PTAP) Org 1040 (4/5 vote); and adopt Budget Resolution increasing FY 2017-18 estimated revenues for Assessor-Recorder Special Revenue Fund 0035 PTAP Org 1040 (4/5 vote)
- 31.1 Adopt Resolution in support of Proposition 69, Transportation Taxes and Fees Lockbox and Appropriations Limit Exemption Amendment

**Agriculture**

32. Authorize the Fresno County Agricultural Commissioner/Sealer of Weights and Measures to Execute Specific Revenue Agreements for FY 2018-19 (estimated \$5,344,710); and, Authorize the Fresno County Agricultural Commissioner/Sealer to execute amendments to these same revenue agreements on behalf of the County of Fresno, including approving any revenue changes within a 15% increase or decrease of each agreement's amount

**Behavioral Health**

33. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for referral clients requiring acute inpatient psychiatric services to a licensed inpatient facility for the Department of Behavioral Health; Approve and authorize the Chairperson to execute a Master Agreement for Out-of-County Inpatient Psychiatric Hospital Services with providers whose annual service costs are expected to exceed the \$100,000 maximum amount payable, effective May 8, 2018, not to exceed approximately five consecutive years, which includes a three-year and two-month base contract and two optional one-year extensions, total not to exceed \$3,880,000; and Authorize the Director of the Department of Behavioral Health, or designee, to add and/or delete providers to the Master Agreement for Inpatient Psychiatric Hospital Services

**Internal Services**

34. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 under the “unusual or extraordinary circumstances” exception in order to continue using Granicus software products and services for agenda management product creation and publication; and approve and authorize the Chairperson to execute a new Agreement with GovDelivery, LLC, a Minnesota Limited Liability Company doing business as Granicus, effective June 3, 2018, for a term not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, and authorizing the Director of Internal Services/Chief Information Officer to purchase additional Granicus products and services up to approximately \$53,000, to enhance the County’s provision of government services, total not to exceed \$455,000

**Public Health**

35. Approve and authorize the Chairman to execute an Agreement with Two Q, Inc., for media communication and advertising services, effective upon execution, not to exceed five years and two months consecutively, which includes a two-month planning and implementation phase followed by a three-year base contract and two optional one-year extensions, total not to exceed \$3,750,000
36. Approve and authorize the Chairman to execute an Agreement with California Department of Health Care Services for the Medi-Cal County Inmate Program for FY 2018-19, effective July 1, 2018 through June 30, 2019 (\$2,306,842)

**Public Works and Planning**

37. Adopt Resolution initiating proceedings under, Chapter 3 of the Landscaping and Lighting Act of 1972 for County Service Area 2, Tenaya Estates, and appointing an Assessment Engineer to prepare and file an Engineer’s Report; receive and approve the Engineer’s Report: Tenaya Park Assessment District, County Service Area 2; and, adopt Resolution of Intention to set a public hearing on June 12, 2018 at 9:00 a.m., to consider an assessment for operation and maintenance of Tenaya Park, benefitting properties within County Service Area 2, Tenaya Estates, which includes 142 residential parcels
38. Approve adjustment of the Exclusive Service Area Program maximum rates, as a pass-through expense, effective July 1, 2018, to reflect the Board’s direction to increase the tip fee at the American Avenue Disposal Site
39. Adopt Resolution accepting the General Plan Annual Progress Report covering the 2017 calendar year and authorize its submittal to the Governor’s Office of Planning and Research and the California Department of Housing and Community Development

40. Approve and authorize Chairman to execute First Amendment to Agreement No. 17-J-02 with Durham Construction Company, Inc., for remodel, maintenance, and repair projects, effective upon execution with no change in term and increasing the maximum by \$2,500,000 to \$4,000,000
41. Approve and authorize Director of Department of Public Works and Planning, subject to review and approval of County Counsel and Auditor-Controller/Treasurer-Tax Collector, to execute Utility Agreements with Panoche Drainage District and Water Quality Improvement Joint Powers Authority for Dos Palos Area and any amendments that Director deems necessary for construction of Outside Canal on Russell Avenue Bridge Replacement Project (\$0)
42. Adopt Resolution revising number of miles of maintained Fresno County roads
43. Adopt Resolution authorizing additional stop signs at intersection of DeWolf and McKinley Avenues, stopping eastbound and westbound traffic on McKinley Avenue, making it an all-way stop
44. Adopt plans and specifications and award Contract No. 17-25-C, Bituminous Seal Coats at Various Locations in Fresno County to the low bidder, Sierra Nevada Construction, in the amount of \$1,108,531.75 for the base bid; and authorize the Director of Public Works and Planning to execute Contract Change Orders up to \$67,926
45. Adopt Resolution amending the Schedule of Drainage Costs and Fees for local drainage areas and Storm Drainage and Flood Control Master Plan pursuant to Section 17.64.050 of the Fresno County Ordinance Code

### **Social Services**

46. Approve and authorize the Chairman to execute Amendment III to Agreement A-15-057-2 with WestCare California, Inc. to provide homeless services training and supplies, effective upon execution with no change in term to June 30, 2018, and increasing the maximum compensation by \$40,000 to a total of \$583,800
47. Approve and authorize the Chairman to execute a Master Agreement for Substance Abuse Treatment services, effective July 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$17,000,000; and, Authorize the Director of the Department of Social Services, or his designee to add and/or delete service providers to the Master Agreement, as necessary