



# County of Fresno

## Action Summary - Final

### Board of Supervisors

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*Brian Pacheco, 1st District, Chairman*  
*Sal Quintero, 3rd District, Vice-Chairman*  
*Steve Brandau, 2nd District*  
*Buddy Mendes, 4th District*  
*Nathan Magsig, 5th 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, October 25, 2022

9:30 AM

Hall of Records

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

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

COURTNEY WESTFALL, CAMPUS LIFE SITE DIRECTOR AT YOUTH FOR CHRIST, GAVE THE INVOCATION AND CLERK OF THE BOARD BERNICE E. SEIDEL LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

#### **1. Approve Agenda**

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

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

#### **2. Approve Consent Agenda - Item Numbers 19 - 65**

PRIOR TO THE BOARD APPROVING THE CONSENT CALENDAR, THE CLERK OF THE BOARD ANNOUNCED A CORRECTION TO AGENDA ITEM 21: THE LETTER OF SUPPORT WAS REVISED TO ADD LANGUAGE TO REFERENCE THE RESOLUTION. A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY VICE CHAIRMAN QUINTERO, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED, INCLUDING THE CORRECTION TO ITEM 21. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

**Board of Supervisors**

3. Appoint a Member and Alternate of the Board of Supervisors to the California State Association of Counties (CSAC) Board of Directors for 2022-2023 and direct the Clerk of the Board to provide notification to CSAC

**A MOTION WAS MADE BY SUPERVISOR BRANDAU, SECONDED BY VICE CHAIRMAN QUINTERO, THAT THE NOMINATION FOR APPOINTMENTS BE APPROVED AS FOLLOWS: SUPERVISOR MENDES AS DIRECTOR AND SUPERVISOR MAGSIG AS ALTERNATE DIRECTOR TO THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) FOR 2022-2023 AND DIRECTED THE CLERK OF THE BOARD TO PROVIDE NOTIFICATION TO CSAC. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**Supervisor Mendes**

4. Adopt Proclamation proclaiming October 31, 2022 through November 4, 2022 as National Veterans Small Business Week in Fresno County

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

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

Resolution No. 22-331

**Sheriff/Coroner/Public Administrator**

5. Conduct first hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Subsection 2604, 2606, and 2609 of Section 2600 - Sheriff-Coroner-Public Administrator to update the MSF to delete unnecessary fees and ensure full cost recovery for services provided by the Sheriff's Office; waive reading of the Ordinance in its entirety; and set second hearing for November 29, 2022; 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 in accordance with Government Code Section 25124(b)(1)

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

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

**Agriculture**

6. Accept the Annual Fresno County Crop and Livestock Report for 2021 from the Department of Agriculture

**A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR BRANDAU, TO ACCEPT THE ANNUAL FRESNO COUNTY CROP AND LIVESTOCK REPORT FOR 2021 FROM THE DEPARTMENT OF AGRICULTURE. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

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

7. Sitting as the In-Home Supportive Services Public Authority Governing Board: Receive Program Update presentation from the In-Home Supportive Services Public Authority

RECEIVED PRESENTATION

**Public Works and Planning**

8. Consider petition for partial cancellation of Agricultural Land Conservation Contract No. 3721 filed by Maxine Botelho to remove a 1.51-acre portion of a 50.99-acre (gross) parcel from Williamson Act contract to allow creation of a 1.51-acre homesite parcel for residential use; and if your Board is able to make all five required Consistency Findings listed under Government Code, Section 51282(b), adopt a Resolution authorizing partial cancellation of Agricultural Land Conservation Contract No. 3721; and authorize Chairman to sign Certificate of Tentative Cancellation and approve recordation of Certificate of Cancellation when all conditions included in Certificate of Tentative Cancellation have been satisfied (subject parcel is located on east side of Lassen Avenue between Kearney Boulevard and Jensen Avenue, approximately one-quarter mile west of nearest city limits of City of Kerman (APN: 020-041-06s and 020-041-07s))

A MOTION WAS MADE BY CHAIRMAN PACHECO, SECONDED BY SUPERVISOR MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS: 1) APPROVE PETITION FOR PARTIAL CANCELLATION OF AGRICULTURAL LAND CONSERVATION NO. 3721 FILED BY MAXINE BOTELHO TO REMOVE A 1.51-ACRE PORTION OF A 50.99-ACRE (GROSS) PARCEL FROM THE WILLIAMSON ACT CONTRACT TO ALLOW THE CREATION OF A 1.51-ACRE HOMESITE PARCEL FOR RESIDENTIAL USE; 2) DETERMINE THAT ALL FIVE REQUIRED CONSISTENCY FINDINGS LISTED UNDER GOVERNMENT CODE, SECTION 51282(b), CAN BE MADE AND ADOPT A RESOLUTION AUTHORIZING PARTIAL CANCELLATION OF AGRICULTURAL LAND CONSERVATION CONTRACT NO. 3721; AND 3) AUTHORIZE THE CHAIRMAN TO SIGN THE CERTIFICATE OF TENTATIVE CANCELLATION AND APPROVE RECORDATION OF THE CERTIFICATE OF CANCELLATION WHEN ALL CONDITIONS INCLUDED IN THE CERTIFICATE OF TENTATIVE CANCELLATION HAVE BEEN SATISFIED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Resolution No. 22-332

9. Consider appeal of Planning Commission's denial of Unclassified Conditional Use Permit Application No. 3692 proposing to allow construction and operation of a new funeral chapel facility consisting of a 13,939 square-foot building in conjunction with an existing cemetery, on an approximately 7.5-acre portion of a 38.55-acre parcel in the AE-20 (Exclusive Agricultural, 20-acre minimum parcel size) Zone District; and if appeal is granted and the Planning Commission's denial of Unclassified Conditional Use Permit Application No. 3692 overturned:
- a. adopt the Mitigated Negative Declaration and the Mitigation Monitoring and Reporting Program prepared based on Initial Study No. 7948 with the recommended Mitigation Measures and Conditions of Approval with inclusion of an additional Condition of Approval that appellant indemnify the County for any legal costs; b. make required Findings specified in Section 873(F) for approval of Unclassified Conditional Use Permit Application No. 3692; and c. adopt a Resolution approving Unclassified Conditional Use Permit Application No. 3692 to allow a new funeral chapel facility in conjunction with an existing cemetery (project site is located on the south side of W. Whitesbridge Avenue (SR 180) approximately 1,000 feet east of the intersection of W. Whitesbridge Avenue (State Route 180) and S. Polk Avenue, and approximately one mile west of the City of Fresno (APN 326-030-81S, 07S, & 10) (175 S. Cornelia Avenue))

**CONSIDERED APPEAL OF PLANNING COMMISSION'S DENIAL OF UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3692 PROPOSING TO ALLOW THE CONSTRUCTION AND OPERATION OF A NEW FUNERAL CHAPEL FACILITY CONSISTING OF A 13,939 SQUARE-FOOT BUILDING IN CONJUNCTION WITH AN EXISTING CEMETERY, ON AN APPROXIMATELY 7.5-ACRE PORTION OF A 38.55-ACRE PARCEL IN THE AE-20 (EXCLUSIVE AGRICULTURAL, 20-ACRE MINIMUM PARCEL SIZE) ZONE DISTRICT. A MOTION WAS MADE SUPERVISOR MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THIS MATTER BE ACTED ON AS FOLLOWS: 1) GRANT APPEAL AND OVERTURN THE PLANNING COMMISSION'S DENIAL OF UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3692; 2) ADOPT THE MITIGATED NEGATIVE DECLARATION AND THE MITIGATION MONITORING AND REPORTING PROGRAM PREPARED BASED ON INITIAL STUDY NO. 7948 AND APPROVE THE PROPOSAL SUBJECT TO THE PROPOSED MITIGATION MEASURES AND CONDITIONS OF APPROVAL WITH INCLUSION OF AN ADDITIONAL CONDITION OF APPROVAL THAT APPELLANT INDEMNIFY THE COUNTY FOR ANY LEGAL COSTS; 3) MAKE THE REQUIRED FINDINGS SPECIFIED IN FRESNO COUNTY ZONING ORDINANCE SECTION 873(F) FOR APPROVAL OF UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3692; 4) ADOPT RESOLUTION APPROVING UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3692 TO ALLOW A NEW FUNERAL CHAPEL FACILITY IN CONJUNCTION WITH AN EXISTING CEMETERY (WHICH REFLECTS THE ELIMINATION OF INITIAL STUDY MITIGATION MEASURE NO. 6 AND MODIFICATION TO CONDITION OF APPROVAL NO. 3 DUE TO REVERTING THE POLK AVENUE ACCESS FROM A PUBLIC DRIVEWAY TO EMERGENCY ACCESS ONLY); 5) THE APPLICANT SHALL ENTER INTO AN AGREEMENT INDEMNIFYING THE COUNTY FOR ALL LEGAL COSTS ASSOCIATED WITH ITS APPROVAL OF INITIAL STUDY NO. 7948 AND UNCLASSIFIED CONDITIONAL USE PERMIT NO. 3692 AND PROVIDE SECURITY IN AN AMOUNT DETERMINED BY THE COUNTY FOR ANY SUCH LEGAL COSTS INCURRED. THE AGREEMENT AND PAYMENT OF SECURITY SHALL BE DUE UNLESS THAT LITIGATION PERIOD HAS EXPIRED, IN WHICH CASE THE REQUIREMENTS FOR THE INDEMNIFICATION AND SECURITY SHALL BE CONSIDERED NULL AND VOID; AND 6) DIRECT STAFF TO VERIFY WITH THE NORTH CENTRAL FIRE PROTECTION DISTRICT IF THE POLK AVENUE EMERGENCY ACCESS IS REQUIRED AND IF NOT REQUIRED ELIMINATE THE EMERGENCY ACCESS. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

Resolution No. 22-333

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

10. 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 MAGSIG RECEIVED CALLS ABOUT VENUES NEAR McCALL AND CLINTON AVENUES, ONE OF WHICH IS ADVERTISING TICKETS FOR A CONCERT; REMINDED THOSE WANTING TO USE THEIR PROPERTY FOR SOMETHING OTHER THAN WHAT IT'S ZONED FOR TO OBTAIN PROPER PERMITS; AND, DUE TO THE POTENTIAL SIZE OF THE EVENTS, HAS MADE PUBLIC WORKS AND PLANNING, LAW ENFORCEMENT AND THE CAO AWARE. SUPERVISOR BRANDAU THANKED PUBLIC WORKS AND PLANNING, COUNTY COUNSEL, PUBLIC HEALTH, THE SHERIFF AND THE BOARD FOR WORKING TO RESOLVE ISSUES REGARDING A PROPERTY WITH HEALTH AND SAFETY CONCERNS IN OLD FIG. VICE CHAIRMAN QUINTERO SUGGESTED SUPERVISOR MAGSIG WORK WITH ENVIRONMENTAL HEALTH AS HIS REPORTED ISSUE MAY INVOLVE FOOD PERMITS; THANKED PUBLIC WORKS AND PLANNING, COUNTY COUNSEL AND DEPUTY CAO SONIA DE LA ROSA FOR WORKING TO CLEAN UP NEIGHBORHOOD PROPERTIES; REPORTED THE BIG FRESNO FAIR'S SUCCESSES; AND CONGRATULATED THE RECIPIENTS OF THE MARJOREE MASON CENTER'S SUCCESSFUL "TOP TEN" EVENT. SUPERVISOR MAGSIG ADDITIONALLY REPORTED ON THE AMERICAN RESCUE PLAN ACT (ARPA) AD HOC COMMITTEE'S MEETING LAST THURSDAY: ABOUT \$10 MILLION OF AVAILABLE FUNDS WERE IDENTIFIED; HOW COUNTY DEPARTMENTS, SPECIAL DISTRICTS AND THE COMMUNITY CAN APPLY FOR THESE NON-DISCRETIONARY FUNDS TO MEET ONE OF THE SPENDING CATEGORIES IS BEING EXPLORED; THERE IS A SHORT TIME WINDOW TO DECIDE HOW TO ALLOCATE THESE FUNDS; AND WOULD LIKE THE BOARD'S OPINION ON WHETHER THEY SUPPORT THE PREVIOUS PROCESS OF RECEIVING APPLICATIONS. SUPERVISOR BRANDAU ALSO REPORTED ON THE ARPA AD HOC COMMITTEE MEETING, WHICH CONCERNED UPDATES AND NOT DECISION-MAKING: STAFF REPORTED THAT THE STILL-AVAILABLE FUNDS MAY INCREASE AND WANTED TO USE THE SAME PREVIOUS STRATEGY OF APPROACHING THE PUBLIC AS SOON AS POSSIBLE; UNCHOSEN PROJECTS COULD BE RESUBMITTED; AND COUNTY DEPARTMENTS AND THE COMMUNITY ARE INTERESTED IN SUBMITTING. SUPERVISOR MENDES DISAPPROVED OPENING SUBMISSIONS FOR THESE FUNDS; AND SUGGESTED PUBLIC WORKS AND PLANNING ASSESS COUNTY SERVICE AREAS (CSAs) AND COMMUNITY SERVICE DISTRICTS (CSDs), WHICH REPRESENT UNINCORPORATED COMMUNITIES AND HAVE NOT RECEIVED ARPA FUNDS LIKE THE CITIES. CHAIRMAN PACHECO HIGHLIGHTED \$30 MILLION AS POSSIBLY AVAILABLE; SUGGESTED PREVIOUS APPLICANTS REFRESH THEIR PROPOSALS TO BE MORE ELIGIBLE FOR FUNDS INSTEAD OF POTENTIALLY GIVING NEW APPLICANTS FALSE HOPE; AGREED IT WOULD BE MORE APPROPRIATE TO FUND CSAs AND CSDs, AS THEY ARE THE COUNTY AND BOARD'S DIRECT RESPONSIBILITY, OVER NON-PROFITS WITH OTHER FUNDING OPTIONS; AND MENTIONED THAT THE COUNTY AND CITY OF FRESNO RECEIVED SIMILAR ARPA FUNDS, BUT THE CITY DOES NOT HAVE CSAs NOR CSDs TO CARE FOR. SUPERVISOR BRANDAU CONFIRMED A POTENTIAL \$30 MILLION, BUT CURRENTLY, \$10 MILLION IS AVAILABLE, SOME OF WHICH IS LEFT OVER FROM PRIOR ALLOCATIONS DUE TO PLANNED FUNDING LATER FOUND UNNECESSARY OR FINDING OTHER FUNDING OPTIONS. CAO NERLAND ADDED THAT WHILE THE \$10 MILLION COULD GROW, THERE ARE ALSO ACCEPTED PROPOSALS NEEDING MORE FUNDS. VICE CHAIRMAN QUINTERO ASKED THE CAO TO RETURN WITH AN ESTIMATE FOR FUNDING CSAs AND CSDs. CAO NERLAND REPORTED THAT STAFF IS WORKING WITH PUBLIC WORKS AND PLANNING TO PROVIDE FIGURES. DEPUTY CAO DE LA ROSA DETAILED THAT IF SUBMISSIONS WERE OPENED THIS WEEK, NECESSARY ANALYSES OF PROPOSALS WILL NOT BE COMPLETE BEFORE JANUARY. SUPERVISOR MAGSIG EMPHASIZED NEEDING AN EXPENDITURE PLAN TO AVOID THE COUNTY LOSING ARPA FUNDS. SUPERVISOR MENDES ADVOCATED FOR A SHORT TIMELINE: THE CAO WORKS WITH PUBLIC WORKS AND PLANNING, REPORTS BACK TO THE AD HOC COMMITTEE AND HAS AN AGENDA ITEM FOR FUNDING CSAs AND CSDs AT THE NEXT BOARD MEETING. COUNTY COUNSEL CONFIRMED THE DIRECTION GIVEN TO STAFF



**Board Appointments**

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

**A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR BRANDAU, THAT THE NOMINATION FOR REAPPOINTMENT BE APPROVED AS FOLLOWS:**

**HOUSING & COMMUNITY DEVELOPMENT CITIZENS ADVISORY COMMITTEE  
REAPPOINT GEORGE FINLEY (TERM TO EXPIRE 1/06/25)**

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

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

**Public Presentations**

12. 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**

13. 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**

14. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)

**HELD; NO REPORTABLE ACTION**

15. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)

**HELD; NO REPORTABLE ACTION**

16. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - County of Fresno, et al., v. Glenn R. Cox, et al., Fresno County Superior Court Case No. 22CECG01747

**HELD; NO REPORTABLE ACTION**

17. Public Employee Performance Evaluation - County Administrative Officer (Government Code section 54957(b))

**HELD; NO REPORTABLE ACTION**

- 17.1** Conference with Real Property Negotiators - Government Code, Section 54957(a); 41548 Dinkey Creek Road, Shaver Lake, CA 93634, Negotiator: Paul Nerland or designee. Negotiating Parties: Gregory L Judd, under negotiations: Instructions to County's negotiator may concern sale, lease and escrow terms and conditions including price

**HELD; NO REPORTABLE ACTION**

- 17.2** Conference with Real Property Negotiators - Government Code, Section 54957(a); 25 W. Polk, Coalinga, CA 93210, Negotiator: Paul Nerland or designee. Negotiating Parties: Homestead MP LLC, 500 Capitol Mall, Suite 2350, Sacramento, CA 95814, under negotiations: Instructions to County's negotiator may concern sale, lease and escrow terms and conditions including price

**HELD; NO REPORTABLE ACTION**

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

- 18.** Sitting as the In-Home Supportive Services Public Authority Governing Board: Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Tricia Gonzalez; Employee Organization: SEIU-Local 2015 - Hours, Wages and Terms and Conditions of Employment

**HELD; NO REPORTABLE ACTION**

**Adjourn**

**A MOTION WAS MADE BY SUPERVISOR 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:



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BRIAN PACHECO, CHAIRMAN OF THE  
BOARD OF SUPERVISORS OF THE  
COUNTY OF FRESNO

ATTEST:

BY:



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BERNICE E. SEIDEL  
CLERK OF THE BOARD OF SUPERVISORS  
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON NOVEMBER 8, 2022



**CONSENT AGENDA**

PRIOR TO THE BOARD APPROVING THE CONSENT CALENDAR, THE CLERK OF THE BOARD ANNOUNCED A CORRECTION TO AGENDA ITEM 21: THE LETTER OF SUPPORT WAS REVISED TO ADD LANGUAGE TO REFERENCE THE RESOLUTION. A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY VICE CHAIRMAN QUINTERO, THAT THIS CONSENT AGENDA BE APPROVED AS RECOMMENDED INCLUDING THE CORRECTION TO ITEM 21. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

**Board of Supervisors**

19. Approve minutes of meeting for October 11, 2022

**APPROVED AS RECOMMENDED**

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

**Chairman Pacheco**

20. Adjourn in memory of Phillip S. Cronin

**APPROVED AS RECOMMENDED**

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

**Chairman Pacheco and Supervisor Quintero**

21. Authorize Chairman to execute a Resolution in support of the 144th Fighter Wing to obtain F-15EX or F-35 aircraft to ensure the Air National Guard continues to be stationed and headquartered in Fresno, California; and authorize the Board of Supervisors to execute a letter of support for the 144th Fighter Wing and the recapitalization of next-generation aircraft squadrons to ensure that the Air National Guard continues to operate within Fresno County

PRIOR TO THE BOARD APPROVING THE CONSENT CALENDAR, THE CLERK OF THE BOARD ANNOUNCED A CORRECTION TO AGENDA ITEM 21: THE LETTER OF SUPPORT WAS REVISED TO ADD LANGUAGE TO REFERENCE THE RESOLUTION. **APPROVED AS REVISED**

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

Resolution No. 22-325

**Supervisor Quintero**

- 21.1 Adjourn in Memory of Michelle Frances Boswell Giannetta

**APPROVED AS RECOMMENDED**

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

**21.2 Adjourn in Memory of Dr. Dennis Michael Kalebjian****APPROVED AS RECOMMENDED****Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero**Auditor Controller-Treasurer/Tax Collector**

- 22.** Conduct second hearing to adopt the Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Section 300 - Auditor-Controller/Treasurer and Section 3000 - Tax Collector; and waive the reading of the Ordinance in its entirety

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

Ordinance No. 22-011

**County Clerk/Registrar of Voters**

- 23.** Consider and appoint candidate Matthew Hurley to the Sierra Resource Conservation District Board of Directors to a term set to expire on November 29, 2024

**APPROVED AS RECOMMENDED****Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero**District Attorney**

- 24.** Authorize a waiver of the 960 hours per calendar year 2022 maximum hours limitation for the Extra-Help position(s) listed on Attachment A, pursuant to the provisions set forth in Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

**APPROVED AS RECOMMENDED****Ayes:** 5 - Brandau, Magsig, Mendes, Pacheco, and Quintero**Sheriff/Coroner/Public Administrator**

- 25.** Approve and authorize the Chairman to execute Amendment V to Agreement with Renew Auto Body & Paint and Greenway Auto Body for additional auto body parts repair service, effective upon execution with no change to the term of August 1, 2018 through July 31, 2023 and increasing the maximum by \$200,000 to a total of \$500,000

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

Agreement No. 22-470

26. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 59 transferring FY 2022-23 appropriations in the amount of \$8,000 from Account 7265 (Office Expense) to Account 8300 (Equipment) within the Sheriff-Coroner-Public Administrator Org 3111, for the purchase of a Storage Shed

**APPROVED AS RECOMMENDED**

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

### **Administrative Office**

27. Adopt Resolution proclaiming continuation of the local emergency status relating to the Severe Drought and request that the Governor provide resources and support to mitigate and recover from the drought

**APPROVED AS RECOMMENDED**

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

Resolution No. 22-326

28. 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. 22-327

29. Approve and authorize the County Administrative Officer to electronically submit, on behalf of the Board of Supervisors, the documents and certifications required by the United States Department of Treasury to secure Fresno County's portion of the American Rescue Plan Act of 2021, Local Assistance and Tribal Consistency Fund

**APPROVED AS RECOMMENDED**

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

30. Approve and authorize the nomination of Supervisor Magsig to the Environmental Protection Agency (EPA) Committees: the Local Government Advisory Committee and the Federal Advisory Committee to serve either a one- or two-year term

**APPROVED AS RECOMMENDED**

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

**Behavioral Health**

31. Approve and authorize the Chairman to execute a retroactive Agreement with Advocates for Human Potential Inc., for the Behavioral Health Continuum Infrastructure Program Planning Grant, effective January 3, 2022, through December 31, 2022, total not to exceed \$150,000; and, approve and authorize the Department of Behavioral Health Director, or designee, to be the signatory on behalf of the Board of Supervisors on associated Agreement documents, expenditure forms and reports

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-471

32. Approve and authorize the Chairman to execute Memoranda of Understanding with Limited Partnerships (LPs) for No Place Like Home required supportive services at the identified No Place Like Home developments, not to exceed five consecutive years: A. Villages at Paragon, LP, for 13 units at the Villages at Paragon located at 4041 Plaza Dr W, Fresno CA 93702, effective November 1, 2021, total not to exceed \$104,000; B. Villages at Broadway, LP, for 12 units at the Villages at Broadway located at 1828 Broadway St, Fresno, CA 93721, effective March 28, 2022, total not to exceed \$96,000; and, C. Villages at Barstow, Limited Partnership, for 20 units at the Alegre Commons located at 130 W Barstow Ave, Fresno, CA 93704, effective September 30, 2022, total not to exceed \$160,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-472, Agreement No. 22-473, Agreement No. 22-474

33. Retroactively approve and authorize the Department of Behavioral Health's previous submittal of a grant application to the California Health Facilities Financing Authority for the Investment in Mental Health Wellness Grant Program for Children and Youth, Round 4 (\$1,416,138); and approve and authorize the Department of Behavioral Health Director, or designee, to be the signatory and act as the Fresno County representative on behalf of the Board of Supervisors on associated Investment in Mental Health Wellness Grant Program for Children and Youth Round 4 application documents, budget change revisions, expenditure forms and reports, with no change to the compensation amount or term

**APPROVED AS RECOMMENDED**

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

34. Approve and authorize the Chairman to execute a non-monetary Memorandum of Understanding with Aegis Treatment Centers, LLC, to clarify roles and responsibilities to ensure adolescents receiving Medication Assisted Treatment (MAT) services are also linked to a program that specializes in outpatient clinical care, effective upon execution and will not terminate until such time that there is no longer a need for adolescent MAT services or in the event Aegis Treatment Centers, LLC is removed from the Drug Medi-Cal Master Agreement No. 22-176

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-475

**Human Resources**

35. Approve Addendum to the Memorandum of Understanding (MOU) for Representation Unit 4 (Eligibility Workers), represented by Service Employees International Union (SEIU) Local 521, regarding salary adjustments for Eligibility Worker I/II/III classifications, effective October 31, 2022; and approve the related Salary Resolution Amendment, as reflected on Appendix "B"

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 22-062

36. Approve Addendum to the Memorandum of Understanding (MOU) for Representation Unit 31 - Public Defenders, represented by the Professional Association County Employees, effective October 31, 2022

**APPROVED AS RECOMMENDED**

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

**Internal Services**

37. Approve and authorize the Chairman to execute an Assignment of Agreement No. 18-709 from CSDC Inc. to Granicus LLC for Implementation and Upgrade of the AMANDA System, effective upon execution (\$4,000,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-476

38. Approve and authorize the Director of Internal Services/Chief Information Officer, or his or her designee ("Director") to execute a Tenant Estoppel Certificate requested by Mill Avenue Properties, LLC, Mill Avenue Properties II, LLC, Mill Avenue Properties III, LLC, and Mill Avenue Properties IV, LLC ("Lessor") concerning Lease Agreement No. 20-446/L-306 for 1320 E. Shaw Ave., Suite 105 in Fresno ("Lease Agreement"); and Authorize the Director to approve and execute all future tenant estoppel certificates and any future Subordination, Non-disturbance, and Attornment Agreements ("SNDAs") or Subordination and Non-disturbance Agreements ("SNDs"), with the Lessor and its lender, as well as any other amendments to the Lease Agreement, instruments, certificates, or notices, requested by the Lessor, each of which is necessarily-related to the SNDAs or SNDs, as applicable, and the Director determines to be in the best interest of the County, and is approved by County Counsel as to legal form and by the Auditor-Controller/Treasurer-Tax Collector as to accounting form

**APPROVED AS RECOMMENDED**

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

39. Consider and approve the Without Cause termination of Master Agreement No. 20-176 with Herndon Towing, Inc. and Action Towing Dive Team, Inc. ("Vendors"), for towing and emergency roadside services; Approve and Authorize the Director of Internal Services/Chief Information Officer, or designee, to provide at least thirty (30) days prior written notice of the termination of Master Agreement No. 20-176 to Herndon Towing, Inc. and Action Towing Dive Team; and Approve and Authorize the Director of Internal Services/Chief Information Officer, or designee, subject to approval by County Counsel as to legal form, to execute any documents or certifications necessary to affect the termination of Agreement No. 20-176

**APPROVED AS RECOMMENDED**

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

40. Approve and authorize the Chairman to execute First Amendment to Agreement No. A-18-650 with Nobico, Inc., dba Integrated Electronics, for alarm maintenance, repair, inspection, and monitoring services for Notifier systems, executing the County's option to extend the term for a one-year period from November 6, 2022 to November 5, 2023, and increasing the maximum compensation by \$266,000 to a total of \$1,000,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-477



41. Approve and authorize the Chairman to execute First Amendment to Agreement A-20-207 with Nobico, Inc., dba, Integrated Electronics, for the maintenance, repair, replacement, and installation of the County's closed-circuit television systems, with no change to the potential 5-year term of June 19, 2020 through June 18, 2025, and increasing the maximum compensation by \$500,000 to \$1,500,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-478

42. Consider and approve the Without Cause Termination of Agreement No. 18-230 with Mid Valley Disposal ("Vendor") for solid waste collection, disposal, and recycling services; Authorize the Director of the Internal Services/Chief Information Officer, or designee, to provide at least thirty (30) days prior written notice of the termination of Agreement No. 18-230 to Mid Valley Disposal; and Approve and Authorize the Director of Internal Services/Chief Information Officer, or designee, subject to approval by County Counsel as to legal form, to execute any documents or certifications necessary to affect the termination of Agreement No. 18-230

**APPROVED AS RECOMMENDED**

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

43. Approve reclassification of FY 2021-22 Internal Services Department - Facility Services Org 8935 and Information Technology Services Org 8905 expenditures determined to be Capital Assets as identified on Exhibits A and B, pursuant to County Administrative Office Management Directive 400 - Property and Equipment

**APPROVED AS RECOMMENDED**

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

44. Approve and authorize the Chairman to execute Second Amendment to Agreement A-18-652 with Geil Enterprise, Inc., dba Valley Security & Alarm, for alarm maintenance, repair, inspection, and monitoring services for intrusion systems, executing the County's option to extend the term for a one-year period from November 6, 2022 to November 5, 2023, and increasing the maximum compensation by \$121,000 to a total of \$400,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-479

**Probation**

45. 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 services provided by Nightingale Dispute Consultants, Inc., dba Nightingale Resolutions, have already been established within the Probation Department, and continue to remain an essential practice in helping the Department achieve its goals; and approve and authorize Chairman to execute an Agreement with Nightingale Dispute Consultants, Inc., dba Nightingale Resolutions, for transformative leadership and conflict training resolution services for Probation staff, effective November 1, 2022, not to exceed three consecutive years, which includes a one-year base contract with two optional one-year extensions, total not to exceed \$223,650

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-480

46. Retroactively approve and authorize the Chief Probation Officer's previous submittal of a grant application to the State of California, Governor's Office of Emergency Services for the Human Trafficking Advocacy Program (\$154,500); approve and authorize the Chairman to execute a Grant Application/Agreement for the Human Trafficking Advocacy Program with the State of California, Governor's Office of Emergency Services for the period of January 1, 2023 to December 31, 2023 (\$154,500); and approve and authorize the Auditor-Controller/Treasurer-Tax Collector, or his designee, to execute the required Authorization for the Grant Subaward Certification of Assurance of Compliance

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-481

**Public Health**

47. Approve and authorize the Chairman to execute Exhibit H - Contractor's Release for Agreement No. 17-416 with the California Department of Public Health; and approve and authorize the Chairman to execute Exhibit H - Contractor's Release for Agreement No. 17-417 with the California Department of Public Health

**APPROVED AS RECOMMENDED**

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

48. Approve retroactive submission of the FY 2022-23 California Department of Health Care Services allocation plan for child health services under the Child Health and Disability Prevention Program and authorize the Chairman to execute Certification Statements as required by the California Department of Health Care Services, effective July 1, 2022 to June 30, 2023 (\$1,132,109); and approve retroactive submission of the FY 2022-23 California Department of Health Care Services allocation plan for child health services under the Health Care Program and Children in Foster Care and authorize the Chairman to execute the Certification Statements as required by the California Department of Health Care Services, effective July 1, 2022 to June 30, 2023 (\$2,273,160)

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-499, Agreement No. 22-500

49. Authorize a waiver of the 28 hours per week and 960 hours per calendar year maximum hours limitation for the Extra-Help positions listed on Attachment A in the Department of Public Health, Org 5620, pursuant to the provisions set forth in Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

**APPROVED AS RECOMMENDED**

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

50. 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, as United Way Fresno and Madera Counties is the only provider of 211 for Fresno County and has the unique ability to link supports and resources to software programs used by Fresno County's Health Disparities and Advancing Health Literacy Intervention Programs; approve and authorize the Chairman to execute an Agreement with United Way Fresno and Madera Counties to provide community health support and to promote health intervention activities for implementation of Fresno County's Health Disparities and Advancing Health Literacy Intervention Programs, effective upon execution through May 31, 2026, which includes two optional one-year extensions, total not to exceed \$534,204; and approve and authorize the Chairman to execute retroactive First Amendment to Agreement with California State University, Fresno Foundation through its Central Valley Health Policy Institute for comprehensive evaluation services for the Advancing Health Literacy Intervention Program, to incorporate years one and two budget adjustments, with no change to the term of December 14, 2021 through June 30, 2023, or compensation maximum of \$87,500

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-482, Agreement No. 22-483

51. Approve and authorize the Chairman to execute a retroactive award from the California Department of Public Health for Tuberculosis Control Local Assistance Base Award (\$333,597) and Food, Shelter, Incentives and Enablers Allotment (\$19,907), effective July 1, 2022 through June 30, 2023; and approve and authorize the Chairman to execute a retroactive award from the California Department of Public Health for Tuberculosis Control and Prevention as part of the Uniting for Ukraine Program (\$6,231), effective July 1, 2022 through December 31, 2022

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-484, Agreement No. 22-485

**Social Services**

52. Adopt Resolution authorizing the Director of the Department of Social Services, appointed in April 2022, to apply for and accept Housing Navigators Program Allocation Awards, and act on behalf of County of Fresno to enter, execute, and deliver documents required or deemed necessary or appropriate to participate in the Housing Navigators Program; and, adopt Resolution authorizing the Director of the Department of Social Services, appointed in April 2022, to apply for and accept Transitional Housing Program Allocation Awards, and act on behalf of County of Fresno to enter, execute, and deliver documents required or deemed necessary or appropriate to participate in the Transitional Housing Program

**APPROVED AS RECOMMENDED**

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

Resolution No. 22-328, Resolution No. 22-329

53. Approve and authorize the Chairman to execute Agreement with PBC SolutionOne, Inc., dba CCS, for janitorial services at the new Reedley Regional Center, located at 1201 E. Manning Ave., Reedley, CA 93654, effective November 1, 2022, not to exceed five consecutive years, which includes a three-year base contract, one optional one-year extension, and one partial year extension, total not to exceed \$258,343

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-486

54. Approve and authorize the Chairman to execute Amendment No. 2 to Agreement with Mental Health Systems, Inc. for Emergency Housing services, extending the term by twelve months from November 1, 2022 to October 31, 2023, and increasing the maximum by \$687,722 to a total of \$2,930,989

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-487

55. 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 Focus Forward is the only vendor that can provide foster youth supervision services to youth under the care or jurisdiction of the Department of Social Services; and, approve and authorize the Chairman to execute an Agreement with Focus Forward for foster youth supervision services, effective November 1, 2022, not to exceed four consecutive years, which includes an eight-month base contract and three optional one-year extensions, total estimated at \$1,220,560

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-488

56. Approve and authorize the Chairman to execute a revenue Agreement with the California Department of Housing and Community Development for 2021 Emergency Solutions Grant funds, effective upon execution by the State, through October 17, 2023, total not to exceed \$314,682

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-489

**Public Works and Planning**

57. Make a finding that it is in the best interest of the County to suspend the competitive bidding process, consistent with Administration Policy 34 for unusual or extraordinary circumstances, as Mark Herrold is uniquely experienced and located to provide snow removal services in County Service Area 1 - the driveway to the Wastewater Treatment Plant and County Service Area 1S - Tamarack Estates (internal roads); and approve and authorize Chairman to execute an Agreement with Mark Herrold, to provide snow removal services in County Service Area 1 - the driveway to the Wastewater Treatment Plant and County Service Area 1S - Tamarack Estates (internal roads), effective November 1, 2022, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, not to exceed \$263,522 for the potential five-year term

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-490

58. Approve and adopt amended Bylaws of County Service Area No. 31 and Waterworks District No. 41 Citizens Advisory Committee - Shaver Lake to increase number of Committee members from seven to nine, to allow County's Special Districts Administrator to act as Secretary for the Committee, to amend the procedures concerning property owners' voting for Committee members, and to provide for other amendments

**APPROVED AS RECOMMENDED**

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

59. Approve and authorize Chairman to execute Amendment I to Agreement No. 19-595 with City of Selma for Selma Sidewalk Connectivity, Community Development Block Grant Project No. 19651, effective upon execution with no change in term through November 30, 2022, increasing maximum Community Development Block Grant funding by \$88,065 to a total Community Development Block Grant funding amount not to exceed \$317,263

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-491

60. Approve and authorize Chairman to execute Amendment II to Agreement No. 20-328 with City of Selma for the Selma Sidewalk ADA Improvements, Community Development Block Grant Project No. 20651, effective upon execution with no change in term through April 17, 2023, increasing maximum Community Development Block Grant funding by \$120,847 to a total Community Development Block Grant funding amount not to exceed \$636,659

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-492

61. Adopt plans and specifications for Contract No. 22-14-C, Golden State Boulevard Reconstruction Phase 1, American Avenue to Mission Street, and award to low bidder, Yarbs Grading and Paving, Inc., 11339 S. Peach Avenue, Fresno, CA 93725, in the amount of \$28,999,631; and authorize Chairman to execute Contract Change Orders for Contract No. 22-14-C, in excess of Director's allowance of \$210,000, up to 5% of construction contract total in the amount of \$1,449,981

**APPROVED AS RECOMMENDED**

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



- 62.** Approve and authorize Chairman to execute an Agreement with MSW Consultants. Inc. for SB 1383 Reporting Software, effective upon execution, and not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions not to exceed \$159,680

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-493

- 63.** Approve and authorize Chairman to execute Administering Agency-State Master Agreement for State-Funded Projects, No. 06-5942S21; and approve and authorize Chairman to execute Program Supplement Agreement No. A055 to Master Agreement for State-Funded Projects No. 06-5942S21 with California Department of Transportation for Golden State Boulevard Road Reconstruction Project, Project Number SB1LPPL-5942(307) (\$7,272,000); and adopt Resolution approving and authorizing Director of the Department of Public Works and Planning to execute Program Supplement Agreements, Fund Exchange Agreements and/or Fund Transfer Agreements and any amendments thereto related to Master Agreements for State Aid No. 06-5942S21 with California Department of Transportation

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-494, Agreement No. 22-495, Resolution No. 22-330

- 64.** Approve and authorize Chairman to execute a Second Amendment to the Agreement with Professional Asbestos Removal Corporation, d.b.a. PARC Environmental for asbestos and lead paint abatement, hazardous waste pickup and disposal, and removal and disposal of debris associated with homelessness encampments and emergency response services, to add abatement services on private properties, with no change to term of February 25, 2020 through June 30, 2025 and increasing the maximum compensation by \$900,000 to a total of \$2,100,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 22-496

65. Approve the Fresno-Clovis Stormwater Quality Management Program, Pyrethroid Management Plan, dated October 2022, including an attached draft form of an Integrated Pest Management Policy, concerning the Fresno Metropolitan Flood Control District, the City of Fresno, the City of Clovis, and the County (the Co-Permittees); authorize the Director of Public Works and Planning (Director) or his designee to execute the proposed letter to the Central Valley Regional Water Quality Control Board of the State of California (Central Valley Water Board), dated October 21, 2022, and submit the Plan along with the Co-Permittees' submittals of their respective Plans to the Central Valley Water Board; authorize the Director or his designee to implement the Plan for the County within thirty (30) days of receipt of approval of the Plan by the Central Valley Water Board, including any of its changes related to the Plan; authorize the Director to request the Central Valley Water Board to approve an extension of the County's implementation of the Plan on account of any such Central Valley Water Board changes related to the Plan, and/or adoption of the Integrated Pest Management Policy, which extension to be at least one (1) year; authorize the Director, the Director of Internal Services/Chief Information Officer, and the Agricultural Commissioner, including their respective designees to take any and all other necessary or appropriate actions for a successful implementation of the Plan and the forthcoming Policy; and direct the Director, after conferring with the Central Valley Water Board and Co-Permittees, to return the Board in the future with the final Integrated Pest Management Policy for the Board's consideration and adoption thereof

**APPROVED AS RECOMMENDED**

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