

BEFORE THE BOARD OF SUPERVISORS
COUNTY OF FRESNO
STATE OF CALIFORNIA

February 24, 2015

IN THE MATTER OF APPROVAL OF)
ACTION SUMMARY MINUTES)

The Board APPROVED minutes of meeting for January 27, 2015 Special Joint meeting
and February 10, 2015 regular meeting

ADOPTED by the following vote, to-wit:

AYES: Supervisors Perea, Mendes, Borgeas, Pacheco

NOES: Supervisor Poochigian

ABSENT: None



Official Action of
Board of Supervisors
Susan Bishop
Deputy



County of Fresno

Action Summary - Draft Board of Supervisors

Deborah A. Poochigian, 5th District, Chairman
Buddy Mendes, 4th District, Vice Chairman
Brian Pacheco, 1st District
Andreas Borgeas, 2nd District
Henry Perea, 3rd District

John Navarrette, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk

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

Tuesday, January 27, 2015

9:00 AM

Special Joint Meeting

MADERA COUNTY BOARD OF SUPERVISORS AND FRESNO COUNTY BOARD OF SUPERVISORS

MADERA COUNTY GOVERNMENT CENTER
200 WEST FOURTH STREET/ MADERA, CALIFORNIA 93637

Attachments: January 27, 2015 Special Joint Meeting

1. INVOCATION AND PLEDGE OF ALLEGIANCE

Pastor Roger Leach, Valley West gave the invocation and Madera County Supervisor Rick Farinelli, District 3 led the pledge of allegiance

2. OPENING INTRODUCTIONS AND COMMENTS

Received

3. PUBLIC COMMENT:

Held

4. DEVELOPMENT AND LAND USE VISION IN THE RIO MESA AREA AND FRIANT CORRIDOR

Fresno County and Madera County staff was directed to work with the San Joaquin River Conservancy

5. FRESNO COUNTY / MADERA COUNTY HIGHWAY 41 ORIGIN-DESTINATION STUDY

Direction provided to Madera County Transportation Agency Commission and Fresno COG to initiate expansion of the current scope of the Fresno/Madera Corridor Origin-Destination and Fiscal Study to include at a minimum existing and potential river crossings to address congestion issues and movement of goods and services, as well as evaluating alternative modes of transportation. Fresno County and Madera County staff to return to respective Boards for consideration and approval of expanded scope

6. SUSTAINABLE GROUNDWATER MANAGEMENT ACT OF 2014

Staff to return to their respective Board of Supervisors with further information relating to groundwater management items of common interest

7. PUBLIC COMMENT:

Held; Received

8. CLOSING REMARKS

Received

9. ADJOURNMENT

Meeting was adjourned

The Fresno County Board of Supervisors reconvened at 2:00 pm at the Fresno County Hall of Records, 2281 Tulare Street, 3rd floor, Fresno CA



County of Fresno

Action Summary - Draft

Board of Supervisors

Deborah A. Poochigian, 5th District, Chairman
Buddy Mendes, 4th District, Vice Chairman
Brian Pacheco, 1st District
Andreas Borgeas, 2nd District
Henry Perea, 3rd District

John Navarrette, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk

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

Tuesday, February 10, 2015

9:00 AM

Hall of Records

Present: 5 - Supervisor Andreas Borgeas, Vice Chairman Buddy Mendes, Supervisor Brian Pacheco, Supervisor Henry Perea, and Chairman Deborah A. Poochigian

Invocation and Pledge of Allegiance

DEBORAH TORRES WITH THE RESCUE MISSION, GAVE THE INVOCATION AND CHAIRMAN POOCHIGIAN LED THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, THAT THE AGENDA BE APPROVED WITH ITEMS 8 AND 9 TO FOLLOW CLOSED SESSION AND ITEM 16 TO FOLLOW ITEM 14. PUBLIC PRESENTATIONS WAS HEARD AFTER ITEM 2; ITEM 18 WAS CONTINUED TO A LATER DATE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

2. Approve Consent Agenda - Item Numbers – 20 - 47

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, THAT THE CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 20, 22, 27, 29, 35, 36 AND 46 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Supervisor Borgeas and Supervisor Mendes

3. Discuss and give staff direction to coordinate a proposed joint meeting with representatives from the County of Fresno and the Cities of Fresno and Clovis on selected issues of mutual interest

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BORGEAS, DIRECTING STAFF TO COORDINATE THREE JOINT MEETINGS, BY THE END OF DECEMBER, 2015, WITH REPRESENTATIVES FROM THE FOLLOWING GROUPS: 1) 15 CITIES (CITY OF CLOVIS; CITY OF COALINGA; CITY OF FIREBAUGH; CITY OF FOWLER; CITY OF FRESNO; CITY OF HURON; CITY OF KERMAN; CITY OF KINGSBURG; CITY OF MENDOTA; CITY OF ORANGE COVE; CITY OF PARLIER; CITY OF REEDLEY; CITY OF SAN JOAQUIN; CITY OF SANGER AND CITY OF SELMA;) 2) URBAN CITIES (CITY OF CLOVIS, CITY OF FRESNO, CITY OF SANGER AND CITY OF FOWLER); 3) RURAL CITIES (CITY OF COALINGA; CITY OF FIREBAUGH; CITY OF FOWLER; CITY OF HURON; CITY OF KERMAN; CITY OF KINGSBURG; CITY OF MENDOTA; CITY OF ORANGE COVE; CITY OF PARLIER; CITY OF REEDLEY; CITY OF SAN JOAQUIN; CITY OF SANGER AND CITY OF SELMA). THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

County Clerk/Registrar of Voters

4. Approve Calwa Recreation and Park District's request to move from odd to even-numbered year elections and set the date for the District's election to occur on the same day as the statewide General election

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

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Sheriff/Coroner

5. Adopt resolution increasing the FY2014-15 appropriations and estimated revenue for the Sheriff-Coroner's Office Org 3111 in the amount of \$1,200,000 to purchase patrol vehicles (4/5 vote); Adopt resolution increasing the FY2014-15 appropriations and estimated revenue for the Sheriff-Coroner's Org 3111 in the amount of \$90,000 for outside legal services (4/5 vote)

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, TO APPROVE RECOMMENDATION FOR PURCHASE OF VEHICLES WITH THE UNDERSTANDING THAT THE BOARD WILL RECEIVE THE SHERIFF'S FLEET PLAN WITHIN 30 DAYS. MOTION FAILED FOR LACK OF 4/5 VOTES. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 3 - Mendes, Pacheco, and Perea

Abstain: 2 - Borgeas, and Poochigian

AGENDA ITEM WAS CONTINUED TO FEBRUARY 24, 2015

County Counsel

6. Conduct first hearing and approve recommended Ordinance Amending Chapters 10.60, 10.62 and 10.64 of Title 10, Relating to Impermissible Cultivation of Medical Marijuana as Public Nuisance and Administrative Penalties for Impermissible Cultivation of Medical Marijuana and waive reading of Ordinance in its entirety and set second hearing for February 24, 2015

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

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Administrative Office

7. Receive midyear budget update and departmental variance reporting, including revenue update for current year budget projections

RECEIVED

Board of Supervisors' Committee Reports

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

CHAIRMAN POOCHIGIAN REPORTED THAT THE BOARD MEMBERS EACH RECEIVED A PRESS RELEASE DATED FEBRUARY 9, 2015, REGARDING FRESNO METRO AREA AND THE CENTRAL VALLEY REGION SELECTED TO JOIN GLOBAL CITIES INITIATIVE'S EXCHANGE NETWORK AND STATED THAT THE BOARD HAS NOT TAKEN A POSITION ON THIS ISSUE AND IF A BOARD MEMBER SPEAKS TO THE ISSUE, IT WILL BE ON THEIR OWN BEHALF. SUPERVISOR BERGEAS PROVIDED ADDITIONAL INFORMATION REGARDING THE PRESS RELEASE AND INVITED THE BOARD OF SUPERVISORS TO ATTEND ON THURSDAY, FEBRUARY 12, 2015

Board Appointments

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

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BORGEAS, THAT THE NOMINATIONS FOR APPOINTMENTS AND REAPPOINTMENTS BE APPROVED AS FOLLOWS:

CENTRAL VALLEY PEST CONTROL DISTRICT

APPOINTED JAMES MCKINNEY TO REPLACE DANIEL TOEWS (TERM TO EXPIRE 12/18/17)

CLOVIS CEMETERY DISTRICT

REAPPOINTED JIM LINENBACH AND PHILIP K. OLSON (TERM TO EXPIRE 1/7/19)

HISTORICAL LANDMARKS AND RECORDS COMMISSION

REAPPOINTED RANDY MCFARLAND (TERM TO EXPIRE 2/10/19)

LANARE COMMUNITY SERVICES DISTRICT

APPOINTED FELIPE LABRADA (TERM TO EXPIRE 12/2015)

RECREATION AND WILDLIFE COMMISSION

REAPPOINTED HERB LANG (TERM TO EXPIRE 1/7/19)

SAN JOAQUIN VALLEY UNIFIED AIR POLLUTION CONTROL DISTRICT

REAPPOINTED MANUEL CUNHA JR. (TERM TO EXPIRE 1/31/18)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Closed Session

10. Conference with Legal Counsel - Existing Litigation, Government Code section 54956.9(d)(1) Williams & Fickett v. County of Fresno, Fifth District Court of Appeal, Case No. F068652
HELD; NO REPORTABLE ACTION
11. Conference with Legal Counsel - Existing Litigation, Government Code section 54956.9(d)(1) - California State University Fresno Association v. County of Fresno, Fresno County Superior Court Case No. 12CECG03791
HELD; NO REPORTABLE ACTION
12. Conference with Labor Negotiator (GC 54957.6): Agency Negotiator: Beth Bandy; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment
HELD; NO REPORTABLE ACTION
13. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) -1 Case
HELD; NO REPORTABLE ACTION

- 13.1** Conference with legal counsel - Anticipation of Initiation of Litigation - Government Code section 54956.9(d)(4) No. of Cases: 1

HELD; NO REPORTABLE ACTION

NOON RECESS

2:00 P.M.

Public Works and Planning

14. Adopt Resolution approving Visual Assessment and Corridor Protection Program prepared for eastern segments of State Route 180 from Trimmer Springs Road to Tulare County line and from Kings Canyon National Park boundary north of General Grant Grove to Kings Canyon National Park boundary near Cedar Grove, and authorize submittal of Visual Assessment and Corridor Protection Program to California Department of Transportation Landscape Architecture branch, District 6 in pursuit of obtaining State Official Scenic Highway designation for above-described segments of State Route 180

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS AMENDED. DELETED THE WORDS "BY THE STAFF OF THE DISTRICT 5 SUPERVISOR'S OFFICE" ON PAGE TWO, LINE 14 OF THE RESOLUTION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 15-030

15. Conduct public protest hearing regarding proposed annexation of territory to Community Facilities District 2006-01; If there is no "majority protest" within County-Wide Mello-Roos Community Facilities District 2006-01 or proposed annexation territory, overrule any protests and adopt and authorize Chairman to sign Resolution Calling a Special Election for a vote of qualified electors within territory proposed for annexation to County-Wide Mello-Roos Community Facilities District 2006-01, Police Protection Services, of County of Fresno for combined propositions of Levying a Special Tax to finance enhanced police protection services, and including such annexation territory in County-Wide Mello-Roos Community Facilities District 2006-01 for purposes of appropriations limit of County-Wide Mello-Roos Community Facilities District 2006-01; conduct landowner voter special election (landowners owning 2/3 of the area of proposed annexation territory must vote in favor) for the territory included in Tentative Map No. 5955; approve canvass of votes, and if election is in favor of the Special Tax Levy and including proposed annexation territory in County-Wide Mello-Roos Community Facilities District 2006-01 for purposes of its appropriations limit, adopt and authorize Chairman to sign Resolution Declaring Results of landowner Special Election for proposed recordation of Amendment to Notice of Special Tax Lien; and conduct first reading of "An Ordinance of the County of Fresno Levying a Special Tax within Annexation Territory No. 8A of County-Wide Mello-Roos Community Facilities District 2006-01 (Police Protection Services) of the County of Fresno," and waive reading of Ordinance in its entirety, and set February 24, 2015, as the date for second reading and approval of such Ordinance by your Board

CONDUCTED PUBLIC PROTEST HEARING. NO PROTESTS RECEIVED. A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS:

CLOSED PUBLIC PROTEST HEARING. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution 15-034 Resolution 15-035

CONFIRMED THAT THERE WAS NO MAJORITY PROTEST. ADOPTED AND AUTHORIZED THE CHAIRMAN TO SIGN THE RESOLUTION CALLING A SPECIAL ELECTION FOR A VOTE OF THE QUALIFIED ELECTORS WITHIN THE TERRITORY PROPOSED FOR ANNEXATION TO COUNTY-WIDE MELLO-ROOS COMMUNITY FACILITIES DISTRICT 2006-01 (POLICE PROTECTION SERVICES) OF THE COUNTY OF FRESNO. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

Resolution 15-034 Resolution 15-035

CONDUCTED SPECIAL LANDOWNER ELECTION PER RECOMMENDED ACTION THREE (3) OF AGENDA ITEM. APPROVED CANVASS OF VOTES. ALL BALLOTS RETURNED WERE MARKED YES. ADOPTED AND AUTHORIZED THE CHAIRMAN TO SIGN THE RESOLUTION DECLARING RESULTS OF LANDOWNER SPECIAL ELECTION FOR PROPOSED RECORDATION OF AN AMENDMENT TO NOTICE OF SPECIAL TAX LIEN. CONDUCTED FIRST READING OF "AN ORDINANCE OF THE COUNTY OF FRESNO LEVYING A SPECIAL TAX WITHIN ANNEXATION TERRITORY NO. 8A OF COUNTY-WIDE MELLO-ROOS COMMUNITY FACILITIES DISTRICT 2006-01 (POLICE PROTECTION SERVICES) OF THE COUNTY OF FRESNO," WAIVED READING OF THE ORDINANCE IN ITS ENTIRETY, AND SET FEBRUARY 24, 2015, AS THE DATE FOR THE SECOND READING AND APPROVAL OF SUCH ORDINANCE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

Resolution 15-034 Resolution 15-035

16. Adopt Budget Resolution increasing FY 2014-15 appropriations for Interest and Miscellaneous Expenditures Org 2540 in amount of \$1,590,000 and decreasing General Fund Assigned Fund Balance for Budget Mitigation in amount of \$1,590,000 (4/5 vote); adopt Budget Resolution increasing FY 2014-15 appropriations and estimated revenues for Public Works and Planning Coalinga Disposal Site Org 9028 in amount of \$1,590,000 (4/5 vote) and requiring that, upon completion of Coalinga Disposal Site Closure Project, any unused funds from appropriation are transferred back to Assigned Fund Balance for Budget Mitigation; and authorize Chairman to execute Contract Change Orders up to \$1,260,000

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

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 15-031, Resolution No. 15-032

17. Conduct second public hearing to consider adopting, and adopt, a proposed amendment to the County's Ordinance for Public Facilities Impact Fees and Schedule of Fees (Chapter 17.90 of Fresno County Ordinance Code, the "Public Facilities Impact Fees Ordinance") to repeal the Public Facilities Impact Fees Ordinance in its entirety (the "Repealing Ordinance") and waive reading of the proposed Repealing Ordinance in its entirety; authorize and direct the Auditor-Controller/Treasurer-Tax Collector's Office (ACTTC) to refund all previously-collected, unspent fees under the Public Facilities Impact Fees Ordinance plus any accrued interest, as soon as is practicable for the ACTTC following the effective date of the Repealing Ordinance, to the affected property owners of record, by parcel number, based on the ACTTC's refund process described in the agenda item (approximately \$770,724.14 as of June 30, 2014); adopt a resolution to rescind the County's Capital Improvement Plan (CIP); and authorize, the CAO, the Director of Public Works and Planning, and the Auditor-Controller/Treasurer-Tax Collector, individually or together, to take any action that each of them deems necessary or appropriate, to implement the Repealing Ordinance and close out the County's administration of the Public Facilities Impact Fee Ordinance program consistent with the foregoing Board actions

CONDUCTED PUBLIC HEARING. RECEIVED PUBLIC TESTIMONY. CLOSED PUBLIC HEARING. A MOTION WAS MADE BY SUPERVISOR BERGEAS, SECONDED BY SUPERVISOR PEREA, TO REJECT RECOMMENDED ACTIONS TWO, THREE AND FOUR OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 3 - Borgeas, Mendes, and Perea

Noes: 2 - Pacheco, and Poochigian

DIRECTED STAFF TO RETURN TO THE BOARD WITH THE STEPS REQUIRED TO SUSPEND THE ORDINANCE FOR ANOTHER TWO YEARS (NOVEMBER, 2017)

18. Confirm Fresno County's commitment to enforce County Ordinance Code Title 14, Chapter 14.12 relating to mandatory connection to a public sewer system for affected owners of parcels, limited to Fort Washington neighborhood area, in unincorporated area of Fresno County; and direct staff to initiate amendments to County Ordinance Code Title 14, Chapter 14.12.030, Mandatory Sewer Connections, increasing timeframe to connect to available public sewer system from three years to five years after sewer becomes available and written notice is given by Fresno County

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE CONTINUED TO A LATER DATE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Public Presentations

19. 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

RECEIVED

Adjourn

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR BERGEAS, TO ADJOURN THE MEETING IN CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED WITH THE EXCEPTION OF ITEMS 20, 22, 27, 29, 35, 36 AND 46 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Board of Supervisors

20. Approve minutes of meeting for January 5, 2015, January 6, 2015, January 13, 2015, January 27, 2015, Special Joint meeting and January 27, 2015 regular meeting

A MOTION WAS MADE BY CHAIRMAN POOCHIGIAN, SECONDED BY SUPERVISOR BERGEAS, TO APPROVE THE MINUTES WITH THE EXCEPTION OF THE JANUARY 27, 2015, SPECIAL JOINT MEETING MINUTES. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Chairman Poochigian

21. Adopt resolution to approve and consent to the proposed "Heavenly Half Marathon" event on Sunday, March 1, 2015

Resolution No. 15-019

Supervisor Borgeas

22. Adopt resolution encouraging the community to experience the artistic legacy of Leo Politi by visiting the Fresno Art Museum and the Politi Branch Library during the months of January through August 2015.

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

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 15-020

Supervisor Mendes

- 22.1 Adjourn in Memory of John C. Mendes. Mr. Mendes, a farmer, was a life long resident in Riverdale, California. He will be remembered for his love of the community, friends and family

Auditor Controller Treasurer/Tax Collector

23. Approve and authorize the Chairman to execute a countywide agreement with Pacific Publishing Group Inc., d.b.a. The Business Journal, for the publication of legal notices effective February 10, 2015 through December 31, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$3,100,000

Agreement No. 15-045

District Attorney/Public Administrator

24. Approve amendment to the Salary Resolution, (Appendix D), deleting one (1) Chief Assistant District Attorney and one (1) Law Office Administrator positions, retitling Assistant District Attorney-Criminal to Assistant District Attorney and adding two (2) Assistant District Attorney positions to District Attorney-Public Administrator Org 2860 effective February 16, 2015

Salary Resolution No. 15-003

Sheriff/Coroner

25. Approve and authorize the Chairman to execute a retroactive assignment of Agreement 10-651-1 from Avrio Group Surveillance Solutions, LLC to Hitachi Data Systems Corporation effective September 5, 2014

Agreement No. 15-046

26. Approve and authorize the Chairman to execute retroactive revenue Agreement with Legacy Inmate Communications to provide Local, IntraLata, InterLata and Interstate telephone and video visitation service to inmates incarcerated in County Jail Facilities effective January 1, 2015, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions

Agreement No. 15-047

27. Adopt resolution increasing the FY 2014-15 appropriations and estimated revenues for the Sheriff-Coroner's Office Org 31112294 in the amount of \$100,047 for the purchase of replacement vehicles and equipment for the Civil Unit (4/5 vote)

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN MENDES, TO APPROVE RECOMMENDATION FOR PURCHASE OF VEHICLES WITH THE UNDERSTANDING THAT THE BOARD WILL RECEIVE THE SHERIFF'S FLEET PLAN WITHIN 30 DAYS. SUPERVISOR MENDES SECONDED THE MOTION. MOTION FAILED FOR LACK OF 4/5 VOTES; THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 3 - Mendes, Pacheco, and Perea

Abstain: 2 - Borgeas, and Poochigian

AGENDA ITEM WAS CONTINUED TO FEBRUARY 24, 2015.

County Counsel

28. Approve and authorize the Chairman to execute Amendment to and Termination of Indemnification Agreement with Placer Solar, LLC

Agreement No. 15-048

Administrative Office

29. Approve amendments to Conflict of Interest Code for Zoo Authority

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

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agriculture

30. Approve and authorize the Chairman to execute a Retroactive Revenue Agreement with the California Department of Food and Agriculture for the detection trapping of the Light Brown Apple Moth effective October 1, 2014 through September 30, 2015 (\$22,770)

Agreement No. 15-049

Behavioral Health

31. Approve and authorize the Chairman to execute retroactive Performance Agreement No. 14-90316 with the California Department of Health Care Services, effective July 1, 2014 through June 30, 2015 (\$0)

Agreement No. 15-050

Library

32. Approve and authorize the Chairman to accept a Community Stories Grant from Cal Humanities through the Foundation for Fresno County Public Library for the project "Reflections of a Drought" effective upon execution through December 31, 2015 (\$8,960.00) Adopt Resolution to increase FY 2014-15 appropriations and estimated revenue in the Library Grants Organization 75170298 in the amount of \$8,960 (4/5 vote)

Resolution No. 15-021

Personnel Services

33. Approve Unilateral Implementation of the County Health Benefit Premium Contributions for Plan Year 2015, retroactively effective December 8, 2014, through December 6, 2015, for SEIU Local 521 representation units
34. Approve and authorize Chairman to execute Amendment to Agreement No. 14-401 with California State Association of Counties Excess Insurance Authority for a Positive Pay Module for use with the Systema Software, LLC to track the County's general liability and medical malpractice claims effective February 10, 2015, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$8,960

Agreement No. 14-401-1

Public Health

35. Approve and authorize the Chairman to execute a Substitution of Trustee and Full Reconveyance (STFR) to transfer the County's security interest in Community Medical Centers real property identified and described in Exhibit "A" of the Deed of Trust recorded October 8, 1996 (Document No. 96134919 & 96134920), effective upon execution and recording of the STFR by the County Assessor-Recorder

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

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

36. Approve and authorize the Chairman to execute a retroactive FY 2014-15 revenue Agreement Funding Application with the California Department of Public Health for the California Home Visiting Program Nurse-Family Partnership expansion site, effective July 1, 2014 through June 30 2015 (\$863,839); Accept funds from the California Department of Public Health, California Home Visiting Program

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

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 15-059

37. Approve and authorize the Chairman to execute an Agreement with University of California, San Francisco (UCSF) for designated Department of Public Health employees to access UCSF MD Link Electronic Medical Records through the UCSF MD Link Participation Agreement (\$0); Authorize and designate the Department of Public Health Director with the authority to grant access to County employees to UCSF MD Link who are authorized to sign "UCSF MD Link Confidentiality Statement" and agree to the "Epic Care Link Terms and Conditions" with UCSF

Agreement No. 15-052

Public Works and Planning

38. Approve and authorize Chairman to execute Agreement with City of Kerman for Kerman Katie's Park Improvements, Community Development Block Grant Project No. 14371 (\$194,832)

Agreement No. 15-053

39. Accept easement deeds and authorize Chairman to execute right-of-way contracts for Fowler Avenue from Elkhorn Avenue to South Avenue for total monetary consideration of \$1,000

40. Conduct second hearing and approve recommended Ordinance to amend Fresno County Master Schedule of Fees, Charges and Recovered Costs Subsection 2801 (a1) related to American Avenue Disposal and waive reading of Ordinance in its entirety

Ordinance No. 15-001

41. Adopt Resolution of Intention and set the time of 2:00pm on March 10, 2015 as the time to conduct hearing for proposed vacation of Dower Avenue public road right-of-way
Resolution No. 15-022
42. Adopt retroactive resolution establishing tiered pricing structure for solid waste collected within City of Fresno and delivered to American Avenue Disposal Site for disposal on behalf of City of Fresno, pursuant to contract effective January 1, 2015
Resolution No. 15-023
43. Approve extension of Agreement #09-227 between County of Fresno and Fresno County Transportation Authority, retroactive to January 1, 2013 through December 31, 2015
Agreement No. 09-227-1
44. Adopt budget resolution increasing FY 2014-15 appropriations and estimated revenues for Org 7910, Parks and Grounds in the amount of \$45,000 for the purchase and installation of a metal shade structure at Skaggs Bridge Park (4/5th vote); Adopt budget resolution increasing FY 2014-15 appropriations and estimated revenues for Org 7910, Parks and Grounds in the amount of \$2,500 for the purchase and installation of solar lighting of the flagpoles in Courthouse Park (4/5th vote); Adopt budget resolution increasing FY 2014-15 appropriations and estimated revenues for Org 7910, Parks and Grounds in the amount of \$100,000 for the purchase and installation of concrete tables and barbeques for various County parks. (4/5th vote); Adopt budget resolution increasing FY 2014-15 appropriations and estimated revenues for Org 7511, Library Measure B in the amount of \$50,000 for the purchase and installation of a metal shade structure at Bear Mountain Branch Library(4/5th vote)
Resolution No. 15-024 through 15-027

Social Services

45. 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 emergency shelter and coordinated assessment services; Approve and authorize the Chairman to execute Agreements with Turning Point of Central California, Inc. \$266,760 and WestCare California, Inc. \$366,000 for homeless services, total cost of Agreements for one five month term plus two optional one-year extensions not to exceed a total for \$632,760
Agreement No. 15-056, Agreement No. 15-057

46. Approve and authorize the Chairman to execute an Agreement, as a member of the 18-county Welfare Client Data System Consortium, with HP Enterprise Services to provide Maintenance and Operations services for CalWIN, effective upon execution by all parties and not to exceed ten consecutive years, total cost shared by all 18 counties and not to exceed \$597,498,634

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

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 15-058

47. Approve Salary Resolution Amendment for Department of Social Services Org 5610, effective February 16, 2015; Approve Salary Resolution Amendment for In-Home Supportive Services Public Authority Org 5611, effective February 16, 2015; Adopt Budget Resolution Increasing FY2014-15 appropriations and estimated revenues for Org 56107001 in the amount of \$211,166

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR PACHECO TO REOPEN CONSENT AGENDA ITEM 47. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Salary Resolution No. 15-004, Resolution No. 15-028 and 15-029

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

Ayes: 4 - Mendes, Pacheco, Perea, and Poochigian

Noes: 1 - Borgeas

Salary Resolution No. 15-004, Resolution No. 15-028 and 15-029