



Board of Supervisors

Agenda - Final

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

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

Tuesday, September 5, 2023

9:30 AM

Hall of Records

PROGRAM ACCESSIBILITY AND ACCOMMODATIONS: The Americans with Disabilities Act (ADA) Title II covers the programs, services, activities and facilities owned or operated by state and local governments like the County of Fresno ("County"). Further, the County promotes equality of opportunity and full participation by all persons, including persons with disabilities.

Towards this end, the County works to ensure that it provides meaningful access to people with disabilities to every program, service, benefit, and activity, when viewed in its entirety. Similarly, the County also works to ensure that its operated or owned facilities that are open to the public provide meaningful access to people with disabilities.

To help ensure this meaningful access, the County will reasonably modify policies/procedures and provide auxiliary aids/services to persons with disabilities. If, as an attendee or participant at the meeting, you need additional accommodations such as an American Sign Language (ASL) interpreter, an assistive listening device, large print material, electronic materials, Braille materials, or taped materials, please contact the Clerk of the Board of Supervisors staff, as soon as possible during office hours at (559) 600-3529, option 4, or at ClerkBOS@fresnocountyca.gov. Reasonable requests made at least 48 hours in advance of the meeting will help to ensure accessibility to this meeting. Later requests will be accommodated to the extent reasonably feasible.

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. For those who are present and 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>.

Roll Call**Invocation and Pledge of Allegiance**

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 17-38

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

Supervisor Magsig

3. Proclaim September 2023 as National Suicide Prevention Month in Fresno County

Supervisor Brandau and Supervisor Magsig

4. Authorize the Board of Supervisors to send a Letter of Opposition to SJR-7 Federal constitutional convention: firearms, also known as the "Right to Safety Amendment".

Administrative Office

5. Authorize the Board of Supervisors to execute letter to State Legislative Delegation in appreciation of their support and work to secure funding for Fiscal Year 2024 Community Project Requests
6. Receive staff presentation on the County of Fresno's Americans With Disabilities Act (ADA) Transition Plan and receive any public comments; and adopt and approve the County of Fresno ADA Transition Plan

Behavioral Health

7. Receive the Fresno County Behavioral Health Board Annual Report, which combines years 2021 and 2022

Public Health

8. Make a determination that the use of county-owned office and medical space at 1221 Fulton Street, Fresno, CA, 93721 by San Joaquin Valley Free Medical Clinic and Needle Exchange, a 501(c)3 non-profit organization, to provide health care services and harm reduction treatment to residents of the County will serve public purposes, and is in the best interest of the County and the public, pursuant to Government Code, section 26227; approve and authorize the Director of Internal Services to execute, upon review and approval by County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form, the no cost Lease Agreement, in the same form as the draft lease agreement included with this item, with San Joaquin Valley Free Medical Clinic and Needle Exchange for approximately 1,100 square feet of office and medical space in the Brix-Mercer Building Complex, located at 1221 Fulton Street, Fresno, CA 93721, to be used by San Joaquin Valley Free Medical Clinic and Needle Exchange to provide health care services and harm reduction treatment, effective upon execution through August 31, 2025 (\$0); and approve and authorize the Director of Public Health to execute, upon review and approval by County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form, the agreement, in the same form as the draft agreement included with this item, with San Joaquin Valley Free Medical Clinic and Needle Exchange to collaborate in a pilot program on providing health care services and harm reduction treatment, effective upon execution through August 31, 2025 (\$0)

Public Works and Planning

9. Conduct first hearing to amend Fresno County Ordinance Code, Title 17 - Divisions of Land, Chapter 17.92 - Clovis Development Fees Applicable within the Sphere of Influence of the City of Clovis and a Schedule of Fees; waive reading of the proposed Ordinance in its entirety; set the second hearing for October 10, 2023; and 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)

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)

Board Appointments

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

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

Closed Session

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

13. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
14. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
15. 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
16. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Ryan Kaehler v. Sierra Running Company et al Case No. 22CECG03770, Fresno Superior Court

Adjourn**NEXT MEETINGS:**

Budget Hearings September 11-12, 2023 - 9:30 A.M.

September 19, 2023 - 9:30 A.M.

October 10, 2023 - 9:30 A.M.

CONSENT AGENDA

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

Board of Supervisors

17. Approve minutes for August 22, 2023

Chairman Quintero

18. Adjourn in Memory of Irene DeVan Peloian

Sheriff/Coroner/Public Administrator

19. Retroactively approve, ratify, and authorize the Sheriff, or his designee, to execute the agreement between Los Angeles County Sheriff's Office and Fresno County Sheriff's Office for Automatic License Plate Recognition (ALPR) equipped law enforcement agencies to share law enforcement information, executed on November 19, 2019, which may be terminated by giving the other Agency Party at least ten (10) days written notice
20. Approve and authorize the Chairman to execute a Service Agreement restating, replacing and superseding Purchasing Agreement #P-23-050 with Forensic Doctors Group, PC (Michael Hunter, MD) for postmortem autopsies and external examination services, effective February 1, 2023 through May 31, 2027, which includes a two-year, four-month base contract and two optional one-year extensions, and increasing the maximum by \$410,000, not to exceed \$600,000

Administrative Office

21. Approve and authorize the Chairman to execute a Resolution expressing support for the State of California Judicial Council's potential siting of a new courthouse facility in Fresno County

22. Approve and authorize the Chairman to execute First Amendment to Subrecipient Agreement No. 22-408 for American Rescue Plan Act - State Local Fiscal Recovery Funds (ARPA-SLFRF) with ACTS Foundation, to reduce the administrative burden to implement the program, and revise the expenditure plan, and modification clause, with no increase to maximum compensation; and Authorize the County Administrative Officer or designee to approve and execute written changes to line items in the project budget, which, when added together during the term of the Agreement do not exceed five percent (5%) of the total maximum compensation payable to the ACTS Foundation, and which do not result in any change to the maximum compensation amount payable to ACTS Foundation

Approve and authorize the Chairman to execute First Amendment to Subrecipient Agreement No. 23-034 for ARPA-SLFRF with Break the Barriers, Inc., to reduce the administrative burden to implement the program, and revise the expenditure plan and modification clause, with no increase to maximum compensation; and Authorize the County Administrative Officer or designee to approve and execute written changes to line items in the project budget, which, when added together during the term of the Agreement do not exceed five percent (5%) of the total maximum compensation payable to Break the Barriers, Inc., and which do not result in any change to the maximum compensation amount payable to Break the Barriers, Inc.

Behavioral Health

23. Approve and authorize the Chairman to execute Agreement with Superior Court of California, County of Fresno for the provision of coordination services for certain specialty treatment courts effective upon execution through June 30, 2026, which includes one optional one-year extension, total not to exceed \$451,335
24. Approve and authorize the Chairman to execute Amendment I to the Recovery Residence Master Agreement to remove a contractor, Turning Point of Central California, and to add perinatal recovery residence services by contractor Mental Health Systems, Inc., effective upon execution with no change to the term of July 1, 2020, through June 30, 2025, and increasing the maximum compensation by \$950,149 to a total of \$5,950,149
25. Approve and authorize the Chairman to execute First Amendment to Agreement with Adele James Consulting Inc. to increase the maximum number of participants for both virtual and in-person Diversity, Equity, & Inclusion foundational trainings to accommodate Department of Behavioral Health workforce demands, with no change to the term of July 1, 2022 through June 30, 2025, or compensation maximum of \$278,800
26. Approve and authorize the Chairman to execute an Amendment No. 1 to Agreement with Pacific Clinics, Exceptional Parents Unlimited, and Comprehensive Youth Services, collaboratively combining to provide services under the Bright Beginnings for Families Program, to add Outpatient and Intensive Case Management levels of care to the existing Full Service Partnership services provided, effective upon execution with no change to the term of July 1, 2023 to June 30, 2025, or compensation maximum of \$17,781,586

Internal Services

27. 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 under the “unusual or extraordinary circumstances” exception, as Granicus, LLC has provided proprietary agenda management services to the County for over ten years and is the only vendor with the intimate knowledge of the County’s needs and custom processes; and Approve and authorize the Chairman to execute an Agreement with Granicus, LLC for an agenda management software solution, retroactive to June 3, 2023, for a term not to exceed five consecutive years, which includes a one-year base contract and four optional one-year extensions, total not to exceed \$942,000

28. 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 Quinn Company is the only authorized Caterpillar dealer allowed to work in the County’s service area; and Approve and authorize the Chairman to amend, restate, replace, and supersede the existing Purchasing Agreement with Quinn Company, retroactive to that agreement’s effective date of August 15, 2020, for the provision of Caterpillar original equipment manufacturer parts and repairs, not to exceed five consecutive years, which includes a two-year base contract and three optional one-year extensions, and increasing the maximum by \$295,000, total not to exceed \$920,000

29. Adopt Resolution acknowledging the emergency nature of the power outage incident at the Fresno County University Medical Center (UMC) Campus and ratify all agreements, contracts, and other documents that the Director of the Internal Services Department/Chief Information Officer approved and entered into for services and supplies for the response and repair for this incident; 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 and extraordinary circumstances for all agreements, contracts, and other documents for services, equipment, and supplies necessary for the repairs and associated costs to restore power and remediate any damages at the UMC Campus; Authorize the Director of Internal Services Department/Chief Information Officer to negotiate and execute agreements and other documents necessary for the response and repair of the UMC property, upon terms that the Director deems necessary and in the County’s best interest, subject to approval as to legal form by County Counsel and as to accounting form by the Auditor-Controller/Treasurer-Tax Collector; and Adopt Budget Resolution increasing the FY 2023-24 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935 in the amount of \$2,000,000 (4/5 vote)

Library

30. Retroactively authorize the County Librarian's previous submittal of a grant application for San Joaquin Valley Air Pollution Control District, Public Benefit Grants Program - Clean Air Centers Pilot Program to fund portable air purifiers and filters to improve air quality at seven Library Branch locations; Approve and authorize the Chairman to execute grant agreements with the San Joaquin Valley Air Pollution Control District (G-135552-A1; G-135554-A1; G-135555-A1; G-135556-A1; G-135558-A1; G-135561-A1; and G-135562-A1) to fund portable air purifiers and filters to improve air quality at seven Library Branch locations for a combined maximum total of \$159,972; and Authorize the County Librarian, or designee, to execute associated grant related documents to implement and administer the San Joaquin Valley Air Pollution Control District, Public Benefit Grants Program - Clean Air Centers Pilot Program

Public Defender

31. Approve and authorize the Chairman to execute a retroactive Revenue Agreement and all required forms and certifications with the Fresno Regional Workforce Development Board for post-conviction relief services to be provided by the Fresno County Public Defender, effective July 1, 2023, not to exceed one year (\$44,485); and adopt Budget Resolution increasing the FY 2023-24 appropriations and estimated revenues for the Public Defender Org 2880 in the amount of \$44,485 (4/5 vote)

Public Health

32. Retroactively approve and authorize the Director of the Department of Public Health's previous submission of an application to the U.S. Department of Health and Human Services, Maternal and Child Health Bureau, for Healthy Start Initiative: Eliminating Disparities in Perinatal Health grant funds, for the period of April 1, 2019 to March 31, 2024 (\$4,885,000); approve and authorize the Chairman to retroactively accept the Notice of Awards Authorization from the U.S. Department of Health and Human Services for the Healthy Start Initiative: Eliminating Disparities in Perinatal Health, effective April 1, 2019 to March 31, 2024 (\$4,885,000); and retroactively approve and authorize the Director of Public Health's execution of the Federal Assurances and Certifications for the application
33. Approve and authorize the Chairman to execute a retroactive award from the California Department of Public Health for the Tuberculosis Control Local Assistance Base Award (\$333,597) and Food, Shelter, Incentives and Enablers Allotment (\$19,907), effective July 1, 2023 through June 30, 2024; 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 Enhanced Prevention and Control Award (\$10,000), effective July 1, 2023 through June 30, 2024; and approve and authorize the Director of the Department of Public Health to execute the State Contractor's Release for the final invoices

Public Works and Planning

34. Approve and authorize Chairman to execute a three-year agreement with two optional one-year extensions with Two Fayre Ladies for exclusive use of Kearney Park for the Renaissance Fair, a two-day annual event
35. Adopt and authorize Chairman to execute Resolution approving the Measure C Extension Local Transportation Program Funds Claim for FY 2023-24, authorize Director of the Department of Public Works or his designee to transmit a copy of the Resolution, if adopted, to the Fresno County Transportation Authority (FCTA), and confirm the County's intent to complete reporting requirements for the prior year no later than September 15, 2023; and Approve and authorize Chairman to execute the six Measure C Extension Local Transportation Pass Through Revenues Certification and Claims for FY 2023-24, and certify that the funds will not substitute property tax funds, which were previously used for local transportation purposes (\$9,698,613)
36. Approve request by the City of Fresno to acquire right-of-way, excluding eminent domain condemnation actions or threat of eminent domain action, from parcels adjacent to existing County right-of-way in an identified unincorporated area of the County as needed in conjunction with the City's development of street and traffic signal improvements at N. Willow Avenue and Alicante Drive

Social Services

37. Approve and authorize the Chairman to execute Amendment No. 3 to Agreement with America Works of California, Inc., for CalFresh Employment and Training Services extending the term by one year from October 1, 2023, to September 30, 2024, and increasing the maximum by \$529,638 to a total of \$3,391,689
38. Approve and authorize the Department of Social Services and Probation Department's submittal of Letters of Intent to the California Department of Social Services to opt-in for Flexible Family Supports and Home-Based Foster Care Funding (\$2,383,383)