



County of Fresno

Action Summary - Final

Board of Supervisors

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Buddy Mendes, 4th District, Chairman
Garry Bredefeld, 2nd District, Vice Chairman
Brian Pacheco, 1st District
Luis Chavez, 3rd District
Nathan Magsig, 5th District

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

Tuesday, January 7, 2025

9:30 AM

Hall of Records

Present: 5 - Vice Chairman Garry Bredefeld, Supervisor Luis Chavez, Supervisor Nathan Magsig, Chairman Buddy Mendes, and Supervisor Brian Pacheco

Invocation and Pledge of Allegiance

STUART JONES, SENIOR PASTOR AT CARUTHERS NAZARENE CHURCH, GAVE THE INVOCATION AND LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

1. Administering of the Oath of Office to Supervisors Nathan Magsig, Garry Bredefeld, and Luis Chavez

THE OATH WAS ADMINISTERED TO ELECT DISTRICT TWO SUPERVISOR GARRY BREDEFELD BY THE HONORABLE HOURS SANDERSON, PRESIDING JUDGE, FRESNO COUNTY SUPERIOR COURT; THE OATH OF OFFICE WAS ADMINISTERED TO RE-ELECT DISTRICT FIVE SUPERVISOR NATHAN MAGSIG BY BERNICE E. SEIDEL, CLERK OF THE BOARD; AND THE OATH WAS ADMINISTERED TO ELECT DISTRICT THREE SUPERVISOR LUIS CHAVEZ BY RILEY TALFORD

2. Designation of Officers and remarks by Board Members

DESIGNATED SUPERVISOR MENDES AS CHAIRMAN AND SUPERVISOR BREDEFELD AS VICE CHAIRMAN. RECEIVED REMARKS FROM BOARD MEMBERS

3. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN BREDEFELD, THAT THIS AGENDA BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

4. Approve Consent Agenda - Item Numbers 14-27

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR CHAVEZ, THAT THIS CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 22 AND 23, WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Board of Supervisors

5. Approve the Chairman's 2025 Appointments of Board Members to various Boards, Commissions, and Committees as presented in Exhibit A; and adopt California Form 806 (Agency Report of Public Official Appointments) as presented in Exhibit B, and direct the Clerk of the Board to post on the County's website

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

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Auditor Controller-Treasurer/Tax Collector

6. Appoint a member of the Board of Supervisors to serve on the Countywide Oversight Board for Redevelopment Successor Agencies for an indefinite period

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY SUPERVISOR CHAVEZ, TO APPOINT VICE CHAIRMAN BREDEFELD TO SERVE ON THE COUNTYWIDE OVERSIGHT BOARD FOR REDEVELOPMENT SUCCESSOR AGENCIES FOR AN INDEFINITE PERIOD. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Administrative Office

7. Conduct the first hearing to amend the Fresno County Ordinance Code, Title 2 Administration, Chapter 2.09 Information Technology Services Department, add Title 2 Administration, Chapter 2.11 General Services Department, and amend Title 4 Revenue & Finance, Chapter 4.04 Purchasing Procedures; Waive the reading of the proposed Ordinances in their entirety, and set the second hearing for adoption of the proposed Ordinances for January 28, 2025; Designate County Counsel to prepare a fair and adequate summary of the proposed Ordinances; and Direct the Clerk of the Board to post and publish the required summary in accordance with California Government Code, section 25124(b)(1)

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

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Board of Supervisors' Committee Reports and Comments

8. 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)

CHAIRMAN MENDES SHARED THAT FOR SEVERAL AGENCIES HE SERVES ON, IT WILL BE ANOTHER TOUGH YEAR FOR GROUNDWATER STABILIZATION

Board Appointments

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

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

CHILDREN & FAMILIES (FIRST 5) COMMISSION
REAPPOINT MARCIA SABLAN (TERM TO EXPIRE 01/08/2029)

CITIZENS REVIEW PANEL (LIBRARY SALES TAX)
APPOINT MARCIA SABLAN TO THE POSITION PREVIOUSLY HELD BY KATHERINE BURROWS (TERM TO EXPIRE 01/04/2027)

CONSOLIDATED MOSQUITO ABATEMENT DISTRICT
REAPPOINT MARY ANNE HILL (TERM TO EXPIRE 12/31/2028)

DUNLAP CEMETERY DISTRICT
APPOINT LONNIE WORK TO THE POSITION PREVIOUSLY HELD BY WENDY HALL-AHUMADA (TERM TO EXPIRE 01/01/2029)
APPOINT RONALD PIERCE TO THE POSITION PREVIOUSLY HELD BY DEAN CARLTON (TERM TO EXPIRE 01/01/2029)

HOUSING & COMMUNITY DEVELOPMENT CITIZENS ADVISORY COMMITTEE
REAPPOINT BERNADETTE TORRES-SILVA (TERM TO EXPIRE 01/03/2028)
REAPPOINT SUE RUIZ (TERM TO EXPIRE 01/03/2028)
REAPPOINT SALVADOR PARRA, JR. (TERM TO EXPIRE 01/03/2028)

PLANNING COMMISSION
REAPPOINT JOHN ARABIAN (TERM TO EXPIRE 01/01/2029)

ZOO AUTHORITY
REAPPOINT PETER HERZOG (TERM TO EXPIRE 01/08/2029)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Public Presentations

10. 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

11. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
HELD; NO REPORTABLE ACTION
12. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
HELD; NO REPORTABLE ACTION
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

Adjourn

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR CHAVEZ, THAT THIS MEETING BE ADJOURNED FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

APPROVED:

/s/ Ernest Buddy Mendes
ERNEST BUDDY MENDES, CHAIRMAN OF THE
BOARD OF SUPERVISORS OF THE
COUNTY OF FRESNO

ATTEST:

BY: /s/ Bernice E. Seidel

BERNICE E. SEIDEL

CLERK OF THE BOARD OF SUPERVISORS

COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON JANUARY 28, 2025

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR CHAVEZ, THAT THIS CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 22 AND 23, WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Board of Supervisors

14. Approve minutes for December 17, 2024, and December 20, 2024, Special Meeting

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Supervisor Magsig

15. Adjourn in memory of Mouage Mouanoutoua

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

District Attorney

16. Retroactively authorize the District Attorney's previous submittal of a grant application to the State of California, Department of Insurance (CDI) for continuation of the Workers' Compensation Insurance Fraud Program, for the period July 1, 2024 through June 30, 2025 (\$1,220,191); and Retroactively approve retroactive Grant Award Agreement, including any extensions or amendments, for continued funding of the Workers' Compensation Insurance Fraud Program with the CDI, for the period July 1, 2024 through June 30, 2025 (\$1,136,175); and Adopt a Resolution retroactively authorizing the District Attorney, or her designee, to execute retroactive Grant Award Agreement, including any extensions or amendments, and accepting all liability arising out of the performance of the Grant Agreement (\$1,136,175)

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Resolution No. 25-001

17. Retroactively approve and authorize the District Attorney's previous submittal of a grant application to the State of California, Department of Insurance (CDI) for continuation of the Automobile Insurance Fraud Program, for the period July 1, 2024 through June 30, 2025 (\$620,964); and Retroactively approve retroactive Grant Award Agreement for continued funding of the Automobile Insurance Fraud Program with CDI, for the period July 1, 2024 through June 30, 2025 (\$406,296); and Adopt Resolution authorizing the District Attorney, or her designee, to execute retroactive Grant Award Agreement, including any extensions or amendments, and accepting all liability arising out of the performance of the Grant Agreement; and Adopt Budget Resolution increasing FY 2024-25 appropriations and estimated revenues in the amount of \$21,296 in the District Attorney's Special Revenue Fund 0060, CDI Automobile Fraud Program, Org 1104 (4/5 vote); and Adopt Budget Resolution increasing FY 2024-25 appropriations and estimated revenues in the amount of \$21,296 in the District Attorney-Grants Org 2862 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Resolution No. 25-002, Resolution No. 25-003, Resolution No. 25-004

Behavioral Health

18. Approve and authorize the Chairman to execute a retroactive revenue Agreement (State Agreement #24-40134) and associated Generative Artificial Intelligence Reporting and Factsheet with the California Department of Health Care Services for the provision of specialty mental health services and Drug Medi-Cal Organized Delivery System services as an integrated Prepaid Inpatient Health Plan, effective January 1, 2025 through December 31, 2026 (\$0); 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 the associated integrated PIHP state agreement documents, with no change to the compensation amount or term

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Agreement No. 25-008

Human Resources

19. Conduct the second hearing to amend the Fresno County Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 1600 - Human Resources and adopt proposed Ordinance

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Ordinance No. 25-001

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

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Resolution No. 25-005, Resolution No. 25-006, Resolution No. 25-007, Resolution No. 25-008, Resolution No. 25-009, Resolution No. 25-010

Internal Services

- 21. Approve and authorize the Chairman to execute Mechanical Job Order Contracting (JOC) Agreements with: a. ACCO Engineered Systems, Inc.; b. Mesa Energy Systems, Inc.; and c. Strategic Mechanical, Inc. for repair, remodeling, or other repetitive work to be done according to unit prices, effective as of January 23, 2025, for a term of one year, with each agreement's total not to exceed \$5,000,000 (4/5 vote); and Approve and authorize the Director of the Internal Services Department to use annual Mechanical Job Order Contracting agreements for the implementation of the proposed projects, described in Attachment A**

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Agreement No. 25-009, Agreement No. 25-010, Agreement No. 25-011

- 22. Ratify the execution of the First Amendment to Sale/Purchase Agreement and Escrow Instructions for the County owned surplus real property located at the northeast corner of E. Kings Canyon Road and S. Cedar Avenue, Fresno, CA, commonly known as the former University Medical Center Campus, by Edward Hill, Chief Operating Officer and Interim Director of Internal Services/Chief Information Officer effective December 16, 2024; and Approve and authorize the Chairman to execute a Lease Agreement with Boyd Fresno, LLC for approximately 109,928 square feet of space, together with related improvements and parking located on the former University Medical Center Campus, which includes initial one and two-year base terms with an optional conversion to a month-to-month lease after the expiration of the base term, with base rent not to exceed \$96,836 per month and monthly operating costs of \$2,525 per month, for a total rental and operations cost of approximately \$1,790,654, effective upon the close of escrow**

PRIOR TO BOARD DISCUSSION, SUPERVISOR CHAVEZ RECUSED HIMSELF DUE TO THE CLOSE PROXIMITY OF THE SUBJECT PROPERTY TO HIS PRIMARY RESIDENCE. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Bredefeld, Magsig, Mendes, and Pacheco

Recuse: 1 - Chavez

Agreement No. 25-012

Probation

23. Approve and authorize the Chief Probation Officer or his/her designee to execute a Memorandum of Agreement with neighboring County Probation Departments, in substantially the form as attached to this item, to provide and receive assistance in the event of a declared emergency which will necessarily affect the juvenile probation institution/probation field services of the requesting county, subject to approval as to legal form by County Counsel (\$0)

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

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Public Works and Planning

24. Approve and authorize Chairman to execute Agreement with City of Kerman for Kerman Plaza Veterans Park, Community Development Block Grant Project No. 23371, which consists of demolition and removal of an existing non-functional restroom, installation of a prefabricated ADA accessible restroom, and related necessary site improvements in Plaza Veterans Park, an existing park space in Kerman, effective upon execution through May 26, 2026, total Community Development Block Grant funding amount not to exceed \$175,318; and Approve and authorize Director of Public Works and Planning to evaluate and grant timeline extensions and scope modifications for completion of Project, as requested by City of Kerman, in compliance with Federal Community Development Block Grant regulations, and so long as modifications do not change the fundamental nature of the project

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Agreement No. 25-013

25. Adopt plans and specifications for Contract 24-15-C CSA 1 Tamarack Water Infrastructure Replacement, Department of Water Resources Project No. 4600015689 and award to lowest bidder DG Construction, Inc., in total amount of \$1,712,241 for base bid and Additive 2; and authorize Chairman to issue a change order to add bid amount for Additive 1 of \$510,388 if funding from Department of Water Resources is approved

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

- 26.** Approve and authorize Chairman to execute Amendment I to Agreement No. 23-641 with Biola Community Services District for Biola Groundwater Recharge, Community Development Block Grant Project No. 21032, effective upon execution with no change in term through August 19, 2025, increasing maximum Community Development Block Grant funds provided by \$75,000, due to increased construction costs, to a total Community Development Block Grant funding amount not to exceed \$375,000

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Agreement No. 25-014

- 27.** Adopt resolution approving the amendments to the Westside Groundwater Sustainability Plan for the 2025 Periodic Evaluation, including portions of Fresno County and authorize the Westside Subbasin, acting as Groundwater Sustainability Plan Manager for the subbasin, to submit the amended Groundwater Sustainability Plan to the Department of Water Resources by January 23, 2025

APPROVED AS RECOMMENDED

Ayes: 5 - Bredefeld, Chavez, Magsig, Mendes, and Pacheco

Resolution No. 25-011