



Board of Supervisors

Agenda - Final-Revised

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

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

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 23, 2018

9:00 AM

Hall of Records

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

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

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

Invocation and Pledge of Allegiance

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 23 - 53

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

Board of Supervisors

3. Presentation of Retirement Plaque to Laura P. Basua - Department of Social Services - 19 Year of Service

Chairman Quintero

4. Proclaim January 23, 2018, as Stephen W. Schilling Day

Supervisor Magsig

5. Adopt proclamation recognizing January 2018 as National Slavery and Human Trafficking Prevention Month in the County of Fresno
6. Adopt Resolution supporting the Fresno Madera Continuum of Care in their efforts to conduct the annual Point-in-Time Count in Fresno County

Administrative Office

7. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 20 filed by Beal Developments, LLC dba Beal Chevron located on 5596 E. Kings Canyon Road, Fresno, CA 93727

Agriculture

8. Approve Amendment to the Salary Resolution (Appendix "C") deleting one Agricultural and Standards Specialist I/II/III position and adding one Office Assistant I/II/III position and one Agricultural Technician position in the Department of Agriculture Organization 4010 effective January 29, 2018; Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for Department of Agriculture Organization 4010 in the amount of \$350,000 (4/5 vote); Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for the Internal Services Department, Fleet Services - Equipment Org 8911 in the amount of \$32,000 (4/5 vote); and, Adopt Budget Resolution increasing the FY 2017-18 appropriations for Public Works and Planning - Roads Organization 4510 in the amount of \$325,000 (4/5 vote)

Human Resources

9. Conduct first hearing to amend the County of Fresno Ordinance Code by amending section 2.08.060 and repealing section 2.08.090 of Title 2, Chapter 2.08 and enacting new section 2.04.040 of Title 2, Chapter 2.04 related to the Clerk of the Board of Supervisors; waive the reading of the ordinance in its entirety; and set second hearing for February 6, 2018; and, designate County Counsel to prepare a fair and adequate summary of the proposed ordinance, and direct the Clerk to the Board to post and publish the required summary in accordance with Government Code, section 25124, subdivision (b)(1)

Board of Supervisors' Committee Reports and Comments

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

11. Approve the Chairman's 2018 Appointments of Board Members to various Boards, Commissions and Committees as presented in Exhibit A; adopt California Form 806 - Agency Report of Public Official Appointments as presented in Exhibit B, and direct the Clerk to the Board to post on the County's internet website

Board Appointments

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

Public Presentations

13. Public Presentations - This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda - Pursuant to Administrative Policy No. 29, presentations are limited to 5 minutes per person and no more than 15 minutes per topic

Closed Session

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

14. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) - 3 Cases
15. Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (4 Cases)
16. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Paul Nerland; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment
17. Conference with Real Property Negotiators - Government Code 54956.8. Property: Undeveloped land at Turner and Armstrong in the Fancher Creek Development; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Fancher Creek Properties LLC., Under Negotiations: Instructions to County's negotiator may concern purchase of properties, price, terms and conditions
18. Conference with legal counsel - Existing Litigation, Government Code, section 54956.9(d)(1) - PG&E, et al. v. County of Fresno, et al. Risk Management Claim No.: 9376; Arreazola, Ismael v. County of Fresno, Workers Compensation Appeals Board Case No. ADJ 10000349
19. Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (1 Case)
20. Conference with Real Property Negotiators - Government Code 54956.8 Properties: Parking Lot at the corner of Merced and Broadway (APN: 466-211-13); County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: the City of Fresno, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions

- 21.** Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) County of Fresno Appeal of Disallowance; United States Department of Health & Human Services, Departmental Appeals Board, Docket No. A-17-57
- 22.** Conference with Real Property Negotiators - Government Code 54956.8 Properties: 2100 Tulare Street, Fresno, CA 93721; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Lance-Kashian & Co., Under Negotiations: Instructions to County's negotiator may concern purchase of properties, price, terms and conditions
- 22.1** Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - County of Fresno v. Richard Adams, Fresno Superior Court Case No. 16CECG02432, and (2) County of Fresno v. Richard Joseph Adams II (16CECG02434

Adjourn

NEXT MEETINGS:

February 6, 2018 - 9:00 AM

February 20, 2018 - 9:00 AM

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

CONSENT AGENDA

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

Board of Supervisors

23. Approve minutes of meeting for January 9, 2018

Supervisor Magsig

- 23.1 Adjourn in memory William "Harry" Armstrong

Supervisor Mendes

24. Approve Certificate of Recognition in memory of the 70th anniversary of the January 28, 1948 plane crash in Los Gatos Canyon known as the "Deportee Crash" where all 28 passengers and 3 crew members were killed
25. Approve sending a letter to the US Bureau of Reclamation in response to their request for public comment about the operation of the Central Valley Project
- 25.1 Adjourn in memory of Paul Mitchell. Mr. Mitchell a much beloved and respected Reedley High School teacher and coach was also known as the "voice of Reedley" as he announced the Reedley College football and basketball games for 61 years

Auditor Controller-Treasurer/Tax Collector

26. Approve and authorize the Chairman to execute retroactive Memorandum of Understanding with the Superior Court of California, County of Fresno for collection services effective December 14, 2014 through December 14, 2018
27. Receive and file the County of Fresno Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2017
28. Approve and authorize the Chairman to execute an agreement with Bid4Assets, Inc. to conduct online auctions of tax defaulted property effective January 29, 2018 through January 28, 2021 with two optional one-year extensions, total not to exceed \$325,000

County Clerk/Registrar of Voters

29. Approve and Authorize Amendment 2 to Agreement No. A-14-123 with SouthTech Systems, Inc. for the purchase of upgrades to Cashiering and ClerkDocs™ modules, and licenses for online Passport and Marriage Application Systems, continued software maintenance, updates and technical support, effective upon execution through April 14, 2019 (\$314,786.83)

30. Approve and authorize the Chairman to execute Agreement #17G26110 with the State of California for federal Help America Vote Act Section 251(b)(2)(A) reimbursement funds for Accessibility Survey Training, Improving Polling Place Accessibility, and costs associated with the acquisition or deployment of Remote Accessible vote by mail system effective upon execution by the California Department of General Services through June 30, 2019 (\$20,000); and, Adopt Resolution increasing the FY 2017-18 appropriations and estimated revenues for the County Clerk - Elections Org 28500500 in the amount of \$20,000 (4/5 vote)
31. Approve Amendment to the Salary Resolution adding one Information Technology Analyst I/II/III/IV and deleting one Office Assistant I/II/III position to the County Clerk-Elections Org 2850, effective January 29, 2018 as reflected on Appendix E

District Attorney/Public Administrator

32. Approve and authorize the Chairman to execute First Amendment to Lease/Option to Purchase Agreement #17-520 with River Park Properties III to extend the Contingencies expiration period from February 1, 2018 to June 30, 2018

Sheriff/Coroner

33. Approve and authorize the Chairman to execute retroactive Agreement with the Central Unified School District for law enforcement services effective August 9, 2017 through June 7, 2018 (\$147,727); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$8,364 (4/5 vote)

34. Approve and authorize Chairman to execute retroactive Amendment IV to revenue Agreement 13-529 with the City of Fowler to extend the term of the existing Agreement for Communication Dispatching Services by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum by \$89,487 to a total of \$443,053; approve and authorize Chairman to execute retroactive Amendment IV to revenue Agreement 13-530 with the City of Kerman to extend the term of the existing Agreement for Communication Dispatching Services by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum by \$214,704 to a total of \$1,070,295; approve and authorize Chairman to execute retroactive Amendment II to revenue Agreement 16-125 with the City of Kingsburg to extend the term of the existing Agreement for Communication Dispatching Services by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum by \$181,266 to a total of \$529,159; approve and authorize Chairman to execute retroactive Amendment IV to revenue Agreement 13-534 with the City of Orange Cove to extend the term of the existing Agreement for Communication Dispatching Services by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum by \$137,646 to a total of \$698,833; approve and authorize Chairman to execute retroactive Amendment II to revenue Agreement 15-560 with the City of Parlier to extend the term of the existing Agreement for Communication Dispatching Services by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum by \$227,721 to a total of \$673,180; and approve and authorize Chairman to execute retroactive Amendment IV to revenue Agreement 13-532 with the City of Sanger to extend the term of the existing Agreement for Communication Dispatching Services by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum by \$388,036 to a total of \$1,900,452

County Counsel

35. Approve and adopt amendments to Local Rules for Assessment Appeals Board
36. 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 for specialized legal services for the District Attorney's office; and, Approve and authorize Chairman to execute Agreement for Specialized Legal Services with the McCormick Barstow law firm to represent employees of the District Attorney's Office in two separate complaints made to the State Bar of California and any additional complaints as such may arise, which provides for an approximately 2 year term, retroactive to December 11, 2017, with total compensation not to exceed \$100,000

Administrative Office

37. Adopt Resolution approving Associate Membership by the County in the California Enterprise Development Authority and authorizing and directing the execution of an Associate Membership Agreement relating to Associate Membership of the County in the Authority, authorizing the County of Fresno to join the Figtree PACE program, authorizing the California Enterprise Development Authority to conduct Voluntary Contractual Assessment Proceedings and levy Voluntary Contractual Assessments within the Territory of the County of Fresno, and authorizing related actions; approve and authorize the Chairman to execute Indemnification Agreement by and between the County of Fresno and Figtree Company, Inc.; and approve and authorize the Chairman to execute Agreement for the Collection of Special Assessments with the California Enterprise Development Authority for the reimbursement of costs to the Auditor-Controller/Treasurer-Tax Collector's office for placement of the California Enterprise Development Authority Figtree PACE Program voluntary contractual assessments on current secured property tax bills
38. Approve James Irrigation District and International Water District request to move from odd to even-numbered year elections and set the date for the Districts' elections to occur on the same day as the Statewide General Election

Human Resources

39. Approve Amendment to the Salary Resolution deleting one vacant Office Assistant I/II/III - Confidential, one vacant Human Resources Technician I/II/III - Confidential, and adding one Human Resources Analyst I/II/III position in Human Resources Org 1010, effective January 29, 2018 as reflected on Appendix "D"
40. Approve Resolutions Rejecting Claims for Damages

Internal Services

41. Approve and authorize the Chairman to execute First Amendment to Agreement No. 09-155 with Madera County to address radio equipment upgrades at various sites and changes in the service fee structure for providing radio network monitoring and equipment maintenance and repair services for Madera County
42. Approve and authorize the Chairman to execute a First Amendment to Agreement No. 09-442 with Crown Castle Towers, LLC, to increase the maximum agreement cost by \$107,454, effective upon execution, for the addition of Ethernet-supported radio equipment located at Deadwood Peak in Madera County for a maximum potential 11-year cost not to exceed \$269,291

43. Approve and authorize the Chairman to execute First Amendment to Agreement No. 17-177 with Velis Engineering, Inc., to increase the maximum 1-year Agreement amount by \$2,000,000, effective upon execution, for a total potential cost not to exceed \$4,000,000; and Adopt a Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues in Facility Services Org 8935 in the amount of \$2,000,000 (4/5 vote)

Library

44. Retroactively authorize the County Librarian's previous submittal of a grant application to the Southern California Library Cooperative for California Library Services Act funds for the Libraries Illuminated project (\$30,000); approve and authorize Chairman to ratify County Librarian's previous execution of a retroactive Grant Agreement and acceptance of grant funds from the Southern California Library Cooperative to allow the County Librarian to participate in the Libraries Illuminated program effective November 14, 2017 through December 31, 2018 (\$30,000); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$30,000 (4/5 vote)

Probation

45. Retroactively authorize the Interim Chief Probation Officer's previous submittal of a grant application to the State of California, Governor's Office of Emergency Services for continuation of the Fresno County's Crime Victim Assistance Center (\$1,475,941); approve and authorize the Chairman to execute a retroactive Grant Award Face Sheet, which includes the Certification of Assurance of Compliance, for the period of October 1, 2017 to September 30, 2018 (\$1,475,941); approve and authorize the Chairman to execute the Subrecipient Grants Management Assessment form for the Victim/Witness Assistance Program; and adopt resolution authorizing the Chairman to submit the retroactive grant application and to execute any extensions or amendments thereof as required by the California Governor's Office of Emergency Services, subject to approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector
46. Retroactively authorize the Interim Chief Probation Officer's previous submittal of a grant application in the amount of \$133,333 to the State of California, Governor's Office of Emergency Services for continuation of Fresno County's Probation Specialized Supervision Program; approve and authorize the Chairman to execute a retroactive Grant Award Face Sheet and the Certification of Assurance of Compliance for the period of October 1, 2017 through September 30, 2018 (\$133,333); approve and authorize the Chairman to execute the Subrecipient Grants Management Assessment form for the Probation Specialized Supervision Program; and adopt resolution authorizing the Chairman to submit the retroactive grant application and to execute any extensions or amendments thereof as required by the California Governor's Office of Emergency Services, subject to approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector

Public Health

47. Approve and authorize the Chairman to execute Amendment V to revenue Agreement No. 14-602 with the California Department of Public Health, for Federal and State Public Health Emergency Preparedness and Hospital Preparedness Program funds allowing for budget revisions, effective upon execution, with no change in the compensation amount or term of July 1, 2014 through June 30, 2018 (\$4,657,699); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Local Public Health Preparedness Org 1159 in the amount of \$16,000, to fund additional program equipment; and, Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Department of Public Health Org 5620 in the amount of \$16,000 (4/5 vote)

Public Works and Planning

48. Approve and authorize the Chairman to execute a Memorandum of Understanding between the Sequoia Chapter, California Native Plant Society and Fresno County for the maintenance of China Creek Park
49. Authorize (1) exchange of real property, approximately 0.25 acre, located 877 feet southwest of intersection of Millerton Road and Marina Drive owned by County of Fresno (County Property), for real property, approximately 0.25 acre, located 852 feet southwest of intersection of Millerton Road and Marina Drive owned by the Clarksfield Company, Inc. (Clarksfield Property) (Gov Code sec. 25365(b)); (2) Director of Internal Services (Director) to execute Lot Line Adjustment Application to Department of Public Works and Planning, which will permit County Property to be made part of adjoining property owned by Clarksfield, and Clarksfield Property to be made part of adjoining property owned by County; (3) Director to execute a grant deed transferring ownership of County to Property to Clarksfield and to accept grant deed transferring ownership of Clarksfield Property to the County; (4) Director, or his designee, to take any related actions; (5) a Determination that the foregoing actions and the exchange of real properties between County and Clarksfield are exempt from California Environmental Quality Act, Public Resources Code section 21000, et seq
50. Approve and authorize Chairman to execute Master Project Agreement establishing general terms and conditions for road improvement projects to be performed cooperatively by County of Fresno and City of Clovis; and authorize Director of Department of Public Works and Planning to sign Specific Project Agreements establishing various terms associated with cooperative projects performed pursuant to Master Project Agreement, including but not limited to project scope, schedule, and cost sharing, contingent upon approval by County Counsel and Auditor-Controller/Treasurer-Tax Collector
51. Approve and authorize the Chairman to execute a Second Amendment to Agreement 10-390 with Granite Solid Waste, LLC to continue to operate the Shaver Lake Transfer Station through February 27, 2028

52. Accept Grants of Easement and authorize Chairman to execute Right of Way Contracts, Temporary Construction Permit, and Grade Match for Driveway Modification required for Travers Creek Bridge Replacement Project on Manning Avenue for total monetary consideration of \$15,400

Social Services

53. Accept the Marjaree Mason Center Annual Report for the period of October 1, 2016 through September 30, 2017