



County of Fresno

Action Summary - Final

Board of Supervisors

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

Jean M. Rousseau, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk

Tuesday, June 6, 2017

9:00 AM

Hall of Records

Present: 5 - Supervisor Andreas Borgeas, Supervisor Nathan Magsig, Supervisor Buddy Mendes, Chairman Brian Pacheco, and Vice Chairman Sal Quintero

Invocation and Pledge of Allegiance

PASTOR TERRY TOWNSEND, PEOPLES CHURCH, GAVE THE INVOCATION AND LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

A MOMENT OF SILENCE WAS HELD IN HONOR OF LORI POINDEXTER, FRESNO COUNTY EMPLOYEE WHO RECENTLY PASSED AWAY. MS. POINDEXTER WORKED OVER 20 YEARS IN THE AUDITOR-CONTROLLER/TREASURER-TAX COLLECTOR'S OFFICE

1. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY VICE CHAIRMAN QUINTERO, TO APPROVE REQUEST TO ADD ITEM NOT INCLUDED ON POSTED AGENDA, FINDING THE NEED FOR ACTION AROSE AFTER POSTING OF THE AGENDA PURSUANT TO GOVERNMENT CODE SECTION 54954.2 (SEE PAGE 9 FOR ADDED ITEM). THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

A MOTION WAS MADE BY VICE CHAIRMAN QUINTERO, SECONDED BY SUPERVISOR MENDES, TO ADJOURN THE MEETING IN MEMORY OF NENG THAO. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, TO APPROVE REQUEST TO ADD ITEM NOT INCLUDED ON POSTED AGENDA, FINDING THE NEED FOR ACTION AROSE AFTER POSTING OF THE AGENDA PURSUANT TO GOVERNMENT CODE SECTION 54954.2 (SEE PAGE 9 FOR ADDED ITEM). THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

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

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

2. Approve Consent Agenda - Item Numbers 25 - 67

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 34, 49, AND 63 WHICH WERE PULLED FOR DISCUSSION AND SEPERATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

3. Presentation of Retirement Plaque to Jennifer L. Jensen - Department of Social Services - 30 years of service

PRESENTED PLAQUE TO JENNIFER L. JENSEN

Chairman Pacheco

4. Proclaim June 8, 2017 as "Petco Foundation Day" in the County of Fresno

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

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

Resolution No. 17-317

Supervisor Quintero

5. Proclaim June 12th through August 4th, 2017 as the time for Reading by Design via the Fresno County Public Library's 2017 Summer Challenge and Lunch at the Library programs

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

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

Resolution No. 17-318

Supervisor Borgeas

6. Conduct first hearing to amend the Fresno County Ordinance Code, Title 2, Chapter 2.48, by amending Section 2.48.020, relating to residency requirements for Planning Commissioners; waive the reading of the ordinance in its entirety; and set second hearing for June 20, 2017; 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)

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

Ayes: 4 - Borgeas, Magsig, Mendes, and Quintero

Noes: 1 - Pacheco

Supervisor Quintero

7. Approve and authorize the formation of the County of Fresno Economic Development Action Team, as outlined in the Economic Development Element of the County of Fresno 2000 General Plan; and Approve the roster of thirteen (13) team members of the County of Fresno Economic Development Action Team to be as depicted within the second recommended action

A MOTION WAS MADE BY VICE CHAIRMAN QUINTERO, SECONDED BY SUPERVISOR BORGEAS, TO APPROVE THE MATTER AS A ONE-YEAR PILOT PROGRAM AND AT THE END OF THE ONE-YEAR STAFF IS TO REVIEW AND DETERMINE THE EFFECTIVENESS AND WAYS TO IMPROVE OR CONTINUE WITH THE FRESNO ECONOMIC DEVELOPMENT ACTION TEAM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 3 - Borgeas, Magsig, and Quintero

Noes: 2 - Mendes, and Pacheco

Sheriff/Coroner

8. Adopt Resolution proclaiming and ratifying the closure of the Kings River to prohibit and restrict boating, swimming, and other recreational activities for sixty (60) days

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

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

Resolution No. 17-320

Administrative Office

9. Confirm appointment of Kelley Landano, effective June 5, 2017, to the position of Fresno County Librarian, pursuant to Fresno County Charter Section 16

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

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

10. Discuss and take action on a petition to remove or modify conditions on an alcoholic beverage license filed by Red Rock Lane Investments, doing business as Stonehouse Tavern, located on 33071 Auberry Road, Auberry, CA 93602; and, authorize staff to send a letter to Alcoholic Beverage Control (ABC) detailing why the petition was approved or denied

DISCUSSED THE ALCOHOLIC BEVERAGE LICENSE FILED BY RED ROCK LANE INVESTMENTS, DOING BUSINESS AS STONEHOUSE TAVERN, LOCATED ON 33071 AUBERRY ROAD, AUBERRY, CALIFORNIA

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN QUINTERO, TO AUTHORIZE STAFF TO SEND A LETTER TO THE ALCOHOLIC BEVERAGE CONTROL (ABC) DETAILING WHY THE BOARD APPROVED THE PETITION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

11. Adopt recommended changes to the Fresno County State Legislative Platform; authorize the Chairman to execute letters of support, or opposition, in accordance with the platform; and, authorize the County Administrative Office to work with the County's State Legislative Delegation, Sacramento lobbyists, and/or other necessary parties to support, or oppose, legislation in accordance with the platform

A MOTION WAS MADE BY VICE CHAIRMAN QUINTERO, SECONDED BY SUPERVISOR MAGSIG, TO APPROVE THE MATTER AS RECOMMENDED AND ADD THE WORDS "AND CONTINUED EXPANSION OF VALUE-ADDED ECONOMIC DEVELOPMENT OPPORTUNITIES" IN BULLET POINT TWO OF THE MAJOR LEGISLATIVE ISSUES (SUPPORT SAN JOAQUIN VALLEY REGIONAL EFFORTS TO ENSURE A RELIABLE, ADEQUATE, QUALITY WATER SUPPLY TO SUSTAIN A HIGH QUALITY OF LIFE AND A WORLD CLASS AGRICULTURAL SECTOR, AND CONTINUED EXPANSION OF VALUE-ADDED ECONOMIC DEVELOPMENT OPPORTUNITIES, WHILE PROTECTING AND ENHANCING THE ENVIRONMENT). THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Internal Services

12. Conduct first hearing to consider amending the County of Fresno Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 3800 - General Services, where subsection 3803 is deleted, subsections 3801 and 3802 remain unchanged, and subsections 3804, 3809 through 3813 are updated; waive the reading of the ordinance in its entirety; and set the second hearing for June 20, 2017; 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(b)(1)

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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

13. Conduct first hearing to consider amending the County of Fresno Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 4300 - Information Technology Services, where subsections 4316 and 4318 are deleted, and subsections 4301-4315, 4317, and 4319-4329 are updated; waive the reading of the ordinance in its entirety; and set the second hearing for June 20, 2017; 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(b)(1)

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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Library

14. Conduct first hearing to amend the County of Fresno Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Section 1100 - Library; waive the reading of the Ordinance in its entirety, and set the second hearing for June 20, 2017; 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(b)(1)

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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Public Defender

15. Conduct first hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance for services provided to indigent criminal defendants by amending Subsection 2001 of Section 2000-Public Defender; waive reading of the ordinance in its entirety; and set second hearing for June 20, 2017; 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(b)(1)

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

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

Public Health

16. Conduct the first hearing to amend the Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Section 2100 – Public Health, Subsection 2113; and waive the reading of the ordinance in its entirety and set the second hearing for June 20, 2017; 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(b)(1)

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

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

Public Works and Planning

17. Conduct first hearing on ordinance amending Fresno County Ordinance Code Section 4.16.090 concerning allocation of sales and use tax revenues, amending it as to the City of Fresno as to its sales tax distribution rate, and amending the dates to which all cities within the County must adhere to the stated rates, changing effective dates of adjusted rates to be from July 1, 2017 to June 30, 2018, waive the reading of ordinance in its entirety, and set second hearing for June 20, 2017; 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(b)(1)

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

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

Social Services

18. Approve and authorize the Chairman to execute a Lease Agreement with Kerman Shopping Plaza, LLC., for 10,150 square feet of office space located at 15160 W. Whitesbridge Rd, Kerman, CA 93630, for use by the Department of Social Services, effective the date the Kerman Regional Office takes occupancy, not to exceed ten consecutive years, which includes an eight-year base term and one optional two-year extension, total not to exceed \$3,111,746; and, Approve and authorize the Chairman to execute a month to month Lease Agreement with Kerman Shopping Plaza, LLC., for 4,550 square feet of office space located at 15010 W. Whitesbridge Rd, Kerman, CA 93630, for use by the Department of Social Services while the Lessor constructs the office located at 15160 W. Whitesbridge Rd, Kerman CA 93630, effective the date the Kerman Regional Office takes occupancy (\$5,688 per month)

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

Ayes: 3 - Magsig, Mendes, and Pacheco

Noes: 1 - Quintero

Abstain: 1 - Borgeas

Agreement No. 17-256, Agreement No. 17-257

Board of Supervisors' Committee Reports and Comments

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

SUPERVISOR BERGEAS REPORTED THAT THE SAN JOAQUIN RIVER CONSERVANCY IS IN A 10 YEAR PROCESS ON RIVER ACCESS/RIVER ALIGNMENT PLAN. THE CITY OF FRESNO OFFERED TO INITIATE A SUPPLEMENTAL ENVIRONMENTAL IMPACT REPORT (EIR) TO ACCOMPANY THE EXISTING CONSERVANCY EIR. HE ALSO INFORMED THE BOARD THAT HE MEETS WEEKLY WITH THE CITY REGARDING CROSS OVER ISSUES IN THEIR JURISDICTIONS. FOLLOWING THE JOINT MEETING BETWEEN THE CITY AND THE COUNTY, IT IS PROMISING TO LOOK FOR OPPORTUNITY FOR A JOINT LOCATION FOR DISPATCH SINCE BOTH AGENCIES ARE LOOKING FOR SUBSTATIONS. SUPERVISOR MAGSIG STATED HE MET WITH THE CAO'S OFFICE ON FRIDAY, JUNE 2ND TO DISCUSS WHEN THE BOARD OF SUPERVISORS CAN GATHER TO DISCUSS VISION, MISSION AND GOALS AND ARE LOOKING TO AUGUST OR SEPTEMBER. EACH DEPARTMENT IS TO PREPARE THEIR VISIONS, MISSIONS AND GOALS AND PRIORITIES DUE TO THE CAO BY THE BEGINNING OF JULY. THE CAO WILL THEN REVIEW AND PRIORITIZE FOR THE BOARD RETREAT SO THE BOARD CAN SEE THE DEPARTMENT HEADS' PRIORITIES AND THE BOARD WILL HAVE THE OPPORTUNITY TO PRIORITIZE FOR THE COUNTY. SUPERVISOR MENDES RECEIVED INFORMATION THAT THE KINGS RIVER WILL GO BACK UP WITH A 400 CSF (CUBIC SQUARE FEET) TARGET AT NOON TODAY. THEY WERE DOWN TO 800 AND WILL GO TO 1200. CHAIRMAN PACHECO EXPRESSED APPRECIATION TO THE BOARD AND STAFF FOR ATTENDING THE JOINT MEETING. HE ALSO MENTIONED THAT THE MAYOR WOULD LIKE ONE MORE MEETING BY THE END OF THE YEAR. CHAIRMAN PACHECO ANNOUNCED THAT ON SATURDAY, JUNE 10TH, THERE WILL BE A ROD LUCAS MEMORIAL SCHOLARSHIP BIKE RIDE

Board Appointments

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

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MAGSIG, THAT THE NOMINATION FOR APPOINTMENTS AND REAPPOINTMENT BE APPROVED AS FOLLOWS:

**BEHAVIORAL HEALTH BOARD
REAPPOINTED DAVID N. THORNE (TERM TO 4/1/2020)**

**CITIZENS REVIEW PANEL
APPOINTED RHODA GONZALES TO POSITION PREVIOUSLY HELD BY VENANCIO GAONA (TERM TO 1/4/2021)**

**FRESNO REGIONAL WORKFORCE DEVELOPMENT BOARD
APPOINTED SHELLY TARVER TO POSITION PREVIOUSLY HELD BY ADRIANNA KUHNLE (TERM TO 11/1/2020)**

**HOUSING AUTHORITY OF FRESNO COUNTY OF FRESNO
APPOINTED CARY CATALANO TO POSITION PREVIOUSLY HELD BY RENEETA ANTHONY (TERM TO 2/5/2020)
APPOINTED NIKKI S. NEWSOME TO REPLACE NANCY C. NELSON (TERM TO 2/5/2019)**

THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Magsig, Pacheco, and Quintero

Noes: 1 - Mendes

Public Presentations

21. 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

HELD; THERE WERE NO COMMENTS FROM MEMBERS OF THE PUBLIC

Closed Session

22. 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

HELD; NO REPORTABLE ACTION

23. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)

PRIOR TO RECESSING TO CLOSED SESSION, COUNTY COUNSEL DAN CEDERBORG ADVISED THE BOARD THAT ONE CASE WOULD BE DISCUSSED RATHER THAN TWO CASES. HELD; NO REPORTABLE ACTION

24. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d) (4) (2 cases)

PRIOR TO RECESSING TO CLOSED SESSION, COUNTY COUNSEL DAN CEDERBORG ADVISED THE BOARD THAT ONE CASE WOULD BE DISCUSSED RATHER THAN TWO CASES. HELD; NO REPORTABLE ACTION

Special items not included on posted agenda

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY VICE CHAIRMAN QUINTERO, TO APPROVE REQUEST TO TAKE ACTION ON ITEM NOT INCLUDED ON POSTED AGENDA FINDING THE NEED FOR ACTION AROSE AFTER THE POSTING OF THE AGENDA. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Adjourn in Memory of Marianne L Collins

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, TO ADJOURN IN MEMORY OF MARIANNE L. COLLINS. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES TO APPROVE REQUEST TO TAKE ACTION ON ITEM NOT INCLUDED ON POSTED AGENDA FINDING THE NEED FOR ACTION AROSE AFTER THE POSTING OF THE AGENDA. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Authorize Chairman to send email to State Department of Health Care Services approving amended Addenda to Medi-Cal County Inmate Program agreements for State FYs 2016-17 and 2017-18

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR BORGEAS, TO AUTHORIZE CHAIRMAN TO SEND EMAIL TO STATE DEPARTMENT OF HEALTH CARE SERVICES APPROVING AMENDED ADDENDA TO MEDI-CAL COUNTY INMATE PROGRAM AGREEMENTS FOR STATE FYS 2016-17 AND 2017-18. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Adjourn

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, TO ADJOURN THE MEETING FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 34, 49, AND 63 WHICH WERE PULLED FOR DISCUSSION AND SEPERATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

- 25. Approve minutes of meeting for May 16, 2017

APPROVED AS RECOMMENDED

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

Supervisor Mendes

- 26. Adjourn in Memory of Ryan Hill

APPROVED AS RECOMMENDED

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

- 27. Adopt Resolution in support of the Temperance Flat Dam Project

APPROVED AS RECOMMENDED

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

Resolution No. 17-304

Supervisor Quintero

- 28. Proclaim June 6, 2017 as Neng Thao Day and adjourn in his memory

APPROVED AS RECOMMENDED

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

Resolution No. 17-305

County Clerk/Registrar of Voters

29. Authorize Chairman to execute support letter for the Voting Modernization Bond Act of 2018 (AB 668) which, if approved by the Legislature, would be placed on the June 2018 general election ballot and would authorize the State of California to issue and sell bonds in the amount of \$450 million to establish a fund to be used to assist counties to purchase or lease new voting systems that are certified or conditionally approved by the Secretary of State

APPROVED AS RECOMMENDED

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

Sheriff/Coroner

30. Approve and authorize Chairman to execute a retroactive revenue Agreement with the U.S. Army Corps of Engineers for the Sheriff-Coroner's Office to provide law enforcement services for Pine Flat Lake campsites for the period of May 1, 2017 through September 30, 2017 (\$65,173.16)

APPROVED AS RECOMMENDED

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

Agreement No. 17-225

County Counsel

31. Adopt Resolution authorizing County Administrative Officer to settle legal disputes, proceedings, actions and litigation in an amount not to exceed Fifty Thousand Dollars (\$50,000) and to authorize County Counsel to waive litigation costs in limited circumstances

APPROVED AS RECOMMENDED

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

Resolution No. 17-306

Administrative Office

32. 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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-307

33. Approve and authorize the Chairman to execute an Agreement with Richard A. Ciummo and Associates for the provision of Alternate Indigent Defense Services effective July 1, 2017, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed (\$22,733,760)

APPROVED AS RECOMMENDED

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

Agreement No. 17-226

34. Approve and authorize the Chairman to execute Amendment II to Agreement #15-241 with Focus Forward for the provision of community recidivism and crime reduction services extending the term by one year from July 1, 2018 to June 30, 2019 and increasing the contract maximum from \$79,687 to \$116,320; approve and authorize the Chairman to execute Amendment II to Agreement #15-243 with Poverello House for the provision of community recidivism and crime reduction services extending the term by one year from July 1, 2018 to June 30, 2019 and increasing the contract maximum from \$79,687 to \$116,320; approve and authorize the Chairman to execute Amendment II to Agreement #15-242 with Youth Centers of America for the provision of community recidivism and crime reduction services extending the term by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum from \$79,653 to \$116,286; and approve and authorize the Chairman to execute Amendment II to Agreement #15-240 with Boys and Girls Clubs of Fresno County for the provision of community recidivism and crime reduction services extending the term by one year from July 1, 2017 to June 30, 2018 and increasing the contract maximum from \$79,687 to \$116,320

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: 4 - Borgeas, Mendes, Pacheco, and Quintero

Abstain: 1 - Magsig

Agreement No. 15-240-2, Agreement No. 15-241-2, Agreement No. 15-242-2, Agreement No. 15-243-2

35. Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2017 February Winter Storms

APPROVED AS RECOMMENDED

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

Resolution No. 17-308

36. Approve amendments to Conflict of Interest Codes for Crescent View South, Inc. and Crescent View West Public Charter, Inc.

APPROVED AS RECOMMENDED

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

37. Approve and authorize the Chairman to execute Retroactive Memorandum of Understanding (MOU) between the Fresno Regional Workforce Development Board (FRWDB) and the California Indian Manpower Consortium effective July 1, 2016 to June 30, 2019 (\$0); and Approve and authorize the Chairman to execute Retroactive Memorandum of Understanding (MOU) between the Fresno Regional Workforce Development Board (FRWDB) and the National Council on Aging effective February 1, 2017 to June 30, 2019 (\$0)

APPROVED AS RECOMMENDED

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

Agreement No. 17-227, Agreement No. 17-228

38. Adopt Resolution designating the Fresno Arts Council to serve as Fresno County's local partner with the California Arts Council for FY 2017-18

APPROVED AS RECOMMENDED

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

Resolution No. 17-309

Behavioral Health

39. Approve and authorize the Chairman to execute Amendment I to Agreement No. 15-257 with Kings View Corporation for the Projects for Assistance in Transition from Homelessness Program, effective upon execution with no change in term to June 30, 2020 and increasing the maximum by \$240,728 to a total of \$2,890,728

APPROVED AS RECOMMENDED

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

Agreement No. 15-257-1

40. Authorize the Purchasing Manager, or designee, to continue approving payment to mental health providers for services provided in other counties to Fresno County Medi-Cal beneficiaries without an agreement up to a maximum \$100,000 per fiscal year per provider, the Purchasing Manager's limit, as established by your Board, effective July 1, 2017 through June 30, 2020; and, to approve payment to psychiatric inpatient hospitals for services provided in other counties to Fresno County Medi-Cal beneficiaries without an agreement up to a maximum \$100,000 per fiscal year per hospital, the Purchasing Manager's limit, as established by your Board, effective July 1, 2017 through June 30, 2020

APPROVED AS RECOMMENDED

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

Human Resources

41. Approve Resolutions Rejecting Claims for Damages

APPROVED AS RECOMMENDED

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

Resolution No. 17-310 through Resolution No. 17-316

42. Approve the Addendum to the Memorandum of Understanding regarding salary adjustments for identified classifications within Unit 7 - Nurses, represented by the California Nurses Association, effective June 19, 2017, as reflected in Appendix C; and, approve the Addendum to the Memorandum of Understanding regarding salary adjustments for the Disposal Site Equipment Operator classification series within Unit 13 - Crafts and Trades, represented by Stationary Engineers - Local 39, effective June 19, 2017, as reflected in Appendix C

APPROVED AS RECOMMENDED

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

Salary Resolution No. 17-025

43. Approve the Addendum to Memorandum of Understanding regarding salary adjustments for identified classifications within Unit 39 - Operating Engineers, represented by Stationary Engineers - Local 39, effective June 5, 2017 and January 1, 2018, as reflected in Appendix B

APPROVED AS RECOMMENDED

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

Salary Resolution No. 17-026

Internal Services

44. Approve and authorize the Chairman to execute Agreement with Delray Tire and Retreading, Inc. for tires and roadside tire services, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$3,000,000

APPROVED AS RECOMMENDED

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

Agreement No. 17-230

Library

45. Approve and authorize the Chairman to execute a Ground Lease Agreement with Highway City Community Development, a 501(c)3 community benefit organization, for 15,075 square feet of raw land commonly known as Highway City Community Center (APN 510-030-23), for use by the Fresno County Public Library for a term of 99 years, effective upon execution through June 5, 2116, lease cost not to exceed \$150,000; and authorize and direct the County Administrative Officer or the Director of Internal Services/Chief Information Officer, or one of their designees, to execute, upon review and approval by County Counsel, Estoppel and/or Subordination and Non- Disturbance Agreements regarding the recommended lease agreement, if County is requested by Highway City Community Development (Lessor) to sign such documents

APPROVED AS RECOMMENDED

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

Agreement No. 17-231

Public Health

46. Approve and authorize the Chairman to execute Amendment IV to revenue Agreement No. 14-602 and related California Civil Rights Laws Attachment form with the California Department of Public Health, for Federal and State Public Health Emergency Preparedness and Hospital Preparedness Program funds extending the term one year from July 1, 2017 through June 30, 2018 and increasing the maximum by \$72,159 to a total of \$4,657,699

APPROVED AS RECOMMENDED

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

Agreement No. 14-602-4

47. Approve and authorize the Chairman to execute an Agreement with the City of Selma, for paramedic ambulance services, effective July 1, 2017 through June 30, 2019 (\$33,750)

APPROVED AS RECOMMENDED

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

Agreement No. 17-233

48. Approve and authorize the Chairman to execute a revenue Agreement with the City of Selma, for dispatching services for the City of Selma Fire Department through the Fresno County Emergency Medical Services Communications Center, effective July 1, 2017 through June 30, 2020 (\$42,994); and, an Agreement with K.W.P.H. Enterprises, d.b.a. American Ambulance, for City of Selma Fire Department dispatching services through the Fresno County Emergency Medical Services Communications Center, effective July 1, 2017 through June 30, 2020 (\$34,371)

APPROVED AS RECOMMENDED

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

Agreement No. 17-234, Agreement No. 17-235

Public Works and Planning

49. Adopt Resolution accepting General Plan Annual Progress Report covering 2016 calendar year and authorize submittal of Annual Progress Report to State Office of Planning and Research and Housing and Community Development

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 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No.17-319

50. Approve and authorize Chairman to execute Amended and Restated Memorandum of Understanding between County of Fresno and City of Clovis; designate \$75,000 payment made by City of Clovis as part of Amended and Restated Memorandum of Understanding process to be used to offset future County contribution for Sustainable Groundwater Management Act participation and implementation within North Kings Groundwater Sustainability Agency area; and determine that approval and authorization of Chairman to execute Amended and Restated Memorandum of Understanding between County of Fresno and City of Clovis is exempt from requirements of California Environmental Quality Act, Public Resources Code 2100, et seq., and direct staff to file Notice of Exemption with Office of Fresno County Clerk

APPROVED AS RECOMMENDED

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

Agreement No. 17-236

51. Approve and authorize Chairman to execute a multi-year Standard Use Agreement with U.S. Department of Agriculture, Forest Service for use of Avocado Lake Park as a Fire Camp

APPROVED AS RECOMMENDED

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

Agreement No. 17-237

52. Approve and authorize Chairman to execute Agreement with SOMA Environmental Engineering, Inc. to prepare State-required detection monitoring reports for American Avenue, Coalinga, and Southeast Regional Disposal Sites in annual amount of \$30,872, for a total of \$154,360 over anticipated 5-year term of Agreement

APPROVED AS RECOMMENDED

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

Agreement No. 17-238

53. Approve and authorize Chairman to execute Agreement with AmeriNational Community Services, LLC., dba AmeriNat, to provide loan portfolio management services for the Affordable Housing Programs and Façade And Commercial Enhancement Program (\$275,000); and authorize Director of Department of Public Works and Planning, or his designee, to execute all related documents necessary for implementing portfolio management services, including any amendments thereto, subject to review of County Counsel and Auditor-Controller/Treasurer-Tax Collector

APPROVED AS RECOMMENDED

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

Agreement No. 17-239

54. Award Contract No. 16-19-C, Ashlan Avenue and Thorne Avenue Traffic Signal Installation, to lowest responsible bidder, American Paving Company, 315 N. Thorne, Fresno, in amount of \$715,804; and authorize Director of Public Works and Planning or his designee to execute Contract Change Orders up to \$48,290, which is approximately 6.75% of total contract construction cost, the limit allowable under Public Contract Code 20395(d) for Contract 16-19-C

APPROVED AS RECOMMENDED

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

55. Adopt contract documents for Contract Numbers 17-J-01, 17-J-02 and 17-J-03, Class B (General Building) Job Order Contracting contracts, and authorize the Director of the Department of Public Works and Planning, or his designee, to advertise for bids and set bid opening date; and adopt contract documents for Contract Numbers 17-11-J and 17-12-J, Class A (General Engineering) Job Order Contracting contracts and authorize the Director of the Department of Public Works and Planning, or his designee, to advertise for bids and set bid opening date

APPROVED AS RECOMMENDED

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

56. Authorize Department of Public Works and Planning and Fresno County Public Library Staff to enter into Architectural Consultant Services Agreement negotiations with Dyson Siegrist Janzen Architects for the New Clovis Regional Library at Clovis Landmark Commons Development. If fair and reasonable Agreement terms cannot be negotiated with Dyson Siegrist Janzen Architects, authorize staff to initiate agreement negotiations with second and third ranked Architectural firms in that order

APPROVED AS RECOMMENDED

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

Social Services

57. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 24 transferring appropriations and 2011 Realignment funds from Dependent Children - Foster Care Org 6410 to Aid to Adoptions Org 6415 in the amount of \$258,967

APPROVED AS RECOMMENDED

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

58. Approve and authorize the Chairman to execute Amendment II to Agreement A-15-072-1 with the Housing Authority of the County of Fresno for CalWORKs Housing Support Program services, effective July 1, 2017, to extend the contract term by one year from July 1, 2017 to June 30, 2018, add one optional one-year extension, and increase the maximum by \$1,440,000 for a total compensation of \$3,937,618

APPROVED AS RECOMMENDED

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

Agreement No. 15-072-2

59. 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 the source code for the maintenance and enhancement of the Automated Client Appointment Management System is proprietary to EZappt, LLC; and Approve and authorize the Chairman to execute an Agreement with EZappt, LLC for maintenance and enhancement of the Automated Client Appointment Management System, effective July 1, 2017 through June 30, 2018, total not to exceed \$35,650

APPROVED AS RECOMMENDED

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

Agreement No. 17-241

60. Approve and authorize the Chairman to execute an Agreement with VMS Family Counseling Services for the provision of Resource Family training and support services, effective July 1, 2017, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$2,398,138

APPROVED AS RECOMMENDED

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

Agreement No. 17-242

61. Approve and authorize the Chairman to execute Amendment II to Agreement No. 11-336-1 with BIT California LLC dba Document Fulfillment Services for the automated printing and mailing of Social Services client correspondence, effective July 1, 2017, to extend the contract term by adding two optional one-year extensions and increase the maximum compensation by \$6,310,016 for a total compensation of \$21,173,286

APPROVED AS RECOMMENDED

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

Agreement No. 11-336-2

62. Approve and authorize the Chairman to execute an Agreement with Fresno County Superintendent of Schools to continue participation in the Foster Youth Network, effective July 1, 2017 through June 30, 2020 (\$0)

APPROVED AS RECOMMENDED

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

Agreement No. 17-244

63. Approve and authorize the Chairman to execute Amendment II to Master Agreement A-14-277 for the New Employment Opportunities Expanded Subsidized Employment Program, extending the term effective upon execution to September 30, 2020 and increasing the maximum compensation by \$9,000,000 for a total of \$18,000,000

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

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

Recuse: 1 - Magsig

Agreement No. 14-277-2

- 64.** Approve and authorize the Chairman to execute Amendment I to Agreement No. A-14-309 with the Fresno County Superintendent of Schools for Adult Education and Data Collection Services extending the term by one year from July 1, 2017 to June 30, 2018 and increasing the maximum total by \$871,660 to a total of \$3,620,425

APPROVED AS RECOMMENDED

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

Agreement No. 14-309-1

- 65.** Approve and authorize the Chairman to execute an Agreement with Aspiranet for the provision of Post-Adoption Support Services, effective July 1, 2017, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,125,000

APPROVED AS RECOMMENDED

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

Agreement No. 17-247

- 66.** 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 (contract with a federal, state or local governmental agency) for the solicitation of Specialized Training Courses; and, Approve and authorize the Chairman to execute an Agreement with the Regents of the University of California, on behalf of the University of California, at Davis to provide training for Adult Services, Eligibility Services, CalWORKs Employment Services, In-Home Supportive Services and Child Welfare Services, effective July 1, 2017 through June 30, 2019 (\$850,000)

APPROVED AS RECOMMENDED

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

Agreement No. 17-248

67. Approve and authorize the Chairman to execute Amendment I to Agreement A-15-075, Master Agreement for rapid re-housing services with community-based organizations, extending the term by one year from July 1, 2017 through June 30, 2018 and increasing the maximum compensation by \$60,000 to a total of \$175,240; Approve and authorize the Chairman to execute Amendment II to Agreement A-15-056-1 with Turning Point of Central California, Inc. for emergency shelter services extending the term by one year from July 1, 2017 through June 30, 2018 and increasing the maximum compensation by \$165,600 to a total of \$476,360; and, Approve and authorize the Chairman to execute Amendment II to Agreement A-15-057-1 with WestCare California, Inc. for rapid re-housing services extending the term by one year from July 1, 2017 through June 30, 2018 and increasing the maximum compensation by \$144,900 to a total of \$543,800

APPROVED AS RECOMMENDED

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

Agreement No. 15-075-1, Agreement No. 15-056-2, Agreement No. 15-057-2