



Board of Supervisors

Agenda - Final

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

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Tuesday, April 25, 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 16-44

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 Maricruz Andrade - Probation Department - 26 Years of Service

Chairman Quintero

4. Proclaim May as Older Americans Month

Supervisor Magsig

5. Proclaim April 23-29, 2023 as National Crime Victims' Rights Week in the County of Fresno

Supervisor Brandau and Supervisor Mendes

6. Proclaim May 14 through May 20, 2023, as Peace Officer Memorial Week and May 4, 2023, as Peace Officer Memorial Day in Fresno County

Administrative Office

7. Receive presentation from Fresno Housing to share the agency's accomplishments and activities in 2022 as well as potential opportunities in 2023

Public Works and Planning

8. Consider appeal of the Planning Commission's denial of Variance Application No. 4139 proposing to allow the creation of a 2.62-acre and a 30.86-acre parcel, from an existing 33.48-acre parcel (gross acreage), in the AE-20 (Exclusive Agricultural, 20-acre minimum parcel size) Zone District (The subject parcel is located on the east side of N. Highland Avenue, approximately 700 feet north of E. Clinton Avenue, approximately one-half mile south of the City of Clovis (APN: 309-200-47) (2768 N. Highland Avenue) (Sup. Dist. 5))

Board of Supervisors' Committee Reports and Comments

9. 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

10. Receive Boards, Commissions and Committees Vacancy Report; and appoint Applicants as necessary

Public Presentations

11. 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

12. 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
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 legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - JHS Family Limited Partnership, JCH Family Limited Partnership, and DBH Family Limited Partnership v. County of Fresno, Fresno County Superior Court Case No. 15CECG02007
- 15.1 Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Juan Corrales v. County of Fresno, Fresno County Superior Court Case No. 20 CE CG 00861

Adjourn**NEXT MEETINGS:**

May 9, 2023 - 9:30 AM

May 23, 2023 - 9:30 AM

CONSENT AGENDA

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

Board of Supervisors

16. Approve minutes for April 11, 2023
17. Approve amendments to Conflict of Interest Code for Parlier Unified School District

Supervisor Brandau

18. Proclamation recognizing "Juror Appreciation Week" May 8th-May 12th, 2023

Sheriff/Coroner/Public Administrator

19. Approve and authorize the Chairman to execute retroactive First Amendment to agreement with Lexipol, LLC, to incorporate both the Law Enforcement and Custody Policy Manuals, retroactive to December 1, 2022, with no change to the term of April 1, 2020 through March 31, 2025 and increasing the maximum by \$250,320 to a total of \$500,000

Administrative Office

20. Adopt Resolution proclaiming continuation of the local emergency status relating to the Winter Storms and request that the Governor continue to provide resources and support to recover from this event
21. Adopt Resolution proclaiming continuation of the local emergency status relating to the February 2023 Winter Storms and request that the Governor provide resources and support to mitigate and recover from the event
22. Approve and authorize the Chairman to execute First Amendment to Subrecipient Agreement No. 22-170 for American Rescue Plan Act - State Local Fiscal Recovery Funds (ARPA-SLFRF) with Habitat for Humanity Fresno, Inc. to correct Habitat for Humanity Fresno, Inc.'s legal name, revise the expenditure plan and modification clause, with no increase to maximum compensation; and authorize the County Administrative Officer 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 Subrecipient, and which do not result in any change to the maximum compensation amount payable to Habitat for Humanity, Inc.
23. Retroactively approve, authorize, and ratify the County Administrative Officer's previous execution and submittal of the first Amendment to the Grant Agreement with the Board of State and Community Corrections (BSCC) for Year 2 of the 2021 Public Defense Pilot Program Grant with no change to the term of March 1, 2022 through March 1, 2025 and increasing the maximum by \$1,185,405 to a total of \$2,389,571

24. Approve and Authorize the Chairman to execute Subrecipient Agreement for American Rescue Plan Act - State Local Fiscal Recovery Funds (ARPA-SLFRF) with Court Appointed Special Advocates of Fresno and Madera Counties (CASA) in the amount of \$250,000 to address the negative economic impacts of the pandemic on child welfare, which will provide funding assistance to help fund operational expenses for the implementation of CASA's mission to recruit advocates to represent the best interest of the children and youth navigating the foster care system
25. Approve and authorize the Chairman to execute Subrecipient Agreement for ARPA-SLFRF with Laton Community Services District to fund the replacement of dated water meters, boxes, and lids in the unincorporated community of Laton, total not to exceed \$1,032,000

Behavioral Health

26. Approve and authorize the Chairman to execute a retroactive Memorandum of Understanding with the County of Madera for utilization of the County's Crisis Stabilization Center with Exodus Recovery, Inc. and the County's Crisis Residential Treatment Facility with Central Star Behavioral Health, Inc., effective December 29, 2022 through December 31, 2023, total not to exceed \$900,000

Human Resources

27. Approve and Authorize the Chairman to execute First Amendment to Agreement with ReliaStar Life Insurance Company ("Agreement"), extending the term by one year, from May 1, 2023 through and including April 30, 2024, and add one optional eight-month extension, through and including December 31, 2024
28. Approve Addendum to the Memorandum of Understanding (MOU) for Representation Unit 1 - Law Enforcement Personnel, represented by the Fresno Deputy Sheriff's Association, increasing compensation for the Community Service Officer classification, effective May 1, 2023; and approve the related Salary Resolution Amendment, as reflected on Appendix "A"
29. Adopt Resolutions Rejecting Claims for Damages
30. Approve Undersheriff Job Classification to participate in the Fresno Deputy Sheriff's Association Health Insurance Plans
31. Approve Salary Resolution Amendment deleting the Executive Secretary - Confidential classification and reclassifying all incumbents to Executive Assistant, effective May 1, 2023, as reflected on Appendix "B"

Internal Services

32. Approve and authorize the Chairman to execute First Amendment to Lease Agreement with Sheriff's Foundation for Public Safety, for the premises located at 7633 North Weber Avenue, Fresno, CA, to be used by the Sheriff's Office as a firearms shooting range, with no change in term of January 1, 2021 through December 31, 2026 and increasing the maximum by \$339,600 to a total of \$657,600

33. Approve and authorize the Chairman to execute Fourth Amendment to Lease Agreement with Ellis Family Partnership III, for the premises located at 5717 E. Shields, Fresno, CA, to be used by the Sheriff's Office as a substation, with no change in the month-to-month term and increasing the monthly rent from \$12,000 to \$15,000, retroactive to March 1, 2023
34. Approve and authorize the Chairman to execute an Agreement with Securus Technologies, LLC to provide telephone call management and monitoring services to the Juvenile Justice Campus, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract with two optional one-year extensions, total not to exceed \$264,000

Public Health

35. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the California Department of Public Health for the Immunization Local Assistance Grant, effective July 1, 2022 through June 30, 2027, total not to exceed \$9,693,817; approve and authorize the Director of Public Health, or designee, to execute flu vaccine supplementary agreements for the sharing of flu vaccines that were provided to the Department by the State with interested medical providers that meet State and Department guidelines; and, approve and Authorize the Director of the Department of Public Health to submit any necessary forms for efficient administration of the grant through June 2027, without change to total award
36. Approve and authorize the Chairman to execute a retroactive revenue agreement with the California Department of Public Health Office of AIDS, effective January 1, 2023 through December 31, 2023, total not to exceed \$299,205; and approve and authorize the Director of the Department of Public Health to execute the State Contractor's Release for the final invoice
37. 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 COVID-19 and Flu mobile vaccination services, as Pinnacle Training Systems, LLC is the only organization that has the capacity and has been providing such services at various Fresno County locations for the last two years; and approve and authorize the Chairman to execute a retroactive Agreement with Pinnacle Training Systems, LLC, for the provision of COVID-19 and Flu vaccination services from January 1, 2023 to May 31, 2024 total not to exceed \$637,500
38. Approve and authorize the Chairman to execute a retroactive revenue Agreement Funding Application with California Department of Public Health, for the California Home Visiting Program - State General Fund Expansion, effective July 1, 2022 through June 30, 2023 (\$748,835); and adopt Budget Resolution increasing FY 2022-23 appropriations in the amount of \$694,375 and estimated revenues in the amount of \$748,835 for the Department of Public Health Org 5620 (4/5 vote)
39. Approve and authorize the Chairman to execute a revenue Agreement with the California Department of Resources Recycling and Recovery for 2022-23 Waste Tire Enforcement Grant funding, effective June 30, 2023 through September 30, 2024 (\$300,000)

Public Works and Planning

40. Approve and authorize Chairman to execute the Transportation Funding Claim for FY 2021-22 in the amount of \$8,588,713 to provide transit services in unincorporated areas and for other transportation purposes; and adopt Resolution requesting the Fresno Council of Governments to allocate specified funds from the Local Transportation Fund and State Transit Assistance Fund to the County of Fresno for transit services in unincorporated areas and for other transportation purposes
41. Approve proposed amendment to the County of Fresno's American Rescue Plan Act - State Local Fiscal Recovery Fund (ARPA-SLFRF) expenditure plan, approved on February 1, 2022, amending the scope of work for the earmarked Kearney Park - Reclaimed Water Project, Clean Water State Revolving Fund to be implemented by the Public Works and Planning Department, to instead fund recreation, park facility, and grounds improvements to Kearney Park and Kearney Mansion Museum, with no change in proposed funding; approve allocation of ARPA-SLFRF from Auditor-Controller/Treasurer-Tax Collector Disaster Claiming - Org 1033 to the Public Works and Planning Department - Capital Projects Org 8870 for recreation, park facility, and ground improvements to Kearney Park (\$4,485,275); adopt Budget Resolution increasing FY 2022-23 appropriations and estimated revenues for the Public Works and Planning Department, Capital Projects, Org 8870 in the amount of \$4,485,275 (4/5 vote); and approve and direct staff to evaluate for eligibility represented negative economic impacts of the pandemic on the Fresno City & County Historical Society, not to exceed \$514,725 in ARPA-SLFRF, for potential rehabilitation of the Kearney Mansion Museum, in the Fresno City & County Historical Society's effort to safely reopen the Kearney Mansion Museum to public, and return with a proposed subrecipient agreement for the Board's approval
42. Retroactively authorize the Department of Public Works and Planning's submittal of a grant application to the California Fire Safe Council for 22 CALFIRE County Coordinator Grant Program funds, in the amount of \$175,000, to develop County-wide collaboration and coordination between various wildfire mitigation groups; Approve and authorize the Chairman to execute a Revenue Agreement with the California Fire Safe Council for 22 CALFIRE County Coordinator Grant Program funds to develop County-wide collaboration and coordination between various wildfire mitigation groups, in the amount of \$175,000, effective upon execution through July 31, 2024; and Approve and authorize the Chairman to execute the Governing Body Resolution
43. Approve petition for waiver of absences for Austin Ewell to allow him to retain his position on the Fresno County Planning Commission

Social Services

44. Adopt Resolution authorizing the Chairman of the Board of Supervisors to execute Standard Agreements for California Department of Housing and Community Development Transitional Housing Program funding; and, approve and authorize the Chairman to execute the Standard Agreement with the California Department of Housing and Community Development for Round 3 of Transitional Housing Program funds, effective upon execution by the State, through five years from the effective date, total not to exceed \$116,000