



Board of Supervisors

Agenda - Final-Revised

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, February 7, 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 19-36

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 Tammie Denise Allen-Vital - Behavioral Health - 34 Years of Service

Supervisor Magsig

4. Adopt Resolution Celebrating February 7-14, 2023 as National Marriage Week

Attachments: [Resolution No. 23-028](#)

Administrative Office

5. Authorize the Board of Supervisors to execute letters to Federal Delegates in appreciation of their support and work to secure funding for Fiscal Year 2023 Community Project Requests

Attachments: [Agenda Item](#)

Letter of Appreciation (Padilla)

Letter of Appreciation (Costa)

6. Adopt recommended changes to the Fresno County Federal Legislative Platform; authorize the Chairman to execute letters of support, or opposition, in accordance with the Platform; authorize the County Administrative Office to work with the County's Federal Congressional Delegation, federal advocates, and/or other necessary parties to support or oppose legislation in accordance with the Platform; and receive presentation from Carpi & Clay, Federal lobbyists regarding legislative actions

Attachments: [Agenda Item](#)

[Fresno County Federal Legislative Platform](#)

[Fresno County Federal Legislative Platform - Redline](#)

[Carpi & Clay Fresno County Presentation Federal Update Feb 2023](#)

Public Health

7. Adopt Resolution proclaiming termination of the local emergency regarding the local hospitals in

Fresno County

Attachments: [Agenda Item](#)

Resolution No. 23-029

Administrative Office

8. Consider and take action on request for Determination of Public Convenience or Necessity on application for Alcoholic Beverage License Type 20 filed by Kaur, Manpreet, Singh, Vijaypal, to be used at 41830 Tollhouse Road, Shaver Lake, CA 93664

Attachments: [Agenda Item](#)
 [Census Tract 64.09 Map](#)
 [Applicant Letter](#)
 [ABC License Application \(Form ABC-245\)](#)
 [PowerPoint Presentation](#)
 [Additional Information](#)

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

Attachments: [Agenda Item](#)
 [Attachment A](#)

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 Real Property Negotiators - Government Code 54956.8. Property: 200 W. Pontiac Way, Clovis, CA 93612; County Negotiator: Paul Nerland, County Administrative Officer or Designee. Negotiating Parties: Pontiac 4 LLC., Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions
13. Conference with Real Property Negotiators - Government Code 54956.8. Property: 1404 L Street, Fresno, CA 93721; County Negotiator: Paul Nerland, County Administrative Officer or Designee. Negotiating Parties: Wayne H Towne Family Foundation, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions
14. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
15. Conference with legal counsel - Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (3 Cases)
16. Conference with Real Property Negotiators - Government Code 54956.8. Property: 311 & 353 Coalinga Plaza, Coalinga, CA 93210; County Negotiator: Paul Nerland, County Administrative Officer or Designee. Negotiating Parties: McMahan-Kays, LLC, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions
17. 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
18. Conference with Real Property Negotiators - Government Code 54956.8. Property: 755 3rd Street, Clovis CA 93611; County Negotiator: Paul Nerland, County Administrative Officer or Designee.

Negotiating Parties: City of Clovis, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions

- 18.1** Threat to public services or facilities - Government Code, section 54957(a) - Consultation with Paul Nerland, County Administrative Officer/Emergency Services Director and Robert W. Bash, Director of Internal Services/Chief Information Officer or Designee

Adjourn

NEXT MEETINGS:

February 28, 2023 - 9:30 AM

March 14, 2023 - 9:30 AM

CONSENT AGENDA

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

Board of Supervisors

19. Approve minutes for January 24, 2023 meeting

Attachments: [01-24-2023 Action Summary Minutes - DRAFT](#)
[01-24-2023 Action Summary Minutes - FINAL](#)

Chairman Quintero

20. Adjourn in memory of William Tatham Sr.

Attachments: [Adjourn in Memory Certificate](#)

Supervisor Mendes

21. Adjourn in Memory of Balbina Toste of Riverdale

Attachments: [Adjourn in Memory Certificate](#)

- 21.1 Adjourn in Memory of the Selma Police Officer Gonzalo Carrasco Jr. who was killed in the line of duty on January 31, 2023

Attachments: [Adjourn in Memory Certificate](#)

Auditor Controller-Treasurer/Tax Collector

22. Receive and file the County of Fresno Annual Comprehensive Financial Report (ACFR) for the fiscal year ended June 30, 2022

Attachments: [Agenda Item](#)
[FY 2021-22 ACFR](#)
[FY 2021-21 ACFR - REVISED](#)

Sheriff/Coroner/Public Administrator

23. Approve and authorize the Chairman to execute First retroactive Amendment to Revenue Agreement with the Department of State Hospitals, for telehealth video interviews for Incompetent to Stand Trial evaluations, increasing the rate paid to the Sheriff's Office per IST interview, with no change in term of July 1, 2021 through June 30, 2024 and increasing the total compensation paid to the Sheriff's Office from \$180,000 to \$360,000

Attachments: [Agenda Item](#)
Agreement A-23-054 Amendment to Agreement with DSH

Administrative Office

24. Approve and authorize the Chairman to execute Amendment No. 1 to Agreement No. 22-249 with Fitzgerald, Alvarez & Ciummo, A Professional Law Corporation to increase the maximum compensation amount and provide additional indigent conflict defense services due to available Board of State and Community Corrections (BSCC) grant funds, effective upon execution with no change in term and increasing the maximum by \$124,499 to \$29,689,451; and Adopt Budget Resolution increasing the FY 2022-23 appropriations and revenues for Alternate Indigent Defense Org 2875 in the amount of \$124,499 (4/5 vote)

Attachments: [Agenda Item](#)

Agreement A-23-055 Amendment 1 to Agt w/ Fitzgerald, Alvarez & Ciummo
Resolution No. 23-025

25. 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

Attachments: [Agenda Item](#)

Resolution No. 23-026

[Map of Affected Area](#)

[Proclamation of State Emergency](#)

26. Adopt Resolution proclaiming continuation of the local emergency status relating to the Severe Drought and request that the Governor provide resources and support to mitigate and recover from the drought

Attachments: [Agenda Item](#)

Resolution No. 23-027

27. Approve and authorize the Chairman to execute a Subrecipient Agreement for American Rescue Plan Act - State Local Fiscal Recovery Funds (ARPA-SLFRF) with Care Fresno, Inc., to address negative economic impacts of the pandemic on learning and childcare services by providing funding assistance for expenditures related to personnel salaries and benefits, program supplies, transportation, recreational activities, and indirect costs for the implementation of four programs that helps children, youth, and their families in and near impoverished neighborhoods in Fresno County, total not to exceed \$300,000; and approve and authorize the Chairman to execute a Subrecipient Agreement for ARPA-SLFRF with Fresh Start Youth Center, Inc., DBA Mollie's House, to address negative public health impacts of the pandemic on behavioral health services and supportive services for victims of human trafficking, by providing funding assistance for personnel salaries and benefits, medical services, mental health services, supplies, insurance, facilities, and professional fees for the implementation of a program that helps girls ages eleven to seventeen who are victims of human trafficking, total not to exceed \$180,000

Attachments: [Agenda Item](#)
[Agreement A-23-056 with Care Fresno](#)
[Agreement A-23-057 w/ Fresh Start Youth Center DBA Mollie's House](#)

Behavioral Health

28. Approve and authorize the Chairman to execute a Memorandum of Understanding with Parc Grove Commons II, LP, and GSF Properties Inc., to designate five units at the Parc Grove Commons for Department of Behavioral Health referrals, effective February 7, 2023 through June 30, 2025, with two optional one-year extensions (\$0)

Attachments: [Agenda Item](#)
[Agreement A-23-058 MOU with Parc Grove and GSF](#)

29. 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 for the solicitation of geropsychiatric skilled nursing care, locked skilled nursing care with special mental health treatment programs, mental health rehabilitation center service, ancillary services and other enhanced treatment services for persons with severe and serious mental health impairments for the Department of Behavioral Health; and approve and authorize the Chairman to execute Amendment I to Master Agreement No. 21-258, to add Countryside Care Center, LLC for continued skilled nursing facility with special mental health treatment programs, with no change to the term of July 1, 2021 to June 30, 2026, or compensation maximum of \$133,577,211

Attachments: [Agenda Item](#)
[Agreement A-23-059 Amendment I to Master Agreement](#)
[Suspension of Competition](#)

30. Approve and authorize the Chairman to execute a retroactive Participation Agreement with the California Mental Health Services Authority for Central Valley Suicide Prevention Hotline services, effective July 1, 2022 through June 30, 2023, total not to exceed \$446,885; 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 associated California Mental Health Services Authority Central Valley Suicide Prevention Hotline related reports and forms, without modifying the maximum compensation

Attachments: [Agenda Item](#)
[Agreement A-23-060 with CalMHSA](#)

Internal Services

31. Approve and authorize the Chairman to amend, restate, replace and supersede existing Purchasing Agreement with Graviton Consulting Services, Inc. ("Graviton"), retroactive to that agreement's effective date of March 1, 2022, to continue implementing Oracle Cloud Enterprise Performance Management, which includes implementation, consulting, maintenance, support, and training services for the County, not to exceed five consecutive years, which includes a two-year base contract and three optional one-year extensions, and increasing the maximum by \$401,000,

not to exceed \$600,000

Attachments: [Agenda Item](#)
[Agreement A-23-061 with Graviton Consulting Services, Inc.](#)

Probation

32. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Selma to assign a sworn Police Officer to the Public Safety Realignment Adult Compliance Team, effective July 1, 2022, through June 30, 2023 (\$202,842)

Attachments: [Agenda Item](#)
[Agreement A-23-062 with the City of Selma](#)

Public Works and Planning

33. Approve and authorize Chairman to execute Amendment I to Agreement No. 21-551 with City of Mendota for the Mendota Rojas Pierce Park, Community Development Block Grant Project No. 20471, effective upon execution with no change in term through May 16, 2023, increasing the maximum Community Development Block Grant funding by \$43,831 and adding \$129,197 in Coronavirus Aid, Relief, and Economic Security Act Community Development Block Grant funding, for a combined total Community Development Block Grant funding amount not to exceed \$748,250

Attachments: [Agenda Item](#)
[Location Map](#)
[Agreement A-23-063 Amendment I to Agreement with City of Mendota](#)

34. Approve and authorize Chairman to execute Amendment I to Agreement No. 20-444 with Biola Community Services District for Biola Sidewalk and Street Improvements, Community Development Block Grant Project No. 20031, effective upon execution with no change in term through March 31, 2023, increasing the maximum Community Development Block Grant funding by \$60,000 to a total Community Development Block Grant funding amount not to exceed \$310,000

Attachments: [Agenda Item](#)
[Location Map](#)
[Agreement A-23-064 Amend. I to Agt No. 20-444 w/ Biola CSD](#)

35. Accept the Grant of Easement and authorize Chairman to execute a Right-of-Way Agreement for the Fowler Avenue and Olive Avenue Intersection Improvements Project, Federal Project ID No. CML-5942(293), for a total monetary consideration of \$298,000

Attachments: [Agenda Item](#)
[Location Map](#)
[Appraisal Summary](#)
[Grant of Easement](#)
[Agreement No. 23-065 Right of Way Agreement](#)

Social Services

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 and extraordinary circumstances as Turning Point of Central California is the only provider able to continue providing emergency shelter services at the Bridge Point location, for those experiencing homelessness within Fresno and Madera Counties; and, approve and authorize the Chairman to execute an Agreement with Turning Point of Central California, Inc. for Emergency Shelter Services, effective February 7, 2023 through June 30, 2023, total not to exceed \$356,700

Attachments:[Agenda Item](#)[Suspension of Competition](#)[Agreement A-23-066 with Turning Point](#)