



Board of Supervisors

Agenda - Final-Revised

Buddy Mendes, 4th District, Chairman
Brian Pacheco, 1st District, Vice-Chairman
Andreas Borgeas, 2nd District
Henry Perea, 3rd District
Deborah A. Poochigian, 5th District

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

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Tuesday, September 13, 2016

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 27 - 62

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

Chairman Mendes

3. Proclaim the month of September as National Recovery Month in Fresno County
4. Proclaim the week of September 11 - 17, 2016 as 4-H Club Week in Fresno County

Supervisor Perea

5. Proclaim and recognizes this 13th Day of September, 2016, as "Suicide Prevention Day" throughout Fresno County in efforts to communicate and work together towards preventing suicidal behaviors
6. Proclaim September 2016 as "Breast Cancer Awareness Month" in Fresno County and recognize the Susan G. Komen® Central Valley for their hard work and dedication, to support and encourage all women to empower themselves through Breast Self-Awareness in Fresno County

Supervisor Borgeas

7. Conduct First Hearing and Adopt Ordinance Adding Section 8.24.060 - Prohibiting Scavenging in the Fig Garden Policing District - As a One-Year Anti-Scavenging Pilot Program
8. Receive verbal report from the Department of Public Health on water issues in Northeast Fresno

Auditor Controller-Treasurer/Tax Collector

9. Conduct the first hearing on an ordinance to amend the Fresno County Master Schedule of Fees, Charges and Recovered Cost (MSF) Ordinances by amending Section 300 relating to the Auditor-Controller/Treasurer-Tax Collector Fees, and waive reading of the ordinance in its entirety and set second hearing for September 27, 2016

Administrative Office

10. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 20 filed by Lake Life Services, LLC dba Shaver Lake Store at the Point located on 44189 Highway 168, Shaver Lake, CA 93664

Public Works and Planning

11. Conduct hearing and receive written protests from County Service Area 47, Quail Lake property owners on proposal for new water service fee structure as required under California Constitution Article XIII-D, and, upon completion of public protest hearing, approve (a) if there is not a majority protest, adopt resolution establishing new water fee structure for County Service Area 47, Quail Lake (4/5 vote); or (b) if there is a majority protest, abandon proceedings to establish new water fee structure, and direct staff to hold public meeting to discuss ramifications of majority protest; and conduct hearing and receive written protests from County Service Area 47, Quail Lake property owners on proposal to increase sewer service fee, as required under California Constitution Article XIII-D, and, upon completion of the public protest hearing, approve (a) if there is not a majority protest, adopt resolution adjusting sewer fee for County Service Area 47, Quail Lake (4/5 vote); or (b) if there is a majority protest, abandon proceedings to increase sewer fee, and direct staff to hold public meeting announcing immediate cost savings steps which could include a reduction of services or possible dissolution of County Service Area 47, Quail Lake

12. Adopt Resolution accepting the General Plan Annual Progress Report covering the 2015 calendar year and authorize the submittal of the General Plan Annual Progress Report to the State Office of Planning and Research and Housing and Community Development
13. Receive Schematic Design Presentation of the Crisis Residential Treatment Facility

Social Services

14. Receive presentation by the Department of Social Services on Child Abuse Prevention Services

Board of Supervisors' Committee Reports and Comments

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

Board Appointments

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

Public Presentations

17. 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

18. 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
19. Conference with legal counsel - Existing Litigation Government Code, section 54956.9(d)(1) - Juan Perez, et al. v. County of Fresno, Fresno Superior Court Case No. 15CECG00096; Risk Management Claim No.: 9270
20. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)
21. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)
22. Conference with Real Property Negotiators - Government Code 54956.8. Property: 445 S. Cedar Ave., Fresno, CA 93702; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Manipal Education Americas, LLC, Under Negotiations: Instructions to County's negotiator may concern sale or lease of properties, price, terms and conditions

23. 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 or lease of properties, price, terms and conditions
24. Public Employee Appointment or Employment, Government Code Section 549657 – Title: Auditor Controller-Treasurer/Tax Collector

Board of Supervisors and Board of Supervisors Sitting as the Governing Board of the Fresno County Financing Authority

25. Conference with legal counsel - Existing Litigation; Government Code section 54956.9(d)(1); In Re Municipal Derivatives Antitrust Litigation (MDL No. 1950 class action), Master Docket No. 08-02516 (VM)GWG), including Fresno County Financing Authority v. AIG Financial Products Corp. et al., 09 Civ. 119 (VM), United States District Court, Southern District of New York

Sitting as the In-Home Supportive Services Public Authority Governing Board:

26. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Delfino Neira; Employee Organization: SEIU-Local 2015 - Hours, Wages and Terms and Conditions of Employment

Adjourn

NEXT MEETINGS:

September 27, 2016 - 9:00 AM

October 11, 2016 - 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

27. Approve minutes of meeting for August 23, 2016

Chairman Mendes

28. Authorize the Board of Supervisors to sign a letter of support of the Temperance Flat Dam and Reservoir Project to be sent to the California Water Commission
29. Authorize the Board to sign a letter to be sent to the Honorable Sally Jewell, Secretary of the United States Department of the Interior in opposition of the designation of 7.25 miles of the San Joaquin River as "wild and scenic river" under the Wild and Scenic Rivers Act
- 29.1 Authorize the Board of Supervisors to sign a letter requesting Governor Jerry Brown to veto Assembly Bill 1066: Ag Overtime Bill

Supervisor Poochigian

30. Adopt resolution to recognize the Heart of the Horse Therapy Ranch on the occasion of having been honored at the inaugural celebration of California Non-profit Day
- 30.1 Adopt resolution in recognition of the designation of the Joe Levy Memorial Highway in Fresno County

County Clerk/Registrar of Voters

31. Adopt a Resolution approving election consolidation requests filed by the entities included in the November 8, 2016 Statewide General Election as listed in the agenda item recommended action

Sheriff/Coroner

32. Approve and authorize the Chairman to execute a retroactive five-year Lease Agreement, July 1, 2016 through June 30, 2021, with Fresno-Air LTD for office and warehouse space for the Sheriff-Coroner's Office (\$448,196)
33. Approve and authorize the Chairman to execute a retroactive reimbursement Addendum II to Memorandum Of Understanding (MOU) with the California Highway Patrol (CHP) to fund law enforcement activities of the Fresno County Sheriff-Coroner's Help Eliminate Auto Theft (HEAT) task force effective July 1, 2016 through June 30, 2017 (\$60,000); and approve and authorize the Clerk to the Board to execute Budget Transfer No. 2 (\$37,000) transferring FY 2016-17 appropriations within the Sheriff-Coroner Org 3111, from Account 7205 (Maintenance-Equipment), to Account 8300 (Equipment) for the purchase and up-fitting of one replacement vehicle for the Sheriff-Coroner's HEAT Unit

34. Approve and authorize the Chairman to execute retroactive Amendment No. 2 to Agreement #14-392 with the County of Los Angeles Sheriff's Department to adjust the billing rates per mile with no change in the cost per meal for FY 2016-17, effective July 1, 2016 for the transportation of prisoners; and authorize the Sheriff-Coroner, or her authorized representative, to sign future amendments through the end of the contract term date of June 30, 2019 that do not increase the annual allocation of \$4,250
35. Approve and authorize the Sheriff-Coroner's Office to enter into an Agreement with Bright Road Productions, Inc. to film a television Pilot currently entitled "Suspicious Cases," effective from September 15, 2016 through September 14, 2021 (\$0)
36. Accept annual report of expenditures from the Inmate Welfare Fund for FY 2015-16

County Counsel

37. Approve and authorize Chairman to sign Agreement for Legal Services authorizing County Counsel to provide legal services to Bluffs Community Services District

Administrative Office

38. Approve and authorize the Chairman to execute Memorandums of Understanding between the Fresno Regional Workforce Development Board and the West Hills Community College District
39. 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
40. Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2016 Drought Conditions

Behavioral Health

41. Approve and authorize the Chairman to execute Amendment I to Master Agreement No. 15-247 with Individual and Group Providers of specialty mental health services for the Fresno County Mental Health Plan, effective upon execution through June 30, 2020, with no increase to the maximum compensation (\$18,142,695)

Fresno County Employees' Retirement Association

42. Cancel the Alternate Retiree Election and Appoint Mary Ann Rogozinski as Alternate Retiree Representative on the Board of Retirement for a three-year term expiring December 31, 2019

Human Resources

43. Approve Resolution Rejecting Claim for Damages

Internal Services

44. Adopt Resolution (4/5 vote) to declare as surplus the County-owned property, approximately 12.586 acres, located in the south west corner of Ventura and Tenth Streets, Fresno, CA commonly known as the former Juvenile Hall (APN's 470-054-04t, 14t, 16t, 9t, 10t, 11t, 12t, 13t; 470-124-07t, 09t; 470-021-01t; 470-133-01t) and declare the board's intention to sell the property at a minimum price of \$2,100,000
45. Approve and authorize the Chairman to execute First Amendment to Purchasing Agreement P-15-303 with Nobico, Inc., dba Integrated Electronics, to increase the maximum allowable amount for products and services related to the County's closed circuit television systems effective upon execution through June 18, 2018 with two optional one year extensions for a maximum potential five-year total cost not to exceed \$700,000
46. Approve and authorize Chairman to execute an agreement with Eracent, Inc. to purchase software licenses and implementation for the IT Management Center Suite along with ongoing system maintenance and support, 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 \$297,000
47. Approve and authorize the Chairman to execute first Amendment to Agreement No. 15-020 with ECS Imaging, Inc. to increase the maximum Agreement cost by \$525,000, effective upon execution, for a total potential five-year cost not to exceed \$1,500,000
48. Approve reclassification of FY 2015-16 expenses determined to be capital assets under County Management Directives

Library

49. Retroactively authorize the County Librarian's previous submittal of a participant application to California State University, Fresno for the Touch the Community program (\$0); and approve and authorize the Chairman to execute an Agreement with the Henry Madden Library of California State University, Fresno to use Fresno County Public Library facilities for basic computer classes, effective September 13, 2016 through June 30, 2019, which includes a one-year base and two automatic one-year extensions (\$0); and authorize the County Librarian, or the Director of Internal Services/Chief Information Officer, or a designee of one of them, to terminate the Agreement

Probation

50. Approve and authorize the Probation Department to charge parents/legal guardians of juvenile probationers for drug testing in accordance with the Master Schedule of Fees and the sliding scale included in Attachment A of Agenda Item

51. Approve and authorize Chairman to execute an Equitable Sharing Agreement with the Federal Government authorizing the Probation Department to participate in the Federal Equitable Sharing Program from September 13, 2016 through August 31, 2017 and certifying as to funds received and expended during FY 2015-16; and Authorize the Interim Chief Probation Officer to submit Equitable Sharing Agreement and Certification and any and all "Applications for Transfer of Federally Forfeited Property (Form DAG-71)" as appropriate and authorize the Interim Chief Probation Officer to designate a department employee to accept forfeited property, transfer documents, and/or receive money

Public Health

52. Adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$100,000 to purchase an Emergency Response Team replacement vehicle for the Department of Public Health's Environmental Health Division with Homeland Security Grant funding (4/5 vote)

Public Works and Planning

53. Adopt a resolution authorizing stop signs at the intersection of Clovis and Manning Avenues, stopping eastbound and westbound traffic on Manning Avenue, making it an all-way stop
54. Approve and authorize Chairman to execute Master Administering Agency State Agreement No. 06-5942F15 with California Department of Transportation for Federal Aid Projects; Program Supplement Agreement No. 276-F to Master Agreement for Federal Aid No. 06-5942F15 with California Department of Transportation for Millerton Road Widening, Federal Project No. STPL-5942(173) (\$46,868); Program Supplement Agreement No. 277-F to Master Agreement for Federal Aid No. 06-5942F15 with California Department of Transportation for El Dorado Avenue over Arroyo Pasajero Creek Bridge Replacement, Federal Project No. BRLO-5942(271) (\$610,000); Program Supplement Agreement No. 229-N2 to Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Italian Bar Road over Redinger Lake Bridge Replacement, Federal Project No. BRLO-5942(214) (\$1,500,000); Program Supplement Agreement No. 249-N1 to Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Dry Creek on Burrough Valley Road Bridge Replacement, Federal Project No. BRLO-5942(245) (\$442,650); Program Supplement Agreement No. 262-N1 to Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Mt. Whitney Paved Pedestrian Walkway, Federal Project No. ATPL-5942(257) (\$141,000); and Program Supplement Agreement No. 264-N1 to Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Calwa ADA Paths on Grove and Jensen Avenues, Federal Project No. ATPL-5942(259) (\$399,200)
55. Approve and authorize Chairman to execute Master Agreement with American Refuse, Inc., dba American Tire, Gilton Resource Recovery Transfer Facility Inc., and West Coast Rubber Recycling, Inc., to provide waste tire hauling services for a three- year term from September 13, 2016 through September 12, 2019 at a total cost of \$629,460 with an option to extend Master Agreement for an additional two, one-year periods for a maximum total cost not to exceed \$1,049,100

56. Adopt Budget Resolution increasing FY 2016-17 appropriations and estimated revenues in amount of \$89,235 for Enterprise Fund, Waterworks District 40, Org 9360 (4/5 vote)
57. Conduct second hearing and adopt Ordinance amending Title 10 of the Fresno County Ordinance code modifying the Fresno-Clovis Metropolitan Area No-Shooting Boundary and waive reading the Ordinance in its entirety
58. Approve and authorize Chairman to execute a Consultant Professional Services Agreement with Hazard Management Services, Inc., to assist Department of Public Works and Planning in developing various Capital and Road Improvement Projects, effective for a period of three years, with two one-year extensions (maximum of \$500,000)
59. Approve petition for waiver of absences for Peter Herzog to allow him to retain his position on the Fresno County Zoo Authority Board
60. Approve City of Clovis' request to acquire road easements without eminent domain action from a parcel adjacent to existing County road right-of-way in unincorporated areas of the County as needed in conjunction with the City's approval and requirements for development of Tentative Tract No. 5550
61. Adopt Resolutions of Intention to offer License Agreements for mobile food service units and authorize Clerk to the Board to publish Notice of Intention to offer License Agreements for mobile food service units on County owned property for a minimum of \$5,000 per year at University Medical Center and \$12,000 per year at Courthouse Park, each by public auction at 10:00 a.m. on Wednesday, October 12, 2016

Social Services

62. Approve and authorize the Chairman to execute retroactive State FY 2016-17 County Subvention Program Certificate of Compliance, for the Fresno County Department of Social Service - Veterans Services Office (Org 7110), effective July 1, 2016 to June 30, 2017 (\$119,550); and, Approve and authorize the Chairman to execute retroactive State FY 2016-17 Medi-Cal Certificate of Compliance, for the Fresno County Department of Social Service - Veterans Services Office (Org 7110), effective July 1, 2016 to June 30, 2017 (\$15,614)