



Board of Supervisors

Agenda - Final-Revised

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

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Tuesday, April 4, 2017

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 18 - 41

Board of Supervisors

3. Presentation of Retirement Plaque to Keith McWilliams - Department of the District Attorney - 26 years of service

Chairman Pacheco

4. Proclaim April 2nd through April 8th, 2017 as Crime Victims' Rights Week, "Strength, Resilience, Justice," in Fresno County
5. Proclaim April 2017 as Child Abuse Prevention Awareness Month

Supervisor Mendes

6. Proclaim the week of April 3 - 9, 2017, as National Public Health Week in Fresno County and recognize the Department of Public Health's 2017 Health Champions

Supervisor Quintero

- 6.1 Approve and authorize the use of Board of Supervisor District funds for Community Outreach and Projects; and Direct the County Administrative Officer to develop an Administrative Policy setting out guidelines for District funds for Community Outreach and Projects

County Clerk/Registrar of Voters

7. Approve Salary Resolution Amendment as reflected in Appendix "F" adding one (1) Program Manager position to County Clerk-Elections Organization 2850 effective April 10, 2017

Probation

8. Approve and authorize the Chairman to execute a Grant Award Face Sheet, which includes the Certification of Assurance of Compliance, with the State of California, Governor's Office of Emergency Services for the County Victim Services (XC) Program for the period of July 1, 2016 through June 30, 2018 (\$1,371,481) and adopt resolution authorizing Chairman to sign Subaward Face Sheet as required by the Office of Emergency Services; Adopt Budget Resolution increasing FY 2016-17 appropriations and estimated revenues in the Probation - Grants Org 3432 in the amount of \$370,804 (4/5 vote); Adopt Budget Resolution increasing FY 2016-17 appropriations in the Victims Emergency Org 1140 in the amount of \$48,706 (4/5 vote); and Approve Salary Resolution Amendment for the Probation - Grants Org 3432 as reflected on Appendix "C", adding three Victim-Witness Advocate positions and one Deputy Probation Officer position effective April 10, 2017
9. Approve Amendment to Agreement No. 16-500 with the State of California, Governor's Office of Emergency Services (Cal OES) for the Victim/Witness Assistance Program Grant to accept additional funding with no change in term to June 30, 2017, increasing maximum by \$458,521 to a total of \$1,414,585; adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues in the Probation - Victim Witness Grant Org 34320409 in the amount of \$238,323 (4/5 vote); adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues for the Internal Services Department - Fleet Services Equipment, Organization 8911, in the amount of \$58,000 (4/5 vote); and approve Salary Resolution Amendment for the Probation Department Org 3432 as reflected on Appendix "D", adding a Senior Victim-Witness Advocate position effective April 10, 2017

Public Health

10. Approve Amendment to the Salary Resolution adding ten positions and deleting two positions to the Public Health Org 5620, effective April 10, 2017 as reflected on Appendix E

Public Works and Planning

11. Receive report detailing actions undertaken by Southeast Regional Solid Waste Commission to address funding shortfalls for FY 2017-18 for closure-post closure maintenance for Southeast Regional Disposal Site

Board of Supervisors' Committee Reports and Comments

12. 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

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

Public Presentations

14. 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

15. 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
16. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)
17. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)
- 17.1 Conference with legal counsel - Significant Exposure to Litigation, Government Code, section 54956.9(d)(2) - Oscar Carter; Workers' Compensation Claim No.: COFC2421034
- 17.2 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

- 17.3** Conference with Real Property Negotiators - Government Code 54956.8 Properties: 3740 E. Jefferson Ave., Fresno, CA 93725 and 3458 E. Jefferson Ave., Fresno CA 93725 and approximately 83 acres of Thompson Seedless vines; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Kenneth and Kathy Schmall, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions

NOON RECESS

Adjourn

NEXT MEETINGS:

April 25, 2017 - 9:00 AM

May 2, 2017 - 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

18. Approve minutes for March 23, 2017, Special Joint meeting and March 28, 2017

Supervisor Borgeas

19. Proclaim April 20, 2017 as "THRIVING IN THE VALLEY DAY"

Auditor Controller-Treasurer/Tax Collector

20. Adopt Budget Resolution for Interest and Miscellaneous Expenditures Organization 2540 increasing the FY 2016-17 appropriations in the amount of \$8,398,176 and decreasing the Assigned Fund Balance in the General Fund for Third Party Payer by \$8,398,176 and, authorize the payment of \$8,398,176 to the California State Controller
21. Adopt Budget Resolution increasing FY 2016-17 appropriations for the Interest and Miscellaneous Expenditures Org 2540 in the amount of \$500,000 (4/5th vote)

County Clerk/Registrar of Voters

22. Approve Fig Garden Police Protection District, Pinedale Public Utility District, and Alta Irrigation District's request to move from odd to even-numbered year elections and set the date for the Districts' elections to occur on the same day as the statewide General election

Sheriff/Coroner

23. Adopt Budget Resolution increasing the FY 2016-17 appropriations in the Indian Gaming Special Distribution Fund - Sheriff Org 3120 in the amount of \$66,683 (4/5 vote); adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues in the Sheriff-Coroner Org 3111 in the amount of \$66,683 (4/5 vote); and approve and authorize the Clerk to the Board to execute Budget Transfer No. 15 (\$66,683) transferring FY 2016-17 appropriations within the General Fund, Sheriff-Coroner Org 3111 from Account 6100, Regular Salaries, to the General Fund, Appropriations for Contingencies Org 8210, Account 8991, Appropriations for Contingencies

- 23.1** Retroactively authorize the Sheriff-Coroner, or her authorized representative, to submit the County's application to the U.S. Department of Justice, United States Marshals Service (USMS) for a new Detention Services Intergovernmental Agreement (IGA) No. 97-02-0015 for the County's housing of federal detainees in the Fresno County Jail (New IGA No. 97-02-0015), using the web-based Federal Intergovernmental Agreement system; approve the USMS template form of new IGA, and authorize the Chairman to approve and execute the New IGA No. 97-02-0015, including any additional terms or conditions that the Chairman may deem necessary or advisable, all of which is subject to approval as to accounting form by the Auditor-Controller/Treasurer-Tax Collector and approval as to legal form by County Counsel; and approve form of Amendment No. 1 to Detention Services Intergovernmental Agreement No. 97-02-0015 (Amendment No. 1), relating to the West Annex Jail, and authorize the Chairman to approve and execute the Amendment No. 1, including any additional terms or conditions that the Chairman may deem necessary or advisable, all of which is subject to approval as to accounting form by the Auditor-Controller/Treasurer-Tax Collector and approval as to legal form by County Counsel

County Counsel

- 24.** Approve and Authorize Chairman to Sign Amendment I to Legal Services Agreement with Epstein, Becker & Green, PC, in an amount not to exceed \$250,000, to represent the County of Fresno in appeals of federal and state disallowances of cost reimbursement claims

Administrative Office

- 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
- 26.** Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2017 Drought Conditions
- 27.** Approve amendments to the Conflict of Interest Code for Selma Unified School District

Behavioral Health

- 28.** Approve and authorize the Chairman to execute Amendment I to Master Agreement No. 16-294 with licensed and credentialed mental health facilities for additional beds and services for adults with severe and persistent mental conditions, effective upon execution through June 30, 2021 and increasing the maximum by \$29,853,355 to a total of \$90,003,355; adopt Budget Resolution increasing FY 2016-17 appropriations in the 1991 Realign - Health Org 5243 in the amount of \$3,202,228; and, adopt Budget Resolution increasing FY 2016-17 appropriations and estimated revenues in the Behavioral Health Org 5630 in the amount of \$3,202,228 (4/5 vote)

29. Approve and authorize the Chairman to execute Amendment III to Agreement No. 13-393 with Turning Point of Central California, Inc., to increase access to Mental Health Services Act Full Service Partnership, Intensive Case Management and Outpatient mental health services in rural Fresno County, effective upon execution through June 30, 2018 and increasing the maximum compensation by \$2,897,874 to a total maximum of \$32,195,287; adopt Budget Resolution increasing FY 2016-17 appropriations and estimated revenues for Behavioral Health Org 5630 in the amount of \$643,153; and, adopt Budget Resolution increasing FY 2016-17 appropriations for Community Services Supports (CSS) Org 1051 in the amount of \$643,153 (4/5 vote)
30. Approve and authorize Chairman to execute an Agreement with Promesa Behavioral Health, for rural outpatient substance use disorder treatment services, effective upon execution through June 30, 2019, with two optional one-year extensions (\$1,381,250); and, authorize the Director of the Department of Behavioral Health, or designee, to modify services and budget line items greater than 10% within budgets without exceeding the annual contract maximum

Human Resources

31. Approve Resolutions Rejecting Claims for Damages
- 31.1 Confirm direction to staff to administratively adjust designated appointed Department Head salaries as proposed on Attachment A, effective March 27, 2017

Library

32. Adopt Resolution accepting and expressing gratitude for the monetary donation of \$504 from Friends of the Library to purchase furniture for the Kingsburg Branch Library during FY 2016-17; and adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues for the County Library Book Fund Org 7521 in the amount of \$504 (4/5 vote)

Probation

33. Approve and authorize the Chairman to execute Amendment I to Agreement No. 16-187 with Focus Forward in order to provide in-custody and post-release re-entry services to Foster Care youth effective upon execution through May 31, 2021, increasing the contract maximum by \$341,808 to a total of \$1,720,608; and adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues in Probation Org 3430 in the amount of \$20,509 (4/5 vote)

Public Health

34. Retroactively authorize the Department of Public Health's previous submittal of a grant application in the amount of \$12,138,275 to the Department of Health Care Services for Dental Transformation Initiative - Local Dental Pilot Project

Public Works and Planning

35. Adopt Budget Resolution increasing FY 2016-17 appropriations in amount of \$40,000 from General Reserves for County Service Area 35O Org 9180 (4/5 vote)
36. Adopt Budget Resolution increasing FY 2016-17 appropriations in amount of \$25,000 from General Reserves for County Service Area 35AT Org 9231 (4/5 vote)
37. Adopt Budget Resolution increasing FY 2016-17 appropriations in amount of \$5,000 from General Reserves for County Service Area 35 Zone C Org 9156 (4/5 vote)
38. Adopt plans and specifications for Contract No. 16-25-C, Bethel Avenue and Mountain View Avenue Left Turn Phasing, HSIPL-5942(243) and authorize Director of the Department of Public Works and Planning or his designee to advertise for bids and set bid opening date contingent upon Department receiving authorization from California Department of Transportation
39. Award Contract No. 16-17-C, Federal Asphalt Concrete Overlays, Various Locations in Fresno County, STPL-5942(277) to bidder with lowest bid, Don Berry Construction, Inc., P.O. Box 620, Selma, in amount of \$3,718,806.06; and authorize Director of Public Works and Planning or his designee to execute Contract Change Orders up to \$198,440, which is approximately 5.34% of total contract construction cost, the limit allowable under Public Contract Code 20395(d) for Contract 16-17-C
40. Accept the easement deeds and authorize the Chairman to execute the right-of-way contracts and temporary construction permits required for the ATP - Riverdale Pedestrian Path Project for a total monetary consideration of \$5,400

Social Services

41. Approve and authorize the Chairman to execute an Amendment I to Agreement A-14-214 with Centro La Familia Advocacy Services, Inc., for domestic violence and human trafficking victim assistance services, effective upon execution through June 30, 2019 (\$7,838,665)