



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 25, 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 27 - 55

Board of Supervisors

3. Presentation of Retirement Plaque to Elia Bonilla - Department of Social Services - twenty-seven years

Chairman Pacheco

4. Proclaim April 24-28, 2017 as "Walking Works!" Challenge Week and encourages all County of Fresno employees to become physically active and participate in the "Walking Works!" Challenge
5. Adopt Resolution recognizing the 40th Pastoral Anniversary of Mr. Paul Binion and Mrs. Valarie Binion for their dedicated service at the Westside Church of God

Supervisor Borgeas

6. Proclaim April 27, 2017 as "REAL CHANGE FRESNO DAY"

Supervisor Magsig

7. Adopt Resolution in the matter of supporting the "Climb to Kaiser" bicycling event
8. Adopt Proclamation recognizing the week of April 10-14 as Know More week in the County of Fresno

Supervisor Mendes

9. Proclaim April 25, 2017 as March for Babies day in Fresno County
10. Proclaim May 2017 as Foster Care Month in Fresno County

Supervisor Quintero

11. Proclaim April 25, 2017 as Christopher Zaczek day in Fresno County and recognize and express appreciation for his ongoing contributions and dedication to the residents
12. Adopt Resolution to proclaim April 25, 2017 as American Ambulance Day

Internal Services

13. 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 an enterprise property tax system for the Assessor and Auditor-Controller/Treasurer-Tax Collector offices; approve and authorize the Chairman to execute an agreement with Megabyte Systems, Inc. for the installation and perpetual licensing of the Megabyte Property Tax System, 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 \$2,605,500; approve and authorize the Chairman to execute an agreement with Megabyte Systems Inc. for the support and maintenance of the Megabyte Property Tax System, effective 30 days after the "installation date" as referenced by Exhibit B of the Megabyte Licensing Agreement, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$2,780,000; approve and authorize the Clerk to the Board to execute Budget Transfer No. 16 (\$315,000) transferring FY 2016-17 appropriations within the Auditor-Controller/Treasurer-Tax Collector budget; approve and authorize the Clerk to the Board to execute Budget Transfer No. 17 (\$315,000) transferring FY 2016-17 appropriations within the Assessor-Recorder budget; and adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues for Internal Services Department, Information Technology Services-Equipment budget in the amount of \$630,000 (4/5 vote)

Public Works and Planning

14. Consider and adopt Negative Declaration prepared for Initial Study Application No. 7151 for General Plan Amendment Application No. 548 and Amendment Application No. 3818, amending Fresno County General Plan by re-designating 0.45-acre portion of 38.44-acre parcel from Agriculture to Limited Industrial; adopt Resolution approving General Plan Amendment Application No. 548 as First General Plan Amendment of Agriculture and Land Use Element of Fresno County General Plan for 2017 as first cycle of adoption; and approve Ordinance pertaining to Amendment Application No. 3818 thereby rezoning subject 0.45-acre portion of 38.44-acre parcel from the AE-20 Zone District to the M-1(c) Zone District in order to amend current zoning to allow for expansion of an existing barrel cooperage operation; located approximately 1,750 feet south of E. Central Avenue between S. Sunnyside and S. Fowler Avenues and 2.1 miles north of City of Fowler
15. Adopt Resolution authorizing partial Cancellation of Agricultural Land Conservation Contract No. 7089 filed by Gabrielson Ranch, based on the ability to make the five Consistency Findings listed under Government Code Section 51282 (b); and authorize Chairman to sign Certificate of Tentative Cancellation and approve recordation of Certificate of Cancellation at such time as all conditions included in Certificate of Tentative Cancellation have been satisfied
16. Adopt required findings and Resolution approving vacation of public road right-of-way of McKenzie Avenue, from Cornelia Avenue westerly approximately 2,460 feet if the Board finds that: (1) vacation is determined to meet criteria for general vacation, pursuant to Chapter 3 of Part 3 of Division 9 of the Streets and Highways Code; (2) right-of-way is not useful as non-motorized transportation facility, pursuant to Section 892 of Streets and Highways Code; and (3) vacation is consistent with County General Plan
17. Receive information regarding County's past efforts to identify and develop a regional industrial site, and provide direction to staff as determined necessary
18. Consider appeal of Planning Commission's denial of Director Review and Approval Application No. 4465 proposing operational modifications to existing commercial horse arena authorized by Director Review and Approval Application No. 4112 in order to increase the number of authorized event days from 12 event days per year to 26 event days per year on 40.05-acre parcel in AL-40 Zone District; and determine that required Findings specified in Fresno County Ordinance Code Section 872-C can or cannot be made for approval or denial of Director Review and Approval request to modify existing use, project site is located on west side of Rusty Spur Lane approximately 710 feet south of its intersection with Millerton Road, and approximately three miles east of unincorporated community of Friant

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)

Board Appointments

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

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

Closed Session

The public may comment on Closed Session items prior to the Board's recess to 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
23. Conference with legal counsel - Existing Litigation Government Code, section 54956.9(d)(1) - PG&E, et al., v. County of Fresno, et al., Fresno Superior Court Case No.: 15CECG01274; Risk Management Claim No.: 9376
24. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)
25. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)
26. Conference with Real Property Negotiators - Government Code 54956.8 Properties: 300 W. Pontiac Way, Clovis, CA 93612; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Cook Land Company, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions

Adjourn**NEXT MEETINGS:**

May 2, 2017 - 9:00 AM

May 16, 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

27. Approve minutes of meeting for April 4, 2017

Chairman Pacheco

28. Adjourn in memory of Victoria Elaine Samarin

Supervisor Mendes

- 28.1 Adjourn in Memory of Marian Tillman Jensen

Supervisor Quintero

29. Adjourn in memory of Judge Armando O. Rodriguez

- 29.1 Approve and authorize the use of Board of Supervisor District 3 funds, in the amount of \$1000 for the Community Outreach event, Senior Spring Fling on May 12th 2017. Direct the County Administrative Officer to develop an Administrative Policy and/or Process setting out guidelines for use of County funds for Community Outreach by the end of the month of May 2017

Auditor Controller-Treasurer/Tax Collector

30. Adopt Budget Resolution increasing FY 2016-17 appropriations in the Interest and Miscellaneous Expenditures Org 2540 in the amount of \$503,970 to allow for the transfer of cash from the General Fund to the Local Revenue Fund 2011 (4/5 vote); adopt Budget Resolution increasing FY 2016-17 estimated revenues in the AB 109 Planning Grant Org 3439 in the amount of \$503,970; adopt Budget Resolution re-budgeting appropriations from FY 2014-15 Budget to the FY 2016-17 Budget for the Capital Projects Org 1910 in the amount of \$29,870 to allow for the transfer of cash from the General Fund to the Capital Project Fund (4/5 vote); adopt Budget Resolution decreasing the FY 2014-15 appropriations for Capital Projects Org 1910 in the amount of \$200,000 that were funded from proceeds of 2006 Tobacco Securitization Bonds, currently on deposit in the County's Endowment Fund, that were originally committed for a portion of cost related to acquiring land associated with the Animal Control Facility to allow for the re-alignment of appropriations and estimated revenues in the Animal Control Facility Org 8855; adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues in the County Animal Control Facility Org 8855 in the amount of \$229,870 using proceeds in the amount of \$200,000 of the 2006 Tobacco Securitization Bond proceeds currently on deposit in the County's Endowment Fund and \$29,870 as Operating Transfers In from Animal Control Facility Org 1910, for the cost related to acquiring land at 202 N. Teilman, Fresno, as a site for a new, permanent Animal Control Facility (4/5 vote)

Sheriff/Coroner

31. Make a finding that it is in the best interest of the County to suspend the competitive bid process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances, as Kronos, Inc. is the support provider for its licensed products; and approve and authorize the Chairman to execute a retroactive Agreement with Kronos, Inc. (Kronos), for licensing, maintenance, and technical support of Kronos scheduling and staffing software used by the Sheriff-Coroner's Office effective January 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 \$293,708
- 31.1 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; approve form of Amendment No. 1 to Detention Services Intergovernmental Agreement No. 97-02-0015 (Amendment No. 1 to New IGA), relating to the West Annex Jail, to amend the New IGA No. 97-02-0015, and authorize the Chairman to approve and execute Amendment No. 1 to New IGA, 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 to Current IGA), relating to the West Annex Jail, to amend the current USMS Detention Services Intergovernmental Agreement No. 97-02-0015, dated June 16, 2010 (Current IGA No. 97-02-0015), and authorize the Chairman to approve and execute Amendment No. 1 to Current IGA, 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

32. Approve and authorize the Chairman to execute a retroactive Amendment I to Agreement P-17-077-Q with Epstein, Becker & Green, PC, for outside legal services 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, effective March 1, 2017 through December 31, 2017; and adopt Budget Resolution increasing FY 2016-17 appropriations for County Counsel Org 0710 in the amount of \$250,000

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

33. Approve and authorize the Chairman to execute Amendment II to Agreement A-11-102-1 with RTZ Associates, Inc., to provide Provider Eligibility Tracking System computer application services, effective January 1, 2011 through June 30, 2021 (\$216,051)

Sitting as the Fresno County Board of Supervisors:

Approve and authorize the Chairman to execute Amendment II to Agreement A-11-102-1 with RTZ Associates, Inc., to provide Provider Eligibility Tracking System computer application services, effective January 1, 2011 through June 30, 2021 (\$216,051)

Administrative Office

34. Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2017 February Winter Storms
35. Approve amendments to Conflict of Interest Codes for Fresno Irrigation District and Fresno Unified School District

Agriculture

36. Authorize the Fresno County Agricultural Commissioner/Sealer of Weights and Measures to Execute Specific Revenue Agreements for FY 2017-18, (estimated \$2,160,490); and Authorize the Fresno County Agricultural Commissioner/Sealer to execute amendments to these same revenue agreements on behalf of the County of Fresno, including approving any revenue changes within a 15% increase or decrease of each agreement's amount

Behavioral Health

37. Approve and authorize the Chairman to execute an Agreement with Mental Health Systems, for master lease housing services to Department of Behavioral Health permanent supportive housing clients, effective May 1, 2017 through June 30, 2022 for a five year and two-month period, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$2,338,698

Human Resources

38. Approve Resolutions Rejecting Claims for Damages
39. Approve Amendment to the Salary Resolution to establish a pay provision for Peace Officer Standards Training Management Certification for the Chief of Investigations classification, effective April 24, 2017, as reflected in Appendix B; and, approve Amendment to the Salary Resolution adjusting the salary for the Supervising Communications Dispatcher classification, effective April 24, 2017, as reflected on Appendix B

40. Approve the Addenda to Memoranda of Understanding regarding salary adjustments for identified classifications as reflected in Appendix C, effective April 24, 2017, within the following Representation Units: Unit 3 - Mental Health Professionals and Social Workers, Unit 12 - Clerical, Paramedical, Building, and Service Employees, Unit 36 - Supervisory Employees, represented by SEIU Local 521; approve the Addendum to the Memorandum of Understanding regarding salary adjustments for identified classifications within Unit 13 - Crafts and Trades, represented by Stationary Engineers - Local 39, effective April 24, 2017, as reflected in Appendix C; approve the salary adjustment for the Quality Improvement Coordinator classification, effective April 24, 2017, as reflected on Appendix C; and, approve the salary adjustments for Account Clerk I/II/III - Confidential and Supervising Account Clerk I - Confidential classifications to maintain salary parity with their equivalent non-confidential classifications, effective April 24, 2017, as reflected on Appendix C

Public Health

41. Approve and authorize the Chairman to execute Amendment I to Agreement No. 15-266 with the California Department of Public Health for the California Home Visiting Program, effective April 25, 2017 with no change to the term through June 30, 2019 and decreasing the maximum by \$11,428 to a total of \$3,573,928
42. Retroactively authorize the Department of Public Health's previous submittal of a grant application in the amount of \$183,226 to the Public Health Foundation Enterprises, Inc. for Zika Response Resources

Public Works and Planning

43. Approve and authorize Chairman to execute a retroactive reimbursement agreement with Friant Ranch, a Limited Partnership, to reimburse County for costs incurred to process Friant Ranch's request to construct an access from its planned development to Friant Road, effective retroactively from October 1, 2016 through April 25, 2020, with two optional one-year extensions (\$20,000); adopt Budget Resolution increasing FY 2016-17 appropriations and estimated revenues for P&RM - Specials Studies Deposit Organization 1186 in amount of \$20,000 (4/5 vote); and adopt Budget Resolution increasing FY 2016-17 appropriations and estimated revenues for Public Works and Planning - Roads Org 4510 in amount of \$20,000 (4/5 vote)
44. Approve and authorize Chairman to execute Master Overall Work Program Agreement with Fresno County Council of Governments
45. Approve and authorize the Chairman to execute on-call consultant services agreements with BSK Associates, EBA Engineering, Geo-Logic Associates, GHD Services, Golder Associates, James W. Babcock, SCS Engineers, Stantec Consulting Services, Stratus Environmental, and Tetra Tech BAS, to assist the Department of Public Works and Planning in developing various regulatory compliance and mandated landfill projects, each effective for a period of three years, with two one-year extensions (maximum of \$500,000 each)

46. Approve and authorize Chairman to execute Second Amendment to Agreement No. 13-761 with Central State, Inc., to add leachate pumping and removal services at American Avenue Disposal Site and increase annual maximum limit from \$320,000 to \$470,000 for years four and five (\$1,740,000); and adopt Budget Resolution increasing FY 2016-17 appropriations in American Avenue Disposal Site Org 9026 in amount of \$50,000 from American Avenue Disposal Site Fund 0700 General Reserves (4/5 vote)
47. Approve and authorize Chairman to execute Cost Sharing Agreement with Cross Valley Canal Exchange Contractors for the National Environmental Policy Act Consultant Regarding the Renewal of Central Valley Project water Supply and Conveyance Contracts (\$491.40); and designate Kern Tulare Water District as the Coordinating Agency for the National Environmental Policy Act Compliance Efforts
48. Adopt resolution authorizing conveyance of 10-acre homesite parcel from existing 95.84-acre parcel subject to Agricultural Land Conservation Contract No. 2583
49. Adopt resolution authorizing conveyance of 10-acre homesite parcel from existing 117.10-acre parcel subject to Agricultural Land Conservation Contract No. 2497
50. Award Contract No. 16-22-SW, American Avenue Disposal Site Modules 7 and 8 Excavation and Liner System Construction to lowest bidder, Wood Bros Inc., 14147 18th Avenue, Lemoore in total amount of \$5,686,540; and authorize Director of Public Works and Planning or his designee to execute Contract Change Orders up to \$210,000, which is approximately 3.69% of total contract construction cost
51. Approve and authorize Chairman to execute First Amendment to Agreement No. 16-J-02 for services with Durham Construction Company, Inc., for maintenance and repair projects, increasing maximum Agreement amount from \$1,500,000 to \$4,000,000
52. Adopt Budget Resolution increasing the FY 2016-17 appropriations in Public Works and Planning Org 4360 in the amount of \$1,257,000 for architectural and construction work (4/5 vote)
53. Adopt required findings and Resolution approving the summary vacation of 10-feet of a 20-foot wide public utility easement within Tract No. 5990 if Board finds that (1) vacation is determined to meet criteria for summary vacation, pursuant to Chapter 4 of Part 3 of Division 9 of Streets and Highways Code; (2) easement area to be vacated is not useful as non-motorized transportation facility, pursuant to Section 892 of Streets and Highways Code; and (3) vacation is consistent with County General Plan
54. Adopt Resolution amending Schedule of Drainage Costs and Fees for local drainage areas and Storm Drainage and Flood Control Master Plan pursuant to Section 17.64.050 of Fresno County Ordinance Code

Social Services

55. Approve and authorize the Chairman to execute an additional revenue allocation Agreement with the California Department of Health Care Services for Medi-Cal Outreach and Enrollment activities, effective March 12, 2014 through June 30, 2018 (\$1,009,560)