



## **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*

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

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Tuesday, July 11, 2017

9:00 AM

Hall of Records

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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 23 - 72

### **Board of Supervisors**

3. Presentation of Retirement Plaque to Dana S. Taniguchi - Department of Agriculture - 27 years of service
4. Presentation of Retirement Plaque to Toupao X. Thao - Department of Social Services -25 Years of Service

**Chairman Pacheco**

5. Proclaim the week of July 10-14, 2017, as Eligibility Workers, Job Specialists, and Appeals Specialists Appreciation Week
6. Proclaim July 16-22, 2017 as Probation, Parole and Pretrial Week in the County of Fresno

**Supervisor Borgeas and Supervisor Magsig**

7. Recognition of Ananya Vinay becoming the 90th Scripps National Spelling Bee Champion

**Supervisor Quintero**

8. Proclaim the month of August 2017 as Breastfeeding Appreciation Month in Fresno County

**Auditor Controller-Treasurer/Tax Collector**

9. Adopt Administrative Policy No. 74 - Fund Balance Policy

**Sheriff/Coroner**

10. Adopt Resolution accepting and expressing gratitude for the monetary donation of \$10,000 from Valley Crime Stoppers to purchase a canine for the Sheriff-Coroner's Office during FY 2017-18; adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$10,000 (4/5 vote); and approve and authorize the Clerk to the Board to execute Budget Transfer No. 1 (\$3,000) transferring appropriations within the Sheriff-Coroner Org 3111, from Account 7385 (Small Tools & Instruments) to Account 8300 (Equipment) for the purchase of a canine

**Administrative Office**

11. Accept presentation by the Children and Families Commission of Fresno County on the Commission's FY 2015-16 Audit Report and State Annual Report

**Public Works and Planning**

12. Adopt Resolution authorizing Partial Cancellation of Agricultural Land Conservation Contract No. 1440 filed by George Tavares, based on the ability to make the five Consistency Findings listed under Government Code Section 51282 (b); and authorize Chair 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

13. Adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7015 including Mitigation Monitoring and Reporting Program prepared for Amendment Application No. 3813; approve Ordinance pertaining to Amendment Application No. 3813 thereby rezoning the subject five-acre parcel from AL-20 Zone District to M-1(c) Zone District to allow limited light industrial uses including, but not limited to: driver training schools; cold storage plants; aircraft, automotive and boat repair and maintenance; trucking yard terminals; manufacturing, compounding, processing, packing and wholesale and warehousing; and processing and fabrication of various materials; and designate County Counsel to prepare a fair and adequate summary of proposed ordinance, and direct Clerk to the Board to post and publish required summary in accordance with Government Code Section 25124(b)(1), subject property is located on east side of S. Willow Avenue approximately 370 feet south of its intersection with E. Jensen Avenue and nearest city limits of City of Fresno
14. Consider appeal of Planning Commission's denial of Variance Application No. 4016 proposing creation of two parcels (2.35-acre and 2.42-acre) with 160 feet of public road frontage (165 minimum required) from an existing 4.77-acre parcel, and proposing a 15-foot side yard setback (20 feet required) to accommodate an existing single family residence on proposed 2.35-acre parcel in the RR-5 Zone District, subject property is located on south side of Herndon Avenue, between McCall and Del Rey Avenues, approximately two miles northeast of nearest city limits of City of Clovis
15. Adopt Resolution to fill a Water/Wastewater Specialist III with extra-help retiree, Jeff Weldon, part-time, effective July 12, 2017, finding, pursuant to Government Code section 7522.56(f)(1), the Board certifies that the nature of employment and appointment is necessary to fill a critically-needed position before the 180 day separation period
16. Conduct public hearing under Water Code Section 10723 and adopt Resolution providing that the County of Fresno elects to undertake sustainable groundwater management and serve as the exclusive groundwater sustainability agency for those portions of the Kings Groundwater Subbasin that is defined in the resolution and designated as "Fresno County Management Area"; and direct Department staff to submit to Department of Water Resources a notice, pursuant to Sections 10723.8 and 10724(b) of the Water Code, that County of Fresno intends to undertake sustainable groundwater management and serve as the exclusive groundwater sustainability agency for those portions of the Kings Groundwater Subbasin that are designated as "Fresno County Management Area"

### **Board of Supervisors' Committee Reports and Comments**

17. 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**

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

**Public Presentations**

19. 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*

20. 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
21. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)
22. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)

**Adjourn****NEXT MEETINGS:**

*August 8, 2017 - 9:00 AM*

*August 22, 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**

23. Approve minutes of meeting for June 20, 2017

**Supervisor Borgeas and Supervisor Mendes**

- 23.1 Approve certificates recognizing the Borba Family as the recipients of the 2017 Ag One Community Salute presented by the Jordan College of Agriculture Sciences and Technology at Fresno State University

**Assessor/Recorder**

24. Approve and authorize the Chairman to execute Assignment and Novation Agreement, consenting to assignment of vendor AtPac, Inc's. rights and obligations under County Agreement No. 09-254 to successor in interest SouthTech Systems, Inc.

**Auditor Controller-Treasurer/Tax Collector**

25. Adopt resolution authorizing the County Auditor-Controller/Treasurer-Tax Collector to loan or transfer funds from available funds in the County's custody to other County Funds and to General Funds of various school and special districts for dry period financing during Fiscal Year 2017-18

**County Clerk/Registrar of Voters**

26. Approve Monson-Sultana Joint Union Elementary School District and Bald Mountain Fire Protection Districts' requests 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

**District Attorney/Public Administrator**

27. Adopt resolution approving and authorizing the District Attorney-Public Administrator to submit and the Chairman to execute retroactive Grant Agreement, including required certifications, for continued funding of the Victim Restitution Program with the California Victim Compensation Board, for the period July 1, 2017 through June 30, 2019 (\$127,192)
28. Approve and authorize the Chairman to execute a retroactive lease agreement ("Agreement") with Heritage Centre, LLC ("Heritage"), for office and basement storage space located at 3151 N. Millbrook, Fresno, CA for use by the District Attorney-Public Administrator, effective July 1, 2017 through June 30, 2022 not to exceed five consecutive years, consisting of a one-year base term and four automatic one-year extensions, total not to exceed \$1,365,473

**Sheriff/Coroner**

- 29. Approve and authorize Chairman to execute a retroactive Agreement with the City of Fresno for the shared use of the Satellite Jail Facility office area effective July 1, 2015 through June 30, 2020, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$100,000
- 30. Adopt and authorize Chairman to execute Resolution approving special tax amount, and levying special tax in the total amount of \$208,763.54, on developed real properties within (Mello-Roos) Countywide Community Facilities District (CFD) No. 2006-01 (District), including its Annexation Territories, for enhanced police protection services for FY 2017-18
- 31. Retroactively authorize a waiver of the 28 hours per week and/or 960 hours per calendar year maximum hours limitation for the Extra-help positions listed on Attachment A in the Sheriff-Coroner's Office, pursuant to the provisions set forth in the Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

**County Counsel**

- 32. Approve and authorize Chairman to sign Agreement for Legal Services authorizing County Counsel to provide legal services to Kingsburg Cemetery District

**Administrative Office**

- 33. Adopt Resolution proclaiming termination of the 2017 February Winter Storms local emergency in Fresno County
- 34. Adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for the Local Innovation Subaccount Org 3438 in the amount of \$154,244 (4/5 vote)
- 35. Approve the Workforce Innovation and Opportunity Act Four-Year Local and Regional Plans for Program Years 2017-2020
- 36. 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
- 36.1 Adopt Resolution proclaiming continuation of the local emergency status as a result of accumulating livestock carcasses

**Behavioral Health**

37. Approve and authorize the Chairman to execute Amendment I to Agreement No. 13-316 with Uplift Family Services for the Assertive Community Treatment Program, effective July 1, 2017, with no change in term to June 30, 2018 and increasing the maximum by \$822,384 to a total of \$8,859,474; Approve and authorize the Chairman to execute Amendment I to Agreement No. 13-311 with Comprehensive Youth Services for the Functional Family Therapy Program, effective July 1, 2017, with no change in term to June 30, 2018 and increasing the maximum by \$403,564 to a total of \$8,260,329; and Approve and authorize the Chairman to execute Amendment I to Agreement No. 13-315 with Uplift Family Services, Comprehensive Youth Services, and Exceptional Parents Unlimited for the Bright Beginnings for Families Program, effective July 1, 2017, with no change in term to June 30, 2018 and increasing the maximum by \$1,145,340 to a total of \$18,162,035
38. Approve and authorize the Chairman to execute a retroactive Master Agreement with licensed residential care facilities for transitional residential board and care services to severely and persistently mentally ill adult clients, effective July 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 \$25,000,000; and, authorize the Director of the Department of Behavioral Health, or designee, to add and/or delete licensed residential care facilities to the Master Agreement, as necessary
39. Approve and authorize the Chairman to execute a retroactive Application / Agreement with the California Department of Health Care Services for the Federal Stewart B. McKinney Homeless Block Grant, through the McKinney Projects for Assistance in Transition from Homelessness Grant, effective July 1, 2017 through June 30, 2018 (\$420,239); and, Director of the Department of Behavioral Health, or designee, to be the signatory on behalf of the Board of Supervisors on associated grant agreement documents, expenditure forms, reports or modifications that do not exceed 10% of the maximum compensation
40. Approve and authorize the Chairman to execute a retroactive Amendment I to Master Agreement No. 14-313 with Rate Classification Level 12, 13, 14 Group Homes for mental health treatment services to seriously emotionally disturbed children, effective July 1, 2017 extending the term to June 30, 2019 and increasing the maximum by \$1,800,000 to a total of \$4,500,000
41. Authorize the Department of Behavioral Health's submittal of a grant application in the amount of \$150,000 to the Department of Housing and Community Development for technical assistance funds associated with the No Place Like Home Program; and, approve Resolution authorizing County to enter into and execute the Grant Award Standard Agreement and any amendments thereof as required by the Department of Housing and Community Development for County's receipt of the technical assistance grant funds
42. Approve and authorize the Chairman to execute Amendment III to Master Agreement No. 10-674 with licensed telemedicine psychiatry and related mental health service providers for services to severely mentally ill clients, effective July 11, 2017 with no change in term to June 30, 2019 and increasing the maximum by \$4,515,160 to a total of \$21,365,428

43. Approve the voluntary Without Cause termination of Agreement Nos. 16-360, 16-361, 16-295, and 15-300 with King of Kings Community Center for outpatient and residential substance use disorder treatment services and Sober Living Housing, effective July 11, 2017

### **Human Resources**

44. Approve Resolutions Rejecting Claims for Damages; and, Resolution Rejecting Application for Leave to Present a Late Claim
45. Approve salary adjustments for Unrepresented (excluding confidential classifications covered by Footnote "y") and Management (excluding Deputy County Counsel I/II/III/IV/Senior) classifications, effective July 3, 2017, as reflected on Appendix B; administrative salary adjustments of 3% for Senior Management classifications (excluding Department Heads and Elected Officials), effective July 3, 2017; and, Amendment to the Salary Resolution modifying Annual Leave IV plan to include employees designated under Unrepresented, Management, Senior Management, and Department Heads, effective July 3, 2017, as reflected on Appendix B
46. Approve the Memorandum of Understanding for Representation Unit 30 - Deputy District Attorneys, represented by the Fresno County Prosecutors Association, effective July 3, 2017, through June 30, 2019; and, approve the related Salary Resolution Amendments as reflected on Appendix C
47. Approve the Addendum to Memorandum of Understanding for Representation Unit 2 - Sheriff's and Probation Personnel, represented by the Fresno County Public Safety Association, effective July 17, 2017

### **Internal Services**

48. Approve and authorize Chairman to execute a Retroactive Agreement with The Presort Center of Fresno LLC. to provide insert, presort, and mailing services, effective March 1, 2017, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions for a maximum potential five-year total not to exceed \$2,700,000
49. Adopt Budget Resolution increasing the FY 2017-18 appropriations for Internal Services Department, Fleet Services-Equipment Org 8911 in the amount of \$7,405,000 (4/5 vote)
50. Adopt Resolution acknowledging the emergency nature of the flooding incidents at the University Medical Center and Fresno County Plaza and make a finding pursuant to County Administrative Policy 34 that unusual and extraordinary circumstances exist such that it is in the best interest of the County to suspend competitive bidding and negotiate and execute contracts for services and supplies as necessary for the remediation and restoration of the properties; authorize the Director of Internal Services/Chief Information Officer to negotiate and execute agreements and other documents necessary for the remediation and restoration of the University Medical Center and Fresno County Plaza; and adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935 in the amount of \$800,000 (4/5 vote)



**Library**

51. Adopt Resolution accepting and expressing gratitude for the monetary donation of \$600 to the Fresno County Public Library to purchase a San Francisco Chronicle subscription

**Public Health**

52. Retroactively authorize the Department of Public Health's previous submittal of a grant application in the amount of \$1,000,000 to the Department of Housing and Urban Development for lead-based paint hazard control remediation service funds
53. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Sanger, for paramedic ambulance services, effective July 1, 2017 through June 30, 2018 (\$33,750)
54. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Coalinga, for paramedic ambulance services, effective July 1, 2017 through June 30, 2019 (\$90,000)
55. Approve and authorize the Chairman to execute a retroactive Master Agreement for dental provider participation in the Local Dental Pilot Project (Pilot Project) and associated training stipends, effective July 1, 2017 through December 31, 2020 (\$49,896); authorize the Director of the Department of Public Health, or designee, to add and/or delete qualified dental providers to the Master Agreement, as necessary; approve and authorize the Chairman to execute a retroactive Agreement with Fresno Economic Opportunities Commission – Health Services Education for administrative and staffing services required to conduct the Pilot Project, effective July 1, 2017 through December 31, 2020 (\$5,124,010); approve and authorize the Chairman to execute a retroactive Agreement with Reading and Beyond – Health Services Education for administrative and staffing services required to conduct the Pilot Project, effective July 1, 2017 through December 31, 2020 (\$4,936,865); and, approve and authorize the Chairman to execute a retroactive Agreement with the University of the Pacific School of Dentistry for dental provider training and consultation services required to conduct the Pilot Project, effective July 1, 2017 through December 31, 2020 (\$332,626)
56. 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 website creation and maintenance and public outreach and education; and, approve and authorize the Chairman to execute a sole source Agreement with the Fresno Westside Mosquito Abatement District, for public outreach and education regarding Zika Virus Disease and other mosquito borne illnesses, effective upon execution through June 30, 2020 (\$125,000)

**Public Works and Planning**

57. Make a finding that the use of a particular brand of prefabricated pedestrian bridge, manufactured by Contech Engineered Solutions, LLC and specified by brand name, is in the best interest of the public, and authorize the Director of the Department of Public Works and Planning to execute a public interest finding regarding such bridge and to submit the finding to the California Department of Transportation and to the Federal Highway Administration; and adopt plans and specifications for Contract No. 17-10-C, Riverdale Pedestrian Improvements, and authorize the Director of the Department of Public Works and Planning, or his designee, to advertise for bids and set bid opening date contingent upon the Department receiving authorization from the California Department of Transportation
58. Approve and authorize Chairman to execute Amendment 1 to Agreement No. 16-504 with Abbe and Associates LLC, to provide consultant services relating to development of County's updated waste management plan, extending the term by one year through August 8, 2018 with one optional one-year extension, and increasing the maximum by \$75,000 annually for each extension term, bringing the maximum to a total not to exceed \$300,000
59. Accept the Deed of Easement from Michael Ohashi, Trustee, for Road Right-of-Way Dedication on the east side of Bethel Avenue, south of North Avenue, on behalf of D.R. Horton CA3, Inc., and authorize the Director of Public Works and Planning to execute the Buyer's Estimated Settlement Statement and Escrow Instructions in conjunction with the City of Sanger, as a condition of the approval of Tract Map No. 5490
60. Approve and authorize Chairman to execute student intern agreement with California State University Fresno Foundation to provide student interns for Department of Public Works and Planning, effective upon execution, with a term not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$80,000
61. Conduct second hearing to amend the County of Fresno Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Sections 1000 - Computer Services (EMIS); 1500 - Parks and Recreation; and 2200 - Public Works and waive the reading of the Ordinance in its entirety
62. Accept the Grants of Easement and authorize the Chairman to execute the Right of Way Contracts required for the American Avenue - SR 99 to Temperance Avenue Road Improvement Project for a total monetary consideration of \$65,500
63. Approve and authorize Chairman to execute Indemnification Agreement with Charles Maxwell, as required by a condition of approval of Director Review and Approval Application No. 4465
64. Approve and authorize Chairman to execute Agreement with California Department of Transportation exchanging \$268,108 in Federal funds for an equal amount of non-Federal funds from State Highway Account, and claim \$100,000 of State Match Program funds for FY 2016-17

65. Approve and authorize Chairman to execute Program Supplement Agreement No. N237 Rev. 1 to Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Federal Project No. HSIPL-5942(230), Bethel Avenue and Manning Avenue Traffic Signal Installation (\$565,500); and Program Supplement Agreement No. N227 Rev. 2 to Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Federal Project No. BRLS-5942(213), Delta-Mendota Canal Bridge on Nees Avenue (\$858,741)
66. Approve and authorize Chairman to execute Agreement with Habitat for Humanity Fresno, Inc. for HOME Investment Partnerships Program funds for Habitat Riverdale Development Project in unincorporated community of Riverdale (\$390,000); and authorize Director of Public Works and Planning, or his designee, to execute all loan and related documents necessary to the development, including any amendments thereto, and to approve on the County's behalf, items specified in Section VII of the Agreement
67. Adopt required findings and Resolution approving summary vacation of DeWolf Avenue, Behymer Avenue and Leonard Avenue located within the limits of Big Dry Creek Reservoir if Board finds that: vacation is determined to meet criteria for summary vacation, pursuant to Chapter 4 of Part 3 of Division 9 of the Streets and Highways Code; public right-of-way to be vacated is not useful as non-motorized transportation facility, pursuant to Section 892 of the Streets and Highways Code; and vacation is consistent with County General Plan
68. Approve City of Fresno's request to acquire road easement without eminent domain action from one parcel adjacent to existing County road right-of-way in unincorporated areas of the County as needed in conjunction with City's capital improvement project for traffic signal modifications at intersection of Chestnut Avenue and Shields Avenue
69. Approve City of Fresno's request to acquire road easements without eminent domain action from three parcels adjacent to existing County road right-of-way in unincorporated areas of the County as needed in conjunction with the City's conditions of approval for Tentative Tract No. 6139 located at the northeast quadrant of the Olive Avenue and Polk Avenue intersection
70. Adopt Resolution acknowledging emergency nature of the road washout failure at Huntington Lake Road and Line Creek, and make a finding pursuant to County Administrative Policy No. 34 that unusual and extraordinary circumstances exist such that it is in the best interest of the County to suspend competitive bidding and negotiate and execute contracts for services and supplies as necessary for the restoration of the road; and authorize Director of Public Works and Planning to negotiate and execute agreements and other documents necessary for restoration of Huntington Lake Road at Line Creek

### **Social Services**

71. Approve and authorize the Chairman to execute an Agreement with Val Security, Inc., for security services at Department of Social Services' Coalinga, Kerman, Reedley, and Selma buildings effective July 11, 2017 through June 30, 2022, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$885,307

- 72.** Approve and authorize the Chairman to execute an Agreement with California Department of Social Services and California Department of Health Care Services to participate in a Global Data Sharing Agreement, effective upon execution (\$0)