



Board of Supervisors

Agenda - Final

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 to the Board of Supervisors

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Tuesday, September 12, 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 29 - 63

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 Pacheco

3. Proclaim September 2017 Hmong History Month in recognition of the Hmong men, women and children who served the United States with loyalty and bravery

Supervisor Magsig

4. Adopt proclamation recognizing September 2017 as Wine Month in Fresno County
5. Proclaim September 10th through 16th, 2017 "Suicide Prevention Week"

Supervisor Mendes

6. Proclaim the week of September 10 - 16, 2017 as 4-H Club Week in Fresno County

Supervisor Quintero

7. Proclaim the month of September 2017 as National Alcohol and Drug Addiction Recovery Month
8. Recognize the Central California Women's Conference 30th anniversary and Proclaim September 19, 2017 as Central California Women's Conference Day

Administrative Office

9. Receive Presentation by Jim Yovino, Superintendent of Fresno County Schools regarding arts education and the vital connection between the arts and our local economy
10. Provide direction to staff regarding a proposal from Fresno County Fire Protection District to provide fire and emergency response to County territory not served by a designated agency
11. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 20 filed by Hanjrah, Inc. dba Arco AM.PM located on 25430 W. Dorris Avenue, Coalinga, CA 93210
12. Approve formation of County of Fresno Economic Development Action Team (EDAT) Standing Committee with Structure, Objectives and Composition as outlined in Attachment A

Public Works and Planning

13. Adopt Resolution authorizing partial Cancellation of Agricultural Land Conservation Contract No. 91 filed by Debbie Davis, based on 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
14. Provide direction to staff on an updated Capital Improvement Plan prepared by Department of Public Works and Planning

15. Adopt Mitigated Negative Declaration prepared for Initial Study Application No. 6987, including Mitigation Monitoring and Reporting Program prepared for Amendment Application No. 3808; approve Ordinance pertaining to Amendment Application No. 3808 thereby rezoning subject 22-acre parcel from AL-20 Zone District to an M-3(c) Zone District to allow limited number of Light Manufacturing, General Industrial, and Heavy Industrial uses as requested by the Applicant; 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 at northeast corner of East Annadale and South Willow Avenues, adjacent to City Limits of Fresno
16. Conduct public protest hearing regarding proposed annexation of territory to Community Facilities District 2006-01; if there is no "majority protest" within Countywide Mello-Roos Community Facilities District 2006-01 or proposed annexation territory, overrule any protests, and adopt and authorize Chairman to sign Resolution Calling a Special Election for a vote of qualified electors within territory proposed for annexation to Countywide Mello-Roos Community Facilities District 2006-01 (Police Protection Services) of County of Fresno, for combined propositions of Levying a Special Tax to finance enhanced police protection services, and including such annexation territory in Countywide Mello-Roos Community Facilities District 2006-01 for purposes of appropriations limit of Countywide Mello-Roos Community Facilities District 2006-01; conduct landowner voter special election (landowners owning 2/3 of the area of proposed annexation territory must vote in favor) for territory included in Annexation Map No. 9A of Community Facilities District No. 2006-01 (Exhibit A); approve canvass of the votes, and if election is in favor of Special Tax Levy and including proposed annexation territory in Countywide Mello-Roos Community Facilities District 2006-01 for purposes of its appropriations limit, adopt and authorize Chairman to sign Resolution Declaring Results of landowner Special Election for proposed recordation of an Amendment to Notice of Special Tax Lien; and conduct first reading of "An Ordinance of the County of Fresno Levying a Special Tax within Annexation Territory No. 9A of Countywide Mello-Roos Community Facilities District 2006-01 (Police Protection Services) of the County of Fresno," waive reading of Ordinance in its entirety, and set September 26, 2017, as date for second reading and approval of such Ordinance by your Board
17. Receive verbal report on the bid opening for Contract No. 17-10-C, Riverdale Pedestrian Improvements, and award Contract No. 17-10-C to the bidder with the lowest responsive bid; and authorize the Director of Department of Public Works and Planning, or designee, to execute Contract Change Orders up to the limit allowable under Public Contract Code Section 20395(d) for Contract No. 17-10-C

18. Consider and adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7289 including Mitigation Monitoring and Reporting Program prepared for Amendment Application No. 3822 and Unclassified Conditional Use Permit No. 3576; approve ordinance pertaining to Amendment Application No. 3822 thereby rezoning a 7.22-acre portion of a 32.93-acre parcel (APN 300-542-14S) from the R-1-C(c) Zone District to an 'O' Zone District; determine that required Findings specified in Fresno County Ordinance Code Section 873-F can be made and approve Unclassified Conditional Use Permit No. 3576 to allow the use of tertiary-treated recycled water on the subject 7.22 acres (APN 300-542-14S); and designate County Counsel to prepare 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 parcel is located within Millerton Specific Plan, approximately 5,098 feet west of Auberry Road, 980 feet south of Millerton Road and 2.5 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 legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)
23. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)
24. 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

25. 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
26. Conference with Real Property Negotiators - Government Code 54956.8 Properties: 205 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
27. Conference with Real Property Negotiators - Government Code 54956.8. Property: Undeveloped land at Turner and Armstrong in the Fancher Creek Development; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Fancher Creek Properties LLC., Under Negotiations: Instructions to County's negotiator may concern purchase of properties, price, terms and conditions
28. Conference with Real Property Negotiators - Government Code 54956.8. Property: 909 W. Nielsen, Fresno, CA 93707; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Austin Enterprises, LP., Under Negotiations: Instructions to County's negotiator may concern purchase of properties, price, terms and conditions

Adjourn

NEXT MEETINGS:

September 18 through 22, 2017 - Budget Hearings
September 26, 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

29. Approve minutes of meeting for August 22, 2017

Chairman Pacheco

30. Adjourn in Memory of Anthony Taylor

Supervisor Mendes

31. Adopt Resolution opposing the petition and application submitted to the State Water Resources Control Board by Semitropic Water Storage District to revise the appropriated stream status and water rights of the Kings River

Supervisor Quintero

32. Approve community outreach expenditure per Administrative Policy No. 75

County Clerk/Registrar of Voters

33. Approve Riverdale Irrigation District, Tranquillity Irrigation District, and Sierra Cedars Community Services 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
34. Adopt a Resolution approving the City of Coalinga's request for the County Clerk/Registrar of Voters to conduct a Consolidated Special Municipal Election with Riverdale Irrigation District on November 7, 2017

Sheriff/Coroner

35. Retroactively authorize a waiver of the 28 hours per week and/or 960 hours per calendar year maximum hours limitation for the Extra-Help position 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
36. Accept annual report of expenditures from the Inmate Welfare Trust Fund for FY 2016-17

37. 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 Fresno County Superintendent of Schools has been the exclusive provider of educational services at the County jail since 1994; and approve and authorize the Chairman to execute a retroactive Agreement with Fresno County Superintendent of Schools to provide an Adult Education Program within the Jail Facilities, effective October 1, 2016 through September 30, 2021, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$593,437
38. Approve and authorize the Chairman to execute retroactive Amendment III 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 2017-18, effective July 1, 2017 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 \$8,000

Administrative Office

39. Review the findings and recommendations of the 2016-17 Fresno County Grand Jury Final Report No. 4 and adopt the recommended responses; and, order the Board's responses to the 2016-17 Fresno County Grand Jury Final Report No. 4 be filed with the Presiding Judge of the Superior Court
40. 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 under "unusual or extraordinary circumstances" exception and authorize the Chairman to execute the Agreement with the Veterans Memorial Museum for the continued promotion, improvement, operation and maintenance of the museum effective October 1, 2017 through June 30, 2018 (\$20,000)
41. Approve amendments to Conflict of Interest Code for Housing Authorities, City and County of Fresno (Fresno Housing Authority)
42. 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
43. Approve and adopt the 2018 regular meeting schedule for the Board of Supervisors as outlined in Attachment "A"; and direct the Clerk to the Board to publish the 2018 regular meeting schedule of the Board of Supervisors on the Fresno County website and to advise all County departments of the meeting schedule and submission dates for agenda items

Agriculture

44. Approve and authorize the Chairman to execute a Revenue Agreement with the California Department of Parks and Recreation for water hyacinth control, effective January 1, 2018 through December 31, 2018 (\$17,042)

Behavioral Health

45. 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 Special Training Courses; and, approve and authorize the Chairman to execute a sole source Agreement with the Regents of the University of California, on behalf of the University of California, Davis, to provide training for Department of Behavioral Health staff, effective September 12, 2017 through June 30, 2018 (\$382,500)
46. 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 Special Training Courses; and, approve and authorize the Chairman to execute a sole source Agreement with Behavioral Tech to provide training for Department of Behavioral Health staff, effective September 12, 2017 through June 30, 2020 (\$147,840)

Human Resources

47. Approve amendment to the Salary Resolution to increase a pay provision for a Chief Deputy District Attorney or Assistant District Attorney assigned to the Officer Involved Shooting/In-Custody Death Team, effective September 11, 2017, as reflected in Appendix B

Internal Services

48. 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 under the “unusual or extraordinary circumstances” exception for emergency cleanup services; and, approve and authorize the Chairman to execute an Agreement with Belfor Property Restoration for emergency clean up services 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 \$2,500,000
49. Approve and authorize the Chairman to execute Retroactive Amendment I to Lease Agreement # 13-092, with Richard A. Ciummo & Associates, Inc. for the office space at 3333 E. American Avenue, Fresno, CA 93725 to continue the lease on a month-to-month basis, effective July 1, 2017 through June 30, 2022, with an increase in the rent from \$1,335.30 per month to \$1,362.01 per month, not to exceed \$85,055 for the term
50. Make a finding that it is in the best interest of the County to waive the competitive bidding process under Administrative Policy No. 34 due to “unusual or extraordinary circumstances” to purchase Geographic Information Systems software products and maintenance and support services from Environmental Systems Research Institute, Inc. (ESRI) used to provide geographic relational data and mapping information for the County of Fresno; and approve and authorize the Chairman to execute a new Enterprise License Agreement and Master Agreement with ESRI for a term not to exceed four consecutive years (three-year base contract with an optional one-year extension) for a maximum potential cost not to exceed \$1,010,000

51. Make a finding that it is in the best interest of the County to suspend the competitive bidding process under Administrative Policy No. 34 for unusual or extraordinary circumstances to secure Information Technology specific research and analysis services through Gartner, Inc., to provide emerging technology practices for County departments; and approve and authorize the Chairman to execute a retroactive Agreement with Gartner, Inc. for subscription-based research, executive coaching, and advisory services for the Internal Services Department, effective September 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 \$977,658

Library

52. Adopt Resolution accepting and expressing gratitude for the non-monetary donation of 20 Bookshare subscriptions and training valued at \$3,300 to the Fresno County Public Library from the Califa Group
53. Approve and authorize Chairman to ratify the County Librarian's previous execution of a Participant Letter of Agreement with the California State Library and Califa Group allowing the Fresno County Public Library to participate in the Virtual Reality Experience Project for the period of May 1, 2017 through June 30, 2018; and adopt Resolution accepting and expressing gratitude for the donation of virtual reality equipment valued at \$3,090 from the California State Library and Califa Group for use in connection with the Project and thereafter
54. Approve designation and placement of Kingsburg High School and Washington Elementary on the County's Register of Centennial Schools; and authorize the Chairman to execute the certificate for these Centennial Schools

Public Health

55. Approve and authorize the Chairman to execute a retroactive revenue Agreement with Pistoiresi Ambulance Service, for dispatching services through the Fresno County Emergency Medical Services (EMS) Communications Center, effective July 1, 2017 through June 30, 2018, with one optional one-year extension (\$445,741); Agreement with KWPH Enterprises, d.b.a. American Ambulance, for dispatching of Pistoiresi Ambulance Service through the Fresno County EMS Communications Center, effective July 1, 2017 through June 30, 2018, with one optional one-year extension (\$389,643); revenue Agreement with Sierra Ambulance Service for dispatching services through the Fresno County EMS Communications Center, effective July 1, 2017 through June 30, 2018, with one optional one-year extension (\$142,410); Agreement with KWPH Enterprises, d.b.a. American Ambulance, for dispatching of Sierra Ambulance Service through the Fresno County EMS Communications Center, effective July 1, 2017 through June 30, 2018, with one optional one-year extension (\$124,288); and, authorize the Director of the Department of Public Health to execute a written approval of a one-year extension to the agreements in Recommended Action Nos. 1 to 4, when appropriate pursuant to the terms of the agreements

56. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the City of Fresno, for dispatching services for the City of Fresno Fire Department through the Fresno County Emergency Medical Services Communications Center, effective July 1, 2017 through June 30, 2018 (\$787,572); and, retroactive Agreement with K.W.P.H. Enterprises, d.b.a. American Ambulance, for City of Fresno Fire Department dispatching services through the Fresno County Emergency Medical Services Communications Center, effective July 1, 2017 through June 30, 2018 (\$717,284)
57. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the California Department of Public Health, Office of AIDS, for AIDS Drug Assistance Program funds, effective July 1, 2016 through June 30, 2019 (\$5,000); and, authorize the Director of Public Health, or designee, to execute future amendments to the Agreement with the California Department of Public Health Office of AIDS, AIDS Drug Assistance Program, with County Counsel and Auditor-Controller/Treasurer-Tax Collector approval
58. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the State Emergency Medical Services Authority, for multi-county emergency medical services coordination, effective July 1, 2017 through June 30, 2018 (\$404,842)
59. Approve and authorize the Chairman to execute a retroactive revenue agreement with the California Department of Public Health for Tobacco Control Program funds, effective July 1, 2017 through June 30, 2018 (\$1,317,644)

Public Works and Planning

60. Approve and authorize Chairman to execute Program Supplement No. N223 Rev. 1 Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Fowler Avenue from South Avenue to Elkhorn Avenue, Federal Project No. CML-5942(211), (\$3,825,362) and Program Supplement No. N259 Rev. 1 Master Agreement for Federal Aid No. 06-5942R with California Department of Transportation for Kamm Avenue from SR 145 to Jameson Avenue, Federal Project No. CML-5942(254), (\$2,858,215)
61. Adopt a Resolution of Intention and set the time of 9:00 a.m. on October 17, 2017 as the time to conduct a hearing for the proposed vacation of 'H' Street public road right-of-way. Vacation Application No. V17-02

62. Approve and authorize Chairman to execute Agreements with Avila & Associates, Inc.; Biggs Cardosa Associates, Inc.; BKF Engineers, Inc.; Carollo Engineers, Inc.; Cornerstone Structural Engineering Group, Inc.; Drake Haglan & Associates, Inc.; Electrical Power Systems, Inc.; JLB Traffic Engineering, Inc.; Kleinfelder, Inc.; Krazan & Associates, Inc.; Mark Thomas & Company, Inc.; MGE Engineering, Inc.; Moore Twining Associates, Inc.; NCM Engineering Corp.; NV5, Inc.; O'Dell Engineering, Inc.; Peters Engineering Group; Provost & Pritchard Consulting Group; Quincy Engineering, Inc.; Technicon Engineering Services, Inc.; TJKM Transportation Consultants; TRC Engineers, Inc.; and T.Y. Lin International, term of each Agreement shall be for a period of three years commencing upon execution through September 12, 2020. These Agreements may be extended for two additional consecutive twelve month periods upon written approval of both parties no later than thirty days prior to first day of the next twelve month extension period. Director of Public Works and Planning or his or her designee is authorized to execute such written approval on behalf of the County based on Consultant's satisfactory performance (combined \$14,950,000)

Social Services

63. Approve and Authorize the Chairman to execute Amendment I to Agreement No. A-14-648 with Saba Software, Inc. for the Training Record-Keeping and Learning Management System extending the term by two years from November 3, 2017 through November 2, 2019 and increasing the maximum by \$115,500 to a total of \$393,680