



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 to the Board of Supervisors

Tuesday, October 31, 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 - 54

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

Board of Supervisors

3. Presentation of Retirement Plaque to Cathy L. Romero - Department of Social Services - 27 Years of Service
4. Presentation of Retirement Plaque to Monica Flick - Department of Social Services - 27 Years of Service

Chairman Pacheco

5. Proclaim November 2017 as National Adoption Month in Fresno County

Chairman Pacheco, Sheriff/Coroner and District Attorney/Public Administrator

6. Proclaim November 2017 MAGEC Month in Fresno County in recognition of the MAGEC Unit's dedication to eliminating gang crime in Fresno County

Supervisor Magsig

- 6.1 Adopt resolution congratulating the 2017 Fresno Athletic Hall of Fame inductees in Fresno County

Auditor Controller-Treasurer/Tax Collector***REVISED***

7. Conduct hearing on rescission of the County's sale of APN 465-107-01, located at Par In Blk 92 Fairmont, at the County's March 4 - 7, 2016 sale of tax-delinquent properties; and Make the findings required by Revenue and Taxation Code section 3731 and adopt a resolution approving the rescission of the County's sale of APN 465-107-01

Administrative Office

8. Adopt Resolution updating the Fresno County Operational Area Master Emergency Services Plan (Plan); and, authorize the Emergency Services Director to implement future updates to the Plan in compliance with local, State or Federal codes

Public Health

9. Conduct first hearing to amend Fresno County Ordinance Code, Title 9-Animals by adding sections 9.04.055, 9.04.115, and 9.04.135 to Chapter 9.04-Dog Licensing and Control and revise or update terminology in various sections within Chapters 9.04, 9.08-Pets or Novelties, 9.12-Estray-Impoundment, and 9.16-Rodents and Predatory Animals; and waive reading of the ordinance in its entirety and set the second hearing for October 31, 2017; and, designate County Counsel to prepare a fair and adequate summary of the proposed ordinance and direct the Clerk to the Board to post and publish in accordance with Government Code, Section 25124(b)(1)

Public Works and Planning

10. Adopt Resolution, finding that continuance of Exclusive Service Area Program is necessary to protect public health, safety, and welfare of residents of Fresno County; approve and authorize Chairman to execute amended and successor agreements with nine Exclusive Service Area Program haulers for provision of solid waste, recyclable, green waste, and organic materials collection services through February 27, 2028; and provide direction to staff regarding rate increases proposed by Exclusive Service Area haulers in response to Senate Bill 1, Road Repair and Accountability Act of 2017

Board of Supervisors' Committee Reports and Comments

11. 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

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

Public Presentations

13. 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

14. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)
15. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)
16. 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
17. 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

- 17.1** Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - K.B. & J.B. on behalf of S.B. v. Fresno County Department of Social Services, et al. (Office of Admin Hearings, Special Education Division - Case No. 2017070678)

Adjourn

NEXT MEETINGS:

November 14, 2017 - 9:00 AM

December 5, 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 of meeting for October 17, 2017, and October 19-20, 2017 Special meeting

Chairman Pacheco

- 18.1 Adjourn in Memory of Bob Wood

Supervisor Borgeas

19. Conduct Second Hearing and Adopt Ordinance Prohibiting Scavenging adding new Section 8.24.060 to Chapter 8.24 Waste Disposal of Title 8 of the Fresno County Ordinance Code and waive further reading of the Ordinance in its entirety
20. Adjourn in Memory of Ambassador Phillip V. Sanchez

Supervisor Magsig

- 20.1 Adjourn in memory of Roy L. Parsley

Supervisor Quintero

- 20.2 Adjourn in Memory of Andrew Benitez

County Clerk/Registrar of Voters

21. Adopt Budget Resolution increasing FY 2017-18 appropriations for County Clerk- Elections Org 2850 in the amount of \$30,000 (4/5th vote)
22. Approve and authorize the Chairman to execute Records Retention Schedule No. S-1275-01, dated October 31, 2017, and Resolution authorizing the destruction of specified records belonging to Sheriff- Coroner (4/5 vote)

District Attorney/Public Administrator

23. Retroactively authorize the District Attorney-Public Administrator's previous submittal of grant application to the California Governor's Office of Emergency Services (Cal OES) for the Violence Against Women Vertical Prosecution program for FY 2017-18 (\$290,667); authorize the Chairman to execute a retroactive grant application/agreement and Certification of Assurance of Compliance for the Violence Against Women Vertical Prosecution program with the Cal OES, for the period July 1, 2017 through June 30, 2018 (\$290,667)
24. Adopt Budget Resolution increasing FY 2017-18 appropriations for District Attorney Org 2860 in the amount of \$918,705 (4/5 vote)

Sheriff/Coroner

25. Approve and authorize the Chairman to execute a retroactive Memorandum of Understanding with the California Highway Patrol, California Department of Motor Vehicles, and Clovis Police Department that provides guidelines for the Help Eliminate Auto Theft Task Force 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 \$300,000
26. Adopt Budget Resolution increasing FY 2017-18 appropriations in the Interest and Miscellaneous Expenditures Org 2540 in the amount of \$1,000,000 to allow for the transfer of cash from the General Fund to the Jail Improvement Org 8852 in the amount of \$1,000,000 (4/5 vote); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for the Jail Improvement Org 8852 in the amount of \$1,000,000 (4/5 vote)

Administrative Office

27. Conduct second hearing on and adopt an Ordinance repealing the consolidation of the elective offices of District Attorney-Public Administrator, consolidating the elective offices of Sheriff-Coroner and Public Administrator, and amending the title of the newly created Office to Sheriff-Coroner-Public Administrator, to be operative January 1, 2019; and waive reading of Ordinance in its entirety
28. Authorize Chairman to execute retroactive Amador Plan Agreement with California Department of Forestry and Fire Protection for the period July 1, 2017 through June 30, 2018 (\$1,110,500)
29. Approve staggered terms for the five seats of the Assessment Appeals Board as listed on Exhibit A of Agenda Item
30. Conduct second hearing to amend the County of Fresno Ordinance Code Title 2, Chapter 2.64 by amending Sections 2.64.030 and 2.64.040 and adding Section 2.64.050 relating to the Assessment Appeals Board; waive reading of the Ordinance in its entirety

31. Conduct second hearing and adopt Ordinance amending Ordinance Code of the County of Fresno, Title 2 - Administration, by adding Chapter 2.81, relating to the creation of the Office of the Fresno County Hearing Officer; and waive reading of the ordinance in its entirety

Agriculture

32. Approve and authorize Chairman to execute a Revenue Agreement with the California Department of Food and Agriculture for the Cotton Plowdown and Monitoring Program effective November 1, 2017 through March 31, 2018 (\$6,677)

Child Support Services

33. Approve and authorize the Director of the Department of Child Support Services to execute a retroactive Plan of Cooperation between the California Department of Child Support Services and the Fresno County Department of Child Support Services effective October 1, 2017 through September 30, 2018 (\$0)

Human Resources

34. Hear and consider appeal from Risico Claims Management regarding recommended award of Third Party Administration and associated ancillary services to Acclamation Insurance Management Services (AIMS); and, approve and authorize Chairman to execute an Agreement with AIMS for workers' compensation third party claims administration and associated ancillary services, effective January 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$11,893,917
35. Approve the Addenda to Memoranda of Understanding regarding County Health Premium Contributions for Plan Year 2018, effective December 18, 2017; Approve the County Health Premium Contributions for Plan Year 2018 for Unrepresented and Management (including Senior Management) employees under the same terms and conditions as specified in the Addenda for Representation Units participating in the County's Health Benefit Program, effective December 18, 2017
36. Approve Resolutions Rejecting Claims for Damages

Internal Services

37. Adopt Resolution acknowledging the emergency nature of the water leak incident at the Elections warehouse and make a finding pursuant to County Administrative Policy 34 that unusual and extraordinary circumstances exist 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 County property; authorize the Director of Internal Services/Chief Information Officer to negotiate and execute agreements and other documents necessary for the remediation and restoration of County property; and adopt a Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for the Facility Services Org 8935 in the amount of \$80,000 (4/5 vote)
38. Approve and authorize the Chairman to execute a Master Agreement for Vehicle Washing Services, effective November 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 \$600,000; and authorize the Director of Internal Services/Chief Information Officer or his designee to add additional contractors to this Agreement as they are identified and agree to the terms and conditions of the Master Agreement without returning to the Board of Supervisors with amendment(s), subject to the review and approval of County Counsel as to legal form and the Auditor-Controller/Treasurer-Tax Collector as to accounting form

Library

39. Approve Grant Award Agreement and authorize the County Librarian to execute all documents required to complete Grant Award Agreement with Arts Midwest on behalf of the National Endowment for the Arts (NEA) for The Big Read Program to promote "The Latehomecomer: A Hmong Family Memoir" by Kao Kalia Yang, effective upon execution through October 31, 2018 (\$14,000); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the Library Grants Organization 7517 in the amount of \$14,000 (4/5 vote)

Public Health

40. Approve and authorize the Chairman to execute Amendment I to Agreement No. 14-676 with Community Medical Centers, to extend the term of the existing agreement to provide care to eligible Medically Indigent Services Program patients by one year from December 1, 2017 to November 30, 2018, with an optional 12-month extension and no increase in the maximum of \$562,500; and Amendment I to Agreement No. 14-677 with University Faculty Associates, Inc., to extend the term of the existing agreement to provide medical services to eligible Medically Indigent Services Program patients by one year from December 1, 2017 to November 30, 2018, with an optional 12-month extension and no increase in the maximum of \$187,500
41. Approve retroactive submission of the FY 2017-18 Children's Medical Services Plan for child health services and authorize the Chairman to execute Certification Statements as required by the State Department of Health Care Services, effective July 1, 2017 to June 30, 2018 (\$9,866,036)

42. Approve and authorize the Chairman to execute a retroactive First Amendment to Agreement No. 14-628 with Systems Innovators, a Division of N. Harris Computer Corporation, for integrated cashiering system software and hardware service, effective upon execution authorizing a one-year extension of the term to June 30, 2018 and increasing the maximum by \$52,865 to a total of \$426,000

Public Works and Planning

43. Adopt Resolution certifying re-computed Cancellation Fee for partial cancellation of Agricultural Land Conservation Contract 1387 as determined by County Assessor's Office per Government Code Section 51283.4; 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
44. Approve and authorize Chairman to execute Amendment I to Agreement 16-537 with City of Fowler for Fowler ADA Improvements - Curb Ramps & Municipal Center Doors, Community Development Block Grant Project No. 16231 (\$152,216)
45. Approve and authorize Chairman to execute Amendment I to Agreement 16-506 with City of Selma for Selma Ringo Park Restroom, Community Development Block Grant Project No. 16651 (\$125,000)
46. Approve and authorize Chairman to execute Agreement with Mark Herrold, Sole Proprietor, for snow removal services at County Service Area 1 Zone S - Tamarack roads and the access way to County Service Area 1 Wastewater Treatment Plant, effective November 1, 2017, not to exceed five consecutive years, including a three-year base term and two optional one-year extensions, total not to exceed \$218,934
47. Approve and authorize Chairman to execute Agreement with The Original Mowbray's Tree Service, Inc. to provide tree and shrub trimming services at American Avenue and Southeast Regional Disposal Sites in annual amount of \$33,290, for a total of \$166,450 over anticipated 5-year term of Agreement
48. Conduct second hearing to consider adopting a proposed amendment (the "Ordinance Amendment") to the County's Public Facilities Impact Fees Ordinance (Chapter 17.90) by continuing County's temporary suspension for an additional one-year (November 10, 2017 to November 10, 2018) of (a) County's requirement for building permit applicants to pay County's Public Facilities Impact Fees for construction that is subject to Chapter 17.90; (b) County's and cities' collection of such fees during such period; and (c) any requirement in Chapter 17.90 for County to consider and take any possible action on any annual update of any such fees under schedule(s) of fees, without in any other way whatsoever otherwise affecting Chapter 17.90, or authority for any action taken or to be taken thereunder; extending commencement of first five-year interval (to April 15, 2019) requiring County, under Chapter 17.90, to conduct or obtain an updated fee study for updated County Public Facilities Impact Fees; and waive reading of the proposed Ordinance Amendment in its entirety

49. Accept Grant of Easement for road right-of-way from Seleh H. Alkobadi, under Site Plan Review No. 7758, located on northeast corner of East Manning Avenue and South Alta Avenue, approximately 1.75 miles east of city limits of Reedley
50. Accept Housing Preservation Grant award from U.S. Department of Agriculture (\$44,593); and authorize Director of Public Works and Planning, or his designee, to execute Grant Agreement, related documents and any amendments thereto, necessary for participation in Housing Preservation Grant Program, subject to review and approval of County Counsel and Auditor-Controller/Treasurer-Tax Collector; and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Department of Public Works and Planning Grants Org 5512 in amount of \$44,593 for new Housing Preservation Grant (4/5 vote)
51. Adopt Resolution dissolving Fresno County Water Advisory Committee
52. Approve and authorize Chairman to execute First Amendment to Amended and Restated Memorandum of Understanding between County of Fresno and City of Sanger regarding annexation of substantial sales tax generating uses within City's Sphere of Influence; and determine that approval and authorization of Chairman to execute First Amendment to Amended and Restated Memorandum of Understanding between County of Fresno and City of Sanger is exempt from requirements of California Environmental Quality Act, Public Resources Code 2100, et seq., and direct staff to file Notice of Exemption with Office of the Fresno County Clerk
53. Consider request from Sequoia Riverlands Trust and adopt Resolution supporting purchase of an Agricultural Conservation Easement on approximately 642 acres of land owned by Scott and Charlyse Raven by utilizing a grant from State Department of Conservation's Farmland Conservancy Program

Social Services

54. Retroactively authorize the Department of Social Services' prior submittal of a grant application in the amount of \$1,987,938 to the United States Department of Agriculture Food and Nutrition Service for the 2017 Process and Technology Improvement Grant; and, Retroactively approve and authorize the Department of Social Services Director to execute Federal form FNS-529, Grant/Cooperative Agreement, with the United States Department of Agriculture Food and Nutrition Service for Process and Technology Improvement Grant funding, effective September 29, 2017 through September 30, 2020 (\$900,000)