



Board of Supervisors

Agenda - Final-Revised

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Sal Quintero, 3rd District, Chairman
Andreas Borgeas, 2nd District, Vice-Chairman
Brian Pacheco, 1st District
Buddy Mendes, 4th District
Nathan Magsig, 5th District

Jean M. Rousseau, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk of the Board of Supervisors

Tuesday, November 6, 2018

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 of 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 17 - 56

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 Quintero

3. Proclaim November 18, 2018 as Recycle-Con Day

Administrative Office

4. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 20 filed by McCall Investment Corporation, dba Loma Vista Market located at NE corner of N. McCall Ave. and CA-180, Sanger, CA, 93657
5. Receive presentation from the Fresno Housing Authority regarding report entitled A Framework for Action authored by Barbara Poppe and Associates, which provides strategic recommendations to end homelessness in Fresno County; direct the County Administrative Officer to participate as a member of the Street2Home Fresno County Planning Committee toward the development of a comprehensive plan to address homelessness; and, designate a member of the Board of Supervisors to participate as a member of the Street2Home Fresno County Planning Committee toward the development of a comprehensive plan to address homelessness
6. Receive report and accept the amended Bylaws for the Fresno Arts Council

Child Support Services

7. Adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the Department of Child Support Services Org 5110 in the amount of \$920,488 (4/5 vote); adopt Budget Resolution increasing FY 2018-19 appropriations for the Special Revenue Fund 0055, Org 1090, Admin & EDP Revenue in the amount of \$920,488 (4/5 vote); and approve Amendment to the Salary Resolution adding 4 positions to the Department of Child Support Services Org 5110, effective November 19, 2018 as reflected in Appendix C

Internal Services

8. Hear and Consider appeal from Tri-Signal Integration Inc. (Tri-Signal Integration) regarding recommended award of the Agreements for Alarm Maintenance, Repair, and Inspection Services to Nobico Inc., dba Integrated Electronics (Integrated Electronics) for Notifier Systems (Section 1 of the County's Request for Quotes (RFQ)) and to HCI Systems, Inc. (HCI Systems) for General Fire Alarm System (Section 2 of the RFQ). Determine whether to grant or deny appeal from Tri-Signal Integration. If your Board grants the appeal relating to the Agreement for Alarm Maintenance, Repair, and Inspection Services for Notifier Systems (Section 1 of the RFQ), authorize the Director of Internal Services/Chief Information Officer (Director/CIO) to approve and execute an Agreement with Tri-Signal Integration (\$553,000). If your Board grants the appeal relating to the Agreement for Alarm Maintenance, Repair, and Inspection Services for General Fire Alarm System (Section 2 of the RFQ), authorize the Director/CIO to approve and execute an Agreement with Tri-Signal Integration (\$300,000). Approve and authorize the Chairman to execute Agreement with Integrated Electronics to provide Alarm Maintenance, Repair, and Inspection Services for Notifier Systems (Section 1 of the RFQ), effective upon execution, not to exceed five consecutive years, which includes a three-year base agreement with two optional one-year extensions (\$734,000). Approve and authorize the Chairman to execute Agreement with HCI Systems to provide Alarm Maintenance, Repair, and Inspection Services for General Fire Alarm System (Section 2 of the RFQ), effective upon execution, not to exceed five consecutive years, which includes a three-year base agreement with two optional one-year extensions (\$360,000). Approve and authorize the Chairman to execute Agreement with Geil Enterprises Inc., dba Valley Security & Alarm (Geil Enterprises) to provide Alarm Maintenance, Repair, and Inspection Services for Intrusion Alarm Systems (Section 3 of the RFQ), effective upon execution, not to exceed five consecutive years, which includes a three-year base agreement with two optional one-year extensions (\$229,000). Approve and authorize the Chairman to execute Agreement with Kertel Communications, Inc., dba Sebastian (Sebastian) to provide Alarm Monitoring services (Section 4 of the RFQ), effective upon execution, not to exceed five consecutive years, which includes a three-year base agreement with two optional one-year extensions (\$55,000)

Public Works and Planning

9. Conduct first hearing on Ordinance amending Fresno County Ordinance Code, Chapter 2.52 - Department of Public Works and Planning to add Paragraph M to Section 2.52.040 - Duties of Director of Public Works and Planning, to designate Director of Public Works and Planning to accept, on behalf of the Board of Supervisors, roads or portions thereof, into the County road system and record conveyances to the County of real property interests for road uses and purposes, in accordance with California Streets and Highways Code, Section 941(d); waive reading of Ordinance in its entirety; and set second hearing for December 4, 2018; designate County Counsel to prepare fair and adequate summary of proposed Ordinance; and direct Clerk of the Board to post and publish required summary in accordance with Government Code, Section 25124(b)(1)

Board of Supervisors' Committee Reports and Comments

10. 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

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

Public Presentations

12. 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 3 minutes per person and no more than 15 minutes total per topic

Closed Session

The public may comment on Closed Session items prior to the Board's recess to Closed Session

13. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) - 2 Cases
14. Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (2 Cases)
15. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Paul Nerland; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment
16. Conference with Real Property Negotiators - Government Code, Section 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 lease and option to purchase of properties, price, terms and conditions
- 16.1 Conference with Legal Counsel- Existing Litigation- Government Code, Section 54956.9 (d)(1) - Toamalama Scanlan vs. County of Fresno; Workers' Compensation Appeals Board Number ADJ11008314
- 16.2 Conference with Legal Counsel- Existing Litigation- Government Code, Section 54956.9 (d)(1) - Allen Passmore vs. County of Fresno; Workers' Compensation Appeals Board Number ADJ10980010 and ADJ7185896

Adjourn

NEXT MEETINGS:

December 4, 2018 - 9:00 A.M.

December 11, 2018 - 9:00 A.M.

Requests for disability-related modification or accommodation needed in order to participate in the meeting must be made to the Clerk of 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

17. Approve minutes of meeting for October 23, 2018

Supervisor Mendes and Supervisor Pacheco

18. Approve Certificates in Recognition of Mr. Gary Serrato as the 2018 Fresno Chamber of Commerce Agriculturalist of the Year and of Agrarian as the 2018 Agricultural Business of the Year for their agricultural software

Assessor/Recorder

19. Authorize the Assessor-Recorder or his designee to immediately provide thirty (30) days' written notice to South Tech Systems, Inc. to terminate Agreement No. 17-370, for the Recorder's cashiering, imaging, and indexing system, and maintenance support for that system, pursuant to the Without Cause provision of the Agreement

Auditor Controller-Treasurer/Tax Collector

20. 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 electronic payment processing services; approve and authorize the Chairman to execute an agreement with Heartland Payment Systems to provide electronic payment and processing transaction services and credit/debit card payment transaction services effective December 1, 2018 through November 30, 2023 which includes a three-year base contract and two optional one-year extensions, with a total budgeted amount of \$550,000; and authorize the Auditor-Controller/Treasurer-Tax Collector to execute all documents necessary or convenient to use electronic payment processing transaction services and credit/debit card payment transaction services

District Attorney/Public Administrator

21. Authorize the Chairman to execute Grant Subaward Amendment No. 1 to Agreement No. ES17010100 (County Agreement No. 18-057) with the California Office of Emergency Services (Cal OES) for the Electronic Suspected Child Abuse Report System grant subaward, to change the ending date effective January 1, 2018 through December 31, 2019 (\$250,000)
22. Approve and authorize the Chairman to execute a retroactive Grant Agreement and Certification of Assurance of Compliance for the Violence Against Women Vertical Prosecution program with the California Governor's Office of Emergency Services (Cal OES), for the period July 1, 2018 through June 30, 2019 (\$270,060)

23. Approve Amendment to the Salary Resolution due to consolidation of the Sheriff-Coroner and Public Administrator as reflected in Appendix D; adopt Budget Resolution decreasing appropriations in the amount of \$486,554 and estimated revenue in the amount of \$100,000 in the FY 2018-19 District Attorney-Grants Budget Org 2862 (4/5 vote); and adopt Budget Resolution increasing appropriations in the amount of \$486,554 and estimated revenue in the amount of \$100,000 in the FY 2018-19 Sheriff-Coroner-Public Administrator Org 3111 (4/5 vote)

County Counsel

24. Conduct second hearing of an Ordinance to amend the County Ordinance Code by deleting section 3.08.120 thereof and adding section 3.04.030 related to taking leaves of absence to seek certain elected offices; and waive reading of the Ordinance in its entirety
25. Approve and authorize issuance of Report prepared pursuant to Government Code section 65858, subdivision (d), describing the measures taken to alleviate the condition which led to the adoption of Urgency Ordinance No. 17-001

Administrative Office

26. 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

Behavioral Health

27. Approve and authorize the Department of Behavioral Health to submit the Fresno County Mental Health Services Act FY 2017-18 Annual Update (\$75,097,363) to the California Mental Health Services Oversight and Accountability Commission
28. Approve and authorize the Chairman to execute Amendment No. II to Agreement No. 16-432 with LPC Consulting Associates, Inc. to expand services to include the development of a Strategic Prevention Plan and to add new State and Federal boilerplate provisions, effective upon execution and increasing the maximum by \$65,000 to a total of \$435,000
29. Approve the payment of moving expenses for Denise Lawrence, Department of Behavioral Health Medical Records Coordinator (\$7,160)
30. Approve and authorize Chairman to execute an Retroactive Agreement with Mental Health Systems, Inc., for Juvenile Drug Court Services, Substance Use Disorder and Mental Health Services for Incarcerated Youth at Juvenile Justice Campus, Post-Release Treatment Services, and Intensive Substance Use and Mental Health Services for Youth Incarcerated at the Juvenile Justice Campus, effective November 1, 2018, not to exceed five consecutive years, which includes a two-year, eight-month base contract and two optional one-year extensions, total not to exceed \$4,200,000

31. Authorize the County Administrative Officer to execute the Grant Award Standard Agreement, as required by the California Department of Housing and Community Development for County's receipt of the No Place Like Home Program 2017 Technical Assistance Grant funds

Human Resources

32. Approve and authorize Chairman to execute Agreement to Defend Public Officers or Employees for: Margaret Mims, Sheriff, Edward Mayo, Sheriff's Sergeant, John Zanoni, Assistant Sheriff, Stephen Wilkins, Undersheriff, Christopher Torres, Sheriff's Lieutenant and Kevin Lolkus, Sheriff's Lieutenant, as named in Fresno County Superior Court Case No: 18CECG02795, Christine Versola v. County of Fresno, et al.
33. Approve the Memorandum of Understanding for Representation Unit 13 - Crafts and Trades, represented by Stationary Engineers - Local 39, effective November 5, 2018, through November 1, 2020; and Approve the related Salary Resolution Amendment as reflected in Appendix "F"
34. Approve the Memorandum of Understanding for Representation Unit 39 - Operating Engineers, represented by Stationary Engineers - Local 39, effective November 5, 2018, through November 1, 2020; and Approve the related Salary Resolution Amendment as reflected on Appendix "G"
35. Approve the Memorandum of Understanding for Representation Unit 10 - District Attorney Investigators, represented by the Fresno County District Attorney Investigators Association, effective November 5, 2018, through November 1, 2020; and Approve the related Salary Resolution Amendment as reflected in Appendix "B"
36. Approve the Memorandum of Understanding for Representation Unit 7 - Nurses, represented by the California Nurses Association, effective November 5, 2018, through November 1, 2020; and approve the related Salary Resolution Amendment as reflected on Appendix "E"
37. Approve the Addendum to Memorandum of Understanding regarding County Health Premium Contributions for Plan Year 2019, effective December 17, 2018 for Representation Unit 31 - Public Defenders, represented by the Professional Association County Employees
38. Approve Resolutions Rejecting Claims for Damages

Internal Services

38.1 Adopt Resolution acknowledging the emergency nature of the flooding incident at the Brix-Mercer Building; 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 for, and ratify, all agreements, contracts, and other documents that the Director of Internal Services/Chief Information Officer (Director/CIO) approved and entered into for services, equipment, and supplies for the remediation and restoration of the Brix-Mercer Building; 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 for, and authorize the Director/CIO to negotiate, approve, and execute all other agreements, contracts, and other documents necessary for the remediation and restoration of the Brix-Mercer Building, upon terms that he deems necessary and in the County's best interest, subject to approval as to legal form by County Counsel and as to accounting form by the Auditor-Controller/Treasurer-Tax Collector; authorize the Director/CIO to negotiate, approve, and execute a short term lease or leases (each lease not longer than 18 months; all leased spaces, combined, not to exceed 58,000 square feet in the aggregate; and all leases, combined, having rental payments not to exceed \$1,200,000 in the aggregate), upon terms that he deems necessary and in the County's best interest, for alternate office and clinic spaces for up to 200 Department of Public Health employees who have been displaced from the Brix-Mercer Building, subject to approval as to legal form by County Counsel and as to accounting form by the Auditor-Controller/Treasurer-Tax Collector; and adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935 in the amount of \$6,000,000 (4/5 vote)

Library

39. Adopt Resolution accepting and expressing gratitude for a monetary donation of \$13,500 from the Foundation to support costs associated with the Fresno County Public Library's Digibus; and adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues for the County Library Book Fund Org 7521 in the amount of \$13,500 (4/5 vote)

Probation

- 40.** Approve and authorize Chairman to execute a retroactive revenue Agreement with the Fresno County Superintendent of Schools for funding of one Deputy Probation Officer position at the Violet Heintz Education Academy - Day Reporting Center from July 1, 2018 through June 30, 2019 (\$139,979)
- 41.** Approve and authorize the Chairman to execute a retroactive Agreement with the City of Clovis to assign two sworn Police Officers to the Public Safety Realignment Act Adult Compliance Team, effective July 1, 2018 through June 30, 2019 (\$432,783)

42. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Kingsburg to assign a sworn Police Officer to the Public Safety Realignment Act Adult Compliance Team, effective July 1, 2018 through June 30, 2019 (\$149,425)
43. Retroactively authorize the Chief Probation Officer's previous submittal of a grant application to State of California's Board of State and Community Corrections for Title II Juvenile Delinquency Prevention and Intervention Grant Program funds; approve and authorize the Chairman to execute a retroactive grant award agreement with the Board of State and Community Corrections (Grant Number BSCC 414-18) for Title II Juvenile Delinquency Prevention and Intervention Grant Program funds (\$300,000); and adopt resolution authorizing the Chairman to sign the grant application and to execute retroactive grant award agreement and any amendments thereto with the Board of State and Community Corrections for the period October 1, 2018 through September 30, 2019, subject to approval by County Counsel and the Auditor - Controller / Treasurer - Tax Collector
44. Approve and authorize the Chairman to execute Settlement Agreement and Release with Petitioner James Davis to resolve James Davis v. County of Fresno, et al. Fresno County Superior Court Case No. 14CECG01490 (two payments totaling \$83,437.91)
45. Conduct second hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending subsections 1805, 1814, and 1819 of Section 1800-Probation relating to Probation exempting young adults from paying fees associated with the Work Furlough Program, Drug Testing and Juvenile Record Sealing; waive reading of the Ordinance in its entirety; and adopt proposed Ordinance

Public Health

46. Approve retroactive submission of the FY 2018-19 Children's Medical Services Plan for child health services and authorize the Chairman to execute Certification Statements as required by the California Department of Health Care Services, effective July 1, 2018 to June 30, 2019 (\$9,970,707)
47. Approve and authorize the Chairman to execute an agreement with the California State University, Fresno Foundation for local oral health program evaluation services, effective upon execution, not to exceed four years and eight months, which includes a two-year eight-month base contract and two optional one-year extensions, total not to exceed \$295,894; and, approve and authorize the Chairman to execute an agreement with the Fresno Metro Ministry for community health assessment and improvement planning services, effective upon execution through February 29, 2020, which includes an optional no-cost 60-day extension, total not to exceed \$221,740

48. Retroactively authorize the Department of Public Health's previous submittal of a grant application in the amount of \$840,000 to the California Department of Forestry and Fire Protection (Cal FIRE), for FY 2017-18 Fire Prevention Grant Program funds to remove and dispose of dead and dying trees on the State Route (SR) 168 corridor; retroactively authorize the Department of Public Health's previous submittal of a grant application in the amount of \$550,032 to the Cal FIRE, for FY 2017-18 Fire Prevention Grant Program funds to remove and dispose of dead and dying trees on the SR 180 corridor; approve and authorize the Chairman to execute a revenue Agreement with the Cal FIRE, for FY 2017-18 Fire Prevention Grant Program funds to remove and dispose of dead and dying trees on the SR 168 corridor, effective upon execution through March 15, 2022 (\$840,000); approve and authorize the Chairman to execute revenue Agreement with the Cal FIRE, for FY 2017-18 Fire Prevention Grant Program funds to remove and dispose of dead and dying trees on the SR 180 corridor, effective upon execution through March 15, 2022 (\$550,032); and, approve and authorize the Chairman to execute the Governing Body Resolution
49. Approve and authorize the Chairman to execute a retroactive Agreement with Santé Health System dba Advantek Benefit Administrators, for the determination of beneficiary eligibility and administration of payment to approved providers for non-emergency specialty medical services for Fresno County, effective April 20, 2018 through April 19, 2020, which includes one-year base contract with an optional 12-month extension, total not to exceed \$5,569,392; and, ratify the Director of the Department of Public Health and the County Purchasing Manager's previous payment of invoices received from Santé Health System dba Advantek Benefit Administrators from April 20, 2018 to November 6, 2018 for services performed

Public Works and Planning

50. Approve and authorize the Chairman to execute First Amendment to Agreement No. 13-765 with Quincy Engineering, Inc., for engineering consultant services related to the Italian Bar Bridge Replacement over Redinger Lake, Federal Project No. BRLO-5942(214) extending the maximum term by five years (three-year base contract with two optional one-year renewals), from December 10, 2018 to December 10, 2023, and increasing the maximum by \$121,783 to a total of \$1,458,783
51. Approve and authorize the Chairman to execute a Memorandum of Understanding between the County and the cities of Clovis, Coalinga, Firebaugh, Fowler, Fresno, Huron, Kerman, Kingsburg, Mendota, Orange Cove, Parlier, Reedley, San Joaquin, Sanger, and Selma to allow for the continued implementation and funding of regional Assembly Bill 939 - The Integrated Waste Management Act, including education, public information, household hazardous waste management programs, and the development of associated facilities, effective upon execution for ten years with an automatic five-year extension
52. Approve and authorize the Chairman to execute Program Supplement Agreement No. F289 to Master Agreement for Federal Aid No. 06-5942F15 with the California Department of Transportation for Jensen Avenue Road Reconstruction from Fig Avenue to Fruit Avenue, Federal Project No. STPL-5942(289) (\$704,257)

53. Adopt Resolution required by Fresno Council of Governments regarding County's approval of program of projects, commitment to the projects, relating to Fresno County's applications to the Active Transportation Program
54. Approve and authorize the Chairman to execute Amendment I to the following Exclusive Service Area Program (ESAP) Agreements with: Allied Waste Services of North America, LLC (Agt. No. 17-564), Granite Solid Waste, Inc. (Agt. No. 17-565), Mid Valley Disposal, LLC (Agt. No. 17-566), Miramonte Sanitation, Inc. (Agt. No. 17-567), Orange Avenue Disposal, Inc. (Agt. No. 17-568), Peña's Disposal, Inc. (Agt. No. 17-569), and USA Waste of California, Inc. (Agt. No. 17-571), for a recycling surcharge overlay of 1.45% to be imposed on all subscribers of waste collection services, effective January 1, 2019; approve and authorize the suspension of fees associated with the Non-Exclusive Waste Hauler Agreement (NEWHA) program for the period of July 1, 2018 through December 31, 2018; direct staff to continue efforts to execute agreements with additional Non-Exclusive Waste Haulers; and authorize the Department of Public Works and Planning to issue up to three warning notices to solid waste enterprises engaged in waste collection activities in violation of Ordinance Code Chapter 8.24, prior to issuance of administrative fines pursuant to Ordinance Code Chapter 1.13

Social Services

55. Adopt Resolution authorizing the County of Fresno, through the Department of Social Services, to serve as the Administrative Entity on behalf of the Fresno Madera Continuum of Care for the California Emergency Solutions and Housing Program administered by the California Department of Housing and Community Development
56. Approve and authorize the Chairman to execute First Amendment to Lease Agreement No. 17-646 with Pontiac 2, LLC, at 3500 Pelco Way, Clovis, CA 93612, for Tenant Improvements, increasing the office space from 21,966 square feet to 172,000 square feet and reducing the warehouse space from 87,117 square feet to 0 square feet, and Renewing the lease for one (1) nineteen-year period upon completion of Tenant Improvements, total not to exceed (\$146,277,990)