



Board of Supervisors

Agenda - Final-Revised

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

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

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Tuesday, January 29, 2019

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 22 - 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

Board of Supervisors

3. Presentation of Retirement Plaque to Richard R. Nahigian - Department of Public Works and Planning - Thirty Years of Service

Chairman Magsig

4. Adopt resolution supporting the Fresno Madera Continuum of Care in their efforts to conduct the annual Point-in-Time Count in Fresno County

Supervisor Mendes

5. Adopt Resolution recognizing the 50th Anniversary of Big Brothers / Big Sisters of Fresno County

Supervisor Quintero

6. Receive presentation from John C. Alkire, CEO Big Fresno Fair

Supervisor Pacheco

7. Discuss and direct County Administrative Officer to develop an Administrative Policy and/or ordinance establishing requirements and/or guidelines for recognizing groups or individuals for their contributions to the community or declaring ceremonial days of recognition on the Board of Supervisors' agenda and use of County facilities in connection with such recognition

District Attorney

- 7.1 Approve Amendment to the Salary Resolution adding one Deputy District Attorney I/II/III/IV and one Paralegal I/II/III positions to the District Attorney Org 2860, effective February 11, 2019 as reflected in Appendix F; and adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the District Attorney Org 2860 in the amount of \$142,411 (4/5 vote)

Administrative Office

8. Conduct a public hearing under the Tax Equity and Fiscal Responsibility Act ("TEFRA") and the Internal Revenue Code of 1986, as amended (the "Code") regarding the issuance of tax-exempt conduit bonds for United Health Centers of the San Joaquin Valley in an amount not to exceed \$30,000,000 for financing and refinancing the acquisition, construction, improvement and equipping of health and medical facilities located in Kerman, Parlier, Sanger, Fowler and Reedley, and adopt the resolution approving the issuance of the Bonds by the California Municipal Financing Authority (CMFA) for the benefit of United Health Centers of the San Joaquin Valley, a California nonprofit, public benefit corporation and an organization described in section 501(c)(3) of the Internal Revenue Code of 1986 (the "Borrower"), which adoption is solely for the purposes of satisfying the requirements of TEFRA, the Code and California Government Code Section 6500 (and following)

Behavioral Health

9. Adopt and authorize the Chairman to execute a Resolution authorizing Fresno County's participation in the California Department of Housing and Community Development No Place Like Home Program; and, approve and authorize the Chairman to execute a Memorandum of Understanding with the Fresno Housing Authority to identify, apply for, and develop supportive housing projects and services in Round One of the No Place Like Home Competitive Program utilizing \$6,168,706 in Mental Health Services Act - Special Needs Housing Program and \$2,183,000 in Non-Competitive No Place Like Home Program funding, effective upon execution through June 30, 2024, which includes a three and a half-year base contract and two optional one-year extensions

Public Works and Planning

10. Conduct first hearing on an Ordinance amending the Ordinance Code of Fresno County, Chapter 2.52 - Department of Public Works and Planning to add Paragraph N to Section 2.52.040 - Duties of director of public works and planning, to delegate certain authority to the Director of the Department of Public Works and Planning to acquire, on behalf of the Board, subject to approval of County Counsel as to legal form and as to accounting form by the Auditor-Controller/Treasurer-Tax Collector, any interest in any real property necessary for certain transportation projects and for certain non-transportation projects for which the Board has expressly authorized funding or has otherwise expressly approved the project and set second hearing for February 12, 2019; 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

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 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

14. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
15. Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (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, Section 54956.8 Properties: North East Corner of South Cedar and East Kings Canyon (APN 461-020-03T); County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Fresno Rescue Mission, Under Negotiations: Instructions to County's negotiator may concern lease and/or purchase of property, price, terms and conditions
18. 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
19. Conference with Real Property Negotiators - Government Code, Section 54956.8 Properties: West Dan Ronquillo, Fresno, CA 93706 (APN's 458-270-15 & 458-060-61); County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Horizon Enterprises. Under Negotiations: Instructions to County's negotiator may concern lease and option to purchase of properties, price, terms and conditions
20. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Comunidades Unidas Por Un Cambio v. County of Fresno, Fresno Superior Court Case No. 18CECG04586
21. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Sierra Club et al. v. County of Fresno, California Supreme Court Case No. S219783

Adjourn**NEXT MEETINGS:**

February 12, 2019 - 9:00 A.M.

February 26, 2019 - 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

- 22. Approve minutes of meeting for January 8, 2019
- 23. Approve amendments to Conflict of Interest Codes for Fresno Regional Workforce Development Board, Fowler Cemetery District, Central Unified School District, Selma Unified School District, and Westside Elementary School District

Supervisor Mendes

- 24. Proclaim February 10, 2019 as Pastor Ed and Meredith Forsythe Day in Fresno County and recognize their 10th Anniversary serving the Bethel Church in Sanger, California and the residents of Fresno County
- 24.1 Adjourn in Memory of Antonio G. Toste, a resident and dairy farmer in Riverdale, California for over thirty-six years.

Supervisor Quintero

- 25. Adjourn in Memory of Benita Serrano Idiart Garcia
- 26. Adjourn in Memory of Harriet Eloise Baker
- 26.1 Adjourn in Memory of Theresa Perez
- 26.2 Adjourn in Memory of Frank Hernandez

Supervisor Pacheco

- 27. Adjourn in Memory of Betty Jean Kissinger
- 27.1 Adjourn in memory of Don Wilson, long-time farmer and former Fresno County Farm Bureau President

Auditor Controller-Treasurer/Tax Collector

- 28. Receive and file the Fresno County Audit Committee Minutes from the August 31, 2018 meeting
- 29. Receive and file the County of Fresno Comprehensive Annual Financial Report (CAFR) for the Fiscal Year Ended June 30, 2018

County Clerk/Registrar of Voters

- 30. Consider and appoint candidate Peter Lassotovitch and candidate Alan Fry (each full term) to the Sierra Resource Conservation District Board of Directors
- 31. Adopt a Resolution approving the consolidation of elections called by the Fresno County Board of Supervisors and the Coalinga Regional Medical Center District with the regularly scheduled March 5, 2019 Clovis Municipal Election
- 32. Approve and authorize the Chairman to execute Agreement #18G26110 and required Certification(s) with the State of California for federal Help America Vote Act Section 101 reimbursement funds for the improvement of the administration of elections effective upon execution by the California Department of General Services through June 30, 2021 (\$25,000)

Sheriff/Coroner/Public Administrator

- 33. Approve and authorize the Chairman to execute retroactive Agreement with the Fresno Unified School District for law enforcement services effective August 13, 2018 through June 30, 2019 (\$159,690)
- 34. Approve and authorize the Chairman to execute a retroactive Agreement with the City of San Joaquin for law enforcement services effective July 1, 2018 through June 30, 2019 (\$94,270.80)
- 35. Approve and authorize the Chairman to execute retroactive Agreements with the Cities of Fowler, Kerman, Kingsburg, Orange Cove, and Sanger for Communication Dispatching Services effective July 1, 2018 through June 30, 2019 (\$1,031,666)
- 36. Retroactively approve and authorize the Sheriff's previous submittal of a 2018 Coverdell Forensic Grant Application to California Office of Emergency Services (Cal OES), including the "Grant Subaward Face Sheet", the "Signature Authorization" form, "Certificate of Assurance of Compliance" required by the Grantee Agency, the "Subrecipient Grants Management Assessment" form, the "Certificate as to External Investigations" form, the "Baseline Data Sheet" form, to expand the training of the Fresno County Sheriff's Forensic Services staff and facilitate the purchase of forensic ballistic testing equipment, effective January 1, 2019 through December 31, 2019 (\$54,343); approve and authorize the Sheriff or her designee to execute retroactive grant award from Cal OES, for the 2018 Coverdell Forensic Grant for the period of January 1, 2019 through December 31, 2019 (\$54,343); adopt Resolution in support of 2018 Paul Coverdell Forensic Science Improvement Program; approve and authorize the Sheriff or her designee to execute any and all notices, certificates, applications, reports, amendments, extensions, and other documents which she may deem necessary or advisable in order to consummate the grant, except those that alter fiscal or material terms of the Grant which are subject to approval by both County Counsel's Office and the Auditor's Office; approve and authorize Chairman to execute Certification of Assurance of Compliance as required by the Grantee Agency; and adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues for Sheriff-Coroner-Public Administrator Org 3111 in the amount of \$54,343 (4/5 vote)

37. Approve and authorize the Chairman to execute a retroactive Agreement with Western State Design for laundry equipment services and maintenance, effective January 1, 2019 through December 31, 2023 which includes a three year base contract and two optional one-year extensions, total not to exceed \$250,000
38. Approve and authorize the Chairman to execute a retroactive Agreement with the Fig Garden Police Protection District for law enforcement services effective July 1, 2018 through June 30, 2019 (\$360,048)

Administrative Office

39. 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
40. Conduct second hearing on and adopt an Ordinance amending Fresno County Ordinance Code Title 2 - Administration, Chapter 2.81- Office of the County Hearing Officer to designate staff to the Office of the County Hearing Officer; and waive the reading of the ordinance in its entirety

Behavioral Health

41. Adopt Budget Resolution increasing the FY 2018-19 appropriations in the Education and Training Org 1056 in the amount of \$2,000,000 (4/5 vote); adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues in the Behavioral Health Org 5630 in the amount of \$2,000,000 (4/5 vote)
42. Approve and authorize Chairman to execute retroactive Amendment I to Master Agreement No. 18-692 for Non-Drug Medi-Cal Residential Substance Use Disorder Treatment effective January 1, 2019, with no change to compensation amount or the term of January 1, 2019 to June 30, 2022 (\$14,512,096)

Human Resources

43. Approve and authorize Chairman to execute Agreement to Defend Public Officers or Employees for: Jared Mullis, Sheriff, Deputy III, as named in Eastern District Court Case No: 1:18-CV-01488-DAD-EPG, Jami Lucas v. County of Fresno, et al.
44. Approve the Memorandum of Understanding for Representation Unit 37 - Correctional Sergeants, represented by the Fresno Sheriff's Correctional Sergeants Association, effective January 28, 2019, through January 24, 2021, and approve the related Salary Resolution Amendment as reflected on Appendix "B"

45. Approve the Addenda to the Memoranda of Understanding regarding salary range adjustment for a total of eight identified classifications in Representation Units: 4 - Eligibility Workers, 12 - Clerical, Paramedical, Building & Service Employees; and 22 - Professional, Para-Professional & Tech Employees, all represented by SEIU Local 521, effective January 28, 2019, as reflected in Appendix "E"; approve the Addendum to the Memorandum of Understanding regarding a salary range adjustment for the two identified classifications in Representation Unit 13 - Crafts and Trades, represented by Stationary Engineers Local 39, effective January 28, 2019, as reflected in Appendix "E"; and, adjust the hourly rate for the eight identified classifications to \$12.00/Hour, and the salary range for the three identified classifications to Range 960 (\$12.00/Hour) in Salary Resolution Section 100 - Alphabetical Position Listing, effective January 28, 2019, as reflected in Appendix "E"
46. Approve the Salary Resolution Amendment to Section 618 - Annual Leave Donations, as reflected in Appendix "D", effective January 28, 2019

Internal Services

47. 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 in order to continue support of Oracle America Inc.'s PeopleSoft financial, human resource, and database products; and approve and authorize the Chairman to execute Amendment Two to Agreement No. 14-055 with Oracle America, Inc. extending the term by five years from February 6, 2019 to February 5, 2024 and increasing the total compensation amount by \$7,500,000, to a total not to exceed amount of \$16,000,000
48. Approve and authorize the Chairman to execute an Agreement with Levi, Ray & Shoup, Inc. for a digital report management system and data conversion 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 \$355,000
49. Approve and authorize the Chairman to execute an Agreement with Teledata Services Company to provide internal low voltage cabling 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 \$5,500,000; and approve and authorize the Chairman to execute a Master Agreement with multiple vendors to provide external low voltage cabling 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 \$5,500,000
50. Approve and authorize the Chairman to execute a Third Amendment to Agreement No. 14-689 with AssetWorks LLC for maintenance of the software suite used to manage County fleet vehicles, effective upon execution with no change in term to December 31, 2019 and increasing the maximum compensation amount by \$17,803, to a total potential five-year cost not to exceed \$315,000

Probation

51. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances, as the University of Cincinnati owns the copyright for the Effective Practices in Community Supervision models and the University of Cincinnati's Core Correctional Practices manual and training program; and approve and authorize the Chairman to execute an Agreement with the University of Cincinnati Research Institute for technical assistance to expand and improve delivery of evidence based practices in the Probation Department effective upon execution, not to exceed three consecutive years, and total not to exceed \$297,433
52. Retroactively authorize the Chief Probation Officer's previous submittal of a grant application to the State of California, Governor's Office of Emergency Services (Cal OES) for the Victim/Witness Assistance Program (\$1,627,287); approve and authorize the Chairman to execute a retroactive Grant Application/Agreement for the Victim/Witness Assistance Program with Cal OES for the period of October 1, 2018 to September 30, 2019; adopt resolution authorizing the Chairman to sign the retroactive grant application and to execute retroactive Grant Award Agreement and any extensions or amendments thereto with Cal OES for the period of October 1, 2018 through September 30, 2019, subject to approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector; adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenue in Probation - Grants Org 3432 in the amount of \$151,346 (4/5 vote); and approve Amendment to the Salary Resolution adding one Victim Witness Advocate position to the Probation Org 3432, effective February 11, 2019 as reflected in Appendix "C"
53. Approve and authorize the Chairman to execute an Agreement with Turning Point of Central California, Inc. to provide transitional housing beds, sustenance, and associated services for the Probation Department effective February 1, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed compensation amount of \$3,000,000

Public Health

54. 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 a health information exchange system for the Departments of Public Health and Behavioral Health; and, approve and authorize the Chairman to execute a sole source Agreement with Central Valley Health Information Exchange for patient data transmission and related services and to facilitate retention and expansion of the providers/facilities connected to the Central Valley Health Information Exchange's system as directed by the County, effective upon execution, not to exceed three consecutive years, which includes a one-year base contract and two optional one-year extensions, total not to exceed \$950,000

55. Approve and authorize the Chairman to execute a retroactive grant Application/Revenue Agreement and Articles, Assurances, Certifications, Terms and Conditions, and Governing Body Resolution for submission to the California Governor's Office of Emergency Services for the FY 2018 Emergency Management Performance Grant, effective July 1, 2018 through June 30, 2019 (\$656,490); and, the Proof of Authority Letter assuring the California Governor's Office of Emergency Services that the County will provide and appropriate all matching funds, including any cash match, required for the Emergency Management Performance Grant, affirming liability arising from performance of the agreement will be the County's responsibility, and that funds will not be supplanted
56. Approve and authorize the Chairman to execute a retroactive grant Application/Revenue Agreement and Articles, Assurances, Certifications, and Terms and Conditions for submission to the California Governor's Office of Emergency Services for the FY 2018 Homeland Security Grant Program, September 1, 2018 through May 31, 2021 (\$1,074,211); Chairman to execute the Proof of Authority Letter assuring the California Governor's Office of Emergency Services that the County will provide and appropriate all matching funds, including any cash match, required for the Homeland Security Grant Program, affirming liability arising from performance of the agreement will be the County's responsibility, and that funds will not be supplanted; Vice-Chairman to execute the Governing Body Resolution; and, Auditor-Controller/Treasurer-Tax Collector to continue issuing payments based on written order of the Homeland Security Grant Program Approval Authority in accordance with California Governor's Office of Emergency Services Guidelines for the 2018 Homeland Security Grant Program

Public Works and Planning

57. Adopt Resolution authorizing No Stopping signs on S. Maple Avenue, north of E. Central Avenue near the cul-de-sac and direct the Director of the Department of Public Works and Planning to install said No Stopping signs
58. Adopt Budget Resolution increasing FY 2018-19 appropriations for Public Works - Special Studies Deposit Org 1186 in the amount of \$850,000 using available fund balance to fund the increase in Environmental Impact Report and General Plan Amendment activities (4/5 vote); and, Adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for Public Works Org 4360 in the amount of \$850,000 (4/5 vote)
59. Approve and authorize Chairman to ratify prior execution of First Amendment to Agreement No. 17-074 Supporting Formation and Operation of Central Delta-Mendota Region Multi-Agency Groundwater Sustainability Agency in the Central Delta-Mendota Region; adopt Resolution Authorizing Execution of Second Amendment to Central Delta-Mendota Region Multi-Agency Groundwater Services Agency Agreement and Authorizing Related Actions; approve and authorize Chairman to execute Second Amendment to Agreement No. 17-074 Supporting Formation and Operation of Central Delta-Mendota Region Multi-Agency Groundwater Sustainability Agency; and approve adoption of FY 2019-20 Recommended Budget for Central Delta-Mendota Multi-Agency Groundwater Sustainability Agency for preparation of Groundwater Sustainability Plan as required by Sustainable Groundwater Management Act

60. Approve and authorize Chairman to execute Consultant Agreement with Cornerstone Structural Engineering Group, for design engineering services for North Fork Road over San Joaquin River Bridge Replacement, Federal Project No. BRLS-5942(279), effective upon execution, not to exceed eight consecutive years, which includes a six-year base contract and two optional one-year extensions, total not to exceed \$1,144,483
61. Adopt Mitigated Negative Declaration prepared for Delta Mendota Canal Bridge Replacement Project on Nees Avenue, east of Douglas Avenue, near City of Firebaugh (Initial Study Application No. 7218, State Clearinghouse No. 2018121023)
62. Approve and authorize Chairman to execute retroactive Amendment No. 4 to Cooperative Project Agreement No. 09-595 with Fresno County Transportation Authority for Rural Project 1 - Mountain View Avenue Widening to re-allocate funding from Construction to the Right-of-Way fund, reduce funding for Preliminary Engineering and Construction phases, extend the term by one year from July 1, 2018 through June 30, 2019, and decrease the maximum by \$5,042,979 to \$18,495,021
63. Adopt Resolution designating the "T" intersection of Madison Avenue and Winery Avenue as a stop intersection and authorizing stop sign at intersection, stopping westbound traffic on Madison Avenue, making it a one-way stop