



Board of Supervisors

Agenda - Final

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Nathan Magsig, 5th District, Chairman
Buddy Mendes, 4th District, Vice-Chairman
Brian Pacheco, 1st District
Steve Brandau, 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

Tuesday, September 10, 2019

9:00 AM

Hall of Records

PROGRAM ACCESSIBILITY AND ACCOMMODATIONS: The Americans with Disabilities Act (ADA) Title II covers the programs, services, activities and facilities owned or operated by state and local governments like the County of Fresno ("County"). Further, the County promotes equality of opportunity and full participation by all persons, including persons with disabilities. Towards this end, the County works to ensure that it provides meaningful access to people with disabilities to every program, service, benefit, and activity, when viewed in its entirety. Similarly, the County also works to ensure that its operated or owned facilities that are open to the public provide meaningful access to people with disabilities.

To help ensure this meaningful access, the County will reasonably modify policies/procedures and provide auxiliary aids/services to persons with disabilities. If, as an attendee or participant at the meeting, you need additional accommodations such as an American Sign Language (ASL) interpreter, an assistive listening device, large print material, electronic materials, Braille materials, or taped materials, please contact the Clerk of the Board of Supervisors staff, as soon as possible during office hours at (559) 600-3529, option 4 or at Clerk/BOS@fresnocountyca.gov. Reasonable requests made at least 48 hours in advance of the meeting will help to ensure accessibility to this meeting. Later requests will be accommodated to the extent reasonably feasible.

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 - 59

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 Frances Berman - Department of Social Services - 29 Years of Services

Chairman Magsig

4. Proclaim the month of September 2019 as National Alcohol and Drug Addiction Recovery Month in Fresno County
5. Proclaim September 8-14, 2019, as Suicide Prevention Week in Fresno County

Supervisor Brandau

6. Proclaim September 2019 "National Preparedness Month"

Agriculture

7. Accept the Annual Fresno County Crop and Livestock Report for 2018 from the Department of Agriculture

Administrative Office

8. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 20 filed by Abdunasser Ali Dhalai, dba Lucky Spot Food Market, located on 2444 S. 9th St., Fresno, CA 93725-1444
9. Receive presentation by the Economic Development Corporation on Opportunity Analysis for Districts 1, 4 and 5

Behavioral Health

10. Adopt the Fresno County Community-Based Suicide Prevention Strategic Plan as the suicide prevention strategic plan for Fresno County; and Adopt the Columbia-Suicide Severity Rating Scale as the recommended suicide risk assessment tool for Fresno County

Public Works and Planning

11. Consider and approve the 2019-24 Fresno County Road Improvement Program

Administrative Office

12. Conduct public forum in accordance with Government Code section 7283.1(d); receive statistical report from the Sheriff regarding the United States Immigration and Customs Enforcement access provided to incarcerated individuals in the Jail during 2018; and receive public comment

Board of Supervisors' Committee Reports and Comments

13. 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

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

Public Presentations

15. 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

16. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) - 2 Cases
17. Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) - 2 Cases
18. 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

19. Conference with Legal Counsel – Anticipated Litigation Significant Exposure to Litigation pursuant to Government Code Section 54956.9(d)(2): 1 case
20. 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
- 20.1 Conference with legal counsel - Existing Litigation Government Code section 54956.9(d)(1) - Phillips v. State of California et al. Fresno County Superior Court Case Number 15CECG02201

Sitting as the In-Home Supportive Services Public Authority Governing Board:

21. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Joy Cronin; Employee Organization: SEIU-Local 2015 - Hours, Wages and Terms and Conditions of Employment

Adjourn

NEXT MEETINGS:

September 16 through 20, 2019 - 9:00 AM Budget Hearings

September 24, 2019 - 9:00 AM

October 8, 2019 - 9:00 AM

CONSENT AGENDA

(Any Board Member may pull any consent item for discussion or separate vote)

Board of Supervisors

22. Approve minutes of meeting for August 20, 2019
23. Approve and adopt the 2020 regular meeting schedule for the Board of Supervisors as outlined in Attachment "A"; and direct the Clerk of the Board to publish the 2020 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

Chairman Magsig

24. Adjourn in memory of David Huerta who recently served as the Fresno State University Police Chief
25. Adopt resolution recognizing the retirement of Fresno Police Chief Jerry Dyer and expressing appreciation for his many years of service to the community
26. Authorize the Board of Supervisors to sign a letter to the Governor requesting that the California Department of Transportation increase funding allocations for ongoing freeway cleaning and maintenance in the Fresno-Clovis metropolitan area

County Clerk/Registrar of Voters

27. Consider candidates and appoint directors to the Firebaugh Resource Conservation District Board of Directors. Wyatt McBee and Wayne Gowens terms expiring in 2022, and Wayne Western term expiring in 2020
28. Consider candidates and appoint directors to the Silver Creek Drainage District Board of Directors. Beau Diedrich, Division 1, Gary Davis, Division 2 and Joel Allen, Division 3 terms expiring in 2021

District Attorney

29. Retroactively authorize the District Attorney's previous submittal of a grant application to the California Office of Traffic Safety for continuation of the Alcohol and Drug Impaired Driver Vertical Prosecution Program for FY 2019-20 (\$729,282); and approve and authorize the Chairman to execute Agreement for the Alcohol and Drug Impaired Vertical Prosecution Program with the California Office of Traffic Safety (OTS) for the period October 1, 2019 through September 30, 2020 (\$253,070)

Administrative Office

30. Approve and authorize the Chairman to execute Amendment I to Agreement No. 05-237 with the Fresno County Zoo Authority to revise the method of payment section, effective upon execution, with no change to the compensation amount or term
31. Approve changes in the membership of the Fresno County Foster Care Standards and Oversight Committee to give the Board of Supervisor member of the Committee the authority to designate a proxy to attend and vote during Committee meetings when he or she is not able to attend; and, approve the Amended Bylaws of the Fresno County Foster Care Standards and Oversight Committee
32. Review the findings and recommendations of the 2018-19 Fresno County Grand Jury Final Report No. 2 and adopt the recommended responses; order the Board's responses to the 2018-19 Fresno County Grand Jury Final Report No. 2 be filed with the Presiding Judge of the Superior Court
33. 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

34. Approve and authorize the Chairman to execute a retroactive Application / Agreement with the California Department of Health Care Services for Substance Abuse and Mental Health Services Administration Community Mental Health Services Block Grant funds for dual diagnosis mental health services in licensed residential board and care facilities, effective July 1, 2019 through June 30, 2020 (\$2,524,182); Approve and authorize the Director of the Department of Behavioral Health, or designee, to be the signatory on behalf of the Board of Supervisors on associated grant agreement documents, expenditure forms and reports

Human Resources

35. Approve Resolutions Rejecting Claims for Damages
36. Approve the use, and ratify the prior use, of a government crime insurance policy, including faithful performance, as an alternative to bonds, to be used as a master bond, for certain county officials

Sitting as the Fresno County In-Home Supportive Services Public Authority Board of Directors and as the Fresno County Board of Supervisors:

37. Approve and authorize the Chairman to execute Amendment III to Agreement No. 17-189 with Voiance Language Services, LLC for telephonic interpretation services adding the provision of services to the County Clerk/Registrar of Voters, effective upon execution with no change in term to June 30, 2020 and increasing the maximum by \$5,000 to a total of \$1,180,578

Internal Services

38. Approve reclassification of FY 2018-19 expenses determined to be capital assets under County Management Directives
39. Approve and authorize the Chairman to execute an Agreement with Officestoredepot.com, Inc. for countywide printer and plotter repair services, effective September 16, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$250,000
40. Approve and authorize the Chairman to execute a retroactive Memorandum of Understanding between the State of California Department of Motor Vehicles and the County of Fresno Internal Services Department for direct online information access, effective July 16, 2019, through July 15, 2023, or upon termination by either party (\$0)
41. Adopt Resolution acknowledging the emergency nature of the flood incident at the Fresno County North Annex Jail; 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 North Annex Jail; 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 Fresno County North Annex Jail, 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 of Internal Services/Chief Information Officer to negotiate and execute agreements and other documents necessary for the remediation and restoration of the Fresno County North Annex Jail; adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935, in the amount of \$1,000,000 (4/5 vote)

Probation

42. Retroactively authorize the Chief Probation Officer's previous submittal of a grant application for California Office of Traffic Safety's Intensive Probation Supervision of High-Risk Felony and Repeat DUI Offenders Program, to fund Probation's Repeat DUI caseload positions for the period of October 1, 2019 through September 30, 2020; and approve and authorize the Chairman to execute a grant agreement with California Office of Traffic Safety (Grant Number AL20013) to provide Intensive Probation Supervision for High-Risk Felony and Repeat DUI Offenders for the period of October 1, 2019 through September 30, 2020 (\$278,400)

Public Defender

43. Approve and authorize the Chairman to execute a Retroactive Special Services Agreement with the Fresno Regional Workforce Development Board, effective July 1, 2019 to June 30, 2020, total not to exceed \$149,413, including the following required forms: (1) Workforce Innovation and Opportunities Act Assurances and Certifications Standard of Conduct; (2) Certification Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion Lower-Tier Covered Transactions; and (3) Signatory Authorization form; and adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues in the Public Defender Org 2880 in the amount of \$149,413 (4/5 vote)

Public Health

44. Conduct second hearing on and adopt an Ordinance amending the Fresno County Master Schedule of Fees, Charges, and Recovered Costs Section 900 - Environmental Health, sections 902 through 906, 908 through 917, 919 through 934.1, 938 through 940.2, and 948 through 951; and waive reading of Ordinance in its entirety
45. 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 only licensed and Community Medical Centers (CMCs) credentialed medical service provider groups are authorized to provide Specialty and Primary Professional Medical Services and Emergency Care for Medically Indigent Services Program (MISP) to patients within the hospital and clinic setting; approve and authorize the Chairman to execute a Master Agreement with licensed and CMCs credentialed medical service provider groups for Specialty and Primary Professional Medical Services and Emergency Care to MISP patients, effective September 10, 2019, not to exceed ten consecutive years, which includes a three-year base contract and seven optional one-year extensions, total not to exceed \$22,793,197; and, authorize the Director of the Department of Public Health, or designee, to add and/or delete licensed and CMCs credentialed medical service provider groups to the Master Agreement for Specialty and Primary Professional Medical Services and Emergency Care, as necessary
46. Approve and authorize the Chairman to execute a retroactive Amendment II to Agreement No. 16-683 with Children and Families Commission of Fresno County for the Nurse-Family Partnership program extending the term by one year from July 1, 2019 to June 30, 2020 and increasing the maximum by \$208,988 to a total of \$835,952; and, retroactive Amendment II to Agreement No. 16-684 with Children and Families Commission of Fresno County for the Nurse Liaison program extending the term by one year from July 1, 2019 to June 30, 2020 and increasing the maximum by \$338,957 to a total of \$1,388,930
47. Retroactively authorize a waiver of the 28 hours per week and/or 960 hours per calendar year maximum hours limitation for the Extra-Help positions listed on Attachment A in the Department of Public Health, pursuant to the provisions set forth in the Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

48. Approve and authorize the Chairman to execute an Agreement with Fresno County Economic Opportunities Commission to implement a Policy Change Project to reduce secondhand smoke exposure in multi-unit housing in the City of Fresno for the local Tobacco Prevention Program, effective upon execution through June 30, 2021 (\$200,000); and, an Agreement with California Health Collaborative to implement a Policy Change Project limiting the proximity of tobacco retail outlets near youth sensitive areas in unincorporated Fresno County for the local Tobacco Prevention Program, effective upon execution through June 30, 2021 (\$200,000)

Public Works and Planning

49. Adopt Resolution authorizing Director of Department of Public Works and Planning, or Director's designee, to execute and submit applications to California Regional Water Quality Control Board to update Waste Discharge Requirement permits and obtain coverage under State Water Resources Control Board Order WQ 2014-0153-DWQ for County Service Areas and County Waterworks Districts identified and listed in Exhibit A; and adopt Resolution authorizing Director of Department of Public Works and Planning, or Director's designee, to execute and submit application to California Regional Water Quality Control Board to update Waste Discharge Requirement permits under California Regional Water Quality Control Board Order No. 95-263 for County Service Area No. 31, Zone B Shaver Lake Village and Camp Edison
50. Adopt Resolution authorizing the Director of the Department of Public Works and Planning to approve, execute, and submit a Financial Assistance Application to the California State Water Resources Control Board for the planning improvements (additional connections to the water system) necessary to the drinking facilities serving County Service Area No. 39, Zone A and B - Beran Way - Prospect/Grove; and designate authorized representatives to sign and file the application and other required instruments and to give required assurances, certifications and commitments for financial assistance planning to request (\$500,000)
51. Adopt Findings and Resolution approving the Summary Vacation of Riverside Avenue public right-of-way if Board finds that: (1) vacation is determined to meet criteria for Summary Vacation, pursuant to Chapter 4 of Part 3 of Division 9 of Streets and Highways Code; (2) right-of-way is unnecessary for development of non-motorized transportation, pursuant to Section 892 of Streets and Highways Code; and vacation is consistent with County General Plan, subject right-of-way consists of a portion of Riverside Avenue from Mountain View Avenue, northerly approximately 1604-feet to southerly right-of-way line of San Luis Canal
52. Adopt Resolution approving 24-month discretionary extension to exercise Tentative Tract Map No. 5393 in accordance with Section 66452.26 of Subdivision Map Act, extending life of Tentative Tract Map from May 8, 2019 to May 8, 2021, subject property is located within Millerton Specific Plan, south of Millerton Road between Brighton Crest Subdivision and Friant-Kern Canal, approximately 2.5 miles east of unincorporated community of Friant

53. Adopt Resolution approving 24-month discretionary extension to exercise Tentative Tract Map No. 5239 in accordance with Section 66452.26 of Subdivision Map Act, extending life of Tentative Tract Map from August 15, 2019 to August 15, 2021, subject property is located on east side of Auberry Road between Caballero and Green Meadow Roads, approximately nine miles northeast of nearest city limits of City of Clovis
54. Approve and authorize Chairman to execute Master Dual Jurisdiction Cooperative Agreement with City of Fresno for construction projects for repairs and/or improvements, and certain types of maintenance of public roads and associated facilities for which City and County share jurisdictional responsibility (\$0); and approve and authorize Chairman to execute Resolution delegating authority to Director of Department of Public Works and Planning to execute, upon review by County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting from, individual Project Specific Supplement Agreements with City of Fresno as described in Master Dual Jurisdiction Cooperative Agreement
55. Approve request by City of Fresno to acquire right-of-way, excluding eminent domain condemnation action, from a parcel adjacent to existing County right-of-way in an identified unincorporated area of the County as needed in conjunction with the City's ongoing maintenance and operation of an existing traffic signal and associated components serving the entrance from Kings Canyon Boulevard into the University Medical Center Campus at Chance Avenue; and, approve request by City of Fresno to acquire a water line easement from a parcel of land owned by the County of Fresno as needed in conjunction with the City's ongoing maintenance and operations of an existing 12-inch water line along Kings Canyon Boulevard on the University Medical Center Campus
56. Approve Amendment to Salary Resolution to allocate a Road Maintenance and Operations Division Manager classification in Public Works and Planning - Roads Org 4510, effective September 23, 2019, as reflected on Appendix C

Social Services

57. Approve and authorize the Chairman to execute an Agreement with The Fresno Center for mental health services related to employment, effective upon execution through June 30, 2021, which includes a ten-month base contract and an optional twelve (12) month extension, total not to exceed \$6,297,164
58. Approve and authorize the Chairman to execute an Agreement with Comprehensive Youth Services, Inc. for the provision of supervised visitation services, effective October 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 \$ 4,958,100
59. Approve and authorize the Chairman to execute an Agreement with the California Department of Housing and Community Development for California Emergency Solutions and Housing Program (18-CESH-12459) funds, effective upon execution by the California Department of Housing and Community Development, for a maximum term of five years (\$1,563,085)