



# Board of Supervisors

## Agenda - Final-Revised

**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**

Hall of Records, Room 301  
2281 Tulare Street  
Fresno, California  
93721-2198  
Telephone: (559) 600-3529  
Toll Free: 1-800-742-1011  
[www.co.fresno.ca.us](http://www.co.fresno.ca.us)

---

Tuesday, November 19, 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](mailto: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 - 53

*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*

**Supervisor Quintero**

3. Proclaim Rhonda Hoyt Day for the Fresno Regional Workforce Development Board Outstanding Achievement Award

**District Attorney**

4. Approve and authorize the Chairman to execute a retroactive Memorandum of Understanding with the City of Fresno for the Sexual Assault Kit Initiative Grant Program for the period October 1, 2019 through September 30, 2022; and approve Amendment to the Salary Resolution adding one Deputy District Attorney position to the District Attorney Org 2860, effective December 2, 2019 as reflected in Appendix C; and adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues for the District Attorney Org 2860 in the amount of \$183,667 (4/5 vote)

**Administrative Office**

5. Conduct first hearing to amend the Fresno County Ordinance Code, Title 2, Chapter 2.38, Section 2.38.010 relating to the Children and Families Commission of Fresno County; waive the reading of the Ordinance in its entirety and set the second hearing for December 10, 2019; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and direct the Clerk of the Board to post and publish the required summary in accordance with Government Code, Section 25124(b)(1)
6. Receive presentation from the Downtown Fresno Partnership regarding upcoming events and organizational achievements

**Internal Services**

7. Conduct a public hearing in accordance with California Government Code § 4217.12 for the Board to determine that the terms of each of the proposed energy services agreements with FFP BTM SOLAR, LLC (ForeFront Power) (in items #3 and #4, below) are in the best interests of the County, and to find that the anticipated costs to the County for electrical energy or conservation services to be provided by the solar photovoltaic (PV) energy system (in item #3 below) and the energy storage system (in item #4 below) under each of those agreements, respectively, will be less than the County's anticipated marginal costs for the purchase of such energy and conservation services in the absence of each such agreement, respectively; adopt and authorize the Chairman to execute Resolution making the determinations and findings as described in item #1 (Gov. Code, sec. 4217.12); approve and authorize the Chairman to execute Energy Services Agreement-Solar, Fresno County-Juvenile Justice Campus, including General Terms And Conditions Of Energy Services Agreement, with ForeFront Power to finance, design, construct, install, operate, and maintain an approximately 27-acre, 3,585 kW (DC) (estimated) solar PV energy system (including solar panels) at the Juvenile Justice Campus, located at 3333 E. American Avenue, Fresno, CA, 93725 (the JJC), for the County to purchase energy at specified rates, for a possible twenty-five (25) year term, with an option to purchase the solar PV energy system after the 5th anniversary of commercial operation of the solar PV energy system; approve and authorize the Chairman to execute Energy Services Agreement-Energy Storage, Fresno County-Juvenile Justice Campus, including General Terms and Conditions Of Energy Services Agreement, with ForeFront Power to finance, design, construct, install, operate, and maintain a 2,000 kW (AC/ 3,946 kWh DC) (estimated) energy storage system at the JJC, for the County to obtain energy conservation services, for a possible 10-year term, with annual extensions so long as the Agreement for the solar PV energy system (item #3, above) stays in effect; authorize the Director of Internal Services/Chief Information Officer (CIO) to approve and execute any further documents, instruments, estoppel and acknowledgement certificates, memoranda of agreements, all subject to the approval of the County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form, necessary to finalize the recommended Agreements, including any financing that ForeFront Power might later obtain in relation to such Agreements; authorize the Director of Internal Services/Chief Information Officer (CIO) to approve any change in energy storage system size, and amend the Energy Services Agreement - Storage solely for updating the energy storage system size, subject to the approval of the County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form; approve and ratify the Rule 21 Generator Interconnection Agreement with Pacific Gas & Electric Company (PG&E), dated June 25, 2018, previously executed by the County Purchasing Manager

**Probation**

8. Approve and authorize Chairman to execute a retroactive revenue Agreement with the Kings Canyon School District to provide partial funding for services provided by two Deputy Probation Officers assigned to Kings Canyon Unified School District school campuses, effective July 1, 2019, not to exceed five consecutive years, which includes a one-year base contract and four one-year extensions, total not to exceed \$375,000; adopt Budget Resolution increasing the FY 2019-20 Appropriations and Estimated Revenue in Probation Org 3430 in the amount \$73,422 (4/5 vote); and approve Amendment to the Salary Resolution adding one Deputy Probation Officer position to Probation Org 3430, effective December 2, 2019 as reflected in Appendix "E"
9. Approve and authorize the Chairman to execute a retroactive Grant Agreement with the Board of State and Community Corrections for the Edward Byrne Justice Assistance Grant for the period of October 1, 2019 to December 31, 2022 (\$3,136,875); adopt a resolution authorizing the Chairman to sign the retroactive grant application, and to execute the retroactive Grant Award Agreement and any extensions or amendments with BSCC for the period of October 1, 2019 through December 31, 2022, not to exceed \$3,136,875, subject to approval as to legal form by County Counsel, and subject to approval as to accounting form by the Auditor-Controller/Treasurer-Tax Collector; adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues for Probation - Grants Org 3432 in the amount of \$708,604 (4/5 vote); and approve Amendment to the Salary Resolution adding one Deputy Probation Officer position to Probation's Org 3432, effective December 2, 2019 as reflected in Appendix "F"

**Public Works and Planning**

10. Conduct first hearing on Ordinance to amend Chapter 11.12 - Parking or Stopping Restrictions of Fresno County Ordinance Code, to add Section 11.12.060 - Snow Removal Conditions, to prohibit or restrict parking or standing of vehicles on designated streets, highways, or portions thereof, for purpose of snow removal; waive reading of Ordinance in its entirety; and set second hearing for December 10, 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)
11. Conduct a public hearing and adopt required findings and Resolution approving vacation of certain excess road right-of-way (old alignment) of Dunlap Road, located west of the west 60-feet of the realigned right-of-way of Dunlap Road and approximately 3.5 miles southeast of State Route 180, as shown on Vicinity Maps if the Board finds that: (1) vacation is determined to meet criteria for general vacation pursuant to Chapter 3 of Part 3 of Division 9 of Streets and Highways Code (collectively "Vacation Laws"); (2) right-of-way, other than easement for benefit of Pacific Gas & Electric Company being retained, is unnecessary for present or prospective public use; (3) right-of-way is not useful as a nonmotorized transportation facility, pursuant to Section 892 of Streets and Highways Code; and (4) vacation is consistent with the County General Plan

12. Hold public hearing to consider vacation of certain excess road right-of-way of Sky Harbour Road, north of Millerton Road; if Board approves vacation, adopt Resolution approving vacation and making the following findings: (a) vacation is determined to meet criteria for general vacation pursuant to Chapter 3 of Part 3 of Division 9 of Streets and Highways Code; (b) right-of-way, other than easements for benefit of Pacific Gas & Electric Company, Ponderosa Telephone Company, and Comcast Corporation being retained, is unnecessary for present or prospective public use; (c) right-of-way is not useful as a non-motorized transportation facility, pursuant to Section 892 of Streets and Highways Code; (d) vacation is consistent with County General Plan; and if Resolution is adopted, direct Clerk of the Board to cause a certified copy of Resolution to be recorded without acknowledgement in Fresno County Recorder's Office pursuant to California Streets and Highways Code §8325(a)
13. Conduct first hearing and take action to: approve proposed amendment to Fresno County Ordinance Code, Title 15- Building and Construction, including the Statement of Local Findings, regulating building and construction within Fresno County; set the second hearing for December 10, 2019 and waive reading of the Ordinance in its entirety; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and direct the Clerk of the Board to post and publish the required summary in accordance with Government Code, Section 25124(b)(1)

#### **Board of Supervisors' Committee Reports and Comments**

14. 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**

15. Appoint a Member and Alternate of the Board of Supervisors to the California State Association of Counties (CSAC) for 2020, and direct the Clerk of the Board to provide notification to CSAC
16. Board Appointments - Receive Boards, Commissions and Committees Vacancy Report; and Appoint Applicants as necessary

#### **Public Presentations**

17. 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*

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

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

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:**

*December 10, 2019 - 9:00 AM*

*January 7, 2020 - 9:00 AM - Designation of Officers*

**CONSENT AGENDA**

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

**Board of Supervisors**

- 22. Approve minutes of meeting for November 5, 2019
- 23. Accept Certificate of Facts regarding declarations of candidacy for eligible positions for the Landowner voting districts; and appoint in lieu of an election, Landowner candidates who filed declarations of candidacy unopposed

**Chairman Magsig**

- 24. Adopt resolution recognizing the 25th birthday of the Fresno County Bear Mountain Library
- 24.1 Adjourn in memory of Anthony Alves who was a retired employee of the Fresno County Department of Public Works and Planning

**District Attorney**

- 25. Approve and authorize the Chairman to execute Amendment II to Agreement No. 19-005 with ViaTRON Systems, Inc., for scanning and shredding services, to grant the District Attorney or designee the authority to execute any extensions under the agreement, effective upon execution, and increase the unit price with no change to the maximum compensation amount or term to December 31, 2021

**Sheriff/Coroner/Public Administrator**

- 26. Adopt Budget Resolution increasing FY 2019-20 appropriations in the amount of \$250,362 and estimated revenues in the amount of \$50,362 for Sheriff-Coroner-Public Administrator Org 3111 for the purchase and up-fitting of vehicles (4/5 vote)

**Administrative Office**

- 27. Continuation of Resolution declaring a shelter crisis pursuant to Senate Bill 850 (Chapter 48, Statutes of 2018) and Government Code, Section 8698.2 as required by the California Homeless Coordinating and Financing Council for the Homeless Emergency Aid Program grant funding distributed to the Fresno Madera Continuum of Care (FMCoC)
- 28. Approve and authorize the Chairman to execute Amendment I to Agreement No. 18-416 with the Superior Court of California for a rate increase to County Departments for the Court's Odyssey System access, door access, badges, WiFi usage, and to add printer charges for the Probation Department effective upon execution, with no change to the compensation amount or term of August 1, 2018 through July 31, 2023 (\$600,000)

29. 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
30. Receive the Annual Report of the Fresno County Public Law Library for the Fiscal Year Ending June 30, 2019
31. Accept the 2019 Annual Williams Lawsuit Agreement Report from the Fresno County Office of Education

### **Agriculture**

32. Approve and authorize the Chairman to execute a retroactive Cooperative Agreement with the California Department of Food and Agriculture for the Bee Safe Program, effective July 1, 2019 through June 30, 2020, with a total reimbursement amount of \$87,961

### **Behavioral Health**

33. Approve and authorize the Chairman to execute an Agreement with Mental Health Patient's Rights Advocate Program for patient's rights advocacy services to mental health clients effective January 1, 2020, not to exceed five and a half years, which includes a three and a half year base contract and two optional one-year extensions, total not to exceed \$1,476,337
34. Approve and authorize the Chairman to execute Amendment I to Agreement No. 17-039 with Netsmart Technologies, Inc., effective upon execution, with no change in term to June 30, 2022 and increasing the maximum by \$2,623,950 to a total of \$10,360,485
35. Approve and authorize the Chairman to execute a retroactive Application / Agreement with the California Department of Health Care Services for the Federal Stewart B. McKinney Homeless Block Grant, through the McKinney Projects for Assistance in Transition from Homelessness Grant, effective July 1, 2019 through June 30, 2020 (\$421,808); and, 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, reports or modifications that do not exceed ten percent of the maximum compensation

### **Human Resources**

36. Approve retitle of the Senior Architect to Supervising Architect
37. Approve the Memorandum of Understanding for Representation Unit 42 - Engineers, represented by the Association of County Engineers, effective November 18, 2019, through November 13, 2022



**Internal Services**

38. Approve and authorize the Chairman to execute an Agreement with Dude Solutions, Inc. for utility management software, effective upon execution, not to exceed four consecutive years, which includes a three-year base contract and one optional one-year extension, total not to exceed \$134,022

**Library**

39. Accept the Measure B Citizens Review Panel's FY 2018-2019 Annual Report
40. Approve and authorize the Chairman to ratify the County Librarian's previous execution of a grant agreement for Library Services and Technology Act funds through the Pacific Library Partnership to allow the Library to participate in the Veterans Connect @ the Library Pop-Up Services, effective upon approval through August 31, 2020 (\$280); authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for this agreement; and adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$280 (4/5 vote)
41. Approve and authorize the Chairman to ratify the County Librarian's previous execution of a grant application/agreement with the California Center for the Book, effective January 1, 2020 through June 30, 2020 (\$0); and authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for this agreement

**Public Health**

42. Approve and authorize the Chairman to execute a retroactive revenue Agreement and related certifications with the California Department of Public Health for the HIV (human immunodeficiency virus) Surveillance Program, effective July 1, 2019 through June 30, 2024 (\$453,215); and approve and authorize the Director of the Department of Public Health to execute the Contractor's Release Form for submission with the final invoice
43. Approve retroactive submission of the FY 2019-20 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, 2019 to June 30, 2020 (\$10,556,732)
44. Approve and authorize the Chairman to execute a retroactive revenue agreement with the California Department of Resources Recycling and Recovery for FY 2019-20 Local Enforcement Agency Grant Program funding, effective July 1, 2019 through October 29, 2020 (\$28,358)

**Public Works and Planning**

45. Approve and authorize Chairman to execute Amendment I to Agreement No. 18-500 with the City of Reedley for Reedley City Street Improvements, Phase IX, Community Development Block Grant Project No. 18571, effective upon execution with no change in term to September 11, 2020 and increasing maximum by \$613,134 to a total of \$762,519
46. Approve and authorize Chairman to execute Agreement with City of Selma for Selma Sidewalk Connectivity, Community Development Block Grant Project No. 19651, effective upon execution through February 19, 2021 (\$275,000)
47. Approve and authorize Chairman to execute Grant Agreement with California Department of Resources Recycling and Recovery for Waste Tire Cleanup and Amnesty Event Program, effective upon execution through September 30, 2021 (\$40,000)
48. Adopt Budget Resolution decreasing FY 2019-20 appropriations for Capital Projects Fund 0400, Subclass 10052, Program No. 90999 - Main Jail - Detention Modifications (ADA), in the amount of \$137,300 and Program No. 90998 - South Annex Jail - Improvement Projects in the amount of \$133,035 and increasing FY 2019-20 appropriations for Capital Projects Fund 0400, Subclass 10052, Program No. 91275 - Main Jail Roof Exercise Yard, Jail Improvements Org 8852 in the amount of \$270,335 to fund the final cost for the Main Jail Roof Exercise Yard (4/5 vote)
49. Approve and authorize Chairman to execute Agreement with City of Kingsburg for Kingsburg Senior Center Improvements, Community Development Block Grant Project No. 19391, effective upon execution through January 8, 2021 (\$237,500)
50. Adopt Resolution implementing road diet on Maple Avenue between McKinley to Shields Avenues, converting road segment from a four-lane undivided road to a two-lane road, one-lane in each direction, divided by a two-way left turn lane, with a bike lane in each direction, and shoulder parking on each side

**Social Services**

51. Approve and authorize the Chairman to execute retroactive Amendment I to Agreement No. 19-157 with America Works of California, Inc., for CalFresh Employment and Training Services, effective October 1, 2019, with no change in term to September 30, 2021 and decreasing the maximum amount of the agreement by \$93,324 to a total of \$1,851,192
52. Approve and authorize the Chairman to execute an Agreement with Aspiranet, Inc. for the provision of Transitional Housing Program Plus (THP Plus) and Family Unification Program (FUP) housing and supportive services, effective January 1, 2020, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total amount not to exceed \$4,248,333

53. Approve and authorize the Chairman to execute an Agreement with Cultural Brokers, Inc. for the provision of Child Welfare Services (CWS) parent partner services effective January 1, 2020, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,662,390