



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
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Tuesday, January 7, 2020

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. Designation of Officers and remarks by Board Members
2. Approve Agenda
3. Approve Consent Agenda - Item Numbers 15 - 41

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 Magsig

- 3.1 Proclaim the month of January 2020 as "National Slavery and Human Trafficking Prevention Month" in the County of Fresno
- 3.2 Adopt resolution recognizing and supporting the Fresno Madera Continuum of Care in their efforts to conduct the annual Point-in-Time Count in Fresno County

Internal Services

4. Approve Amendment to the Salary Resolution adding 11 positions to the Internal Services Department, Security Services Org 8970, effective January 13, 2020, as reflected in Appendix C; and adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues for the Internal Services Department, Security Services Org 8970 in the amount of \$370,026 (4/5 vote)

Public Works and Planning

5. Adopt Resolution adopting the Groundwater Sustainability Plan for Fresno County Management Areas A and B within the Delta-Mendota Groundwater Subbasin
- 5.1 Authorize Chairman to execute the Jensen Road Transfer Agreement between City of Fresno and County of Fresno relating to transfer of ownership and maintenance responsibility of Jensen Avenue to City of Fresno

Board of Supervisors' Committee Reports and Comments

6. 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

7. Approve the Chairman's 2020 Appointments of Board Members to various Boards, Commissions and Committees as presented in Exhibit A; adopt California Form 806 - Agency Report of Public Official Appointments as presented in Exhibit B, and direct the Clerk of the Board to post on the County's internet website
8. Board Appointments - Receive Boards, Commissions and Committees Vacancy Report; and Appoint Applicants as necessary

Public Presentations

9. 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

10. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Ernest O'Neil Rahkin Brock v. County of Fresno, et al., Fresno Superior Court Case No.: 18CECG03794; Risk Management Claim No.: 9897
11. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) - 2 Cases
12. Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) - 2 Cases
13. 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
- 13.1 Conference with Legal Counsel - Existing Litigation - Government Code section 54956.9(d)(1) - Phillips, et al. v. State of California, et al., Fresno County Superior Court Case Number 15CECG02201
- 13.2 Conference with Legal Counsel - Existing Litigation - Government Code section 54956.9(d)(1) - In re National Prescription Opiate Litigation, U.S. District Court Northern District of Ohio Case No. 17-md-02804; Related case - In re Insys Therapeutics, U.S. Bankruptcy Court, District of Delaware, Case No. 19-11292 (KG)
- 13.3 Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - City of Fresno v. County of Fresno, et al, Fresno County Superior Court Case No. 11CECG00706

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

14. 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:

January 21, 2020 - 9:00 AM

February 4, 2020 - 9:00 AM

CONSENT AGENDA

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

Board of Supervisors

15. Approve minutes of meeting for December 10, 2019 and minutes of Special Meeting for December 23, 2019

Auditor Controller-Treasurer/Tax Collector

16. Receive, review, and file the County of Fresno Public Facilities Impact Fees Annual Report of Revenues and Expenditures for the fiscal year ending June 30, 2019; and direct that the unexpended Administration Charges from the 2008 Public Facilities Impact Fees (\$5,453.42 plus accrued interest) be utilized for administrative costs for a future facilities impact fee program
17. Approve one (1) resolution granting nine (9) claims for excess proceeds, and ordering distribution after the 90-day waiting period

Sheriff/Coroner/Public Administrator

18. 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 updated software and continued maintenance from VertiQ Software, LLC, as the software is exclusively provided by this vendor; approve and authorize the Chairman to execute a retroactive Agreement with VertiQ Software, LLC for software products used by the Coroner and Medical Examiners (CME) to track and report on deceased cases, effective July 15, 2019 through June 30, 2024, total not to exceed \$258,980; 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 updated software and continued maintenance from CompuTrust Software Corporation, as the software is exclusively provided by this vendor; and approve and authorize the Chairman to execute a retroactive Agreement with CompuTrust Software Corporation for software products used by the Public Administrator to identify and administrate the estates of persons who died intestate, manage trust and court records, and inventory real and personal property, effective July 15, 2019 through June 30, 2024, total not to exceed \$214,346
19. Approve and authorize the Chairman to execute retroactive Off-Highway Project Grant Award/Agreement with the State of California Department of Parks and Recreation for the period of September 5, 2019, through September 4, 2020 (\$96,768); adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues in the Sheriff-Coroner-Public Administrator's Org 3111 in the amount of \$29,024 (4/5 vote); and approve and authorize the Clerk of the Board to execute Budget Transfer No. 6 (\$40,000) transferring appropriations within the Sheriff-Coroner-Public Administrator's Org 3111, from Account 7385 (Small Tools & Instruments) to Account 8300 (Equipment) for the purchase of a vehicle

Administrative Office

20. Appoint the Department of Social Services Director, or designee, to the Local Emergency Food and Shelter Program Board
21. 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

22. Approve and authorize the Chairman to execute a retroactive Agreement with Mental Health Systems, Inc. for the provision of a Co-Occurring Disorders Full Service Partnership Program for adult and older adult mentally ill and substance use disorder individuals, effective January 1, 2020, not to exceed four and a half consecutive years, which includes a two and a half year base contract and two optional one-year extensions, total not to exceed \$12,355,363
23. Approve and authorize the Chairman to execute a retroactive Master Agreement with Licensed Providers for the provision of Telemedicine Services for severely mentally ill adults, children and adolescents effective January 1, 2020, not to exceed four and a half years, which includes a two and a half year base contract and two optional one-year extensions, total not to exceed \$33,101,120; authorize the Director, Department of Behavioral Health, to add or delete licensed Providers to the recommended Master Agreement

Human Resources

24. Approve Salary Resolution amendment setting the minimum hiring step for the identified classifications as the first step at or above \$13.00 per hour, effective December 30, 2019, as reflected in Appendix A; and, approve Salary Resolution amendment adjusting the hourly rate for seven identified hourly classifications to \$13.00/hour, effective December 30, 2019, as reflected in Appendix A
25. Approve the Amendment to the Fresno County Salary Resolution, Section 100 as reflected on Appendix "D", effective January 13, 2020; and, approve the salary step structure conversion, as reflected on Appendix "D", for Deputy County Counsel I/II/III/IV/Senior classification, effective January 27, 2020
26. Approve and authorize Chairman to execute Agreements with the firms of Liebert Cassidy Whitmore, McCormick Barstow LLP, Overstreet & Associates, Parker, Kern, Nard & Wenzel PC, Weakley & Arendt PC, and Stammer, McKnight, Barnum & Bailey LLP, to represent the County and its employees in General Liability, Auto Liability, Employment Law and Medical Malpractice legal services, effective January 13, 2020 through January 12, 2025

27. Approve Salary Resolution Amendment adjusting the salary of the Special District Attorney Investigator classifications in accordance with Footnote 4 of the Salary Resolution, as reflected on Appendix "B", effective January 13, 2020
28. Approve and authorize the Chairman to execute a Master Agreement for Pre-Employment Psychological Screening and Evaluation Services, effective January 7, 2020, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$750,000
29. Approve the Addendum to the Memorandum of Understanding for Representation Unit 30 - Deputy District Attorneys, represented by the Fresno County Prosecutors Association, effective January 13, 2020
- 29.1 Approve the retroactive Salary Resolution Amendment increasing the salaries as negotiated for Representation Unit 31 - Public Defenders, represented by the Professional Association County Employees, as reflected on Appendix "B"

Internal Services

30. Adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues for the Internal Services Department, Information Technology Services Org 8905 in the amount of \$2,530,000 to fulfill service requests from customer departments (4/5 vote); Adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935 in the amount of \$1,450,000 to fulfill service requests from customer departments (4/5 vote); and Adopt Budget Resolution increasing FY 2019-20 appropriations and estimated revenues for the Internal Services Department, Security Services Org 8970 in the amount of \$280,000 to fulfill service requests from customer departments (4/5 vote)

Library

31. Approve and authorize the Chairman to ratify the County Librarian's previous execution of a grant award agreement with the American Library Association, effective upon execution through June 30, 2021 (\$2,000); and authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for this agreement

Public Health

- 32. 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 additional local data and analysis during the California Student Tobacco Survey (CSTS) for the Department of Public Health; and, approve and authorize the Chairman to execute a sole source Agreement with The Regents of the University of California, on behalf of the University of California, San Diego (UCSD) for additional local evaluation work, effective December 10, 2019 through June 30, 2020 (\$47,600)
- 33. Approve and authorize the Chairman to execute an Agreement with Fresno County Economic Opportunities Commission, to implement a school-based sealant program, effective upon execution through June 30, 2022 (\$520,000)
- 34. Approve and authorize the Chairman to execute a retroactive revenue Agreement with California Department of Public Health, for the California Home Visiting Program, effective July 1, 2019 through September 30, 2020 (\$806,895)
- 34.1 Confirm appointment of Dr. Rais Vohra to the position of Public Health Officer on an extra-help basis pursuant to the Fresno County Charter, Sections 12 and 16, effective January 7, 2020

Public Works and Planning

- 35. Adopt Budget Resolution increasing FY 2019-20 appropriation for American Avenue Disposal Site Org 9026 in amount of \$225,000 using American Avenue Disposal Site Enterprise Fund 0700 General Reserves for purchase of a roll-off truck (4/5 vote); and declare four pieces of heavy equipment in Public Works and Planning - American Avenue Disposal Site Enterprise Fund 0700, Org 9026, each with a scrap value exceeding \$10,000, to be surplus; authorize Purchasing Agent to sell equipment at auction; and, direct that all proceeds be deposited into Enterprise Fund 0700 Subclass 15000
- 36. Review and accept the FY 2018-19 Transportation Mitigation Fee Activity Report (Attachments A and B), and make the following findings that the purpose of the Fee is to mitigate impacts caused by new development in the County in order to implement the Goals and Policies of County General Plan; that there is a reasonable relationship between the Fee and the purpose for which it is charged as specified in each Resolution or Agreement establishing a particular fund subclass; that County shall utilize these Fees in conjunction with other sources and amounts of funding from Federal, State, and local grant programs, local road funds, and private developer funds to complete the financing of necessary improvements; and, that the year in which the funds will be utilized from the appropriate fund subclass is noted in Attachment A
- 37. Adopt Resolution adopting Westside Subbasin Groundwater Sustainability Plan for Westside Subbasin for portions of Fresno County in the Westside Subbasin where County serves as groundwater sustainability agency

38. Approve and authorize Chairman to execute an Agreement with Two Q, Inc., for media and mass communication services, effective upon execution, not to exceed five years consecutively, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,135,000
39. Approve and authorize Chairman to execute a Master Dual Jurisdiction Cooperative Agreement with City of Reedley 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, effective upon execution through December 31, 2025, with option to extend upon mutual agreement (\$0); and approve and authorize the Chairman to execute a 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 form, individual Project Specific Supplement Agreements with City of Reedley as described in Master Dual Jurisdiction Cooperative Agreement
40. Adopt Budget Resolution increasing FY 2019-20 appropriations for the Capital Projects - Parks Org 8867 in the amount of \$1,947,000 to be used (i) for the necessary trimming or removal of several trees along Kearney Boulevard, (ii) to complete a variety of necessary deferred maintenance projects in various parks and Liberty Veteran's Cemetery throughout the County, and (iii) to hire a contractor to assist with digitization and indexing of critical County historical documents, using funds appropriated as a transfer out in Interest and Miscellaneous Expenditures Org 2540 (4/5 vote)
41. Adopt Resolution approving submittal of a Functional Classification Change for a segment of Lincoln Avenue from Elm Avenue to State Route 145 (15 miles) to the State of California, Department of Transportation