



Board of Supervisors

Agenda - Final-Revised

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

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

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

Tuesday, May 12, 2020

9:00 AM

Hall of Records

SPECIAL NOTICE REGARDING PUBLIC PARTICIPATION DUE TO COVID-19

Due to the current Shelter-in-Place Order covering the State of California and Social Distance Guidelines issued by Federal, State, and Local Authorities, the County is implementing the following changes for attendance and public comment at all Board of Supervisors meetings until notified otherwise. The Board chambers will not be open to the public. Any member of the Board of Supervisors may participate from a remote location by teleconference.

- The meeting will be webcast and can be accessed at: <https://fresnocounty.Legistar.com>

Written Comments

- Members of the public are encouraged to submit written comments to: BOSScomments@fresnocountyca.gov. Comments should be submitted as soon as possible but not later than 15 minutes before start of meeting. You will need to provide the following information:
 - Board Meeting Date
 - Item Number
 - Comment (please limit to 250 words or less)
- Please submit a separate e-mail for each item you are commenting on.
- Please be aware that public comments received that do not specify a particular agenda item will be made part of the record of proceedings as a general public comment.
- If a written comment is received after the start of the meeting it will be made part of the record of proceedings, provided that such comments are received prior to the end of the Board meeting.
- Written comments will be provided to the Board members. Comments received during the meeting may not be distributed to Board members until after the meeting has concluded.

Noticed Public Hearings

- For agenda items involving noticed public hearings, the Board will recess for ten (10) minutes during the agenda item to allow the public the opportunity to email written comments to BOScomments@fresnocountyca.gov. All written comments must be received by the close of the ten (10) minutes public comment period. All written comments received by the close of the ten (10) minutes public comment period will be read aloud by a staff member during the applicable agenda item, provided that such comments may be read within three (3) minutes allotted to each speaker. Any portion of comments received that extend past three (3) minutes may not be read aloud due to time restrictions, but will be included in the record of proceedings.
- If a comment on a public hearing item is received after the close of the ten (10) minutes public comment period, such comment will be treated like a general public comment and made part of the record of proceedings, provided that such comment is received prior to the end of the meeting.
- If the agenda item involves a quasi-judicial matter or other matter that includes members of the public as parties to a hearing, those parties should make arrangements with the Clerk of the Board to provide any written materials or presentation in advance of the meeting date so that the materials may be presented to the Board of Supervisors for consideration. Arrangements should be made by contacting the Clerk of the Board at (559) 600-3529, option 4.

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 online at: <http://fresnocounty.legistar.com>.

Invocation and Pledge of Allegiance

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 15 - 38

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

Vice Chairman Brandau and Supervisor Pacheco

- 2.1 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 given time constraints resulting from the COVID-19 pandemic; authorize funding for the Fresno County "Helping Underserved Businesses" (HUB) Grant Program using Federal CARES Act funding in an amount to be determined by your Board up to \$5 million; and, authorize CAO to enter into agreements with Access Plus Capital and Fresno County Economic Development Corporation for the administration of the Fresno County HUB grant program for up to \$5 million

Administrative Office

3. Conduct first hearing to amend the Fresno County Ordinance Code, adding Section 2.64.060 to Chapter 2.64 relating to the Assessment Appeals Board; waive the reading of the Ordinance in its entirety and set the second hearing for May 26, 2020; 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)

4. Conduct first hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by revising Section 400, Subsection 405 - Assessment Appeals Board Findings of Fact relating to Clerk of the Board of Supervisors fees; waive reading of the ordinance in its entirety and set the second hearing for May 26, 2020; 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)

County Counsel

5. Conduct first hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by revising Section 600, Subsection 601 - Legal Services relating to County Counsel fees; waive reading of the ordinance in its entirety and set the second hearing for May 26, 2020; 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)

Public Works and Planning

6. Conduct public hearing and adopt Resolution making required findings necessary to approve the vacation of certain road right-of-way of North Colonial Avenue that portion of North Colonial Avenue next to the Village Gardens Condominium complex and lying within Tract No. 2245, according to the map thereof recorded in Volume 26, Pages 23 and 24, Fresno County Records
7. Adopt Resolution approving Rescission of Agricultural Land Conservation Contract Nos. 6393 and 3825 and simultaneous entry into new Agricultural Land Conservation Contract Nos. 8333 and 8334, pursuant to Government Code Section 51257; and authorize recording of new Contracts following signature by Vice-Chairman. The subject properties are located on north side of W. Oakland Avenue, between S. Bishop Avenue and S. Jameson Avenue, approximately eight miles southeast of unincorporated community of Five Points (APNs 060-130-14 and 060-130-15s)

Social Services

- 7.1 Discuss and provide direction regarding the Fresno County COVID-19 Homeless Response; and, authorize the Director of the Department of Social Services to send 30-day notices to end Agreement Nos. 20-126 and 20-147 with RH Community Builders and Poverello House, respectively, effective June 26, 2020, if the Fresno City Council does not take action on May 14, 2020 to use their Emergency Solutions Grant Coronavirus funding allocation for the Response

Board of Supervisors' Committee Reports and Comments

8. 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

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

Public Presentations

10. 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

11. 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
12. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) (2 Cases)
13. Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) (2 Cases)
14. Threat to public services or facilities – Government Code, Section 54957(a) – Consultation with Jean Rousseau, CAO and Emergency Services Director, Robert Bash, Director of ISD or Designee and David Pomaville, Director of Public Health or Designee
- 14.1 Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - PG&E Corporation and Pacific Gas and Electric Company, United States Bankruptcy Court, Northern District of California, San Francisco Division, Case No. 19-30088 (DM)

Adjourn**NEXT MEETINGS:**

May 26, 2020 - 9:00 AM

June 9, 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 April 28, 2020 and May 5, 2020 Special Meeting

Chairman Mendes

- 15.1 Proclaim May 10 through May 16, 2020 as Peace Officers Memorial Week and May 15, 2020 as Peace Officers Memorial Day in Fresno County
- 15.2 Proclaim the week of May 3rd through May 9th 2020 as National Correctional Officer Week in Fresno County
16. Adopt Proclamation declaring May 17 - 23, 2020, as Public Works and Planning Week in Fresno County

Vice Chairman Brandau

- 16.1 Approve Certificate of Recognition to Fresno Family Chiropractic as the recipient of the Workforce Development Board's Business of Excellence Award

Supervisor Quintero

17. Proclaim May 4 -10, 2020, Maternal Mental Health Awareness Week in Fresno County
- 17.1 Proclaim May 12, 2020 as Andy Isolano Day
- 17.2 Adjourn in Memory of Ardashes Der Manouel, former Fresno Fair Board Director
- 17.3 Adjourn in Memory of Ernest Rojas, retired police captain
- 17.4 Adjourn in Memory of George Hostetter, dedicated reporter

District Attorney

18. Adopt Resolution accepting and expressing gratitude for the donation of \$300,000 from Table Mountain Rancheria for the Fresno County District Attorney's Identification Theft Prosecution Unit for FY 2019-20

Sheriff/Coroner/Public Administrator

19. Approve Amendment to the Salary Resolution deleting one Library Assistant I/II/Senior position and adding one Program Technician I/II position to Sheriff-Coroner-Public Administrator Org 3111, effective May 18, 2020 as reflected in Appendix C
20. Approve and authorize the Chairman to execute retroactive revenue Agreements with the Cities of Fowler, Kingsburg, and Sanger to provide Communication Dispatching Services effective July 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 \$4,276,659
21. Approve and authorize Chairman to execute the Boating Safety and Enforcement Financial Aid Program Agreement with the State of California Department of Parks and Recreation Division of Boating and Waterways for FY 2020-21 in the amount \$452,764; approve and authorize Chairman to execute Resolution authorizing participation in the program and certifying funds will be used for boating safety programs; and authorize the Sheriff, or her authorized representative, to sign quarterly claims for reimbursement and annual activity reports
22. Approve and authorize the Chairman to execute First Amendment to Agreement No. 18-289 with VMS Family Counseling Services, Professional Corporation, effective upon execution, with no change to the term of July 2, 2015 through June 30, 2020, increasing the agreement maximum by \$50,000 to a total of \$270,000
23. Approve and authorize Chairman to execute a Second Amendment to Agreement No. 16-286 with Central Valley Toxicology, Inc. for laboratory testing services, effective upon execution with no change in the term to June 30, 2021, increasing the annual maximum by \$120,000, to \$212,000 per year for the Sheriff-Coroner-Public Administrator costs, increasing the total annual maximum to \$270,000 per year for the Sheriff-Coroner-Public Administrator and District Attorney combined for the current and remaining year of the agreement, with an increase in the total maximum to \$920,000

Administrative Office

24. 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

Agriculture

25. Approve and authorize the Fresno County Agricultural Commissioner/Sealer of Weights and Measures to approve, and execute on behalf of the County of Fresno, specific revenue agreements for FY 2020-21 (estimated \$6,267,120), subject to approval as to legal form by County Counsel, and approval as to accounting form by the Auditor-Controller/Treasurer -Tax Collector; and Approve and authorize the Fresno County Agricultural Commissioner/Sealer to approve, and execute on behalf of the County of Fresno, amendments to these same revenue agreements on behalf of the County of Fresno, which may increase or decrease each agreement maximum by an amount not to exceed the greater of 15% of the agreement maximum, or \$10,000, subject to approval as to legal form by County Counsel, and approval as to accounting form by the Auditor-Controller/Treasurer-Tax Collector

Internal Services

26. Approve and authorize the Chairman to execute a Master Agreement with qualified contractors for towing and emergency roadside services, effective June 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 \$450,000; authorize the Director of Internal Services/Chief Information Officer or his/her designee to add additional contractors to this Master Agreement as they are identified, and execute such amendments. The additional contractors will qualify under the terms of the original Request for Statement of Qualifications, and agree to the terms and conditions of the Master Agreement, subject to the review and approval of County Counsel as to legal form, without such amendments returning to the Board of Supervisors for approval
27. Approve and authorize the Chairman to execute a retroactive Assignment of Agreement No. 17-382-2 from The Presort Center of Fresno LLC, to Pre-Sort Center of Stockton, Inc., dba PacWest Direct, effective August 13, 2019
28. Approve and authorize the Chairman to execute a Job Order Contracting Agreement with Durham Construction Company, Inc., for repair, remodeling, and other repetitive projects to be done according to unit prices, effective June 5, 2020 through June 4, 2021, total not to exceed \$2,000,000; approve and authorize the Chairman to execute a Job Order Contracting Agreement with Better Enterprises, Inc., for repair, remodeling, and other repetitive projects to be done according to unit prices, effective June 5, 2020 through June 4, 2021, total not to exceed \$2,000,000; approve and authorize the Chairman to execute a Job Order Contracting Agreement with Heritage General, for repair, remodeling, and other repetitive projects to be done according to unit prices, effective June 5, 2020 through June 4, 2021, total not to exceed \$2,000,000; approve and authorize the Chairman to execute a Job Order Contracting Agreement with Puma Construction Co. Inc., for repair, remodeling, and other repetitive projects to be done according to unit prices, effective June 5, 2020 through June 4, 2021, total not to exceed \$2,000,000

Public Defender

29. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 15 transferring FY 2019-20 appropriations in the amount of \$300,144, from Accounts 6100 (Regular Salaries) to Account 7269 (Printing), Account 7295 (Professional & Specialized Services), Account 7345 (Facility Operations & Maintenance), and Account 7385 (Small Tools & Instruments) within the Public Defender Org 2880 for moving costs

Public Health

30. 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 health education services for the Department of Public Health; and approve and authorize the Chairman to execute a sole source Agreement with California Health Collaborative to provide educational community meetings on the health impacts of vaping, tobacco, and marijuana use, and cessation resources, effective March 24, 2020 through March 23, 2021 (\$150,000)
31. Approve and authorize the Chairman to execute a retroactive Second Amendment to Agreement No. 16-698 with Fresno County Superintendent of Schools, to revise the scope of work, add federally required terms and conditions, and adjust the budget, retroactively from December 13, 2016, with no change in term through September 30, 2021, or compensation maximum of \$1,556,000

Public Works and Planning

32. Approve formation of a Citizens Advisory Committee for County Service Area No. 34 Zone "D", Renaissance at Bella Vista; and, adopt the bylaws for Citizens Advisory Committee for County Service Area No. 34, Zone 'D', Renaissance at Bella Vista
33. Approve and authorize Chairman to execute Transportation Funding Claim for FY 2019-20 of \$8,398,962 to provide transit services in unincorporated areas and for other transportation purposes; and adopt Resolution requesting Fresno Council of Governments to allocate specified funds from Local Transportation Fund and State Transit Assistance Fund for transit services in unincorporated areas and for other transportation purposes
34. Adopt plans and specifications for Contract No. 19-08-C, Auberry Road / Copper Avenue Traffic Signal Installation (Project), Federal Project Number HSIPL-5942(241); find that Avison Construction, Inc., 40434 Brickyard Dr., Madera, CA 93636, is lowest responsible bidder for Contract No. 19-08-C, and that deviation from strict bidding requirements in Avison Construction's bid is immaterial and is hereby waived, in discretion of the Board and in furtherance of the best interests of County; and, award Contract No. 19-08-C to low bidder, Avison Construction, Inc. in amount of \$786,169.00

Social Services

35. Approve and authorize the Clerk of the Board to Execute Budget Transfer No. 14 transferring FY 2019-20 appropriations within the Department of Social Services Org 56107001 from account 7296 (Data Processing Services) to account 8300 (Equipment) in the amount of \$405,000
36. Adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues for the Emergency Homelessness Funding Grant Fund 0065, Subclass 17240, Org 1135 in the amount of \$1,883,713 for State COVID-19 Emergency Homelessness Funding Grant funding; and, adopt Budget Resolution increasing the FY 2019-20 appropriations and estimated revenues for Department of Social Services Org 5610 in the amount of \$1,883,713 (4/5 vote)
37. Approve and authorize the Chairman to execute an Agreement with RH Community Builders for motel temporary housing services, effective July 1, 2020, which includes a three-year base contract and two optional 12-month extensions, total not to exceed \$10,000,000
38. Adopt a Resolution authorizing the County of Fresno, through the Department of Social Services, to serve as the Administrative Entity on behalf of the Fresno Madera Continuum of Care for 2020 Emergency Solutions Grant funding administered by the California Department of Housing and Community Development