



Board of Supervisors

Agenda - Final-Revised

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

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

Tuesday, January 26, 2021

10:00 AM

Hall of Records

IMPORTANT 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 be open to the public. Any member of the Board of Supervisors may participate from a remote location by teleconference pursuant to California Governor Gavin Newsom's Executive Order N-25-20.

- The meeting will be webcast. The public may observe the live stream of the Board of Supervisors Meeting at: <https://fresnocounty.Legistar.com>
- If you attend the Board of Supervisors meeting in person, you will be required to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals. Due to Shelter-in-Place Order requirements, the number of people in the Board of Supervisors Chambers will be limited. Members of the public who wish to make public comments will be allowed in on a rotating basis even if seating in the chambers is limited.
- If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so as follows:

Written Comments

• Members of the public may submit written comments as follows: by email to BOScomments@fresnocountyca.gov, by mail or by hand delivery at the Clerk of the Board's office in the Hall of Records at the above address. 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
- Comments

- 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.

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. For those who are present and 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>.

Roll Call**Invocation and Pledge of Allegiance**

1. Approve Agenda
2. Approve Consent Agenda - Item Numbers 15 - 37

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

Chairman Brandau and Supervisor Pacheco

- 2.1 Authorize the Board of Supervisors to sign a letter to Governor Newsom with Urgent Request for Additional Vaccine

Public Health

3. Approve Amendment to the Salary Resolution adding one Care Manager position, one Program Manager position, two Health Education Specialist positions and ten Licensed Vocational Nurse I/II/III positions to the Public Health's Org 5620, retroactively effective January 25, 2020, as reflected in Appendix D
- 3.1 Update on the COVID-19 Equity Project by the Public Health Department & Community Based Organizations

Public Works and Planning

4. Consider and adopt Mitigated Negative Declaration prepared for the project based on Initial Study No. 7014, including the Mitigation Monitoring and Reporting Program prepared for Amendment Application No. 3812; and find that proposed rezone of a 6.58-acre parcel from the AL-20 (Limited Agricultural, 20-acre minimum parcel size) Zone District to an M-1(c) (Light Manufacturing, Conditional) Zone District to allow a limited number of light industrial uses as requested by the Applicant is consistent with the County's General Plan, including the Housing element and the Roosevelt Community Plan; and adopt ordinance pertaining to Amendment Application No. 3812 thereby rezoning the subject 6.58-acre site from the AL-20 (Limited Agricultural, 20-acre minimum parcel size) Zone District to an M-1(c) (Light Manufacturing, Conditional) Zone District; and designate County Counsel to prepare a fair and adequate summary of proposed Ordinance and direct the Clerk of the Board to post and publish required summary in accordance with Government Code, Section 25124(b)1 (E. North Avenue and S. Willow Avenue, near City of Fresno)

5. Consider appeal of Planning Commission's denial of Variance Application No. 4084 proposing to allow the creation of a 1.18-acre parcel from an existing 40.00-acre parcel in the AE-20 (Exclusive Agricultural, 20-acre minimum parcel size) Zone District (located on South Rolinda Avenue, between Jensen Avenue and North Avenue, west of the City of Fresno)
6. Consider petition for partial Cancellation of Agricultural Land Conservation Contract No. 3342 filed on behalf of C & A Farms, LLC. (located on South Rolinda Avenue, between Jensen Avenue and North Avenue, west of the City of Fresno Super. Dist. 1 APN 25-041-37s); adopt Resolution authorizing partial Cancellation of Agricultural Land Conservation Contract No. 3342 based on the five Consistency Findings listed under Government Code, Section 51282(b); and authorize the Chairman to sign the Certificate of Tentative Cancellation and approve recordation of the Certificate of Cancellation when all conditions included in the Certificate of Tentative Cancellation have been satisfied
7. Consider Appeal of Planning Commission's denial of Unclassified Conditional Use Permit Application No. 3626, proposing to allow a solid waste processing facility (asphalt and concrete crushing with on-site material storage and off-site delivery) on a 22.44-acre parcel in the AE-20 (Exclusive Agricultural, 20-acre minimum parcel size) Zone District; and if appeal is granted and the Planning Commission's denial of Unclassified Conditional Use Permit Application No. 3626 is overturned: a. adopt the Mitigated Negative Declaration prepared for project based on Initial Study Application No. 7556, including the Mitigation Monitoring and Reporting Program and Conditions of Approval; b. make required Findings specified in Fresno County Zoning Ordinance, Section 873(F) for approval of the Unclassified Conditional Use Permit Application No. 3626; and c. adopt Resolution approving Unclassified Conditional Use Permit Application No. 3626 for a solid waste processing facility, subject to the Mitigation Monitoring Program and Conditions of Approval

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: Steve Johnson; 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. Public Employee Appointment or Employment, Government Code Section 54957 - Title: County Clerk / Registrar of Voters

Adjourn**NEXT MEETINGS:**

February 9, 2021 - 10:00 AM

February 23, 2021 - 10:00 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 January 12, 2021

Chairman Brandau

16. Proclaim January 2021 as National Slavery and Human Trafficking Prevention Month

Supervisor Magsig

17. Honor Shaver Lake Volunteer Fire Department Chief Thomas Warner

Supervisor Quintero

- 17.1 Adjourn in Memory of Alice Mendoza

- 17.2 Adjourn in Memory of Mee Marylu Chang

Auditor Controller-Treasurer/Tax Collector

18. Receive and file the County of Fresno Comprehensive Annual Financial Report (CAFR) for the fiscal year ended June 30, 2020

County Clerk/Registrar of Voters

19. Adopt a Resolution approving the consolidation of a Special Municipal Election called by the City of Orange Cove with the regularly scheduled March 2, 2021 City of Clovis General Municipal Election and approve the County Clerk/Registrar of Voters to conduct the consolidated election

Sheriff/Coroner/Public Administrator

20. Approve and authorize the Chairman to execute a Consent to Subcontractor and Assignment of Agreement with Legacy Long Distance International Inc. (Legacy) and Global Tel*Link Corporation (GTL) relating to County Agreement No. 19-727-1 (the Agreement), for telephone and video visitation services to inmates in the County Jail facilities, including: (a) the County's consent for Legacy to subcontract with GTL with respect to the Agreement, and for Legacy to install twenty (20) additional in-pod kiosks and replace one (1) Intercept Body Scanner, and provide for its maintenance, all at no cost to County, and all of which is retroactive to September 3, 2020 and continuing until the completion of the Assignment described as follows, and (b) the County's consent to Legacy's assignment of all of its rights to, and delegation of all of its obligations and duties under, the Agreement to GTL (collectively, the Assignment) effective upon the completion of the Assignment (which may be retroactive up to 30 days or prospective), based upon written notice provided by GTL to, and written acknowledgement thereof provided by, the Sheriff's Office; and approve and authorize the Chairman to execute a First Amendment to Agreement No. 19-727-1 with GTL, as the County's new contractor, providing for GTL's completion of installing twenty (20) additional in-pod kiosks, and replacing one (1) Intercept Body Scanner, and providing for its annual maintenance, in the County Jail facilities, all at no cost to County, effective upon the completion of the Assignment described above
21. Approve Amendment to Salary Resolution deleting one Correctional Officer I/II/III position and adding one Staff Analyst I/II/III position to Sheriff-Coroner-Public Administrator Org 3111, effective February 8, 2021 as reflected in Appendix C

Behavioral Health

22. Approve and authorize the Chairman to execute Amendment IV to Agreement No. A-16-430 with California Health Collaborative for Substance Use Disorder Prevention Services, effective upon execution with no change to the term of July 1, 2016 through June 30, 2021 and increasing the maximum by \$126,234 to a total of \$3,459,564; and, approve and authorize the Chairman to execute Amendment IV to Agreement No. A-16-431 with Youth Leadership Institute for Substance Use Disorder Prevention Services, effective upon execution with no change to the term of July 1, 2016 through June 30, 2021 and increasing the maximum by \$63,118 to a total of \$1,879,783

Human Resources

23. Adopt Resolutions Rejecting Claims for Damages
24. Conduct second hearing and adopt an Ordinance to Amend Title 3 - Personnel of the Fresno County Ordinance to replace existing reference to deleted Ordinance Code 03.08.100 with updated language; and waive the second reading of the Ordinance in its entirety
25. Approve Amendment to the Salary Resolution adding the COVID Vaccinator classification, effective January 25, 2021, as reflected in Appendix E

26. Approve and authorize the Chairman to execute a retroactive Agreement with Pinnacle Training Systems, LLC, which replaces Agreement No. A-20-295-1 that terminated on December 30, 2020, to provide onsite COVID-19 testing services for County employees beginning July 9, 2020 through June 30, 2021 with no change to the compensation maximum of \$2,665,600

Probation

27. Approve and authorize Chairman to execute an Agreement with BI, Incorporated to provide re-entry employment readiness services effective February 1, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed, \$1,703,240

Public Health

28. Approve and Authorize the Chairman to execute retroactive First Amendment to Agreement No. 20-025 with the Fresno County Economic Opportunities Commission for the implementation of a school-based sealant program to revise the budget, effective upon execution with no change in the term of January 7, 2020 through June 30, 2022, or compensation maximum of \$520,000
29. Approve and authorize the Chairman to execute a Third Amendment to Agreement No. 15-523 with Unilab Corporation dba Quest Diagnostics, to revise the rate schedule for COVID-19 testing effective February 1, 2021, with no change in term of October 15, 2015 through June 30, 2021 and increasing the maximum by \$1,585,000 to a total of \$4,650,000; and Adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for the Department of Public Health Org 5620 in the amount of \$1,585,000 (4/5 vote)

Public Works and Planning

30. Make a determination in accordance with Administrative Policy No. 34 that “unusual or extraordinary circumstances” exist that allow sole source procurement of bridge components based on the Board’s express findings that specification by brand or trade name of the bridge components is consistent with provisions of Public Contract Code Section 3400(C)(2) and 3400(C)(3); and authorize staff to incorporate these sole-sourced components in design and construction of the following bridge replacements: Sand Creek on Ennis Road, Travers Creek on Parlier Avenue, Reedley Main Canal on Englehart Road, Delta Mendota Canal on Nees Avenue, and two bridges over James Bypass on Manning Avenue
31. Adopt Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program prepared for Elkhorn Avenue over Liberty Millrace Canal Bridge Replacement Project, (Initial Study Application No. 7764, SCH No. 2020110100); and amend Mitigation Monitoring and Reporting Program as a condition of Project approval of Initial Study Application No. 7764
32. Approve and authorize Chairman to execute a Common Use Agreement with Alta Irrigation District to facilitate Travers Creek Bridge Replacement on Lincoln Avenue, Federal Project No. BRLO-5942(226)

33. Approve and authorize Chairman to execute First Amendment to Amended and Restated Memorandum of Understanding, Agreement No. 06-021, between the County of Fresno and City of Kingsburg extending the term of the MOU from January 31, 2021, to January 31, 2022; and determine that approval and authorization of Chairman to execute First Amendment to the Amended and Restated Memorandum of Understanding between the County of Fresno and City of Kingsburg is exempt from the requirements of the California Environmental Quality Act, Public Resources Code 2100, et seq., and direct staff to file a Notice of Exemption with the Office of the Fresno County Clerk
34. Approve and authorize the Chairman to execute Second Amendment to the Amended and Restated Memorandum of Understanding, Agreement No. 06-029, between the County of Fresno and City of Mendota extending the term of the MOU from February 7, 2021, to February 7, 2022; and determine that the approval and authorization of the Chairman to execute Second Amendment to the Amended and Restated Memorandum of Understanding between the County of Fresno and City of Mendota is exempt from the requirements of the California Environmental Quality Act, Public Resources Code 2100, et seq., and direct staff to file a Notice of Exemption with the Office of the Fresno County Clerk

Social Services

35. Approve and authorize the Chairman to execute retroactive State FY 2020-21 County Subvention Program Certificate of Compliance, for the Fresno County Department of Social Services - Veterans Services Office (Org 7110), effective July 1, 2020 to June 30, 2021 (\$145,295); and, approve and authorize the Chairman to execute retroactive State FY 2020-21 Medi-Cal Certificate of Compliance, for the Fresno County Department of Social Services - Veterans Services Office (Org 7110), effective July 1, 2020 to June 30, 2021 (\$10,733)
36. Approve and authorize the Chairman to execute Amendment I to Agreement No. 19-451 with Comprehensive Youth Services of Fresno, Inc. for Supervised Visitation Services, effective upon execution with no change to the term of October 1, 2019 through September 30, 2024 and increasing the maximum by \$486,036 to a total of \$5,444,136
37. Accept the Marjaree Mason Center Annual Report for the period of October 1, 2019 through September 30, 2020