



# 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*

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Tuesday, April 27, 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](mailto: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 [ClerkBOS@fresnocountyca.gov](mailto:ClerkBOS@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 - 51

*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 Donovan J. Gleason - Sheriff's Department - 27 Years of Service
- 3.1 Recognize David Pomaville, Director of Public Health, and express appreciation for his 17 years of service with the County of Fresno and his contributions/dedication to the residents of Fresno County

**Supervisor Pacheco and Supervisor Mendes**

4. Conduct first hearing to amend Title 6 of the Fresno County Ordinance Code, by adding Chapter 6.30, Section 6.30.010 through Section 6.30.170 entitled "Mobile Home Park Rent Review and Stabilization"; waive the reading of the Ordinance in its entirety and set the second hearing for May 11, 2021; 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 Clerk/Registrar of Voters**

5. Receive presentation of public meeting and program/policy review plan and provide direction to staff

**County Counsel**

6. Conduct first hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Section 600 - County Counsel, Subsection 601 - Legal Services relating to County Counsel fees; and waive reading of the Ordinance in its entirety and set the second hearing for May 11, 2021; 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)

**Probation**

7. Receive the Fresno County Juvenile Justice Realignment Plan and presentation by the Probation Department

**Public Works and Planning**

8. Conduct first hearing on an Ordinance to amend Chapter 11.24 - Speed Limits of the Fresno County Ordinance Code, Sections 11.24.050 through 11.24.080, to reflect various changes to the Ordinance Code as a result of recent traffic studies; waive the reading of the Ordinance in its entirety; and set second hearing for June 8, 2021; 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**

9. 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**

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

**Public Presentations**

11. 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*

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. Conference with Labor Negotiator (Government Code, section 54957.6): Agency Negotiator: Hollis Magill; Employee Organization: All Bargaining Units and Management and Unrepresented Employees - Hours, Wages and Terms and Conditions of Employment

- 14.1** Conference with Real Property Negotiators - Government Code, Section 54956.8; Property: 2220 Tulare St, Fresno, CA, APN 468-21-410T; County Negotiator: Jean Rousseau, County Administrative Officer. Negotiating Parties: Sonnenblick Development. Under Negotiation: Instructions to County's negotiator may concern sale of the property, price, terms and conditions

**Adjourn**

**NEXT MEETINGS:**

*May 11, 2021 - 10:00 AM*

*May 25, 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 April 13, 2021
- 16. Approve amendments to the Conflict of Interest Code for California Virtual Academy @ Fresno

**Chairman Brandau**

- 17. Proclaim May 2021 National Foster Care Month
- 18. Proclaim the month of May 2021 as Older Americans Month
- 19. Proclaim May 2021 as Mental Health Matters Month

**Supervisor Mendes**

- 20. Proclaim May 2 - 9, 2021 as Historical Preservation Week in Fresno County

**Supervisor Quintero**

- 21. Proclaim April 26 - 30, 2021 as "Save Today!" Week
- 21.1 Adjourn in Memory of Jack Saldana

**Auditor Controller-Treasurer/Tax Collector**

- 22. Adopt a resolution approving the sale of seven tax-defaulted properties for the total minimum price of \$27,900 to Habitat for Humanity Fresno, Inc., authorizing the Chairman to execute the "Agreement for Non-Profit Organization to Purchase Tax-Defaulted Property," and authorizing the Auditor-Controller/Treasurer-Tax Collector to transmit the agreement to the State Controller for approval
- 23. Approve and authorize the Chairman to execute an agreement with InfoSend, Inc. to provide print and mail services, effective April 27, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,800,000

**County Clerk/Registrar of Voters**

- 24. Adopt a Resolution approving the City of Parlier's request for the Fresno County Clerk/Registrar of Voters department to conduct a Special Municipal Election on June 8, 2021

**Sheriff/Coroner/Public Administrator**

25. Approve and authorize the Chairman to execute an Agreement with DFC, Inc., dba Advanced Helicopter Services, for aircraft maintenance services for the Sheriff's Office aircrafts consisting of two MD500E, one MD530F helicopters and one Cessna T206H airplane, effective August 1, 2021 through July 31, 2026 not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$4,000,000
26. Approve and authorize Chairman to execute a retroactive Memorandum of Understanding (MOU) with the City of Fresno that the City will act as a Fiscal Agent for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2020 Local Solicitation from the U.S. Department of Justice (U.S. DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), \$84,215; approve and authorize Chairman to execute the Certifications and Assurances by Chief Executive; and authorize the Sheriff-Coroner-Public Administrator or her designee to sign and/or initial award documents and other related and required documents, as appropriate, that are necessary to accept this grant

**Administrative Office**

27. Adopt Resolution establishing the 2021 Advisory Redistricting Commission; and approve the application period for the 2021 Advisory Redistricting Commission to occur from April 27, 2021 through May 14, 2021 and direct staff to post vacancies and authorize staff to accept applications

**Behavioral Health**

28. Approve and authorize the Chairman to execute an Agreement with UPH Butterfly Gardens, LP, that commits the County to make available supportive services for a minimum of 20 years at the Butterfly Gardens permanent supportive housing development located at 784 W Holland Avenue in Clovis, CA, a No Place Like Home - Round Two project (\$9,327,580); Regulatory Agreement that places affordability limits on the No Place Like Home units of Butterfly Gardens (\$0); and, Subordination Agreement that establishes the County as Junior Lienholder (\$0)

**Internal Services**

29. Make determination that the use of county-owned space at 4460 E. Huntington Ave., Fresno CA 93702 (approximately 2,000 square feet of office space and approximately 1,000 square feet of common area) by Fresno Community Hospital and Medical Center to provide asthma and diabetes education will serve public purposes, and will be in the best interest of the County and the general public; and, Approve and authorize the Chairman to execute a retroactive Lease Agreement with Fresno Community Hospital and Medical Center, to be used for asthma and diabetes education classes, effective April 1, 2021, not to exceed 20 years, which includes a five-year base contract and three optional five-year renewal periods, at 4460 E. Huntington Ave, Fresno, CA 93702 (\$1,508,867)

30. Approve and authorize the Chairman to execute Job Order Contracting Agreements with: a. Durham Construction Company, Inc.; b. Ardent General, Inc.; c. Better Enterprises, Inc.; and, d. Heritage General, for repair, remodeling, and other repetitive work to be done according to unit prices, effective June 5, 2021 through June 4, 2022, total not to exceed \$2,000,000 for each agreement; and, adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935 in the amount of \$5,000,000 (4/5 vote)

### **Library**

31. Approve and authorize the Chairman to execute an Agreement with Jones-Walbaum Corporation, doing business as American Business Machines, to lease a high-speed digital color copier with maintenance and repair services, effective April 27, 2021 through April 26, 2026, total not to exceed \$210,000, including a purchase option provided for in lease prior to end of lease term (\$17,500)
32. Approve and authorize the Chairman to execute a retroactive Lease Agreement with Apotek Moderna LLC, for approximately 5,000 square feet of office space and 800 square feet of storage space located at 1399 Draper St, Kingsburg, CA 93631, for use by the Library, effective January 1, 2021, not to exceed five consecutive years, which includes a three-year base and two automatic one-year extensions, total not to exceed \$270,768; and, authorize the Director of the Internal Services Department/Chief Information Officer, or designee, upon review by County Counsel as to legal form and Auditor-Controller/Treasurer-Tax Collector as to accounting form, to execute an Estoppel Certificate and/or Subordination and Attornment Agreement required by the Lessor, and any other such necessary agreements, certificates, notices, instruments, or documents

### **Probation**

33. Approve and authorize the Chairman to execute First Amendment to Agreement 19-038 with the University of Cincinnati Research Institute (UCRI) for the design and implementation of the Department of Juvenile Justice (DJJ) Realignment Program effective upon execution extending the term by one year to December 31, 2022 and increasing the maximum by \$176,000 to a total of \$473,433

### **Public Health**

34. Approve and authorize the Chairman to execute retroactive Second Amendment to Agreement No. 17-638 (State Agreement No. 17-10306, A02) with the California Department of Public Health for immunization services, effective July 1, 2020 with no change to the term of July 1, 2017 through June 30, 2022 and increasing the maximum by \$524,899 to a total of \$2,835,301; Approve and authorize the Director of the Department of Public Health to execute the Contractor's Release for submission with the final invoice; and Adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for the Department of Public Health Org 5620 in the amount of \$391,538 (4/5 vote)



35. Approve and authorize the Chairman to execute a retroactive revenue Agreement with Children and Families Commission of Fresno County for the Home Visitation Coordination - Referral Liaison, effective upon execution through June 30, 2022, total not to exceed \$150,000
36. Adopt Budget Resolution increasing FY 2020-2021 appropriations and estimated revenues for County Medical Services Org 5240 in the amount of \$320,000 to allow for continued funding of indigent medical services (4/5 vote); and Adopt Budget Resolution increasing FY 2020-21 appropriations for the Local Health and Welfare Fund 0135, subclass 10000, Health Org 52430301 in the amount of \$320,000 (4/5 vote)
37. Approve and authorize the Chairman to execute a retroactive Second Amendment to Agreement No. 19-386 with Valley Health Team, Inc. for services to improve prevention and management of heart disease and stroke through clinic-based strategies and community clinical linkages, with no change to the term of August 6, 2019 through September 29, 2023, or compensation maximum of \$1,199,997
38. Approve and authorize the Chairman to execute a revenue Agreement with the California Department of Resources Recycling and Recovery for FY 2021-22 Waste Tire Enforcement Agency Grant funding, effective July 1, 2021 through September 30, 2022 (\$300,000)

### **Public Works and Planning**

39. Adopt plans and specifications and award No. Contract 20-15-C James Bypass Bridge Replacements on Manning Avenue, to the lowest bidder Viking Construction Company, Inc., P.O. Box 1508, Rancho Cordova, CA 95741 in the total amount of \$5,260,535
40. Approve request by the City of Fresno to acquire right-of-way, excluding eminent domain condemnation actions, from parcels adjacent to existing County right-of-way in an identified unincorporated area of the County as needed in conjunction with the City's development of subdivision improvements along W. Ashlan Avenue, east of N. Hayes Avenue
41. Authorize the Chairman to execute a Contract Change Order for Contract No. 19-18-CD - Wastewater Treatment Improvements at the El Porvenir and Cantua Creek Facilities, which will increase the contract amount by \$66,617.46, exceeding the authorized Director's limit of \$44,537, increasing the maximum by \$66,617.46 to a total of \$707,265.46
42. Adopt Budget Resolution increasing FY 2020-21 appropriations for American Avenue Disposal Site Org 9026 in amount of \$40,000 for purchase of a replacement vehicle using available fund balance (4/5 vote); and adopt Budget Resolution increasing FY 2020-21 appropriations and estimated revenues for Internal Services Department - Fleet Services Org 8911 in amount of \$40,000 for purchase of a replacement vehicle (4/5 vote)
43. Approve Annual adjustment to Exclusive Service Area Program rates, effective July 1, 2021, to reflect change in Consumer Price Index and American Avenue Disposal Site tipping fee; and approve Annual adjustment to Shaver Lake Transfer Station rates, effective July 1, 2021, to reflect change in the Consumer Price Index

44. Approve request by the City of Fresno to acquire right-of-way, excluding eminent domain condemnation actions, from parcels adjacent to existing County right-of-way in an identified unincorporated area of the County as needed in conjunction with the City's development of street and intersection improvements at E. Olive Avenue and N. Temperance Avenue

### **Social Services**

45. 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 coordination of child abuse and child neglect prevention efforts as Fresno Child Abuse Prevention Council is the County's designated child abuse prevention council and Children's Trust Fund Commission; and, approve and authorize the Chairman to execute a sole source Agreement with Fresno Child Abuse Prevention Council to coordinate child abuse prevention efforts, effective July 1, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total estimated at \$907,875
46. Approve and authorize the Chairman to execute an Agreement with Central Valley Children's Services Network for parenting education services, effective July 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 \$3,399,990
47. Approve and authorize the Chairman to execute a retroactive Agreement with WestCare California, Inc., for Homeless Shelter Wraparound Services in response to the COVID-19 pandemic, effective March 1, 2021 through June 30, 2021, total not to exceed \$134,494; and, retroactive Agreement with Jay Sai, DBA Super 8 Motel for emergency shelter beds in response to the COVID-19 pandemic, effective March 1, 2021 through June 30, 2021, total not to exceed \$155,090
48. Approve and authorize the Chairman to execute an Agreement with Fresno County Superintendent of Schools to continue participation in the Foster Youth Network, effective upon execution to June 30, 2024 (\$0); and Approve and authorize Department of Social Services and Probation employees who require access to the Foster Youth Network to execute a Foster Youth Services Coordinating Program of Sacramento, Foster Focus Confidentiality Agreement with Sacramento County Office of Education
49. 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 as the Marjaree Mason Center, Inc. is the only provider of emergency safe shelter services for households fleeing domestic violence; and, approve and authorize the Chairman to execute a sole source Agreement with Marjaree Mason Center, Inc., for COVID-19 supplies and equipment, effective upon execution through June 30, 2021 (\$88,600)
50. Approve and authorize the Chairman to execute an Agreement with Exceptional Parents Unlimited for the provision of Community-Based Intensive Home Visitation Services, effective July 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 \$1,545,681.00

51. Approve and authorize the Chairman to execute an Agreement with Fresno Unified School District to exchange foster care placement and educational data, effective July 1, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0)