



County of Fresno

Action Summary - Draft

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

Buddy Mendes, 4th District, Chairman
Brian Pacheco, 1st District, Vice-Chairman
Andreas Borgeas, 2nd District
Henry Perea, 3rd District
Deborah A. Poochigian, 5th District

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

Tuesday, July 12, 2016

9:00 AM

Hall of Records

SUPERVISOR BORGEAS PARTICIPATED IN THE MEETING VIA CONFERENCE CALL FROM PORT AUTHORITY #4, KATAPOLA, AMORGOS, GREECE

Present: 5 - Supervisor Andreas Borgeas, Chairman Buddy Mendes, Vice Chairman Brian Pacheco, Supervisor Henry Perea, and Supervisor Deborah A. Poochigian

Invocation and Pledge of Allegiance

REVEREND FATHER DAJAD ASHEKIAN, HOLY TRINITY CHURCH, GAVE THE INVOCATION AND SUPERVISOR PEREA LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, THAT THIS AGENDA BE APPROVED WITH THE EXCEPTION OF ITEMS 13 AND 16 WHICH WERE DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

2. Approve Consent Agenda - Item Numbers 24 - 61

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, THAT THE CONSENT BE APPROVED WITH THE EXCEPTION OF ITEMS 31 AND 47 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Chairman Mendes

3. Proclaim July 18 - 22, 2016 as Safety Week in Fresno County

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR BERGEAS, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-300

Supervisor Pacheco

4. Proclaim the week of July 25 – 31, 2016 as Cantaloupe Week in Fresno County

A MOTION WAS MADE BY VICE CHAIRMAN PACHECO, SECONDED BY CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-301

Supervisor Perea

5. Proclaim the month of August 2016 as “Breastfeeding Awareness Month in Fresno County” and encourages Fresno County residents to support breastfeeding as a public health measure to reduce infant morbidity and mortality and improve the health of our community

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-302

Auditor Controller-Treasurer/Tax Collector

6. Conduct hearing on petition by Cedar Avenue Professional Offices Owners Association to rescind the County's sale of Parcel D of Parcel Map No. 2005-05, Volume 66, at Pages 50 and 51, Fresno, CA APN 404-221-33, at the County's March 6-9, 2015 sale of tax-delinquent properties

CONDUCTED HEARING AND RECEIVED PUBLIC COMMENT. A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY CHAIRMAN MENDES TO RESCIND THE COUNTY'S SALE OF PARCEL D OF PARCEL MAP NO. 2005-05, VOLUME 66, AT PAGES 50 AND 51, FRESNO, CA APN 404-221-33, AT THE COUNTY'S MARCH 6-9, 2015 SALE OF TAX-DELINQUENT PROPERTIES AND ADOPT RESOLUTION TO RESCIND THE SALE OF TAX-DEFAULTED PROPERTY AND AUTHORIZE THE AUDITOR CONTROLLER-TREASURER/TAX COLLECTOR TO EXECUTE, RECORD THE RESCISSION AND ISSUE THE REFUND. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-312

Human Resources

7. Authorize the Auditor-Controller/Treasurer-Tax Collector to modify the health premium billing cycle to County departments to fund cash flow necessary for prepayment of health insurance for active County employees and their dependents

A MOTION WAS MADE BY VICE CHAIRMAN PACHECO, SECONDED BY CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Administrative Office

8. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 20 filed by Dolgen California, LLC dba Dollar General located on 13440 S. Henderson Avenue, Caruthers, CA 93609

A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY CHAIRMAN MENDES, THAT THE REQUEST FOR DETERMINATION BE APPROVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

9. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Types 17 and 20 filed by Spirit Horse Wine Corporation located on 6695 N. Dickenson Avenue, Suite 20, Fresno, CA 93723

A MOTION WAS MADE BY VICE CHAIRMAN PACHECO, SECONDED BY SUPERVISOR BERGEAS, THAT THE REQUEST FOR DETERMINATION BE APPROVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Internal Services

10. Hear and consider appeal from San Joaquin Chemicals, Inc. regarding award of the Agreement for Heating, Ventilation and Air Conditioning (HVAC) chemical treatment services to Ramco Services, Inc., dba Pacific Water Technologies; Approve and authorize the Chairman to execute Agreement with Ramco Services, Inc., dba Pacific Water Technologies for HVAC chemical treatment services, effective July 12, 2016, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,250,000

A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR BERGEAS, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Poochigian

Noes: 1 - Perea

Agreement No. 16-452

Public Works and Planning

11. Conduct first hearing regarding amendment to Title 10 of Fresno County Ordinance Code modifying Fresno-Clovis Metropolitan Area No-Shooting Area Boundary, waive reading of Ordinance in its entirety, and set second hearing for September 13, 2016

CONDUCTED HEARING. RECEIVED PUBLIC TESTIMONY. CLOSED HEARING. A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PACHECO, TO MAKE NO MODIFICATIONS TO THE PROPOSED FRESNO-CLOVIS METROPOLITAN AREA NO-SHOOT AREA BOUNDARY (BOUNDARY) EXCEPT FOR EXTENDING THE BOUNDARY ¼ MILE SOUTH OF THE CALIFORNIA-TEMPERANCE NO. 3 REORGANIZATION DEPICTED IN EXHIBIT "D" OF THE AGENDA ITEM. WAIVED READING OF THE ORDINANCE IN ITS ENTIRETY, AND SET THE SECOND HEARING FOR SEPTEMBER 13, 2016. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

12. Conduct a Public Hearing to adopt a Resolution of Necessity authorizing Eminent Domain proceedings and authorizing deposit of funds (\$54,700) with the Fresno County Superior Court for the Fowler Avenue from Elkhorn Avenue to South Avenue Construction Project (4/5 Vote)

A MOTION WAS MADE BY CHAIRMAN MENDES, SECONDED BY VICE CHAIRMAN PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

Resolution No. 16-318

13. Adopt required findings and a Resolution approving the vacation of excess road right-of-way of Dunlap Road. Vacation Application No. V15-03. The Board finds that (1) vacation is determined to meet the criteria for general vacation, pursuant to Chapter 3 of Part 3 of Division 9 of the Streets and Highways Code; (2) right-of-way is not useful as a non-motorized transportation facility, pursuant to Section 892 of the Streets and Highways Code; and (3) vacation is consistent with the County General Plan

DELETED

14. Consider and adopt Mitigated Negative Declaration prepared for Initial Study Application No. 5737; and approve Ordinance pertaining to Amendment Application No. 3768 rezoning a 39.09-acre parcel from AE-20 Zone District to M-2(c) Zone District to allow limited general and light industrial uses as request by Applicant, project site is located on south side of Lincoln Avenue approximately 1,231 feet east of S. Clovis Avenue and 2,616 feet north of nearest city limits of City of Fowler

A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PACHECO, TO APPROVE THE RECOMMENDED ACTION SUBJECT TO THE ELIMINATION OF ADVERTISING STRUCTURES AS A PERMITTED USE, AND SUBJECT TO THE FOLLOWING ADDITIONAL ZONING CONDITIONS (A.) PRIOR TO THE ISSUANCE OF ANY BUILDING PERMITS, THE APPLICANT SHALL EXECUTE AND RECORD A COVENANT RUNNING WITH THE LAND THAT INCORPORATES THE PROVISIONS OF THE RIGHT-TO-FARM NOTICE (ORDINANCE CODE SECTIONS 17.04.100 AND 17.72.075) FOR ACKNOWLEDGEMENT OF THE INCONVENIENCIES AND DISCOMFORTS ASSOCIATED WITH NORMAL FARM ACTIVITIES IN THE AREA SURROUNDING THE PROPOSED USE; AND (B.) DEVELOPMENT OF THE SITE SHALL BE SUBJECT TO A FRONT YARD SETBACK OF 35 FEET AND A SIDE AND REAR YARD SETBACK OF 25 FEET. THIS REQUIREMENT SHALL REMAIN IN EFFECT UNTIL ADJOINING PROPERTIES ARE REZONED TO INDUSTRIAL OR NON-AGRICULTURAL ZONING DISTRICTS, OR THE SUBJECT PROPERTY IS ANNEXED BY THE CITY OF FOWLER. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Ordinance No. R-470-3768

15. Consider and approve Amendment to Text Application No. 372 and adopt Ordinance amending Section 867 of the Fresno County Zoning Ordinance (Rural Commercial Centers) to permit personal/recreational vehicle (RV) storage facilities for those properties located within the Sierra-North Regional Plan located proximate to two major roadways as so classified in the Circulation Element of the Fresno County General Plan

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY VICE CHAIRMAN PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Ordinance No. 16-012

16. Receive Schematic Design Presentation of the Crisis Residential Treatment Facility

DELETED

Board of Supervisors' Committee Reports and Comments

17. Board of Supervisors' Committee Reports and Comments - Receive and provide direction (this item reserved for committee reports by members of the Board of Supervisors)

HELD

Board Appointments

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

A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY CHAIRMAN MENDES, THAT THE NOMINATION FOR APPOINTMENT BE APPROVED AS FOLLOWS:

**BIG CREEK COMMUNITY SERVICE DISTRICT
APPOINTED NANCY VANLANDINGHAM (TERM TO 12/6/2019)**

THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Public Presentations

19. 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 5 minutes per person and no more than 15 minutes per topic

RECEIVED

Closed Session

20. 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

HELD; NO REPORTABLE ACTION

21. Conference with legal counsel - Existing Litigation Government Code, section 54956.9(d)(1) - Erika Salas v. County of Fresno, Fresno Superior Court Case No.:15CECG00872; Risk Management Claim No.: 9289

HELD; NO REPORTABLE ACTION

22. Conference with legal counsel – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)

HELD; NO REPORTABLE ACTION

23. Conference with legal counsel – Initiation of Litigation – Government Code section 54956.9(d)(4) (2 cases)

NOT HELD

Adjourn

THERE BEING NO FURTHER BUSINESS BEFORE THE BOARD, CHAIRMAN MENDES ADJOURNED THE MEETING

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, THAT THE CONSENT BE APPROVED WITH THE EXCEPTION OF ITEMS 31 AND 47 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Board of Supervisors

- 24.** Approve minutes of meeting for June 13, 2016, and June 21, 2016, Budget Hearings, June 14, 2016, Special Meeting and June 21, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Supervisor Poochigian

- 25.** Adjourn in Memory of John R. Scarborough, a decorated war veteran and recipient of the Silver and Bronze Stars and Purple Heart. Upon retirement from the Army, Mr. Scarborough became a Real Estate Broker and was past President of the local Board of Realtors and was very active in the National Association of Realtors. John lived life to its fullest and will be missed by family and everyone who knew him

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

County Clerk/Registrar of Voters

- 26.** Accept the Certified Statement of Vote for the June 7, 2016 Consolidated Presidential Primary Election

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

District Attorney/Public Administrator

- 27.** Adopt Resolution accepting and expressing gratitude for the donation of \$300,000 from Table Mountain Rancheria for the Fresno County District Attorney's Identification (ID) Theft Prosecution Unit for FY 2016-17

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-303

28. Adopt resolution approving and authorizing the District Attorney-Public Administrator to submit and the Chairman to execute retroactive Grant Agreement for continued funding of the Victim Restitution Program with the California Victim Compensation and Government Claims Board, for the period July 1, 2016 through June 30, 2017 (\$63,596)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-304, Agreement No. 16-425

Sheriff/Coroner

29. Make a finding that it is in the best interest of the County to suspend the competitive bid process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances as Cook's Communications is the only authorized parts and service provider meeting specified requirements; and approve and authorize the Chairman to execute an Agreement with Cook's Communications to provide vehicle up-fitting parts and services for the Sheriff-Coroner's Office and Internal Services Department effective August 1, 2016 through July 31, 2021, not to exceed five consecutive years, which includes a three-year base contract and two optional one year extensions, total not to exceed \$6,000,000

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement 16-426

30. Approve and authorize the Chairman to execute a retroactive agreement with TOUCHPAY Payment Systems, LP (TOUCHPAY) to provide inmate money handling kiosk services for the Fresno County Jail Facilities effective May 1, 2016 through April 30, 2019 with up to two optional one-year extensions (\$0)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-427

31. Adopt and authorize Chairman to execute Resolution approving special tax amounts, and levying special tax in the total amount of \$2,274.80, on developed real properties within (Mello-Roos) Community Facilities District (CFD) No. 2005-01 for enhanced police protection services in Ventana Hills Estates, Tract No. 5100, for FY 2016-17; adopt and authorize Chairman to execute Resolution approving special tax amounts, and levying special tax in the total amount of \$4,758.40, on developed real properties within (Mello-Roos) Community Facilities District (CFD) No. 2005-02 for enhanced police protection services in Bretz Mountain, Tract Nos. 4773 and 5218, for FY 2016-17; adopt and authorize Chairman to execute Resolution approving special tax amounts, and levying special tax in the total amount of \$2,414.44, on developed real properties within (Mello-Roos) Community Facilities District (CFD) No. 2005-03 for enhanced police protection services in Wildflower Village, Tract No. 5186, for FY 2016-17 and adopt and authorize Chairman to execute Resolution approving special tax amounts, and levying special tax in the total amount of \$170,845.84, on developed real properties within (Mello-Roos) Countywide Community Facilities District (CFD) No. 2006-01, including its Annexation Territories, for enhanced police protection services for FY 2016-17

A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PACHECO, TO NOT LEVY THE SPECIAL TAX RATES ON DEVELOPED REAL PROPERTIES WITHIN (MELLO-ROOS) COMMUNITY FACILITIES DISTRICT (CFD) NO. 2005-02 AND CFD NO. 2005-03 FOR ENHANCED POLICE PROTECTION SERVICES IN BRETZ MOUNTAIN, TRACT NOS. 4773 AND 5218, FOR FY 2016-2017 AND WILDFLOWER VILLAGE, TRACT NO. 5186, FOR FY 2016-17. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Mendes, Pacheco, Perea, and Poochigian

Noes: 1 - Borgeas

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY CHAIRMAN MENDES, TO APPROVE RECOMMENDED ACTIONS 1 AND 4 OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

A MOTION WAS MADE BY CHAIRMAN MENDES, SECONDED BY SUPERVISOR BORGEAS TO APPROVE THE PROPOSED SPECIAL TAX RATES, ON DEVELOPED REAL PROPERTIES WITHIN (MELLO-ROOS) COMMUNITY FACILITIES DISTRICT (CFD) NO. 2005-02 AND CFD NO. 2005-03 FOR ENHANCED POLICE PROTECTION SERVICES IN BRETZ MOUNTAIN, TRACT NOS. 4773 AND 5218, FOR FY 2016-17 AND WILDFLOWER VILLAGE, TRACT NO. 5186, FOR FY 2016-17. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Perea

Noes: 1 - Poochigian

Resolution No. 16-316, Resolution No. 16-317

Administrative Office

32. Review the findings and recommendations of the 2015-16 Fresno County Grand Jury Final Report #1 and adopt the recommended responses; and, order the Board's responses to the 2015-16 Fresno County Grand Jury Final Report #1 be filed with the Presiding Judge of the Superior Court

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

33. Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2016 Drought Conditions

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-305

34. 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

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-306

Agriculture

35. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the California Department of Food and Agriculture for the Certified Farmers Market Inspection Program effective July 1, 2016 through June 30, 2017 (\$20,080)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-428

36. Approve and authorize the Chairman to execute Agreement with Alluvial Ag Consulting for coordination of Glassy-winged Sharpshooter control in agricultural settings effective July 12, 2016, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$100,000

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-429

Behavioral Health

37. Approve and authorize the Chairman to execute a retroactive Agreement with: California Health Collaborative, for the provision of Alcohol and Other Drugs prevention services to reduce marijuana use and illicit use of prescription painkillers among youth and young adults ages 10-25, effective July 1, 2016 through June 30, 2020 (\$2,666,664); Youth Leadership Institute for California Friday Night Live and Club Live Program Administration and for the provision of Alcohol and Other Drug prevention services to reduce alcohol use among youth and young adults ages 10-20, effective July 1, 2016 through June 30, 2020 (\$1,453,332); and, LPC Consulting Associates, Inc. for substance abuse prevention program evaluation services, effective July 1, 2016 through December 31, 2020 (\$370,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-430, Agreement No. 16-431, Agreement No. 16-432

Human Resources

38. Approve and authorize the Chairman to execute an Agreement with Keenan & Associates, for consulting services related to the County's Health and Benefits Plans, effective July 12, 2016, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$295,000 and approve termination of Agreement No. 12-271 with Gallagher Benefit Services, effective July 12, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-433

39. Approve Resolutions Rejecting Claims for Damages and approve Resolution Rejecting Application for Leave to Present a Late Claim

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-307, Resolution No. 16-308, Resolution No. 16-309, Resolution No. 16-310

40. Conduct the second hearing to consider amending the Fresno County Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending section 1600 - Human Resources, subsection 1601; and waive reading of the ordinance in its entirety

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Ordinance No. 16-011

- 41.** Approve salary adjustments of two percent (2%) for Unrepresented and Management classifications, as reflected on Appendix "B", effective July 18, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Salary Resolution No. 16-030

- 42.** Approve Salary Resolution amendments adjusting the Senior Management Compensation Plan Salary Bands and the salary ranges for identified Unrepresented and Management classifications, as reflected on Appendix "C", effective July 18, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Salary Resolution No. 16-031

- 42.1** Authorize Chairman to execute letter in opposition to Assembly Bill 2835 (Cooper), as last amended June 21, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Internal Services

- 43.** Approve and authorize the Chairman to execute Second Amendment to Agreement No. 14-670 with Bedard Controls, Inc. to increase the maximum Agreement cost by \$91,000, effective upon execution, for a total potential five year cost, not to exceed \$493,972

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 14-670-2

- 44.** Approve and authorize the Chairman to execute Second Amendment to Agreement #12-054 with Access Systems, Inc. to increase the maximum allowable amount for services and supplies for the access control systems Countywide, effective upon execution through January 31, 2017 (\$675,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 12-054-2

- 45.** Approve and authorize Chairman to execute an Agreement with Lincoln Training Center to provide janitorial services at the County Plaza and Crocker Buildings, effective August 10, 2016 through August 9, 2019 with the option to extend the Agreement for two additional one-year periods for a maximum potential five year total cost not to exceed \$2,196,716

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-436

- 46.** Approve and adopt Resolution ratifying actions by the Director of Internal Services/Chief Information Officer pursuant to Resolution 09-300 and ensuring continued delegation of authority to the CIO to execute operational documents associated with the day-to-day activities of the Dell Financial Services, L.L.C. Master Lease Agreement No. 09-324 ("Master Lease")

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-311

- 47.** Approve and authorize the Chairman to execute a Triple Net Lease Agreement, including an Option to Purchase, with Botfee, LLC, a California Limited Liability Company, for 39,300 square feet of office space and parking area located at 333 W. Pontiac Way, Clovis, CA 93612 (APN 493-070-57S), for use by the Internal Services Department - Information Technology Services Division ("ITSD") for a 10 year term of ten years, effective the date ITSD the Information Technology Services Division takes occupancy, base rent lease base cost not to exceed \$4,433,040; Authorize and direct the County Administrative Officer or the Director of Internal Services/Chief Information Officer, or his one of their designee s, to execute, upon review and approval by County Counsel, Lease Commencement Notification, Estoppel and/or Subordination and Non- Disturbance Agreements regarding the recommended lease agreement, if County is requested by Botfee, LLC, a California Limited Liability Company (Lessor) to sign such documents

A MOTION WAS MADE BY VICE CHAIRMAN PACHECO, SECONDED BY SUPERVISOR POOCHIGIAN, THAT THIS MATTER BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 4 - Borgeas, Mendes, Pacheco, and Poochigian

Noes: 1 - Perea

Agreement No. 16-457

Probation

48. Approve and authorize Chairman to execute an Agreement with the Superior Court of California, County of Fresno (Court), to maintain an existing Office Assistant position from the Probation Department to provide Probation functions in the After Criminal, Traffic, Infraction One-Stop Network (ACTION) Center, effective upon execution through June 30, 2021, which includes a three-year base term with two optional one-year extensions (\$0)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-437

Public Health

49. Approve and authorize the Chairman to execute a retroactive revenue Agreement with State Center Community College District, for student education and training in the Department of Public Health Emergency Medical Services Primary Paramedic Training Program, effective July 1, 2016 through June 30, 2018 (\$140,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-438

50. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the City of Clovis, for dispatching of the Clovis Fire Department by the Fresno County Emergency Medical Services Communications Center, effective July 1, 2016, not to exceed seven consecutive years, which includes a three-year base contract and two optional two year extensions (\$865,452); and, approve and authorize Chairman to execute a retroactive Agreement with KWPH Enterprises, d.b.a. American Ambulance, for dispatching of the Clovis Fire Department by the Fresno County Emergency Medical Services Communications Center, effective July 1, 2016 through December 31, 2017 (\$420,399)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-439, Agreement No. 16-440

51. Approve and authorize the Chairman to execute retroactive Amendment I to Revenue Agreement No. 15-397 with the California Department of Public Health, to carry forward unspent funds, for the Lifetime of Wellness: Communities in Action Grant, effective March 1, 2015 through September 29, 2018 (\$2,553,716)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 15-397-1

52. Approve and authorize the Chairman to execute Amendment I to Agreement No. 16-060 with United Health Centers of the San Joaquin Valley, Inc., with no change to the term or compensation amount, for primary preventative health services, effective upon execution through September 30, 2018 (\$1,452,318)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-060-1

Public Works and Planning

53. Approve and authorize Chairman to execute Agreement with Shaver Lake Civic League to design and develop improvements to Shaver Lake Boat Launch extension and Shade Pavilions project; and approve and authorize Chairman to execute second amendment to Lease with Southern California Edison which will extend the term through June 30, 2041

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-443, Agreement No. 02-130-2

54. Approve and authorize the Chairman to execute a Consultant Services Agreement with Geo-Logic Associates to provide engineering services for the American Avenue Disposal Site Phase I Clean Closure Project (\$2,000,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-445

55. Adopt a Resolution retroactively authorizing the Director of the Department of Public Works and Planning, or his or her designee, to submit a Financial Assistance Application to the State Water Resources Control Board, and to give required assurances, certifications, and commitments, for grant funding for the planning of improvements to the drinking water facilities serving County Service Area No. 30 and County Service Area No. 32, and authorizing the Director to execute, subject to the review and approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector, a Funding Agreement and any amendments deemed necessary by the Director to complete and administer the project (\$1,000,000); and adopt a resolution rescinding Resolution 16-051, adopted February 9, 2016, and directing staff to abandon application to the Local Agency Formation Commission for reorganization of County Service Area No. 30 and County Service Area No. 32

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-313, Resolution No. 16-314

56. Approve and authorize Chairman to execute an Agreement with the California Department of Transportation exchanging \$268,108 in Federal funds for an equal amount of non-Federal funds from State Highway Account, and claim \$100,000 of State Match Program funds for FY 2015-2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-446

57. Accept the easement deed and authorize the Chairman to execute the right-of-way contract and Temporary Construction Permit for the Jensen Avenue and Temperance Avenue Traffic Signal Project for a total monetary consideration of \$23,100

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

58. Adopt Resolution approving Measure "C" Extension Local Transportation Funds Claim for FY 2016-17 and authorize Chairman to execute the claim, certify that these funds are not being used to substitute for property tax funds which were previously used for local transportation purposes, and confirm County's intent to complete reporting requirements no later than November 15, 2016

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Resolution No. 16-315

59. Award Contract No. 16-06-J, Class A (General Engineering) Job Order Contract, to the bidder with the lowest responsive bid, Durham Construction Company, Inc., 1025 Holland Avenue, Clovis, CA in the total amount of \$1,500,000; award Contract No. 16-07J, Class A (General Engineering) Job Order Contract, to the bidder with the second lowest responsive bid, Emmett's Excavation, Inc., 6207 E. Clinton, Fresno, CA in the total amount of \$1,500,000; award Contract No. 16-J-01, Class B (General Building) Job Order Contract, to the bidder with the lowest responsive bid, CAM Painting, Inc., 29 Hackamore Lane, Bell Canyon, CA in the total amount of \$1,500,000; and award Contract No. 16-J-02, Class B (General Building) Job Order Contract, to the bidder with the second lowest responsive bid, Durham Construction Company, Inc., 1025 Holland Avenue, Clovis, CA in the total amount of \$1,500,000

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

60. Accept easement deeds and authorize Chairman to execute right-of-way contracts required for North Avenue from Bethel Avenue to Academy Avenue Reconstruction Project for total monetary consideration of \$35,700

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Social Services

61. Approve and authorize the Chairman to execute four (4) Agreements with the following agencies to provide parent education programs, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$2,997,455: Exceptional Parents Unlimited (EPU) \$768,600, Focus Forward \$453,855, Central Valley Children's Services Network (CVCSN) \$775,000, Exceptional Parents Unlimited (EPU) \$1,000,000; and, Authorize Chairman to waive County Administrative Policy No. 5 - Contract Salary Limitation as Exceptional Parents Unlimited Inc. and Central Valley Children's Services Network have exceeded the 20% of total salaries employee benefits limit

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Mendes, Pacheco, Perea, and Poochigian

Agreement No. 16-447, Agreement No. 16-448, Agreement No. 16-449, Agreement No. 16-450