



County of Fresno

Action Summary - Draft

Board of Supervisors

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

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

Tuesday, May 16, 2017

9:00 AM

Hall of Records

Present: 5 - Supervisor Andreas Borgeas, Supervisor Nathan Magsig, Supervisor Buddy Mendes, Chairman Brian Pacheco, and Vice Chairman Sal Quintero

Invocation and Pledge of Allegiance

LANA ROBERTS, ASSOCIATE PASTOR, FIRST PRESBYTERIAN CHURCH OF FRESNO, GAVE THE INVOCATION AND BERNICE E. SEIDEL, CLERK TO THE BOARD, LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE AGENDA BE APPROVED AS RECOMMENDED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

2. Approve Consent Agenda - Item Numbers 23 - 59

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 48 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE. ITEM NO. 34 WAS DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Board of Supervisors

3. Presentation of Retirement Plaque to Tina Rae Starks - Department of Public Health - 30 years of Service

PRESENTED PLAQUE TO TINA RAE STARKS

4. Presentation of Retirement Plaque to Laurette R. Misaki - Department of Public Health - 23 Years of Service

PRESENTED PLAQUE TO LAURETTE R. MISAKI

Chairman Pacheco

5. Proclaim May 21-27, 2017 "National Public Works Week" in the County of Fresno and Recognize the Merit Award received from California General Services Association

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-297

Chairman Pacheco and Supervisor Mendes

6. Proclaim May 2017 as Water Awareness Month in Fresno County

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-298

7. Proclaim the month of May 2017 as Water Safety Month in Fresno County

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-299

Supervisor Magsig

8. Adopt Resolution acknowledging The Boys and Girls Club of Fresno County as an invaluable asset in gang prevention and youth development

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-300

9. Adopt Resolution to commemorate the first anniversary of Philip Kenneth (Bud) Olson's death who served on the Fresno County Historical Landmarks and Records Advisory Commission for 23 years

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-301

Supervisor Quintero

10. Proclaim June 2017 as Elder and Dependent Adult Abuse Awareness Month

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-302

11. Proclaim the month of May 2017 to be Older Americans Month

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-303

Administrative Office

12. Discuss and provide direction to staff regarding Fresno County priorities; review existing Vision and Mission Statements and Guiding Principles and revise, if necessary, to reflect any changes in the County's position; provide direction to staff regarding: a) continuing membership in the National Association of Counties; and b) becoming a member of the Urban Counties of California (UCC) coalition and if directed to become a member of the UCC, authorize staff to send a letter to the UCC Board requesting to be a member

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, TO APPROVE RECOMMENDED ACTION 3A AND 3B OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

THE BOARD, BY CONSENSUS, DIRECTED STAFF TO RETURN TO THE BOARD ON JUNE 20, 2017, WITH THE FRESNO COUNTY PRIORITIES. STAFF IS TO PROVIDE AN UPDATE ON JUNE 20, 2017, ON THE PROGRESS OF A HALF-DAY WORKSHOP TO DISCUSS THE GUIDING PRINCIPLES ALONG WITH VISION AND MISSION STATEMENTS FOR THE COUNTY OF FRESNO

Behavioral Health

13. Consider and approve Without Cause termination of Agreement Nos. 16-360, 16-361, 16-295, and 15-300 with King of Kings Community Center for Sober Living Housing, substance use disorder treatment, outpatient and residential services, effective May 16, 2017

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, TO DIRECT STAFF TO CONTINUE TO WORK WITH KING OF KINGS COMMUNITY CENTER AS A SERVICE PROVIDER PURSUANT TO THE TERMS STATED IN THE EXISTING AGREEMENTS. FURTHER, DIRECTED STAFF TO REPORT BACK TO THE BOARD WITHIN 60 DAYS ON WHETHER ADDITIONAL ACTION IS REQUIRED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Public Health

14. Approve and authorize the Chairman to execute the Emergency Medical Services Provider Agreement with KWPH Enterprises, dba American Ambulance, for the exclusive provision of emergency ambulance services within the Fresno County Exclusive Operating Area, with an initial term effective January 1, 2018 through December 31, 2022 (\$4,353,735); and, a Lease Agreement with KWPH Enterprises, dba American Ambulance for the Fresno County Emergency Medical Services Communications Center (4,590 square feet) at 4555 E. Hamilton Ave., Fresno, CA, effective January 1, 2018 through December 31, 2022 with a lease of \$8,400 per month (\$504,000)

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

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-218, Agreement No. 17-219

Public Works and Planning

15. Receive staff's presentation regarding Fresno County General Plan, the status of General Plan Review and Zoning Ordinance Update process and scope of work, and confirm or provide new direction as determined appropriate

RECEIVED STAFF'S PRESENTATION REGARDING THE FRESNO COUNTY GENERAL PLAN, THE STATUS OF THE GENERAL PLAN REVIEW AND ZONING ORDINANCE UPDATE PROCESS AND SCOPE OF WORK. THE BOARD, BY CONSENSUS, DIRECTED THAT STAFF MAKE THE FOLLOWING CHANGES:

1) EDIT THE GENERAL PLAN VISION STATEMENT'S ECONOMIC DEVELOPMENT THEME SO THAT IT READS: "THE PLAN SEEKS TO PROMOTE JOB GROWTH AND REDUCE UNEMPLOYMENT THROUGH THE ENHANCEMENT AND EXPANSION OF ITS AGRICULTURAL ECONOMIC BASE PLUS FACILITATE BUSINESS PARKS THAT INCLUDE MANUFACTURING, PROCESSING AND DISTRIBUTION"

2) EDIT GENERAL PLAN GOAL ED-A, SO THAT IT READS: "TO INCREASE JOB CREATION THROUGH REGIONAL LEADERSHIP, AGRICULTURAL PRODUCTIVITY, DEVELOPMENT OF HIGH-VALUE-ADDED PROCESSING FIRMS, MANUFACTURING AND DISTRIBUTION, AND VOCATIONAL EDUCATIONAL OPPORTUNITIES"

3) EDIT GOAL LU-D, SO THAT IT READS: "TO PROMOTE CONTINUED AGRICULTURAL USES ALONG INTERSTATE 5, TO THE EXTENT WATER IS AVAILABLE, PROTECT SCENIC VIEWS ALONG THE FREEWAY, PROMOTE THE SAFE AND EFFICIENT USE OF THE FREEWAY AS A TRAFFIC CARRIER, DISCOURAGE THE ESTABLISHMENT OF INCOMPATIBLE AND HAZARDOUS USES ALONG THE FREEWAY, AND PROVIDE FOR ATTRACTIVE, COORDINATED DEVELOPMENT OF COMMERCIAL AND SERVICE USES THAT CATER SPECIFICALLY TO HIGHWAY TRAVELERS, AND OF AGRICULTURE-RELATED USES AT KEY INTERCHANGES ALONG INTERSTATE 5"

A MOTION WAS MADE BY CHAIRMAN PACHECO, SECONDED BY SUPERVISOR MENDES, TO DIRECT STAFF TO: A) MAINTAIN CURRENT GENERAL PLAN POLICIES REGARDING DESIGNATION OF ADDITIONAL LAND AS RURAL RESIDENTIAL AND FOOTHILL RURAL RESIDENTIAL; B) MAINTAIN CURRENT GENERAL PLAN POLICIES REGARDING CREATION OF HOMESITE PARCELS IN THE EXCLUSIVE AGRICULTURAL ZONES OF THE UNINCORPORATED AREA OF THE COUNTY; AND, C) ELIMINATE THE PLANNED URBAN VILLAGE DESIGNATION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

16. Consider and adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7206; and determine that required Findings specified in Fresno County Zoning Ordinance Section 873-F and Section 877-A can be made and approve Classified Conditional Use Permit Application No. 3546 to allow a personal/recreational vehicle storage facility with office and a caretaker's residence, and Variance Application No. 4018 to allow a zero-foot rear-yard setback for a storage building, project site is within AE-20 Zone District located on north side of State Route 168 approximately 470 feet west of intersection of SR 168/Lodge Road in unincorporated community of Prather

CONDUCTED HEARING. RECEIVED PUBLIC TESTIMONY. CLOSED HEARING. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY VICE CHAIRMAN QUINTERO, TO APPROVE THE RECOMMENDED ACTION, SUBJECT TO AN ADDITIONAL CONDITION THAT THE APPLICANT SHALL ENTER INTO AN AGREEMENT INDEMNIFYING THE COUNTY FOR ALL LEGAL COSTS ASSOCIATED WITH ITS ADOPTION OF THE MITIGATED NEGATIVE DECLARATION, AND THE APPROVAL OF THE CLASSIFIED CONDITIONAL USE PERMIT NO. 3546 AND VARIANCE APPLICATION NO. 4018. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

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)

SUPERVISOR MENDES REPORTED THAT THE CITY OF FRESNO ADOPTED A RESOLUTION AND SENT A LETTER TO THE CALIFORNIA WATER COMMISSION SUPPORTING THE TEMPERANCE FLAT PROJECT. ON SEPTEMBER 13, 2016, THE COUNTY SENT A LETTER OF SUPPORT AND SUPERVISOR MENDES RECOMMENDS THE COUNTY ADOPT A RESOLUTION TO PARALLEL THE CITY OF FRESNO'S EFFORT. AS VICE CHAIRMAN OF THE JPA SUPERVISOR MENDES ENCOURAGES ALL OTHER FRIANT WATER USERS TO FORMULATE PLANS ON HOW THE TEMPERANCE FLAT DAM WILL BE USED BECAUSE THE PROJECT CANNOT MOVE FORWARD UNLESS ALL PARTIES HAVE AN OPERATIONAL PLAN IN PLACE. VICE CHAIRMAN QUINTERO ANNOUNCED THE SUCCESS OF THE 3RD ANNUAL SENIOR SPRING FLING THAT WAS HELD MAY 12, 2017. THERE WERE OVER 400 IN ATTENDANCE WITH 51 SPONSOR TABLES. VICE CHAIRMAN QUINTERO STATED THAT A MEETING WAS HELD MAY 15, 2017, REGARDING AN AGENDA ITEM REQUESTING THE COUNTY ADMINISTRATIVE OFFICE TO CREATE A POLICY REGARDING THE SUPERVISORS BUDGETS AND THE USE OF THOSE MONIES FOR COMMUNITY OUTREACH, BUT WAS NOT SATISFIED WITH THE RESULTS OF THAT MEETING. VICE CHAIRMAN QUINTERO ASKED FOR GUIDANCE ON HOW TO PROCEED WITH THE REQUEST OF THE AGENDA ITEM. CHAIRMAN PACHECO RESPONDED THAT THE ITEM WILL BE ON THE AGENDA THE LAST MEETING IN JUNE. CHAIRMAN PACHECO ANNOUNCED THAT HE AND SUPERVISOR MENDES HAVE BEEN WORKING ON THE AD HOC COMMITTEE WITH THE CITY OF FRESNO AND THERE IS A JOINT MEETING BETWEEN THE CITY OF FRESNO AND COUNTY OF FRESNO SCHEDULED FOR TUESDAY, MAY 30, 2017. SUPERVISOR BORGEAS REPORTED WORKING WITH SUPERVISOR MAGSIG REGARDING SOLAR RELATED ISSUES AND IN THE NEXT MONTH THEY WILL COME BACK TO THE BOARD WITH RECOMMENDATIONS ON THE TOPIC. SUPERVISOR BORGEAS ALSO STATED THAT IN THE NEXT COUPLE OF MONTHS, RECOMMENDATIONS AND PROPOSED SAFETY MEASURES WILL BE BROUGHT TO ENHANCE THE SAFETY OF THE HALL OF RECORDS AND THE COUNTY FAMILY

Board Appointments

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

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR BERGEAS, THAT THE NOMINATION FOR APPOINTMENT BE APPROVED AS FOLLOWS:

SQUAW VALLEY CEMETERY DISTRICT

APPOINTED PAUL JOLY TO REPLACE FRANK BLANKENSHIP (TERM TO 1/7/2019)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Absent: 1 - Quintero

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

HELD; THERE WERE NO COMMENTS FROM MEMBERS OF THE PUBLIC

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 – Significant Exposure to Litigation – Government Code section 54956.9(d)(2) or (d)(3) (2 cases)

NOT HELD; COUNTY COUNSEL ANNOUNCED THAT THERE WERE NO CASES TO DISCUSS

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

NOT HELD; COUNTY COUNSEL ANNOUNCED THAT THERE WERE NO CASES TO DISCUSS

- 22.1 Conference with Real Property Negotiators - Government Code 54956.8 Properties: 1325 O Street, Firebaugh, CA 93622; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: City of Firebaugh, Judicial Council of the State of California, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions

HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR BERGEAS, TO ADJOURN THE MEETING FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Absent: 1 - Quintero

CONSENT AGENDA

A MOTION WAS MADE BY SUPERVISOR BERGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 48 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE. ITEM NO. 34 WAS DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Board of Supervisors

23. Approve minutes of meeting for May 2, 2017

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Supervisor Borgeas

24. Proclaim May 19, 2017 as Greek Genocide Remembrance Day

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-277

Supervisor Mendes

25. Adjourn in Memory of Dean L. Jensen

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Auditor Controller-Treasurer/Tax Collector

- 25.1** Adopt a Resolution authorizing the advance of cash up to the amount of an additional \$3,000,000 from the County of Fresno General Fund to the San Joaquin Valley Insurance Authority (SJVIA) until June 30, 2018, as needed, and the request to be repaid by the SJVIA not later than December 30, 2021, to assist the SJVIA in managing its cash flow; Adopt a Resolution authorizing the decrease in the FY 2017-18 General Fund unassigned fund balance in the amount of \$3,000,000, and a corresponding increase in FY 2017-18 General Fund, SJVIA Cash Advance Receivable, to fund the County of Fresno's cash advance to the SJVIA (4/5 vote); Approve and authorize Chairman to execute second amended Agreement between County of Fresno and SJVIA for Cash Advances and Repayment of Cash Advances, increasing total authorized loan amount to \$8,000,000, an increase of \$3,000,000

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-278, Resolution No. 17-279, Agreement No. 17-188

Sheriff/Coroner

- 26.** Adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$342,265; adopt Budget Resolution increasing the FY 2016-17 appropriations for the Sheriff-CA St Corr Train Org 1452 in the amount of \$142,977; adopt Budget Resolution increasing FY 2016-17 appropriations for the Federal Asset Forfeiture Org 1459 in the amount of \$50,000; adopt Budget Resolution increasing the FY 2016-17 appropriations for the FMTF HIDTA Asset Forfeiture Org 1462 in the amount of \$140,062; adopt Budget Resolution increasing the FY 2016-17 appropriation in the HIDTA-Federal Forfeiture Org 1463 in the amount of \$4,226; and adopt Budget Resolution increasing the FY 2016-17 appropriation in the HIDTA-State Forfeiture Org 1464 in the amount of \$5,000 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-280, Resolution No. 17-281, Resolution No. 17-282, Resolution No. 17-283, Resolution No. 17-284, Resolution No. 17-285

- 27.** Retroactively authorize a waiver of the 28 hours per week and/or 960 hours per calendar year maximum hours limitation for the Extra-Help positions listed on Attachment A in the Sheriff-Coroner's Office, pursuant to the provisions set forth in the Salary Resolution, section 1100 and Personnel Rules 2040 and 4240

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Sitting as the In-Home Supportive Services Public Authority Governing Board:

28. Approve and authorize the Chairman to execute an Agreement with Voiance Language Services, LLC for telephonic interpretation services, effective upon execution through June 30, 2018, with one optional one-year extension, total not to exceed \$424,448

Sitting as the County of Fresno Board of Supervisors:

Approve and authorize the Chairman to execute an Agreement with Voiance Language Services, LLC for telephonic interpretation services, effective upon execution through June 30, 2018, with one optional one-year extension, total not to exceed \$424,448

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-189

Administrative Office

29. Adopt Resolution proclaiming termination of the Drought local emergency status in Fresno County

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution 17-286

30. 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, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-287

31. Adopt Resolution proclaiming continuation of the local emergency status as a result of the 2017 February Winter Storms

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-288

32. Approve and authorize the Chairman to execute the 2017 Local Planning Council County Priorities for State funding for preschool and infant/toddler programs by zip code

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Behavioral Health

33. Approve and authorize the Chairman to execute a retroactive Amendment I to Agreement No. 14-437 with Central Star Behavioral Health, Inc. for specialty mental health services to children in the child welfare system, effective April 1, 2017 with no change in term from July 29, 2014 to June 30, 2019 and increasing the contract maximum by \$2,600,000 to a total of \$16,100,000; Agreement No. 15-461 with California Psychological Institute for specialty mental health services to children in the child welfare system, effective April 1, 2017 with no change in term from October 1, 2015 to June 30, 2019 and increasing the contract maximum by \$2,400,000 to a total of \$13,650,000; and, Agreement No. 15-462 with Uplift Family Services (formerly Families First, Inc., dba EMQ Families First) for specialty mental health services to children in the child welfare system adding the provision of psychological evaluations, effective April 1, 2017 with no change in term from October 1, 2015 to June 30, 2019 and increasing the contract maximum by \$2,000,000 to a total of \$12,985,841

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 14-437-1, Agreement No. 15-461-1, Agreement No. 15-462-1

34. Authorize the County Behavioral Health Director, serving as the Local Mental Health Director, or designee, to provide training and certification to unlicensed professionals working for the Department of Behavioral Health or a program/agency within Fresno County approved as a designated Welfare & Institutions Code, Section 5150 site to initiate involuntary holds (\$0)

DELETED

Human Resources

35. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with the Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of health benefit plan proposals for Plan Year 2018; and, authorize the Director of Human Resources to solicit competitive bids for health benefit plans and directly negotiate agreements with vendors to provide health benefits to active and retired County employees and their dependents in Plan Year 2018

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Internal Services

36. Authorize Chairman to approve First Amendment to Agreement 14-268 with Office Depot, Inc. to enable County departments to purchase office supplies through the Office Depot Online Ordering Platform

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 14-268-1

37. Approve and authorize the Chairman to execute First Amendment to Agreement 17-058, a Master Agreement for Data Processing Professional Services, to extend modify the term through February 29, 2020, with two optional one-year renewal periods, and to increase the maximum compensation by \$6,500,000, effective upon execution (\$8,000,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-058-1

38. Adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues for Internal Services Department, Facility Services Org 8935 in the amount of \$1,500,000 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-289

Library

39. Approve and authorize the Chairman to execute an agreement with the Caruthers Chamber of Commerce for usage of outdoor Library facilities to host community events, effective May 17, 2017, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0); and authorize the County Librarian or designee to terminate the agreement upon providing a 30 day advance written notice

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-195

40. Adopt Resolution accepting and expressing gratitude to the Friends of the Library for the non-monetary donation of gift cards to the Library valued at \$700 to be used as prizes for the Library's Annual Poetry Contest

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-290

Public Health

41. Approve and authorize the Chairman to execute an Agreement with California State University, Fresno to provide students with supervised administrative and field-related experience training through County programs, effective June 1, 2017, not to exceed five consecutive years, which includes a one-year base contract and four optional one-year extensions (\$0)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-196

42. Approve and authorize the Chairman to execute the California Civil Rights Laws Attachment as a component of Agreement No. 17-018 and Amendment I to Agreement No. 15-524 with the California Department of Public Health for Core Sexually Transmitted Disease Prevention and Program Management

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

43. Approve and authorize the Chairman to execute an Agreement with AMEC Foster Wheeler, Inc., for a multi-jurisdictional local hazard mitigation plan, effective upon execution through December 31, 2018 (\$150,000)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-197

- 44.** Approve and authorize the Chairman to execute a retroactive Agreement with the California Department of Health Care Services (DHCS) to allow the Department of Public Health to participate in the Intergovernmental Transfer program for the local Medi-Cal Managed care plan, effective July 1, 2016 through June 30, 2019, with: Blue Cross of California Partnership Plan dba Anthem Blue Cross (\$718,355) and CalViva Health (\$1,796,438); Agreement with DHCS allowing the Department of Public Health to provide DHCS an assessment fee required to participate in the Intergovernmental Transfer program through: Blue Cross of California Partnership Plan dba Anthem Blue Cross (\$143,671) and CalViva Health (\$359,288); retroactive Amendment I to Agreement No. 11-058 with CalViva Health, effective July 1, 2016 through September 30, 2019, to meet DHCS requirements necessary to participate in the Intergovernmental Transfer program (\$3,521,018); and, retroactive Amendment I to Agreement No. 06-072 with Blue Cross of California Partnership Plan dba Anthem Blue Cross, effective July 1, 2016 through September 30, 2019, to meet DHCS requirements necessary to participate in the Intergovernmental Transfer program (\$1,407,976)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-198, Agreement No. 17-199, Agreement No. 17-200, Agreement No. 17-201,
Agreement No. 11-058-1, Agreement No. 06-072-1

Public Works and Planning

- 45.** Adopt Resolution authorizing Pacific Gas & Electric Company to transfer County of Fresno Rule 20A credits previously allocated to the Buttonwillow Avenue project from south of the Reedley City limits to Dinuba Avenue in the amount of \$1,400,000 to a project for the undergrounding of existing overhead utilities along a portion of Dinuba Avenue from Buttonwillow Avenue to Travers Creek

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-291

- 46.** Approve and authorize Chairman to execute Limited Obligation Reimbursable Financing Agreement for Millerton Lake Pump Repair and Replacement Project with JPJ, Incorporated and Table Mountain Rancheria, to provide funds up to \$333,994, to finance repair/replacement of lake pumps serving County Service Area 34 (Millerton New Town) and its Zones, County Service Area 34A (Brighton Crest) and County Service Area 34C (Bella Vista) (\$333,994); and adopt Budget Resolution increasing FY 2016-17 appropriations and estimated revenues for County Service Area 34 (Millerton) Organization 9174 in the amount of \$276,502 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-204, Resolution No. 17-292

47. Approve restructuring of Fresno County Integrated Waste Management Local Task Force in accordance with AB 939 and applicable regulations; adopt County's resolution authorizing designation of Assembly Bill 939 Memorandum of Understanding Committee as Integrated Waste Management Local Task Force; and adopt Budget Resolution increasing FY 2016-17 appropriations in amount of \$22,903 for Fresno-Clovis Metropolitan Solid Waste Org 9023 (4/5 vote)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-293, Resolution No. 17-294

48. Endorse the Fresno Council of Governments FY 2017-18 Overall Work Program

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

Ayes: 3 - Magsig, Pacheco, and Quintero

Noes: 1 - Mendes

Absent: 1 - Borgeas

49. Accept the Grant of Easement and authorize the Chairman to execute the Right of Way Contract required for the Fresno Canal Bridge Replacement Project on McKinley Avenue for a total monetary consideration of \$8,400

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

50. Approve and authorize Chairman to execute indemnification agreement with GASNA 6P, LLC, as required by a condition of approval of Unclassified Conditional Use Permit Application No. 3531

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-205

51. Authorize Chairman to execute Memorandum of Understanding with Consolidated Irrigation District for implementation of Sustainable Groundwater Management Act in Kings Groundwater Subbasin, and designate Director of Department of Public Works and Planning as Designated Contact Person for Fresno County

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-206

- 52.** Approve the Agreement for repair of county roads for the City of Fresno's planned construction project for large-diameter recycled water mains along Hughes Avenue (Belmont - Union Pacific Railroad), Cornelia Avenue (Belmont - University), Cornelia Avenue (Weldon - Harvard), Cornelia Avenue (Cornell - Shields), Valentine Avenue (Belmont to Franklin), Franklin Avenue (Belmont - Approximately 325 feet east of Valentine), Clinton Avenue (Polk to Cornelia), and Polk Avenue (Clinton - Yale), known as the Southwest Quadrant Recycled Water Distribution System SW1D, SW1C2 and Pump Station Project ("Project"), with the first phase of this portion of the master plan project currently scheduled for construction to begin this summer

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-207

- 53.** Approve Salary Resolution amendment adding (1) Assistant Director of Planning & Resources, as reflected on Appendix "C", effective May 22, 2017 and approve Salary Resolution amendment deleting (1) Deputy Director of Planning as reflected on Appendix "C", effective June 19, 2017

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Salary Resolution No. 17-024

- 54.** Approve and authorize Chairman to execute First Amendment to Amended and Restated Memorandum of Understanding between County of Fresno and City of Selma regarding 107.85 acre addition and 242 acre reduction to City's Sphere of Influence; determine that City's proposed 288 acre annexation is consistent with Section 2.4 of Amended and Restated Memorandum of Understanding; and determine that approval and authorization of Chairman to execute First Amendment to the Amended and Restated Memorandum of Understanding between County of Fresno and City of Selma is exempt from requirements of California Environmental Quality Act, Public Resources Code 2100, et seq., and direct staff to file Notice of Exemption with Office of the Fresno County Clerk

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-208

55. Approve and authorize Chairman to execute Reclamation Agreement with RE Tranquillity 8 Amarillo LLC, project applicant (the Applicant), to implement a condition of approval of Unclassified Conditional Use Permit Nos. 3452 and 3453 (UCUP Nos. 3452 and 3453) for second and third phases of a multi-phase solar photovoltaic electricity generating facility (Solar Facility) near community of Tranquillity; approve and authorize Chairman to execute Reclamation Agreement with RE Tranquillity 8 Verde LLC, RE Tranquillity 8 Rojo LLC, and RE Tranquillity 8 LLC, project applicants (the Applicants), to implement condition of approval of Unclassified Conditional Use Permit Nos. 3454, 3455, 3456, and 3457 (UCUP Nos. 3454, 3455, 3456, and 3457) for fourth through seventh phases of the Solar Facility; approve and authorize Chairman to execute Reclamation Agreement with RE Tranquillity 8 Azul LLC and RE Tranquillity 8 Rojo LLC, project applicants (the Applicants), to implement condition of approval of Unclassified Conditional Use Permit No. 3458 (UCUP No. 3458) for eighth and final phase Solar Facility; approve and authorize Chairman to execute Road Repair Agreement with RE Tranquillity 8 LLC, to satisfy Mitigation Measure 4.18-1 associated with UCUP Nos. 3452, 3453, 3454, 3455, 3456, 3457, and 3458, for remaining phases of the Solar Facility; approve and authorize Chairman to execute Funding Agreement with RE Tranquillity 8 LLC, to implement conditions of approval of UCUP Nos. 3452, 3453, 3454, 3455, 3456, 3457, and 3458, for remaining phases of Solar Facility; make a finding that it is in the best interest of County to waive competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for solicitation of monitoring of and reporting on compliance with the Mitigation Monitoring and Reporting Programs associated with County's approval of UCUP Nos. 3452, 3453, 3454, 3455, 3456, 3457, and 3458, for remaining phases of Solar Facility; approve and authorize Chairman to execute sole source Third Party Administrator Agreement with HELIX Environmental Planning, Inc., effective May 16, 2017 through December 31, 2018 (\$20,000), to monitor and report on Applicants' compliance with Mitigation Monitoring and Reporting Programs associated with County's approval of UCUP Nos. 3452, 3453, 3454, 3455, 3456, 3457, and 3458, for remaining phases of Solar Facility; approve and authorize Chairman to execute Indemnification Agreement with RE Tranquillity 8 LLC, to implement condition of approval as required by UCUP Nos. 3452, 3453, 3454, 3455, 3456, 3457, and 3458, for remaining phases of Solar Facility; authorize Director of Department of Public Works and Planning (Director) to accept deposits of funds required by Recommended Action Numbers 1-5; and accept Grants of three Limited Access Easements from RE Tranquillity 8 Amarillo Landco LLC, RE Tranquillity 8 Landco LLC, and RE Tranquillity 8 Azul Landco LLC, the respective owners of the properties upon which Solar Facility is to be situated

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-209, Agreement No. 17-210, Agreement No. 17-211, Agreement No. 17-212, Agreement No. 17-213, Agreement No. 17-214, Agreement No. 17-215

56. Adopt the Resolution to schedule a Public Hearing on June 20, 2017 at 9:00 a.m. or as soon thereafter as practicable, for a Resolution of Necessity, Supporting the Condemnation of real property interests needed for the American Avenue - SR 99 to Temperance Avenue Road Improvement Project (Project), and authorize the Notice of the Public Hearing

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-295

Sitting as the Board of Directors of Waterworks District No. 38:

57. Adopt Resolution authorizing Director of Department of Public Works and Planning or his or her designee to submit an amended Financial Assistance Application to State Water Resources Control Board for funding for construction of improvements to wastewater treatment facility serving Waterworks District 38, and authorizing Director of Department of Public Works and Planning to execute, subject to review and approval of County Counsel and Auditor-Controller/Treasurer-Tax Collector, a Funding Agreement and any amendments that the Director deems necessary for consummation and continuing administration of the project (\$730,580)

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Resolution No. 17-296

Social Services

58. 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 as the Superior Court of California is a state governmental agency; and Approve and authorize the Chairman to execute an Agreement with Superior Court of California for mediation services, effective July 1, 2017, not to exceed five consecutive years, which include a three-year base contract and two optional one-year extensions, total not to exceed \$879,210

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 17-216

- 59.** Approve and authorize the Chairman to execute a retroactive Fifth Amendment to Agreement No. A-12-108 with Casey Family Programs, to extend the term of the existing Agreement for Child Welfare strategic planning assistance by one year from December 31, 2016 to December 31, 2017 with no increase in the maximum of \$0

APPROVED AS RECOMMENDED

Ayes: 5 - Borgeas, Magsig, Mendes, Pacheco, and Quintero

Agreement No. 12-108-5