



County of Fresno

Action Summary - Draft

Board of Supervisors

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

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

Tuesday, February 26, 2019

9:00 AM

Hall of Records

Present: 5 - Chairman Nathan Magsig, Vice Chairman Buddy Mendes, Supervisor Brian Pacheco, District 2, and Supervisor Sal Quintero

Invocation and Pledge of Allegiance

FRESNO COUNTY DIRECTOR OF HUMAN RESOURCES PAUL NERLAND GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

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

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

Vacant: 1 - District 2

2. Approve Consent Agenda - Item Numbers 21 - 54

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, THAT THE CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEM 39 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Chairman Magsig

3. Proclaim March 2019 as Professional Social Worker Appreciation Month in Fresno County

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

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

Vacant: 1 - District 2

Resolution No. 19-072

- 3.1 Discuss and approve sending a letter signed by all members of the Board of Supervisors to the San Joaquin River Conservancy reaffirming the County of Fresno's support for Alternative 5B, providing for access to the San Joaquin River as part of the Eaton Trail Extension Project at the intersection of Palm Avenue and East Nees Avenue in Fresno, and reaffirming the County of Fresno's opposition to Alternative 1 providing for direct access to the San Joaquin River at River Drive

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

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

Vacant: 1 - District 2

Administrative Office

4. Consider and take action on request for determination of public convenience or necessity on application for Alcoholic Beverage License Type 48 filed by Nicole R. Beadles located at 7029 S. Elm Avenue, Fresno, CA 93706

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

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

Vacant: 1 - District 2

5. Adopt recommended changes to the Fresno County Federal Legislative Platform; authorize the Chairman to execute letters of support, or opposition, in accordance with the platform; and authorize the County Administrative Office to work with the County's Federal Legislative Delegation, Washington lobbyist, and/or other necessary parties to support or oppose legislation in accordance with the platform

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE ACTED ON AS FOLLOWS:

1) ADOPT RECOMMENDED CHANGES TO THE FRESNO COUNTY FEDERAL LEGISLATIVE PLATFORM AND INCORPORATE ADDITIONAL BULLET POINTS AS FOLLOWS: ECONOMIC DEVELOPMENT: 1) SUPPORT LEGISLATION, POLICIES AND PROGRAMS, INCLUDING OPPORTUNITY ZONES AND OTHER DESIGNATIONS, THAT EXPAND COMMUNITY REVITALIZATION AND ECONOMIC DEVELOPMENT TOOLS; 2) HUMAN RESOURCES: SUPPORT POLICIES THAT ADDRESS ACTUAL COST-DRIVERS IN THE HEALTH CARE SYSTEM BY PROMOTING LEGITIMATE VALUE-BASED PRICING THROUGHOUT THE HEALTHCARE SYSTEM; SUPPORT THE PRESERVATION OF THE EMPLOYER AND EMPLOYEE TAX STATUS OF EMPLOYEE HEALTH INSURANCE; SUPPORT LEGISLATIVE INITIATIVES TO ELIMINATE THE CADILLAC TAX, WHICH UNFAIRLY PENALIZES AND FORCES EMPLOYERS TO OFFER LESS COMPETITIVE AND COMPREHENSIVE PLANS; 3) SOCIAL SERVICES: SUPPORT POLICIES AND FUNDING THAT SUPPORT LOCAL COUNTY PLANS TO ADDRESS AND MEET THE NEEDS OF INDIVIDUALS AND FAMILIES WHO ARE HOMELESS OR AT-RISK OF HOMELESSNESS;

2) AUTHORIZE THE CHAIRMAN TO EXECUTE LETTERS OF SUPPORT, OR OPPOSITION, IN ACCORDANCE WITH THE PLATFORM; AND

3) AUTHORIZE THE COUNTY ADMINISTRATIVE OFFICE TO WORK WITH THE COUNTY'S FEDERAL LEGISLATIVE DELEGATION, WASHINGTON LOBBYIST, AND/OR OTHER NECESSARY PARTIES TO SUPPORT OR OPPOSE LEGISLATION IN ACCORDANCE WITH THE PLATFORM. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Fresno County Employees' Retirement Association

6. Receive and file the Fresno County Employees' Retirement Association Actuarial Valuation and Review report as of June 30, 2018 by The Segal Group; and, approve and adopt the Board of Retirement's recommended employer and employee contribution rates for FY 2019-20 as provided for in the member contribution rates in Appendix A, the employer contribution rates in Appendix E, and the Administrative Expense Load percentage of Payroll rates in Section 2 of the Actuarial Valuation and Review report as of June 30, 2018, in accordance with Government Code sections 31453 and 31454

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

Ayes: 3 - Magsig, Mendes, and Quintero

Absent: 1 - Pacheco

Vacant: 1 - District 2

Probation

7. Retroactively authorize the Chief Probation Officer's previous submittal of a grant application to the State of California, Governor's Office of Emergency Services (Cal OES) for the Human Trafficking Advocacy Program (\$187,500); approve and authorize the Chairman to execute a retroactive Grant Application/Agreement for the Human Trafficking Advocacy Program with Cal OES for the period of January 1, 2019 to December 31, 2019; adopt resolution authorizing the Chairman to sign the retroactive grant application and to execute retroactive Grant Award Agreement and any extensions or amendments thereto with Cal OES for the period of January 1, 2019 through December 31, 2019, subject to approval by County Counsel and the Auditor-Controller/ Treasurer-Tax Collector; adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenue in Probation - Grants Org 3432 in the amount of \$76,116 (4/5 vote); approve and authorize the Clerk to the Board to execute Budget Transfer No. 8 (\$18,750) transferring FY 2018-19 appropriations from Probation Org 3430 Account 6100 (Regular Salaries) to Probation - Grants Org 3432 Account 6100 (Regular Salaries) available due to salary savings to cover the required match for the Human Trafficking Advocacy Program; and approve Amendment to the Salary Resolution adding one Senior Victim Witness Advocate position to the Probation Org 3432, effective March 11, 2019 as reflected in Appendix "C"

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

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

Vacant: 1 - District 2

Agreement No. 19-104, Resolution No. 19-073, Resolution No. 19-074, Salary Resolution No. 19-011

Public Works and Planning

8. Consider and approve proposed siting of Fresno Metropolitan Flood Control District Basin "DQ" as recharge and drainage facility outside City of Clovis' Sphere of Influence, subject property is located on a portion of an approximately 67-acre parcel of agricultural land located south of Sierra Avenue alignment, between Enterprise Canal and Leonard Avenue alignment, north of Bullard Avenue and approximately 2,200 feet northwest of nearest limits of City of Clovis

A MOTION WAS MADE BY CHAIRMAN MAGSIG, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE CONTINUED TO MARCH 26, 2019. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

9. Conduct first hearing on an Ordinance to amend Chapter 11.24 - Speed Limits of the Fresno County Ordinance Code, Sections 11.24.010 through 11.24.100, to reflect various changes to Ordinance Code as result of recent traffic studies; waive reading of Ordinance in its entirety; and set second hearing for March 12, 2019; designate County Counsel to prepare fair and adequate summary of proposed ordinance; and direct Clerk of the Board to post and publish required summary in accordance with Government Code, Section 25124(b)(1)

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

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

Vacant: 1 - District 2

10. Conduct first hearing to amend Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Subsection 2801 of Section 2800 - Solid Waste; waive reading of the Ordinance in its entirety and set second hearing for March 26, 2019; designate County Counsel to prepare fair and adequate summary of proposed ordinance; and direct Clerk of the Board to post and publish required summary in accordance with Government Code, section 25124(b)(1)

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

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

Vacant: 1 - District 2

11. Consider appeal of Planning Commission's denial of Unclassified Conditional Use Permit Application Nos. 3550-3553 and 3577 proposing to allow construction, operation, and eventual decommissioning of an up to 180-megawatt photovoltaic electricity generating facility and associated infrastructure on an approximately 1,288-acre site in AE-20 Zone District; and if Appeal is granted, adopt Resolution to certify Environmental Impact Report No. 7225 (SCH No. 2016011008) prepared for Little Bear Solar Project, Unclassified Conditional Use Permit Application Nos. 3550-3553 and 3577, as complete and adequate in conformance with California Environmental Quality Act and determine required Findings specified in Fresno County Zoning Ordinance, Section 873(F) can be made for approval of Unclassified Conditional Use Permits, subject property is located approximately 13 miles east of Interstate 5, approximately two miles southwest of City of Mendota and adjacent to and west of State Route 33, in unincorporated Fresno County. Solar facility project is comprised of approximately 1,288 acres of Westlands Water District-owned land

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS: GRANTED APPEAL FILED BY FIRST SOLAR INC. ADOPTED RESOLUTION TO CERTIFY ENVIRONMENTAL IMPACT REPORT NO. 7225 (SCH NO. 2016011008) PREPARED FOR THE LITTLE BEAR SOLAR PROJECT, DETERMINED THE REQUIRED FINDINGS SPECIFIED IN FRESNO COUNTY ZONING ORDINANCE, SECTION 873(F) CAN BE MADE AND APPROVED UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NOS. 3550-3553 AND 3577, SUBJECT TO THE LISTED MITIGATION MEASURES AND CONDITIONS OF APPROVAL, INCLUDING THE FOLLOWING ADDITIONAL CONDITIONS: 1) THE APPLICANT SHALL ENTER INTO AN AGREEMENT INDEMNIFYING THE COUNTY FOR ALL LEGAL COSTS ASSOCIATED WITH ITS APPROVAL OF UCUPS 3550-3553, AND 3577 AND PROVIDE A BOND IN THE AMOUNT OF \$150,000.00 AS SECURITY FOR ANY SUCH LEGAL COSTS INCURRED BY THE COUNTY; AND, 2) THE APPLICANT SHALL ENTER INTO A RECLAMATION AGREEMENT PRIOR TO ISSUANCE OF CONSTRUCTION-RELATED PERMITS AND PROVIDE FINANCIAL SECURITY, IN AN AMOUNT AND FORM ACCEPTABLE TO THE DIRECTOR OF PUBLIC WORKS AND PLANNING, AND HAVE THE PROPERTY OWNER EXECUTE A LIMITED EASEMENT FOR THE COUNTY'S BENEFIT TO ALLOW THE COUNTY TO ENTER THE PROPERTY IF THE COUNTY IS REQUIRED TO ENGAGE IN DECOMMISSIONING ACTIVITIES. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Resolution No. 19-075

12. Receive information and discuss County's options regarding adoption of pre-qualification procedure and appeal process for bidders on certain public works projects, which would conform to California Public Contract Code, section 20101, to be utilized at discretion of the Director of the Department of Public Works and Planning; and provide direction to Department of Public Works and Planning regarding development of a pre-qualification procedure and appeal process for bidders on certain public works projects, which conforms to California Public Contract Code, section 20101

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS: DIRECTED THE DEPARTMENT OF PUBLIC WORKS AND PLANNING TO PROCEED WITH THE DEVELOPMENT OF A PRE-QUALIFICATION PROCEDURE AND APPEAL PROCESS FOR BIDDERS ON CERTAIN PUBLIC WORKS PROJECTS, WHICH CONFORMS TO CALIFORNIA PUBLIC CONTRACT CODE, SECTION 20101. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Board of Supervisors' Committee Reports and Comments

13. 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 QUINTERO REQUESTED TO ADJOURN IN MEMORY OF FRESNO POLICE OFFICE PHIA VANG. SUPERVISOR PACHECO REQUESTED TO ADJOURN IN MEMORY OF LONGTIME KERMAN MAYOR TRINIDAD RODRIGUEZ

Board Appointments

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

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

**CENTRAL VALLEY PEST CONTROL DISTRICT
REAPPOINTED THOMAS MULHOLLAND (TERM TO EXPIRE (12/19/2022))**

**EMERGENCY MEDICAL CARE COMMITTEE
REAPPOINTED JEFFREY S. KESTLY (1/3/2023)
REAPPOINTED JOHN BINASKI (TERM TO EXPIRE 1/3/2023)**

**FRESNO REGIONAL WORKFORCE DEVELOPMENT BOARD
APPOINTED MICHAEL J. SILVEIRA (TERM TO EXPIRE 11/1/2020)**

**RECREATION AND WILDLIFE COMMISSION
REAPPOINTED HERB LANG (TERM TO EXPIRE 1/3/2023)**

**FRESNO COUNTY ZOO AUTHORITY
REAPPOINTED MICHELLE ROMAN (TERM TO EXPIRE 1/3/2023)**

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Public Presentations

15. 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

RECEIVED

Closed Session

16. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) - 2 Cases

HELD; NO REPORTABLE ACTION

17. Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) - 2 Cases

HELD; NO REPORTABLE ACTION

18. 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
19. Conference with Legal Counsel- Existing Litigation- Government Code, Section 54956.9 (d)(1)- Karen Haynes vs. County of Fresno; Workers' Compensation Appeals Board Number ADJ11166094
HELD; NO REPORTABLE ACTION
20. Conference with Legal Counsel- Existing Litigation- Government Code, Section 54956.9 (d)(1)- Matthew Sellai vs. County of Fresno; Workers' Compensation Appeals Board Number ADJ9752119, ADJ10892472, ADJ10892471
HELD; NO REPORTABLE ACTION
- 20.1 Conference with Real Property Negotiators - Government Code, Section 54956.8 Properties: North East Corner of South Cedar and East Kings Canyon (APN 461-020-03T); County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: C M G Construction Management Group, Under Negotiations: Instructions to County's negotiator may concern lease and/or purchase of property, price, terms and conditions
HELD; NO REPORTABLE ACTION

1:00 p.m.

Following Closed Session, the Board will participate in the Service awards ceremony and reception honoring employees who have reached the 25, 30, and 35 year service milestones with the County of Fresno

Ceremony and reception to be held at Fresno County Plaza Ballroom 2220 Tulare Street Fresno, California

HELD

Adjourn

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, TO ADJOURN THE MEETING FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

APPROVED:

NATHAN MAGSIG, CHAIRMAN OF THE
BOARD OF SUPERVISORS OF THE
COUNTY OF FRESNO

ATTEST:

BY: _____

BERNICE E. SEIDEL

CLERK OF THE BOARD OF SUPERVISORS

COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON _____

CONSENT AGENDA

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, THAT THE CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF ITEM 39 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Board of Supervisors

- 21.** Approve minutes of meeting for February 12, 2019

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

- 22.** Approve amendments to Conflict of Interest Codes for Farmers Water District, McMullin Groundwater Sustainability Agency and Washington Colony Cemetery District

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Supervisor Pacheco

- 23.** Adjourn in memory of former Kerman Mayor Trinidad Rodriguez

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Auditor Controller-Treasurer/Tax Collector

24. To make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of print and mail services; and, approve and authorize the Chairperson to execute an agreement with Document Fulfillment Services to provide print and mail services, effective March 1, 2019 through February 29, 2024 which includes a three-year base contract and two optional one-year extensions, total not to exceed \$1,800,000

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE CONTINUED TO MARCH 12, 2019. FOLLOWING FURTHER DISCUSSION, THE MOTION AND SECOND WAS WITHDRAWN

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE ACTED ON AS FOLLOWS: DIRECTED THE AUDITOR-CONTROLLER TO WORK WITH VENDOR FOR MOST COMPATIBLE RATE TO THE CURRENTLY PAID RATE AND APPROVE TWO (2) YEAR CONTRACT; IF COMPATIBLE RATE IS NOT ACHIEVED, CONTRACT IS NOT APPROVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Agreement No. 19-105

District Attorney

25. Adopt Resolution accepting and expressing gratitude for the donation of \$300,000 from Table Mountain Rancheria for the Fresno County District Attorney's Identification Theft Prosecution Unit for FY 2018-19

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-054

Sheriff/Coroner/Public Administrator

26. Approve and authorize the Chairman to execute a retroactive revenue Agreement with the City of Parlier for Communication Dispatching Services, effective July 1, 2018 through June 30, 2019 (\$228,883)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-084

27. Approve and authorize the Chairman to execute Second Amendment to Agreement 17-049, DPA Agreement No. FCSO32416 with Hitachi Vantara Corporation effective February 26, 2019 with no change in the term to March 31, 2021 and increasing the maximum by \$700,000 to \$1,200,000; adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for Sheriff-Coroner-Public Administrator Org 3111 in the amount of \$342,376 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 17-049-2, Resolution No. 19-055

28. Approve and authorize the Chairman to execute First Amendment to Agreement No. 16-084 with Future Ford of Clovis for vehicle maintenance and parts, effective upon execution with no change in term to February 28, 2019, with two optional one-year extensions, and increasing the maximum compensation amount by \$225,000, for a total maximum compensation amount of \$2,100,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 16-084-1

County Counsel

29. Approve and authorize Chairman to execute a First Amendment to Purchasing Agreement No. P-18-263-O with the Hanson Bridgett law firm for specialized legal services, effective upon execution, extending the term to December 31, 2020 and increasing the maximum by \$200,000 to a total of \$250,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-087

- 30.** Approve and authorize the Chairman to execute Amendment IV to Agreement P-17-077-Q with Epstein, Becker & Green, PC, for outside legal services to represent the County of Fresno in appeals of federal and state disallowances of cost reimbursement claims, effective upon execution with no change in term to December 31, 2019 and increasing the maximum by \$100,000 to a total of \$400,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-102

Administrative Office

- 31.** 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: 4 - Magsig, Mendes, Pacheco, and Quintero

Vacant: 1 - District 2

Resolution No. 19-056

- 32.** Approve the following revised Administrative Policies: 27 - Grant Applications and 53 - Appointments to and Service on Boards, Commissions and Committees

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agriculture

- 33.** Approve and authorize the Chairman to execute a retroactive Cooperative Agreement with the California Department of Food and Agriculture for the Bee Safe Program, effective November 15, 2018 through June 30, 2019, with a total reimbursement amount of \$122,481

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-088

Behavioral Health

34. Approve and authorize the County Behavioral Health Director/Alcohol and Other Drug Program Administrator to execute Amendment A01 to Agreement No. 17-94127 with the California Department of Health Care Services (DHCS), including required certifications, for the provision of substance use disorder services to County residents, effective upon execution by DHCS, with no change in term to June 30, 2020 and increasing the maximum by \$85,937 to a total of \$14,018,036

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Child Support Services

35. Approve Amendment to the Salary Resolution re-allocating 6 positions within the Department of Child Support Services Org 5110, effective March 11, 2019 as reflected in Appendix D; and Approve Amendment to the Salary Resolution retitling the Child Support Officer I/II/III/Senior/Supervising classification series to Child Support Specialist I/II/III/Senior/Supervising, effective March 11, 2019 as reflected in Appendix D

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Salary Resolution No. 19-009

Fresno County Employees' Retirement Association

36. Adopt a Resolution (1) making Government Code § 31458.4 applicable in Fresno County, allowing a Fresno County Retirement Association ("FCERA") member's ex-spouse ("alternate payee") who is receiving or is entitled to receive payments from FCERA pursuant to a court order dividing the community property interest in the FCERA member's retirement allowance to designate one or more beneficiaries to receive those payments following the death of the alternate payee, and (2) directing the Clerk of the Board of Supervisors to transmit a certified copy of the adopted Resolution to the FCERA Board of Retirement and FCERA

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-057

Internal Services

37. 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 The Gordian Group, Inc. is the only Job Order Contracting services company with an established presence in Fresno County; and Approve and authorize the Chairman to execute an Agreement with The Gordian Group, Inc., which will do business in California as The Mellon Group, effective April 28, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$2,450,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-089

38. Approve and authorize the Chairman to execute Second Amendment to Purchasing Agreement No. P-16-239-P with Action Towing & Dive Team, Inc., Herndon Towing, and TNT Towing, to increase the maximum allowable compensation amount for towing and emergency road services, effective upon execution with no change in term to May 31, 2021 and increasing the maximum compensation amount by \$100,000 to a total cost of \$200,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-090

Library

39. Retroactively authorize the County Librarian's previous submittal of an application to the California State Library for a Library Services and Technology Act 3D Design Coaching Grant; approve and authorize the Chairman to ratify the County Librarian's previous execution of a retroactive application/agreement and acceptance of grant funds from the California State Library effective January 1, 2019 through September 30, 2019 (\$10,000); authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for this agreement; and adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$10,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-091, Resolution No. 19-058

- 40.** Retroactively authorize the County Librarian's previous submittal of a grant application to the Southern California Library Cooperative for additional California Library Services Act Grant funds for the Libraries Illuminated project (\$4,944); approve and authorize Chairman to ratify County Librarian's previous execution of a retroactive Amendment I to Agreement No. 18-036 and acceptance of additional grant funds for Libraries Illuminated services, also extending the term by three months from January 1, 2019 to March 31, 2019, and increasing the maximum grant amount by \$4,944, to a total of \$34,944; and adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$4,944 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-036-1, Resolution No. 19-059

- 41.** Retroactively authorize the County Librarian's previous submittal of an application to the California State Library for a Library Services and Technology Act Grant; approve and authorize the Chairman to ratify the County Librarian's previous execution of a retroactive application/agreement and acceptance of grant funds from the California State Library, effective January 1, 2019 through September 30, 2019 (\$10,000); authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for this agreement; and adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$10,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-093, Resolution No. 19-060

- 42.** Retroactively authorize the County Librarian's previous submittal of two grant applications to the American Library Association to implement the "Great Stories Club: Truth, Racial Healing & Transformation Series" (\$1,300); approve and authorize the Chairman to ratify the County Librarian's previous execution of two grant award agreements and acceptance of grant funds from the American Library Association, effective March 1, 2019 through December 31, 2019 (\$1,300); authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for the two grant agreements; and adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of \$1,300 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-094, Agreement No. 19-095, Resolution No. 19-061

Public Health

- 43.** Retroactively authorize the Department of Public Health's previous submittal of a grant application in the amount of \$1,680,000 to the California Department of Forestry and Fire Protection, for FY 2018-19 Fire Prevention Program Grant funds to remove and dispose of dead and dying trees on the State Route 168 corridor; and, a grant application in the amount of \$840,056 to the California Department of Forestry and Fire Protection, for FY 2018-19 Fire Prevention Program Grant funds to remove and dispose of dead and dying trees on the State Route 180 corridor

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

- 44.** Adopt Budget Resolution increasing FY 2018-19 appropriations for the Public Health Fund 0080, Subclass 17358, Solid Waste Enforcement Tipping Fee Org 1158 in the amount of \$450,000; increasing FY 2018-19 appropriations for the Public Health Fund 0080, Subclass 17362, Certified Unified Program Agency Fines Org 1162 in the amount of \$300,000; and, increasing the FY 2018-19 appropriations and estimated revenues for Public Health Org 5620 in the amount of \$750,000 to pay for the balance of the cost of the Environmental Health Data Management System software purchase, first year maintenance costs, and five months of deliverables (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-062, Resolution No. 19-063, Resolution No. 19-064

- 45.** Approve and authorize the Chairman to execute retroactive Amendment I to Agreement No. 18-635 with Fresno Metro Ministry to increase the part-time Fresno Community Health Improvement Partnership Program Manager to full-time and add two part-time bilingual positions for community health assessment and improvement planning services, effective November 6, 2018, with no change in the compensation amount or term to December 31, 2019 (\$221,740)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-635-1

- 46.** Approve and authorize the Chairman to execute a retroactive revenue Agreement with California Department of Public Health, for the California Perinatal Equity Initiative, effective December 1, 2018 through September 30, 2019 (\$529,236)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-098

- 47.** Approve Amendment to the Salary Resolution deleting one vacant Senior Public Health Chemist position, one vacant Supervising Account Clerk I/II position, and two vacant Office Assistant I/II/III positions in the Public Health Org 5620, effective February 25, 2019; adding two Program Technician I/II positions and one Health Education Specialist position in the Public Health Org 5620, effective February 25, 2019; and, deleting one filled Clinical Laboratory Technologist position in the Public Health Org. 5620, effective March 25, 2019, as reflected in Appendix E

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Salary Resolution No. 19-010

- 48.** Accept the retroactive Cooperative Agreement Award from the Centers for Disease Control and Prevention's Innovative State and Local Public Health Strategies to Prevent and Manage Diabetes and Heart Disease and Stroke to improve prevention and management of heart disease and stroke through clinic-based strategies and community clinical linkages, effective September 30, 2018 through September 29, 2023 (\$3,000,000); adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for Public Health Org 5620 in the amount of \$255,803 (4/5 vote); make a finding that it is in the best interest of the County to waive the competitive bid process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of evaluation consultation services for the Department of Public Health; and, approve and authorize the Chairman to execute a sole source Agreement with California State University, Fresno Foundation through its Central Valley Health Policy Institute for comprehensive evaluation services for identification and treatment protocols of high-risk hypertension and high cholesterol of patients of low socioeconomic status for the Collaborating for Wellness: Rx for Health Program, effective upon execution through September 29, 2023, not to exceed four-years seven-months, which includes a two-year seven-month base contract with two optional one-year extensions, total not to exceed \$303,333

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-065, Agreement No. 19-100

- 49.** Approve and authorize the Chairman to execute an Agreement with California State University, Fresno Foundation through its Central Valley Health Policy Institute, for comprehensive evaluation of nutrition education and obesity prevention services, effective upon execution through September 29, 2023, not to exceed four-years seven-months, which includes a two-year seven-month base contract with two optional one-year extensions, total not to exceed \$540,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-099

Public Works and Planning

50. Adopt Budget Resolution increasing FY 2018-19 appropriations for County Service Area No. 35 - Zone J Org 9182 in amount of \$6,000 from General Reserves Fund 0220 due to higher than expected cost related to road shoulder repairs that required tree trimming (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-066

51. Approve and authorize the Chairman to execute the annual Water Transfer Agreement with Arvin-Edison Water Storage District, for the transfer of 950 acre-feet of surface water for County Service Area 34 benefitting the residences and golf course in Zone A, the Brighton Crest Subdivision, residences in Zone C, the Bella Vista Subdivision, and residences in Zone D, Renaissance at Bella Vista Subdivision, effective during the 2019 water year of March 1, 2019 through February 29, 2020, for a total maximum cost of \$574,750

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 19-101

52. Adopt Resolution approving Rescission of Agricultural Land Conservation Contract No. 7117 and simultaneous entry into new Agricultural Land Conservation Contract Nos. 8326 and 8327, pursuant to Government Code Section 51257; and authorize recording of new Contracts following signature by Chairman, subject properties are located on south side of Mt. Whitney Avenue between Bishop and Dickenson Avenues, approximately three miles west of unincorporated community of Lanare

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-067

- 53.** Adopt Resolution approving Rescission of Agricultural Land Conservation Contract Nos. 3726 and 8302 and simultaneous entry into new Agricultural Land Conservation Contract No. 8328, pursuant to Government Code Section 51257; and authorize recording of new Contract following signature by Chairman, subject properties are located on north side of E. South Avenue between S. Alta Avenue and S. Navelencia Avenue, approximately two miles northeast of nearest city limits of City of Reedley

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-068

Social Services

- 54.** Adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues for the Welfare Advance Fund Org 1120 in the amount of \$4,325,078 (4/5 vote); and adopt Budget Resolution increasing the FY 2018-19 appropriations for the Protective Services Subaccount Org 6210 in the amount of \$478,753 (4/5 vote); and adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the Department of Social Services Org 5610 in the amount of \$4,803,831 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 19-069, Resolution No. 19-070, Resolution No. 19-071