# County of Fresno
## Action Summary - Final
## Board of Supervisors

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***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, August 9, 2016** **9:00 AM** **Hall of Records**

**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

*DR. THA CHA, MEDICAL DIRECTOR FOR THE SAN JOAQUIN REHABILITATION HOSPITAL, GAVE THE INVOCATION AND 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 ITEM 5 WHICH WAS DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**2.** Approve Consent Agenda - Item Numbers 18 - 61

**A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR BORGEAS, THAT THE CONSENT BE APPROVED WITH THE EXCEPTION OF ITEMS 33 AND 37 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. ITEMS 40 AND 61 WERE DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

## Supervisor Perea

**3.** Receive presentation from Samuel De La Cerda, author of "Am I Invisible"

**A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN, THAT THIS ITEM BE RECEIVED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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



**The County of Fresno is an Equal Employment Opportunity Employer**

**4.** Adopt resolution in recognition of Philanthropy Inspired by the Needs of Community (PINC) for their dedication to the community stewardship through fundraising and volunteerism

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

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

Resolution No. 16-325

## Assessor/Recorder

**5.** Approve and authorize the Chairman to execute a Sale and Purchase Agreement and Escrow Instructions (Purchase Agreement) for the County's purchase of 1649 Van Ness, Fresno, CA 93721 and 1740 Van Ness Avenue, Fresno, CA 93721 (APN's 466-144-08, 466-132-10 and 466-132-11) including an approximately 17,400 square-foot office building situated on 1649 Van Ness, and a parking lot located on 1740 Van Ness, from Stephen and Eileen Geil Trust and EIE ALPHA, LLC, a California Limited Liability Company (Sellers), for the sum of $2,375,000, plus estimated closing costs of $7,000; authorize staff to undertake due diligence investigations, including environmental studies or appraisals of the Property, as deemed necessary or appropriate, in connection with the County's purchase of the Property; authorize and direct the Director of Internal Services/Chief Information Officer, or his designee, to take all necessary or appropriate actions consistent with the Purchase Agreement, and the foregoing Board approvals and actions, including: execute final form of Grant Deed (Exhibit "B" to Purchase Agreement) with an expected Closing Date of 50 days from escrow opening; open, carry out, and close escrow for the County's purchase of the Property from Sellers; deliver the County's $100,000 deposit; deliver the County's acceptance of Sellers' Grant Deed; and obtain title insurance in favor of the County for the Property in the amount of the purchase price of the Property at escrow closing; review, approve, execute and/or deliver any agreements, documents, certificates, notices, and instruments, and any amendments to any of the foregoing (subject to prior review and approval thereof as to legal form by County Counsel, and if applicable, as to accounting form by the County Auditor-Controller/Treasurer-Tax Collector), and to take any other actions to initiate, carry out, and finalize the County's purchase of the Property from Sellers; and a\perform any other obligations, or exercise any other rights, of County under the Purchase Agreement to finalize the County's purchase of the Property; adopt Budget Resolution increasing the FY 2016-17 appropriations in the Assessor-Recorder Special Revenue Fund 0035, Record Documents System Subclass 17054, Record Documents System Org 1044 in the amount of $6,732,000 (4/5 vote); adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues in the County Buildings Org 0131 in the amount of $2,382,000 (4/5 vote); and adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues in the Assessor-Recorder Building Org 8856 in the amount of $4,350,000 (4/5 vote)

**DELETED**

## Auditor Controller-Treasurer/Tax Collector

**6.** Conduct a hearing under Education Code section 15201 on the petition of the West Hills Community College District (District) to cancel unissued General Obligation Bonds of School Facilities Improvement District No. 3 (Lemoore Area), previously approved under the District's Proposition E, in the aggregate principal amount of $12,655,000; and adopt resolution finding that it is for the best interest of the District to cancel a portion of unissued bonds previously approved under the District's Proposition E, in the aggregate principal amount of $12,655,000, and ordering the cancellation of those unissued bonds

**CONDUCTED HEARING UNDER EDUCATION CODE SECTION 15201. NO PUBLIC TESTIMONY RECEIVED. A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PEREA, TO CLOSE THE PUBLIC HEARING. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PEREA, TO APPROVE RECOMMENDED ACTION TWO (2) OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

Resolution No. 16-326

## Agriculture

**7.** Accept the annual Fresno County Crop and Livestock Report (2015) from the Department of Agriculture

**A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY CHAIRMAN MENDES, TO ACCEPT THE ANNUAL FRESNO COUNTY CROP AND LIVESTOCK REPORT (2015) FROM THE DEPARTMENT OF AGRICULTURE. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

## Public Works and Planning

**8.** Conduct hearing and receive written protests from County Service Area 30, El Porvenir, property owners on proposal to increase water service fee, as required under California Constitution Article XIII-D Section 6, and, upon completion of the public protest hearing, approve (A) if the Board finds that there is not a majority protest, adopt resolution establishing increased water service fee for operation and maintenance costs of potable water for County Service Area 30, El Porvenir, and adopt budget resolution increasing FY 2016-17 appropriations and estimated revenues, in amount of $18,412 for County Service Area 30, El Porvenir, Org 9170, to account for additional revenue from increased fees and Grant funding from State Water Resources Control Board (4/5 vote); or (B) if the Board finds that there is majority protest, abandon proceedings to increase water service fee, and direct staff to hold public meeting announcing immediate cost savings steps which could include suspension of water quality testing, reporting, issuance of a notice of potential non-potable water, recommendation to boil water before consumption, possible implementation of water rationing, or a possible dissolution of County Service Area 30

**CONDUCTED PUBLIC PROTEST HEARING. NO PUBLIC TESTIMONY RECEIVED. A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR POOCHIGIAN TO CLOSE THE PUBLIC PORTION OF THE PROTEST HEARING. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**NO WRITTEN PROTESTS RECEIVED. CONFIRMED THAT THERE WAS NO MAJORITY PROTEST. A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PEREA, TO APPROVE RECOMMENDED ACTION A OF AGENDA ITEM. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

Resolution No. 16-327, Resolution No. 16-328

**9.** Consider and adopt Negative Declaration prepared for Initial Study Application No. 7067; and approve Ordinance pertaining to Amendment Application No. 3814 rezoning 9.82 acres from the AE-20(c) Zone District to the R-R Zone District, project site is located on east side of Grantland Avenue between Yale Avenue and McKinley Avenue approximately one mile west of the nearest limits of the City of Fresno

**A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY VICE-CHAIRMAN PACHECO, TO CONTINUE THE MATTER INDEFINITELY AND DIRECT STAFF TO WORK WITH THE APPLICANT ON THE CONDITION OF THE SITE (CUTTING DOWN THE WEEDS) AND SIGNAGE ON THE PROPERTY. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

## Board of Supervisors' Committee Reports and Comments

**10.** 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 POOCHIGIAN REPORTED THAT THERE ARE POSITIONS ON THE RETIREMENT BOARD THAT NEED TO BE ADDRESSED AND SHE STATED THAT SHE IS CURRENTLY SERVING ON THE RDA FOR THE CITY OF FRESNO IN A COUNTY REPRESENTATIVE POSITION, NOT AS A MEMBER OF THE BOARD OF SUPERVISORS. SUPERVISOR POOCHIGIAN WILL NOT CONTINUE TO SERVE PAST THE END OF THE YEAR SO THE BOARD OF SUPERVISOR MEMBERS WILL HAVE TIME TO FIND A REPLACEMENT. CHAIRMAN MENDES CONFIRMED THE POSITION SUPERVISOR POOCHIGIAN SERVES IN IS A BOARD OF SUPERVISOR APPOINTMENT, AND NOT AS A MEMBER OF THE BOARD OF SUPERVISORS. SUPERVISOR BORGEAS STATED THAT THE ITEMS THE BOARD OF SUPERVISORS ARE PUTTING ON THE NOVEMBER BALLOT WERE TURNED INTO THE COUNTY CLERK'S OFFICE FRIDAY, AUGUST 5TH AND IS ANTICIPATING SUBMITTING THE ADVOCACY STATEMENTS WEDNESDAY, AUGUST 10TH. SUPERVISOR BORGEAS ALSO ANNOUNCED THAT THE COALINGA MARIJUANA BALLOT INITIATIVE WILL BE ON THE NOVEMBER BALLOT. SUPERVISOR POOCHIGIAN NOTED THAT THERE WILL BE APPROXIMATELY 17 PROPOSITIONS AND OVER 30 MEASURES BETWEEN THE BONDS, ETC., ON THE NOVEMBER BALLOT AND FRESNO COUNTY MEASURES ARE NEAR THE END OF THE BALLOT. CHAIRMAN MENDES STATED THAT THE SAN JOAQUIN VALLEY WATER INFRASTRUCTURE AUTHORITY IS CONTINUING TO MOVE AHEAD, MAKING PROGRESS, AND ARE TRYING TO PROCESS AN APPLICATION UNDER PROPOSITION 8**

## Board Appointments

**11.** 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 NOMINATIONS FOR APPOINTMENTS AND REAPPOINTMENT BE APPROVED AS FOLLOWS:**

**BEHAVIORAL HEALTH BOARD**
**APPOINTED MARTA OBLER, MD TO FILL THE POSITION PREVIOUSLY HELD BY BRIAN CONWAY (TERM TO 4/1/2018)**
**APPOINTED ANNA ALLEN TO REPLACE LINDA GRUBB (TERM TO 4/1/2017)**

**CITIZENS REVIEW PANEL (LIBRARY SALES TAX)**
**APPOINTED APRIL HENRY TO REPLACE JAN KAFTON (TERM TO 1/7/2019)**

**CLOVIS CEMETERY DISTRICT**
**APPOINTED RON ROSE TO FILL THE POSITION PREVIOUSLY HELD BY PHILIP K. OLSON (TERM TO 1/7/2019)**

**FRESNO METROPOLITAN FLOOD CONTROL DISTRICT**
**REAPPOINTED JAMES E. "BUZZ" BURLESON JR. (TERM TO 8/3/2020)**

**THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

## Public Presentations

**12.** 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

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

**HELD; NO REPORTABLE ACTION. PRIOR TO RECESSING TO CLOSED SESSION, COUNTY COUNSEL DAN CEDERBORG STATED THAT THERE WAS ONE CASE TO DISCUSS IN CLOSED SESSION RATHER THAN TWO CASES AS NOTED ON THE AGENDA**

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

**HELD; NO REPORTABLE ACTION**

**15.** 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**

**16.** Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - (16 Cases) in the United States District Court Eastern District of California: Carter v. COF Case #13CV774, Deimerly v. COF Case #13CV775, Estrada v. COF 13CV778, Garcia v. COF Case #13CV783, Millson v. COF Case #13CV784, Ozburn v. COF Case #13CV790, Epperly v. COF Case #13CV795, Williams v. COF Case # 13CV829, Flores v. COF Case #13CV902, Dixon v. COF Case #13CV972, Marean v. COF 13CV973, Sims v. COF Case #13CV989, Diaz v. COF Case #13CV1001, Fuentez v. COF Case #13CV1003, Rivera v. COF Case #13CV1004, Bolton v. COF Case #13CV1006

**HELD; NO REPORTABLE ACTION**

**17.** Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - Menefee Construction v. County of Fresno, etc. et al, Fresno County Superior Court Case No. 12 CE CG 02436

**HELD; NO REPORTABLE ACTION**

**17.1** Conference with Real Property Negotiators - Government Code 54956.8. Property: Undeveloped land at Turner and Armstrong in the Fancher Creek Development; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Fancher Creek Properties LLC., Under Negotiations: Instructions to County's negotiator may concern purchase of properties, price, terms and conditions

**HELD; NO REPORTABLE ACTION**

**17.2** Conference with Real Property Negotiators - Government Code 54956.8 Properties: 2100 Tulare Street, Fresno, CA 93721; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Lance-Kashian & Co., Under Negotiations: Instructions to County's negotiator may concern purchase of properties, price, terms and conditions

**HELD; NO REPORTABLE ACTION**

## Adjourn

**A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR POOCHIGIAN, TO ADJOURN THE MEETING. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

## CONSENT AGENDA

**A MOTION WAS MADE BY SUPERVISOR PEREA, SECONDED BY SUPERVISOR BORGEAS, THAT THE CONSENT BE APPROVED WITH THE EXCEPTION OF ITEMS 33 AND 37 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. ITEMS 40 AND 61 WERE DELETED. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

### Board of Supervisors

**18.** Approve minutes of meeting for July 12, 2016

**APPROVED AS RECOMMENDED**

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

### Supervisor Borgeas

**19.** Adjourn in memory of Paula Guzman. Paula is known for her community involvement within the education and political arenas ensuring the highest of standards were put forth when it came to children. Fresno County is fortunate to have had a citizen like Paula who enjoyed serving her community and being the voice for so many. She will be missed by all who knew and loved her

**APPROVED AS RECOMMENDED**

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

### Supervisor Poochigian

**20.** Adjourn in memory of former Assemblyman George R. House, Jr. George was a strong man of faith who loved God, family and country. He has been described by many as faithful, pure, loyal, strong, and principled. George was one of the very best. Assemblyman House will be missed by his family and friends and everyone who knew him and had the honor of serving with him

**APPROVED AS RECOMMENDED**

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

**21.** Adjourn in memory of Americo Domenic Papaleo. Mr. Papaleo was a member of law enforcement having worked with the Fresno Sheriff's Department for 37 years - including nine years as Assistant Sheriff. He was a World War II veteran and an active member of the Dante Club. "Pappy" will be greatly missed by his family and many long-time friends

**APPROVED AS RECOMMENDED**

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

## County Clerk/Registrar of Voters

**22.** Approve and authorize the Chairman to execute an Agreement with Election Systems and Software, LLC for signature capture and comparison equipment, maintenance and support, August 10, 2016 through June 30, 2019, which includes a three-year base contract and two one-year optional renewals, total not to exceed $310,216

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-476

## District Attorney/Public Administrator

**23.** Approve and authorize the Chairman to execute Agreement with TASER International Inc., for access rights to police body camera video evidence, effective August 9, 2016 through June 30, 2021, with automatic successive one-year extensions $(0)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-477

**24.** Retroactively authorize the District Attorney-Public Administrator's submittal of grant application to the California Governor's Office of Emergency Services (Cal OES) for the Violence Against Women Vertical Prosecution program for FY 2016-17 ($283,862) and authorize the Chairman to execute a retroactive grant application/agreement and Certification of Assurance of Compliance for the Violence Against Women Vertical Prosecution program with the Cal OES, for the period July 1, 2016 through June 30, 2017 ($283,862)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-478

## Sheriff/Coroner

**25.** Approve and authorize Chairman to execute retroactive Amendment I to Agreement 15-371 with the City of San Joaquin to extend the term of the existing Agreement for law enforcement services by one year from July 1, 2016 to June 30, 2017 and increasing the contract maximum by $85,706 to a total of $182,566

**APPROVED AS RECOMMENDED**

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

Agreement No. 15-371-1

**26.** Approve and authorize the Chairman to execute retroactive Amendment I to Agreement 15-373 with the Central Unified School District to extend the term of the existing Agreement for law enforcement services by one year from July 1, 2016 to June 30, 2017 and increasing the contract maximum by $139,363 to a total of $278,726

**APPROVED AS RECOMMENDED**

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

Agreement No. 15-373-1

**27.** Approve and authorize Chairman to execute a retroactive Memorandum of Understanding (MOU) with the City of Fresno that the City will submit a joint application and act as Fiscal Agent for the Edward Byrne Memorial Justice Assistance Grant (JAG) Program FY 2016 Local Solicitation Award from the U.S. Department of Justice (DOJ), Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), $64,267; and approve and authorize Chairman to execute Certification Regarding Lobbying: Debarment, Suspension and Other Responsibility Matters and Drug-free Workplace Requirements; Disclosure of Lobbying Activities; and Standard Assurances

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-481

**28.** Approve and authorize the Chairman to execute an Agreement with Advanced Helicopter Services for aircraft maintenance services for the Sheriff-Coroner's Office aircrafts consisting of two McDonnell Douglas (MD) 500 helicopters and one Cessna 206 airplane, effective August 9, 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 $3,500,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-482

## Administrative Office

**29.** 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 under "unusual or extraordinary circumstances" exception and authorize the Chairman to execute the Agreement with the Veterans Memorial Museum for the continued promotion, improvement, operation and maintenance of the museum effective September 1, 2016 through July 31, 2017 ($20,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-483

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

**APPROVED AS RECOMMENDED**

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

Resolution No. 16-319

**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; Authorize the Purchasing Manager to execute service agreements and other documents, subject to review and approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector, necessary for the identification, removal, and disposal of dying and dead trees in Fresno County; Adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues for the Department of Public Works and Planning - Grants Org 5512 in the amount of $1,650,000 (4/5 vote); Approve and authorize Clerk to the Board to Execute Budget Transfer No. 3 transferring FY 2016-17 appropriations within the General Fund, Interest and Miscellaneous Org 2540 from account 7295, Professional & Specialized Services ($500,000) to General Fund, Tree Mortality 2016 Org 55125200, account 7295 in the amount of $500,000

**APPROVED AS RECOMMENDED**

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

Resolution No. 16-320, Resolution No. 16-321

**32.** Approve and authorize the Chairman to execute Memorandums of Understanding between the Fresno Regional Workforce Development Board and the State of California Employment Development Department, Department of Rehabilitation, AARP Foundation, Fresno Economic Opportunities Commission, Proteus, Inc., Job Corps, State Center Adult Education Consortium, and West Hills Adult Education Consortium

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-484 through Agreement No. 16-491

**33.** Adopt Salary Resolution Amendment establishing new classification of Executive Secretary to the County Administrative Officer and place in combination with the existing Executive Assistant to the County Administrative Officer position (with no increase in the total number of positions), as reflected on Appendix "D", for the County Administrative Office Org 0120 effective August 15, 2016

**A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY SUPERVISOR PEREA, TO APPROVE THE MATTER AS RECOMMENDED WITH THE INCLUSION THAT THE APPENDIX REFLECT THAT THERE MAY BE ONLY ONE (1) EXECUTIVE LEVEL (EXECUTIVE ASSISTANT TO THE CAO OR EXECUTIVE SECRETARY TO THE CAO) POSITION FILLED AT ANY GIVEN TIME. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

Salary Resolution No. 16-033

## Behavioral Health

**34.** Approve and authorize the Chairman to execute a retroactive Application / Agreement with the State Department of Health Care Services, for Substance Abuse and Mental Health Services Administration Community Mental Health Services Block Grant funds for dual diagnosis mental health services in detention facilities, effective July 1, 2016 through June 30, 2017 ($1,873,865); and, approve and authorize the Director of the Department of Behavioral Health, or designee, to be the signatory on behalf of the Board of Supervisors on associated grant agreement documents, expenditure forms, reports or modifications to the budget line items, not to exceed ten percent of the maximum compensation

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-492

**35.** Approve and authorize the Chairman to execute a Retroactive Performance Agreement No. 16-93111 with the California Department of Health Care Services, effective July 1, 2016 through June 30, 2017 ($0)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-493

## Fresno County Employees' Retirement Association

**36.** Approve Salary Resolution Amendment for Fresno County Employees' Retirement Association (FCERA) as reflected on Appendix C on file with the Clerk to the Board of Supervisors, adding one (1) Office Assistant position and one (1) Account Clerk position to Fresno County Employees' Retirement Association Org 9200 and increasing the number of budgeted positions to 33 effective August 15, 2016

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 16-032

## Human Resources

**37.** Approve Resolutions Rejecting Claims for Damages; and, approve Resolution Rejecting Applications for Leave to Present a Late Claim

**A MOTION WAS MADE BY SUPERVISOR POOCHIGIAN, SECONDED BY VICE-CHAIRMAN PACHECO, THAT THIS MATTER BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF MARIAN FARMS CLAIMANT NO. 9525 WHO MAY FILE A LATE CLAIM. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

Resolution No. 16-330 through Resolution No. 16-338

## Internal Services

**38.** Approve and authorize the Chairman to execute an Agreement with Accruent, LLC for a computerized maintenance management system, 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 $557,900

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-494

## Library

**39.** Retroactively authorize the County Librarian's previous submittal of a participant application to Califa for the Rural Gateway program ($3,500); approve and authorize the Chairman to accept grant funds from the National Science Foundation through Califa to allow the County Librarian to participate in the Rural Gateway program grant effective upon approval through September 30, 2020 ($3,500); and adopt Budget Resolution increasing the FY 2016-17 appropriations and estimated revenues in the Library Grants Organization 7517 in the amount of $2,000 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Resolution No. 16-322

**40.** Approve designation and placement of Delilah Fire Lookout on the County's Register of Historic Places; and authorize the Chairman to execute the certificate for a Historic Place

**DELETED**

**41.** Approve designation and placement of Burrel Elementary, Reedley High School, Riverdale Elementary School, and Riverdale High School on the County's Register of Centennial Schools; and authorize the Chairman to execute the certificates for Centennial Schools

**APPROVED AS RECOMMENDED**

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

## Probation

**42.** Approve and authorize Chairman to execute a retroactive revenue Agreement with Central Unified School District for services provided by two Deputy Probation Officers assigned to various school campuses from July 1, 2016, through June 30, 2017 ($75,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-495

**43.** Approve and authorize the Chairman to execute a retroactive revenue Agreement with Sanger Unified School District for services provided by one Deputy Probation Officer assigned to various school campuses from July 1, 2016, through June 30, 2017 ($37,500)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-496

**44.** Approve and authorize Chairman to execute a retroactive revenue Agreement with the Fresno Unified School District for services provided by eight Deputy Probation Officers assigned to various high school campuses from July 1, 2016, through June 30, 2017 ($300,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-497

**45.** Approve and authorize the Chairman to execute a retroactive revenue Agreement with the Fresno County Superintendent of Schools for funding of one Deputy Probation Officer position at the Violet Heintz Education Academy - Day Reporting Center from July 1, 2016 through June 30, 2017 ($124,945)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-498

**46.** Retroactively authorize the Interim 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 County Victim Services (XC) Program ($740,155); and approve and authorize the Chairman to execute a retroactive Grant Award Face Sheet, which includes the Certification of Assurance of Compliance for the Agreement for the period of July 1, 2016 through June 30, 2018 ($740,155)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-499

**47.** Retroactively authorize the Interim Chief Probation Officer's previous submittal of a grant application to the State of California, Governor's Office of Emergency Services (Cal OES) for continuation of the Fresno County's Crime Victim Assistance Center ($956,064); and approve and authorize the Chairman to execute a retroactive Grant Award Face Sheet, which includes the Certification of Authority to execute the Agreement and Certification of Assurance of Compliance for the period of July 1, 2016 to June 30, 2017 ($956,064)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-500

## Public Health

**48.** Approve and authorize the Chairman to execute an Agreement with the California Department of General Services / Office of Administrative Hearings for Emergency Medical Technician disciplinary action appeals, effective upon the date of approval and execution by all parties, for a term of five years ($48,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-501

**49.** Approve and authorize the Chairman to execute a retroactive revenue Agreement with California Department of Public Health, for Project LAUNCH (Linking and Addressing the Unmet Needs for Children's Health) activities, effective December 1, 2015 through June 30, 2019, total not to exceed $367,968

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-502

**50.** Approve and authorize the Chairman to execute Amendment II to Agreement No. 11-006 with Health Monitoring Systems, Inc., a two-year extension and an increase of $20,500, for participation in a real-time public health surveillance system, effective August 18, 2016 through August 17, 2018 ($77,200)

**APPROVED AS RECOMMENDED**

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

Agreement No. 11-006-2

## Public Works and Planning

**51.** Approve and authorize Chairman to execute an Agreement with Abbe & Associates, LLC to assist Department staff in evaluating current and future solid waste programs consistent with applicable State statutes and County policies for development and preparation of a strategic and comprehensive solid waste management plan, and execution of related tasks as outlined in Request for Proposal 918-5467, for a term of up one year with a maximum total cost not to exceed $150,000

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-504

**52.** Approve and authorize Chairman to execute Agreement with City of Reedley for Reedley City Street Improvements (Phase VII), Community Development Block Grant Project No. 16571 ($233,234)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-505

**53.** Approve and authorize Chairman to execute Agreement with City of Selma for Selma Ringo Park Improvements, Community Development Block Grant Project No. 16651 ($100,000)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-506

**54.** Approve and authorize Chairman to execute Amendment I to Agreement 15-457 with City of Selma for Selma Groundwater Recharge Basin, Community Block Grant Project No. 15651 ($586,494)

**APPROVED AS RECOMMENDED**

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

Agreement No. 15-457-1

**55.** Approve and authorize Chairman to execute Local Agency Disadvantaged Business Enterprise Annual Submittal Form with California Department of Transportation for Federal Fiscal Year 2016-2017

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-508

**56.** Award Contract No. 16-08-C, Highway Safety Improvement Program, 2015-16 Safety Striping Federal Project No. HSIPL-5942(272), to lowest responsible bidder, Safety Striping Service, Inc., 6868 Avenue 305, Goshen, CA in total amount of $689,239.20; and authorize Director of Public Works and Planning or his designee to execute Contract Change Orders up to $46,961.96, which is approximately 6.81% of total contract construction cost

**APPROVED AS RECOMMENDED**

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

**57.** Adopt Resolution authorizing the Director of the Department of Public Works and Planning to execute all documents and to negotiate and pay such damage deposit, not to exceed $10,000, as may be required to obtain access to lands held in trust by the United States Bureau of Indian Affairs to the extent such access is required for the Bald Mill Creek on Jose Basin Road Bridge Replacement Project

**APPROVED AS RECOMMENDED**

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

Resolution No. 16-323

**58.** Adopt Resolution dissolving San Joaquin Valley Rail Committee

**APPROVED AS RECOMMENDED**

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

Resolution No. 16-324

**59.** Accept easement deeds and authorize Chairman to execute right-of-way contracts and temporary construction permits required for installation of a traffic signal at intersection of Bethel Avenue and Manning Avenue for total monetary consideration of $3,100

**APPROVED AS RECOMMENDED**

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

**60.** Accept easement deed and authorize Chairman to execute right-of-way contract for Fowler Avenue from Elkhorn Avenue to South Avenue paved shoulder project for total monetary consideration of $23,300

**APPROVED AS RECOMMENDED**

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

**61.** Consider and approve the recommended projects list to submit to the California Department of Transportation as candidate projects for Highway Safety Improvement Program Cycle 8 federal grant funding

**DELETED**