



# County of Fresno

## Action Summary - Final

### 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 to the Board of Supervisors*

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Tuesday, October 17, 2017

9:00 AM

Hall of Records

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

### **Invocation and Pledge of Allegiance**

*FRESNO COUNTY SHERIFF MARGARET MIMS GAVE THE INVOCATION AND 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 - 73

**A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 24 AND 65 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

### **Board of Supervisors**

3. Presentation of Retirement Plaque to Mary Barker - Department of Library - 19 Years of Service

**PRESENTED RETIREMENT PLAQUE TO MARY BARKER**

**Supervisor Quintero**

4. Proclaim the month of October 2017 as Sudden Infant Death Syndrome and Sudden Unexpected Infant Death (SIDS/SUID) 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. 17-474

**Supervisor Borgeas**

5. Conduct First Hearing of an Ordinance Adding Section 8.24.060 to the Ordinance Code of the County of Fresno to Prohibit Scavenging in the Fig Garden Policing District for a time period of one year; waive reading of Ordinance in its entirety; and set second hearing for October 31, 2017; Designate County Counsel to prepare a fair and adequate summary of the proposed ordinance; and, Direct the Clerk to the Board to post and publish the required summary in accordance with Government Code Section 25124(b)(1)

**A MOTION WAS MADE BY SUPERVISOR BORGEAS, 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

**Administrative Office**

6. Conduct first hearing on an Ordinance repealing the consolidation of the elective offices of District Attorney-Public Administrator, consolidating the elective offices of Sheriff-Coroner and Public Administrator, and amending the title of the newly created Office to Sheriff-Coroner-Public Administrator, to be operative January 1, 2019; waive reading of Ordinance in its entirety; and set the second hearing for October 31, 2017; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance; and direct the Clerk to the Board to post and publish the required summary in accordance with Government Code section 25124(b)(1)

**A MOTION WAS MADE BY SUPERVISOR MENDES, 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

7. Conduct first hearing to amend the County of Fresno Ordinance Code Title 2, Chapter 2.64 by amending Sections 2.64.030 and 2.64.040 and adding Section 2.64.050 relating to the Assessment Appeals Board; waive reading of the Ordinance in its entirety and set second hearing for October 31, 2017; designate County Counsel to prepare a fair and adequate summary of the proposed ordinance; direct the Clerk to the Board to post and publish the required summary in accordance with Government Code Section 25124(b)(1)

**A MOTION WAS MADE BY SUPERVISOR BERGEAS, 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

8. Adopt the revisions and updates to Administrative Policy No. 30 - Donations

**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

9. Receive report from the County's Working Group to Address Homeless Encampments

**RECEIVED REPORT**

10. Conduct first hearing to amend the Ordinance Code of the County of Fresno, Title 2 - Administration, by adding Chapter 2.81, relating to the creation of the Office of the Fresno County Hearing Officer; waive the reading of the ordinance in its entirety; and set second hearing for October 31, 2017; and, designate County Counsel to prepare a fair and adequate summary of the proposed ordinance, and direct the Clerk to the Board to post and publish the required summary in accordance with Government Code, section 25124, subdivision (b)(1)

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, 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

**Public Works and Planning**

11. Consider and adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7104; and determine that required Findings specified in Fresno County Ordinance Code Section 873-F can be made for approval of Conditional Use Permit by adopting staff's proposed findings found in Staff Report to Planning Commission (Exhibit B), and approve Unclassified Conditional Use Permit Application No. 3528 to allow Interstate Freeway Interchange Commercial Development, including adoption of its Master Plan, project site is located on northwest corner of Interstate 5 (I-5) and Nees Avenue, approximately 17 miles west of nearest city limits of City of Firebaugh

**CONDUCTED PUBLIC HEARING. RECEIVED PUBLIC TESTIMONY. CLOSED HEARING. A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, TO ADOPT THE MITIGATED NEGATIVE DECLARATION PREPARED FOR INITIAL STUDY APPLICATION NO. 7104. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, TO ACT ON THE MATTER AS FOLLOWS: DENIED APPEAL FILED BY GRAND PETROLEUM, INC. DETERMINED THAT THE REQUIRED FINDINGS SPECIFIED IN FRESNO COUNTY ORDINANCE CODE SECTION 873-F CAN BE MADE FOR APPROVAL OF A CONDITIONAL USE PERMIT BY ADOPTING STAFF'S PROPOSED FINDINGS FOUND IN THE STAFF REPORT TO THE PLANNING COMMISSION (EXHIBIT B), AND APPROVED UNCLASSIFIED CONDITIONAL USE PERMIT APPLICATION NO. 3528, SUBJECT TO CONDITIONS, TO ALLOW AN INTERSTATE FREEWAY INTERCHANGE COMMERCIAL DEVELOPMENT, INCLUDING ADOPTION OF ITS MASTER PLAN, SUBJECT TO AN ADDITIONAL CONDITION THAT THE APPLICANT SHALL ENTER INTO AN AGREEMENT INDEMNIFYING THE COUNTY FOR ALL LEGAL COSTS ASSOCIATED WITH ITS APPROVAL OF INITIAL STUDY NO. 7104 AND UNCLASSIFIED USE PERMIT NO. 3528. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

12. Conduct first public hearing to consider adopting proposed amendment (the "Ordinance Amendment") to County's Public Facilities Impact Fees Ordinance (Chapter 17.90); waive reading of proposed Ordinance Amendment in its entirety and set October 31, 2017 at the hour of 9:00 AM, or as soon thereafter as the matter may be heard, as date and time for second reading and adoption of proposed Ordinance Amendment; and Designate County Counsel to prepare a fair and adequate summary of proposed ordinance, and direct Clerk to the Board to post and publish the required summary in accordance with Government Code Section 25124(b) (1)

**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

13. Conduct a hearing and adopt required findings and Resolution approving vacation of public road Right-of-Way of 'H' Street, between Howard Avenue and 2nd Street in Community of Biola and find that vacation is determined to meet criteria for general vacation, pursuant to Chapter 3 of Part 3 of Division 9 of Streets and Highways Code; right-of-way is not useful as a non-motorized transportation facility, pursuant to Section 892 of Streets and Highways Code; and vacation is consistent with County General Plan

**A MOTION WAS MADE BY SUPERVISOR MENDES, 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. 17-476

### **Board of Supervisors' Committee Reports and Comments**

14. 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 MAGSIG APPLAUDED THE EFFORTS OF THE SHERIFF'S DEPARTMENT IN RECOVERING THE SECOND CAR THAT WENT INTO THE UPPER KINGS RIVER. HE APPRECIATES THE DEDICATION OF THE AGENCIES AND RESOURCES PUT INTO SUCH RESCUE EFFORTS.**

### **Board Appointments**

15. Appoint a Member and Alternate of the Board of Supervisors to the California State Association of Counties (CSAC) for 2018, and direct the Clerk to the Board to provide notification to CSAC

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR BORGEAS, TO APPOINT SUPERVISOR MENDES AS DIRECTOR AND SUPERVISOR BORGEAS AS ALTERNATE DIRECTOR TO THE CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) FOR 2018, AND DIRECTED THE CLERK TO THE BOARD TO PROVIDE NOTIFICATION TO CSAC. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

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

**A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THE NOMINATIONS FOR REAPPOINTMENTS BE APPROVED AS FOLLOWS:**

**FRESNO COUNTY FIRE PROTECTION DISTRICT  
REAPPOINTED BRAD RICHTER (TERM TO 9/30/2021)**

**WEST FRESNO COUNTY RED SCALE PROTECTIVE DISTRICT  
REAPPOINTED DAVID F. HINES (TERM TO 7/29/2021)**

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

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

**Public Presentations**

17. 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**

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

NOT HELD

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

**PRIOR TO RECESSING TO CLOSED SESSION, COUNTY COUNSEL DAN CEDERBORG ANNOUNCED THAT THERE WAS ONE CASE TO DISCUSS RATHER THAN TWO CASES. HELD; NO REPORTABLE ACTION;**

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. Threat to Public Services or Facilities – Government Code section 54957; Consultation with Security Operations Manager, Fresno County Security, Robert Bash, Director of ISD

**HELD; NO REPORTABLE ACTION**

22. Public Employee Performance Evaluation – County Administrative Officer and County Counsel (Government Code section 54957(b))

**HELD; NO REPORTABLE ACTION**

- 22.1 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**

**Adjourn**

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

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

**CONSENT AGENDA**

A MOTION WAS MADE BY SUPERVISOR BORGEAS, SECONDED BY SUPERVISOR MENDES, THAT THE CONSENT AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 24 AND 65 WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

**Board of Supervisors**

23. Approve minutes of meeting for September 26, 2017

**APPROVED AS RECOMMENDED**

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

**Supervisor Borgeas**

24. Approve expenditure per Administrative Policy No. 75

A MOTION WAS MADE BY SUPERVISOR BORGEAS, 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

**Auditor Controller-Treasurer/Tax Collector**

25. Approve Salary Resolution Amendment regarding the Investment Officer classification, effective October 23, 2017, as reflected on Appendix C

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 17-043

**District Attorney/Public Administrator**

26. Retroactively authorize the District Attorney's previous submittal of a grant application to the State of California, Department of Insurance (DOI) for continuation of the Workers' Compensation Insurance Fraud program for the period July 1, 2017 through June 30, 2018 (\$1,274,411); and adopt a Resolution authorizing the District Attorney to execute retroactive Grant Award Agreement for continued funding of the Workers' Compensation Insurance Fraud program with the State of California, DOI for the period July 1, 2017 through June 30, 2018 (\$1,135,400)

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-455

27. Retroactively approve and authorize the District Attorney-Public Administrator's previous submittal of a grant application to the State of California, Department of Insurance (DOI) for continuation of the Automobile Insurance Fraud program for the period July 1, 2017 through June 30, 2018 (\$514,210); adopt Resolution approving and authorizing the District Attorney to execute retroactive Grant Award Agreement for continued funding of the Automobile Insurance Fraud program with the State of California, DOI for the period July 1, 2017 through June 30, 2018 (\$395,000); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the amount of \$35,000 in the District Attorney's Special Revenue Fund 0060, DOI Auto Ins Fraud Program Org 1104 (4/5 vote); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the amount of \$35,000 in the District Attorney-Grants Org 2862 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-456, Resolution No. 17-457, Resolution No. 17-458

28. Retroactively authorize the District Attorney's previous submittal of a grant application to the State of California, Department of Insurance (DOI) for continuation of the Disability and Healthcare Insurance Fraud program for the period of July 1, 2017 through June 30, 2018 (\$349,191); and adopt a Resolution authorizing the District Attorney to execute retroactive Grant Award Agreement for continued funding of the Disability and Healthcare Insurance Fraud program with the State of California, DOI for the period July 1, 2017 through June 30, 2018 (\$183,653)

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-459

**Sheriff/Coroner**

29. Approve and authorize the Chairman to execute an Agreement with Garden of Innocence National for the humane and dignified disposition and burial service of deceased abandoned children up to eight years of age in Fresno County, effective October 17, 2017, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-525



- 30.** Conduct second hearing to amend the Fresno County Master Schedule of Fees, Charges and Recovered Costs Ordinance by amending Subsection 2609 of Section 2600 - Sheriff-Coroner and waive reading of the ordinance in its entirety

**APPROVED AS RECOMMENDED**

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

Ordinance No. 17-016

- 31.** Ratify changes requested by California Office of Emergency Services, (CalOES), to the 2016 Coverdell Forensic Sciences Grant previously approved by your Board and submitted to CalOES

**APPROVED AS RECOMMENDED**

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

- 32.** Retroactively authorize the Sheriff-Coroner's previous submittal of an equipment application to the State of California Department of Parks and Recreation Division of Boating and Waterways in the amount of \$50,000; approve and authorize the Chairman to execute an Agreement with the State of California Department of Parks and Recreation Division of Boating and Waterways to provide a supplemental grant to purchase the Global Positioning System (GPS) Radar Unit, Sonar Equipment and installation effective upon execution by both parties through September 30, 2018 (\$50,000); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$50,000 (4/5 vote); approve and authorize the Chairman to execute the Recycled Content Certification certifying that the product contains zero recycled content; Contractor Certification Clause assuring the County will abide by the laws, policies and procedures governing this funding; and Darfur Contracting Act Certification certifying the County currently does not have, or has not had within the previous three years, business activities or other operations outside of the United States; and approve and authorize the Sheriff, or her authorized representative, to sign requests for reimbursement documents

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-526, Resolution No. 17-460

- 33.** Approve and authorize Chairman to execute retroactive Off-Highway Project Grant Award/Agreement with the State of California Department of Parks and Recreation for the period of July 8, 2017, through July 7, 2018 (\$83,300)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-527

- 34.** Approve and authorize the submission of an Application for Financial Aid in the amount of \$1,617,419.41 to the State of California Department of Parks and Recreation Division of Boating and Waterways for the FY 2018-19 Boating and Enforcement Aid Program in Fresno County

**APPROVED AS RECOMMENDED**

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

- 35.** Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for Sheriff-Coroner Org 3111 in the amount of \$391,739 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-461

**Administrative Office**

- 36.** Accept Certificate of Facts regarding declarations of candidacy for eligible positions for the Landowner voting districts; and appoint in lieu of an election, Landowner candidates who filed declarations of candidacy unopposed

**APPROVED AS RECOMMENDED**

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

- 37.** Approve the Workforce Innovation and Opportunity Act (WIOA) Mandated Partner Phase II Memorandum of Understanding (MOU) between the Fresno Regional Workforce Development Board and the Fresno County Department of Social Services

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-528

- 38.** 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. 17-462

- 39.** Approve Fresno County Fiscal Year 2016-17 Indian Gaming Special Distribution Fund Annual Report to the State Legislature

**APPROVED AS RECOMMENDED**

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

### **Agriculture**

- 40.** Approve and authorize the Chairman to execute a revenue Agreement with the California Department of Pesticide Regulation for the Enforcement Evaluation and Improvement Project effective upon execution by the State through December 31, 2017 (\$62,579)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-529

### **Behavioral Health**

- 41.** Approve and authorize the Chairman to execute an Agreement with Alliant International University, for clinical and field experience for its students, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions (\$0)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-530

- 42.** Approve and authorize the Chairman to execute a retroactive Application / Agreement with the California 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, 2017 through June 30, 2018 (\$2,012,097); 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 and reports

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-531

- 43.** Approve and authorize the County Behavioral Health Director/Alcohol and Other Drug Program Administrator to execute retroactive Drug Medi-Cal Agreement No. 17-94070 with the California Department of Health Care Services, including required certifications, for the provision of substance use disorder treatment services to Fresno County residents, effective July 1, 2017 through June 30, 2020 (\$52,132,908)

**APPROVED AS RECOMMENDED**

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

- 44.** Approve and authorize the Chairman to execute a retroactive Participation Agreement with California Mental Health Services Authority for Central Valley Suicide Prevention Hotline services, effective July 1, 2017 through June 30, 2018 (\$305,616); and, approve and authorize the Department of Behavioral Health Director, or designee, to be the signatory and act as the Fresno County representative on behalf of the Board of Supervisors on associated California Mental Health Services Authority Central Valley Suicide Prevention Hotline related reports and forms without modifying the maximum compensation

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-532

### **Child Support Services**

- 45.** Approve and authorize the Director of the Department of Child Support Services to execute a retroactive Plan of Cooperation between the Fresno County Department of Child Support Services and the Fresno Superior Court of California effective October 1, 2017 through September 30, 2019 (\$0)

**APPROVED AS RECOMMENDED**

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

### **Human Resources**

- 46.** Approve the Memorandum of Understanding for Representation Unit 11 - Deputy Probation Officers, represented by the Fresno County Deputy Probation Officers Association, effective October 23, 2017 through October 20, 2019; and, approve the related Salary Resolution Amendments as reflected on Appendix B

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 17-044

47. Approve amendment to Salary Resolution adjusting the Senior Management Compensation Plan band placements for the identified Business Manager classifications, effective October 23, 2017, as reflected on Appendix A

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 17-045

**Internal Services**

48. Approve and authorize the Chairman (4/5 vote) to execute a Lease Agreement with the Fresno County Transportation Authority pursuant to Government Code section 25365 for use of office space and two parking stalls at the Plaza Building. 2220 Tulare Street, Suite 2101, Fresno, CA, for five years, effective November 1, 2017, with five automatic annual renewals (\$33,600 for first year)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-533

49. Approve and authorize Chairman to execute an Agreement with Global Power Group, Inc. to provide maintenance and repair services for the County's emergency generators, effective upon execution, for a term not to exceed five consecutive years (three-year base contract with two optional one-year extensions) for a maximum potential cost not to exceed \$689,435

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-534

50. Approve and authorize Chairman to execute an Agreement with Crown Window Cleaning & Building Services, Inc. for window cleaning services, effective upon execution, for a term not to exceed five consecutive years (three-year base contract with two optional one-year extensions) for a maximum potential cost not to exceed \$1,008,410; and adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues for the Internal Services Department, Facility Services Org. 8935 in the amount of \$170,000 (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-535, Resolution No. 17-463

51. Make a finding that it is in the best interest of the County to waive the competitive bidding process under Administrative Policy No. 34 due to “unusual or extraordinary circumstances” to purchase preventative maintenance and repair services for the emergency generators at the Juvenile Justice Campus; and approve and authorize Chairman to execute an Agreement with Quinn Group, Inc. dba Quinn Company, for a term not to exceed five consecutive years (three-year base contract with two optional one-year extensions) for a maximum potential cost not to exceed \$174,134

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-536

52. Authorize the Director of Internal Services/Chief Information Officer to execute and submit an application on behalf of Fleet Services to the San Joaquin Valley Air Pollution Control District New Alternative Fuel Vehicle Purchase Program for seven electric vehicles in the amount of \$98,613.87

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-475

53. Approve and authorize the Chairman to sign a letter of request to the Federal General Services Administration Office for the authority over the FresnoCountyCA.gov domain name to be delegated to the County of Fresno, California

**APPROVED AS RECOMMENDED**

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

## **Library**

54. Approve and authorize the Chairman to execute an Agreement with Community Action Partnership of Madera County, Fresno Migrant/Seasonal Head Start (FMSHS) for a partnership with the Fresno County Public Library to provide educational resources to migrant families, effective October 18, 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 her 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. 17-537

**Probation**

55. Approve and authorize Chairman to execute Amendment #1 to Agreement No. 17-124 with the State of California Governor's Office of Emergency Services (Cal OES) for the Victim Services (XC) Program extending the term from June 30, 2018 to December 31, 2019 and increasing the total project cost by \$1,077,265 to a total of \$2,448,746; Approve and Authorize the Chairman to execute the Subrecipient Grants Management Assessment form for the Victim Services (XC) Program; and Adopt resolution authorizing the Chairman to execute Amendment #1 to Agreement No. 17-124 and any extensions or additional amendments as required by the California Governor's Office of Emergency Services, subject to approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-124-1, Resolution No. 17-464

56. Approve and authorize the Chairman to execute a lease Agreement with Rosenberg Associates, a California Limited Partnership, for office space located at 2048 N. Fine, Fresno, CA, for use by the Fresno County Probation Services Department, effective March 1, 2018 through February 28, 2026, not to exceed eight consecutive years, which includes a five-year base contract and three automatic one-year extensions, total not to exceed \$3,343,887

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-539

57. Retroactively authorize the Chief Probation Officer's previous submittal of a grant application to State of California's Board of State and Community Corrections for Title II Juvenile Delinquency Prevention and Intervention Grant Program funds (\$300,000); and Adopt resolution authorizing the Chairman to sign the grant application and to execute retroactive grant award agreement with the Board of State and Community Corrections for the period October 1, 2017 through September 30, 2018, subject to approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-465, Agreement No. 17-548

- 58.** Approve and authorize the Chairman to accept the retroactive augmented grant award from the California Governor's Office of Emergency Services (Cal OES) increasing total project cost by \$218,750 to a total of \$437,500 and extending term to March 31, 2018; and Approve and Authorize the Chairman to execute the Subrecipient Grants Management Assessment form for the Unserved/Underserved Victim Advocacy and Outreach (XV) Program; and Adopt resolution authorizing the Chairman to submit grant application and to execute any extensions or amendments to Subaward XV15010100 as required by the California Governor's Office of Emergency Services, subject to approval by County Counsel and the Auditor-Controller/Treasurer-Tax Collector

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-466

**Public Health**

- 59.** Adopt Resolution retroactively accepting and expressing gratitude for the donation of equipment valued at \$93,783 from Pitman Farms, Inc. to Department of Public Health, Environmental Health Division, received on March 6, 2017

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-467

**Public Works and Planning**

- 60.** Adopt a Resolution initiating the proceedings to form Zone D within County Service Area 34, to include portions of Tentative Tract Map 4968 (APNs 300-340-11S and 300-340-41S) and set a time and place for a public hearing to consider the proposed formation

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-468



- 61.** Adopt and authorize Chairman to execute resolution initiating benefit assessment proceedings under Uniform Standby Charge Procedures Act for local water and sewer utility system ready-to-serve operations and maintenance, under Chapter 2 of Landscaping and Lighting Act of 1972 for street lighting, open space and public landscape maintenance, and under Benefit Assessment Act of 1982 for storm drainage and road maintenance, all for County Service Area 34 proposed Zone D (Renaissance at Bella Vista), appointing and designating an assessment engineer, and directing preparation and filing of an Engineer's Report; and adopt and authorize Chairman to execute resolution declaring Board's intention to levy an assessment under Uniform Standby Charge Procedures Act for local water and sewer utility system ready-to-serve operations and maintenance, under Chapter 2 of Landscaping and Lighting Act of 1972 for street lighting, open space and public right-of-way landscape maintenance, and under Benefit Assessment Act of 1982 for storm drainage and road maintenance, all for County Service Area No. 34, proposed Zone D (Renaissance at Bella Vista) and setting public hearing on proposed assessments

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-469, Resolution No. 17-470

- 62.** Adopt and authorize the Chairman to execute a Resolution initiating proceedings to re-apportion and re-levy part of the benefit assessment previously levied under the Uniform Standby Charge Procedures Act for water contract administration and Millerton Lake Pump ready-to-serve maintenance for County Service Area No. 34 (Millerton New Town)

**APPROVED AS RECOMMENDED**

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

Resolution No. 17-471

- 63.** Approve and authorize Chairman to execute Agreement with Fowler Magill Terrace, LP for HOME Investment Partnerships Program funds for development of Fowler Magill Terrace Apartments in City of Fowler (\$1,000,000); and authorize Director of Public Works and Planning or his designee, to execute all loan and related documents necessary to the project, including any amendments thereto, subject to prior review and approval of County Counsel and Auditor-Controller/ Treasurer-Tax Collector, as shall be necessary for purpose of developing Project as described in Section I of the Agreement

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-540

64. Approve and authorize Director of Public Works and Planning, subject to approval by Auditor-Controller/Treasurer-Tax Collector as to accounting form and by County Counsel as to legal form, to execute a United States Forest Service Standard Form 299 Special Use Application and pay associated fee, of \$1,170, for Transportation and Utility Systems and Facilities on federal land pertaining to the Italian Bar Bridge Project; and approve and authorize Director of Public Works and Planning, subject to approval by Auditor-Controller/Treasurer-Tax Collector as to accounting form and by County Counsel as to legal form, to execute final United States Forest Service Special Use Permit upon completion of the project, and pay associated fee, currently estimated to be \$1,852

**APPROVED AS RECOMMENDED**

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

65. Consider request from Sequoia Riverlands Trust and adopt Resolution supporting purchase of Agricultural Conservation Easement on approximately 642 acres of land owned by Scott and Charlyse Raven by utilizing a grant from State Department of Conservation's Farmland Conservancy Program

**A MOTION WAS MADE BY SUPERVISOR MENDES, SECONDED BY SUPERVISOR BERGEAS, TO CONTINUE THE MATTER TO OCTOBER 31, 2017. THE MOTION CARRIED BY THE FOLLOWING VOTE:**

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

66. Approve Salary Resolution amendment to allocate one (1) Senior Staff Analyst for Public Works and Planning - Development Services 43600200, as reflected on Appendix C, effective October 23, 2017; and add one (1) Senior Staff Analyst and delete one (1) Senior Planner for Public Works and Planning - Capital Projects 43601150, as reflected on Appendix C, effective October 23, 2017

**APPROVED AS RECOMMENDED**

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

Salary Resolution No. 17-046

67. Approve and authorize Chairman to execute Agreement with Dyson Siegrist Janzen Architects to provide architectural consultant services for new Clovis Regional Library at Clovis Landmark Commons Development, 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 \$1,224,000; and adopt Budget Resolution increasing FY 2017-18 appropriations for Library Measure B Capital Improvements Organization 7530 in amount of \$1,224,000 for development of Clovis Regional Library (4/5 vote); and adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in Clovis Regional Library Organization 8863 in amount of \$1,224,000 for development of Clovis Regional Library (4/5 vote)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-541, Resolution No. 17-472, Resolution No. 17-473

68. Authorize Chairman to execute Right-of-Way Contracts and Temporary Construction Permits required for HBP - Outside Canal Bridge on Russell Avenue Project for total monetary consideration of \$2,700

**APPROVED AS RECOMMENDED**

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

**Social Services**

69. Make a finding that 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 purchase of bus tokens and bus passes; Approve and authorize the Chairman to execute a sole source Agreement with the City of Fresno - Fresno Area Express for the purchase of bus tokens and passes for consumers of the Departments of Social Services, Public Health, and Behavioral Health, 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 \$7,692,885

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-542

70. Approve and authorize the Chairman to execute Amendment I to Agreement A-15-022 with Cultural Brokers Inc. for Parent Partner and Home Visitor services extending the term by two years from January 1, 2018 to December 31, 2019 and increasing the maximum by \$609,466 to \$1,313,665

**APPROVED AS RECOMMENDED**

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

Agreement No. 15-022-1

71. Approve and authorize the Chairman to execute retroactive State FY 2017-18 County Subvention Program Certificate of Compliance, for the Fresno County Department of Social Service - Veterans Services Office (Org 7110), effective July 1, 2017 to June 30, 2018 (\$114,852); and, Approve and authorize the Chairman to execute retroactive State FY 2017-18 Medi-Cal Certificate of Compliance, for the Fresno County Department of Social Service - Veterans Services Office (Org 7110), effective July 1, 2017 to June 30, 2018 (\$2,350)

**APPROVED AS RECOMMENDED**

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

Agreement No. 17-544, Agreement No. 17-545

- 72.** Approve and authorize the Chairman to execute an Amendment I to Agreement A-14-722 with Aspiranet, Inc. for transitional housing and family unification assistance, extending the term through December 31, 2018 plus an optional one-year extension and increasing the maximum by \$1,504,272 to a total of \$3,760,680

**APPROVED AS RECOMMENDED**

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

Agreement No. 14-722-1

- 73.** Approve and authorize the Chairman to execute a retroactive Amendment I to Agreement No. 16-410 with Proteus, Inc. (Proteus), a decrease of \$1,125,756 for employment and barrier removal services, effective July 1, 2016 through June 30, 2021 (\$4,503,014)

**APPROVED AS RECOMMENDED**

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

Agreement No. 16-410-1