



County of Fresno

Action Summary - Final

Board of Supervisors

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Sal Quintero, 3rd District, Chairman
Andreas Borgeas, 2nd District, Vice-Chairman
Brian Pacheco, 1st 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

Tuesday, February 20, 2018

9:00 AM

Hall of Records

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

Invocation and Pledge of Allegiance

PASTOR JOBY JONES, GRACE AND TRUTH MISSIONARY BAPTIST CHURCH, GAVE THE INVOCATION AND BERNICE E. SEIDEL, CLERK TO THE BOARD, LED THE BOARD IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY VICE CHAIRMAN BERGEAS, SECONDED BY SUPERVISOR MAGSIG, 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 16 - 31

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

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

Board of Supervisors

3. Presentation of Retirement Plaque to Babette Louise Reese - Department of Public Health - 27 Years of Service

NOT HELD

4. Presentation of Retirement Plaque to Ginger Marie Parker - Department of Public Health - 28 Years of Service

PRESENTED PLAQUE TO GINGER MARIE PARKER

Chairman Quintero**4.1 Proclaim Grand Jury Awareness Month**

A MOTION WAS MADE BY VICE CHAIRMAN 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

Resolution No. 18-071

District Attorney/Public Administrator

- 5.** Retroactively authorize the District Attorney-Public Administrator's previous submittal of grant application to the California Governor's Office of Emergency Services (Cal OES) for the Electronic Suspected Child Abuse Report System for the time period October 1, 2017 through December 31, 2018 (\$250,000); authorize the Chairman to execute a retroactive grant application/agreement and Certification of Assurances of Compliance for the Electronic Suspected Child Abuse Report System with Cal OES for the time period October 1, 2017 through December 31, 2018 (\$250,000); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the District Attorney- Grants Org 2862 in the amount of \$200,643 (4/5 vote); adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues in the Sheriff-Coroner's Org 3111 in the amount of \$49,357 (4/5 vote); and approve Amendment to the Salary Resolution adding one Paralegal I/II to District Attorney- Grants Org 28623250 effective July 2, 2018 as reflected in Appendix D

A MOTION WAS MADE BY VICE CHAIRMAN 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

Agreement No. 18-057, Resolution No. 18-072, Resolution No. 18-073, Salary Resolution No. 18-012

Sheriff/Coroner

- 6.** Approve and authorize the Chairman to execute Agreement with the Fresno Unified School District for law enforcement services effective February 20, 2018 through June 30, 2018 (\$76,651); adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues in the Sheriff-Coroner's Org 3111 in the amount of \$76,651 (4/5 vote); and approve Amendment to the Salary Resolution adding one Deputy Sheriff position to provide law enforcement services for Fresno Unified School District to the Sheriff-Coroner Org 3111, effective February 26, 2018, as reflected in Appendix C

A MOTION WAS MADE BY VICE CHAIRMAN 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

Agreement No. 18-058, Resolution No. 18-074, Salary Resolution No. 18-013

Administrative Office

7. Approve and authorize each Board member to execute the statement and necessary submittal documents in favor of an amendment to the Fresno County Charter, Section 16, related to the qualifications of the Director of Public Works and appointment of the County Surveyor, on the June 5, 2018 ballot; and, approve and authorize (a) the Board Chairman to sign a Rebuttal to any argument against the amendment to the Fresno County Charter, Section 16, and (b) each Board member to execute necessary documents designating the Board Chairman to sign a Rebuttal in place of each Board member

A MOTION WAS MADE BY VICE CHAIRMAN 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

Board of Supervisors' Committee Reports and Comments

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

CHAIRPERSON QUINTERO STATED THAT A MEMORIAL WAS HELD FOR FORMER CLOVIS COUNCILMEMBER AND MAYOR HARRY ARMSTRONG LAST WEEK AND THE FREEWAY 168 INTERCHANGE AT HERNDON WAS NAMED AFTER HIM

Board Appointments

9. 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 REAPPOINTMENT AND APPOINTMENT BE APPROVED AS FOLLOWS:

**FRESNO MOSQUITO & VECTOR CONTROL DISTRICT
REAPPOINTED JENNIFER ESTRADA (TERM TO EXPIRE 1/3/2022)**

**COALINGA-HURON MOSQUITO ABATEMENT DISTRICT
APPOINTED JOSEPH LOVELACE TO THE POSITION PREVIOUSLY HELD BY THEODORE DENHERTOG
(TERM TO EXPIRE 1/6/2020)**

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

10. Public Presentations - This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda - Pursuant to Administrative Policy No. 29, presentations are limited to 5 minutes per person and no more than 15 minutes per topic

HELD; THERE WERE NO COMMENTS FROM MEMBERS OF THE PUBLIC

Closed Session

11. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) - 2 Cases
HELD; NO REPORTABLE ACTION
12. Conference with legal counsel – Significant Exposure to Litigation - Government Code section 54956.9(d)(2) (3 Cases)
HELD; NO REPORTABLE ACTION
13. 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
14. Conference with legal counsel - Existing Litigation, Government Code, section 54956.9(d)(1) - PG&E, et al. v. County of Fresno, et al. Risk Management Claim No.: 01166860; Arreazola, Ismael v. County of Fresno, Workers Compensation Appeals Board Case No. ADJ 10000349
HELD; NO REPORTABLE ACTION
15. Conference with legal counsel - Existing litigation - Government Code, section 54956.9(d)(1) - William Schmidt; Workers' Compensation Appeals Board Number ADJ10360041
HELD; NO REPORTABLE ACTION
- 15.1 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
- 15.2 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 PACHECO, SECONDED BY SUPERVISOR MENDES, TO ADJOURN THE MEETING FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

APPROVED:

/s/ Sal Quintero
SAL QUINTERO, CHAIRPERSON OF THE
BOARD OF SUPERVISORS OF THE
COUNTY OF FRESNO

ATTEST:

BY: /s/ Bernice E. Seidel

BERNICE E. SEIDEL

CLERK TO THE BOARD OF SUPERVISORS

COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON: March 6, 2018

Consent Agenda

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

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

Board of Supervisors

16. Approve minutes of meeting for February 6, 2018

APPROVED AS RECOMMENDED

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

Supervisor Borgeas

17. Recognition of Rudy Duran, Fresno Regional Workforce Development Board's Outstanding Achievement Awardee

APPROVED AS RECOMMENDED

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

Auditor Controller-Treasurer/Tax Collector

18. Authorize the Treasurer to deposit money that was found on County property and have been unclaimed for a period of three years, as provided by Government Code sections 50050-50053

APPROVED AS RECOMMENDED

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

County Clerk/Registrar of Voters

19. Approve Laton Community Services District's request to move from odd to even-numbered year elections and set the date for the District's elections to occur on the same day as the Statewide General Election

APPROVED AS RECOMMENDED

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

20. Authorize and approve the County Clerk/Registrar of Voters or designee to execute Purchase-Exchange Offer Letter from OPEX Corporation, dated January 26, 2018; and authorize the Purchasing Manager to issue a no cost purchase order to exchange a mail sorter machine for a mail extraction machine of equal value

APPROVED AS RECOMMENDED

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

District Attorney/Public Administrator

21. 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 2017-18

APPROVED AS RECOMMENDED

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

Resolution No. 18-055

Sheriff/Coroner

22. Adopt Budget Resolution increasing the FY 2017-18 appropriations and estimated revenues in the Sheriff-Coroner Org 3111 in the amount of \$120,000 for the purchase of two new vehicles and equipment for the Sheriff-Coroner's Graffiti Abatement Team (4/5 vote); and adopt Budget Resolution increasing the FY 2017-18 appropriations in the Special Revenue Fund Sheriff-Coroner's Inmate Welfare Fund Org 1500 in the amount of \$120,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 18-056, Resolution No. 18-057

23. Adopt Budget Resolution increasing FY 2017-18 appropriations and estimated revenues for the Sheriff-Coroner Org 3111 in the amount of \$152,000 for the purchase of vehicles for the Civil Unit (4/5 vote); adopt Budget Resolution increasing FY 2017-18 appropriations in the Debtor Assessment Fee Org 1454 in the amount of \$108,000 (4/5 vote); and adopt Budget Resolution increasing the FY 2017-18 appropriations in the Sheriff Automated GC 26731 Org 1455 in the amount of \$44,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 18-058, Resolution No. 18-059, Resolution No. 18-060

Agriculture

24. Approve Amendment to the Salary Resolution allocating one (1) Assistant Agricultural Commissioner/Sealer position in the Department of Agriculture Organization 4010, effective February 26, 2018 as reflected in Appendix F

APPROVED AS RECOMMENDED

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

Salary Resolution No. 18-009

Behavioral Health

25. Approve and authorize the Chairman to execute an Amendment to Agreement No. 17-378 with the California Department of Health Care Services for the Federal Stewart B. McKinney Homeless Block Grant, through the McKinney Projects for Assistance in Transition from Homelessness Grant, effective upon execution with no change in the term to June 30, 2018 and increasing the maximum by \$1,333 to a total of \$421,572

APPROVED AS RECOMMENDED

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

Agreement No. 17-378-1

Fresno County Employees' Retirement Association

26. Approve Salary Resolution Amendment to: add one (1) Accountant I/II position for the Fresno County Employees' Retirement Association Org 9200, effective February 26, 2018, as reflected on Appendix E; and allocate one (1) Administrative Assistant I/II/II for the Fresno County Employees' Retirement Association Org 9200, effective February 26, 2018, as reflected on Appendix E

APPROVED AS RECOMMENDED

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

Salary Resolution No. 18-010

Human Resources

27. Approve Resolutions Rejecting Claims for Damages

APPROVED AS RECOMMENDED

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

Resolution No. 18-061 through Resolution No. 18-068

28. Approve and authorize Chairman to execute Agreement to Defend Public Officer or Employee for: Fresno County Sheriff's Department , Deputy Sheriff III Andres Solis, as named in Fresno County Superior Court Case No.17CECG01525, Dominic Elliott v. Deputy Andres Solis, et al.

APPROVED AS RECOMMENDED

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

Agreement No. 18-055

- 28.1** Approve Amendment to the Salary Resolution to increase uniform allowance for the Assistant Sheriff and Undersheriff classifications, effective February 26, 2018, as reflected in Appendix B; and approve Amendment to the Salary Resolution to establish a pay provision for Supervisory POST Certification for the Supervising District Attorney Investigator classification, effective February 26, 2018, as reflected in Appendix B

APPROVED AS RECOMMENDED

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

Salary Resolution No. 18-011

Internal Services

- 29.** Approve and authorize Chairman to execute First Amendment to Agreement No. 13-117, a countywide agreement with California Business Machines to extend the Agreement for one additional one-year period effective upon execution, for a maximum potential six-year cost not to exceed \$2,200,000

APPROVED AS RECOMMENDED

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

Agreement No. 13-117-1

- 30.** Adopt Resolution acknowledging the emergency nature of the fire and flood incident at the Fresno County University Medical Center and make a finding pursuant to County Administrative Policy 34 that unusual and extraordinary circumstances exist such that it is in the best interest of the County to suspend competitive bidding, and negotiate and execute contracts for services and supplies as necessary for the remediation of County property; authorize the Director of Internal Services/Chief Information Officer to negotiate and execute agreements and other documents necessary for the remediation of the Fresno County University Medical Center; 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 \$450,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 18-069, Resolution No. 18-070

Public Health

- 30.1** Authorize the Board of Supervisors to execute letter in support of Assembly Bill 1795 (Gipson), as introduced January 9, 2018; and, authorize the Board of Supervisors to execute future letters through the legislative process with similar content in support of Assembly Bill 1795 (Gipson)

APPROVED AS RECOMMENDED

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

Public Works and Planning

31. Authorize (1) exchange of real property, approximately 0.25 acre, located 877 feet southwest of intersection of Millerton Road and Marina Drive owned by County of Fresno (County Property), for real property, approximately 0.25 acre, located 852 feet southwest of intersection of Millerton Road and Marina Drive owned by the Clarksfield Company, Inc. (Clarksfield Property) (Gov Code sec. 25365(b)); (2) Director of Internal Services (Director) to execute Lot Line Adjustment Application to Department of Public Works and Planning, which will permit County Property to be made part of adjoining property owned by Clarksfield, and Clarksfield Property to be made part of adjoining property owned by County; (3) Director to execute a grant deed transferring ownership of County to Property to Clarksfield and to accept grant deed transferring ownership of Clarksfield Property to the County; (4) Director, or his designee, to take any related actions; (5) a Determination that the foregoing actions and the exchange of real properties between County and Clarksfield are exempt from California Environmental Quality Act, Public Resources Code section 21000, et seq

APPROVED AS RECOMMENDED

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