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 of the Board of Supervisors

Tuesday, September 11, 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

A MOMENT OF SILENCE WAS HELD IN HONOR OF THE PEOPLE WHO LOST THEIR LIVES ON SEPTEMBER 11, 2001. MIKE HARRIS, DEPUTY DIRECTOR VETERANS MEMORIAL MUSEUM, HOME OF THE LEGION OF VALOR, GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY VICE CHAIRMAN 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 19 - 55

A MOTION WAS MADE BY VICE CHAIRMAN BORGEAS, 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

Chairman Quintero

3. Adopt proclamation to proclaim September 17-28, 2018 as “High School Voter Education Weeks” and September 25, 2018 as “National Voter Registration Day", in Fresno County

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

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

Resolution No. 18-317

The County of Fresno is an Equal Employment Opportunity Employer

Supervisor Borgeas

4. Proclaim September 9th through 15th, 2018 "Suicide Prevention Week"

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. 18-318

Supervisor Magsig

5. Proclaim September 29, 2018 as Dystonia Awareness Day in Fresno County

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

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

Resolution No. 18-319

Administrative Office

6. Receive presentation by the Fresno/Clovis Convention & Visitors Bureau of proposed content for the Fresno County State Capitol multi-media display; and Approve the proposed content as presented by the Fresno/Clovis Convention & Visitors Bureau or with any requested changes to the content

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: 4 - Borgeas, Magsig, Pacheco, and Quintero

Noes: 1 - Mendes

Public Works and Planning

7. Consider and approve the 2018-25 Fresno County Road Improvement Program

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

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

8. Acknowledge receipt, consider all sealed bids, and call for oral bids for the sale of the property located at 4585 E. Harvard Avenue, Fresno, CA 93703 (APN 447-12-407); and, adopt Resolution approving the sale of the County owned surplus property located at 4585 E. Harvard Avenue, Fresno, CA 93703 (APN 447-12-407) and authorize the Chairman to execute the grant deed and other related documents to the successful bidder, if any

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY CHAIRMAN QUINTERO, TO ACT ON THE MATTER AS FOLLOWS:

ACKNOWLEDGED RECEIPT AND CONSIDERED ALL SEALED BIDS AND CALLED FOR ORAL BIDS FOR SALE OF PROPERTY LOCATED AT 4585 E. HARVARD AVENUE, FRESNO, CALIFORNIA 93703; AND ADOPTED RESOLUTION APPROVING SALE OF COUNTY OWNED SURPLUS PROPERTY LOCATED AT 4585 E. HARVARD AVENUE, FRESNO, CALIFORNIA 93703, AND AUTHORIZED CHAIRMAN TO EXECUTE GRANT DEED AND OTHER RELATED DOCUMENTS TO SUCCESSFUL BIDDER; AWARDED BID TO VAN TRUONG IN THE AMOUNT OF $180,000.00. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Resolution No. 18-320

9. Adopt specifications for Contract No. 18-09-C, Federal Asphalt Concrete Overlay on Nees Avenue from Millux Alignment to Russell Avenue, Federal Project No. STPL-5942(292), receive verbal report on the bid opening, and award to the bidder with the lowest responsive bid; and authorize Director of the Department of Public Works and Planning, or designee, to execute Contract Change Orders up to limit allowable under California Public Contract Code, Section 20395(d) for Contract No. 18-09-C

RECEIVED VERBAL REPORT. A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY SUPERVISOR MAGSIG, TO ADOPT PLANS AND SPECIFICATIONS FOR CONTRACT NO. 18-09-C AND AWARD CONTRACT NO. 18-09-C, FEDERAL ASPHALT CONCRETE OVERLAY ON NEES AVENUE, TO THE LOWEST RESPONSIBLE BIDDER, AGEE CONSTRUCTION, INC., 1039 HOBLITT AVENUE, CLOVIS, CALIFORNIA 93612, IN THE AMOUNT OF $891,362.60 AND AUTHORIZED THE DIRECTOR OF DEPARTMENT OF PUBLIC WORKS AND PLANNING, OR DESIGNEE, TO EXECUTE CONTRACT CHANGE ORDERS UP TO THE LIMIT ALLOWABLE ($57,068.00) UNDER CALIFORNIA PUBLIC CONTRACT CODE SECTION 20395(D), WHICH IS 6.40% OF THE CONTRACT AMOUNT. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

10. Consider and adopt Mitigated Negative Declaration prepared for Initial Study Application No. 7359 including Mitigation Monitoring and Reporting Program prepared for General Plan Amendment Application No. 552 and Amendment Application No. 3825, amending Fresno County General Plan by re-designating two adjacent parcels totaling 4.15 acres from Rural Residential to Limited Industrial to permit an animal hospital/shelter and associated uses; approve Ordinance pertaining to Amendment Application No. 3825 thereby rezoning the subject 4.15-acre site from R-R(nb) Zone District to M-1(c) Zone District; designate County Counsel to prepare fair and adequate summary of proposed ordinance and direct Clerk of the Board to post and publish required summary in accordance with California Government Code, Section 25124(b)(1); and adopt Resolution approving General Plan Amendment Application No. 552 as Second General Plan Amendment of Agriculture and Land Use Element of the Fresno County General Plan for 2018, subject parcels are located on east side of N. Grantland Avenue, between N. Parkway Drive and W. Tenaya Avenue, and approximately 180 feet southwest of City of Fresno

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR PACHECO, TO CONTINUE THE HEARING TO OCTOBER 23, 2018, TO PROVIDE THE APPLICANT AN OPPORTUNITY TO MEET WITH NEIGHBORS REGARDING THEIR CONCERNS. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors' Committee Reports and Comments

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

SUPERVISOR MENDES ADDRESSED THE FUNDING PLAN FOR A COUNTY ANIMAL FACILITY AND QUESTIONED IF THE PLAN IS TO BUILD A COUNTY FACILITY. SUPERVISOR MAGSIG ACKNOWLEDGED THAT THE COUNTY IS NOT WAITING AND IS ACTIVELY LOOKING AT SITES THAT MAY BE APPROPRIATE TO LOCATE A FACILITY, BUT IS BEING PROACTIVE TO FIND A SITE BEST SUITED FOR EVERYONE. SUPERVISOR MENDES COMMENTED HE BELIEVES THE PUBLIC IS CONFUSED AND THINKS THE FACILITY WILL BE A COUNTY FACILITY, WHICH IT IS NOT. COUNTY COUNSEL DANIEL CEDERBORG STATED THIS MAY BE A GOOD OPPORTUNITY FOR THE BOARD TO DIRECT THE COUNTY ADMINISTRATIVE OFFICER TO CREATE A FUTURE AGENDA ITEM TO DISCUSS DIRECTION TO STAFF ON THE COUNTY ANIMAL SHELTER. SUPERVISOR BORGEAS RECOGNIZED THIS MORNING'S 9/11 COMMEMORATION EVENT AS VERY IMPRESSIVE WITH MANY MEMBERS OF THE COUNTY SHOWING THEIR SUPPORT. FOLLOWING A MEETING HE HELD WITH FRESNO LEAGUE OF WOMAN VOTERS, SUPERVISOR BORGEAS ASKED JEAN ROUSSEAU, COUNTY ADMINISTRATIVE OFFICER, IF THERE IS A TIMELINE FOR THE FIRST PUBLIC MEETING OF THE COUNTY GENERAL PLAN AND IS THE COUNTY PUBLIC INFORMATION OFFICER BEING TASKED WITH FINDING CREATIVE AND COST EFFECTIVE WAYS OF PUTTING THE MESSAGE OUT FOR THE PUBLIC MEETING. JEAN ROUSSEAU RESPONDED HE HADN'T DISCUSSED THE MEETINGS WITH PUBLIC WORKS DIRECTOR STEVEN WHITE, BUT HAS TASKED JORDAN SCOTT, PUBLIC INFORMATION OFFICER, TO REACH OUT TO THE DEPARTMENT AND OFFER HIS SERVICES. SUPERVISOR BORGEAS EMPHASIZED THE IMPORTANCE OF A VERY ROBUST COMMUNITY OUTREACH EFFORT AND ASSURING PEOPLE HAD THE MEANS TO LEARN ABOUT THE EVENT. SUPERVISOR BORGEAS STATED THE GENERAL PLAN BEING REFERRED TO AS THE 2040 PLAN AND ASKED DANIEL CEDERBORG, COUNTY COUNSEL, THE LEGAL CONSEQUENCES OF REFERRING TO THE GENERAL PLAN AS AN UPDATE OR REVISION AND THE USE OF THE TERM 2040. DANIEL CEDERBORG STATED THAT HE WOULD REVIEW AND PROVIDE ADVICE TO THE BOARD. SUPERVISOR BORGEAS ANNOUNCED HE HAD A CONVERSATION WITH SUPERVISOR MENDES AND THEY ARE PREPARING TO BRING AN ITEM FOR THE BOARD TO CONSIDER, BUT WANTED TO BRING IT TO THEIR ATTENTION BECAUSE OF THE RURAL COUNTY REPRESENTATIVES OF CALIFORNIA (RCRC) CONFERENCE SCHEDULED NEXT WEEK. THE ITEM WILL ADDRESS WHETHER OR NOT THE BOARD WANTS TO ADVOCATE AS A COUNTY TO PURSUE A WAY OF CHANGING THE STATE WATER BOARD COMPOSITION FROM A GUBERNATORIAL APPOINTMENT TO AN ELECTED APPOINTMENT, AND IF THERE IS ANY INTEREST TO BRING IT UP WITH OTHER COUNTIES AT RCRC OR CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC). SUPERVISOR MAGSIG REPORTED THAT HE ALSO MET WITH FRESNO LEAGUE OF WOMEN VOTERS AND REQUESTED THEY PUT TOGETHER A LETTER OR LIST OF CONCERNS TO THE BOARD AT A PUBLIC MEETING SINCE THAT IS THE ONLY TIME THE FIVE BOARD MEMBERS, OR A MAJORITY OF BOARD MEMBERS, CAN DISCUSS ITEMS. HE CHALLENGED THE GROUP ABOUT TIME FRAMES BECAUSE HE RESEARCHED THE GENERAL PLAN, AND ONE PARTICULAR ISSUE REGARDING 2040 WAS ACTUALLY DISCUSSED IN 2015, WITH MEETING MINUTES REFLECTING THE DISCUSSION, SO THERE NEEDS TO BE CREDIBILITY IN THE PROCESS FOR ALL PARTIES – THE COUNTY AND INTERESTED PARTIES. SUPERVISOR MAGSIG MENTIONED THAT STAN KING, A LONGTIME RODEO ASSOCIATION MEMBER OF CLOVIS AS WELL AS A MAYOR OF CLOVIS, PASSED AWAY AND A MEMORIAL RESOLUTION WILL BE PREPARED TO HONOR HIM AT THE NEXT BOARD MEETING

Board Appointments

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

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

HOUSING AUTHORITY
APPOINTED VALORI GALLAHER TO THE POSITION PREVIOUSLY HELD BY JAMES PETTY (TERM TO EXPIRE 02/02/22)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

13. Public Presentations - This portion of the meeting reserved for persons desiring to address the Board on any matter not on this agenda - Pursuant to Administrative Policy No. 29, presentations are limited to 3 minutes per person and no more than 15 minutes total per topic

RECEIVED

Closed Session

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

HELD; NO REPORTABLE ACTION

15. Conference with legal counsel - Initiation of Litigation; Government Code Section 54956.9(d)(4) - 2 Cases

BY A 5-0 VOTE, THE BOARD OF SUPERVISORS AUTHORIZED COUNTY COUNSEL'S OFFICE TO INITIATE LITIGATION AGAINST ALI ADEL MOHAMMED, AT THE PROPERTY OF AN RV PARK LOCATED AT 30440 W. WHITESBRIDGE AVENUE IN MENDOTA, CALIFORNIA. THIS CIVIL ACTION WILL SEEK THE APPOINTMENT OF A RECEIVER AND THE ABATEMENT OF NUISANCE CONDITIONS PRESENT ON THE PROPERTY

16. 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

17. Conference with legal counsel - Existing Litigation Government Code, section 54956.9(d)(1) - Gilbert Valenzuela v. County of Fresno, et al., Fresno County Superior Court Case No.: 16CECG01420; Risk Management Claim No.: 9403

HELD; NO REPORTABLE ACTION

18. Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - Williams & Fickett v. County of Fresno, Fresno County Superior Court Case No. 13CECG00461

HELD; NO REPORTABLE ACTION

18.1 Conference with Real Property Negotiators - Government Code 54956.8 Properties: County owned property located in the south west corner of Ventura and Tenth Streets, Fresno, CA; County Negotiator: Jean M. Rousseau, County Administrative Officer or Designee. Negotiating Parties: Fresno Unified School District, Under Negotiations: Instructions to County's negotiator may concern purchase or lease of properties, price, terms and conditions

HELD; NO REPORTABLE ACTION

18.2 Conference with legal counsel – Existing Litigation Government Code section 54956.9(d)(1) - Quentin Hall et al v. County of Fresno et al. US District Court Easter District Cases#1:11-cv-02047-LJO-BAM

HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY VICE CHAIRMAN BORGEAS, SECONDED BY SUPERVISOR MAGSIG, TO ADJOURN THE MEETING. 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 OF THE BOARD OF SUPERVISORS
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON: September 25, 2018

CONSENT AGENDA

A MOTION WAS MADE BY VICE CHAIRMAN BORGEAS, 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

19. Approve minutes of meeting for August 21, 2018

APPROVED AS RECOMMENDED

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

Chairman Quintero

20. Adjourn in Memory of Fresno firefighter Mickey Kaitangian

APPROVED AS RECOMMENDED

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

Supervisor Magsig

21. Adopt resolution supporting the "Bass Lake Double Century" bicycling event and the proposed restriction of State Highway Route 168 upon terms and conditions deemed appropriate and necessary by the State of California, Department of Transportation

APPROVED AS RECOMMENDED

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

Resolution No. 18-290

Supervisor Pacheco

22. Approve Community Outreach Expenditure per Administrative Policy No. 75

APPROVED AS RECOMMENDED

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

Auditor Controller-Treasurer/Tax Collector

23. Approve the revised County of Fresno Internal Audit Charter; and approve the revised Bylaws of the Fresno County Audit Committee

APPROVED AS RECOMMENDED

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

24. Receive and file the Fresno County Audit Committee Minutes from the February 23, 2018 and May 25, 2018 meetings

APPROVED AS RECOMMENDED

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

25. Approve and Authorize the Chairman to execute Agreements with the Special Districts of Big Creek Community Service District, McMullin Area Groundwater Sustainability Agency, and Waterworks District No. 18, for the Collection of Special Assessments, effective upon execution, which renew automatically for each fiscal year unless a party gives written notice of nonrenewal; and approve and Authorize the Chairman to execute a retroactive Agreement with the Special District of North Fork Kings Groundwater Sustainability Agency, for the Collection of Special Assessments, effective June 27, 2018, which renews automatically for each fiscal year unless either party gives written notice of nonrenewal

APPROVED AS RECOMMENDED

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

Agreement No. 18-517, Agreement No. 18-518, Agreement No. 18-519, Agreement No. 18-520

District Attorney/Public Administrator

26. Retroactively authorize the District Attorney-Public Administrator's previous submittal of a grant application to the California Office of Traffic Safety for continuation of the Alcohol and Drug Impaired Driver Vertical Prosecution Program ($731,441); adopt resolution approving and authorizing the Chairman to execute Agreement for the Alcohol and Drug Impaired Vertical Prosecution Program with the California Office of Traffic Safety (OTS) for the period October 1, 2018 through September 30, 2019 ($251,821)

APPROVED AS RECOMMENDED

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

Resolution No. 18-291, Agreement No. 18-521

27. Authorize a waiver of the 960 hours per calendar year 2018 maximum hours limitation for Extra-Help positions listed on Attachment A, pursuant to the provisions set forth in the Salary Resolution, Section 1000 and Personnel Rules 2040 and 4240

APPROVED AS RECOMMENDED

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

Sheriff/Coroner

28. Make a finding that 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 for continued maintenance and technical support for the Automated Fingerprint Identification System and integrated Mug Photo System; and approve and authorize the Chairman to execute a retroactive sole source agreement with Gemalto Cogent Inc. for the maintenance of and the purchase of additional products for the installed Automated Fingerprint Identification System (AFIS) and integrated Mug Photo System (that includes pre-paid annual maintenance payments) in Fresno County effective July 1, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $3,750,000

APPROVED AS RECOMMENDED

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

Agreement No. 18-522

29. Accept annual report of expenditures from the Inmate Welfare Trust Fund for FY 2017-18

APPROVED AS RECOMMENDED

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

County Counsel

30. Approve and authorize the Chairman to execute Amendment 3 to Agreement P-17-077-Q with Epstein, Becker & Green, PC, for outside legal services to represent the County of Fresno in appeals of federal and state disallowances of cost reimbursement claims, with no change in term to December 31, 2019 and increasing the maximum by $50,000 to a total of $300,000

APPROVED AS RECOMMENDED

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

Agreement No. 18-523

Administrative Office

31. Adopt Resolution proclaiming continuation of the local emergency status relating to the extremely high levels of tree mortality and hazardous conditions created by the drought and request that the Governor continue to provide resources and support to mitigate risk of falling trees and increased fire hazard

APPROVED AS RECOMMENDED

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

Resolution No. 18-292

32. Approve Liberty Water District, Mid Valley Water District, Raisin City Water District, and Stinson Water District request to move from odd to even-numbered year elections and set the date for the Districts' elections to occur on the same day as the Statewide General Election

APPROVED AS RECOMMENDED

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

33. Approve and adopt the 2019 regular meeting schedule for the Board of Supervisors as outlined in Attachment "A"; and direct the Clerk of the Board to publish the 2019 regular meeting schedule of the Board of Supervisors on the Fresno County website and to advise all County departments of the meeting schedule and submission dates for agenda items

APPROVED AS RECOMMENDED

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

Behavioral Health

34. Approve and authorize the Chairman to execute a retroactive Amendment to the statewide revenue Agreement No. 13-283 (State Agreement #12-89362) with the State Department of Health Care Services for the Medi-Cal Managed Care Mental Health Plan funding in which Fresno County is a statewide partner, to decrease the term of the existing Agreement by one year from May 1, 2013 to June 30, 2017 with no change in the maximum of $8,113,337,000; and, approve and authorize the Chairman to execute a retroactive revenue Agreement (State Agreement #17-94581) with the State Department of Health Care Services for the Medi-Cal Managed Care Mental Health Plan for Fresno County, effective July 1, 2017 through June 30, 2022 ($0)

APPROVED AS RECOMMENDED

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

Agreement No. 13-283-1, Agreement No. 18-525

35. Approve and authorize the Chairman to execute a Resolution with the California Department of Health Care Services, for one-time funding related to a Homeless Mentally Ill Outreach and Treatment Program, in the amount of $729,000; and, approve and authorize the County Administrative Officer to serve as the primary contact for Fresno County related to the one-time funding opportunity, and to submit a Letter of Interest to the Department of Health Care Services related to a Homeless Mentally Ill Outreach and Treatment Program

APPROVED AS RECOMMENDED

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

Resolution No. 18-293

Human Resources

36. Approve and authorize Chairman to execute Agreement to Defend Public Officer or Employee for: Behavioral Health Department- Community Mental Health Specialist I, Allen Cha, as named in Fresno County Superior Court Case No.18CECG01726, Jessica Brambila, et al. v. Allen Cha, et al.

APPROVED AS RECOMMENDED

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

Agreement No. 18-526

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

APPROVED AS RECOMMENDED

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

Resolution No. 18-294 through Resolution No. 18-312

Internal Services

38. Approve and authorize the Chairman to execute an assignment of Agreement No. 16-452 from Ramco Service Inc., dba Pacific Water Technologies, to Blue Tech Water, Inc. dba Ramco Services and Pacific Water Technologies, effective May 17, 2018; and approve and authorize the Chairman to execute First Amendment to Agreement No. 16-452 with Blue Tech Water, Inc. dba Ramco Services and Pacific Water Technologies for HVAC chemical treatment services, effective upon execution with no change in term to July 11, 2021 and increasing the maximum by $250,000 to a total potential five-year cost not to exceed $1,500,000

APPROVED AS RECOMMENDED

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

Agreement No. 16-452-1

39. Approve and authorize the Chairman to execute a Lease Agreement with Pitney Bowes, Inc. for a 60-month lease of two mailing machines ($147,476)

APPROVED AS RECOMMENDED

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

Agreement No. 18-528

40. Approve and authorize the Chairman to execute a Master Agreement with multiple contractors for roofing maintenance services, effective September 11, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $2,000,000; authorize the Director of Internal Services/Chief Information Officer or his designee to add additional contractors to the Master Agreement as they are identified, who will agree to be bound by the terms and conditions of the Master Agreement, and upon prior notice to remove any contractors from the Master Agreement, without affecting the remainder of the Master Agreement; and adopt Budget Resolution Increasing the FY 2018-19 appropriations and estimated revenues for the Internal Services Department, Facility Services Org 8935 in the amount of $600,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 18-529, Resolution No. 18-313

41. Adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the Internal Services Department-Information Technology Division, Org 8905 in the total amount of $452,245, plus accrued interest, to pay for portions of public facilities, including $395,195 for upgraded and refreshed radio communication systems for emergency services and $57,050 for new network infrastructure for leased facilities for the Department of Social Services, attributable to increased demand reasonably related to new development (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 18-314

Library

42. Retroactively authorize the County Librarian's previous submittal of a grant application to the California State Library for Library Services and Technology Act funds ($34,371); and approve and authorize the Chairman to ratify Librarian's previous execution of retroactive grant award agreement and acceptance of grant funds from the California State Library effective July 1, 2018 through August 31, 2019 ($34,371); and authorize the County Librarian, or their designee, to sign expenditure forms and activity reports for this grant agreement; and adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues in the Library Grants Org 7517 in the amount of $34,371 (4/5 vote)

APPROVED AS RECOMMENDED

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

Agreement No. 18-530, Resolution No. 18-315

Probation

43. Approve and authorize the Chairperson to execute a retroactive revenue Agreement with Sanger Unified School District to provide partial funding for services provided by one Deputy Probation Officer assigned to various Sanger Unified School District school campuses, effective July 1, 2018 through June 30, 2019, total not to exceed ($37,500)

APPROVED AS RECOMMENDED

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

Agreement No. 18-531

44. Make a finding that it is in the best interest of the County to waive the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for the solicitation of operating a counseling program utilizing local doctoral candidate interns as approved by the Public Safety Realignment Act Community Corrections Partnership; and approve and authorize the Chairperson to execute an Agreement with Sierra Education and Research Institute to provide counseling services for adults on probation or in custody effective September 15, 2018, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, not to exceed $700,000

APPROVED AS RECOMMENDED

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

Agreement No. 18-532

Public Health

45. Approve and authorize the Chairman to execute Amendment II to Agreement No. 13-570 with Diamond Drugs, Inc., dba Diamond Pharmacy Services, to extend the term of the existing Agreement for pharmaceutical prescriptions and consultation services by six months from September 17, 2018 to March 17, 2019 with no increase in the maximum of $2,269,310

APPROVED AS RECOMMENDED

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

Agreement No. 13-570-2

46. Conduct second hearing and adopt Ordinance to amend the Fresno County Master Schedule of Fees, Charges, and Recovered Costs Section 900 - Environmental Health by adding subsection 951 and waive reading of the Ordinance in its entirety

APPROVED AS RECOMMENDED

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

Ordinance No. 18-014

Public Works and Planning

47. Approve and authorize the Chairman to execute an Agreement with Two Fayre Ladies, for exclusive use of Kearney Park for a two-day event in the years 2018, 2019, 2020, 2021 and 2022 ($39,615)

APPROVED AS RECOMMENDED

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

Agreement No. 18-534

48. Approve and authorize the Chairman to execute a retroactive Public Agency Lease Agreement with the California State Lands Commission for 12.5 acres within Laton/Kingston Park, effective October 1, 2017, not to exceed 25 years, at $125 per year with an annual Consumer Price Index adjustment

APPROVED AS RECOMMENDED

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

Agreement No. 18-535

49. Approve and authorize the Chairman to execute a License Agreement with Fresno County Disc Golf, for construction and installation of an 18-hole disc golf course at Kearney Park, effective upon execution, not to exceed five consecutive years, which includes a three-year base contract and two automatic one-year renewals ($0); and, authorize the Director of the Department of Public Works and Planning, subject to review and approval by County Counsel and Auditor-Controller/ Treasurer-Tax Collector, to execute final escrow agreement, including any changes to the form to finalize it for the parties' execution, among the County, Fresno County Disc Golf, and a bank selected by Fresno County Disc Golf

APPROVED AS RECOMMENDED

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

Agreement No. 18-536

50. Adopt Resolution declaring surplus county owned excess property, a single-family residence, located at 472 Rio Frio Street, Mendota, CA 93640 (APN 013-214-08), and authorize the Clerk of the Board to publish a notice of intention to sell County owned excess property for a minimum bid of $90,000 by public auction on October 23, 2018 at 9:00 a.m. (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 18-316

51. Approve and authorize Chairman to execute Exhibit 9-B Local Agency Disadvantaged Business Enterprise Annual Submittal Form with California Department of Transportation for Federal Fiscal Year 2018-2019

APPROVED AS RECOMMENDED

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

Agreement No. 18-537

52. Accept Easement Deeds and authorize Chairman to execute Right of Way Contracts required for Bridge Preventive Maintenance Program - Scour Mitigation, Federal Project No. 5942(240) for total monetary consideration of $10,800

APPROVED AS RECOMMENDED

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

53. Make a finding that it is in the best interest of the County to waive competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for solicitation of operation and maintenance of Kearney Mansion Museum Complex for Department of Public Works and Planning; and approve and authorize Chairman to execute sole source Agreement with Fresno City/County Historical Society for operation and maintenance of Kearney Mansion Museum Complex, which includes authorization to hold exclusive use events at Kearney Park at reduced rates and allows Historical Society to collect a reasonable entrance fee instead of the $5 vehicle entrance fee for those events, effective October 1, 2018 through September 30, 2023, with an optional five-year extension ($193,250)

APPROVED AS RECOMMENDED

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

Agreement No. 18-538

Social Services

54. Approve and authorize the Chairman to execute Amendment III to Agreement No. A-14-697 with the Marjaree Mason Center, Inc. and Agreement No. A-14-698 with the Boys & Girls Clubs of Fresno County for Community Development Block Grant funded community-based social services, increasing the respective agreement totals by $14,505 and $9,867 effective October 1, 2018 with no change in term to September 30, 2019

APPROVED AS RECOMMENDED

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

Agreement No. 14-697-3, Agreement No. 14-698-3

55. Approve and authorize the Chairman to execute Agreements with WestCare California, Inc. for Housing and Disability Advocacy Program Services, effective upon execution through June 30, 2020, total not to exceed $957,800 and for Rapid Rehousing Services, effective upon execution, not to exceed approximately three consecutive years, which includes a nine-month base contract and two optional one-year extensions, total not to exceed $173,259

APPROVED AS RECOMMENDED

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

Agreement No. 18-541, Agreement No. 18-542