County of Fresno
Action Summary - Final
Board of Supervisors

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Sal Quintero, 3rd District, Chairman
Vacant, 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, December 4, 2018 **9:00 AM** **Hall of Records**

Present: 4 - Supervisor Nathan Magsig, Supervisor Buddy Mendes, Supervisor Brian Pacheco, and Chairman Sal Quintero

Vacant: 1 - District 2

Invocation and Pledge of Allegiance

A MOMENT OF SILENCE WAS HELD IN HONOR OF GEORGE HW BUSH, 41ST PRESIDENT OF THE UNITED STATES. FRESNO COUNTY BOARD OF SUPERVISOR NATHAN MAGSIG GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THE AGENDA BE APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEM 20 WHICH WAS DELETED AND WILL RETURN TO THE BOARD ON DECEMBER 11, 2018. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

2. Approve Consent Agenda - Item Numbers 24 - 62

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

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

Vacant: 1 - District 2

The County of Fresno is an Equal Employment Opportunity Employer

Chairman Quintero

3. Proclaim support during the month of December 2018 for the Fresno County Toys for Tots Campaign

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

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

Vacant: 1 - District 2

Resolution No. 18-417

Supervisor Magsig

4. Accept and express appreciation for artwork from Scandinavian Middle School to be displayed in the Hall of Records lobby

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY CHAIRMAN QUINTERO, THAT THE ARTWORK FROM SCANDINAVIAN MIDDLE SCHOOL BE ACCEPTED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Supervisor Pacheco

5. Present certificate in recognition of GRID Alternatives, winner of the Fresno Regional Workforce Development Board's Third Quarter Business of Excellence Award

A MOTION WAS MADE BY SUPERVISOR PACHECO, SECONDED BY SUPERVISOR MAGSIG, THAT THE CERTIFICATE BE PRESENTED TO GRID ALTERNATIVES, WINNER OF THE FRESNO REGIONAL WORKFORCE DEVELOPMENT BOARD'S THIRD QUARTER BUSINESS OF EXCELLENCE AWARD. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Administrative Office

6. Adopt a Resolution approving the County Clerk/Registrar of Voters to conduct a special election on March 5, 2019 to fill a Board member vacancy representing District 2 on the Fresno County Board of Supervisors for the period of 2019 through 2020; adopt a Resolution approving the County Clerk/Registrar of Voters to conduct a runoff election on June 4, 2019 between the two candidates receiving the highest number of votes cast in the March 5, 2019 special election in the event that no candidate receives a majority (50% + 1) of all the votes cast in the March 5, 2019 special election; and adopt Budget Resolution increasing the FY 2018-19 appropriations for County Clerk-Elections Org 2850 in the amount of $250,000, using available Fund Balance in the General Fund 0001, to fund the special election

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

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

Vacant: 1 - District 2

Resolution No. 18-418, Resolution No. 18-419, Resolution No. 18-420

County Counsel

7. Consider and adopt Interim Ordinance pursuant to Government Code Section 65858 establishing a moratorium on the possession, planting, cultivation, harvesting, drying, processing of nonmedical cannabis outdoors on the grounds of a private residence, and the establishment or operation of businesses engaged in commercial nonmedical cannabis activity in all Zoning Districts of Fresno County based on changes in circumstances after adoption of the previous interim urgency ordinance. Adoption of the Initial Interim Ordinance is effective for a period of up to 45 days unless earlier terminated or extended (4/5 vote); determine that the adoption of the Interim Urgency Ordinance is exempt from the requirements of the California Environmental Quality Act ("CEQA") pursuant to sections 15061, subdivision (b)(3), and 15308 of the State CEQA Guidelines, and direct staff to file a Notice of Exemption with the Office of the Fresno County Clerk

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

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

Vacant: 1 - District 2

Ordinance No. 18-021

Administrative Office and Social Services

8. Receive verbal report, consider and adopt Resolution declaring a shelter crisis pursuant to Senate Bill 850 (Chapter 48, Statutes of 2018) and Government Code, Section 8698.2 as required by the California Homeless Coordinating and Financing Council for the Homeless Emergency Aid Program grant funding distributed to the Fresno Madera Continuum of Care (FMCoC)

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

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

Vacant: 1 - District 2

Resolution No. 18-421

Internal Services

9. Approve the purchase by the County of the real property located at 310 South West Avenue, Fresno, CA 93706 (APN 458-060-72, which was recorded prior as APN 458-060-25T and 458-060-26T) and which is approximately 2.67 acres of vacant industrial real property ("Property"), from Seller, Gurinder S. Sira, for the purchase price of $425,000, plus $6,000 estimated closing costs; approve and authorize the Chairman to execute a Sale and Purchase Agreement and Escrow Instructions ("Purchase Agreement") for the County's purchase of the Property, authorize staff to undertake additional due diligence investigations, if needed, including any further environmental studies and appraisals of the Property, as deemed necessary or appropriate by staff, in connection with the County's purchase of the Property; authorize and direct the Director of Internal Service/Chief Information Officer (Director of ISD/CIO), or his designee, to take any and all actions he deems necessary or appropriate, and in the best interest of the County, all of which shall be consistent with the Purchase Agreement, and the foregoing Board approvals and actions, to: a. Open, carry out, and close escrow for the County's purchase of the Property from Seller, deliver the County's $100,000 deposit, deliver the County's acceptance of Seller's Grant Deed at closing, and obtain title insurance in favor of the County for the Property in the amount of the purchase price of the Property; b. Review, approve, execute and/or deliver any agreements (not including the Purchase agreement), documents, certificates, notices, and instruments, and any amendments to any of the foregoing (all of which shall be subject to prior review and approval thereof as to legal form by County Counsel, and, if applicable, as to accounting form by the County Auditor-Controller/Treasurer-Tax Collector), and take any other actions to initiate, carry out, and finalize the County's purchase of the Property from the Seller; and c. Perform any other obligations, or exercise any other rights, of County under the Purchase Agreement, or such other agreements, or documents, certificates, notices, or instruments, to finalize the County's purchase of the Property; and direct staff to initiate and pursue environmental review and the County land use entitlement process for the Property as the preferred site for a new regional permanent Environmental Compliance Center and conference and educational center, or other potential use by the County, promptly following the close of the sale of the Property, all pursuant to the California Environmental Quality Act (CEQA)

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

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

Vacant: 1 - District 2

Agreement No. 18-680

10. Conduct a public hearing for the first reading to amend Chapter 13.28 to Title 13 of the County of Fresno Ordinance Code (the "Ordinance Amendment") setting out alternative procedures to exempt certain leases, licenses or subleases of any real property belonging to, leased by, or licensed by the County ("County Real Property") from formal and informal bidding; to add Section 13.28.030(C) to exclude from formal and informal bidding procedures a lease, sublease or license of County Real Property not exceeding 10 years and with a rental amount up to $35,000 per month, as long as the lessee or licensee provides a service to or for the benefit of the County, the state, or any local public agency; and to authorize the County Administrative Officer, or his/her designee, to approve and execute certain leases and licenses under Chapter 13.28 to Title 13 of the County of Fresno Ordinance Code, for five years beginning February 1, 2019; and waive the reading of the proposed Ordinance Amendment in its entirety and set a second hearing for the adoption of the proposed Ordinance Amendment on January 8, 2019

A MOTION WAS MADE BY SUPERVISOR MAGSIG, SECONDED BY SUPERVISOR MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED WITH THE ADDITION TO INCLUDE VERBIAGE IN THE ORDINANCE THAT UNLESS PARTNERING WITH A GOVERNMENTAL AGENCY, THERE IS DEMONSTRATION THAT RATES THE COUNTY IS CHARGING ARE MARKET RATES AND IF THE COUNTY IS LEASING, THERE IS DEMONSTRATION THE MARKET CAN SUPPORT THE AGREED UPON LEASE BASED UPON THE AREA AND CONDITION OF THE BUILDING. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Public Works and Planning

11. Conduct first hearing and take action to: approve proposed amendments to Fresno County Ordinance Code, Title 17 - Divisions of Land, Chapter 17.92 - Clovis Development Fees Applicable within Sphere of Influence of City of Clovis, and a Schedule of Fees; set second hearing for January 8, 2019 and waive reading of Ordinance in its entirety; designate County Counsel to prepare a fair and adequate summary of proposed Ordinance; and direct Clerk of the Board to post and publish required summary in accordance with Government Code, Section 25124(b)(1)

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

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

Vacant: 1 - District 2

Board of Supervisors' Committee Reports and Comments

12. 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 STATED THAT HE, SUPERVISOR BORGEAS, SUPERVISOR MENDES, AND CHAIRMAN QUINTERO ATTENDED THE ANNUAL CALIFORNIA STATE ASSOCIATION OF COUNTIES (CSAC) CONFERENCE HELD IN SAN DIEGO ON NOVEMBER 26 – 30, 2018. HE ALSO REPORTED ATTENDING THE GOVERNOR'S FOREST TASK FORCE MONTHLY MEETING IN SACRAMENTO. THE TASK FORCE NOW HAS MANY MORE ADMINISTRATIVE AGENCIES DELIBERATING THE FOREST CRISIS IN THE SIERRAS. SUPERVISOR MAGSIG ANNOUNCED THE 92ND ANNUAL TREK TO THE NATION'S CHRISTMAS TREE THIS SUNDAY, DECEMBER 9, 2018 AT THE GENERAL GRANT TREE IN KINGS CANYON NATIONAL PARK

Board Appointments

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

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

ASSESSMENT APPEALS BOARD
APPOINTED MICHAEL E. KELLER (TERM TO EXPIRE 9/6/2021)

FRESNO ARTS COUNCIL
APPOINTED TIFFANY B. MANGUM (TERM TO EXPIRE 6/30/2020)

FRESNO COUNTY FIRE PROTECTION DISTRICT
REAPPOINTED MICHAEL A. DEL PUPPO (TERM TO EXPIRE 9/30/2022)
REAPPOINTED STEPHEN B. JULIAN (TERM TO EXPIRE 9/30/2022)
REAPPOINTED FRANCISCO J. CHAVEZ (TERM TO EXPIRE 9/30/2022)

FRESNO REGIONAL WORKFORCE DEVELOPMENT BOARD
REAPPOINTED TONY CANALES TO THE AT-LARGE JOINT CITY/COUNTY LABOR SEAT (TERM TO EXPIRE 11/1/2020)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Vacant: 1 - District 2

Public Presentations

14. 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

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

HELD; NO REPORTABLE ACTION

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

THE BOARD, BY A 4-0 UNANIMOUS VOTE, AUTHORIZED THE INITIATION OF LITIGATION OF A CODE ENFORCEMENT ABATEMENT NUISANCE ACTION AGAINST JERRY HOLT, THE PROPERTY OWNER OF, AND MONIQUE SIPRO, THE OCCUPANT OF, 2792 W. SAN RAMON, IN FRESNO, CALIFORNIA. THE BOARD, BY A 4-0 UNANIMOUS VOTE, AUTHORIZED THE INITIATION OF LITIGATION OF A CODE ENFORCEMENT ACTION AGAINST MICHAEL BIGLOW, THE PROPERTY OWNER OF 1132 E. SIERRA MADRE, FRESNO, CALIFORNIA. THESE ARE BOTH ABATEMENT OF NUISANCE ACTIONS

17. 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

18. Conference with Legal Counsel- Existing Litigation- Government Code, Section 54956.9 (d)(1) - Tim Van Houwelingen vs. County of Fresno; Workers' Compensation Appeals Board Number ADJ10695314 and ADJ11061292

HELD; NO REPORTABLE ACTION

19. Conference with Legal Counsel- Existing Litigation- Government Code, Section 54956.9 (d)(1) - Leo Lopez vs. County of Fresno; Workers' Compensation Claim Number 01167461

HELD; NO REPORTABLE ACTION

20. Conference with Legal Counsel- Existing Litigation- Government Code, Section 54956.9 (d)(1) - Stephen Stallard vs. County of Fresno; Workers' Compensation Appeals Board Number ADJ9674040; ADJ4256336; ADJ1540431; ADJ78584; ADJ773672; ADJ3273939

DELETED

21. Conference with Real Property Negotiators - Government Code, Section 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 lease and option to purchase of properties, price, terms and conditions

HELD; NO REPORTABLE ACTION

22. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) - Forgotten Fresno v. County of Fresno; Fresno Superior Court Case No. 18CECG04248

HELD; NO REPORTABLE ACTION

23. Conference with legal counsel - Existing Litigation - Government Code, section 54956.9(d)(1) Emma Olson Sharkey v. Brandi Orth in her offical capacity as the Fresno County Registrar of Voters - Fresno County Superior Court #18CECG04297

HELD; NO REPORTABLE ACTION

Adjourn

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

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

Vacant: 1 - District 2

APPROVED:

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

ATTEST:
BY: /s/ Bernie E. Seidel
BERNICE E. SEIDEL
CLERK OF THE BOARD OF SUPERVISORS
COUNTY OF FRESNO, STATE OF CALIFORNIA

APPROVED ON December 11, 2018

Consent Agenda

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

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

Vacant: 1 - District 2

Board of Supervisors

24. Approve minutes of meeting for November 6, 2018

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Supervisor Mendes

25. Approve Certificate of Recognition honoring James Petty for 26 years of serving as a Commissioner of the Fresno County Housing Authority

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Auditor Controller-Treasurer/Tax Collector

26. Delegate investment authority to the Auditor-Controller/Treasurer-Tax Collector for the 2019 calendar year; and, adopt revisions in the “County of Fresno Treasury Investment Pool Investment Policy”

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

27. Adopt a resolution to do all of the following: Approve and authorize the sale of tax-defaulted properties by public auction via the Internet; and direct the Auditor-Controller / Treasurer-Tax Collector to sell identified properties under Division 1, Part 6, Chapter 7 of the Revenue and Taxation Code during March 8-11, 2019; and authorize the Auditor-Controller/Treasurer-Tax Collector to reduce the minimum bids for any property for which no minimum bids were received during one or more prior public auctions of tax-defaulted property; and authorize the Auditor-Controller/Treasurer-Tax Collector to reduce the minimum bids for any property for which no minimum bids are received in the reoffering sale

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-401

County Clerk/Registrar of Voters

28. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 4 ($1,805) transferring appropriations within the County Clerk - Elections Org 2850, from Account 7295 (Professional and Specialized Services) to Account 8300 (Equipment) for the purchase of a stretch wrap machine

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

District Attorney/Public Administrator

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

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-402

Sheriff/Coroner

30. 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, 2018, through July 7, 2019 ($126,204); and approve Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues in the Sheriff-Coroner's Org 3111 in the amount of $71,679 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-663, Resolution No. 18-403

31. Retroactively authorize the Sheriff-Coroner's previous submittal of a grant application to the National Institute of Justice, Department of Justice for the 2018 Forensic DNA Capacity Enhancement and Backlog Reduction Program Grant; approve and authorize the Chairman to execute and accept the grant award agreement from the National Institute of Justice, Department of Justice, for the 2018 Forensic Casework DNA Backlog Reduction Grant for the period of January 1, 2019 through December 31, 2020 ($258,389); adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenue for Sheriff-Coroner's Org 3111 in the amount of $101,200 (4/5 vote); and authorize the Sheriff-Coroner, or her authorized representative, to sign claims for reimbursement and activity reports for the above grant award

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-664, Resolution No. 18-404

32. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 37 ($30,000) transferring appropriations within the Sheriff-Coroner Org 3111, from Account 7205 (Maintenance-Equipment) to Account 8300 (Equipment) for the purchase of five 75lb Commercial Gas Dryers

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

33. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 2 ($30,000) transferring appropriations within the Sheriff-Coroner Org 3111, from Account 7385 (Small Tools & Instruments) to Account 8300 (Equipment) for the purchase of a mail room X-ray machine

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Administrative Office

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

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-405

35. Accept the 2018 Annual Williams Lawsuit Agreement Report from the Fresno County Office of Education

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

36. Approve and authorize the Chairman to execute an Agreement with Carpi & Clay, Inc., for Federal Legislative Advocacy Services in Washington D.C., effective January 1, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $394,824

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-665

37. Approve the Conflict of Interest Codes for sixty-seven (67) agencies (Exhibit I); Direct Clerk of the Board to notify the Enforcement Division of the California Fair Political Practices Commission Agencies who did not respond to the Biennial Review Request or submit required Conflict of Interest Code amendments by the December 20, 2018

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Behavioral Health

38. Approve and authorize the Chairman to execute a retroactive Master Agreement with various Temporary Staffing Agencies effective November 1, 2018 through June 30, 2023, which includes a two-year and eight-month base contract and two optional one-year extensions, total not to exceed $12,133,333; and, authorize the Director of the Department of Behavioral Health, or designee, to add and/or delete vendors to the Master Agreement, as necessary, with oversight and approval from Internal Services Department - Purchasing Division, and to renegotiate and approve rates based upon the prevailing market

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-666

39. Approve and authorize the Clerk to the Board to execute Budget Transfer No. 3 to transfer appropriations within the DBH - Capital Facilities Organization 8859, Buildings and Improvements account 8150 from Program No. 91384 to Program No. 91383 to fund the completion of the Heating Ventilation and Air Conditioning system replacement at the Health and Wellness Center building located at 1925 S. Dakota Avenue, Fresno, CA 93702. ($1,595,000); adopt Budget Resolution increasing the FY 2018-19 appropriations in the Capital Facilities Org 1055 in the amount of $1,250,000 (4/5 vote); adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues in the Behavioral Health Org 5630 in the amount of $1,250,000 (4/5 vote); adopt Budget Resolution increasing the FY 2018-19 appropriations and estimated revenues in the DBH-Capital Projects Org 8859 in the amount of $1,250,000 (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-406, Resolution No. 18-407, Resolution No. 18-408

40. Approve and authorize the County Behavioral Health Director/Alcohol and Other Drug Program Administrator to execute Drug Medi-Cal Agreement No. 18-95145 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 January 1, 2019 through June 30, 2021 ($181,657,157)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Human Resources

41. Adopt resolution, which approves extending provisions of the California Military & Veterans Code, section 395.03 to eligible permanent County employees, effective December 17, 2018 through December 15, 2019

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-409

42. Approve amendment to the Salary Resolution retitling the Mental Health Worker I/II classification to Behavioral Health Worker I/II, as reflected on Appendix “A”, effective December 3, 2018; and, approve amendment to the Salary Resolution reclassifying six (6) Driver positions in the Department of Social Services Org 5610 to Social Worker Aide I/II, as reflected on Appendix “A”, effective December 3, 2018; and, approve amendment to the Salary resolution reclassifying five (5) Driver positions in the Department of Behavioral Health Org 5630 to Behavioral Health Worker I/II, as reflected on Appendix “A”, effective December 3, 2018

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Salary Resolution No. 18-056

43. Approve and authorize the Chairman to execute retroactive Amendment One to Agreement No. 14-654 with Gregory N. Cherney, PhD to provide third opinion evaluations for pre-employment psychological evaluation appeals for peace officer candidates, effective October 29, 2018, with no change to the compensation amount or term of January 1, 2015 through December 31, 2019 ($650,000)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 14-654-1

44. Approve waiving the minimum annual leave usage requirement (Section 615.5 of the Fresno County Salary Resolution) for the 2018 payroll year

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Internal Services

45. Approve and authorize the Chairman to execute First Amendment to Facility Sub-Lease Agreement No. 15-286 with the Fresno Area Workforce Investment Corporation, a California public benefit corporation, to decrease the square footage of the Subleased Premises, effective upon execution with no change in potential term date of June 30, 2021 or rental cost per square foot; and authorize the Director of Internal Services/Chief Information Officer or his/her designee to authorize any future modifications in regard to a decrease in square footage of the Subleased Premises, subject to the County Counsel approval as to legal form and County Auditor-Controller/Treasurer-Tax Collector approval as to accounting form

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 15-286-1

Library

46. Adopt Resolution accepting and expressing gratitude for a monetary donation of $26,500 from the Foundation for Fresno County Public Library to the Fresno County Public Library for the Clovis Library Building Project

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-410

Probation

47. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Kerman to assign a sworn Police Officer to the Public Safety Realignment Act Adult Compliance Team, effective July 1, 2018 through June 30, 2019 ($150,224)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-669

48. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Reedley to assign a sworn Police Officer to the Public Safety Realignment Act Adult Compliance Team, effective July 1, 2018 through June 30, 2019 ($174,080)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-670

49. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Selma to assign a sworn Police Officer to the Public Safety Realignment Adult Compliance Team, effective July 1, 2018 through June 30, 2019 ($169,224)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-671

50. Approve and authorize the Chairman to execute a retroactive Agreement with the City of Fresno to assign seven sworn Police Officers, one sworn Police Sergeant, and one Crime Analyst to the Public Safety Realignment Act Adult Compliance Team, effective July 1, 2018 through June 30, 2019 ($1,828,152)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-672

Public Works and Planning

51. Adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for Public Works and Planning - Special Districts Administration Org 9140 in the amount of $38,810 for the purchase of a replacement service truck (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-411

52. Adopt Resolution abolishing the Historical Parks Advisory Committee

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-412

53. Adopt Budget Resolution increasing FY 2018-19 appropriations for Fresno County Waterworks District 38 Org 9358 in the amount of $123,000 from General Reserves Fund 0890 to repair the potable water tank (4/5 vote)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-413

54. Adopt Resolution designating intersection of Leonard and Shields Avenues a stop intersection and authorizing additional stop signs at intersection, stopping eastbound and westbound traffic on Shields Avenue, making it an all-way stop

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-414

55. Adopt Resolution authorizing No Stopping signs on east side of Sky Harbour Drive north of Sulphur Springs Drive through to the dead end and direct Director of Public Works and Planning to install said No Stopping signs

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-415

56. Adopt Resolution designating intersection of American Avenue and Golden State Boulevard a stop intersection and authorizing additional stop signs at intersection, stopping southbound and northbound traffic on Golden State Boulevard, making it an all-way stop

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Resolution No. 18-416

57. Authorize Director of Department of Public Works and Planning, or designee, to (1) submit applications for Lake and Streambed Alteration Agreements; (2) execute Lake and Streambed Alteration Agreements subject to review and approval by County Counsel and Auditor-Controller/Treasurer-Tax Collector; and, (3) execute amendments to Lake and Streambed Alteration Agreements with California Department of Fish and Wildlife for various, specifically identified future bridge or culvert replacement and rehabilitation projects

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

58. Approve and authorize the Chairman to execute a License Agreement with Rjinder Singh, a sole proprietorship, dba Amrit Ice Cream #1, for exclusive sale of pre-packaged ice cream products at Avocado Lake Park, Winton Park, and Choinumni Campground, effective January 1, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $39,000; and License Agreement with Tehal Singh, a sole proprietorship, dba Gold Ice Cream, for exclusive sale of pre-packaged ice cream products at Kearney Park and Laton-Kingston Park, effective January 1, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $26,500; and License Agreement with Balwinder S. Jagdev, a sole proprietorship, dba Nancy Ice Cream, for exclusive sale of pre-packaged ice cream products at Lost Lake Park, effective January 1, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $13,650; and License Agreement with Miguel Avendano-Reyes, dba Elados Fruiti Rico, for exclusive sale of pre-packaged ice cream products at Skaggs Bridge Park, effective January 1, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed $8,000

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-673, Agreement No. 18-674, Agreement No. 18-675, Agreement No. 18-676

59. Approve substitution of Dust Control Etc., Inc. with Talley Oil Inc., for portion of oil spreading associated with Contract No. 17-09-C, Fowler Avenue Shoulder Improvements

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

60. Conduct second hearing and adopt Ordinance amending the Fresno County Ordinance Code, Chapter 2.52 - Department of Public Works and Planning to add Paragraph M to Section 2.52.040 - Duties of Director of Public Works and Planning, to designate the Director of Public Works and Planning to accept, on behalf of the Board of Supervisors, roads or portions thereof, into the County road system and record conveyances to the County of real property interests for road uses and purposes, in accordance with California Streets and Highways Code, Section 941(d); and waive reading of Ordinance in its entirety

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Ordinance No. 18-020

Social Services

61. Approve and authorize the Chairman to execute a Memorandum of Understanding with valley regional counties to formalize protocols for Disaster CalFresh mutual aid support and services, effective upon execution through October 31, 2022, which includes a three-year base agreement and one optional one-year extension ($0)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 18-677

62. Approve and authorize the Chairman to execute Amendment III to Agreement No. 15-603 with Reading and Beyond to authorize payment for three months of administrative costs relating to client data collection services, effective upon execution, with no change to the compensation amount or term of April 1, 2015 through March 31, 2021 ($11,747,968)

APPROVED AS RECOMMENDED

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

Vacant: 1 - District 2

Agreement No. 15-603-3