



County of Fresno

Action Summary - Final

Board of Supervisors

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Nathan Magsig, 5th District, Chairman
Buddy Mendes, 4th District, Vice-Chairman
Brian Pacheco, 1st District
Steve Brandau, 2nd District
Sal Quintero, 3rd District

Jean M. Rousseau, County Administrative Officer
Daniel C. Cederborg, County Counsel
Bernice E. Seidel, Clerk of the Board of Supervisors

Tuesday, June 18, 2019

9:00 AM

Hall of Records

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

Invocation and Pledge of Allegiance

FRESNO COUNTY DISTRICT 3 DIRECTOR ARI MARTINEZ GAVE THE INVOCATION AND LED THE BOARD OF SUPERVISORS IN THE PLEDGE OF ALLEGIANCE

1. Approve Agenda

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

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

2. Approve Consent Agenda - Item Numbers 23 - 73

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, THAT THE CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF AGENDA ITEM 25 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Chairman Magsig

3. Proclaim June 17-21, 2019 as Safety Week in Fresno County

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

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

Resolution No. 19-264

Administrative Office

4. Approve a Recommended Budget (including Capital Projects budgets) for the period between July 1, 2019 and adoption of the FY 2019/20 Final Recommended Budget

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

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

5. Accept presentation by the Children and Families Commission of Fresno County on the Commission's Proposed 2020 - 2025 Strategic Plan

ACCEPTED PRESENTATION

Child Support Services

6. Approve Amendment to the Salary Resolution adding 50 positions to the Department of Child Support Services Org 5110, effective July 1, 2019 as reflected in Appendix C

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

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

Salary Resolution No. 19-022

Fresno County Employees' Retirement Association

7. Approve and authorize Chairman to execute resolution adopting the amended election procedures for the Board of Retirement of the Fresno County Employees' Retirement Association (FCERA); and, direct the Clerk of the Board of Supervisors to transmit a certified copy of the adopted resolution to the Board of Retirement, the Retirement Administrator of FCERA, and the Fresno County Clerk/Registrar of Voters (Continued from May 14, 2019)

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

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

Resolution No. 19-265

Human Resources

8. Receive the in progress presentation regarding the Workers' Compensation program by Human Resources and AIMS

RECEIVED PRESENTATION

9. Conduct the first hearing to consider amending the Fresno County Master Schedule of Fees, Charges, and Recovered Costs (MSF) Ordinance by amending Section 1600 - Human Resources; waive reading of the ordinance in its entirety and set the second hearing for July 9, 2019; designate County Counsel to prepare a fair and adequate summary of the proposed Ordinance, and direct the Clerk of the Board to post and publish the required summary in accordance with Government Code Section 25124(b)(1)

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

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

Internal Services

10. Approve and authorize the Chairman to execute a Lease Agreement, including an Option to Purchase, with Lubisich Bros. Investments, LLC, for 12,552 square feet of office space and parking, for the purposes of providing emergency dispatching services and as a training center, of which 10,047 square feet of office space is immediately available for the County's use, located in Clovis, CA, for use by the Department of Public Health, for a 20-year term, which has a rent commencement date not later than December 31, 2019, with base rent not to exceed \$5,964,468, and estimated possible additional rent of \$1,286,397, totaling \$7,250,865, which is the total maximum "Rent" for the 20-year term; Authorize the County Administrative Officer and the Director of Internal Services/Chief Information Officer, or their respective designees, each authorized to act individually, to approve and execute, upon review and approval as to legal form by County Counsel, an Estoppel Certificate, and Subordination and Non-Disturbance Agreement relating to the recommended lease agreement, if County is so requested by Lubisich Bros Investments, LLC to sign such documents; Authorize the County Administrative Officer and the Director of Internal Services/Chief Information Officer, or their respective designees, each authorized to act individually, to approve and execute (or accept, as applicable), (a) upon review and approval as to legal form by County Counsel, the Memorandum of Lease, and any notices and documents, instruments, certificates, and documents, relating to the consummation of the recommended lease agreement, and (b) any notices and documents relating to the County's administration of the leased premises under the recommended lease agreement

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

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

Agreement No. 19-303

Public Works and Planning

11. Conduct first hearing on Ordinance to amend Chapter 11.24 - Speed Limits of Fresno County Ordinance Code, Sections 11.24.010 through 11.24.100, to reflect various changes to Ordinance Code as a result of recent traffic studies; waive reading of Ordinance in its entirety; and set second hearing for August 6, 2019; 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 Government Code, Section 25124(b)(1)

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

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

12. Adopt Resolution establishing Transportation Mitigation Impact Fees to mitigate transportation and circulation impacts associated with development of Classified Conditional Use Permit Application No. 3597- Kings River Packing Expansion Project; approve and authorize Chairman to execute Traffic Mitigation, Maintenance, and Repair Agreement with Kings River Packing, Inc. for payment of pro rata share of total cost for maintenance and restoration of impacted segments of E. Trimmer Springs and Oliver Roads associated with Classified Conditional Use Permit Application No. 3597, effective upon execution through June 18, 2029, total not to exceed \$485,000, subject property is located on east side of Trimmer Springs Road, approximately three miles southwest of unincorporated community of Piedra

PRIOR TO THE BOARD TAKING ACTION, STAFF ANNOUNCED A CORRECTION TO PAGE TWO OF AGENDA ITEM TO REFLECT PLANNING COMMISSION'S APPROVAL DATE OF JUNE 28, 2018, RATHER THAN JUNE 28, 2019. A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR PACHECO, THAT THIS MATTER BE APPROVED AS REVISED. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Resolution No. 19-267, Agreement No. 19-304

Board of Supervisors' Committee Reports and Comments

13. 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 GAVE AN UPDATE OF THE KINGS RIVER RELEASE FLOW. SUPERVISOR BRANDAU EXPRESSED THANKS TO PUBLIC WORKS FOR BEING INVOLVED IN THE MEETING WITH THE CITY OF CLOVIS AND CITY OF FRESNO REGARDING THE WILLOW AVENUE EXPANSION; ADDITIONAL INFORMATION CAN BE REQUESTED BY CONTACTING DISTRICT 2 OR AT CLOVISPROJECTS.COM. SUPERVISOR QUINTERO REPORTED THAT HE ATTENDED A LUNCHEON, ALSO ATTENDED BY CAO JEAN ROUSSEAU, HOSTED BY FORMER FRESNO MAYOR ASHLEY SWEARINGEN WHO IS PREPARING AN ECONOMIC SUMMIT ROUNDTABLE FOR FRESNO COUNTY. CHAIRMAN MAGSIG REPORTED ON A RIBBON CUTTING CEREMONY FOR THE RE-OPENING OF THE BOYDEN CAVERNS OFF OF HIGHWAY 180, FOLLOWING THE FOUR YEARS OF CLOSURE DUE TO A FIRE IN 2015. CHAIRMAN MAGSIG EXPRESSED GRATITUDE FOR THE COMPLETION OF THE BEAVER SLIDE REPAIR JOB. THE PROJECT WAS COMPLETED IN HALF OF THE ESTIMATED TIME BY TIM MESSER CONSTRUCTION, PUBLIC WORKS AND PLANNING, DEPARTMENT OF PUBLIC HEALTH, CAL FIRE, U.S. FOREST AND HUMAN RESOURCES RISK MANAGEMENT

Board Appointments

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

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

CITIZENS REVIEW PANEL (LIBRARY SALES TAX)

APPOINTED KATHERINE BURROWS TO REPLACE ARTIE PADILLA (TERM TO EXPIRE 1/3/2023)

COMMISSION ON THE STATUS OF WOMEN

REAPPOINTED KACEY AUSTON-TIBBETTS (TERM TO EXPIRE 6/30/2021)

EMERGENCY MEDICAL CARE COMMITTEE

APPOINTED KEN ABRAHAMIAN TO REPLACE JOHN G. BORBOA (TERM TO EXPIRE 1/3/2023)

THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Public Presentations

15. 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

16. Conference with legal counsel – Significant Exposure to Litigation; Government Code, section 54956.9(d)(2) - 2 Cases
HELD; NO REPORTABLE ACTION
17. Conference with legal counsel - Initiation of Litigation; Government Code, section 54956.9(d)(4) - 2 Cases
HELD; NO REPORTABLE ACTION
18. 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
19. 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
20. Threat to public services or facilities - Government Code, Section 54957(a) - Consultation with: Director of Internal Services/Chief Information Officer or Designee
HELD; NO REPORTABLE ACTION
21. Conference with legal counsel - Existing Litigation - Government Code Section 54956.9(d)(1) - In the Matter of Eminence Health Care Inc. Fiscal Year 12/13; Appeal before the Department of Health Care Services, Office of Administrative Hearings and Appeals, Case No. AL18-0613-778-JP
HELD; NO REPORTABLE ACTION
22. Conference with legal counsel - Existing Litigation - Government Code Section 54956.9(d)(1) - The Unitarian Universalist Church of Fresno v. Brandi L. Orth; United States District Court, Eastern District of California
HELD; NO REPORTABLE ACTION

Adjourn

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR BRANDAU, TO ADJOURN THE MEETING FOLLOWING CLOSED SESSION. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

APPROVED:

/s/ Nathan Magsig
NATHAN MAGSIG, CHAIRMAN 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 July 9, 2019

CONSENT AGENDA

A MOTION WAS MADE BY VICE CHAIRMAN MENDES, SECONDED BY SUPERVISOR QUINTERO, THAT THE CONSENT AGENDA BE APPROVED WITH THE EXCEPTION OF AGENDA ITEM 25 WHICH WAS PULLED FOR DISCUSSION AND SEPARATE VOTE. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Board of Supervisors

23. Approve minutes of meeting for June 4, 2019

APPROVED AS RECOMMENDED

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

Supervisor Pacheco

24. Resolution recognizing Manuel Ponte's retirement after 50 years working for Baker Commodities and his service to our community

APPROVED AS RECOMMENDED

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

Resolution No. 19-245

Auditor Controller-Treasurer/Tax Collector

25. Adopt resolution authorizing the County Auditor-Controller/Treasurer-Tax Collector under Government Code Section 25252 to perform the functions of the Board of Supervisors in establishing, abolishing, and transferring between County Funds beginning July 1, 2019, and permanently thereafter, unless superseded by a future resolution

A MOTION WAS MADE BY SUPERVISOR BRANDAU, SECONDED BY VICE CHAIRMAN MENDES, THAT THIS MATTER BE APPROVED AS RECOMMENDED AND DIRECTED AUDITOR-CONTROLLER/TREASURER TAX COLLECTOR TO PROVIDE ANNUAL REPORTS SHOWING CHANGES TO FUNDS AND SUBCLASSES THAT DIFFER FROM THE PREVIOUS FISCAL YEAR, INCLUDING A SUMMARY OF SAID CHANGES. THE MOTION CARRIED BY THE FOLLOWING VOTE:

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

Resolution No. 19-266

26. Approve resolution to adopt the Fiscal Year 2019-20 appropriation limits for the Fresno County Budget and the Special District Budgets under the control of the Board of Supervisors

APPROVED AS RECOMMENDED

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

Resolution No. 19-246

County Clerk/Registrar of Voters

27. Authorize participation in the Dynamic Random Access Memory (DRAM) Settlement Fund Consortium (Consortium) to fulfill State-mandated remote voter access requirements via the implementation of the Secure Select ADA-compliant Remote Accessible Vote by Mail system; and Authorize and Approve the County of Fresno's inclusion, as part of the Consortium, in the Agreement between Democracy Live and El Dorado County; and Approve and authorize the Chairman to execute the Memorandum of Understanding with El Dorado County for election services from DRAM Settlement Funds effective upon execution by both parties through April 22, 2021; and 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 a Remote Accessible Vote by Mail System (RA-VBM)

APPROVED AS RECOMMENDED

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

Agreement No. 19-268

District Attorney

28. Approve and authorize the Chairman to execute an Agreement with the San Joaquin College of Law to provide law students eligible for the Federal Work-Study Program to the District Attorney's Office, effective June 18, 2019 through June 17, 2020, with two additional one-year extensions, unless either party notifies the other in writing of its intention to terminate (\$20,000)

APPROVED AS RECOMMENDED

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

Agreement No. 19-269

Sheriff/Coroner/Public Administrator

29. Retroactively approve and authorize the Sheriff-Coroner-Public Administrator to submit grant application and, on behalf of the County, execute grant application from the Executive Office of the President's Office of National Drug Control Policy (ONDCP) for the Central Valley High Intensity Drug Trafficking Areas program in the amount of \$828,313; approve and authorize the Sheriff-Coroner-Public Administrator, on behalf of the County, to execute retroactive Grant Agreement Number G19CV0004A and approve Grant Conditions for the Office of National Drug Control Policy effective January 1, 2019 to December 31, 2020 (\$828,313); approve and authorize the Sheriff-Coroner-Public Administrator, on behalf of the County, to execute retroactive Memorandums of Understanding (MOUs) for Central Valley High Intensity Drug Trafficking Areas Resource Agencies effective January 1, 2019 to December 31, 2020

APPROVED AS RECOMMENDED

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

30. Conduct second hearing to amend the Fresno County Master Schedule of Fees, Charges, and Recovered Costs Ordinance by amending Subsection 1903 of Section 1900 - Coroner and waive reading of the ordinance in its entirety

APPROVED AS RECOMMENDED

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

Ordinance No. 19-013

31. Make a finding that it is the best interest of the County to waive the competitive bid process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances for the lease of ten Law Library kiosks and LexisNexis legal research materials and publications from Touch Legal, Inc. for the Adult Detention Facilities; and approve and authorize the Chairman to execute a retroactive sole source Agreement with Touch Legal, Inc., to provide Law Library kiosks and LexisNexis legal research materials and publications, effective April 1, 2019 through March 31, 2023, which includes a three year base contract and two optional one-year extensions, total not to exceed \$430,519

APPROVED AS RECOMMENDED

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

Agreement No. 19-270

Administrative Office

32. 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 promotion, improvement, operation and maintenance of the Veteran's Memorial Museum; and, approve and authorize the Chairman to execute a sole source Agreement with the Veterans Memorial Museum for the continued promotion, improvement, operation and maintenance of the Museum effective July 1, 2019 through June 30, 2020 (\$20,000)

APPROVED AS RECOMMENDED

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

Agreement No. 19-271

33. Approve the Workforce Innovation and Opportunity Act biennial updates to the Regional and Local Plans for Program Years 2017-2021

APPROVED AS RECOMMENDED

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

- 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: 5 - Magsig, Mendes, Brandau, Pacheco, and Quintero

Resolution No. 19-247

- 34.1** Adopt and authorize Chairman to execute a Non-Disclosure and Mutual Assistance Agreement with Pacific Gas and Electric Company (PG&E) for access to Confidential Customer Information to carry out emergency service functions in response to a public emergency, effective upon execution; approve and authorize the Chairman to execute a Non-Disclosure Certificate with PG&E providing terms and restrictions safeguarding Confidential Customer Information; and, approve and authorize the Director of the Department of Public Health, or designee, and Department employees identified as having a need to access PG&E's secure data transfer portal to execute the Public Safety Power Shutoff Portal User Information Form

APPROVED AS RECOMMENDED

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

Agreement No. 19-272

Behavioral Health

- 35.** Approve and authorize the Chairman to execute an Agreement with West Hills Community College District for clinical and field placement experience for students, effective on the 1st day of July 1, 2019, not to exceed five consecutive years, through June 30, 2024, which includes a three-year base contract and two optional one-year extensions (\$0)

APPROVED AS RECOMMENDED

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

Agreement No. 19-273

- 36.** Approve and authorize the Department of Behavioral Health to submit the County of Fresno Mental Health Services Act Annual Update FY 2018-19 (\$79,541,980) and the Prevention and Early Intervention Evaluation Report (FY 2016-17 to FY 2017-18) to the California Department of Health Care Services and the California Mental Health Services Oversight and Accountability Commission

APPROVED AS RECOMMENDED

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

37. Approve and authorize the Chairman to execute a Participation Agreement with the California Mental Health Services Authority for Central Valley Suicide Prevention Hotline services, effective July 1, 2019 through June 30, 2020, total not to exceed \$415,338; 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 - Magsig, Mendes, Brandau, Pacheco, and Quintero

Agreement No. 19-274

38. Approve and authorize the Chairman to execute the following Amendments with Exodus Recovery, Inc. to update Agreement language that allows Exodus Recovery, Inc. greater access to the Department of Behavioral Health's client Electronic Health Record (EHR) mental health information system and address staffing changes with increases to the maximum compensations, effective upon execution with no change in term to June 30, 2021: 1. Amendment I to Agreement No. 16-221, an increase of \$1,075,491 (\$22,772,283); and 2. Amendment I to Agreement No. 15-594, an increase of \$3,432,964 (\$53,626,998)

APPROVED AS RECOMMENDED

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

Agreement No. 16-221-1, Agreement No. 15-594-1

39. Approve and authorize the Chairman to execute a Master Agreement with providers of Child Welfare Mental Health Services for individuals in the Child Welfare Services System, effective July 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 \$80,000,000; and, authorize the Directors of the Department of Behavioral Health and Social Services, or designees, to add and/or delete providers or reallocate funding within the Master Agreement with providers of Child Welfare Mental Health Services

APPROVED AS RECOMMENDED

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

Agreement No. 19-277

- 40.** Approve and authorize the Chairman to execute the following Amendments with various contractors for contract term extensions with increases to the maximum compensations for FY 2019-20, effective July 1, 2019: Amendment IV with Dr. John L. Shaeffer, Inc., A Professional Medical Corporation dba California Psychiatrists for the Master Agreement for Telemedicine Services (Agreement No. A-10-674-3) to provide telemedicine psychiatry services to severely mentally ill individuals, through December 31, 2019 (\$24,049,148); Amendment I with Mental Health Patient's Rights Advocate Program for Mental Health Patient's Rights Advocacy Services (Agreement No. A-14-275) for advocacy services to individuals receiving mental health services, through December 31, 2019 (\$1,258,713); Amendment II with Mental Health Systems for Co-Occurring Disorders Program Full-Service Partnership (Agreement No. A-14-276-1) for services to individuals with serious and persistent mental illness and substance use disorders who are homeless, at risk of homelessness, frequent users of crisis services, and/or at risk of incarceration, through December 31, 2019 (\$12,095,804); Amendment III with Dr. Richard Guzzetta, M.D. dba Touchstone Medical Group for Pathways to Recovery Program (Agreement No. A-14-101-2) for substance use disorder and mental health services, through June 30, 2020 (\$592,200); and Amendment II with Family Development Center for Pathways to Recovery Therapeutic Child Care Center (Agreement No. A-14-292-1) for therapeutic child care to individuals receiving mental health and substance use disorder treatment in the Pathways to Recovery Program, through June 30, 2020 (\$1,853,520)

APPROVED AS RECOMMENDED

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

Agreement No. 10-674-4, Agreement No. 14-275-1, Agreement No. 14-276-2, Agreement No. 14-101-3, Agreement No. 14-292-2

- 40.1** 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 referring clients requiring acute inpatient psychiatric services to a licensed inpatient facility closest to Fresno County and the client's family for the Department of Behavioral Health; Approve and authorize the Chairman to execute a retroactive Agreement with Kaweah Delta Health Care District dba Kaweah Delta Mental Health Hospital in Tulare County for referral of Fresno County adult mental health clients for mandated inpatient psychiatric services, 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 \$11,250,000

APPROVED AS RECOMMENDED

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

Agreement No. 19-283

County Counsel

41. Approve and authorize the Chairman to execute a specialized legal services Agreement with Best, Best and Krieger, LLP, to represent the County of Fresno and the Fresno County Board of Supervisors in *Comunidades Unidas Por Un Cambio v. County of Fresno, et al.*, effective June 18, 2019 to June 17, 2022, total not to exceed \$275,000

APPROVED AS RECOMMENDED

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

Agreement No. 19-284

Human Resources

42. Approve amendments to Department Conflict of Interest Codes, on file with the Clerk of the Board, to become effective immediately

APPROVED AS RECOMMENDED

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

43. Authorize the Director of Human Resources to submit, to the Executive Committee of the California State Association of Counties Excess Insurance Authority, an application for the County of Fresno to become a member of the master rolling Owner Controlled Insurance Program (OCIP), approve and adopt, contingent upon approval of the County of Fresno's application for membership in the OCIP, the terms and conditions of the Memorandum of Understanding between California State Association of Counties Excess Insurance Authority and its participating members in the master rolling Owner Controlled Insurance Program (OCIP); and, authorize the Director of Human Resources, once the County of Fresno's application to become a member of the OCIP has been approved, to execute on behalf of the County the Memorandum of Understanding, and any subsequent amendment thereto as may be required relating to the Sheriff's Substation construction project, through and including the date of its final completion

APPROVED AS RECOMMENDED

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

44. Approve and authorize the Chairman to execute an Agreement with Occu-Med, LTD., to perform pre-employment, periodic and DMV medical examinations and evaluations, effective July 1, 2019 through June 30, 2022 with the provision of two (2) additional one (1) year renewal periods based on the mutual written consent of all parties (\$935,000); and, authorize the Director of Human Resources, or designee, to amend Exhibit "A" of the Agreement in the event that the creation of additional medical exam profiles is necessary

APPROVED AS RECOMMENDED

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

Agreement No. 19-285

Internal Services

45. Approve and authorize the Chairman to execute a ten (10) year License Agreement for communication equipment sites located at (1) Panoche Mountain, and (2) Mount Sampson, both in Fresno County, with Cook's Communications Corp., effective July 1, 2019, which includes a five-year base agreement term and five automatic one-year extensions, total not to exceed \$1,445,000; Authorize the Director of Internal Services/Chief Information Officer or his designee to add additional equipment to this License Agreement, without modification of any material terms, conditions, or agreement not to exceed amounts, as they are identified, without returning to the Board of Supervisors with amendment(s), subject to the review and approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector's Office

APPROVED AS RECOMMENDED

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

Agreement No. 19-286

46. Approve and authorize the Chairman to execute an Agreement with MetaSource, LLC. for archival digitizing services, effective June 18, 2019, not to exceed five consecutive years, which includes a three-year base contract and two optional one-year extensions, total not to exceed \$800,000

APPROVED AS RECOMMENDED

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

Agreement No. 19-287

47. Approve and authorize the Chairman to execute a Master Agreement with multiple vendors for Vehicle Collision Repair Services, effective July 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 \$1,225,000; Authorize the Director of Internal Services/Chief Information Officer or his designee to add additional contractors to this Agreement, without modification of any terms, conditions, or agreement amounts, as they are identified, without returning to the Board of Supervisors with amendment(s), subject to the review and approval of County Counsel and the Auditor-Controller/Treasurer-Tax Collector's Office

APPROVED AS RECOMMENDED

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

Agreement No. 19-288

Probation

48. Approve and authorize the Clerk of the Board to execute Budget Transfer No. 20 (\$430,000) transferring FY 2018-19 appropriations from Probation Org 3430 Account 6100 (Regular Salaries) to Probation Org 3430 Account 7296 (Data Processing) and Account 7870 (Support & Care of Persons)

APPROVED AS RECOMMENDED

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

Public Health

49. Make a finding that it is in the best interest of the County to suspend the competitive bidding process consistent with Administrative Policy No. 34 for unusual or extraordinary circumstances as Valley Children's Hospital is the sole administrator and authority to grant remote access of Valley Children's Hospital's Electronic Medical Records; approve and authorize the Chairman to execute an Agreement with Valley Children's Hospital for designated Department of Public Health employees to access Valley Children's Hospital's Electronic Medical Records, effective July 1, 2019 through June 30, 2020 followed with unlimited one-year auto-renewals unless terminated by either party (\$0); and, approve and authorize the Director of the Department of Public Health, or designee, and Department employees identified as having a need to access Valley Children's Hospital's Electronic Medical Records to execute the Information Systems NON-Employee Remote Access Agreement

APPROVED AS RECOMMENDED

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

Agreement No. 19-289

- 50.** Approve and authorize the Chairman to execute Amendment II to Agreement No. 14-250 with Lincoln Training Center for janitorial services at the Department of Public Health's Brix-Mercer Building, extending the term by one year from July 1, 2019 through June 30, 2020 and increasing the maximum by \$97,232 to a total of \$565,824

APPROVED AS RECOMMENDED

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

Agreement No. 14-250-2

- 51.** Approve and authorize the Chairman to execute an Agreement with Health Career Connection, for a health care management student internship program, effective July 1, 2019, 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 - Magsig, Mendes, Brandau, Pacheco, and Quintero

Agreement No. 19-291

- 52.** Approve and authorize the Chairman to execute a Master Agreement for Occupational and Physical Therapy Services, effective July 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 \$4,286,875; and, approve and authorize the Director of the Department of Public Health, or designee, to add and/or delete qualified contractors to the Master Agreement, as necessary

APPROVED AS RECOMMENDED

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

Agreement No. 19-292

- 52.1** Confirm appointment of Dr. Kenneth Bird to the position of Deputy Public Health Officer on an extra-help basis pursuant to the Fresno County Charter, Sections 12 and 16, providing him with the authority to act on behalf of the County Health Officer in his/her absence, effective June 17, 2019

APPROVED AS RECOMMENDED

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

Sitting as the Board of Directors Waterworks District 41 Governing Board

53. Approve and authorize Director of Department of Public Works and Planning, or designee, to execute Cooperative Agreement/License with Highway 168 Fire Safe Council for creation of Shaver West Shaded Fuel Break through two properties owned by Fresno County Waterworks District 41 - Shaver Lake, after Notices of Exemption are filed with State Clearinghouse by Highway 168 Fire Safe Council (\$0)

Sitting as the Fresno County Board of Supervisors:

Approve and authorize Director of Department of Public Works and Planning, or designee, to execute Cooperative Agreement/License with Highway 168 Fire Safe Council for creation of Shaver West Shaded Fuel Break through two properties owned by County of Fresno, after Notices of Exemption are filed with State Clearinghouse by Highway 168 Fire Safe Council (\$0)

APPROVED AS RECOMMENDED

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

Sitting as the Board of Directors for Waterworks District Nos. 37, 38, 40, 41, and 42

54. Adopt Resolution approving FY 2019-20 Special Districts budgets based on previously approved fees, assessments, charges, State or Federal grants, and recovered costs for County Service Areas, a Highway Lighting District, Maintenance Districts, and Waterworks Districts; and direct the Department of Public Works and Planning staff to include the rates on the Master Schedule of Fees, Charges, and Recovered Costs for administrative purposes

Sitting as the Fresno County Board of Supervisors:

Adopt Resolution approving FY 2019-20 Special Districts budgets based on previously approved fees, assessments, charges, State or Federal grants, and recovered costs for County Service Areas, a Highway Lighting District, Maintenance Districts, and Waterworks Districts; and direct the Department of Public Works and Planning staff to include the rates on the Master Schedule of Fees, Charges, and Recovered Costs for administrative purposes

APPROVED AS RECOMMENDED

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

Resolution No. 19-248

Public Works and Planning

55. Approve and authorize Chairman to execute Amendment I to Joint Powers Agreement for Housing and Community Development (Agreement No. 17-321) with participating cities for the Community Development Block Grant, Home Investment Partnerships Grant, and Emergency Solutions Grant Programs, to add the City of Mendota for the third year period

APPROVED AS RECOMMENDED

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

Agreement No. 17-321-1

56. Conduct second hearing on and adopt an Ordinance Levying a Special Tax within Annexation Territory No. 10A of County-Wide Mello-Roos Community Facilities District No. 2006-01 (Police Protection Services) of the County of Fresno; and, waive reading of Ordinance in its entirety

APPROVED AS RECOMMENDED

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

Ordinance No. 19-014

57. Initiate proceeding under Chapter 3, Part 3, Division 9, of Streets and Highways Code, and adopt Resolution of Intention and Notice of Hearing for July 9, 2019 at 9:00 a.m. for vacation of Dunlap Rd excess public road right-of-way, Vacation Application No. V15-03; direct Clerk of the Board of Supervisors to set hearing by fixing date, hour, and place of hearing and cause the posting, publishing, and mailing of notice(s), as required by Chapter 3, Part 3, Division 9, of Streets and Highways Code; and direct Department of Public Works and Planning to post notices on site as required by Chapter 3, Part 3, Division 9, of Streets and Highways Code

APPROVED AS RECOMMENDED

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

Resolution No. 19-249

58. Consider and adopt Mitigated Negative Declaration prepared for Assessor-Recorder's Parking Lot Improvements Project, on corner of L and Merced Street in City of Fresno (Initial Study Application No. 7590, State Clearinghouse No. 2019059040) and direct staff to file Notice of Determination with Fresno County Clerk

APPROVED AS RECOMMENDED

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

- 59.** Approve and authorize Chairman to execute First Amendment to Agreement No. 14-508 with MGE Engineering, Inc., to extend term of existing agreement for engineering consultant services for Delta-Mendota Canal Bridge at Nees Avenue, Federal Project No. BRLS-5942(213) by five years, which includes a three-year base contract with two optional one-year extensions, from August 26, 2019 to August 26, 2024, with no increase in maximum of \$443,406

APPROVED AS RECOMMENDED

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

Agreement No. 14-508-1

- 60.** Adopt Resolution approving 24-month discretionary extension to exercise Tentative Tract Map No. 5771 in accordance with Section 66452.26 of Subdivision Map Act, extending life of Tentative Tract Map from March 8, 2019 to March 8, 2021, subject property is located approximately 2.5 miles east of unincorporated community of Friant, south of Marina Drive within Millerton New Town Specific Plan between Brighton Crest Subdivision and Friant-Kern Canal

APPROVED AS RECOMMENDED

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

Resolution No. 19-250

- 61.** Adopt Resolution authorizing No Stopping signs on south side of Dakota Avenue east of Cornelia Avenue through 970 feet and direct the Director of Department of Public Works and Planning to install said No Stopping signs

APPROVED AS RECOMMENDED

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

Resolution No. 19-251

- 62.** Adopt Resolution designating five intersections within Fresno County as stop intersections, authorizing additional stop signs at three intersections making them all-way stops and stop sign at two locations making them one-way stops

APPROVED AS RECOMMENDED

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

Resolution No. 19-252, Resolution No. 19-253, Resolution No. 19-254, Resolution No. 19-255, Resolution No. 19-256

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

APPROVED AS RECOMMENDED

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

Resolution No. 19-257

- 64.** Adopt Resolution designating intersection of Church and Marks Avenues a stop intersection and authorizing additional stop signs at the intersection, stopping eastbound and westbound traffic on Church Avenue, making it an all-way stop

APPROVED AS RECOMMENDED

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

Resolution No. 19-258

- 65.** Appoint District 5 Supervisor Nathan Magsig to serve as County of Fresno's Alternate Member on the Board of Directors for the Kings River East Groundwater Sustainability Agency effective June 18, 2019 to June 18, 2023; and, direct the Clerk of the Board to revise 2019 Chairman's Appointments of Board Members to various Boards, Commissions and Committees based on Recommended Action No. 1 and post on the County's website

APPROVED AS RECOMMENDED

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

Social Services

- 66.** Adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the Department of Social Services Org 5610 in the amount of \$1,641,838 (4/5 vote); adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the Homeless Services Fund 0065, Subclass 17237, Org 1132 in the amount of \$1,565,129 (4/5 vote); adopt Budget Resolution increasing FY 2018-19 appropriations and estimated revenues for the California Census 2020 Fund 0065, Subclass 17239, Org 1134 in the amount of \$71,909 (4/5 vote); and, adopt Budget Resolution increasing FY 2018-19 appropriations for the Children's Direct Donations Census Fund 0065, Subclass 17229, Org 1124 in the amount of \$4,800 (4/5 vote)

APPROVED AS RECOMMENDED

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

Resolution No. 19-259, Resolution No. 19-260, Resolution No. 19-261, Resolution No. 19-262

67. Approve and authorize the Clerk of the Board to Execute Budget Transfer No. 21 transferring FY 2018-19 appropriations within the Department of Social Services Organization 56107001, from account 7296 (Data Processing Services) to account 8300 (Equipment) in the amount of \$216,930

APPROVED AS RECOMMENDED

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

68. Adopt Resolution authorizing the County of Fresno, through the Department of Social Services, to serve as the Administrative Entity on behalf of the Fresno Madera Continuum of Care for the 2019 California Emergency Solutions and Housing Program administered by the California Department of Housing and Community Development

APPROVED AS RECOMMENDED

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

Resolution No. 19-263

69. Approve and authorize the Chairman to execute Amendment I to Agreement No. 15-058 with DXC Technology Services LLC for Maintenance and Operation of CalWIN, exercising the optional three-year extension from February 1, 2020 to January 31, 2023 and increasing the maximum for the full 10-year period by \$123,735,899 to a total of \$721,234,533

APPROVED AS RECOMMENDED

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

Agreement No. 15-058-1

70. 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 Specialized Training Courses for the Department of Social Services; and approve and authorize the Chairman to execute a sole source Agreement with the Regents of the University of California, on behalf of the University of California, at Davis to provide training for Adult Services, Eligibility Services, CalWORKs Employment Services, In-Home Supportive Services and Child Welfare Services, effective July 1, 2019 through June 30, 2021 (\$850,000)

APPROVED AS RECOMMENDED

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

Agreement No. 19-295

71. Approve and authorize the Chairman to execute Amendment I to Agreement No. 18-608, 18-609, 18-610, 18-611, and 19-081 to add language to the agreements allowing budget modifications not to exceed 10 percent of the annual maximum compensations with Department of Social Service's Director or designee approval, effective upon execution, with no change to the compensation amount or term of each agreement

APPROVED AS RECOMMENDED

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

Agreement No. 18-608-1, Agreement No. 18-609-1, Agreement No. 18-610-1, Agreement No. 18-611-1, Agreement No. 19-081-1

72. Approve and Authorize the Chairman to execute Amendment I to Agreement 15-295 with State Center Community College District for a modification to Exhibit B, Budget Summary, effective July 1, 2019, with no change to the compensation amount or term of July 1, 2015 through June 30, 2020 (\$2,000,000)

APPROVED AS RECOMMENDED

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

Agreement No. 15-295-1

73. Approve and authorize the Chairman to execute an Agreement with Foster Assessment Center and Testing Service, Inc., for specialized assessment services, effective July 1, 2019, not to exceed three consecutive years, which includes a one-year base contract and two optional one-year extensions, total not to exceed \$840,525

APPROVED AS RECOMMENDED

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

Agreement No. 19-302