

THE BOARD OF SUPERVISORS  
OF THE COUNTY OF STANISLAUS  
STATE OF CALIFORNIA

Regular Session

Tuesday

December 10, 2013

Supervisor Withrow Absent

Pledge of Allegiance to the Flag

Emerson Drake spoke regarding the acquisition of Emanuel Medical Center by Tenet, and hopes that the Workforce Alliance will monitor the layoff and rehire process of the affected employees. He asked what the County's contribution is to the Alliance. He requested that the LAFCO meetings be televised, and he voiced concerns regarding their recent decision concerning the City of Patterson's annexation. Chairman Chiesa responded that the County's contribution to the Alliance is approximately \$95,000.

Monteith/De Martini (4-0)(Withrow absent) Adopted the consent calendar

**\*A1** Approved the minutes of 12/03/2013

**\*A2** Appointed Tony Madrigal to the Stanislaus County Local Task Force on Solid Waste Management as the City of Modesto representative 2013-603

**\*B1** Authorized the Purchasing Agent to sign a three-year agreement for State Government Relations Services with Shaw/Yoder/Antwih, Inc., and Peterson Consulting, Inc. – CEO 2013-604

**\*B2** Accepted the Annual Inspection/Evaluation Report of the Local Jail/Detention Facilities Pursuant to Section 101045 of the State of California Health and Safety Code – DER 2013-605

**\*B3** Authorized the Project Manager to issue a Change Order to Simile Construction Service, Inc. in the amount of \$9,129, which can be funded with the approved budget, for the purchase of one 6 ton heating, ventilation, and, air conditioning unit for the CSA File Room Conversion Project at the CSA Facility at 251 East Hackett Road, Modesto – CEO 2013-606

**\*B4** Approved the revised Driver Authorization and Performance Policy effective 01/01/2014 – Risk Management 2013-607

**\*C1** Approved the Transportation Development Act-Local Transportation Fund Claim for FY 2013-2014 Other Purposes and Supplemental Claim for FY 2012-2013; and, authorized the Director of Public Works to execute and submit the claim to the Stanislaus Council of Governments (StanCOG) – PW 2013-608

**\*C2** Awarded a contract for all-inclusive engineering design services to R.B. Welty & Associates, Inc., of Modesto, California, in the amount of \$51,412 for the Woodward Reservoir Muir Point and T-Island Campground Upgrade projects; and, authorized the Director of Parks and Recreation to execute a contract with R.B. Welty & Associates, Inc. in the amount of \$51,412, and to sign necessary documents, including any amendments to the agreement not to exceed 10% – PW 2013-609

**\*C3** Approved the purchase agreement 1; approved the purchase agreement for the acquisition of the parcel identified as: Assessor's Parcel Number (APN) 082-004-004; authorized the Chairman to execute the agreement; and, authorized the Director of Public Works to sign and cause to record the Grant Deed on behalf of Stanislaus County as authorized by Board Resolution No. 2011-141 executed on 03/08/2011 – PW 2013-610

**\*D1** Finds the proposed ordinance amendment is exempt under the provisions of CEQA pursuant to State Guidelines Section 15061(b)(3); and, introduced and waived the first reading of

Ordinance C.S. 1140 amending Sections 2.44.020 and 2.44.040 of the Stanislaus County Code relating to Planning Commission Appointment and Conduct of Business – Planning  
ORD-55-R-9 2013-611

**Corr 1** Referred to the Alliance WorkNet and the Stanislaus Economic Development and Workforce Alliance, a WARN Act letter from Emanuel Medical Center at 825 Delbon Avenue, Turlock regarding the permanent layoff of 1,166 employees on or about 01/27/2014, due to the acquisition of the Medical Center by Tenet Healthcare Corporation noting that most, if not all, employees will be offered employment by Tenet.

**Corr 2** Referred to the Alliance WorkNet and the Stanislaus Economic Development and Workforce Alliance, a WARN Act letter from Emanuel Medical Center regarding the permanent layoff of 178 employees at Brandel Manor and Cypress of Emanuel located at 1801 N. Olive Road, Turlock on or about 01/27/2014, these facilities will become part of the Covenant Retirement Communities (CRC) and all employees will be offered employment by CRC.

**Corr 3** Referred to the Alliance WorkNet and the Stanislaus Economic Development and Workforce Alliance, a WARN Act letter from Emanuel Medical Center regarding the permanent layoff of 12 employees on 01/27/2014 from the Office of Development located at 2881 Geer Road and Jessica's House located at 741 E. Main Street in Turlock, these organizations will become part of the Covenant Ministries of Benevolence (CMB) and all employees will be offered employment by CMB.

**Corr 4** Referred to the Chief Executive Office and the Stanislaus Economic Development and Workforce Alliance, the *Business Forecast Report, San Joaquin Valley 2014* from CSU Stanislaus.

Supervisor De Martini reported that this year StanCERA, the County's retirement system, was third in the nation and second highest in California for returns at 14.7 %. This raised the percent funded from 78% to 82%.

Chairman Chiesa reported that last week he along with the Chief Operations Officer, Sheriff and staff, went to Sacramento to apply for SB 1022 funding for a new jail. He noted that County did an excellent job in preparing for the presentation and they did an outstanding job.

CEO Risen congratulated Chairman Chiesa upon being elected as the First Vice President of CSAC. He noted the excellent job of StanCERA in managing our investments. He reported that the State Legislature is in recess this week, and that County staff is developing the legislative platform for 2014. He and the Director of Legislative Affairs met with Senator Galgiani last week to discuss challenges facing Stanislaus County. Supervisor Withrow is in Washington D.C. today with representatives from Turlock, Modesto and the Del Puerto Water District representing the recycled water project on the West Side. The County continues to work with Congress to include the Orestimba Flood Control Project in the Water Resources Development Act Bill.

The Chairman announced that there will be a Laird Regional Park Ribbon-Cutting on Thursday, 12/12/2013 at 12:00 p.m. to 2:00 p.m. at 8224 W. Grayson Rd., Modesto, CA. He also announced that on Tuesday, 12/17/2013 at 4:00 p.m. to 5:30 p.m. at the Kirk Lindsey Center, 1020 10th Street, Suite 102, Modesto, CA a public reception for CEO Stan Risen.

Adjourned to closed session at 9:14 a .m. for Conference with Legal Counsel - Existing Litigation: One Case: Leslie Cook v. Stanislaus County, et al., Stanislaus County Superior Court Case No. 660775. Government Code Section 54956.9 (d)(1).

Adjourned at 9:58 a.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk  
of the Board of Supervisors  
of the County of Stanislaus  
State of California

BY: ELIZABETH A. KING, Assistant Clerk of the Board of Supervisors  
(The above is a summary of the minutes of the Board of Supervisors. Complete minutes are available  
from the Clerk of the Board's Office.)