

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

Regular Session

Tuesday

November 4, 2014

All Supervisors Present

Pledge of Allegiance to the Flag

Chairman De Martini spoke about the Adopt a Pet program and Stanislaus Animal Services staff presented a cat and dog that are eligible for adoption.

Astrid Zuniga and Terry Walker Dampier accepted the resolution proclaiming November 2014 as Family Caregiver Month and 11/9/2014 -11/15/2014 as In-Home Supportive Services Home Care Workers Recognition Week.

BHRS employee Brenda J. Sigler-Kachel was honored for 35 years of service; Sheriff's Department employee Maria Victoria Maldonado was honored for 30 years of service; and, BHRS employee Michelle Serrato and CSA employees Jeff Lambaren, Olivia Malekos, and Sharon Watson were honored for 25 years of service.

Vernon Lee Price thanked CSA Employee Olivia Malekos for giving recognition of the homeless community as a culture. He invited the Board to attend the Homeless Bill of Rights March on 11/19/2014. He spoke regarding a survey of the homeless that will be conducted.

Withdraw/Chiesa unan. Adopted the consent calendar after removing from consent items ***B4** Approval to Declare Sixty-Four County Vehicles and Miscellaneous Equipment as Surplus and Authorize their Sale at Auction – GSA; and, ***B8** Approval to Award a Contract to Pires, Lipomi & Navarro of Modesto, California to Design the Crisis Stabilization Unit at the Stanislaus Recovery Center at 1901 Richland Avenue, Ceres, California; and, Approval to Establish the Project Budget and Related Actions – CEO

***A1** Approved the minutes of 10/28/2014

***A2a** Appointed Brian Herd to the Mountain View Volunteer Fire Protection District Board of Directors 2014-544

***A2b** Appointed Kevin Van Bibber to the Stanislaus Child Development Local Planning Council 2014-545

***A3** Accepted the resignation of Mary Jayne Budd and Stephanie Annemarie Gruskiewicz from the Advisory Board on Substance Abuse Programs 2014-546

***A4** Proclaimed November 2014 as Native American Indian Heritage Month in Stanislaus County 2014-547

***B1** Approved the contract with the California Department of Aging for Supplemental Nutrition Assistance Program – Education and Obesity Prevention (SNAP-Ed); and, adopted a resolution to authorize the Director of the Department of Aging and Veterans Services to sign the SNAP-Ed contract and any subsequent amendments, with the State of California Department of Aging for FY 2014-2015 – Aging & Veterans Services 2014-548

***B2** Adopted a resolution proclaiming 11/15/2014 as America Recycles Day in Stanislaus County – DER 2014-549

***B3** Authorized the Director of DER, or designee, to submit an application to the California Department of Resources Recycling and Recovery (CalRecycle) for the redesignation of

Stanislaus County's Recycling Market Development Zone; approved the filing of a Notice of Exemption finding that the proposed redesignation is exempt under the provisions of CEQA pursuant to CEQA Guidelines Section 15378(b)(5); and, adopted a resolution supporting the redesignation of the Stanislaus County Recycling Market Development Zone (RMDZ) – DER
2014-550

- *B5** Authorized the Auditor-Controller to submit payment for an invoice, which is more than one year old, to access electric for electrical work at the Public Safety Center – GSA
2014-551
- *B6** Approved the award of a construction contract for Sheriff Coroner's Facility Project at 921 County Center III Court, Building Two, Modesto, California to Simile Construction Service, Inc. of Modesto, California for the lump sum amount not to exceed \$4,074,000; authorized the Project Manager to issue a Notice to Proceed upon receipt of proper insurance and bonds; directed the Auditor-Controller to increase appropriations in the amount of \$800,000 through an operating transfer out from the Chief Executive Office County Facilities legal budget unit into the Sheriff Coroner's Facility Capital Project fund as outlined in the budget journal form; directed the Auditor-Controller to increase appropriations in the amount of \$319,115 through an operating transfer out from the Honor Farm Fire Interest Bearing Special Revenue fund into the Sheriff Coroner's Facility Capital Project fund as outlined in the budget journal form; authorized the Project Manager to take all necessary actions for the purchase of furnishing, fixtures and equipment for the Project in the not to exceed amount of \$355,918, as provided within the Project Budget; directed the Auditor-Controller to unassign \$5,755,000 of Assigned Other fund balance approved as part of the 14-15 Fiscal Year Final Adopted budget; authorized the Commitment of \$1,771,470 to the Capital Acquisition account for the repayment of the original cash drawn from the 2006 Tobacco Endowment fund; directed the Auditor-Controller to transfer \$3,983,530 out of the CEO County Facilities budget and to transfer in \$3,983,530 of unassigned fund balance to the Sheriff Coroner's Facility Capital Project Fund as outlined in the budget journal form; authorized the Project Manager to negotiate and sign contracts, work authorizations, and purchase orders for professional services needed in the bid and award phase of the project as long as they are within the project budget approved by the Board of Supervisors; and, authorized the Project Manager to negotiate and sign change orders up to \$25,000 consistent with the County's Change Order Policy, as long as they are within the previously approved project budget – CEO
2014-552
- *B7** Approved an agreement for general inspection, specialty construction inspection and materials testing services for the State-County funded AB 900 Phase II Public Safety Center Expansion Project One (Maximum-Security/Mental Housing Units) with CTE, CAL, Inc. of North Highlands, California for the lump sum amount not to exceed \$412,782; approved an agreement for general inspection, specialty construction inspection and materials testing services for the County funded Project Three (Intake, Release, Transportation) with CTE, CAL, Inc. of North Highlands, California for the lump sum amount not to exceed \$176,221; authorized the Project Manager to issue a Notice to Proceed contingent upon the submission of proper insurance; authorized the Project Manager to execute work orders for Additional Services provided such work orders are within existing approved budgets for Capital Projects and approve change orders to the work agreement consistent with the County's Change Order Policy; directed the Auditor-Controller to decrease appropriations by \$52,500 in Fixed Asset Structures and increase appropriations by \$52,500 in Fixed Asset Equipment as outlined in the budget journal form; authorized the Project Manager to negotiate and execute an amendment to extend the existing Agreement for On-Call

Estimating Services for the SB 1022 Re-Entry and Enhanced Alternative to Custody Training (REACT) Center Project with Sierra West through the programming phase of the Project; authorized the Project Manager to negotiate and execute an amendment to extend the existing Agreement for On-Call Code Review with 4 Leaf for Projects One and Three to conduct plan check services of Design Packages; and, authorized the Project Manager to Issue Request for Proposals for on-call Code Review, On-Call Estimating, and on-call Land Surveying/Civil Engineering Services needed for the construction of County projects and facilities – CEO 2014-553

- ***B9** Approved an increase in bilingual compensation for extra help and unrepresented Confidential Employees from \$.69 to \$.89 per hour effective 11/01/2014 – CEO 2014-554
- ***B10** Accepted the tenth update on the emergency repairs at the Gallo Center for the Arts, Inc. in accordance with Public Contract Code Sections 20134 and 22050 to repair water damage and restore essential operations – CEO 2014-555
- ***B11a** Approved the provisions contained within the tentative agreement reached between the County and the Deputy Sheriffs Association (DSA) representing the Custodial Deputy Sheriffs bargaining unit; amended the Salary and Position Allocation Resolution to reflect the changes included in the tentative agreement; and, authorized the Chairman and all parties to sign the agreement – CEO 2014-556
- ***B11b** Approved the provisions contained within the tentative agreement reached between the County and Service Employee International Union, Local 521 representing the Community and Health Services Bargaining Unit; amended the Salary and Position Allocation Resolution to reflect the changes included in the tentative agreement; and, authorized the Chairman and all parties to sign the agreement – CEO 2014-557
- ***C1** Accepted the Stanislaus Regional Transit Comprehensive Operations Analysis (COA) study prepared by Pacific Municipal Consultants to evaluate existing transit services provided in Stanislaus County; authorized the Transit Manager to implement the COA's recommended Service and Financial Plans to improve and enhance transit services in the County; and, directed Transit staff to continue discussions with the City of Turlock regarding the feasibility of merging the transit systems – PW 2014-558
- ***C2** Approved the Subdivision Improvement Agreement for Bonita Ranch Unit 4 Subdivision in the Keyes Community Area; finds that the final map is in substantial compliance with the previously approved tentative map; finds that the final map, together with the provisions for its design and improvement, is consistent with the specific plan for the area; rejected all roads, highways, avenues, alleys, courts, ways, lanes, places, and all other street dedications; authorized the Chairman of the Board to sign the final map and the Subdivision Improvement Agreement; and, authorized the final map to be filed and recorded as presented – PW 2014-559

O'Brien/Monteith unan. ***B4** Declared 64 County vehicles and miscellaneous equipment as surplus and authorized these assets to be auctioned; and, directed the Auditor-Controller to deposit all receipts from the sale of these assets, net of GSA-Fleet Services costs, into Departmental accounts as appropriate to the fixed asset location of the asset – GSA 2014-560

Monteith/Chiesa unan. ***B8** Approved the award of a contract to Pires, Lipomi & Navarro of Modesto, California and authorized the Project Manager to execute a contract for professional architectural design services for the development of plans and specifications for the Crisis Stabilization Unit (CSU) at 1904 Richland Avenue, Ceres, California; authorized the Project Manager to issue a Notice to Proceed, contingent upon receipt of proper insurance; authorized the use of \$452,704 of the Fund Balance - Committed - Capital Acquisition within the primary Behavioral Health and Recovery Services budget by a 4/5 vote of the Board of Supervisors; directed the Auditor-Controller to perform an operating transfer in

to the Crisis Stabilization Unit Capital Project Fund in the amount of \$452,704 and to perform an operating transfer out from the Mental Health Fund budget as outlined in the budget journal form; directed the Auditor-Controller to increase appropriations in the amount of \$1,238,704 within the Crisis Stabilization Unit Capital Project Fund as outlined in the budget journal form; authorized the Project Manager to issue a Request for Statement of Qualifications (RFSOQ) to prequalify contractors for the project for future consideration and award of a construction contract by the Board of Supervisors; and, authorized the Project Manager to negotiate and sign contracts, work authorizations and purchase orders necessary for the Project as long as they are within the Project Budget – CEO 2014-561

Withdraw/Chiesa unan. **B12** Accepted the CEO's First Quarter Financial Report for FY 2014-2015; authorized the CEO and the Auditor-Controller to make the necessary adjustments as recommended in the First Quarter Financial Report; amended the Salary and Position Allocation Resolution to reflect the recommendations included as part of the First Quarter Financial Report, as outlined in the Staffing Impacts section of this report and detailed in the Attachment B of the report to be effective the start of the first full pay period beginning on or after 11/15/2014, unless otherwise noted; approved contracts and/or agreements listed on Attachment C in cumulative amounts of \$100,000 or greater as of 07/01/2012, and authorized the GSA Agency Director/Purchasing Agent or Department Head to sign; and, approved the CEO's updated County-wide office closure schedule detailed in Attachment E – CEO 2014-562

Corr 1 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Timothy Azevedo, Praveen Singh and Joyteshna Karan; and, Helen Martins.

Chairman De Martini reminded everyone that it is Election Day and to vote. He noted that he is serving on the Election Observer Panel tonight representing the Board.

CEO Risen reported that under the leadership of Dale Skiles, Assistant Emergency Services Director, OES has been prioritizing a planning effort to develop an Outbreak Prevention and Response Plan specific to Ebola. Personnel from numerous County Departments, cities, and partnering agencies came together to write the Plan, and last Friday a draft of the Plan was delivered to the Public Health Department. The CEO noted that information regarding Ebola and Influenza is available online at stanemergency.com

Prior to adjourning into Closed Session an opportunity was given to the public to address matters listed under Closed Session.

Adjourned to closed session at 10:15 a.m. for Conference with Legal Counsel - Existing Litigation: One Case: Irina Engert, et al. v. Stanislaus County, et al., United States District Court, Eastern District of California Case No. 1:13-CV-00126-LJO-BAM. Government Code Section 54956.9 (d)(1). Conference with Labor Negotiator - Agency Negotiators: Stan Risen, Nancy Bronstein and Jody Hayes. Labor Organizations: Service Employees International Union (SEIU), Local 521; County Attorney's Association (CAA); Deputy Sheriffs Association (DSA); Stanislaus County Deputy Probation Officers' Association (SCDPOA); Stanislaus Regional Emergency Dispatchers' Association (SREDA); Stanislaus County Probation Corrections Officers' Association (SCPCOA); and, Stanislaus County District Attorney Investigators' Association (SCDAIA). Government Code Section 54957.6.

Adjourned at 12:05 p.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.)