

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

Regular Session

Tuesday

July 14, 2015

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Reverend Condit of Village Chapel Church.

Reid Johnson invited the Board to the State Theatre on 7/30/2015, at 7:00 p.m., to view the film “Wait Till It’s Free,” a documentary on healthcare hosted by the Institute for Principle Studies. He said he would return with a healthcare proposal for the Board to consider at a future date.

Joan Rutschow spoke regarding the process of water desalination and the need to have this process implemented in California.

Carmen Sabatino voiced concerns regarding the proposed formation of the Downtown Modesto Community Benefit District and its associated ballot process. He noted that the ballots are weighted based on the property assessments and includes public buildings owned by the City of Modesto and the County within the proposed district. He stated that this gives the City 15% of the vote.

Raul Mendez, Hughson City Manager, spoke in support of Item *C2 on today’s agenda regarding the Hatch Road Channelization Phase II Project, and he thanked the Board for their efforts in improving Hatch Road.

Emerson Drake spoke regarding the proposed Downtown Modesto Community Benefit District and voiced concerns that it will target the homeless population. Assistant Executive Officer Keith Boggs explained the ballot process and how the assessment funds will be used for beautification, security and marketing.

Sheriff Adam Christianson acknowledged the S.T.A.R.S. volunteers who have provided 9683.9 hours of support to the Sheriff Department and to the community. The Sheriff and the Board thanked the volunteers for their time and efforts to assist the community.

Chiesa/Monteith unan. Adopted the consent calendar

*A1 Approved the minutes of 06/30/2015

*A2 Adopted and waived the second reading of Ordinance C.S. 1165 to amend Stanislaus County Code, Chapter 14.14 relating to Stormwater Management and Discharge Control
ORD-55-U-4 2015-320

*A3a Appointed Ryan Cope to the Oakdale Rural Fire Protection District Board of Directors
2015-321

*A3b Appointed Phillip Callaway to the Woodland Avenue Volunteer Fire Protection District Board of Directors
2015-322

*A4 Reappointed Shayne Strasser and David Woods to the Stanislaus Consolidated Fire Protection District Board of Directors
2015-323

*A5 Proclaimed August 2015 as Child Support Awareness Month
2015-324

- *B1 Accepted the Accountant's Report on the Stanislaus County Treasurer's Statement of Assets as of 03/24/2015 as prepared by the Auditor-Controller's Office in conformance with Government Code Section 26920 and 26922; and, the Statement of Assets was reviewed in conformity with Stanislaus County Treasury Pool Investment Policy and Government Code Section 53601 – Auditor-Controller 2015-325
- *B2 Approved the plans and specifications for the Crisis Stabilization Unit (CSU) at 1904 Richland Avenue, Ceres, California as prepared by Pires, Lipomi & Navarro Architectural Corporation; authorized the Project Manager to issue a notice inviting bids for the construction of the project; set a due date of 08/20/15 at 2:00 p.m., and authorized the Project Manager to modify the bid date if necessary; authorized the Project Manager to accept and open bids on 08/20/2015, immediately after 2:00 p.m.; and return to the Board of Supervisors to recommend an award of the general construction contract to the lowest responsive responsible bidder; authorized the Project Manager to negotiate and execute Amendment No. 4 to the Professional Services Agreement with Stewart & Stewart, Incorporated for inspection services for the Crisis Stabilization Unit; and, authorized the Project Manager to negotiate and sign contracts, work authorizations and purchase orders for professional services necessary for the Project as long as they are within the Project Budget – CEO 2015-326
- *B3 Approved the Performance Agreement with the California Department of Health Care Services that sets forth conditions that Behavioral Health and Recovery Services (BHRS) must meet to receive funding from the Mental Health Services Act (MHSA), Projects for Assistance in Transition from Homelessness (PATH), Community Mental Health Services Block Grant (MHBG), and realignment funds to provide community mental health services for FY 2015-2016; authorized the BHRS Director, or her designee, to sign the Performance Agreement 15-92129 with the California Department of Health Care Services for FY 2015-2016, including the certification form CCC-307, included in the agenda item; and, adopted a resolution to enter into the Performance Agreement 15-92129 with the California Department of Health Care Services that sets forth conditions BHRS must meet to receive realignment funds to provide community mental health services for FY 2015-2016 – BHRS 2015-327
- *B4 Approved the amendment to the C2AP-4063 Contract with the California Department of Education (CDE) for administration of Child Care and Development Block Grants; and, authorized the CSA Director, or her Assistant Director designee, to sign the contract amendment – CSA 2015-328
- *B5 Approved the Contract with the California Department of Public Health for the California Home Visiting Program – Nurse Family Partnership from 07/01/2015 - 06/30/2019 and any amendments; and, authorized the HSA Managing Director, or her designee, to sign and execute the Contract and sign any attachments and amendments – HSA 2015-329
- *B6 Amended the Rules for Behavior for the Stanislaus County Library System – Library 2015-330
- *B7 Awarded a contract for \$257,893 to Teleosoft for the purchase of the CountySuite Sheriff computer program to replace the current Sirron Software System; awarded a contract for \$34,579 for annual software maintenance to Teleosoft for the maintenance and support of the CountySuite Sheriff software; and, authorized the Purchasing Agent to sign the Professional Service Agreement, Software License Agreement and Software Maintenance Agreement and any amendments thereafter – Sheriff 2015-331
- *B8 Approved contracts and/or agreements for the Sheriff for FY 2015-2016, effective 07/01/2015, as listed on Attachment A of the agenda item in cumulative amounts of \$100,000 or greater since 07/01/2013; and, authorized the Sheriff, his designee and/or the General

- Services Agency Director/Purchasing Agent to sign the agreements for FY 2015-2016 as listed on Attachments A and B of the agenda item – Sheriff 2015-332
- *B9** Approved the Amended and Restated Agreement No. A043009AR3 with the Stanislaus County Police Activities League for special youth programs through FY 2015-2016; authorized the Director of Parks and Recreation, or designee, to sign Amended and Restated Agreement No. A043009AR3 with the Stanislaus County Police Activities League for special youth programs through FY 2015-2016 in the amount of \$106,949.24; and, authorized the Director of Parks and Recreation, or designee, to sign all future amendments to increase and decrease funds as authorized by the Board – Parks and Recreation 2015-333
- *B10** Authorized the Auditor’s Office to issue a check totaling \$43,416.25 per the claim for excess proceeds submitted in accordance with Revenue and Taxation Code Section 4675 – T/TC 2015-334
- *C1** Adopted the Plans and Specifications for the Geer Road Bridge at Tuolumne River Project; approved the award of the contract in the amount of \$1,384,894 to MCM Construction, Inc. of North Highlands, California, for the construction of the Geer Road Bridge at Tuolumne River Project, Federal Aid Project No. BRLOZ-5938(154), subject to receipt of appropriate insurance and bonds; approved a project agreement for \$202,004.26 with Caltrop Corporation to perform construction management services under the master agreement approved by the Board on 05/21/2013; authorized the Director of Public Works to execute a contract with MCM Construction Inc., for \$1,384,894 and sign necessary documents; authorized the Director of Public Works to execute a project agreement with Caltrop Corporation, for \$202,004.26 and sign necessary documents; authorized the Director of Public Works to execute change orders, not to exceed 10%, in accordance with Public Contract Code, Section 20142 and 20137; and, upon project completion, authorized the Director of Public Works to accept the completed improvements and perform all necessary closeout activities – PW 2015-335
- *C2** Awarded a contract in the amount of \$427,931 to George Reed, Inc., of Modesto, California, for the construction of the Hatch Road Channelization Phase II Project; authorized the Director of Public Works to execute a contract with George Reed, Inc., for \$427,931 and to sign necessary documents; authorized the Construction Manager to issue a Notice to Proceed, subject to receipt of proper insurance and bonds; authorized the Director of Public Works to execute change orders, not to exceed 10%, in accordance with Public Contract Code, Sections 20137 and 20142; and, upon project completion, authorized the Director of Public Works to accept the completed improvements and perform all necessary closeout activities – PW M-64-J-13 2015-336
- *C3** Awarded a contract in the amount of \$544,444 to George Reed, Inc., of Modesto, California, for the construction of the Claribel Road at Burlington Northern Santa Fe (BNSF) Railroad Crossing, Section 130 Safety Improvements Project, upon receipt of appropriate insurance and bonds; authorized the Director of Public Works to execute a contract with George Reed, Inc., for \$544,444 and to sign necessary documents; authorized the Construction Manager to issue a Notice to Proceed, upon receipt of proper insurance and bonds; authorized the Director of Public Works to execute change orders, not to exceed 10%, in accordance with Public Contract Code, Sections 20137 and 20142; and, upon project completion, authorized the Director of Public Works to accept the completed improvements and perform all necessary closeout activities – PW 2015-337
- *D1** Rescinded the entire Williamson Act Contract No. 2014-07, located at 648 S. Faith Home Road, between the Union Pacific Railroad and Clayton Road, in the Turlock area; pursuant to Government Code Section 51257, determined that the following seven findings can be made based on the written evidence submitted by the applicant: (a) the new contract

would enforceably restrict the adjusted boundaries of the parcel for an initial term for at least as long as the unexpired term of the rescinded contract or contracts, but for not less than 10 years except as authorized under the County's implementation of AB1265; (b) there is no net decrease in the amount of the acreage restricted; in cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; (c) at least 90 percent of the land under the former contract or contracts remains under the new contract or contracts; (d) after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Section 51222; (e) the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract or contracts; (f) the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; (g) the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the general plan; approved a new contract pursuant to Minor Lot Line Adjustment PLN2014-0079, Soderstrom; and, authorized the Director of Planning and Community Development to execute a new contract – Planning 2015-338

O'Brien/Monteith unan. **B11** Approved the second amendment to the agreement with Milhous Children's Services for the provision of intensive day treatment services for adolescents with serious emotional disorders through the end of FY 2014-2015; authorized the BHRS Director, or her designee, to sign the amendment with Milhous Children's Services to provide intensive day treatment services for adolescents with serious emotional disorders for the FY 2014-2015; and, directed the Auditor-Controller to increase appropriations by \$40,000 and to increase revenues by \$20,000 as outlined in the budget journal form – BHRS 2015-339

Corr 1 Referred to the CEO – Office of Emergency Services, a letter from the State of California Board of Forestry and Fire Protection regarding their recent adoption of amendments to the State Responsibility Area Fire Safe Regulations and the need for counties to adopt these new regulations where applicable.

Corr 2 Referred to the Department of Planning, a letter from the U.S. Department of Housing and Urban Development regarding the disapproval of the paper format of FY 2015-2020 Consolidated Plan/Fiscal Year 2015 Plan City of Turlock/Stanislaus County.

Corr 3 Referred to the Stanislaus Economic Development and Workforce Alliance and the Alliance WorkNet, a letter from Centrex Revenue Solutions extending their notice, per the Worker Adjustment and Retraining Notification Act (WARN Act), of their intent to reduce staffing and the permanent layoff of employees at the American Medical Response Modesto Office on 4701 Stoddard Road until 12/31/2015.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Geoffrey Riner; Rosa Vargas; Joel McLean; Bobby Atchison; Michael Dizney; Candice Dizney; and, Marinda Conway.

The CEO reported that the County will continue to watch AB 113 which includes the Negative Bailout fix. This bill did not come out of the Senate Budget Committee yesterday as hoped, and is being opposed by the League of California Cities due to redevelopment dissolution language.

Supervisor Chiesa noted that he just returned from the NACo Annual Conference in North Carolina, and stated that the southern states are dealing with similar issues as the State of California. He noted that the

new Vice President of NACo is from Texas, and that having leadership from the South provides a better representation for our County.

Adjourned as the Stanislaus County Board of Supervisors at 9:54 a.m.

Reconvened to sit as the Stanislaus County In-Home Supportive Services (IHSS) Public Authority at 9:54 a.m.

O'Brien/Monteith unan. Approved the IHSS minutes for 03/25/2014

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

Recessed to closed session at 9:54 a.m. for Conference with Labor Negotiator – Agency Negotiator: Stan Risen and Jody Hayes. Labor Organization: United Domestic Workers (UDW). Government Code Section 54957.6.

Adjourned as the Stanislaus County In-Home Supportive Services (IHSS) Public Authority at 11:04 a.m.

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

BY: CHRISTINE FERRARO TALLMAN, 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.)