

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

Regular Session

Tuesday

November 1, 2016

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Pastor Carl Bryant from True Light Community Church.

John Sims, David Cooper, and George Skol presented the Children and Families Commission 2016 Annual Report.

Carmen Sabatino spoke in opposition to Measure L, a countywide transportation tax measure. He also voiced concerns regarding the District Attorney's Office.

O'Brien/Withdraw unan. Adopted the consent calendar

- *A1 Approved the minutes of 10/25/2016
- *A2 Approved commendations for Lucas Dairy and Fiscalini Farms and Cheese Companies upon being inducted into the Ag Hall of Fame 2016-542
- *A3 Proclaimed the month of November 2016 as Adoption and Permanency Awareness Month in Stanislaus County 2016-543
- *B1 Finds that the property owned by Stanislaus County and currently occupied by the Stanislaus Consolidated Fire Protection District at 321 E Street in Waterford, California (APN 134-007-030) is not required for use by the County; finds that the property, currently owned by the County, is required for Fire District use and does have an operating fire station located on the property; finds that these recommended actions are exempt from the provisions of the CEQA according to Section 15312 and Class 12 of the CEQA Guidelines (surplus government property sales) and authorized the County to file the Notice of Determination; authorized the County CEO to execute the Quitclaim Deed, and any documents necessary to affect the transfer of any interest the County may have in property currently occupied by the Fire District at 321 E Street in Waterford, California (APN 134-007-030) to Stanislaus Consolidated Fire Protection District; and, authorized the County CEO to administer and execute any other documents necessary to complete the transfer of real property – CEO DF-20-B-1 2016-544
- *B2 Accepted the eighth update on the state of the emergency remediation and repairs at HSA Central Unit in accordance with Public Contract Code Sections 20134 and 22050 to repair water damage and restore essential County operations – CEO 2016-545
- *B3 Approved a five-year county-wide Cisco product agreement with Telcion Communications for the purchase of Cisco hardware, software, and maintenance/support services; and, authorized the GSA Director/County Purchasing Agent to execute and sign the five-year county-wide agreement with Telcion Communications – SBT 2016-546
- *B4 Accepted the Stanislaus County Treasury Pool's September 2016 Monthly Investment Report as prepared by the Stanislaus County Treasurer-Tax Collector's Office and reviewed for conformity with the Stanislaus County Treasury Pool Investment Policy by the Treasurer-Tax Collector, and has been distributed to the Stanislaus County Treasury Pool Oversight Committee; and, authorized the Chairman to sign on behalf of the Board that the report has been reviewed and accepted – T/TC 2016-547

- ***B5** Approved Amendment No. 6 to the Professional Design Services Master Agreement with Stearns, Conrad, and Schmidt, Consulting Engineers, Inc., in the amount of \$330,880 for Environmental Monitoring, Testing, and Reporting Services at the Fink Road Landfill for a not to exceed amount of \$1,487,731; authorized the Chairman to sign Amendment No. 6 to the Professional Design Services Master Agreement with Stearns, Conrad, and Schmidt, Consulting Engineers, Inc.; authorized the Director of DER, or designee, to sign individual project authorizations, providing that the cumulative total does not exceed the contract amount; and, authorized the Director of DER, or designee, to sign amendments to the Master Agreement for an overall total not to exceed amount of \$1,520,819, which includes a contingency of \$33,088 – DER 2016-548
- ***C1** Approved Amendment No. 4 to the Agreement with Rajappan & Meyer Consulting Engineers for \$37,610 to provide right-of-way engineering services for the SR 99/SR 219 (Kiernan Avenue) Interchange Project; and, authorized the Director of Public Works to execute the amendment with Rajappan & Meyer Consulting Engineers in the amount of \$37,610 and to sign necessary documents, including any future amendments to the agreement, not to exceed 10% – PW 2016-549
- ***C2** Awarded a contract for Engineering Services to First Carbon Solutions of Fresno, California, in the amount of \$176,806 for the Keys Road and Faith Home Road Intersection Signalization Project, Federal Project Number: CML- 5938(239); authorized the Director of Public Works to execute a contract with First Carbon Solutions in the amount of \$176,806 and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2016-550

O'Brien/Withrow unan. **9:05 a.m.** Conducted a public hearing to consider the Planning Commission's recommendation for approval of Ordinance Amendment Application No. PLN2016-0008 – Events and Use Compatibility Regulations, an update to the Stanislaus County Zoning Ordinance, covering the entire Stanislaus County unincorporated area; finds the project is generally exempt for the CEQA pursuant to Section 15061(b)(3) and order the filing of a Notice of Exemption with the Stanislaus County Clerk-Recorder pursuant to CEQA Guidelines Section 15062; finds that there is no substantial evidence the project will have a significant effect on the environment and that the general exemption reflects Stanislaus County's independent judgement and analysis; finds the project is consistent with the overall goals and policies of the Stanislaus County General Plan; approved Ordinance Amendment Application No. PLN2016-0008 – Events and Use Compatibility Regulations; and, introduced, waived the reading, and adopted the Ordinance C.S. 1181 amending Title 21 of the Stanislaus County Code relating to Events and Use Compatibility Regulations – Planning ORD-55-X-6 2016-551 & 2016-552

Corr 1 Referred to the Alliance Network and the Workforce Development Board, a Worker Adjustment and Retraining Notification letter from Nestle USA, Inc., regarding the temporary layoff of 78 employees at the facility located at 736 Garner Road, Modesto, CA from 12/24/2016 through 01/09/2017.

Corr 2 Referred to the Department of Environmental Resources and the Agricultural Commissioner and Sealer of Weights and Measures, two public hearing notices from the California Water Boards regarding amendments to the Water Quality Control Plan for the Sacramento River and the San Joaquin River Basin for control of pyrethroid pesticide discharges, and to adopt salinity water quality objectives for the Lower San Joaquin River.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Jesus Rico; Nora D. Lopez; Enrique Ramirez; Aaron Vrh; and, Manuel Gabriel Rico (amended claim).

Supervisor DeMartini reported that the West Side Health Care Task Force's 8th Annual Health Summit and Biggest Loser Weight Contest ended last Wednesday in Gustine, and that it was very successful.

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 9:43 a.m. for Conference with Legal Counsel - Existing Litigation: One Case: Sandra Gutierrez v. Sweena Pannu, et al, Stanislaus County Superior Court Case No. 2008632. Government Code Section 54956.9 (d)(1).

Adjourned at 10:52 a.m.

ATTESTED: ELIZABETH A. KING, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: PAM VILLARREAL, 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.)