

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

April 25, 2017

Invocation was given by Reverend Adrian Condit with Village Chapel Church.

Mark Kovich voiced his opposition regarding the Sperry Road and I5 interchange project and requested that local government look into this.

Jo Lambert invited the Board to attend Laura's Law Education Forum on 04/27/17 at Franklin & Downs Funeral Home McHenry Chapel in Modesto.

Donna Yadron spoke in support of Laura's Law and of her own experience dealing with a family member with mental illness.

Dan Nickles voiced concerns regarding his experience dealing with the County in regards to a 40 acre parcel he is trying to subdivide.

Emerson Drake spoke regarding his opposition to Mono Park located in the Airport District being sold.

Withdraw/Monteith unan. Adopted the consent calendar

- *A1 Approved the minutes of 04/18/2017
- *A2 Adopted and waived the second reading of ordinance C.S. 1192 adding Section 13.08.070 to the Stanislaus County Code authorizing the Director of Public Works to purchase real property – PW ORD-55-Z-4 2017-198
- *A3 Appointed Naomi Manke to the In-Home Supportive Services Advisory Committee 2017-199
- *B1 Approved the 2017-2018 Megabyte Automated Property Tax Maintenance Agreement with Megabyte Systems, Inc. for \$298,580; and, authorized the CEO upon the recommendation of the Assessor, Auditor-Controller and the Treasurer-Tax Collector to sign the 2017-2018 Annual Maintenance Agreement with Megabyte Systems, Inc. – Assessor 2017-200

- *B2** Approved the three-phased strategy for Emergency Operations Centers to improve and enhance emergency preparedness consistent with the approved and adopted Final Capital Improvement Plan for FY's 2015-2016 and 2016-2017; approved the Phase I minor improvement project to modernize the interior of the existing Emergency Operations Center at 3705 Oakdale Road, in Modesto, California to increase space utilization, capacity, efficiency, and functionality; authorized the Project Manager to issue a RFQ/RFP for planning, design, and engineering services for the remaining phases of the Project including a siting analysis for Alternate Emergency Operations Centers, consideration of renovations at various County locations and related planning and design work; directed the Auditor-Controller to establish a Capital Projects fund, Emergency Operations Centers Remodel, and establish the budget for the Project as detailed in the Budget Journal, attached to the agenda item; authorized the Project Manager to issue a Notice Inviting Bids for informal construction of the Phase I of the project and authorized the Project Manager to award the construction so long as it is within the approved Project Budget; authorized the Project Manager to negotiate and sign contracts, work authorizations, and purchase orders for professional services needed for the project, as long as they are within the project budget approved by the Board; and, authorized the Project Manager to sign Change Orders within the approved budget up to \$25,000, consistent with the County's Change Order Policy – CEO 2017-201
- *B3** Authorized the Chief Operating Officer acting as the Project Manager, on behalf of the CSA to execute a five year lease agreement with tenant improvements amortized over five years with 3525 Coffee Medical Professional Building LLC, for 11,040 square feet of space in property located at 3525 Coffee Road, Modesto, CA for the CSA, In-Home Supportive Services Program; and, authorized the CEO, Purchasing Agent and/or the Director of the CSA or her designee to negotiate, execute, and sign subleases, amendments or renewal agreements within the property – CSA 2017-202
- *B4** Accepted the Stanislaus County Treasury Pool's March 2017 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 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 2017-203
- *B5** Authorized the Treasurer-Tax Collector to sign an agreement with the State of California Employment Department for the period of 07/01/2017 through 06/30/2020 – T/TC 2017-204
- *B6** Authorized the Auditor-Controller, and designee, as the agent to engage with the Federal Emergency Management Agency and the Governor's Office of Emergency Services regarding all matters pertaining to Federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or State financial assistance under the California Disaster Assistance Act; and, authorized the Chairman to sign the Designation of Applicant's Agent Resolution for Non-State Agencies Form (Cal OES 130 Form) – Auditor-Controller 2017-205
- *B7** Accepted the first update on the state of the emergency repairs at the Fink Road Landfill in accordance with Public Contract Code Sections 20134 and 22050 to replace 333 feet of perimeter litter barrier fencing – DER 2017-206

- *B8** Approved the Right-of-Entry Agreement with the United States Department of Energy, Western Area Power Administration, Sierra Nevada Region, to allow access to the Fink Road Landfill's grazing lease and I5 Ranch properties adjacent to the Fink Road Landfill, Assessor's Parcel Numbers: 025-012-015, 025-017-013, 025-017-020, 025-012-016, 025-012-013, and 025-012-033; authorized the Director of DER, or designee, to sign the Right-of-Entry agreement with the United States Department of Energy, Western Area Power Administration, Sierra Nevada Region, to allow access to the Fink Road Landfill's Grazing Lease and I5 Ranch properties adjacent to the Fink Road Landfill for a three year period; and, authorized the Director of DER, or designee, to sign amendments or extensions to the agreement, not to exceed a three-year period from April 2020 to April 2023 – DER
2017-207
- *B9** Approved the Professional Design Agreement No. A121516 with Golder Associates, Inc., for preparation of a revised Solid Waste Facility Permit Application for the Fink Road Landfill Infill Project, for a not to exceed amount of \$229,170; authorized the Director of DER, or designee, to execute the agreement with Golder Associates, Inc., and to sign any necessary documents; and, authorized the Director of DER, or designee, to sign amendments to the agreement for an overall total not-to-exceed amount of \$252,087, which includes a contingency of \$22,917 – DER
2017-208
- *B10** Authorized the Chief Operations Officer acting as the Project Manager, on behalf of the CSA and the Alliance Worknet, to negotiate and execute a 10-year lease agreement with tenant improvements amortized over 10 years with NUCP Turlock, LLC, for 34,996 square feet of space in property located at 301 South Soderquist Road, Turlock, CA for the CSA and Alliance Worknet; and, authorized the CEO, Purchasing Agent and/or Director for the CSA or her designee to negotiate, execute, and sign subleases, amendments or renewal agreements within the property – CSA
2017-209

Withrow/Olsen unan. **B11** Authorized the Stanislaus County Assessor to rehire Lynne Baker following her retirement as a part-time Senior Appraiser prior to the 180-day sit out period as required by the Public Employees' Pension Reform Act of 2013; and, certified that the rehiring of Lynne Baker in a part-time capacity as a Senior Appraiser is necessary to fill a critically needed position prior to the passage of the 180-day period – Assessor
2017-210

Corr 1 Referred to the Area Agency on Aging and Veterans Services, a letter from the California Department of Veterans Affairs regarding funding received for veterans through the Stanislaus County Veterans Services Agency from 07/01/2015 through 06/30/2016.

Corr 2 Referred to the Office of Emergency Services and the Agricultural Commissioner and Sealer of Weights and Measures, a letter from the Governor's Office of Emergency Services regarding the U.S. Department of Agriculture disaster declarations for primary and contiguous counties, including Stanislaus County, due to severe winter storms, flooding, and mudslides in February 2017.

Corr 3 Referred to the Department of Environmental Resources and the Chief Executive Office, a letter from the United States Department of Interior requesting Stanislaus County to participate as a Cooperating Agency for the San Joaquin River Restoration Program Long-term Recapture and Recirculation of Restoration Flows Environmental Impact Statement/Environmental Impact Report.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Agustin Castaneda and Jesus Coronel; Stephan A. Nunez Arellano; Thomas Krieger; William Gradford; Michael Ernest Freitas; Susana Chavez; Alejandra Guzman; and, Oscar Samuel Leza.

Chairman Chiesa thanked the representative from the California Highway Patrol for attending the Board of Supervisors Meetings.

CEO Risen reported that he, along with, Chairman Chiesa, Supervisor DeMartini, and David Jones, Director of Legislative Affairs, traveled to Washington D.C. recently on County business. He reported that they met with the offices of Senators Harris and Feinstein, Congressmen Denham, Department of Transportation, Department of Commerce, Department of Veterans Affairs, Department of Justice, and Housing and Urban Development.

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 9:35 a.m. for Conference with Legal Counsel - Existing Litigation: One case: California Public Records Research, Inc. v. County of Stanislaus, Stanislaus County Superior Court Case No. 2006090. Government Code Section 54956.9 (d)(1). Conference with Labor Negotiator: Agency Negotiators: Stan Risen, Tamara Thomas, Jody Hayes, and Brandi Hopkins. Labor Organizations: California Nurses' Association; Stanislaus Sworn Deputy Association; Stanislaus County Deputy Sheriff's Association; County Attorneys' Association; Stanislaus Regional Emergency Dispatchers' Association; Stanislaus County Sheriff's Supervisor Association; Stanislaus County Sheriff's Management Association; and Stanislaus County Deputy Probation Officers' Association. Government Code Section 54957.6.

Adjourned at 11:05 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.)