

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

Special and Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

September 19, 2017

Convened at 5:30 p.m. for Special Session.

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 5:30 p.m. Conference with Labor Negotiator - Agency Negotiators: Jody Hayes, Tamara Thomas, Brandi Hopkins, and Cari Griffin. Labor Organizations: Service Employees International Union, Local 521; Stanislaus County District Attorney Investigators' Association; and, Stanislaus Sworn Deputies Association. Government Code Section 54957.6. Conference with Legal Counsel - Existing Litigation: One Case: County of Stanislaus v. City of Modesto, Stanislaus County Superior Court Case No. 667397. Government Code Section 54956.9 (d)(1).

Reconvened at 6:30 p.m. for Regular Session.

Invocation was given by Stake President Tony Marshall with Modesto North Stake, Church of Jesus Christ of Latter-day Saints.

Carmen Sabatino spoke regarding the District Attorney and voiced concerns regarding the results, cost, and length of time for various court cases.

Debra Harper spoke regarding the need to be treated with dignity by County employees.

Withdraw/Monteith unan. Adopted the consent calendar after removing from consent items: ***A4b** Proclaiming October 2017 as Italian Heritage Month in Stanislaus County; and, ***C6** Approval to Accept the Ninth Update in Accordance with Public Contract Code Sections 20134 and 22050 for Emergency Repairs on Rodden Road at Lesnini Creek to Replace a Failed Box Culvert

***A1** Approved the minutes of 08/29/2017

***A2** Accepted the resignation of Tony Flores from the Behavioral Health Board 2017-482

***A3** Appointed Matthew Scott to the Denair Fire Protection District Board of Directors
2017-483

***A4a** Proclaimed the week of 09/22/2017 through 09/28/2017, as Fall Prevention Awareness Week
in Stanislaus County 2017-484

***A4c** Proclaimed October 2017 as Domestic Violence Awareness Month in Stanislaus County
2017-485

***A5** Adopted the amended Conflict of Interest Code for the Sylvan Union School District
2017-486

- *B1** Adopted the 1% Ad Valorem Tax rate authorized by Sections 93(b) and 135 of the Revenue and Taxation Code; adopted tax rates that are "...needed to make annual payments for the interest and principal on general obligation bonds or other indebtedness approved by the voters" to be levied pursuant to Revenue and Taxation Code 93(a) and 93(c); adopted the Countywide Unitary Tax rate of 1.2974% as calculated and authorized by Section 100 of the Revenue and Taxation Code; and, adopted the .8714% tax rate for the territory formerly served by the Lower San Joaquin Levee District – Auditor-Controller
2017-487
- *B2** Authorized the BHRS Director, or his designee, to apply for, and if awarded, enter into and sign the grant agreement for the California Department of Housing and Community Development "No Place Like Home Program" Technical Assistance Grant for \$100,000; and, adopted a resolution to authorize the BHRS Director, or his designee, to apply for, sign, and accept funds, including the submission of all documents required to secure funding, from the "No Place Like Home Program" Technical Assistance Grant for \$100,000 for technical assistance related to the "No Place Like Home Program" planning and implementation process – BHRS
2017-488
- *B3** Approved a Professional Services Agreement with Miller Pezzoni and Associates Inc., of Modesto, California to design an emergency generator replacement system at the Community Services Facility; authorized the Chief Operations Officer to execute the agreement; and, authorized the Chief Operations Officer to sign Change Orders for up to \$25,000, consistent with the County's Change Order Policy – CEO
2017-489
- *B4** Authorized the General Services Agency Purchasing Division to issue a RFP on behalf of the Community Services Agency for the provision of CalFresh Outreach and Enrollment Services for the contract period of 07/01/2018 through 06/30/2021 – CSA
2017-490
- *B5** Authorized the General Services Agency Purchasing Division to issue a RFP on behalf of the Community Services Agency for the provision of Independent Living Skills Program Services for the contract period of 07/01/2018 through 06/30/2021 – CSA
2017-491
- *B6a** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 505 Kerr Avenue, Modesto, California, CE No. 17-0003, as set forth in Attachment 1, of the agenda item – DER
2017-492
- *B6b** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 719 Anthony Avenue, Modesto, California, CE No. 16-0045, as set forth in Attachment 1, of the agenda item – DER
2017-493
- *B6c** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 507 Kerr Avenue, Modesto, California, CE No. 17-0004, as set forth in Attachment 1, of the agenda item – DER
2017-494
- *B7** Approved the Amended and Restated Farm Lease Agreement with Melvin T. Wheeler and Sons, L.P. for approximately 1,112 acres of County-owned property at the Crows Landing Air Facility, which extends the term for an additional three years beginning 11/10/2017; and, authorizing the Purchasing Agent to sign the agreement with Melvin T. Wheeler & Sons – GSA
2017-495
- *B8** Approved to proceed within the previously approved budget the completion of the exterior landscaping improvements for the Public Safety Center Expansion projects; and, authorized the Project Manager to issue a Notice Inviting Bids for informal construction for the project and authorized the Project Manager to award the construction so long as it is within the approved budget – CEO
2017-496
- *B9** Approved the provisions contained within the tentative agreement reached between the County and the California Nurses Association; 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
2017-497

- ***B10** Approved the submission of the Health Services Agency renewal application for the Federally Qualified Health Center Look-Alike Designation to the Federal Health Resources and Services Administration for a three year period ending 12/31/2020; authorized the Managing Director or designee to sign required documents as part of the Federally Qualified Health Center Look-Alike Renewal Designation Application; and, authorized the Managing Director or designee to submit future annual recertification applications through the current three-year renewal period that ends 12/31/2020 – HAS 2017-498
- ***B11** Approved the use of up to \$1,500 of Community Development Funds to pay for the rental of traffic signs and barricades for the Salida Old Fashioned Country Festival; and, directed the Auditor-Controller to make the necessary budget adjustments per the budget journal, attached to the agenda item – CEO 2017-499
- ***B12** Approved the Master Agreement for Professional Design Services with Tetra Tech BAS, Inc., for environmental consulting services related to the Stanislaus County Grayson Road Firing Range Cleanup, for a not to exceed amount of \$244,492; authorized the Director of Parks and Recreation, or designee, to sign the Master Agreement; authorized the Director of Parks and Recreation, or designee, to sign individual Project Authorizations for the Master Agreement, providing that the cumulative total does not exceed the Master Agreement not-to-exceed amount; authorized the Director of Parks and Recreation, or designee, to sign amendments to the Master Agreements for an overall not to exceed amount of \$268,941, which includes a 10% contingency amount of \$24,449; authorized the Director of Parks and Recreation, or designee, to sign the Voluntary Cleanup Program Standard Agreement with the Department of Toxic Substances Control; and, authorized the Director of Parks and Recreation, or designee, to take any appropriate action necessary to carry out the purpose and intent of these recommendations – Parks and Recreations 2017-500
- ***C1** Approved Amendment No. 1 to the agreement with Dokken Engineering for \$434,606 to provide plans, specifications and estimates for the McHenry Avenue Widening Phase II project; and, authorized the Director of Public Works to execute the amendment with Dokken Engineering in the amount of \$434,606, and to sign necessary documents – PW 2017-501
- ***C2** Awarded a contract for Engineering Services to Mark Thomas of Fresno, California, for the Crows Landing Corridor Improvement Project (School Avenue to Whitmore Avenue), Federal Project Number: HSIPL-5938(238); authorized the Director of Public Works to execute a contract with Mark Thomas in the amount of \$561,815 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 2017-502
- ***C3** Approved the Master Agreement, No. 00512S, with the State of California Department of Transportation (Caltrans) for State-Funded projects under the State Match Program; and, authorized the Chairman to sign the Master Agreement with Caltrans – PW 2017-503
- ***C4** Approved Professional Design Services Master Agreements with Wallace-Kuhl & Associates, BSK Associates, and Engeo Incorporated, to provide on-call materials testing for three years beginning 10/01/2017 and ending 09/30/2020, each agreement at an amount not to exceed \$375,000; authorized the Director of Public Works to sign the agreements and any extensions up to one year if deemed necessary and mutually beneficial, 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 2017-504

***C5** Approved Amendment No. 1 to the E-Pur, LLC professional services agreement for the preparation and assessment of water supply options and engineering alternatives at the Crows Landing Industrial Business Park, in the amount of \$173,750; and, authorized the Director of Public Works to execute the amendment with E-Pur, LLC in the amount of \$173,750, and to sign necessary documents – PW 2017-505

DeMartini/Chiesa unan.***A4b** Proclaimed October 2017 as Italian American Heritage Month in Stanislaus County 2017-506

Olsen/DeMartini unan.***C6** Accepted the ninth update on the state of emergency repairs on Rodden Road at Lesnini Creek in accordance with Public Contract Code sections 20134 and 22050 to replace a failed box culvert – PW 2017-507

Withrow/Olsen unan. **6:35 p.m.** Accepted the Recommended Final Budget for FY 2017-2018 from the CEO; conducted the scheduled public hearing to receive public comment and input on the recommended spending plan; adopted the Recommended Final Budget for 2017-2018; authorized the CEO and the Auditor-Controller to make the necessary technical adjustments to implement the Adopted Final Budget; directed the CEO and the Auditor-Controller to prepare the Adopted Final Budget document in accordance with State law and submit it to the State Controller prior to 12/01/2017; authorized the use of \$715,666 in Appropriations for Contingencies as described in the Recommended Final Budget; amended the Salary and Position Allocation Resolution to reflect the recommended changes in the FY 2017-2018 Recommended Final Budget, as outlined in the Staffing Impacts section and detailed in Attachment C, of the agenda item, to be effective with the start of the first pay period beginning on or after 09/30/2017 or as otherwise indicated; approved the contracts and/or agreements listed on Attachment D, of the agenda item, in cumulative amounts of \$100,000 or greater as of 07/01/2015, and authorized the General Services Agency Director/Purchasing Agent or Department Head to sign; and, approved a total appropriations/budgetary limit for annual appropriations of tax revenue for FY 2017-2018 in accordance with the provisions of Propositions 4 and 111, and established a General Operating Limit of \$377,043,687 using the Population and Inflation Methodology per Attachment G, of the agenda item – CEO 2017-508

Corr 1 Referred to the Fish and Wildlife Committee, a letter from the California Fish and Game Commission regarding proposed regulations related to freshwater sport fishing.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: James Cunha; Shayla Amos & Andrew Thomas; Sherrell D. Mack; PG&E; Westside Animal Hospital; and, Maria Rodriguez.

Adjourned at 8:16 p.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.)