

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

Regular Session  
Supervisor Olsen Absent  
Pledge of Allegiance to the Flag

Tuesday

May 22, 2018

Invocation was given by Pastor Marvin Jacobo with City Ministry Network.

Chairman DeMartini spoke about the Adopt a Pet program and Stanislaus Animal Services staff presented two dogs that are eligible for adoption.

Cristina Perez from CSA received her 30 year employee service award. Dwight Bristow from CSA received his 25 year employee service award.

Matthew Machado, Director of Public Works was recognized by the Board and the CEO for his years of service to Stanislaus County.

Keith Boggs shared a short poem about Matthew Machado.

Chairman DeMartini acknowledged a representative from the California Highway Patrol in attendance today.

Withrow/Chiesa (4-0) Olsen absent Adopted the consent calendar after removing from consent item **5.B.2** Approval of an Agreement with Pegasus Risk Management, Inc. for Workers' Compensation Third Party Administrator Services for the Period of 07/01/2018 through 06/30/2021 – Risk Management

**5.A.1** Approved the minutes of 05/15/2018

**5.A.2** Appointed George Gillispie to the Stanislaus County Equal Rights Commission  
2018-226

**5.A.3** Adopted and waived the second reading of Ordinance C.S. 1211 to establish new fees and amend or eliminate existing fees for the Department of Environmental Resources  
2018-227      ORD-56-C-1

**5.A.4** Adopted and waived the second reading of Ordinance C.S. 1212 to amend and eliminate existing fees for the Department of Parks and Recreation      2018-228      ORD-56-C-2

**5.A.5** Adopted and waived the second reading of Ordinance C.S. 1213 to amend existing fees for Planning Services for the Department of Planning and Community Development  
2018-229      ORD-56-C-3

**5.A.6** Adopted and waived the second reading of Ordinance C.S. 1214 to establish new fees and amend or eliminate existing fees for the Department of Public Works  
2018-230      ORD-56-C-4

**5.B.1** Authorized CSA to close client services provided at 1030 Scenic Drive, Modesto, CA, effective 06/29/2018 and relocate the client services to other locations in Stanislaus County – CSA  
2018-231

**5.B.3** Set a public hearing for the 06/26/2018, 9:00 a.m. meeting to consider adjustments to the Stanislaus County franchise maximum base rates for solid waste collection services – DER  
2018-233

- 5.B.4** Approved the agreements with service providers for CSA effective 07/01/2018 for FY 2018-2019 as reflected in the agenda item; authorized the CSA Director, or her designee, to sign the agreements for FY 2018-2019 as reflected in the agenda item; authorized the CSA Director, or her designee, to negotiate and sign amendments to all agreements discussed in the agenda item, as Attachment A, to add services and payment for services up to \$75,000 per agreement, budget permitting, throughout FY 2018-2019; and, authorized the CSA Director, or her designee, to negotiate and sign amendments to all agreements discussed in the agenda item, as Attachment B, to add services and payment for services up to \$25,000 per agreement, budget permitting, throughout FY 2018-2019 – CSA  
2018-234
- 5.B.5** Appointed Associate Surveyor Larry S. Fontana to replace Matthew J. Machado, as the County Surveyor with full authority accorded by the law of the County Surveyor in those duties related to land survey, effective 06/02/2018; and, appointed David Leamon, Deputy Public Works Director and licensed Civil Engineer, as the Interim County Road Commissioner with full authority accorded by law to the County Road Commissioner until such time as a permanent County Road Commissioner is appointed – CEO  
2018-235
- 5.B.6** Adopted the plans, specifications, and working details for the Fink Road Class III Landfill-2, Cell 6 Composite Liner System; directed the Department of DER to send the “Notice Inviting Bids,” electronically and by mail to trade journals, advertise in the newspaper as required by law, and set the deadlines for submission of bids as Wednesday, 07/11/2018, at 2:00 p.m.; and, authorized the Director of the Department of DER, or designee, to oversee the public works of improvements associated with the project – DER  
2018-236
- 5.B.7** Approved the 2018 agreement between the 38<sup>th</sup> District Agricultural Association – Stanislaus County Fair Board and Stanislaus County for the Sheriff to provide security at the Fair; and, authorized the CEO to sign the agreement on behalf of the County – Sheriff  
2018-237
- 5.B.8** Accepted the Stanislaus County Treasury Pool’s March 2018 Monthly Investment Report as prepared by the Stanislaus County Treasurer-Tax Collector’s Office and reviewed for conformity with 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  
2018-238
- 5.B.9** Approved the list of Independent and PSC agreements between the Stanislaus County HSA and various contractors for FY 2018-2019; authorized the HSA Managing Director or her designee to sign the agreements included in the agenda item; and, authorized the HSA Managing Director, her designee or successor, to negotiate and sign individual amendments to the agreements, not to exceed \$75,000 per agreement – HAS  
2018-239
- 5.B.10** Authorized the Managing Director of HSA, or designee, to apply for, and if awarded enter into and sign the grant agreements for the Naloxone Distribution Grant for Emergency Treatment of Opioid Overdose – HAS  
2018-240

- 5.B.11** Approved a Promissory Note and Ground Lease for the Animal Services Facility at 3647 Cornucopia Way, Modesto with the Stanislaus Animal Services Agency, a JPA; authorized the CEO, or his designee, to execute the required Ground Lease of 3647 Cornucopia Way, Modesto for the Animal Services Facility; approved the allocation to the County of a 40.5% share of the debt incurred by the Stanislaus Animal Services Agency, including principle and interest, for construction of the Animal Services Facility; approved the defeasance, or full payoff, of the County's share of the construction cost of the 2011 Thomas W. Mayfield Animal Services Facility, in an amount not to exceed \$1,700,000, as detailed in the budget journal, attached to the agenda item; directed the Auditor-Controller to commit fund balance amount equal to the pay off balance which is not to exceed \$1,700,000; and, authorized the Auditor-Controller to make such other transfers in FY 2017-2018 as are necessary to reconcile the County's accounts with the Stanislaus Animal Services Agency's accounts in accordance with their respective obligations under the JPA – CEO  
2018-241
- 5.B.12** Approved the Services Agreement with DMC for a one-year period beginning on or about 06/01/2018; authorized the CEO or his designee to execute a one-year agreement for certain hospital services with DMC; and, authorized the CEO or his designee to sign a renewal of the new one-year agreement for up to an additional one-year period – HAS  
2018-242
- 5.B.13** Approved Amendment 2 to increase the not-to-exceed limit in Professional Services Agreement with Mountain View Environmental for services of a certified asbestos and mold and lead consultant services, from \$100,000 to \$160,000; and, authorized the Purchasing Agent to sign the Contract Amendments identified above, and any subsequent amendments to the agreements on behalf of the County – GSA  
2018-243
- 5.B.14** Approved an agreement between the County of Stanislaus and the CA Department of Health Care Services for participation in the Medi-Cal County Inmate Program for the period 07/01/2018 through 06/30/2019; and, authorized the Sheriff to sign the Medi-Cal County Inmate Program agreement and any future amendments to the agreement – Sheriff  
2018-244
- 5.B.15** Approved the award of a contract to Barham Inc. DBA BZ Construction of Ceres CA for \$204,252 for the Public Safety Center, Unit One and Two (Minimum Housing) Visitation Area Improvement Project; authorized the Chief Operations Officer, acting as Project Manager, to execute the contract and issue a Notice to Proceed, upon the receipt of the required bonds and insurance; 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 approved project budget; approved a revised project budget, and directed the Auditor-Controller to increase appropriations by \$80,000, as detailed in the journals, attached to the agenda item; and, authorized the Project Manager to sign Change Orders for up to \$25,000, consistent with the County's Change Order Policy, so long as they are within the approved budget – CEO  
2018-245
- 5.B.16** Approved the Area Agency on Aging's FY 2018-2019 Area Plan Update; authorized the Chairman and the Director of the Area Agency on Aging to sign the Transmittal Letters to the CA Department of Aging; and, return original signed Transmittal Letters to the Area Agency on Aging – CEO  
2018-246
- 5.C.1** Approved the commitment of \$5,000,000 in PFF to the City of Modesto for Phase I of the SR 132 West Extension project for right-of-way purchases – PW  
2018-247 M-64-L-3 C-6-L-9

**5.D.1** Rescinded a portion of Williamson Act Contract No. 1972-0969, located on the north side of West Linwood Avenue (southern portion of APN: 058-005-014), between Crows Landing and Turlock Irrigation District Lateral No. 4, in the Turlock area; finds pursuant to Government Code Section 51257, determines that the following seven findings can be made based on the written evidence submitted by the applicant: (a) the new contract, or contracts, would enforceably restrict the adjusted boundaries of the parcels for an initial term for at least as long as the unexpired term of the rescinded contract, or contracts, but for not less than ten years, except as authorized under the County’s implementation of AB 1265; (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 Government Code 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 Lot Line Adjustment application No. PLN2017-0020, Blount-Herd; and, authorized the Director of Planning and Community Development to execute a new contract – Planning 2018-248

Monteith/Chiesa (3-0) Withrow abstained/Olsen absent **5.B.2** Approved an agreement with Pegasus Risk Management, Inc. of Modesto, CA, for Workers’ Compensation Third Party Administrator Services for the period of 07/01/2018 through 06/30/2021; and, authorized the Purchasing Agent to sign the agreement and any future amendments based on changes in the volume of claims or legislative changes impacting services as permitted under the agreement – Risk Management 2018-232

Withrow/Monteith (4-0) Olsen absent **7.1** Certified the Programmatic Environmental Impact Report prepared pursuant to the requirements of CEQA; adopted the Mitigation Monitoring and Reporting Plan for the Stanislaus County Parks Master Plan; adopted CEQA findings for Stanislaus County Parks Master Plan; approved the 2018 Parks Master Plan; and, directed the Department of Parks and Recreation to file a Notice of Determination with the Stanislaus County Clerk Recorder’s office pursuant to Public Resources Code Section 21152 and CEQA Guidelines Section 15094 – Parks and Recreation 2018-249

**Corr 1** Referred to the Department of Planning and Community Development, a letter from the U.S. Department of Housing and Urban Development regarding the 2018 FY allocations for the Community Planning and Development’s formula programs which provide funding for housing, community and economic development activities, and assistance for low and moderate-income persons and special needs populations.

**Corr 2** Referred to the Department of Planning and Community Development, a resolution from the Sylvan Union School District regarding the increase of their school facilities fees for residential and commercial/industrial development.

**Corr 3** Referred to the Clerk-Recorder and Registrar of Voters, a letter from the Western Hills Water District regarding the resignation of Deanne Cifuentes and the appointment of Yitsak Reuveny to their Board of Directors.

**Corr 4** Referred to the Clerk-Recorder and Registrar of Voters, a letter from the Burbank Paradise Fire Protection District regarding the resignation of Pamela Hillar from their Board of Directors.

**Corr 5** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Malea Gentry; and, Debra Harper.

CEO Hayes reported that he along with Supervisor Chiesa attended the CSAC Legislative Conference in Sacramento last week; the main topic of discussion throughout the day was homelessness. CEO Hayes mentioned that they rode the Amtrak Commuter Train and found it to be a very positive experience. He also reported that the Senate Sub-Committee on Budget had recommended augmentation funding Child Support Agencies across the State who are underfunded.

CEO Hayes announced that there will be a Dedication Ceremony for the Armed Forces Memorial on Monday, 05/28/2018 at 4:00 p.m. at the Stanislaus County Sheriff's Department, 250 E. Hackett Road, Modesto.

Adjourned at 10:14 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.)