

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

July 17, 2018

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.

Closed Session: Conference with Legal Counsel - Existing Litigation: One Case: Hanibal Yadegar, et al. v. County of Stanislaus, San Joaquin County Superior Court Case No. STK-CV-UNPI-2017-11432. Government Code Section 54956.9 (d)(1).

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

Invocation was given by Mark Davila, Modesto's 2nd Ward, Church of Jesus Christ of Latter-day Saints.

Vanessa DeLeon, with the National Association for the Advancement of All People, presented Sheriff Christianson with a plaque for his dedication and commitment for the advancement of all people.

Frank Johnson, representing Interventional Health Administrative Services (IHAS), spoke regarding the services they provide. He requested assistance from the County in obtaining a mobile unit for IHAS.

Virginia Ehrler, a SEIU member, noted that she would like to meet with the Board regarding the current labor negotiations.

Samantha Carballo, Social Worker with Adult Child Family Services Division and a SEIU member, spoke about the difficult job that they perform. She asked that the Board sit down and talk with them.

Gabriel Miramontes, SEIU member, spoke in support of wage increases, changes to shift requirements, and bereavement policy changes.

Judy Marable, Pediatric Physical Therapist and Christine Van Gorkin, Occupational Therapist, spoke in support of pay increases and the need to retain and recruit therapists.

Ron Dafford voiced concerns regarding his interactions with the Board of Supervisors office.

Shari Johnson, a Social Worker for Child Protective Services, stated that she would like to sit down with the Board of Supervisors to discuss their needs.

Marisa Caratachea, a Clinician and SEIU member, noted that in the past they purchased supplies themselves and that they are understaffed.

CEO Hayes announced, as required by the Brown Act, that Item 5.B.1 approves setting the annual salary, and elected official benefits, for the Interim Treasurer-Tax Collector.

Chiesa/Withrow unan. Adopted the consent calendar

- 5.A.1 Approved the minutes of 06/26/2018
- 5.A.2 Appointed Bart Muller to the Denair Fire Protection District Board of Directors 2018-0349
- 5.A.3 Appointed Darleen Patrick to the Tuolumne River Regional Park Citizens Advisory Committee 2018-0350
- 5.A.4 Appointed Maryn Pitt and Mary Machado to the Workforce Development Board 2018-0351
- 5.A.5 Reappointed Paul Melgard, Brian Genzoli, and Allen Peterson to the Turlock Rural Fire Protection District 2018-0352
- 5.A.6 Approved changing the representation of Dionicio Daniel Cruz from Supervisorial District Three to At-Large on the Stanislaus Veterans Advisory Commission 2018-0353
- 5.A.7 Approved the request to consolidate the City of Modesto's and the Modesto City Schools Board of Education's measures regarding charter amendments changing their elections to even-numbered years with the Gubernatorial General Election to be held on 11/06/2018 2018-0354
- 5.A.8 Approved the request to consolidate the Modesto City Elementary School District's Two Bond Measures with the Gubernatorial General election to be held on 11/06/2018 2018-0355
- 5.A.9 Approved the request to consolidate the Riverbank Unified School District's Bond Measure with the Gubernatorial General Election to be held on 11/06/2018 2018-0356
- 5.B.1 Accepted the resignation of the Auditor-Controller Lauren Klein as the Interim Treasurer-Tax Collector; approved the appointment of Donna Riley as the Interim Treasurer-Tax Collector for the remainder of the unexpired term ending 01/07/2019; approved Interim Elected Official pay for Donna Riley; and, **amended** the Fiscal Impact section of the agenda item to correctly reflect the salary as \$168,209.40 plus benefits as listed in the Elected Officials 2018 Benefit Summary, which salary includes the recently approved 3% cost of living increase that was effective 07/07/2018 – CEO 2018-0357
- 5.B.2 Approved Amendment No. 2 to the Agreement for Professional Services with BaseCamp Environmental, Inc., for CEQA services at Woodward Reservoir Regional Park, for a not-to-exceed amount of \$117,003; authorized the Director of Parks and Recreation, or designee, to execute Amendment No. 2 with BaseCamp Environmental, Inc., and sign any necessary documents; and, authorized the Director of Parks and Recreation, or designee, to sign amendments to the Agreement for an overall not-to-exceed amount of \$128,703, which includes a contingency of \$11,700 – Parks and Recreation 2018-0358
- 5.B.3 Authorized the Chief Probation Officer to retire one canine from the Probation Department and enter into a Canine Retirement Contract with the canine's current handler – Probation 2018-0359
- 5.B.4 Approved the Independent Contractor Services Agreement with Stericycle Environmental Solutions, Inc., for the removal and disposal of hazardous waste from the Stanislaus County Household Hazardous Waste Collection Facility, for a not to exceed amount of \$850,000; authorized the Director of DER, or designee, to execute the agreement with Stericycle Environmental Solutions, Inc., and to sign any necessary documents; and, authorized the Director DER, or designee, to sign amendments to the agreement within the specified contract amount – DER 2018-0360
- 5.B.5 Amended the Keyes Municipal Advisory Council bylaws changing the meeting frequency from monthly to quarterly – CEO MAC-04-21 2018-0361

- 5.B.6** Approved the relocation of two County owned modular buildings located at 530 South Santa Cruz Avenue in Modesto to County Center III, 917 Oakdale Road, Modesto; awarded the relocation and the required utility connections for the County owned modular buildings to Pacific Mobile Structures Inc., of Ceres, CA pursuant to the bid; authorized the Chief Operations Officer, acting as Project Manager, to issue a Notice Inviting Bids for a minor tenant improvement project at the Sheriff’s Coroner Facility at County Center III, 917 Oakdale Road, for the Sheriff’s STARS Program relocating from 530 South Santa Cruz Avenue; set a bid due date; approved plans and specifications; awarded the project within the allowable thresholds using California Uniform Public Construction Cost Accounting Act (CUPCCAA) informal bidding procedures; authorized the Project Manager to issue Change Orders for up to \$25,000, consistent with the County’s Change Order Budget Policy; and, directed the Auditor-Controller to transfer approved funds in the FY 2018-2019 CEO - Plant Acquisition Budget to Fixed Assets, as detailed in the budget journal attached to the agenda item – CEO 2018-0362
- 5.B.7** Authorized the Auditor-Controller, on behalf of the CEO – Risk Management Division, to pay two prior year invoices totaling \$1,540, for services provided in a prior year – Risk Management 2018-0363
- 5.B.8** Accepted the second update in accordance with Public Contract Code Sections 20134 and 22050 for emergency remediation/repairs at 10th Street Place, to repair water damage and restore essential government operations – CEO 2018-0364
- 5.B.9** Approved the provisions contained within the tentative agreement reached between the County and the Deputy Sheriff’s Association representing the Custodial Deputy Sheriff’s bargaining unit; 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 2018-0365
- 5.B.10** Approved the provisions contained within the tentative agreement reached between the County and the Stanislaus County Probation Corrections Officers Association (SCPCOA) representing the Probation Corrections Officers Bargaining Unit; 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 2018-0366
- 5.B.11 Amended** the item to correctly reflect the date of Christmas Eve in the tentative agreement as December 24, 2018; approved the provisions contained within the tentative agreement reached between the County and the Stanislaus County Employees’ Association, AFSCME Local #10, representing the Mid-Management/Supervisory, Technical Services, Crafts/Maintenance/Institutional, and Office/Clerical Worker Bargaining Units subject to successful ratification by each bargaining unit; 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 2018-0367
- 5.C.1** Approved a resolution to levy FY 2018-2019 benefit assessment rates for the following lighting districts: Airport Neighborhood, Almond Wood, Beard Industrial, Country Club-Zone A, Country Club-Zone B, Crows Landing, Deo Gloria, Denair, Empire, Fairview, Fruit Yard, Gibbs Ranch, Gilbert Road, Golden State Zone A and Zone B, Hillcrest, Kenwood Park, Mancini Park Homes, Marshall, Monterey, North Oaks, North McHenry, North McHenry #2, Olympic, Peach Blossom, Richland, Salida, Schwartz Baize, Sunset Oaks, Sylvan Village, and Tempo Park; and, directed the Auditor-Controller to add the assessments to the 2018-2019 tax roll – PW 2018-0368

- 5.C.2** Awarded a contract for engineering services to O’Dell Engineering of Modesto, CA, for the Intersection Safety Improvements Project - Ladd Road and St. John Road; authorized the director of PW to execute a contract with O’Dell Engineering in the amount of \$114,308 and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of PW to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2018-0369
- 5.C.3** Awarded a contract for engineering services to Mark Thomas & Company of Fresno, CA, for the Ninth Street Pavement Rehabilitation Project: Tuolumne River Bridge to Southbound SR 99 On/Off Ramp and Pecos Avenue to Union Pacific Railroad; authorized the Director of PW to execute a contract with Mark Thomas & Company in the amount of \$365,392 and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of PW to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2018-0370
- 5.D.1** Adopted a Negative Declaration pursuant to CEQA Guidelines Section 15074(b), by finding that on the basis of the whole record, including the Initial Study and comments received, there is no substantial evidence the project will have a significant effect on the environment and that the Negative Declaration reflects Stanislaus County’s independent judgment and analysis; and, directed the Planning and Community Development Department 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 15075 – Planning 2018-0371
- 5.D.2** Accepted the report of Planning Commission’s 06/21/2018, decision of approval of Vesting Tentative Subdivision Map Application No. PLN2017-0058, Orange Grove Estates, a request to subdivide a 2.11± acre parcel into nine parcels of at least 7,000 square feet in the R-1 US (Single-Family Residential Urban Services) zoning district, located at 5537 Washington Road, on the north side of Kim Drive, between Washington Road and Tanya Way, in the community of Keyes; and, allowed Planning Commission’s 06/21/2018, decision to stand without further hearing – Planning 2018-0372
- 5.D.3** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property located at 5631 Terminal Avenue, Riverbank, CA, Dangerous Building Abatement Case No. DNB2016-0004, as set forth in Attachment 1, attached to the agenda item – Planning 2018-0373
- 5.D.4** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property located at 5324 8th Street, Keyes, CA, Dangerous Building Abatement Case Number DNB2016-0003, as set forth in Attachment 1, attached to the agenda item – Planning 2018-0374

Withrow/Olsen unan. **7.1** Accepted the County Clerk-Recorder/Registrar of Voters’ Certified Statement of the Vote of the Statewide Direct Primary Election held Tuesday, 06/05/2018; and, declared the results of the election pursuant to the County Clerk-Recorder/Registrar of Voters’ Statement of Vote – Elections 2018-0375

Withrow/Monteith unan. **7.2** Approved the use of \$50,000 in Community Development funds for expenses related to the opposition of the State Water Board - Water Quality Control Plan; directed the Auditor-Controller to make the necessary budget adjustments; approved a resolution of opposition to the State Water Quality Control Plan; and, authorized staff to submit the resolution to the State Water Board in opposition to the proposed imposition of 40-percent unimpaired flows in the lower San Joaquin River – DER 2018-0376

Withdraw/Olsen unan. **7.3** Approved Staff Recommendations Nos. 1-5 as follows: (1) approved HSA's Strategic Visioning Business and Facility Plan as recommended by Pacific Health Consulting Group regarding the future scope of programs to be provided by the County's HSA as summarized: (a) implement a community-wide Population Health Initiative Focus for the HSA, and expand the Data and Quality Foundation for public health services; (b) Public Health: pursue community clinical services and other programming integration initiative including coordinated public health and clinical service interventions; and pursue Health Services Agency/Behavioral Health and Recovery Services Coordination; (c) explore regional public lab partnership opportunities to be returned to the Board for future recommended actions; (d) Public Health Emergency Medical Services (EMS): continue to participate in the Mountain Valley Emergency Medical Services Agency (MVEMSA) including seeking additional support for EMS service delivery in Stanislaus County; (e) Primary Care, Specialty and Physical Rehabilitation Clinics: explore options for alternative service providers with the goal of preserving and potentially expanding access to clinical services for low-income residents; (f) Physician Training: continue the County's commitment and partnership in the Physician Training Residency Program: Valley Consortium for Medical Education (VCME) in partnership with Doctors Medical Center and Memorial Medical Center; (g) approve the HSA Facility Plan and direct the finalization of an Implementation Plan to relocate future HSA Programs; (2) approved an amendment to the contract with Pacific Health Consulting Group to facilitate a Request for Qualifications/Proposals process related to County Clinical Services to ensure access to and operations of primary care clinics and specialty care in an amount not to exceed \$85,500; (3) authorized staff to return to the Board with a Request for Qualifications/Proposals for the provision of continued access to primary and specialty clinical care for County residents; (4) directed the staff to finalize the facilities and funding plan needed to implement the Master Facilities Plan including a recommendation to relocate HSA from County Center II (Scenic Drive) to new facilities at County owned property at County Center III (Scenic Drive and Oakdale Road, Modesto); and, (5) authorized staff to prepare and return to the Board with a Request for Qualifications/Proposals for Professional Planning and Design Services for new facilities needed by the HSA for future Board consideration – CEO 2018-0377

Corr 1 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Velma Aguiar; Laticia Gonzales; Anistashya White; Anthony White; Jeremy and Emily Sederquist; Jose Antonio Burgos; Becky Rhoda; Alfredo Delgadillo; Angelina Nunes, individually and as Guardian Ad Litem for her minor children D.X. and L.X., Emanuele Alves; Kaylie Gonzalez Perez; Kimberly Ann Little; and, Lynda Valero.

Supervisor Chiesa reported that Dennis Findley, the Chairman of the Denair MAC recently passed away.

Supervisor Withrow announced that Pastor James Anderson from the Christian Love Baptist Church recently passed away.

CEO Hayes reported that he attended the NACO conference last week. He noted that Governor Brown has signed SB903 (Canella) regarding a temporary reduction of the required transit fare box ratio in Stanislaus County.

Adjourned at 10:24 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.)