

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

August 28, 2018

Invocation was given by Reverend 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.

Baljit Atwal, Director of the Department of Child Support Services, gave a presentation regarding August 2018 as Child Support Awareness Month.

Becky Barnes-Boers voiced concerns regarding the broadcast of today's Board meeting not having descriptive audio and closed captioning. She also voiced concerns regarding traffic control compliance at the intersection of Pelandale Avenue and McHenry Avenue.

Carmen Sabatino spoke regarding information he provided in June to the Board regarding the City of Los Angeles efforts to address homelessness. He noted that he attended the 08/13/2018 meeting at County Center II regarding the proposed temporary emergency low barrier shelter.

Tom Orvis from the Stanislaus County Farm Bureau spoke regarding the State Water Resources Board meeting he attended last Wednesday in Sacramento. He also noted that on 08/20/2018 approximately 1500 people attended the "Stop the State Water Grab" rally held at the State Capitol.

Withdraw/Chiesa unan. Adopted the consent calendar

5.A.1 Approved the minutes of 08/21/2018

5.A.2 Proclaimed September 2018 National Preparedness Month in Stanislaus County 2018-0428

5.B.1 Approved the Independent Contractor Services Agreement with Michelson Laboratories, Inc., for milk and dairy laboratory testing services, for a not to exceed amount of \$250,000; authorized the Director of DER, or designee, to execute the agreement with Michelson Laboratories, 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 \$275,000, which includes a contingency of \$25,000 – DER 2018-0429

5.B.2 Approved the MOU with Stanislaus Business Alliance doing business as Opportunity Stanislaus regarding the joint implementation of the countywide economic development plan marketing strategies for FY 2018-2019; and, authorized the CEO to sign the MOU with Opportunity Stanislaus in the amount of \$94,320 – CEO 2018-0430

5.B.3 Reviewed and accepted the Annual Reports for the County of Stanislaus Tobacco Endowment Funds – Series 2002 and Series 2006 for FY ending 06/30/2018; and, authorized the Chairman to sign on behalf of the Board the reports have been reviewed and accepted – T/TC 2018-0431

- 5.B.4** Approved the filing of a Notice of Exemption finding that the proposed event is exempt under the provisions of the CEQA pursuant to State guidelines section 15323; approved the Exclusive Use Agreement/Permit with Tailfeather Events, Inc., to hold Dirtybird Campout event at Modesto Reservoir Regional Park from Thursday, 10/04/2018, through Monday, 10/08/2018; authorized the Director of Parks and Recreation, or designee to direct Tailfeather Events, Inc., to adhere to the requirements set forth as outlined in the Temporary Exclusive Use Event Agreement/Permit, attached to the agenda item; and, authorized the Director of Parks and Recreation, or designee, to negotiate and approve future events with Tailfeather Events – Parks and Recreation 2018-0432
- 5.B.5** Authorized the Assessor to apply for funding from the California Department of Finance State Supplementation for County Assessors’ Program; and, approved a resolution authorizing the Assessor to submit a grant application for the State Supplementation for County Assessors’ Program – Assessor 2018-0433
- 5.B.6** Approved Agreement 17-94620 with the Department of Health Care Services for the provision of specialty mental health services for the period of 07/01/2017 through 06/30/2022; authorized the BHRS Director, or his designee, to sign the agreement; authorized the BHRS Director, or his designee, to sign amendments to the agreement throughout the term of Agreement 17-94620; approved Amendment One to Agreement 12-89401 with the Department of Health Care Services for the provision of specialty mental health services to adjust the contract end date to 06/30/2017; and, authorized the BHRS Director, or his designee, to sign Amendment One to Agreement 12-89401 – BHRS 2018-0434
- 5.B.7** Approved the use of up to \$2,000 of Community Development Funds to pay for the cost of rental and set-up of traffic signs, cones, and barricades for the Salida Old Fashioned County Festival; and, directed the Auditor-Controller to make the necessary budget adjustments per the budget journal, attached to the agenda item – CEO 2018-0435
- 5.B.8** Approved a resolution authorizing negotiation, execution, and delivery of a Facility Sublease and all other required documents for, and ratifying all previous actions with respect to, and authorizing all necessary actions for, the sale of State of California Sale of Lease Revenue Bonds for the SB 1022 REACT Center; and, authorized the CEO, acting as Project Manager, to negotiate, finalize and execute all documents on behalf of the Board and take all other actions require for the State of California Sale of Lease Revenue Bonds for the SB 1022 REACT Facility – CEO 2018-0436
- 5.C.1** Adopted the Mitigated Negative Declaration pursuant to CEQA Guidelines Section 15074(B), by finding that on the basis of the whole record, including the Initial Study and any comments received, there is no substantial evidence the project will have a significant effect on the environment and that the Mitigated Negative Declaration reflects Stanislaus County’s independent judgment and analysis; and, directed the Department of Public Works 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 – PW 2018-0437

5.C.2 Approved the Plans and Specifications for the Tegner Road over TID Lateral No. 5 Bridge Replacement Project, Federal Aid Project No. BRLO-5938(196); awarded a contract for construction service to American Paving Co. of Fresno, CA for the Tegner Road over TID Lateral No. 5 Bridge Replacement Project; authorized the Director of Public Works to execute a contract with American Paving Co. in the amount of \$1,051,655.65 and to sign necessary documents, including any amendments to the agreement not to exceed 10%, in accordance with Public Contract Code Sections 20137 and 20142; authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations; approved Amendment No. 3 to the agreement with NV5, Inc., for \$12,008 to provide construction support services; and, authorized the Director of Public Works to execute the amendment with NV5, Inc., in the amount of \$12,008 and to sign necessary documents – PW 2018-0438

Chiesa/Olsen unan. **7.1** Authorized the CEO to rehire Dennis Cordova as a Personal Services Contractor to provide operational and administrative support to the Stanislaus Animal Services Agency due to a leave of absence of the Executive Director; authorized the CEO to further utilize Dennis Cordova's Personal Services Contractor status for purposes of supporting the County Security Program in BY 2018-2019; and, certified that the rehiring of Dennis Cordova in a part-time capacity is necessary prior to the completion of the 180-day sit out period pursuant to the California Public Employees' Pension Reform Action of 2013 (PEPRA) – CEO 2018-0439

Recessed at 11:00 a.m.

Reconvened at 11:12 a.m.

Chiesa/Olsen unan **7.2 Amended** the item to remove Staff Recommendation No. 9; Approved Staff Recommendations Nos. 1-8 as follows: (1) received an update on New State Funding Requirements for Homeless Shelter and Services Planning; (2) recognized that Stanislaus County faces a Homeless Shelter crisis, requested the cities of Modesto, Turlock, Ceres, Riverbank, Oakdale, Hughson, Waterford, Newman and Patterson to join the County Board of Supervisors in the coming weeks to concurrently declare that a Homeless Shelter crisis exists in Stanislaus County Pursuant to Government Code Section 8698.2; (3) requested each city in Stanislaus County to consider the concurrent declaration as well as provide any Emergency Low Barrier Shelter location suggestions within their jurisdictions for interim uses until the Permanent Access Center is created; (4) received an update on the Outreach and Engagement Center (OEC) and Community Assessment, Response, and Engagement (CARE) program results to date; (5) received an update on the Community System of Care (CSOC) Reorganization efforts and directed the finalization of this proposed reorganization to be returned to the Board for final consideration in the Fall of 2018; (6) received an update on the proposed Downtown Streets Team (DST) program being developed with community partners to be returned to the Board for final consideration in the Fall of 2018; (7) recognized best practices of others in Stanislaus County who are providing community solutions for homelessness, including Patterson and Turlock; and, authorized the CEO to negotiate and execute an agreement with the City of Patterson to provide \$50,000 for the City Homeless Shelter for a kitchen improvement at the Host House from existing budgeted appropriations in the approved Focus on Prevention budget; and, (8) received an update on the progress toward the Permanent Access Center planning project – CEO 2018-0440

Corr 1 Referred to the Department of Workforce Development, four Worker Adjustment and Retraining Notification letters from Silgan Containers Manufacturing regarding the temporary layoff of employees at their facilities located at: 537 Riverside Drive, Modesto; 430 Doherty Avenue, Modesto; 4210 Yosemite Boulevard, Modesto; and, 3250 Patterson Road in Riverbank.

Corr 2 Referred to the Department of Workforce Development, a Worker Adjustment and Retraining Notification letter from Lowe’s regarding the permanent layoff of Orchard Supply Company employees at their facility located at 1800 Oakdale Road in Modesto.

Corr 3 Referred to the Department of Environmental Resources, a notice from the California Water Boards regarding a public workshop concerning the 2018 Joint Triennial Review of the Water Quality Control Plans for the Sacramento River and San Joaquin River Basins and the Tulare Lake Basin.

Corr 4 Referred to the Department of Planning and Community Development, a letter from the U.S. Department of Housing and Urban Development regarding the approval of Stanislaus County’s Annual Action Plan and the funding for those programs.

Corr 5 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Destiny Gutierrez; Ron Dafford; Mike A. Perine; Leann Santor and Douglas Lewis; Aubrey Garrett Jr.; Debra Harper (2); and, Rosa Anaya.

Supervisor Chiesa reported that on 08/20/2018 he, along with Supervisor Withrow, Supervisor Olsen, and approximately 1,500 Valley residents attended the “Stop the State Water Grab” rally at the State Capitol.

CEO Hayes reported that Governor Brown signed SB 10 regarding cash bail reform which will go into effect in October 2019. He noted that the County is tracking AB 3115, which would change control of the local emergency medical systems from local government to the State.

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 1:07 p.m. for Conference with Real Property Negotiator: Property: Air Space Office Condominium on Ground Floor at 1010 10th Street, Modesto CA. Agency Negotiator: Jody Hayes, Patricia Hill Thomas. Owner Negotiator: Civic Partners Modesto, Inc. Under Negotiation: Both Terms of Payment and Price. Government Code Section 54956.8. Conference with Legal Counsel - Significant Exposure to Litigation: One matter. Government Code Section 54956.9 (d)(2).

Adjourned at 1:36 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.)