

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

Regular Session  
District 4 Supervisor Absent  
Pledge of Allegiance to the Flag

Tuesday

January 8, 2019

A moment of silence was held for Newman Police Corporal, Ronil Singh

Invocation was given by Jeremiah Williams from The Revival Center

Chiesa/DeMartini (4-0)(District 4 Supervisor absent) Elected Supervisor Withrow as the Chairman and Supervisor Olsen as the Vice-Chair of the Board of Supervisors for 2019 2019-0001

Supervisor Withrow recognized Supervisor DeMartini as the 2019 Chairman of the Board and thanked him for his leadership.

Supervisor Withrow presented Supervisor Chiesa with his 10-year Employee Services Award.

Michael Holland, Newman City Manager, thanked the Board, Sheriff and all county staff for all the support during the loss of Corporal Singh.

Randy Richardson, Newman Chief of Police, thanked Jim Gordon, lead investigator from the Stanislaus County Sheriff's Department and all the Sheriff Department staff who supported them during the loss of Corporal Singh.

Duane Thompson, voiced concerns regarding the California Sanctuary State law.

Pat Wilhem spoke about her opposition to the California Sanctuary State law and requested that the Board take a position regarding this.

Guy Wilson with the Stanislaus Concerned Citizens for the State of Jefferson, voiced concerns regarding Sanctuary State law.

Becky Pelczynski with the Stanislaus Concerned Citizens for the State of Jefferson, spoke against SB54 and stated that she is not opposed to legal immigration.

Marie Roberson with the Stanislaus Concerned Citizens for the State of Jefferson, noted that she is opposed to California being a Sanctuary State and asked the Board to adopt a resolution opposing the Sanctuary State.

Ben Berquam noted that he attended Corporal Singh's Funeral, and stated that he is opposed to California being a Sanctuary State.

Leticia De La Hoya, SEIU member, requested that we all come together to settle the labor contract.

Kate Selover also spoke regarding coming together to resolve the SEIU contract.

Karyn Clarke requested that we come together in agreement to settle this contract.

Sebastian Jones spoke in support of resolving the SEIU contract.

Mary Jackson, speaking on behalf of Grace Nass (9 years old), requested that a Computer Room and Spanish and Chinese language books be included in the Turlock Library Project.

Jennifer Perry spoke in support of the Turlock Library Project and requested that more teen selections and a larger teen room be included in the project.

Olsen/Chiesa (4-0)(District 4 Supervisor absent) Adopted the consent calendar

- 6.A.1** Approved the minutes of 12/18/2019
- 6.A.2** Appointed Perfecto Munoz to the Stanislaus County Planning Commission 2019-0002
- 6.A.3** Accepted the resignation of Richard Ardis from the Oakdale Fire Protection District Board of Directors 2019-0003
- 6.A.4** Accepted the resignation of Nick Hackler from the Economic Development Action Committee 2019-0004
- 6.A.5** Approved the amended Conflict of Interest Code for Stanislaus County 2019-0005
- 6.A.6** Proclaimed January 2019 as Human Trafficking Awareness Month 2019-0006
- 6.B.1** Approved to use up to \$4,000 in Community Development Funds for a community cleanup in the Parklawn community; and, directed the Auditor-Controller to make the necessary budget adjustments per the budget journal attached to the agenda item – CEO 2019-0007
- 6.B.2** Authorized the Chairman and the CEO to sign the 2019 Annual Equal Rights/Non-Discrimination Commitment Statement, attached to the item – CEO 2019-0008
- 6.B.3** Accepted the fifth update in accordance with Public Contract Code Sections 20134 and 22050 for emergency remediation/repairs at 10th Street Place, to repair exterior water damage on the south side of the facility – CEO 2019-0009
- 6.B.4** Accepted the twelfth 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 2019-0010
- 6.B.5** Amended the Salary and Position Allocation Resolution to add one block-budgeted Confidential Assistant II-IV, field representative, to be effective with the start of the first pay period beginning on or after 01/08/2019, to support operations of the Board and provide increased coverage and support in this busy office; authorized the CEO and the Auditor-Controller to make the necessary adjustments as detailed in the budget journal, attached to the item for the estimated cost of salaries and benefits of a field representative for the remaining six months of FY 18/19; and, authorized the use of \$48,750 transferred from CEO appropriations for contingencies to support the addition of a field representative position – CEO 2019-0011
- 6.C.1** Authorized the Director of PW to apply for and accept if awarded, the California Department of Water Resources Proposition 1 Disadvantaged Communities Involvement Program Grant – PW 2019-0012

- 6.C.2** Awarded a contract for Environmental Services to Dokken Engineering of Folsom, California, for the Las Palmas Avenue over San Joaquin River Bridge Preventive Maintenance Project (Federal Project No. BRLS-5938(200)); authorized the director of PW to execute a contract with Dokken Engineering in the amount of \$188,552 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 2019-0013
- 6.C.3** Approved the consent to Common Use Agreement between Stanislaus County and Turlock Irrigation District (TID) for the Carpenter Road and Whitmore Avenue Intersection Improvement Project; authorized the Chairman to sign the consent to common use agreement; and, authorized the Director of PW to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0014

Chiesa/Olsen (4-0)(District 4 Supervisor absent) **8.1 Amended** the item to remove Staff Recommendations Nos. 1-3; and approved Staff Recommendation No. 4 as follows: authorized the CEO, or his designee, and the Director of Workforce Development to execute a MOU with the City of Modesto, Stanislaus Community Foundation and the United Way of Stanislaus County, not to exceed \$600,000 for the period 01/01/2019 through 06/30/2022, and to accept funding from other potential funders, for the purpose of administering a sole source agreement with the Downtown Streets Team – CEO 2019-0015

**Corr 1** Referred to the Auditor Controller, a Claim for Refund of Property Taxes filed on behalf of T-Mobile West LLC., regarding assessments for tax year 2014-15.

**Corr 2** Referred to the Clerk-Recorder and Registrar of Voters, a letter from the Del Puerto Health Care District regarding the appointment of Becky Campo to their Board of Directors.

**Corr 3** Acknowledged receipt of the Comprehensive Annual Financial Report of the Stanislaus County Employees' Retirement Association (StanCERA) for fiscal year ending June 30, 2019.

**Corr 4** Referred to the Clerk-Recorder and Registrar of Voters, a resolution from the City of Modesto regarding the change of their municipal elections and the Modesto City Schools Board of Education governing board member elections from odd-numbered to even-numbered years.

**Corr 5** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Cesar Esquiviz; Zabdiel Pineda; Bobbie Carne; and, Samuel Montez Jr.

Supervisor DeMartini noted that he is opposed to a Sanctuary State.

Supervisor Chiesa noted the he recently toured the REACT Center and he was very impressed.

CEO Hayes reported that the federal government shutdown is on its 18<sup>th</sup> day and so far, there has been no immediate impacts to the County, however, if it goes beyond 30 days that might change.

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 10:25 a.m.

Conference with Labor Negotiator - Agency Negotiators: Jody Hayes, Tamara Thomas, Brandi Hopkins, Monica Coryea, Burke Dunphy, and, Alice Mimms. Labor Organization: Service Employees International Union, Local 521. Government Code Section 54957. 6.

**Supervisor Withrow left at 11:30 a.m.**

Supervisor Withrow recused himself from the two Closed Session matters listed below.

Conference with Legal Counsel - Existing Litigation: Two Cases: City of Patterson v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. CV18004195. City of Newman v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. CV18004193. Government Code Section 54956.9 (d)(1).

**Supervisor Olsen left at 12:15 p.m.**

Adjourned at 12:50 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.)