

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

February 5, 2019

Invocation was given by Pastor Jon Allen with The Carpenter's House.

Wendy Byrd with the NAACP received the resolution proclaiming February 2019 as Black History Month in Stanislaus County.

Chiesa/Olsen unan. Adopted the consent calendar

- 5.A.1** Approved the minutes of 01/28/2019, Special Meeting
- 5.A.2** Approved the minutes of 01/29/2019, Regular Meeting
- 5.A.3** Appointed Jerilyn Yerby to the Stanislaus County Local Task Force on Solid Waste Management 2019-0057
- 5.A.4** Appointed Toby Wells to the Stanislaus County Economic Development Action Committee 2019-0058
- 5.A.5** Accepted the resignation of Peni Basalusalu and Art Machado from the Stanislaus County Local Task Force on Solid Waste Management 2019-0059
- 5.A.6** Accepted the resignation of Pamela Sweeten from the Stanislaus County Agricultural Advisory Board 2019-0060
- 5.B.1** Approved the Community Services Agency California Work Opportunity and Responsibility to Kids Home Visiting Initiative proposal; authorized the Community Services Agency to accept the current and future California Work Opportunity and Responsibility to Kids Home Visiting Initiative allocations; approved an agreement with Stanislaus County Office of Education to provide home visitation services to California Work Opportunity and Responsibility to Kids families; and, authorized the Community Services Agency Director, or her designee, to sign the agreement, and any amendments up to \$75,000 with Stanislaus County Office of Education to provide home visitation services – CSA 2019-0061
- 5.B.2** Approved the Independent Contractor Services Agreement with Grover Landscape Services, Inc., for tree trimming, tree removal, and other arborist services for properties and facilities owned, managed, and/or maintained by the Department of Parks and Recreation and DER on an as needed basis, for a not to exceed amount of \$400,000; authorized the Director of Parks and Recreation, or designee, to execute the agreement with Grover Landscape Services, Inc., and to 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 \$440,000, which includes a contingency of \$40,000 – Parks and Recreation 2019-0062
- 5.B.3** Approved an agreement with Continental Flooring Company in the amount of \$122,502 to remove existing and install new flooring at the Public Defender's Office located at 1021 "I" Street, Modesto; and, authorized the Purchasing Agent to sign the agreement and any subsequent amendments to the agreement on behalf of the County, not to exceed 10% – GSA 2019-0063

5.B.4 Authorized the Director of Parks and Recreation, or designee, to apply for, and if awarded enter into and sign the grant agreements for the California Department of Parks and Recreation Off-Highway Motor Vehicle Recreation Division Grants Program for the 2019-2022 grant period; authorized the Director of Parks and Recreation, or designee, to apply for, and if awarded enter into and sign the grant agreements for the Division of Boating and Waterways Quagga and Zebra Mussel Infestation Prevention Program for Woodward and Modesto Reservoirs for the 2019-2022 grant period; authorized the Director of Parks and Recreation, or designee, to apply for, and if awarded enter into and sign the grant agreements for the State of California Natural Resources Agency for the Cultural, Community and Natural Resources Grant Program for various park locations for three year agreements in 2019-2022; authorized the Director of Parks and Recreation, or designee, to apply for, and if awarded enter into and sign the grant agreements for the 2019 Sea Tow Foundation Life Jacket Loaner Grant Program for Modesto Reservoir; adopted a resolution to authorize the Director of Parks and Recreation, or designee, to apply for, sign, and accept the California Department of Parks and Recreation Off-Highway Motor Vehicle Recreation Division Grants Program for Frank Raines and La Grange Regional Parks; adopted a resolution to authorize the Director of Parks and Recreation, or designee, to apply for, sign, and accept the Division of Boating and Waterways Quagga and Zebra Mussel Infestation Prevention Program for Woodward and Modesto Reservoirs; and, adopted a resolution to authorize the Director of Parks and Recreation, or designee, to apply for, sign, and accept grants from the State of California Natural Resources Agency for the Cultural, Community and Natural Resources Grant Program for various park projects – Parks and Recreation 2019-0064

5.D.1 Rescinded a portion of Williamson Act Contract No. 1973-1535, located at 1124 Ruble Road, between Crows Landing Road and South Carpenter Road, in the Turlock area APN's: 058-003-014 (portion), 058-003-016 and 058-003-025 (portion); finds pursuant to Government Code Section 51257, determined 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. PLN2018-0016, Mendes-Harrison; and, authorized the Director of Planning and Community Development to execute new contracts – Planning 2019-0065

5.D.2 Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 5301 9th Street, Keyes, CA, 95328, DNB2017-0004, as set forth in Attachment 1, of the agenda item; and, authorized the recovery of costs associated with the abatement of the property as a lien by special assessment and directed the Treasurer/Tax Collector, or her designee, to record the lien amount on the assessment roll – Planning 2019-0066

5.D.3 Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 5631 Terminal Avenue, Riverbank, CA, 95367, DNB2016-0004, as set forth in Attachment 1, of the agenda item; and, authorized the recovery of costs associated with the abatement of the property as a lien by special assessment and directed the Treasurer/Tax Collector, or her designee, to record the lien amount on the assessment roll – Planning 2019-0067

Chiesa/Olsen unan. **7.1** Accepted staff report regarding the Mountain Valley Emergency Medical Services Agency (MVEMSA) RFP for 9-1-1 Emergency Ambulance Response and Transport Services; **amended** the item to direct staff to encourage proposers to the RFP to add a component for rural volunteer fire agency assistance, and to modify Section 2.1.D(2) of the RFP to ensure there is no prohibition for proposers to hire outside consultants to assist them through the RFP process, and; approved the MVEMSA RFP as amended for 9-1-1 Emergency Advanced Life Support and Basic Life Support Ambulance Services in Stanislaus County; set a public hearing on 02/26/2019 to consider proposed revision to exclusive operating area for ground ambulance service; authorized the Clerk of the Board to publish a notice of public hearing as required by law; and, accepted the update from MVEMSA regarding cumulative response compliance by EMS providers for August 2018 and November 2018 – HSA

Corr 1 Referred to the Clerk-Recorder and Registrar of Voters, a resolution from the Paradise School District requesting the change of their governing board member elections from odd-numbered to even-numbered years.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Alejandra Garibay Castaneda; Ernest Gray Jr. through his GAL Ernest Gray; Ernest Gray; and, Aliza Gray through GAL Ernest Gray.

Supervisor DeMartini noted that at the last Retirement Board meeting (StanCERA) they voted to lower the assumed rate of return from 7.25% to 7% and lowered the inflation rate assumption from 3% to 2.75%.

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 10:44 a.m. for Conference with Legal Counsel - Existing Litigation: One Case: Barbara Guzman, et al. v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. CV 18-000021. Government Code Section 54956.9 (d)(1). Conference with Legal Counsel - Significant Exposure to Litigation: One matter. Government Code Section 54956.9 (d)(2).

Adjourned at 12:11 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.)