

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

June 18, 2019

**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.

**1.1** Department Head Employment pursuant to Government Code Section 54957(b)(1): Title: Director of Behavioral Health and Recovery Services.

**1.2** Conference with Legal Counsel – Existing Litigation pursuant to Government Code §54956.9 (d)(1): One Case: Jeremy Lapachet v. California Forensic Medical Group, Inc., et al., U.S. District Court-Northern District of California, Case No. 16-CV-06959-DMR.

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

A moment of silence was held for Community Services Agency employee Shirley Strickland.

Invocation was given by Marvin Jacobo from City Ministry Network

David Avila voiced concerns regarding the violation of property rights.

Terhesa Gamboa spoke regarding traffic and illegal dumping in the Woodland West Neighborhood and requested assistance from Public Works.

Miguel Donoso requested information regarding property tax dollars spent in the Empire Community.

Carrie Schaupp voiced concerns regarding the County's family court system.

Chiesa/Olsen unan. Adopted the consent calendar after removing from consent item **6.A.8** Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1240 Adding Chapter 6.85 Hemp Cultivation to the Stanislaus County Code

**6.A.1** Approved the minutes of 06/04/2019

**6.A.2** Appointed Michelle Patton to the Knights Ferry Municipal Advisory Council 2019-0341

**6.A.3** Appointed Edward J. Rocha to the Hills Ferry Cemetery District Board of Directors  
2019-0342

**6.A.4** Appointed Albert Mendes to the Mountain View Volunteer Fire Protection District Board of Directors  
2019-0343

**6.A.5** Appointed Jarod Lara and Daniel Robinson to the West Stanislaus County Fire Protection District Board of Directors  
2019-0344

**6.A.6** Accepted the resignation of James B. Wood from the Workforce Development Board  
2019-0345

- 6.A.7** Accepted the resignation of Amy Thomas from the Stanislaus County Behavioral Health Board 2019-0346
- 6.B.1** Approved the Northwest Newman Annexation Property Tax Revenue Exchange Agreement with the City of Newman; and, authorized the CEO to execute the Newman Annexation Property Tax Revenue Exchange Agreement – CEO 2019-0348
- 6.B.2** Authorized the Registrar of Voters to enter into an agreement with the California Secretary of State for Voting System Replacement Contract 2018 State reimbursement funds for expenses associated with voting system replacement activities up to a maximum amount of \$1,500,500 for the period 02/01/2019 through 06/30/2021; and, authorized the Registrar of Voters to seek bids from vendors for voting system replacement activities funded by the Voting System Replacement Contract 2018 State reimbursement funds – Elections 2019-0349
- 6.B.3** Authorized the Sheriff to retire one (1) canine from the Sheriff’s Department service and enter into a Canine Retirement Contract with the Canine’s current handler – Sheriff 2019-0350
- 6.B.4** Authorized the Agricultural Commissioner, or designee, to enter into and sign routine contracts and agreements with various Federal and State agencies for FY’s 2018-2019, 2019-2020 and 2020-2021 – Ag Commissioner 2019-0351
- 6.B.5** Adopted a resolution to approve the Older Americans Act programs of the Area Agency on Aging (AAA) for FY 2019-2020; and, authorized the Director of the Department of Aging and Veterans Services, AAA, to sign contracts and any subsequent amendments with the California Department of Aging for FY 2019-2020 as follows: AP-1920-30 for the Area Plan (Older Americans Act Programs); and, MS-1920-14 for the Multipurpose Senior Services Program – Aging and Veterans Services 2019-0352
- 6.B.6** Accepted the twenty-second update in accordance with Public Contract Code Sections 20134 and 22050 for emergency remediation/repairs at 10<sup>th</sup> Street Place, to repair water damage and restore essential government operations – CEO 2019-0353
- 6.B.7** Approved the seventh update on the Homeless Facility Plan and partnership between the County, the City of Modesto and The Salvation Army in accordance with the provisions of the Public Contract Code and related matters – CEO 2019-0354
- 6.B.8** Approved to award an agreement with Aspiranet of Modesto, CA to provide Child and Family Team (CFT) services, as selected through the RFP process as issued by BHRS; and, authorized the BHRS Director, or designee, to sign the agreement for CFT services in the amount of \$1,157,213 for the term of 06/18/2019 through 06/30/2020, including amendments to add services and payment for services up to \$100,000, budget permitting, for the term of the agreement – BHRS 2019-0355
- 6.B.9** Authorized the Purchasing Agent to execute the following agreements for the Senior Meals Program, and any subsequent revisions or amendments, to provide the Congregate Meals and Home Delivered Meals to senior citizens in Stanislaus County, within the approved program budget: awarded the United Samaritans Foundation Inc., of Turlock, CA, a non-profit organization, an agreement to provide Congregate Meals for the Turlock and Hughson service area for \$26,680; awarded the Newman-Crows Landing School District, government agency, an agreement to provide Congregate Meals at the Newman service area and congregate meal site for \$23,345; awarded Taher Food Services Inc., of Minnetonka, Minnesota a private vendor, an agreement to provide the Congregate Meals in the service areas in Modesto, Oakdale, Riverbank, Patterson, and Grayson for \$272,020; and, awarded GA Foods Inc., of St. Petersburg, Florida, a private vendor, an agreement to provide the Home Delivered (frozen) Meals for \$759,000 – Aging and Veteran Services 2019-0356

- 6.B.10** Approved to award an agreement with Turning Point Community Programs, Inc., for the provision of Community Activities and Rehabilitation Transportation (CART) program services, as a result of a RFP process issued by BHRS; and, authorized the BHRS Director, or designee, to sign the agreement for CART services in the amount of \$90,000 for a term of 07/01/2019 through 06/30/2020, including amendments for additional services and payment for services up to \$50,000, budget permitting, for the term of the agreement – BHRS 2019-0357
- 6.B.11** Approved the FY’s 2019-2021 America’s Job Center of California (AJCC) Partnership MOU update with mandatory partners of the Stanislaus County America’s Job Center of CA; and, authorized the Chairman to sign the FY’s 2019-2021 AJCC Partnership MOU update – Workforce Development 2019-0358
- 6.B.12** Approved an amendment to a Legal Services Agreement between the Stanislaus County Health Services Agency and Davis Wright Tremaine LLP, to expand the scope of work to include various County Departments; and, authorized the Auditor-Controller, on behalf of the Health Services Agency to pay an invoice totaling \$8,370 for services provided in a prior year by Davis Wright Tremaine LLP – CEO 2019-0359
- 6.B.13** Accepted an update on the Modesto Outdoor Emergency Shelter (MOES); approved a six-month extension, 07/01/2019 through 12/31/2019, to the Turning Point Community Programs contract to support transitioning shelter operations and associated responsibilities from the MOES to the new emergency shelter not to exceed \$563,630 for a total of \$838,630; authorized the CEO, or his designee, to execute any other documents necessary to achieve the purposes of the agreement; and, authorized the CEO, or his designee, to negotiate and execute an agreement with the City of Modesto to provide security through the City of Modesto’s third-party contractor, in an amount not to exceed \$168,560 – CEO 2019-0360
- 6.B.14** Approved an agreement with Carrier Corporation in the amount of \$219,460 to supply and install chiller equipment at the Sheriff’s Public Safety Center, located at 200 E. Hackett Road, Modesto; authorized the Purchasing Agent to sign the agreement and any subsequent amendments to the agreement on behalf of the County, not to exceed 10%; and, authorized the Auditor-Controller to transfer \$140,824 of appropriations from the Salaries and Benefits account group to the Structures and Improvements account group in the Sheriff’s Detention Legal Budget Unit – Sheriff 2019-0361
- 6.B.15** Authorized the Stanislaus County CEO, or his designee, to submit a grant application to the Federal DOJ for the Justice and Mental Health Collaboration Program funding opportunity, and authorized the submittal of all documents necessary to secure and accept the funding – CEO 2019-0362
- 6.C.1** Approved the Consent to Common Use Agreement between Stanislaus County and Turlock Irrigation District (TID) for the Gilbert Road Bridge over TID Ceres Main Canal Replacement Project; authorized the Chairman of the Board to sign the Consent to Common Use Agreement; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0363
- 6.C.2** Approved Amendment No. 3 to the TY Lin International professional design services agreement for the Hills Ferry Bridge Seismic Retrofit Project, in the amount of \$1,158,572; with a new, not-to-exceed, total contract amount of \$2,464,130; and, authorized the Director of Public Works to execute the amendment with TY Lin International in the amount of \$1,158,572 and to sign necessary documents – PW 2019-0364

- 6.C.3** Approved the Agreement for Acquisition of Property for the Pleasant Valley Road over South San Joaquin Irrigation District Bridge Replacement Project, Grantor: Stephen Ward and Katherine Ward, APN 002-013-016 (partial); authorized the Chairman to execute the Agreement for Acquisition of Property; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0365
- 6.C.4** Approved the Agreement for Acquisition of Property for the Pleasant Valley Road over South San Joaquin Irrigation District Bridge Replacement Project, Grantor: Ron A. Werner and Melissa A. Werner, APN 002-015-065 (partial); authorized the Chairman to execute the Agreement for Acquisition of Property; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0366
- 6.C.5** Approved the Agreement for Acquisition of Property for the Pleasant Valley Road over South San Joaquin Irrigation District Bridge Replacement Project, Grantor: Michael R. Jerome, APN 002-015-003 (partial); authorized the Chairman to execute the Agreement for Acquisition of Property; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0367
- 6.C.6** Approved the professional services agreement with Connexionz Ltd. in the amount of \$2,040,748 for the procurement, installation, and support of an Intelligent Transportation System (ITS) for the County’s Public Transit System; authorized the Department of Public Works to sole source future procurements of hardware, software, modules, or services from Connexionz Ltd.; and, authorized the Public Works Director, or his designee, to sign and execute all necessary documents – PW 2019-0368
- 6.C.7** Approved to amend the agreement between MJC, City of Modesto, and Stanislaus County to Coordinate a Bus Pass Program for the Fixed Route Bus System for MJC Students; and, authorized the Public Works Department Head, or his designee, to sign the amendment on behalf of the County – PW C-6-M-3 2019-0369
- 6.C.8** Adopted the Plans and Specifications for the Highway Safety Improvement Program (HSIP) High Risk Rural Roads (HR3) Program Cycle 5: W. Main Street, River Road, Lake Road Project; awarded a contract for Construction Services to George Reed, Inc., of Modesto, CA for the HSIP-HR3 Program Cycle 5: W. Main Street, River Road, Lake Road Project; authorized the Director of Public Works to execute a contract with George Reed, Inc. in the amount of \$2,684,624 and to sign necessary documents, including any amendments to the agreement not to exceed 10%, in accordance with Public Contract Code Section 20137 and 20142; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0370
- 6.C.9** Approved the Plans and Specifications for the 2019 Chip Seal Project; awarded a contract for Construction Services to VSS International, Inc. of Sacramento, CA for the 2019 Chip Seal Project; authorized the Director of Public Works to execute a contract with VSS International, Inc. in the amount of \$823,004 and to sign necessary documents, including any amendments to the agreement not to exceed 10%, in accordance with Public Contract Code Section 20137 and 20142; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0371

**6.C.10** Adopted the Plans and Specifications for the Carpenter Road and Whitmore Avenue Intersection Improvement Project, Federal Aid Project No. CML-5938(225); awarded a contract for Construction Services to George Reed, Inc. of Modesto, CA for the Carpenter Road and Whitmore Avenue Intersection Improvement Project; authorized the Director of Public Works to execute a contract with George Reed, Inc. in the amount of \$2,499,750 and to sign necessary documents, including any amendments to the agreement not to exceed 10%, in accordance with Public Contract Code Section 20137 and 20142; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0372

**6.C.11** Adopted the Plans and Specifications for the Crows Landing Road and Grayson Road Intersection Improvement Project, Federal Aid Project No. CML-5938(223); awarded a contract for Construction Services to George Reed, Inc. of Modesto, CA for the Crows Landing Road and Grayson Road Intersection Improvement Project; authorized the Director of Public Works to execute a contract with George Reed, Inc. in the amount of \$1,616,278.50 and to sign necessary documents, including any amendments to the agreement not to exceed 10%, in accordance with Public Contract Code Section 20137 and 20142; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2019-0373

Chiesa/Olsen(4-1)(DeMartini opposed) **6.A.8** Adopted and waived the second reading of Ordinance C.S. 1240 adding Chapter 6.85 Hemp Cultivation to the Stanislaus County Code – BOS 2019-0347

Olsen/Berryhill unan. **7.1** Accepted the 2019-2020 Recommended Proposed Budget for Budget Period 2018-2019/2019-2020 from the CEO; conducted the scheduled public hearing to receive public comment and input on the proposed operational budget for year two of the 2018-2019/2019-2020 Budget Period; **amended** the agenda item to remove the last 2 paragraphs in the Staffing Impacts section on pages 20-21 of the staff report, and adopted the 2019-2020 Proposed Budget; authorized the CEO and the Auditor-Controller to make any necessary technical adjustments required to implement the approved Proposed Budget; amended the Salary and Position Allocation Resolution to reflect the recommended changes for the 2019-2020 Recommended Proposed Budget, as outlined in the Staffing Impacts section as amended and detailed in Attachment 3, of the agenda item, to become effective the start of the first full pay period following 07/01/2019, unless otherwise stated; approved the department name change from Strategic Business Technology to Information Technology Central, to become effective 07/01/2019; approved contracts and/or agreements listed on Attachment 4, of the agenda item, in cumulative amounts of \$200,000 or greater since 07/01/2017, and authorized the GSA Director/Purchasing Agent or Department Head to sign; and, directed the CEO to prepare the 2019-2020 Recommended Final Budget Period 2018-2019/2019-2020 and set a public hearing for consideration of the Final Budget on 09/17/2019 – CEO 2019-0374

Olsen/Chiesa unan. **8.1** Authorized the Treasurer-Tax Collector Office to rehire Wynn Owen as a Contract Employee to provide operational and administrative support to the Treasurer-Tax Collector due to retirements within the Department; and, certified that the rehiring of Wynn Owen in a part-time capacity is necessary prior to the completion of the 180-day sit out period pursuant to the CA Public Employees' Pension Reform Action of 2013 (PEPRA) – T/TC 2019-0375

**Corr 1** Referred to DER, a notice from the California Water Boards regarding a Notice of a Public Workshop for the Sacramento River and San Joaquin River Basins and Tulare Lake Basin to Incorporate a Central Valley-Wide Salt and Nitrate Control Program.

**Corr 2** Acknowledged receipt of the Gallo Center for the Arts Final Budget for FY 2019-2020 including Leases, Prices, Concessions, Fees and the Schedule for the 2019-2020 Season.

**Corr 3** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Sylvia Saldate; Franklin Belaski; Jack Girvin; Alvis K. Dillard III; David M. Hutchinson; Froilan Mariscal; Mercury Insurance A/S/O Cathy Adkins; Gretchen Becknel; and, Randolph Wayne Johnson.

Supervisor DeMartini announced that the Westside Health Care Task Force will hold their 11<sup>th</sup> Annual Health Summit and Biggest Loser Weight Loss Contest on 06/24/2019 at 4:30 p.m. at the Newman Westside Theatre.

CEO Hayes reported that the State budget has passed.

Adjourned at 8:39 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.)