

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

Regular Session

Tuesday

January 28, 2020

Berryhill Absent

Pledge of Allegiance to the Flag

Invocation was given by Jonathan Quinones with The Revival Center.

A presentation was given by Karen Williams, Executive Director of LearningQuest, regarding the partnership between LearningQuest and the Stanislaus County Library.

David Jones, Executive Director, and Vicki Bauman, Commission Chair of First 5 Stanislaus, presented the FY 2018-2019 Annual Report.

Miguel Donoso voiced concerns regarding actions that were taken at the Community System of Care meeting held on 01/16/2020 and he asked that an investigation be done regarding these actions.

Margaret Countryman spoke regarding her appeal with the City of Modesto.

Jose Dominguez and Lynnette Lucaccini with El Concilio encouraged everyone to participate in the upcoming 2020 Census.

Laura Presley voiced concerns regarding the dam being proposed by the Del Puerto Water District.

Karen Willard spoke in opposition of the dam being proposed by the Del Puerto Water District.

Nikki Barstow shared concerns regarding the dam that is being proposed by the Del Puerto Water District.

Deniz Olcan voiced concerns regarding the dam being proposed by the Del Puerto Water District.

Roy Potter an In-Home Supportive Services (IHSS) provider requested fair wages.

Blanca Riviera, IHSS provider, quoted a scripture from the Bible.

Rebecca Harrington requested that the County be proactive regarding illegal garbage dumping. She shared concerns regarding a recent County job. She voiced concerns regarding flooded roads. She stated that Central Valley Recycling is still operating illegally.

Matthew Harrington, South Modesto MAC Chair, noted that he is experiencing difficulties communicating with California Rural Legal Assistance (CRLA) in regard to the Parklawn Community. He voiced concerns regarding the closure of Modesto Municipal Golf Course and the impact it will have on land values. He invited Sheriff Dirkse to the next South Modesto MAC meeting.

Astrid Zuniga IHSS provider, would like to see the County and the United Domestic Workers Union (UDW) come to an agreement soon.

Terry Walker Dampier, IHSS supporter and a UDW member, requested a decent wage for IHSS providers.

Elsa Lugo, UDW member and organizer, spoke in support of higher wages.

Wayne Junso, IHSS provider and care giver for his 42-year-old son, shared how difficult his job is.

Fabian Tamayo thanked Supervisor Olsen for appointing him to the Empire MAC.

Chiesa/DeMartini (4-0)(Berryhill absent) Adopted the consent calendar.

- 5.A.1** Approved the minutes for 01/14/2020
- 5.A.2** Approved a commendation for Chief Probation Officer Mike Hamasaki upon his retirement from Stanislaus County 2020-0025
- 5.A.3** Proclaimed February 2020 as Black History Month in Stanislaus County 2020-0026
- 5.A.4** Accepted the resignation of Mahalia Gotico from the Workforce Development Board 2020-0027
- 5.A.5** Appointed Fabian Tamayo to the Empire Municipal Advisory Council 2020-0028
- 5.A.6** Authorized the Registrar of Voters to provide specified services to the Oakdale Fire Protection District to conduct a special mail ballot election on 05/05/2020 regarding a special tax on the condition that the District provide all information requested by the Registrar of Voters no later than 01/29/2020 2020-0029
- 5.B.1** Adopted the plans, specifications, and working details for the Frank Raines Regional Park Water System Improvement Project; finds the project exempt from CEQA pursuant to Section 15301 of Title 14 of the California Code of Regulations; directed the Department of GSA to send the Notice Inviting Bids, electronically and by mail to trade journals, advertise in the newspaper as required by law, and set the deadline for submission of bids as Wednesday, 03/18/2020, at 2:00 p.m.; and, authorized the Director of the Department of Parks and Recreation, or designee, to oversee the public works of improvements associated with the project – Parks and Recreation 2020-0030
- 5.B.2** Appointed the following members to the 2020 term of the Stanislaus County Discipline/Equal Employment Opportunity (EEO) Grievance Appeal Board: (a) Department Head Member: Donna Riley, Stanislaus County Treasurer/Tax Collector; (b) Employee Member: Juan Alanis, Stanislaus County Sheriff’s Supervisors Association and (c) Chairperson: David Walker with Ramsbacher Prokey Leonard LLP; and, appointed alternate members to the Stanislaus County Discipline/EEO Grievance Appeal Board as follows: (a) Department Head Member Alternates: Paul Gibson, Director of ITC; Baljit Atwal, Child Support Services; (b) Employee Representative Alternates: 1st alternate Wendell Emerson, County Attorneys Association Bargaining Unit; 2nd alternate Matt Pettus, Deputy Sheriff’s Association Bargaining Unit; and 3rd alternate Matthew Cantrell, AFSCME Bargaining Unit – CEO 2020-0031
- 5.B.3** Approved a master agreement with Stan Boyett & Son of Modesto, CA for fuel card-lock services for a not-to-exceed amount of \$8,970,000 effective 02/01/2020, through 01/31/2025, with two one-year renewal options; and, authorized the Purchasing Agent to sign the master agreement and any subsequent amendments to the master agreement on behalf of the County – CEO 2020-0032
- 5.B.4** Accepted an 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 2020-0033

- 5.B.5 Approved an 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 – CEO C-6-O-2 2020-0034
- 5.B.6 Approved the Resolution of Intention to establish an Enhanced Infrastructure Financing District for the Crows Landing Industrial Business Park; appointed Chairwoman Olsen, Supervisor Chiesa, and Supervisor DeMartini as members to the Public Financing Authority representing the Board of Supervisors with terms ending 12/31/2020; and, appointed David White and Wayne Zipser as at-large public members to the Public Financing Authority with terms ending 12/31/2020 – CEO DEF-01-0 2020-0035
- 5.B.7 Authorized the CEO to accept the 2019 grant award funding for the Department of Justice, Office on Violence Against Women, Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Program in the amount of \$750,000; and, authorized the Auditor-Controller to increase estimated revenue and appropriations in the Stanislaus Family Justice Center budget for FY 2019-2020 in the amount of \$750,000 – CEO 2020-0036
- 5.B.8 Approved an agreement with the California Department of Social Services (CDSS) to allow the CSA access to the Employment Development Department's quarterly wage base and unemployment/disability data files; authorized the CSA Director, or her designee, to sign the agreement and any future amendments with the California Department of Social Services for access to the Employment Development Department's quarterly wage base and unemployment/disability data files – CSA 2020-0037
- 5.B.9 Approved an update on emergency repairs to the Public Safety Center West, Minimum Housing Unit One, and Support Services Facility's fire-life safety, secure electronics, and video surveillance systems along with the abatement of water damage found in the mechanical chases at the Public Safety Center West – CEO 2020-0038
- 5.B.10 Authorize the Chairwoman of the Board of Supervisors and the CEO to sign the approved 2020 Annual Equal Rights/Non-Discrimination Statement – CEO 2020-0039
- 5.B.11 Affirmed plans for a public dedication of conference space at Behavioral Health and Recovery Services, located at 800 Scenic Drive in Modesto in Honor of Former Director, Dr. Larry Poaster – CEO 2020-0040
- 5.B.12 Affirmed plans for a public groundbreaking celebration of the Turlock Library Expansion and Renovation Project on 02/22/2020 – CEO 2020-0041
- 5.B.13 Approved a twenty-year lease agreement with the City of Oakdale for the property known as Meyer Park in Oakdale, CA; and, authorized the Purchasing Agent to enter into a twenty-year lease agreement on behalf of the Stanislaus County Library for the property known as Meyer Park in Oakdale, CA with the City of Oakdale – Library C-7-C-2 2020-0042
- 5.C.1 Approved Amendment No. 1 to the Agreement with David Evans and Associates for \$489,000 to provide additional environmental and design services for the Kilburn Road Bridge over Orestimba Creek project, with a new not to exceed amount of \$1,107,000; and, authorized the Director of Public Works to execute the amendment with David Evans and Associates Inc. in the amount of \$489,000, and to sign the necessary documents – PW 2020-0043

Chiesa/DeMartini (4-0)(Berryhill absent) **6.1** Approved the continuance of Use Permit and Development Agreement Application No. PLN2018-0103 – The People's Remedy to the 04/28/2020 Board of Supervisors meeting; and, authorized the temporary land use and transition agreement with MDS Business Services, LLC, dba The People's Remedy – Planning 2020-0044

Withrow/Chiesa (4-0)(Berryhill absent) **7.1** Approved the annual progress report for the Stanislaus County Employee Mentor program at the 21st Program Anniversary; and, proclaimed January 2020 as Mentoring Awareness Month in Stanislaus County, consistent with the National Mentor Month distinction
– CEO 2020-0045

Corr 1 Referred to the Fish and Wildlife Committee, three letters from the California Fish and Game Commission regarding sport fishing and experimental fishing permit program regulations.

Corr 2 Referred to DER, a letter from the Riverdale Park Tract Community Services District regarding chemicals in their water system exceeding the notification levels.

Corr 3 Referred to the CEO, a notice from the Stanislaus Council of Governments regarding their adoption of an ordinance which modifies the restrictions on funding contained in the Measure L Ordinance Expenditure Plan.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Yolanda S. Cuevas; Law Offices of Dale K. Galipo; Law Offices of Morales & Leaños on behalf of Rudy Santillan Jr. (minor child of Rudy Santillan Sr., deceased, by and through his guardian ad litem, Jessica Moreno); Jorge Vicente (stepfather of the decedent); Jessica Moreno (guardian ad litem); Estate of Rudy Santillan Sr.; Viking Insurance a/s/o Tonya Estrada; Juan Moreno; Law Offices of Daniel B. McCarthy on behalf of Insurance Company of the West; Geico Indemnity Insurance Company on behalf of Renee Rochelle Frazier; Tomas Romero Sanchez; Nancy Gonzalez; Julian Martinez; and, Ron Genasci.

Supervisor Withrow reported that he hosted a Community Forum at the King-Kennedy Memorial Center in Modesto on 01/27/2020, where the Sheriff reviewed information presented at the Truth Act Forum and it was well attended.

Chairwoman Olsen reported that she will be hosting a Town Hall Meeting on 02/27/2020 in Waterford.

Recessed to sit as the Stanislaus County In-Home Supportive Services Public Authority at 10:56 a.m.

12.A Call to Order

12.B.1 Approved the Minutes of 12/17/2019

12.C Public Forum

12.D Adjournment

12.E Closed Session: Conference with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Tamara Thomas, Keira Vink, and Burke Dunphy. Labor Organization: United Domestic Workers of America (UDWA) - AFSCME 3930. No reportable action was taken in closed session.

Adjourned at 11:50 a.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.)