

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 15, 2021

Convened at 5:31 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 Conferenced with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Tamara Thomas, Keira Vink, Dania Torres, Jeff Sloan and Burke Dunphy. Labor Organizations: California Nurses Association; Stanislaus County Employees Association, American Federation of State, County & Municipal Employees Local 10; Service Employees International Union, Local 521; County Attorney's Association; Deputy Sheriff's Association; Stanislaus County Sheriff's Supervisor Association; Stanislaus County Deputy Probation Officers' Association; Stanislaus Regional Emergency Dispatchers' Association; Stanislaus County Probation Corrections Officers' Association; Stanislaus County Sheriff's Management Association; Stanislaus County District Attorney Investigators' Association; and, Stanislaus Sworn Deputies Association. No reportable action was taken.

1.2 Conferenced with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). Two Cases: Sandra Macanas v. County of Stanislaus, Stanislaus County Superior Court, Case No: 2027790; R.S., et al. v. County of Stanislaus, et al., US Eastern District Court, Case No: 1:20-CV-01170-DAD-SKO.

Closed Session Announcement: Chiesa/Withdraw unan. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). Sandra Macanas v. County of Stanislaus, Stanislaus County Superior Court, Case No: 2027790, the Board authorized County Counsel to appeal the Superior Court's judgement awarding \$367,169 to plaintiff in economic damages resulting from an automobile collision. 2021-0270

Reconvened at 6:33 p.m. for Regular Session

Invocation was given by Iman Ahmad Kayello from Islamic Center of Modesto.

Delilah Vasquez and Jose Michel gave a presentation for Elder and Vulnerable Adult Abuse Awareness Day.

Public Health Officer Dr. Vaishampayan, Director of the Health Services Agency Mary Ann Lilly-Tengowski, and CEO Hayes provided an update related to the 2019 Novel Coronavirus (COVID-19) emergency and essential services in Stanislaus County.

Joe Lizzaraga, Manager of Recology Blossom Valley Organics, acknowledged and presented the 2021 Recology Scholarships Award recipients: Angelica Hernandez, Abimelec Ruano, Lizbeth Juarez-Gutierrez, Michael Alamo, and Shaila Wilkerson.

Debra Harper voiced concerns on her removal from Wal-Mart and her suspension from riding the bus today. She spoke regarding the need for everyone to peacefully co-exist and function.

Withdraw/B. Condit unan. Adopted the consent calendar after removing from the consent item **7.B.7** Consideration and Approval of Fiscal Year 2020-2021 Year-End Budget Adjustments for Aging and Veterans Services, Auditor-Controller, Clerk-Recorder, County Operations, District Attorney, Health Services Agency, Information Technology Central, Parks and Recreation, and Sheriff; the Fiscal Year 2020-2021 Project Savings Carryover Appropriations; and Related Actions – Chief Executive Office

7.A.1 Approved the minutes of 06/08/2021

7.A.2 Accepted the resignation of Carlos Hernandez from the Stanislaus County Behavioral Health Board 2021-0254

7.B.1 Approved the extension of the Stanislaus County Refuse Removal Franchise Agreement (Area 3) with Turlock Scavenger Company through 11/05/2029; and authorized the CEO to sign and execute the contract extension for Stanislaus County Refuse Removal in Franchise Area 3 with Turlock Scavenger Company – DER 2021-0255

7.B.2 Approved Amendment No. 1 to the Agreement for Independent Contractor Services with California Electronic Asset Recovery (CEAR), for transport and recycling of electronic waste collected at the Household Hazardous Waste Facility (HHWF) and the Fink Road Landfill, which increases the contract by \$166,000 for a not-to-exceed amount of \$253,000; authorized the Interim Director of Environmental Resources to execute Amendment No. 1 with CEAR; and, authorized the Interim Director of Environmental Resources to sign amendments to the Agreement for an overall not-to-exceed amount of \$278,300 which includes a 10% contingency of \$25,300 – DER 2021-0256

7.B.3 Approved the agreements and amendments with service providers for BHRS effective 07/01/2021 for FY 2021-2022, as reflected in this agenda item; authorized the Behavioral Health Director, or designee, to sign the agreements and amendments for FY 2021-2022 identified in Attachment 1 and Attachment 2 of this agenda item; authorized the Behavioral Health Director, or designee, to negotiate and sign amendments to agreements discussed in this agenda item, as Attachment 1, to add services and payment for services up to \$200,000 per agreement, budget permitting, throughout FY 2021-2022; and, authorized the Behavioral Health Director, or designee, to negotiate and sign amendments to agreements discussed in this agenda item, as Attachment 2, to add services and payment for services up to \$100,000 per agreement, budget permitting, throughout FY 2021-2022 – BHRS 2021-0257

7.B.4 Approved the list of Independent and Employee Contracts between the Stanislaus County HSA and various contractors for FY 2021-2022; authorized the HSA Managing Director or her designee to sign the agreements included in this agenda item; and, authorized the HSA Managing Director, her designee or successor, to negotiate and sign individual amendments to the agreements, not to exceed \$75,000 per agreement – HSA 2021-0258

7.B.5 Adopted a resolution approving the Older Americans Act Programs of the Area Agency on Aging for FY 2021-2022; and, authorized the Director of the Department of Aging and Veterans Services, Area Agency on Aging, to sign contracts and any subsequent amendments with the California Department of Aging for FY 2021-2022 as follows, AP-2122-30 - Area Plan (Older Americans Act Programs), HI-2122-30 - Health Insurance Counseling and Advocacy Program, and MS-2122-14 - Multipurpose Senior Services Program – Aging and Veteran Services 2021-0259

7.B.6 Approved Amendment No. 14 to the Professional Design Services Agreement with Jacobson James and Associates, Inc., for hydrogeological California Environmental Quality Act services, which increases the contract by \$150,000 for a not-to-exceed amount of

\$1,196,971; authorized the Interim Director of Environmental Resources to execute Amendment No. 14 with Jacobson James and Associates, Inc., and to sign any necessary Documents; and, authorized the Interim Director of Environmental Resources to sign additional related amendments to the Agreement for an overall total not-to-exceed amount of \$1,211,971, which includes a contingency of \$15,000 – DER 2021-0260

7.B.8 Authorized the GSA and Auditor-Controller’s Office to issue reimbursement to the CASA for maintenance and janitorial expenses paid and incurred by CASA for the 2020-2021 FY for county office space occupied by CASA, located at 801 11th Street, Suite 3200 – CEO 2021-0262

7.B.9 Authorized the Auditor-Controller, on behalf of the Department of the Public Defender, to pay a prior year invoice for services provided in a prior year – Public Defender 2021-0263

7.C.1 Finds that all subdivision improvements for Vesting Tentative Subdivision Map PLN2015-0101, Keyes 19 North, have been installed to the satisfaction of Stanislaus County and the Keyes Community Services District; accepted all streets, avenues, roads, and the open space drainage system within Keyes 19 North for maintenance by Stanislaus County; authorized Public Works Director to require the Subdivider to provide a Warranty Bond or security to the County in a form approved by the Office of County Counsel in the amount of 20% of the Subdivisions Cost and Fees, which shall guarantee and warrant all the work for one year following the completion and acceptance thereof by the Board against any defective work or labor done, or defective materials furnished and to maintain such work to the satisfaction of the County; authorized the Chairman to sign the final map; and, directed Public Works to record the Final Map for Vesting Tentative Subdivision Map PLN2015-0101 Keyes 19 North – PW 2021-0264

7.C.2 Approved an amendment to the agreement for transit contractor services for 07/01/2021 through 12/31/2021 with Storer Transit Systems, Inc., in the amount of \$3,100,940; and, authorized the Director of Public Works to sign and execute all necessary documents – PW 2021-0265

7.C.3 Approved a resolution to adopt a list of projects funded by SB1 and the Road Repair and Accountability Act – PW 2021-0266

7.C.4 Approved the assignment of various Public Works Local Transit agreements to the StanRTA as of 07/01/2021; approved an amendment to the Measure L Master Funding agreement between the Stanislaus Council of Governments and the County of Stanislaus and the assignment of the agreement to the StanRTA as of 07/01/2021; and, authorized the CEO to sign and execute all necessary documents – PW 2021-0267

Withrow/Grewal unan. **8.1** Adopted the 2021-2022 Recommended Proposed Budget for Budget Period 2020-2021/2021-2022 from the CEO; conducted the scheduled public hearing to receive public comment and input on the proposed operational budget for Year Two of the 2020-2021/2021-2022 Budget Period; adopted the 2021-2022 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 2021-2022 recommended Proposed Budget, as outlined in the Staffing Impacts section and detailed in Attachment 2 of the agenda item, to become effective the start of the first full pay period following 7/1/2021, unless otherwise stated; approved contracts and/or agreements listed on Attachment 3, in the agenda item, in cumulative amounts of \$200,000 or greater since 7/1/2019, and authorized the GSA Director/Purchasing Agent or previously authorized Department Head to sign; and, directed the CEO to prepare the 2021-2022 Recommended Final Budget for Budget Period 2020-2021/2021-2022 and set the Public Hearing for consideration of the Final Budget on 9/21/202 – CEO 2021-0268

B. Condit/Withrow unan. **7.B.7** Accepted the CEO's analysis of FY 2020-2021 year-end budget adjustments required to end the year in a positive position for Aging and Veterans Services, Auditor-Controller, Clerk-Recorder, County Operations, District Attorney, HSA, Information Technology Central, Parks and Recreation, and Sheriff, resulting in increased Net County Cost for four General Fund budgets; authorized the CEO and Auditor-Controller to make the necessary adjustments as recommended in the budget journals attached to the agenda item; authorized the use of \$207,483 in Appropriations for Contingencies, as recommended in the Fiscal Impact section of the agenda item report; approved the plan for \$9.2 million of FY 2020-2021 Project Savings for Carryover Appropriations in the General Fund and Special Revenue budget units, as listed in Attachment 1 of the agenda item, which will be included in the Recommended 2021-2022 Final Budget and funded by a General fund assignment of prior year savings; and, approved contracts and/or agreements listed on Attachment 2 in cumulative amounts of \$200,000 or greater since 07/01/2018, and authorized the GSA Director/Purchasing Agent or previously authorized Department Head to sign – CEO 2021-0261

C. Condit/B. Condit unan. **9.1** Adopted the Mental Health Services Act Three-Year Program and Expenditure Plan for FYs 2020-2023 and Annual Updates for FYs 2019-2020 and 2020-2021, reporting outcomes for FY 2018-2019 and 2019-2020, respectively; adopted the Early Psychosis Learning Health Care Network and Full-Service Partnership Multi-County Collaborative Innovations Projects and authorized expenditure of MHSA Funds for Innovations Projects; authorized the Behavioral Health Director, or designee, to sign the County Compliance Certification and submit the Mental Health Services Act Three-Year Program and Expenditure Plan for FYs 2020-2023, Annual Updates for FYs 2019-2020 and 2020-2021, Early Psychosis Learning Health Care Network and Full-Service Partnership Multi-County Collaborative Innovations Projects to the Department of Health Care Services and the Mental Health Services Oversight and Accountability Commission; and, authorized the Auditor-Controller and the Behavioral Health Director, or their respective designees, to sign the Mental Health Services Act County Fiscal Accountability Certification certifying that the fiscal requirements have been met – BHRS 2021-0269

Corr 1 Referred to the Departments of Environmental Resources, Office of Emergency Services, Parks and Recreation and the Fish and Wildlife Committee a letter has been received from the California Wildlife Foundation/California Oaks Coalition regarding protecting oak habitat for biodiversity and fire resilience.

Corr 2 Acknowledged receipt of claims and referred to the CEO's Office the following claims: Gloria O'Roark; Estate of X.M., Amy Pickering, and Justin Mann; Karl Shiffer; William Smith; and, Ricardo Benavidez.

Supervisor C. Condit shared that he participated in the Crows Landing Community Clean-Up effort this past Saturday and thanked County staff Erica Inacio and Russell Fowler, Newman Fire Department, Chief Bowen, Crows Landing Lions Club, and all of the citizens from the community. The team were able to fill seven large Bertolotti yard waste bins. It was a wonderful day on the west side.

Supervisor B. Condit recognized Jeff Jennings, varsity basketball coach from Riverbank High School who coached his last basketball game last week. He presented Coach Jennings with a certificate and celebrated his 25 years of mentoring and teaching the young men of Riverbank.

Supervisor Chiesa congratulated Reverend Ernie Spears, who celebrated his 50^{year} anniversary as the Pastor of Assembly of God, in Hughson, of the church's 75 years of existence on Saturday. He noted that Pastor Spears was responsible for starting the Fruit and Nut Festival in Hughson.

Supervisor Withrow thanked Liz, Clerk of the Board, for her being available to clerk meeting. He shared his heartfelt concern for her and her family during this time.

CEO Hayes reported that the House of Transportation and Infrastructure Committee released its federal infrastructure bill which includes \$6.5 million for the County's 7th Street Bridge, and \$12 million for SR132 projects. The State legislature passed the 2021-2022 state budget bill and it's on its way to the Governor. The County submitted letter of support to Senator Caballero regarding SB-28, Rural Broadband and Digital Infrastructure Video Competition Reform Act of 2021. The CEO also reported that a water challenge was being experienced by the community of Westley during the meeting.

Adjourned at 9:17 p.m.

ATTESTED: ELIZABETH A. KING, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: MARCIE DUNN, Deputy 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.)