

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

Regular Session

Tuesday

June 7, 2016

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Captain Dwaine Breazeale with the Salvation Army.

Marci Boucher, Executive Director of the Society for disABILITIES, received a resolution proclaiming June 2016 as Disability Awareness Month.

Rick Santos, StanCERA Executive Director, gave a presentation to the Board regarding the Stanislaus County Employees Retirement Association (StanCERA).

Chiesa/Withdraw unan. Adopted the consent calendar

*A1 Approved the minutes of 05/24/2016

*A2 Accepted the resignation of Bruce Merchant from the Earl Pride Scholarship Committee
2016-269

*A3 Appointed Veronica Plaughter to the Stanislaus County Parks and Recreation Commission
2016-270

*A4 Commended Sariyah Jones as a 2016 California State Girls Wrestling Champion 2016-271

*A5 Appointed Roma P. Orvis to the Rock Creek Water District Board of Directors 2016-272

*B1 Authorized the Director of the Alliance Worknet, or designee, to receive and expend Program Year 2016-2017 Workforce Innovation and Opportunity Act funds in accordance with the approved Stanislaus County Strategic Five-Year Local Plan; authorized the Director of the Alliance Worknet, or designee, to sign all Workforce Innovation and Opportunity Act-related sub-grant agreements, and any modifications or adjustments as required by the State of California; authorized the Director of the Alliance Worknet, or designee, to receive and expend Program Year 2016-2017 contracted StanWORKS funds as authorized by the Director of CSA; authorized the Director of the Alliance Worknet, or designee, to enter into and sign agreements and contracts to expend Program Year 2016-2017 Workforce Innovation and Opportunity Act funds and contracted StanWorks funds; authorized the Chairman of the Board, as the Chief Local Elected Official, and the Stanislaus Workforce Development Board Interim Chair to sign MOU agreements with Workforce Innovation and Opportunity Act mandated America's Job Center of California partners; nominated and appointed members to the Stanislaus Workforce Development Board and designated an Interim Board Chair as recommended in Attachment 5 of the agenda item; authorized the Chairman, as our Chief Local Elected Official, and the Stanislaus County Workforce Development Board Interim Chair to sign the Application Signature Page of Alliance Worknet's application to the California Workforce Development Board requesting recertification of the Stanislaus County Workforce Development Board; and, approved the amended Stanislaus Workforce Development Board Bylaws to change the maximum number of members from 25 to 28, add attendance requirement (member cannot miss three or more meetings), and allow the Board to appoint an Interim Chair until Workforce Development Board Officer elections are conducted –
Alliance Worknet
BD-88-2 2016-273

- *B2 Authorized the Auditor-Controller to loan funds under Government Code 23010 for operational expenses to Oakdale Fire Protection District in an amount not to exceed \$1,530,000 (or 85 percent of anticipated revenue in the amount of \$1,800,000) – Auditor-Controller DF-8-C-4 2016-274
- *B3 Authorized the Chief Operations Officer, on behalf of BHRS, to sign a one-year lease agreement with 1444 Florida Avenue, LLC, Triple L Investments, LLC and 4701 Stoddard, LLC for office space at 1444 Florida Avenue in Modesto for Crisis Intervention Services for children and youth effective upon date of signing; and, authorized the formal establishment of a Crisis Intervention Program for children and youth located at 1444 Florida Avenue, as recommended on 12/15/2015 as part of the FY 2015-2016 MHSA Plan Update – BHRS 2016-275
- *B4 Approved the MOU with the City of Modesto for the abatement of graffiti in unincorporated areas of the County that are within close proximity to the City’s boundaries, specifically the Highway 99 corridor from Graphics Drive to 9th Street; and, authorized the Director of DER, or designee, to sign the MOU with the City of Modesto for the abatement of graffiti in unincorporated areas – DER C-6-K-9 2016-276
- *B5 Approved the Professional Design Services Agreement No. A031616 with Tetra Tech BAS, Inc., for the design of two Class III landfill cells at the Fink Road Landfill, for a not to exceed amount of \$180,830; authorized the Director of DER, or designee, to execute the agreement with Tetra Tech BAS, Inc. and to sign any necessary documents; and, authorized the Director of DER, or designee, to sign amendments to the agreement for an overall total not-to-exceed amount of \$198,913, which includes a contingency of \$18,083 – DER 2016-277
- *B6 Set a public hearing for 06/28/2016, at 9:05 a.m., to consider adjustments to Stanislaus County franchise maximum rates for solid waste collection services in Franchise Areas 1, 2, 3, and 4 – DER 2016-278
- *B7 Authorized the Auditor-Controller to submit payment for invoices in excess of one year old, to SJ Company for roof repairs at various County facilities – GSA 2016-279
- *B8 Accepted the eleventh update on the Temporary Water Assistance Program in Stanislaus County; and, approved to continue the Countywide declaration of a local emergency due to a multi-year drought – OES 2016-280
- *B9 Approved the appointment of Jeanette Fabela to the position of Manager III (Housing and Supportive Services Manager) in support of the CEO Focus on Prevention Initiative at an annual salary of \$88,753.60, which is above the midpoint of the salary band, effective 06/13/2016 – CEO 2016-281
- *B10 Approved agreement with York Risk Services Group, Inc. for Workers’ Compensation Third Party Administrator services for the period of 07/01/2016 – 06/30/2018; and, authorized the Purchasing Agent to sign the agreement and any necessary amendments as permitted under the agreement – Risk Management 2016-282
- *B11 Adopted the retirement contribution rates for Budget Year 2016-2017 as contained in the StanCERA Actuarial Valuation as of 06/30/2015 and as recommended by the StanCERA Board; and, directed the Auditor-Controller to change the employer and employee retirement contribution rates for Budget Year 2016-2017 in accordance with the actuarial valuation of 06/30/2015 on the payroll check date of 08/03/2016 – CEO 2016-283

***B12** Approved a 3% increase in base salary and corresponding amendment to the Salary and Position Allocation Resolution for all unrepresented confidential and management employees, department heads, and elected officials effective the first full pay period following 07/01/2017; approved restoration and amendment of Professional Development benefits for all unrepresented confidential and management employees, department heads, and elected officials effective 07/01/2016; approved recommended adjustments to Management Leave benefits for department heads and management employees beginning with the first full pay period following 07/01/2016; introduced and waived the first reading of Ordinance C.S. 1171 to amend Stanislaus County Code Section 3.40.010 related to Sick Leave earning rate and use for department heads and management employees beginning Payroll Calendar Year 2017; introduced and waived the first reading of Ordinance C.S. 1172 to amend Stanislaus County Code Section 3.36.050 related to Vacation Leave for department heads and management employees; and, minor technical corrections were made to these ordinances regarding the effective dates – CEO

ORD-55-W-2 & ORD-55-W-3 2016-284

***C1** Approved the FY 2016-2017 Transit Transportation Development Act Claim in the amount of \$6,631,124; and, authorized the Director of Public Works to execute and submit the claim to the StanCOG – PW 2016-285

***D1** Rescinded Williamson Act Contract Nos. 1972-0497 and 1977-2759 and portions of Contract Nos. 1976-2367, and 1996-4325, located east of Wamble Road, between North Fogarty Road and State Route 108/120, east of the City of Oakdale; 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 AB1265; (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 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; and, (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 new contracts pursuant to Lot Line Adjustment Application Nos. PLN2013-0072, 2013-0073, 2013-0074, and PLN 2014-0121, 2014-0122; and, authorized the Director of Planning and Community Development to execute new contracts – Planning 2016-286

Corr 1 Referred to the Alliance Worknet and the Stanislaus Economic Development and Workforce Alliance, a Worker Adjustment and Retraining Notification letter from Nestle USA, Inc., regarding a temporary layoff of 72 employees at their Modesto facility located at 736 Garner Road from 07/25/2016 through 08/07/2016.

Corr 2 Referred to the Fish and Wildlife Committee, a notice from the California Fish and Game Commission regarding the continuation of the public hearing to June 22-23, 2016 on the potential listing of northern spotted owl as a threatened or endangered species.

Corr 3 Referred to the Auditor-Controller and the CEO, a copy of the Stanislaus Local Agency Formation Commission (LAFCO) FY 2016-2017 Final Budget.

Supervisor DeMartini announced that the West Side Health Care Task Force will be starting their Biggest Loser Weight Contest on 8/25/2016.

Chairman Monteith reminded everyone to vote today.

Adjourned at 9:41 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.)