

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

Regular Session

Tuesday

July 12, 2016

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Marvin Jacobo with City Ministry Network.

Presentation regarding July 2016 as Park and Recreation Month was given, and the Chairman presented a resolution to Jami Aggers, Director of Parks and Recreation.

Katherine Borges spoke in support of Salida becoming an incorporated city.

Chiesa/O'Brien unan. Adopted the consent calendar after removing from consent item *C1 Approval to Summarily Vacate a Portion of the 20 Foot Alley in Block 3 of the Del Este Subdivision Located South of Yosemite Boulevard, East of Santa Rosa Avenue, North of Modesto and Empire Traction Railway, Lying South of the City of Modesto – PW

*A1 Approved the minutes of 06/28/2016

*A2a Consolidated with the Presidential General Election to be held on Tuesday, 11/08/16, the General Obligation School Bond Election for the Newman-Crows Landing Unified School District 2016-352

*A2b Consolidated with the Presidential General Election to held on Tuesday, 11/08/16, two General Obligation School Bond Elections for the Turlock Unified School District 2016-353

*A3 Commended Dr. Madelyn Schlaepfer, Director of BHRS, upon her retirement from Stanislaus County 2016-354

*A4 Proclaimed August 2016 as Child Support Awareness Month in Stanislaus County 2016-355

*A5 Accepted the resignation of Ritta Sudnikoff from the Mental Health Board 2016-356

*B1 Authorized the Director of the Department of Aging and Veterans Services (AAA), and the Purchasing Agent to sign grant agreements and any subsequent amendments for Older Americans Act (OAA) contracts as follows: (1) Catholic Charities for Homemaker Services, Elder Abuse Prevention and Ombudsman Programs; (2) Senior Advocacy Network for Senior Legal Services; (3) Howard Training Center for Congregate Meals and Home-Delivered Meals Programs; (4) Healthy Aging Association for Health Promotion; and, (5) SER-Jobs for Progress for the Senior Community Service Employment Services – Aging and Veterans Services 2016-357

*B2 Authorized the use of and transfer up to \$90,000 of Appropriations for Contingencies to the Board of Supervisors budget for the preparation of an economic analysis in response to the San Francisco Bay/Sacramento-San Joaquin Delta Estuary Phase 1 Draft Supplemental Environmental document; and, directed the Auditor-Controller to transfer \$90,000 in appropriations from the Appropriations for Contingencies budget to the Board of Supervisors budget as detailed in the Budget Journal form – CEO 2016-358

*B3 Accepted the second update on the state of the emergency remediation and repairs at the HSA Central Unit in accordance with the Public Contract Code Sections 20134 and 22050 to repair water damage and restore essential County operations – CEO 2016-359

- ***B4** Accepted the twelfth update on the Temporary Water Assistance Program in Stanislaus County; and, approved the continuation of the Countywide declaration of a local emergency due to a multi-year drought – OES 2016-360
- ***B5** Approved the Community Partner Playground Agreement, including the Letter of Intent, with KaBOOM! for the Fairview Park playground application; authorized the Director of Parks and Recreation, or designee, to sign the KaBOOM! Letter of Intent, the Community Partner Playground Agreement, and other documents that may be needed for the completion of the project, for the building of recreational play areas at Fairview Park; authorized the Director of Parks and Recreation, or designee, to negotiate and execute an agreement with Stanislaus County Police Activities League and Manos Unidas for the building of recreational play areas at Fairview Park, in substantial compliance with the draft MOU; and, authorized the Director of Parks and Recreation, or designee, to accept the donation from KaBOOM! for the value of the playground equipment and the donations from the community volunteers constructing the play areas at Fairview Park – Parks and Recreation 2016-361
- ***B6** Authorized the Sheriff to submit a joint grant application to the Bureau of Justice Assistance and to accept the grant if awarded, for the 2016 Edward Byrne Memorial Justice Assistance Grant funding to enhance criminal justice processes; and, authorized the Chairman to sign the Memorandum of Agreement between the County of Stanislaus and the City of Modesto for the Justice Assistance Grant (JAG) Program Award – Sheriff 2016-362

County Counsel determined that Supervisors O'Brien, DeMartini, and Withrow may have disqualifying conflicts of interest with item ***C1** because of associations with E & J Gallo Winery. Therefore, in order to establish a quorum to consider this matter, the Board invoked the rule of necessity and drew lots to determine which Supervisor would participate in the decision. Supervisor O'Brien drew the long straw and thus participated in the decision.

Chiesa/O'Brien (3-0) (DeMartini and Withrow abstained) ***C1** Pursuant to Street and Highway Codes Sections 8334 (a and b), 8335, and 8340: finds based on the reasons stated in the agenda item, this portion of alley as described in Exhibits "A" and "B", is not required for street and highway purposes; finds all public utility easements will be retained for the benefit of in-place public utility facilities; and, adopted the resolution vacating the portion of alley lying within Block 3 of the Del Este Subdivision located south of Yosemite Boulevard, east of Santa Rosa Avenue, north of the Modesto and Empire Traction Railway (M&ET Railway), and lying south of the City of Modesto as described in Exhibits "A" and "B", attached to the agenda item – PW 2016-363

O'Brien/Withrow unan. **B7** Authorized the BHRS Director to opt in to the Federal 1115 Waiver for a Drug Medi-Cal Organized Delivery System – BHRS 2016-364

O'Brien/Withrow unan. **B8** Accepted the HSA's 2016 Annual Public Health Report to the Board – HSA 2016-365

Corr 1 Referred to the Alliance Network and the Stanislaus Economic Development and Workforce Alliance, a letter per the Worker Adjustment and Retraining Notification Act from CST California Stations, Inc., regarding the postponement of the closure of the 1590 E. F Street, Oakdale, CA location from 07/05/2016 to 08/16/2016, or within 14 days after this date.

Corr 2 Referred to the Department of Planning and Community Development, a letter from Ceres Unified School District regarding the increase of their school facilities fees for residential and commercial/industrial projects.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Ricky Avalos; Gabriel Reyes Salazar; Jeffrey Bulman; and, Dom Bounprakorp.

Supervisor DeMartini commended the Parks and Recreation Department for all the grants they have received this year, especially the grant for Fairview Park in the amount of \$334,000.

CEO Risen announced the following executive appointments that have been made within Stanislaus County: Paul Gibson as the Strategic Business Technology Director; Tamara Thomas as the Interim Human Resources Director; and, Scotty Douglas as the Stanislaus Regional 911 Director.

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 9:55 a.m. for Conference with Labor Negotiator: Agency Negotiators: Stan Risen, Jody Hayes and Cari Griffin. Labor Organization: Deputy Sheriffs' Association (DSA). Government Code Section 54957.6.

Adjourned at 10:55 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.)