

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

Regular Session

Tuesday

February 28, 2017

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Imam Ahmad Kayello with the Islamic Center of Modesto.

Ron West and Zach Keller from the Parks Commission provided an update on the Stanislaus County Regional Water Safety Training Center, and presented a plaque recognizing former Parks Commissioner Member, Betty Parker for her efforts through the years. Supervisor Olsen presented Ms. Parker with a Certificate of Appreciation.

Rebecca Harrington voiced concerns regarding residential zoning near the river, an auto dismantler business near the river, and human trafficking on 9th Street.

Mike Reynolds spoke regarding the Awesome Spot, an all-inclusive playground being built at Beyer Park, and he invited everyone to attend a fundraiser tonight at the Ice Cream Company in Modesto.

Withdraw/DeMartini unan. **9:05 a.m.** Conducted a public hearing to consider the formation of the Wood Colony MAC in Supervisorial District 3; approved the formation of the Wood Colony MAC; approved the bylaws and boundaries for the Wood Colony MAC; directed staff to complete and facilitate and an all administrative process and documents as required to establish the Wood Colony MAC; and, approved the use of up to \$600 in Community Development Funds for the formation – CEO

Prior to consideration of the Consent Calendar, the Chairman announced in accordance with Government Code Section 54953(c)(3), that agenda item *B-8 would approve the appointment of Sandip Sandhu to serve as the Stanislaus County Public Defender at a starting salary of \$178,859.20, plus Department Head benefits as set forth in the agenda item.

Withdraw/Olsen unan. Adopted the consent calendar after removing***A4** Approval of a Commendation for Tim Bazar, Public Defender, Upon his Retirement from Stanislaus County.

***A1** Approved the minutes of 02/14/2017

***A2** Accepted the resignation of Lawrence M. Johnson from the Stanislaus County Veterans Advisory Commission

***A3** Appointed Leilani Garcia to the Stanislaus County Child Abuse Prevention Council

***A5** Proclaimed March 2017 as Social Worker Recognition Month in Stanislaus County

***B1** Approved the request from the City of Ceres to consolidate future general municipal elections on the same day as the Statewide General Election conducted in even-numbered years – Clerk Recorder-Elections

***B2a** Approved the request from the governing board of Ceres Unified School District to consolidate future elections on the same day as the Statewide General Election conducted in even-numbered years – Clerk Recorder-Elections

***B2b** Approved the request from the governing board of Patterson Joint Unified School District to consolidate future elections on the same day as the Statewide General Election conducted in even-numbered years – Clerk Recorder-Elections

- *B2c Approved the request from the governing board of Empire Union School District to consolidate future elections on the same day as the Statewide General Election conducted in even-numbered years – Clerk Recorder-Elections
- *B3 Authorized the Project Manager to execute a Change Order with Champion Industrial Contractors Inc. for \$160,756 to replace and install fifteen split system air conditioning units including new digital controls at the Community Services Facility, within the approved HVAC Replacement Project, Budget and approved financing plan; and, directed the Auditor-Controller to transfer funds from the approved Construction Contingency Budget to the Construction Account in accordance with this recommended action and the Budget Journal attached to the agenda item – CEO
- *B4 Authorized the Treasurer-Tax Collector to sign the contract with the State of California Franchise Tax Board for Court Ordered Debt Collections for the period of 04/01/2017 through 03/31/2020 – Treasurer-Tax Collector
- *B5 Accepted the Stanislaus County Treasury Pool’s January 2017 Monthly Investment Report as prepared by the Stanislaus County Treasurer-Tax Collector’s Office and reviewed for conformity with the Stanislaus County Treasury Pool Investment Policy by the Treasurer-Tax Collector, and distributed to the Stanislaus County Treasury Pool Oversight Committee; and, authorized the Chairman to sign on behalf of the Board that the report has been reviewed and accepted – T/TC
- *B6 Authorized the Director of Parks and Recreation, or designee, to apply for, and if awarded enter into and sign the grant agreements for the Off-Highway Motor Vehicle Recreation Division grants program for FY 2017-2018; authorized the Director of Parks and Recreation, or designee, to apply for, and if awarded enter into and sign agreements for the Outdoor Environmental Education Facilities Grant for FY 2017-2018; adopted a resolution to authorize the Director of Parks and Recreation to apply for, sign, and accept an Off-Highway Vehicle grant from the California Department of Parks and Recreation for FY 2017-2018 for development, maintenance, administration, and related activities at the Frank Raines and La Grange Regional Parks; and, adopted a resolution to authorize the Director of Parks and Recreation to apply for, sign, and accept the State of California, Department of Parks and Recreation, Office of Grants and Local Services Outdoor Environmental Education Facilities Grant for FY 2017-2018 – Parks and Recreation
- *B7 Accepted the fifteenth update on the state of the emergency remediation and repairs at the HSA Central Unit in accordance with Public Contract Code Sections 20134 and 22050 to repair water damage and restore essential County operations – CEO
- *B8 Appointed Sandip Sandhu to the position of Stanislaus County Public Defender in accordance with California Government Code § 27703 effective 03/18/2017; and, authorized a starting salary of \$178,859.20 (above the midpoint of the salary band), plus department head benefits as set forth in the benefit summary, attached to the agenda item – CEO
- *C1 Approved Amendment No. 1 to the agreement with Mark Thomas & Company for \$62,915 to provide additional project management, utility relocation design, right-of-way engineering, and appraisals/acquisition services for the Claribel Road and Roselle Avenue Intersection Project; and, authorized the Director of Public Works to execute the amendment with Mark Thomas & Company in the amount of \$62,915 and to sign necessary documents – PW
- *C2 Authorized the Public Works Transit Division to apply for and accept, if awarded, the Public Transportation Modernization, Improvement, and Service Enhancement Account (PTMISEA) Program Residual Grant for \$119,894 from FY’s 2008-2009 and 2009-2010; and, adopted a resolution authorizing the use of \$119,894 PTMISEA funding for safety and security improvements to the existing facility in Oakdale and authorized the Public Works Director, or designee, to act as authorized agent and execute all required documents and any amendments of the PTMISEA grant – PW

***C3** Introduced and waived the first reading of Ordinance C.S. 1186 to amend Chapter 11.08.020, subsection 373, of the Stanislaus County Code to extend the existing parking prohibition on Sisk Road, north of Pirrone Road, in the Salida area – PW

DeMartini/Monteith unan. ***A4** Approved a commendation for Tim Bazar, Public Defender, upon his retirement from Stanislaus County

Monteith/Withrow unan. **B9** Approved the Annual Stanislaus County Board of Supervisors Effective Partnership Recognition for: the Temporary Water Assistance (TWA) Program, in partnership with Self-Help Enterprises (SHE); the Stanislaus Multi-Agency Regional Storm Water Resource Plan Partnership; and, authorized the Chairman of the Board to sign a letter expressing the appreciation of the Board to all programs submitted for consideration this year – CEO

Withrow/DeMartini unan. **B10** Approved the award of a Professional Services Agreement for development of a comprehensive HSA Strategic Business and Facility Plan to Pacific Health Consulting Group of San Anselmo, CA in the amount of \$306,450.75; authorized the Project Manager to issue a Notice to Proceed to Pacific Health Consulting Group to initiate the Comprehensive Health Services Agency Strategic Business and Facility Plan work, contingent upon receipt of an executed agreement and the required Certificates of Insurance; and, authorized the Project Manager to negotiate and sign change orders up to \$25,000, consistent with the County's Change Order Policy, subject to the HSA budget for this work – CEO

Corr 1 Referred to the Office of Emergency Services, a letter from the Governor's Office of Emergency Services regarding the U.S. Small Business Administration's disaster declaration for primary and contiguous counties, including Stanislaus County, due to the 31st Avenue Warehouse Fire that occurred on December 2, 2016.

Corr 2 Referred to the Chief Executive Office, a letter from the Hughson Unified School District regarding their intent to sell surplus property located at the corner of Whitmore Avenue and 7th Street in Hughson, CA.

Corr 3 Referred to the Clerk-Recorder and Registrar of Voters, a letter requesting the change of school district election from odd to even years for the Riverbank Unified School District.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Linda Khalil; Jeremy Michael Gardner (two claims); Jonathan Arauboro Guzman; and, George and Christina Gonzales.

Supervisor DeMartini reported that the emergency spill gates have been closed at Don Pedro Dam, and he noted his concern that the dam is full, and that the emergency spill gates will need to be reopened soon.

Chairman Chiesa stated that Turlock Irrigation District has done a phenomenal job managing the water at Don Pedro. He also voiced his concerns regarding the closing of the emergency spill gates and noted that they may need to be reopened before the spring is over.

CEO Risen commended the tremendous effort of Chief Skiles, OES staff, and partnering agencies in managing the floods. He mentioned that the flood gates will probably need to be reopened before the spring is over. He encouraged everyone to heed their emergency preparation plan, especially those who live in the flood plain.

CEO Risen announced that there will be a dedication for the Sheriff's Detention Center on Tuesday, 03/07/2017 at 2:00 p.m. at 250 E. Hackett Road, Modesto, CA.

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 11:09 a.m. for Conference with Legal Counsel - Existing Litigation: One Case: Sandra Gutierrez v. Sweena Pannu, et al., Stanislaus County Superior Court Case No. 2008632. Government Code Section 54956.9 (d)(1).

Adjourned at: 12:41 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.)