

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

Special and Regular Sessions
All Supervisors Present*
Pledge of Allegiance to the Flag

Tuesday

May 19, 2020

*Supervisor Berryhill attended via teleconference pursuant to Governor Newsom's Executive Order N-25-20.

Convened at 5:30 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. Closed Session: Conference with Director of Emergency Services - Threat to Public Services: Pursuant to Government Code section 54957(a), the Board will confer with the Director of Emergency Services and County Counsel regarding matters posing a threat to essential public services and the public's right of access to public services or facilities. No reportable action was taken in closed session.

Reconvened at 6:37 p.m. for Regular Session

Chairwoman Olsen announced that this meeting will be held in accordance with the Governor's Stay at Home Executive Order N-33-20 and will not include in person public attendance. She reviewed the options for the members of the public to observe the meeting and provide comments to the Board via email or telephone as listed on the first page of the agenda.

Invocation was given by Pastor Chuck Adams with Seva Hospice.

The CEO announced that under the Discussion section on the agenda, he will provide an update related to the 2019 Novel Coronavirus (COVID-19) emergency and essential services in Stanislaus County, and will request that the Board add an Item Too Late for the Agenda regarding the County submitting an updated response to the California Department of Public Health for variance for Stage 2 of the Governor's Stay-at-Home Order.

Thomas Tyler voiced concerns regarding customers not wearing masks in stores.

Withdraw/Berryhill unan. Adopted the consent calendar after removing from consent Item **6.B.6** Approval of Amendments to Various Mental Health Rehabilitation, Skilled Nursing, and Transitional Residential Agreements and Approval to Authorize the Auditor-Controller to Increase Appropriations for the Managed Care Budget and Transfer Designated Fund Balance for the BHRS Services Budget for FY 2019-2020 for Inpatient Hospitalization Treatment Services – BHRS

6.A.1 Approved the minutes of 05/12/2020, Regular Meeting

6.A.2 Approved the minutes of 05/15/2020, Special Meeting

- 6.B.1** Set a public hearing on 06/23/2020, at the 9:00 a.m. meeting, to consider adjustments to the Stanislaus County Franchise Maximum Rates for solid waste collection services – DER
2020-0219
- 6.B.2** Awarded a Public Works of Improvement Agreement to Champion Industrial Contractors, Inc. of Modesto, CA for the HVAC Modernization Project at 1021 I Street, Modesto, CA for the lump sum amount not to exceed \$1,396,116; authorized the Purchasing Agent to execute the agreement, and to sign any necessary change order documents on behalf of the County; and, authorized the Purchasing Agent to sign change orders up to \$25,000, consistent with the County’s Change Order Policy – GSA
2020-0220
- 6.B.3** 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
2020-0221
- 6.B.4** Declared the list of vehicles and equipment, attached to the agenda item, as surplus and authorized these assets to be sold at auction or traded in on a replacement vehicle – GSA
2020-0222
- 6.B.5** Accepted the County Clerk-Recorder and Registrar of Voters’ Certified Statement of the Vote of the 2020 Oakdale Fire Protection District Election held on 05/05/2020; and, declared the results of the election pursuant to the County Clerk-Recorder and Registrar of Voters’ Statement of Vote – Elections
2020-0223
- 6.B.7** Approved the agreements with service providers for the CSA effective 07/01/2020 as reflected in the agenda item; authorized the CSA Director, or her designee, to sign the agreements identified in Attachment 1 and Attachment 2, attached to the agenda item; authorized the CSA Director, or her designee, to negotiate and sign amendments to agreements discussed in the agenda item, as Attachment 1, to add services and payment for services up to \$100,000 per agreement, budget permitting, throughout the term of the agreement; and, authorized the CSA Director, or her designee, to negotiate and sign amendments to agreements discussed in the agenda item, as Attachment 2, to add services and payment for services up to \$50,000 per agreement, budget permitting, throughout the term of the agreement – CSA
2020-0225
- 6.B.8** 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; accepted the Stanislaus County Access Center and Salvation Army Programs Building and Final Construction Contracts from Global Modular Inc., of Atwater, CA: Stanislaus County Access Center, base contract \$616,954, approved change orders \$28,196, total contract \$645,150; Salvation Army Program Building, base contract \$924,102, approved change orders \$15,519, total contract \$939,621; and, directed the Auditor-Controller to appropriate the interest earned in the project fund for additional planned site and security elements needed in the amount of \$78,078, as detailed in the budget journal, attached to the agenda item – CEO C-6-O-9
2020-0226
- 6.B.9** Accepted the Public Safety Center Parking Lot and Roadway Improvement Project from George Reed Inc., of Modesto, CA; approved the final Construction Contract with George Reed Inc., for \$1,178,247, which includes: base contract \$1,103,493, approved change orders \$74,754, total contract \$1,178,247; and, authorized the CEO, or his designee, on behalf of the Board as the awarding authority, to finalize contract closeout details, sign completion documents, record Notices of Completion, release retention funds less any withholdings deemed appropriate, and process all remaining closeout activities for the above contract for the Public Safety Center Parking Lot and Roadway Improvement Project – CEO
2020-0227
- 6.B.10** Approved funding from the Community Corrections Partnership (CCP) to fund Leaders in Community Alternatives, Inc; Nirvana Drug and Alcohol Treatment Institute; and Sierra

Education for Budget Years 2020-2021 and 2021-2022; and, authorized the Chief Probation Officer, as Chair of the CCP, to negotiate and sign contracts with the funded service providers – Probation 2020-0228

- 6.B.11** 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 2020-0229
- 6.B.12** Authorized the Auditor-Controller, on behalf of GSA, to pay one invoice totaling \$4,442 for services provided by Carrier Corporation related to the 2018 Annual Maintenance on the chiller at the Modesto Main Library located at 1500 I Street, Modesto, CA – GSA 2020-0230
- 6.B.13** Authorized the Auditor-Controller to transfer \$112,282 in appropriations to the Fixed Assets cost category in the Homeland Security Budget, as detailed in the budget journal, attached to the agenda item; and, authorized the purchase of a vehicle and necessary equipment for use by the Community Emergency Response Team – OES 2020-0231
- 6.C.1** Authorized the Public Works Transit Manager to accept the Low Carbon Transit Operations Program (LCTOP) grant for approximately \$118,110; and, adopted a resolution authorizing the Public Works Transit Manager to execute all required documents of the LCTOP grant and any amendments – PW 2020-0232
- 6.C.2** Approved the use of up to \$41,908 of Community Development Funds to purchase concrete barrier rails to place along South 7th Street to reduce illegal dumping and camping; and, directed the Auditor-Controller to make the necessary budget adjustment per the budget journal attached to the agenda item – PW 2020-0233
- 6.C.3** Approved the Transportation Development Act Claim for FY 2020-2021 in the amount of \$3,667,971; and, authorized the Director of Public Works to execute and submit the claim to the Stanislaus County of Governments (StanCOG) – PW 2020-0234

Chiesa/Withdraw unan. **6.B.6** Approved amendments to the agreements with California Psychiatric Transitions, Davis Guest Home, Inc., Ever Well Health Systems, LLC, Helios Healthcare, LLC and Mental Health Management I, dba Canyon Manor, in the amount of \$1,146,711 for mental health rehabilitation, skilled nursing, and transitional residential services to adults with Serious Mental Illness (SMI) for FY 2019-2020; authorized the BHRS Director, or his designee, to sign the amendments with California Psychiatric Transitions, Davis Guest Home, Inc., Ever Well Health Systems, LLC, Helios Healthcare, LLC and Mental Health Management I dba Canyon Manor in the amount of \$1,146,711 for mental health rehabilitation, skilled nursing, and transitional residential services to adults with Serious Mental Illness (SMI) for FY 2019-2020; authorized the Auditor-Controller to increase appropriations for the Managed Care Budget by \$1,000,000 to provide inpatient psychiatric hospitalization treatment to adults and children with a Serious Mental Illness (SMI) or Serious Emotional Disturbance (SED) for FY 2019-2020, as outlined in the budget journal, attached to the agenda item; and, authorized the Auditor-Controller to remove the commitment of \$1,000,000 of BHRS fund balance committed for capital acquisition in order to offset the unanticipated increase in inpatient psychiatric hospitalization treatment costs in FY 2019-2020 – BHRS 2020-0224

Chiesa/Withdraw unan. **8.1 Authorization for an Item Too Late For Agenda** – Pursuant to Government Code section 54954.2(b)(2) the Board finds that: there is need to take action that came up after the release of the 05/19/2020 Board of Supervisors' Agenda to update the Stanislaus County submittal to the California Department of Public Health for variance for Stage 2 of the Governor's Stay-at-Home Order; and, there is need to take this action as a "Matter too Late for the Agenda" as the State Department of

Public Health has changed its criteria for a variance and this change came to the attention of the County on Monday, 05/18/2020 – CEO 2020-0235

Berryhill/Withrow unan. **8.2 Item Too Late For Agenda** – Accepted an update from the CEO on COVID-19, including recent announcements from California State Governor Gavin Newsom and the California State Department of Public Health; and, authorized the CEO, in conjunction with the Chairwoman of the Board, to submit a letter of support for the local Health Officer’s attestation and submission of a revised and updated variance request to the California Department of Public Health – CEO 2020-0236

Corr 1 Referred to the DER, a letter regarding a notice of petition for temporary change involving the transfer of water from the Foresthill Public Utility District to the Central Valley Project and/or State Water Project Contractors.

Corr 2 Referred to the Department of Workforce Development, Worker Adjustment and Retraining Notification letters regarding the furlough or layoff of employees from the following businesses: Golden Valley Health Centers; Enterprise Rent-A-Car; and, Golden Brands.

Corr 3 Referred to the DER, a letter from the Riverdale Park Tract Community Services District regarding chemicals in their water system exceeding the notification levels.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Jennifer and Jose Alvarez; Joe Kimmel; Law Office of Roger D. Wilson on behalf of Rashed Ahmed, Smoke City; Law Office of Roger D. Wilson on behalf of Rashed Ahmed, Smoke City 2; Jose Jesus Melendrez; William Lombardini, The Barnes Firm, on behalf of Corey Pokoray; Luis Sanchez; and, The Dunnion Law Firm on behalf of Richard C. West, Sr. and Carla West.

Chairwoman Olsen announced that she appointed Supervisor Withrow and herself to an Ad Hoc Committee to provide policy direction for Coronavirus Aid, Relief, and Economic Security (CARES) Act Funding. She also reminded everyone to watch tomorrow’s Facebook Live event on the StanEmergency Facebook page, featuring Supervisor Chiesa; Scott Kuykendall, County Superintendent of Schools; and, Sheriff Dirkse.

The CEO reported that last week the Governor issued the State’s May Revised Budget proposal and noted there will be significant challenges that will affect local governments, including counties, regarding the recovery of COVID-19.

Adjourned at 7:41 p.m.

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

BY: KELLY RODRIGUEZ, 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.)