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

Regular Session Tuesday June 27, 2017 All Supervisors Present

Invocation was given by Reverend James Anderson with Christian Love Baptist Church.

Pledge of Allegiance to the Flag

Dave Taylor, General Manager of Recology, presented Recology Scholarship Awards to: Emily Freiberg, Clay Verdegaal, Caleb Wolsterstorff, Robert Marchy, and, Crystal Sanchez.

Bret de St. Jeor addressed the Board with his concerns regarding marijuana dispensaries that have recently opened up near his business and the problems it is causing.

Ben Jacob, Attorney, voiced concerns regarding an RFP process for a contract with the Public Defender's office.

Reverend James Anderson praised the Police Department and the Sheriff's Department, and stated that they are doing a great job.

Withrow/Olsen unan. Adopted the consent calendar. A separate vote was taken for item *E1 Approval of an Employment Agreement Between Stanislaus County and Jody Hayes to Serve as Chief Executive Officer.

- *A1a Approved the minutes of 06/13/2017, Regular Meeting
- *A1b Approved the minutes of 06/16/2017, Special Meeting
- *A2 Adopted and waived the second reading of Ordinance C.S. 1195 amending Stanislaus County Code Section 9.16 "Milk Regulations" to modify and update requirements in dairy activities in Stanislaus County

 ORD-56-3 2017-324
- *A3a Appointed Mark Swartz to the Denair Fire Protection District Board of Directors

2017-325

- *A3b Appointed Miguel Oseguera to the Hughson Fire Protection District Board of Directors and corrected the term ending date on the item to reflect November 2017 2017-326
- *A4a Reappointed Jeff Davis, David Chapman, Linda Barr, Lori Schumacher, and Leilani San Nicolas Garcia to the Stanislaus County Child Abuse Prevention Council 2017-327
- *A4b Reappointed Brian Herd and Gary Larson to the Mountain View Volunteer Fire Protection
 District 2017-328
- *A4c Reappointed Gordon Heinrich, Jim Mortensen and Sherman Boone to the Stanislaus County Agricultural Advisory Board 2017-329
- *A4d Reappointed Lupe Aguilera and Eileene King to the Stanislaus County Commission on Aging 2017-330
- *A4e Reappointed Lise Talbott and Angela Sue Henderson to the Stanislaus County Free Library Advisory Board 2017-331
- *A4f Reappointed William Johnson, Joseph Madden, and Samuel Sharpe to the Stanislaus County Veterans Advisory Commission 2017-332
- *A4g Reappointed Jennifer Carlson-Shipman, Chris Savage and Richard Hagerty to the Stanislaus County Workforce Development Board 2017-333

	Reappointed Michael Lynch and Jeff Grover to the StanCERA Board	2017-334	
*A4i	Reappointed Brad Koehn and Frank Lucas to the Turlock Rural Fire Protection	District 2017-335	
*A4j	Reappointed Robert Kimball to the West Stanislaus County Fire Protection Dist	rict 2017-336	
*A4k	Reappointed Robert Ott and Hans Wagner to the Woodland Avenue Volunteer I District	Fire Protection 2017-337	
*A5	Proclaimed July 2017 as Parks and Recreation Month in Stanislaus County	2017-338	
*B1	Approved changing the Stanislaus County Department name from Alliance Wor	knet to	
	Stanislaus County Department of Workforce Development effective 07/01/2 Worknet	017 – Alliance 2017-339	
*B2	Introduced and waived the first reading of Ordinance C.S. 1196 amending Stani	I waived the first reading of Ordinance C.S. 1196 amending Stanislaus Code	
	Chapter 4.45 to allow the Assessor to initiate reassessments of properties that	at are damaged	
	or destroyed through no fault of the owner and repealing section 4.45.050 –	Assessor	
	ORD-56-4	2017-340	
*B3	Approved the Internal Audit Division's Audit Schedule for period July 2017 to . – Auditor-Controller	June 2018 2017-341	
*B4	Authorized the extension of the Crisis Intervention Pilot Program for children and	nd adolescents	
	by four months for the purpose of obtaining and evaluating one complete year of program		
	experience, data, and outcomes; approved to extend the related agreement of	f the pilot	
	program with Aspiranet by four months for the provision of psychiatric hosp	oital diversion	
	and crisis intervention services to children and adolescents; and, authorized	the BHRS	
	Director, or designee, to sign the extended agreement with Aspiranet for the	provision of	
	psychiatric hospital diversion and crisis intervention services to children and – BHRS	2017-342	
*B5	Approved an amendment to the agreement with Sierra Vista Hospital in Sacram		
	provision of acute psychiatric inpatient hospitalization services to Stanislaus		
	uninsured residents and Medi-Cal beneficiaries through the end of FY 2016-		
	authorized the BHRS Director, or his designee, to sign the amendment with		
	Hospital to provide acute psychiatric inpatient hospitalization services to Sta	1 1 1 1 1	
	County uninsured residents and Medi-Cal beneficiaries through the end of F		
	– BHRS	2017-343	
*B6	Authorized the Purchasing Agent, on behalf of BHRS, to issue a RFP for the pro-		
	prevention and early intervention behavioral health services to K-12 student		
	school staff, and priority population community members for the contract pe		
	09/01/2017, through 06/30/2018, with an option to renew the agreement on a		
	basis up to a maximum of four additional years; and, authorized the Purchas		
	behalf of BHRS, to issue a RFP for the provision of a youth development pr	-	
	on building the capacity of youth and enhancing emotional health, mental he		
	being for the contract period of 09/01/2017, through 06/30/2018, with an op		
	the agreement on a year-to-year basis up to a maximum of four additional year-	2017-344	
*B7	Authorized the BHRS Director to request the release and return of current and o		
	annual unencumbered Mental Health Service Act Housing Funds currently h California Housing Finance Agency – BHRS	neld by the 2017-345	

- *B8 Approved and adopted the MOU between Stanislaus County and Oakdale Rural Fire
 Protection District to pursue annexation of Division 1 North into the District's territory;
 authorized the Chairman to sign the MOU with Oakdale Rural Fire Protection District;
 authorized the CEO to negotiate, sign, and execute a tax revenue sharing agreement with
 Oakdale Rural Fire Protection District in connection with the Division 1 North annexation,
 not to exceed 12.5% of the County share of annexation area; and, authorized the AuditorController to allocate property tax revenue to Oakdale Rural Fire Protection District
 according to the provisions of the signed tax revenue sharing agreement CEO
 DF-8-C-8 2017-346
- *B9 Approved the provisions contained within the tentative agreement reached between the County and the Stanislaus Sworn Deputies Association representing the Sworn Deputies bargaining unit; amended the "Salary and Position Allocation Resolution" to reflect the changes included in the tentative agreement; and, authorized the Chairman and all parties to sign the agreement CEO

 2017-347
- *B10 Approved the award of the three-year agreements by the CSA for the provision of child abuse/neglect prevention, early intervention and support services to ASPIRAnet (Area A), Center for Human Services (Areas B,C,G), Parent Resource Center (Area D), and Sierra Vista Child and Family Services (Areas E,F); and, authorized the CSA Director, or her designee, to sign the agreements, and any amendments up to \$75,000 with ASPIRAnet (Area A), Center for Human Services (Areas B,C,G), Parent Resource Center (Area D) and Sierra Vista Child and Family Services (Areas E,F) to provide child abuse/neglect prevention, early intervention and support services to children in Family Resource Centers CSA
- *B11 Approved the first amendment to 2012 Amended and Restated Service Agreement for the supply and acceptance of solid waste with Covanta, Stanislaus, Inc., in substantially the form set forth in Attachment 1, of the agenda item; and, authorized the CEO to sign the agreement DER

 2017-349
- *B12 Approved the Independent Contractor Services Agreement with Holt of California for preventative and remedial maintenance and repair of heavy equipment at the Fink Road Landfill, not to exceed the amount of \$900,000 for the period of 07/01/2017, through 06/30/2020, with an option to renew the agreement an additional two years; authorized the Director of DER, or designee, to execute the agreement with Holt of California, and to sign any necessary documents; and, authorized the Director of DER, or designee, to sign amendments to the agreement for an overall not-to-exceed amount of \$990,000, which includes a contingency of \$90,000 DER
- *B13 Approved the closing of the Denair Library from 08/19/2017, through 09/09/2017, for the interior remodeling Library 2017-351

- *B14 Approved the agreement with Telecare Corporation to operate the Psychiatric Health Facility at 1904 Richland Avenue, Ceres, CA, for FY 2017-2018; approved the agreement with Telecare Corporation to operate the Crisis Stabilization Unit at 1904 Richland Avenue, Ceres, CA for FY 2017-2018; authorized the BHRS Director, or designee, to sign the provider agreement with Telecare Corporation to operate the Psychiatric Health Facility for FY 2017-2018; authorized the BHRS Director, or designee, to sign the provider agreement with Telecare Corporation to operate the Crisis Stabilization Unit for FY 2017-2018; authorized the BHRS Director, or designee, to negotiate and sign amendments to the provider agreements with Telecare Corporation to operate the Psychiatric Health Facility and Crisis Stabilization Unit to add services and payment for services up to \$75,000, budget permitting, throughout FY 2017-2018; authorized the BHRS Director, or designee, to sign the License Agreements with Telecare Corporation for the Psychiatric Health Facility and Crisis Stabilization Unit at 1904 Richland Avenue, Ceres, CA, for FY 2017-2018; and, authorized the Purchasing Agent, on behalf of BHRS, to issue a RFQ/P for the future operation of the Psychiatric Health Facility and the Crisis Stabilization Unit for the contract period of 07/01/2018, through 06/30/2019 – BHRS 2017-352
- *B15 Authorized the Director of the Department of Aging and Veterans Services (Area Agency on Aging) and the County Purchasing Agent to sign contracts and any subsequent amendments as follows: Catholic Charities for Homemaker Services, Elder Abuse Prevention and Long Term Care Ombudsman Programs; Howard Training Center for Congregate Meals and Home-Delivered Meals Programs; Healthy Aging Association for Health Promotion Programs; Senior Advocacy Network for Senior Legal Services; and, SER-Jobs for Progress for the Senior Community Service Employment Program Aging and Veterans Services
- *B16 Authorized the CEO and Auditor-Controller, prior to year-end, to increase the funds available list by \$2,500 in carryover appropriations for the CEO Economic Development Fund budget, \$150,000 for the CEO Focus on Prevention budget, \$87,008 for Parks and Recreation, and \$6,276,884 for the Public Works Airport Sewer Project budget; and, authorized the CEO and Auditor-Controller, prior to year-end, to increase appropriations and estimated revenue by \$1,000,000 in the CSA In-Home Supportive Services Provider Wages budget within the existing Maintenance of Effort structure such that there is no additional cost to the County General Fund CEO

 2017-354
- *B17 Approved the amendment to the Amended and Restated Joint Powers Agreement establishing the StanCOG and amended bylaws; adopted a resolution approving the amendment to the joint powers agreement; and, authorized the Chairman to sign the agreement CEO 2017-355
- *B18 Approved the FY 2017-2018 MOU between Stanislaus County, the City of Modesto, the City of Ceres and Stanislaus Consolidated Fire Protection District to continue the Regional Fire Investigation Unit; and, authorized the CEO, Sheriff and DA or their designees to sign the MOU between Stanislaus County, the City of Modesto, the City of Ceres and the Stanislaus Consolidated Fire Protection District DA 2017-356
- *B19 Authorized the Project Manager to release a portion of the required bonds for the limited remaining scope of work of Champion Industrial Contractors Inc., of Modesto, CA for the Community Services Facility HVAC and Rooftop Controls Replacement Project CEO 2017-357

- *C1 Approved a professional services agreement with The Gordian Group, Inc. dba The Mellon Group ("Gordian") in an amount not to exceed \$500,000, to provide job order contracting program development and implementation services for various County projects for the period from 07/01/2017 through 06/30/2019; authorized the Director of Public Works to execute a Professional Services Agreement with Gordian in an amount not to exceed \$500,000, and to sign necessary documents PW 2017-358
- *C2 Set a public hearing on 07/25/2017, at 9:05 a.m., regarding Budget Year 2017-2018 assessments for the various County Service Areas, Landscape Assessment District, and Landscape and Lighting Districts shown on Exhibit "A", attached to the agenda item; and, directed the Clerk of the Board of Supervisors to publish notices of such hearings pursuant to Section 6066 of the Government Code PW

 2017-359
- *C3 Accepted the fourth update on the state of emergency repairs on Rodden Road at Lesnini
 Creek in accordance with Public Contract Code sections 20134 and 22050 to replace a
 failed box culvert PW
 2017-360

Withrow/Monteith unan. **9:05 a.m.** Conducted a public hearing to consider adjustments to Stanislaus County franchise maximum rates for solid waste collection services; and, approved the proposed adjustments to Stanislaus County maximum rates for solid waste collection services in Franchise Areas 1, 2, 3 and 4 effective 07/01/2017 - DER 2017-362

Olsen/DeMartini unan. 9:10 a.m. Closed the 30-day public comment period and conducted a public hearing; approved the filing of a Notice of Exemption finding that the proposed approval is exempt under provisions of the CEOA pursuant to State Guidelines; approved the draft FY 2017-2018 AAP and authorized staff to submit to the Department of HUD; authorized the Director of Planning and Community Development to sign and submit to HUD the Applications for Federal Assistance (SF-424) and CDBG, and Emergency Solutions Grants (ESG) Program certifications; authorized the County CEO to sign the FY 2017-2018 Subrecipient Agreements with each Stanislaus Urban County member; authorized the Director of Planning and Community Development to execute any related program agreements, contracts, or other documentation required for implementation of CDBG, ESG, HOME Investment Partnerships Program (HOME), and any other programs identified in the AAP, this authorization includes the use of any program income in accordance with applicable program guidelines; and, authorized the Planning and Community Development Department to incorporate any comments received prior to the close of the public comment period and during the public hearing in the final documents and to make alterations to the documents as directed by HUD, provided alterations are technical in nature and do not alter the approved programs or funding allocations – Planning 2017-363

Monteith/Olsen unan. **9:15 a.m.** Conducted a public hearing, introduced, waived the reading, and adopted ordinance C.S. 1194 which extends, upon voter approval, the existing one-eighth of one percent Library Transactions and Use Tax for the continued exclusive funding of the Stanislaus County Library System; and, adopted a resolution calling and giving notice of an election to be held on Tuesday, 11/07/2017 for the Library Transactions and Use Tax and consolidating the election with the Consolidated District Election – Library

ORD-56-1 2017-364, 2017-365

Withrow/Olsen unan. **B20** Accepted Internal Audit Reports prepared by the Internal Audit Division of the Auditor-Controller's Office – Auditor-Controller 2017-366

Olsen/Withrow unan. *E1 Approved the Employment Agreement, attached to the agenda item, between Stanislaus County and Jody Hayes to serve as CEO effective 08/12/2017, upon the retirement of Stan Risen; and, authorized the Auditor-Controller to implement the terms of the Employment Agreement between Stanislaus County and Jody Hayes to serve as the CEO – County Counsel 2017-361

Corr 1 Referred to the Clerk-Recorder and Registrar of Voters, a resolution from the Keyes Community Services District requesting the consolidation of their District elections with the statewide general elections.

Corr 2 Acknowledged receipt of the Community Services Agency's FY 2016-2017 Annual Self Evaluation Report of the Child Care and Development Alternate Payment Programs Stage 2 and 3 Contracts.

Corr 3 Referred to the CEO, Department of DER, and the Agricultural Commissioner and Sealer of Weights and Measures, two notices from the California Water Boards regarding a Notice of Public Workshops and Notice of Public Hearing for the 2018 Joint Triennial Review of the Water Quality Control Plans and Amendments to reformat the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins and the Tulare Lake Basin.

Corr 4 Accepted the letter from Gordon B. Ford, Treasurer/Tax Collector, notifying the Board of his upcoming retirement, effective 08/01/2017.

Corr 5 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Charles E. Bailey; Benjamin Chipponeri; Darin Chipponeri; Aurora Bella Chipponeri; Cherise N. Chipponeri; Jessica Palma; Fred Lara; Na-Gatha Lincoln Siler; Maria Romero & Edgar Romero (amended claim); Lina Gibson; and, Katharine Donovan.

Supervisor DeMartini reminded everyone that the West Side Health Care Task Force's 9th Annual Health Summit and Biggest Loser Weight Contest is on Thursday, 06/29/17, at 4:30 p.m., at the West Side Theater in Newman.

Supervisor Chiesa thanked Supervisor DeMartini for chairing the last Board meeting on 06/13/2017 while he was in Washington D.C. for StanCOG.

CEO Risen reported that the State has set aside \$2.5 million for Stanislaus County to use for the Access Center for the homeless, and that Sutter Health has approved a grant for \$200,000 for Navigators for the Center.

CEO Risen announced that there will be a Board of Supervisors Tour of the REACT Center Project on Tuesday, 06/27/2017, following the Board Meeting, at 196 E. Hackett Road, Modesto, CA 95358.

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 10:26 a.m. for Conference with Legal Counsel – Existing Litigation: One Case: William Blackburn et al. v. County of Stanislaus, Stanislaus County Superior Court Case No. 2022545. Government Code Section 549569.9 (d)(1). Public Employee Appointment: Title: Treasurer-Tax Collector. Government Code Section 54957 (b). Conference with Labor Negotiator: Agency Negotiators: Stan Risen, Tamara Thomas, Jody Hayes, Brandi Hopkins, Dania Torres-Wong, and Burke Dunphy. Labor Organizations: County Attorney's Association; California Nurses Association; Stanislaus Sworn Deputies Association; Stanislaus County Sheriff's Supervisors Association; and, Stanislaus County Deputy Probation Officers Association. Government Code Section 54957.6. Conference with Real Property Negotiator: Property: Finch Road Animal Shelter, 2846 Finch Road, Modesto CA. Agency Negotiators: Stan Risen, Patricia Hill Thomas. Proposer: Sarjiwan Singh. Under Negotiation: Both Terms of Payment and Price. Government Code Section 54956.8.

Closed Session Announcement: Withrow/Olsen unan. Rejected the \$450,000 offer received on 04/05/2017; directed the Chief Operations Officer to make the property available again in accordance with the County Code and applicable State law; and, authorized the Chief Operations Officer to negotiate and execute an Agreement with real estate agent to assist with the marketing and disposition of the property, and to deduct applicable real-estate fees from the sales price.

2017-367

Adjourned at 11:55 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.)