



BOARD OF SUPERVISORS

Kristin Olsen, District 1
Vito Chiesa, District 2
Terry Withrow, District 3
Tom Berryhill, District 4
Jim DeMartini, District 5

1010 10th Street
Modesto, CA 95354
Phone: 209-525-4494 Fax 209-525-4420

AGENDA

July 30, 2019

9:00 AM

Chambers - Basement Level

1010 10th Street

Modesto, CA 95354

www.stancounty.com/board/index.shtm

The Board of Supervisors welcomes you to its meetings which are regularly held each Tuesday, and your interest is encouraged and appreciated.

PUBLIC COMMENT PERIOD: Matters under the jurisdiction of the Board, and not on the posted agenda, may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Board for consideration. However, California law prohibits the Board from taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board of Supervisors. Any member of the public wishing to address the Board during the "Public Comment" period shall be permitted to be heard once for up to 5 minutes. Please complete a Public Comment Form and give it to the Clerk of the Board.

The agenda is divided into two sections:

CONSENT ITEMS: These matters include routine financial and administrative actions. All consent items will be voted on as a single action at the beginning of the meeting under the section titled "Consent Items" without discussion. If you wish to discuss a consent item, please notify the Clerk of the Board prior to the beginning of the meeting or you may speak about the item during Public Comment Period.

DISCUSSION ITEMS: These items will be individually discussed.

CLOSED SESSION: Is the portion of the meeting conducted in private without the attendance of the public or press to discuss certain confidential matters specifically permitted by the Brown Act. The public will be provided an opportunity to comment on any matter to be considered in closed session prior to the Board adjourning into closed session.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please raise your hand or step to the podium at the time the item is announced by the Board Chairperson. In order that interested parties have an opportunity to speak, any person addressing the Board will be limited to a maximum of 5 minutes unless the Chairperson of the Board grants a longer period of time.

BOARD AGENDAS AND MINUTES: Board agendas, Minutes, and copies of items to be considered by the Board of Supervisors are typically posted on the Internet on Friday afternoons preceding a Tuesday meeting at the following website: www.stancounty.com/bos/agenda-minutes.shtm.

Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Clerk's office at 1010 10th Street, Suite 6700, Modesto, CA during normal business hours. Such documents are also available online, subject to staff's ability to post the documents before the meeting, at the following website www.stancounty.com/bos/agenda-minutes.shtm.

AUDIO/VIDEO BROADCAST: All Board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: www.stancounty.com/board/broadcasting-schedule.shtm. In addition, a live audio/video broadcast of this meeting can be heard/seen via the World Wide Web at: www.stancounty.com/bos/board-video.shtm.

NOTICE REGARDING NON-ENGLISH SPEAKERS: Board of Supervisors meetings are conducted in English. Language assistance request should be made by noon the day before the meeting by contacting the Clerk at 209-525-4494.

REASONABLE ACCOMMODATIONS: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (209) 525-4494. Notification 72 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting.

1. Pledge Allegiance to the Flag
2. Invocation
3. Presentation: August 2019 as Child Support Awareness Month in Stanislaus County
4. Public Comment Period
5. Consent Calendar
 - A. Miscellaneous
 1. Approval of the Minutes for July 16, 2019 ([View Item](#))
 2. Approval of Appointment of Shelli Margarite to the In-Home Supportive Services Advisory Committee ([View Item](#))
 3. Approval of Appointment of Violeta Cuevas to the Stanislaus County Child Abuse Prevention Council ([View Item](#))
 4. Approval of a Commendation for Diane McDonnell, Stanislaus County Librarian, Upon her Retirement ([View Item](#))
 - B. Chief Executive Office
 1. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Chapter 4.40 of the Stanislaus County Code Relating to the Prohibition of Low Value Escape Assessments – Assessor ([View Item](#))
 2. Approval to Adopt the Recommended Decision of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisance at 4122 Anna Avenue, Keyes – Environmental Resources ([View Item](#))
 3. Approval to Adopt the Recommended Decision of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisance at 4128 Anna Avenue, Keyes – Environmental Resources ([View Item](#))
 4. Approval to Apply for and Accept, if Awarded, Grant Agreements for the California Proposition 68 Statewide Park Development and Community Revitalization Grant Program and the Per Capita Grant Program for Grant Periods 2020-2022 – Parks and Recreation ([View Item](#))
 5. Approval of a Memorandum of Understanding with the Stanislaus Business Alliance/Opportunity Stanislaus Regarding the Joint Implementation of the Countywide Economic Development Plan and Marketing Strategies for Fiscal Year 2019-2020 – Chief Executive Office ([View Item](#))
 6. Acceptance of Accountant's Report on the Stanislaus County Treasurer's Statement of Assets as of March 25, 2019 – Auditor-Controller ([View Item](#))
 7. Approval of 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 and Related Matters – Chief Executive Office ([View Item](#))
 8. Acceptance of 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 – Chief Executive Office ([View Item](#))

9. Authorize the Chief Operations Officer to Negotiate and Execute Agreements for On Call Architects and On Call Civil Engineering to Support the County's Capital Project Efforts – Chief Executive Office ([View Item](#))
 10. Authorize the Auditor-Controller to Pay Prior Year Invoices Related to the 2016 Emergency Water Leak at County Center II located at 830 Scenic Drive, Modesto, California – Chief Executive Office ([View Item](#))
 11. Approval to Enter into a Lease Agreement with The Shannon Company, a California Limited Partnership, for Office Space to Provide Housing and Employment Support Services – Behavioral Health & Recovery Services ([View Item](#))
- C. Department of Public Works
1. Approval to Award a Contract for Engineering Services to MGE Engineering, Inc., of Sacramento, California, for Scour Protection Engineering and Environmental Services for the Sonora Road Bridge Over Martells Creek Project ([View Item](#))
 2. Approval of an Agreement with the City of Modesto to Transfer Ownership Upon Completion of the Constructed Sewer System for the West Modesto Sewer Infrastructure Project - Spencer/Marshall Neighborhood ([View Item](#))
 3. Approval to Levy the Fiscal Year 2019-2020 Benefit Assessments for the Various Lighting Districts ([View Item](#))
 4. Approval of the Cooperative Agreement for County Engineering Services with the San Joaquin Joint Powers Authority, for the Turlock/Denair Station Improvement Project located at 3800 Santa Fe Avenue in Denair ([View Item](#))
- D. Department of Planning and Community Development
1. Approval to Rescind Williamson Act Contract No. 2003-4510, Located South of Gaffery Road, between the California Aqueduct and the Delta Mendota Canal, in the Vernalis Area; and Approval of a New Contract, Pursuant to Lot Line Adjustment Application No. PLN2016-0115, Sandhu-Tatla ([View Item](#))
 2. Approval to Set a Public Hearing on August 13, 2019, at the 9:00 A.M. Meeting, to Consider the Planning Commission's Recommendation for Approval of Use Permit and Development Agreement Application No. PLN2018-0149, Bynate, Request to Establish a Commercial Cannabis Retail Business, Located at 21931 State Highway 33, between Fink Road and East Ike Crow Road, in the Crows Landing area ([View Item](#))
 3. Approval to Set a Public Hearing on August 13, 2019, at the 9:00 A.M. Meeting, to Consider the Planning Commission's Recommendation for Approval of Use Permit and Development Agreement Application No. PLN2018-0113, Central Valley Growers, LLC - West Fulkerth Road, Request to Establish a Commercial Cannabis Cultivation Business, Located at 1301 West Fulkerth Road, between Crows Landing and Carpenter Roads, in the Turlock area ([View Item](#))
- E. County Counsel

6. Public Hearings
 1. Public Hearing to Consider the Approval of the Fiscal Year 2019-2020 Assessments for County Services Area Nos. 4 through 27, Landscape Assessment District Del Rio Heights and Landscape and Lighting Districts: Bret Harte, Bystrum, Howard/McCracken, Laurel, Paradise South, Riverview, and Riverdale – Public Works ([View Item](#))
 2. Public Hearing to Introduce and Waive the First Reading of an Ordinance to Establish New Fees for the Stanislaus Veterans Center Located at 3500 Coffee Road, Modesto, California – Chief Executive Office ([View Item](#))
 3. Public Hearing to Consider the Planning Commission’s Recommendation for Approval of Use Permit and Development Agreement Application No. PLN2018-0099, Golden Purpose, Request to Establish a Commercial Cannabis Cultivation and Distribution Business, Located at 4218 Jessup Road, Between East Keyes Road and Highway 99, in the Community of Keyes – Planning and Community Development ([View Item](#))
 4. Public Hearing to Consider the Planning Commission’s Recommendation for Denial of Use Permit and Development Agreement Application No. PLN2018-0151, Prem Gen Corp, Nathan Avenue, Request to Establish a Commercial Cannabis Cultivation Operation, Located at 2841 Nathan and 539 El Roya Avenues, East of Beard Avenue, in the Modesto Area – Planning and Community Development ([View Item](#))
 5. Public Hearing to Consider an Appeal of the Planning Commission’s Approval for Use Permit Application No. PLN2018-0161 – Tri-Cal, Inc., Located at 10531 Crackerbox Road, Between Lon Dale Road (State Route 120) and Wilkins Avenue, in the Oakdale Area, and Adoption of a Negative Declaration – Planning and Community Development ([View Item](#))
7. Discussion Items
8. Correspondence
 1. This Board has received two letters from the Salida Fire Protection District regarding the resignation of Gerald DeBoer and the appointment of Constance Janitz to their Board of Directors. ([View Item](#))
(Recommendation: Refer to the Clerk-Recorder and Registrar of Voters.)
 2. This Board has received a letter from the West Stanislaus Irrigation District regarding the resignation of David Goubert from their Board of Directors. ([View Item](#))
(Recommendation: Refer to the Clerk-Recorder and Registrar of Voters.)
 3. This Board has received a letter from the El Solyo Water District regarding the passing of one of their Directors. ([View Item](#))
(Recommendation: Refer to the Clerk-Recorder and Registrar of Voters.)
 4. This Board has received the following claims: Leslie Jantzen; Veasna Randy Tieng; Michael Murphy; Dana L. Arbizu; Jose Alberto Garcia & Angelica Garcia; William Miller; and, Debra Harper.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office – Risk Management Division.)

9. Board of Supervisors' Reports
10. Legislative, Fiscal and Management Report - Chief Executive Officer
11. Adjournment
12. Closed Session:
 1. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). Two cases: J.M., et al., v. County of Stanislaus, et al., U.S. District Court, Eastern District, Case No. 18-CV-01034-LJO-SAB and Jeffrey Bulman v. County of Stanislaus, Stanislaus County Superior Court Case No. 2021854.