



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

October 22, 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: Update from the Director of the Stockton Metropolitan Airport
4. Public Comment Period
5. Consent Calendar
 - A. Miscellaneous
 1. Approval of the Minutes for October 1, 2019 ([View Item](#))
 2. Approval of Appointment In Lieu of Landowner Election of Patrick Cerutti, Frank Freitas, Douglas Lucas, Michael Dompe, and Gregario Samano the Newman Drainage District Board of Directors ([View Item](#))
 3. Approval of Appointment In Lieu of Landowner Election of John Beltran, Joe Martini, Fred Vogel and Maninder Sandu to the Oak Flat Water District Board of Directors ([View Item](#))
 4. Approval of Appointment In Lieu of Landowner Election of Thomas Morris, Stephen Perez, and Henry Bettencourt to the El Solyo Water District Board of Directors ([View Item](#))
 5. Approval of Appointment In Lieu of Landowner Election of Joe Sallaberry, Verl "Butch" Watkins and Darin Bylsma to the Reclamation District 2063 Board of Directors ([View Item](#))
 6. Approval to Declare a Vacancy on the East Side Mosquito Abatement District Board of Trustees ([View Item](#))
 7. Acceptance of the Resignation of Joyce Buehner from the Commission on Aging ([View Item](#))
 8. Acceptance of the Resignation of Lieutenant Gregg Clifton from the Behavioral Health Board ([View Item](#))
 9. Approval of the Request to Consolidate the Salida Union School District's Two Bond Measures with the Presidential Primary Election to be Held on March 3, 2020 ([View Item](#))
 10. Approval of the Request to Consolidate the Patterson Joint Unified School District Bond Measure with the Presidential Primary Election to be Held on March 3, 2020 ([View Item](#))
 11. Approval of the Request to Consolidate the Stanislaus Union School District Bond Measure with the Presidential Primary Election to be Held on March 3, 2020 ([View Item](#))
 12. Approval of the Request to Consolidate the Newman-Crows Landing Unified School District Bond Measure with the Presidential Primary Election to be Held on March 3, 2020 ([View Item](#))
 - B. Chief Executive Office
 1. Approval to Amend Master Agreements with Clark Pest Control, Inc. for Pest Control Services; Jorgensen & Sons, Inc. for Fire Extinguisher Services; and, Tri-Signal Integration, Inc. for Fire Alarm Services – General Services Agency ([View Item](#))

2. Approval of an Agreement with the California Department of Public Health for the Human Immunodeficiency Virus Surveillance Program for the Term of July 1, 2019 through June 30, 2024 – Health Services Agency ([View Item](#))
3. Approval of Grant Agreement with the Office of Child Abuse Prevention for the Road to Resilience Program for the Period of July 1, 2019 through June 30, 2022 – Health Services Agency ([View Item](#))
4. Approval to Adopt a Resolution Authorizing the Assistant Director of Emergency Services/Fire Warden to Act as the Authorized Agent for all Federal and State Grants and Funding Activities Initiated by and for the Stanislaus County Office of Emergency Services and the Office of the Fire Warden ([View Item](#))
5. Approval of an Agreement with the Center for Human Services for the Provision of School Consultation Behavioral Health Integration Services on Behalf of Behavioral Health and Recovery Services in the Amount of \$200,000 for the Term of November 1, 2019 Through June 30, 2020 – Behavioral Health & Recovery Services ([View Item](#))
6. 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](#))
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. Approval to Authorize the Auditor-Controller, on Behalf of Behavioral Health and Recovery Services, to Pay an Invoice Received After One Year from When Services Were Provided – Behavioral Health & Recovery Services ([View Item](#))
9. Approval to Award a Construction Agreement to George Reed Inc, of Modesto, California for the Public Safety Center Parking Lot and Roadway Improvements – Chief Executive Office ([View Item](#))
10. Approval to Adopt the Mental Health Services Act Plan Update for Fiscal Year 2019-2020 to Allow Expenditure of MHSA Funds for Innovations Project Agreements – Behavioral Health & Recovery Services ([View Item](#))
11. Authorize the Negotiation and Execution of a Purchase and Sale Agreement With the City of Modesto to Purchase the City's Share of the Former Animal Services Location at 2846 Finch Road in Modesto, California for \$375,000 Minus Agreed Upon Maintenance and Real Estate Expenses – Chief Executive Office ([View Item](#))
12. Approval of 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 – Chief Executive Office ([View Item](#))
13. Approval to Use Public Facilities Fee Funds in the Amount of Up to \$85,000 for the Regional Transportation Impact Fee Update to the Stanislaus County Public Facilities Fee Program – Chief Executive Office ([View Item](#))

14. Approval of a Resolution Authorizing the Central California Art League to Submit an Application to the California Arts Council for a State-Local Partnership Grant for Fiscal Years 2020/2021 - 2021/2022 – Chief Executive Office ([View Item](#))
15. Acceptance of the Report on the Retirement Replacement Benefits Program and Related Actions – Chief Executive Office ([View Item](#))

C. Department of Public Works

1. Approval of Amendment No. 2 to the Agreement with Dokken Engineering for Additional Design, Environmental Construction Support, and Right-of-Way Services for the McHenry Ave Widening Project in Stanislaus County ([View Item](#))
2. Approval to Authorize the Director of Public Works to Sign and Enter into Utility Agreements using the Standard Clauses Set Forth by the California Department of Transportation (Caltrans) ([View Item](#))

D. Department of Planning and Community Development

1. Approval to Rescind a Portion of Both Williamson Act Contract Nos. 1971-0089 and 1980-3715, Located at Crabtree Road, Between Crabtree Road and the Modesto Reservoir, in the Waterford Area; and Approval of New Contracts, Pursuant to Lot Line Adjustment Application No. PLN2019-0001, Warner Gulch, LP - Stueve Brothers Farms of Oakdale, LLC ([View Item](#))
2. Approval to Set a Public Hearing on November 5, 2019, at the 9:00 A.M. Meeting, to Consider the Planning Commission's Recommendation for Denial of Ordinance Amendment Application No. PLN2018-0037, Commercial Cannabis Ordinances, a Request to Amend Chapter 6.78 – Commercial Cannabis Activities and Chapter 21.20 - General Agriculture District (A-2) of the Stanislaus County Code ([View Item](#))

E. County Counsel

6. Discussion Items

1. Acceptance of an Update on the Rebranding of the Human Resources, Benefits, and Risk Management Units of the Chief Executive Office Including a Name Change to Establish the Human Relations Division of the Chief Executive Office – Chief Executive Office ([View Item](#))

7. Public Hearings

1. Public Hearing to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the County Clerk-Recorder – Elections ([View Item](#))
2. Public Hearing to Consider Planning Commission's Recommendation for Denial of Use Permit and Development Agreement Application No. PLN2018-0115, Empire Health and Wellness, Request to Establish a Commercial Cannabis Retail Business With Delivery Services, Located at 4725 Yosemite Boulevard (State Route 132), Between A and B Streets, in the Community of Empire – Planning and Community Development ([View Item](#))

8. Correspondence
 1. This Board has received a letter regarding the resignation of Sean McCarthy from the Keyes Community Services District Board of Directors. ([View Item](#)) (Recommendation: Refer to the Clerk-Recorder and Registrar of Voters.)
 2. This Board has received from the San Joaquin County Office of Education the Fiscal Year 2019-20 Annual Report for the John B. Allard Community School and the Stanislaus Military Academy, Empire as required by the Williams Settlement. ([View Item](#)) (Recommendation: Refer to the Stanislaus County Superintendent of Schools.)
 3. This Board has received two Claims for Refund of Property Taxes filed on behalf of Foster Dairy Number Two, LLC. and Foster Dairy Farms, a California Corporation regarding assessments for years 2015-16 through 2018-19. ([View Item](#)) (Recommendation: Refer to County Counsel and the Auditor-Controller.)
 4. This Board has received a Claim for Refund of Property Taxes filed on behalf of Frantz Properties Family Limited Partnership, regarding assessments for tax year 2018-19. ([View Item](#)) (Recommendation: Refer to County Counsel and the Auditor-Controller.)
 5. This Board has received a Claim for Refund of Property Taxes filed on behalf of Foster Farms, LLC, formerly known as Fresno Farming, LLC, regarding assessments for tax year 2011-12 through 2018-19. ([View Item](#)) (Recommendation: Refer to County Counsel and the Auditor-Controller.)
 6. This Board has received the following claims: Gilberto P. Mata; Natalie Valencia; Saul Martinez; John Miller III; Jerry D. Vessel Jr.; ; Angelo Jacob IV; Manuel & Cindy Brasil; Gabriel Joseph Hurtado; Joseph Nathan Egbert; Ramon Brown Jr.; Dustin Richardson; and, Claudia Marin. (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. Announcement:
Access Center Emergency Shelter Open House
Tuesday, November 5, 2019 at 1:30 p.m.
330 9th Street
Modesto, CA
12. Adjournment
13. Closed Session
 1. Conference with Legal Counsel - Anticipated Litigation: Pursuant to Government Code Section 54956.9 (d)(4). One case.