



## 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

February 25, 2020

9:00 AM

Chambers - Basement Level

1010 10th Street

Modesto, CA 95354

[www.stancounty.com/board/index.shtm](http://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 unless the Chairperson of the Board sets a different time limit. 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 sets a different time limit.

**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](http://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 10<sup>th</sup> 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](http://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](http://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](http://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:
  - Employee Service Awards
  - Honored for Twenty-Five Years of Service:**  
Robert Riess - Environmental Resources
  - Honored for Thirty Years of Service:**  
Roger Lovell - Auditor-Controller
4. Public Comment Period
5. Consent Calendar
  - A. Miscellaneous
    1. Approval of the Minutes for February 11, 2020 ([View Item](#))
    2. Approval to Amend the 2020 Meeting Calendar for the Stanislaus County Board of Supervisors to Reinstate the Meeting on November 10, 2020 and Cancel the Meeting on November 17, 2020 ([View Item](#))
    3. Approval of Appointment of Jose Henry Ibarra to the Stanislaus County Economic Development Action Committee ([View Item](#))
    4. Approval of Appointment of Rodney Gambini to the Oakdale Rural Fire Protection District ([View Item](#))
    5. Acceptance of the Resignation of Romero Davis from the Stanislaus County Child Abuse Prevention Council ([View Item](#))
    6. Acceptance of the Resignation of Mark Brubaker from the Salida Fire Protection District Board of Directors ([View Item](#))
  - B. Chief Executive Office
    1. Approval of an Agreement with Sierra Vista Child and Family Services, and Approval of Amendments to the Agreements with Aspiranet and Creative Alternatives, Inc., for the Provision of Specialty Mental Health Services in Short-Term Residential Therapeutic Programs – Behavioral Health & Recovery Services ([View Item](#))
    2. Approval to Award Nine Agreements for the Provision of Mental Health Prevention Program Services in Nine Geographical Areas of Stanislaus County to Various Contractors Totaling \$860,025 – Behavioral Health & Recovery Services ([View Item](#))
    3. Approval to Adopt Resolutions to Establish the Authorized Agents for Emergency Management Performance Grants – Office of Emergency Services/Fire Warden ([View Item](#))
    4. Approval to Use \$12,000 of Community Development Funds as a Grant to the Crows Landing Community Services District to Pay a Portion of an Invoice for Water Well Repairs – Chief Executive Office ([View Item](#))
    5. Approval to Award a Design-Build Construction Contract to Roebbelen Contracting Inc., of El Dorado Hills, California, for \$3,683,982 to Complete the Empire Branch Library Replacement Project, Approve the Final Project Budget, and Related Matters – Chief Executive Office ([View Item](#))

6. 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, Video Surveillance Systems, and Additional Needed Repairs – Chief Executive Office ([View Item](#))
7. Accept 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](#))
8. 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 – Chief Executive Office ([View Item](#))
9. Approval to Participate in the U.S. Census Bureau 2020 Boundary Validation Program – Chief Executive Office ([View Item](#))

C. Department of Public Works

1. Approval to Adopt Plans and Specifications for the Urban Pavement Preservation - Phase C Project and Award the Construction Contract to Pavement Coatings Co. of Sacramento, California ([View Item](#))
2. Approval to Adopt Plans and Specifications for the 2019 ADA Curb Ramp Project and Award the Construction Contract to FBD Vanguard Construction, Inc. of Livermore, California ([View Item](#))
3. Approval to Adopt Plans and Specifications for the Hickman Road Bridge Replacement Project and Award the Construction Contract to MCM Construction, Inc. of North Highlands, California ([View Item](#))

D. Department of Planning and Community Development

1. Approval to Rescind Williamson Act Contract No. 72-1169, Located on Highway 108, Between Adams Gravel Plant Road and Walker Road, in the Oakdale Area; and Approval of a New Contract, Pursuant to Lot Line Adjustment Application No. PLN2017-0049, Burchell Nursery & Risetto ([View Item](#))
2. Approval to Rescind a Portion of Both Williamson Act Contract Nos. 1971-0106 and 2013-0014, Located at 1249 Swanson Road, Between the Tuolumne River and the T.I.D. Ceres Main Canal, in the Waterford Area; and Approval of a New Contract, Pursuant to Lot Line Adjustment Application No. PLN2018-0170, Short Ranch Partnership ([View Item](#))

E. County Counsel

6. Public Hearings

1. Conduct a Public Hearing to Consider the Planning Commission's Recommendation of Approval for Use Permit, and Development Agreement Application No. PLN2018-0096, Truleaf, Inc. Request to Allow Indoor Commercial Cannabis Cultivation, Manufacturing (Non-Volatile), and Distribution Activities, Within an Existing 20,724 Square-Foot Building, Located at 4622 Glass Court, Between Glass Lane and Galaxy Way, South of Kiernan, in the Modesto Area – Planning and Community Development ([View Item](#))

2. Conduct a Public Hearing to Consider the Planning Commission's Recommendation for Denial of Use Permit and Development Agreement Application No. PLN2018-0163, Blue Oak Naturals, LLC, Request to Operate a Commercial Cannabis Cultivation Business, in the A-2-40 (General Agriculture) Zoning District, Located at 778 Albers Road, Between Yosemite Boulevard (SR 132) and Dusty Lane, in the Modesto Area – Planning and Community Development ([View Item](#))
7. Discussion Items
  1. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Stanislaus County Code Chapter 6.85 Hemp Cultivation – Agricultural Commissioner ([View Item](#))
8. Correspondence
  1. This Board has received a letter from the U.S. Department of Housing and Urban Development (HUD) regarding the performance assessment of Stanislaus County's Community Development Block Grant and the Emergency Solutions Grant programs for Program Year 2018. ([View Item](#)) (Recommendation: Refer to the Department of Planning and Community Development.)
  2. This Board has received a Claim for Refund of Property Taxes filed on behalf of The House Modesto, Inc., regarding assessments for tax years 2013-2014, 2014-2015, 2015-2016, 2016-2017, 2017-2018 and 2018-2019. ([View Item](#)) (Recommendation: Refer to County Counsel and the Auditor-Controller.)
  3. This Board has received the following claims: Amber Johnsen; David Wilson; Jane Drumm; Joseph A. Androvich, Attorney for Claimant, on behalf of Marie Kimball on behalf of Karolene Kimball; and, Alfonso Vargas. (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 - Anticipated Litigation: Pursuant to Government Code Section 54956.9 (d)(4). One Matter
  2. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One Case: James Jack Jr. v. County of Stanislaus, et al. United States District Court, Eastern District Case No. 17-CV-0520