



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

April 28, 2020

9:00 AM

Chambers - Basement Level

1010 10th Street

Modesto, CA 95354

www.stancounty.com/board/index.shtm

**MEMBERS OF THE PUBLIC MAY REMOTELY OBSERVE THE MEETING AND ADDRESS THE BOARD VIA TELEPHONE.
THIS MEETING WILL NOT INCLUDE IN PERSON PUBLIC ATTENDANCE.**

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. Members of the public may observe the meeting and provide comments to the Board via email or telephone as described below.

How to observe the Meeting:

- You can observe the live stream of the meeting at <http://www.stancounty.com/sclive/>
- In addition, Board meetings are 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

How to submit Public Comment:

- If you wish to provide verbal comments via telephone, please call the Clerk of the Board office in advance of the meeting at 209-525-4494 for instructions. Please be prepared to provide the following information: your name, telephone number where you can be reached during the meeting, and whether you wish to speak under the Public Comment Period or regarding a specific agenda item. Members of the public will be telephoned and provided an opportunity to speak during the meeting.
- If you prefer to provide a written comment on a specific agenda item, please submit your comments via email by 5:00 p.m. on the Monday prior to the Board meeting. Please email your comment to the Clerk of the Board at cobsupport@stancounty.com and include the Agenda Item Number in the subject line of the email. Your written comment will be distributed to the Board of Supervisors and kept on file as part of official record of the Board meeting.

General Information regarding the Board of Supervisors Agenda:

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.

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.

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: 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.

Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are 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 online 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. Update Related to the 2019 Novel Coronavirus (COVID-19) Emergency
– Chief Executive Officer
4. Presentation: Stanislaus County Employees' Retirement Association from
Rick Santos, Executive Director
5. Public Comment Period
6. Consent Calendar
 - A. Miscellaneous
 1. Approval of the Minutes for April 21, 2020 ([View Item](#))
 2. Acceptance of the Resignation of Jill Neifer from the Stanislaus County Behavioral Health Board ([View Item](#))
 3. Acceptance of the Resignation of Jane Lopes from the Oakdale Fire Protection District Board of Directors ([View Item](#))

B. Chief Executive Office

1. Approval to Adopt County Retirement Contribution Rates for Budget Year 2020-2021 as Contained in the Stanislaus County Employees' Retirement Association Actuarial Valuation as of June 30, 2019 – Chief Executive Office ([View Item](#))
2. Approval to Transfer Appropriations for the Department of Child Support Services for Emergency Technology Safeguards – Child Support Services ([View Item](#))

C. Department of Public Works

1. Approval to Authorize the Chairwoman of the Board to Sign and Enter into a Consent to Common Use Agreement (CCUA) with Turlock Irrigation District (TID) ([View Item](#))
2. Approval to Adopt a Mitigated Negative Declaration for the Keyes Road over TID Ceres Main Canal Bridge Replacement Project ([View Item](#))
3. Approval to Adopt a Resolution Certifying the 2019 Mileage in Stanislaus County's Maintained Mileage Road System ([View Item](#))
4. Approval to Adopt Plans and Specifications for the Albers Road Pavement Rehabilitation Project and Award the Construction Contract to George Reed, Inc. of Modesto, California ([View Item](#))

D. Department of Planning and Community Development**E. County Counsel****7. Public Hearings**

1. Public Hearing to Consider the Planning Commission's Recommendation of Approval for General Plan Amendment and Rezone Application No. PLN2019-0045, Beeler Development, a Request to Amend the General Plan, Community Plan, and Zoning Designations of a 1.08-Acre Parcel to Planned Development to Allow for Construction of a 19,652 Square-Foot Warehouse Building To Allow for Low-People Intensive Light Industrial, Office, and Commercial Uses, Located at 4731 Kiernan Court, North of the Highway 99 and Kiernan Interchange, West of Sisk Road, in the Community of Salida – Planning and Community Development ([View Item](#))
2. Public Hearing to Consider the Planning Commission's Recommendation of Approval for General Plan Amendment and Rezone Application No. PLN2019-0077, Derrel's Mini Storage, a Request to Amend the General Plan and Zoning Designation of a 9.77 Acre Parcel from Agriculture and A-2-40 (General Agriculture) to Planned Development (P-D) and Amend the Zoning Designation of Three Parcels Totaling Three Acres from Expired P-D (202) to a New P-D to Allow Expansion of an Existing Mini Storage and RV Storage Business in Phases, Located at 5024, 5038, and 5118 Tunson Road, and 907 Kiernan Avenue, on the North Side of Kiernan Avenue, in the Modesto Area – Planning and Community Development ([View Item](#))

8. Discussion Items
 1. Accept an Update on the Small Business Relief Program and Authorize the Use of up to \$3,000,000 from the Coronavirus Aid, Relief, and Economic Security (CARES) Act in lieu of the Original \$1,000,000 General Fund Contribution – Chief Executive Office ([View Item](#))
9. Correspondence
 1. This Board has received a notice from the California Wildlife Conservation Board regarding the Great Valley and Modoc Plateau Vernal Pool Conservation Planning Project. ([View Item](#))
(Recommendation: Fish and Wildlife Committee.)
 2. This Board has received a notice regarding the substantial reduction in operations at Trumpet Behavioral Health – Modesto, which offers therapy services for children with autism and their families. ([View Item](#))
(Recommendation: Refer to Behavioral Health and Recovery Services, and the Department of Workforce Development.)
 3. This Board has received Worker Adjustment and Retraining Notification letters regarding the furlough or temporary layoff of employees from the following businesses: Black Bear Diner; Dick's Sporting Goods, Inc.; Out West Restaurant Group, Inc.; San Joaquin Valley College, Inc.; Abercrombie & Fitch Company; Southwestern & Pacific Specialty Finance, Inc.; Sysco Central California, Inc.; and, Torrid LLC. ([View Item](#))
(Recommendation: Refer to the Department of Workforce Development.)
 4. This Board has received a letter from the Riverdale Park Tract Community Services District regarding chemicals in their water system exceeding the notification levels. ([View Item](#))
(Recommendation: Refer to the Department of Environmental Resources.)
 5. This Board has received a letter from the Stanislaus County Employees Retirement Association regarding Fiscal Year 2020-2021 retirement contribution rates and funded status as of June 30, 2019. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office.)
 6. This Board has received the following claims: Frederick J. Sette, Esq. on behalf of Rosa E. Cornejo, Brian Cornejo, Adriana Cornejo; Frederick J. Sette, Esq. on behalf of Jorge Gutierrez; Juan C. Marquez; and, Nationwide Agribusiness a/s/o Gary & Deborah Babb.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office – Risk Management Division.)
10. Board of Supervisors' Reports
11. Legislative, Fiscal and Management Report - Chief Executive Officer
12. Adjournment

13. Closed Session:
 1. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One case: The House Modesto v. County of Stanislaus, Stanislaus Superior Court Case No. 2027505
 2. Conference with Legal Counsel - Anticipated Litigation: Pursuant to Government Code Section 54956.9 (d)(4). One Matter