



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

August 11, 2020

9:00 AM

Chambers - Basement Level

1010 10th Street

Modesto, CA 95354

www.stancounty.com/board/index.shtm

Public Access to the Board of Supervisors Meetings

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

- This meeting will be open to the public. Effective June 22, 2020, pursuant to the order issued by Governor Newsom and consistent with guidance issued by the California Department of Public Health, social distancing and face coverings are required for in person attendance at the meeting. The chamber's audience seating capacity will be limited to approximately thirty (30) persons.
- You can also 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
- If you would like to provide a written comment, please submit your comments via email prior to the start of the Board meeting. Please email your comment to the Clerk of the Board at cobsupport@stancounty.com and include the Agenda Item Number or Public Comment Period 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 and Essential Services in Stanislaus County – Chief Executive Officer
4. Public Comment Period
5. Consent Calendar
 - A. Miscellaneous
 1. Approval of the Minutes for July 28, 2020 ([View Item](#))
 2. Approval of a Commendation for the Stanislaus County Swiss Club Upon their 100th Anniversary ([View Item](#))
 3. Approval of Appointment of Ernie Garza to the Keyes Municipal Advisory Council ([View Item](#))
 4. Approval of Appointment of Dean Fadeff to the Stanislaus County Workforce Development Board ([View Item](#))

B. Chief Executive Office

1. Approval to Set the Date of September 15, 2020, at the 6:30 P.M. Meeting to Receive a Report from the Sheriff's Department and Hold a Community Forum Regarding Immigration and Customs Enforcement Access, Pursuant to Government Code Section 7283.1(d) – Sheriff ([View Item](#))
2. Approval to Close the Community Services Agency Revolving Imprest (Petty) Cash Fund – Community Services Agency ([View Item](#))
3. Approval to Award a Construction Contract in the Amount of \$392,989 to Barham Inc., dba BZ Construction for the Modesto Library MakerSpace Project, and Related Matters – Chief Executive Office ([View Item](#))
4. Consideration and Approval of Response to the Stanislaus County Civil Grand Jury Regarding the Stanislaus County Civil Grand Jury 2019-2020 Final Report – Chief Executive Office ([View Item](#))
5. Approval 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](#))
6. Approval of the Final 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](#))
7. Approval of an Update on Emergency Repairs to the Public Safety Center West, Minimum Housing Unit 1, and Support Services Facility's Fire-Life Safety, Secure Electronics, Video Surveillance Systems, and Additional Needed Repairs – Chief Executive Office ([View Item](#))
8. Approval to Finalize and Execute an Amendment to Extend the Agreement with Doctors Medical Center for Inpatient Psychiatric Services from September 1, 2020 through September 30, 2020 – Behavioral Health & Recovery Services ([View Item](#))
9. Approval to Appoint a Landfill Equipment Operator III at the Department of Environmental Resources at Step Five (5) of the Salary Range – Environmental Resources ([View Item](#))

C. Department of Public Works

1. Approval to Initiate Proceedings for the Expansion of County Service Area No. 4 in Salida ([View Item](#))
2. Approval to Adopt Plans and Specifications for the Keyes Road at Turlock Irrigation District Ceres Main Canal Bridge Replacement Project and Award the Construction Contract to Agee Construction Corporation of Clovis, California ([View Item](#))
3. Approval to Transfer Title of the Stanislaus County Owned Parcel Identified as Assessor Parcel Number (APN) 136-036-089 to the City of Modesto, Located Within the Town of Salida ([View Item](#))

D. Department of Planning and Community Development

1. Approval to Set a Public Hearing for August 25, 2020, at the 9:00 A.M. Meeting, to Consider the Planning Commission's Recommendation of General Plan Amendment, Rezone, Use Permit, and Development Agreement Application No. PLN2018-0093, The Genezen Project, Request to Amend the General Plan and Zoning Designation, to Allow Operation of an Indoor Commercial Cannabis Cultivation, Manufacturing (Volatile), Distribution, and Potential Future Retail Activities in an Existing 25,758 Square-Foot Warehouse, Located at 485 Bitritto Way, between Charity Way and Kiernan Avenue, in the Modesto Area ([View Item](#))
2. Approval to Set a Public Hearing for August 25, 2020, at the 9:00 A.M. Meeting, to Consider the Planning Commission's Recommendation of Approval for Use Permit and Development Agreement Application No. PLN2020-0036, The Peoples Remedy, a Request to Establish a Commercial Cannabis Retail Storefront Business Including Delivery Services, Located at 1119 Lone Palm Avenue, Between Woodland and Kansas Avenues, West of State Route 99, in the Modesto Area ([View Item](#))

E. County Counsel

6. Public Hearings

1. Public Hearing to Consider the Planning Commission's Recommendation of Approval of Rezone Application No. PLN2017-0098 - Best RV Center, a Request to Rezone Eight Parcels to Expand and Reorganize an Existing Recreational Vehicle (RV) Sales Business by Allowing the Expansion of RV Storage in Two Phases, Located at 5100, 5340, 6424, and 6460 Taylor Court and 4318 W. Warner Road, Between East Keyes Road and East Taylor Road, in the Keyes and Turlock Area – Planning and Community Development ([View Item](#))
2. Public Hearing to Consider the Adoption of the Updated County Public Facilities Fees (PFF) Program – Chief Executive Office ([View Item](#))

7. Discussion Items

1. Acceptance of the Interim Report of Costs and Ratification of Actions of the Chief Executive Officer Related to the Response to the COVID-19 Emergency Including General Administration and Human Relations Support, Along With an Executed Lease Amendment for Additional Space for the Office of Emergency Services and the Health Services Agency/Public Health Needed to Ensure Essential County Operations – Chief Executive Office ([View Item](#))

8. Correspondence

1. This Board has received a letter from the U.S. Department of the Interior regarding the President's Executive Order on Building and Rebuilding Monuments to American Heroes.
(Recommendation: Refer to the Chief Executive Office.) ([View Item](#))

2. This Board has received a letter from the Keyes Community Services District regarding the resignation of Davie Landers from their Board of Directors. (Recommendation: Refer to the Clerk-Recorder and Registrar of Voters.)
([View Item](#))
 3. This Board has received a letter regarding the resignation of Linda Nunes from the Riverdale Park Tract Community Service District Board of Directors. (Recommendation: Refer to the Clerk-Recorder and Registrar of Voters.)
([View Item](#))
 4. This Board has received the following claims: Monique Lee; City of Stockton; Thomas Crum; Jill Bodenhausen and Ryan Kennedy; and, Katherine Dugan, GEICO Indemnity Company on behalf of Timothy Marc Andrews. (Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office.)
9. Board of Supervisors' Reports
 10. Legislative, Fiscal and Management Report - Chief Executive Officer
 11. Adjournment
 12. Closed Session:
 1. Conference with Director of Emergency Services - Threat to Public Services: Pursuant to Government Code section 54957(a), the Board will confer with the Director of Emergency Services and County Counsel regarding matters posing a threat to essential public services and the public's right of access to public services or facilities.
 2. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One Case: James Allen Jack v. Eric Pearson, Stanislaus County Superior Court Case No. CV-20-000945
 3. Conference with Legal Counsel - Anticipated Litigation pursuant to Government Code Section 54956.9 (d)(4). Two matters.