



## 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 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)

#### 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](http://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](mailto: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](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 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 online 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. Moment of Silence for Former Stanislaus County District Attorney Donald Stahl
3. Invocation
4. Presentation
  - A. Stanislaus County 2019 Agricultural Crop Report
5. Public Comment Period
6. Consent Calendar
  - A. Miscellaneous
    1. Approval of the Minutes for August 11, 2020 ([View Item](#))
    2. Approval of a Commendation for the Honorable Judge Marie Sovey Silveira Upon her Retirement from the Stanislaus County Superior Court ([View Item](#))
    3. Approval of Appointment of Holly Grace Currie to the Stanislaus County Child Abuse Prevention Council ([View Item](#))
    4. Acceptance of the Resignation of Scott Hicks from the Stanislaus County Planning Commission ([View Item](#))

5. Acceptance of the Resignation of Tatiana Olivera from the Stanislaus County Equal Rights Commission ([View Item](#))
- B. Chief Executive Office
1. Approval to Declare Vehicles and Equipment as Surplus and Authorize their Sale – General Services Agency ([View Item](#))
  2. Approval of Project Plans and Specifications for the Community Services Facility Parking Lot Improvement Project, and Related Matters – Chief Executive Office ([View Item](#))
  3. Approval to Proclaim September 2020 National Preparedness Month in Stanislaus County – Office of Emergency Services/Fire Warden ([View Item](#))
  4. 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](#))
  5. 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](#))
  6. Acceptance of the Stanislaus County Treasury Pool June 2020 Monthly Investment Report – Treasurer / Tax Collector ([View Item](#))
  7. Approval to Extend the Expiration Date of the Current Memorandum of Understanding Between the County of Stanislaus and the Stanislaus County Deputy Probation Officers Association from July 1, 2020 to December 31, 2020 – Chief Executive Office ([View Item](#))
  8. Approval of Change Orders Within the Approved Budgets for the Empire Branch Library Replacement Project for Acoustical Ceilings and for the Turlock Branch Library Replacement and Renovation Project for an Additional Fire Hydrant Along with Exterior Courtyard and Children's Learning Tree Area Enhancements Funded by the Friends of the Turlock Library – Chief Executive Office ([View Item](#))
  9. Acceptance of the Real Estate Fraud Prosecution Trust Fund Annual Report for Fiscal Year 2019-2020 – District Attorney ([View Item](#))
  10. Authorize the Auditor-Controller, on Behalf of the Department of the Public Defender, to Pay a Prior Year Invoice for Services Provided in a Prior Year – Public Defender ([View Item](#))
  11. Approval of Amendment No. 1 to Extend the Lease Agreement between La Grange Improvement Association through December 1, 2020 for Property Located at 30178 and 30198 Yosemite Blvd., La Grange, CA – Parks and Recreation ([View Item](#))
- C. Department of Public Works
1. Approval of a One-Year Agreement for Transit Contractor Services with Storer Transit Systems, Inc., in the Amount of \$5,962,748 ([View Item](#))
  2. Approval of Amendment No. 1 to Cooperative Agreement A-07-568 with San Joaquin County for the McHenry Avenue and Stanislaus River Bridge Replacement Project ([View Item](#))
  3. Approval to Adopt a Mitigated Negative Declaration for the East Las Palmas Bridge Maintenance Project ([View Item](#))

4. Approval to Adopt Plans and Specifications for the Ladd Road and Saint John Road Intersection Safety Improvement Project and Award the Construction Contract to George Reed, Inc. of Modesto, California  
([View Item](#))
- D. Department of Planning and Community Development
  1. Approval to Adopt the Recommended Decision of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisance at 716 Turner Street, Modesto, California 95351; and, Authorize the Recovery of Costs Associated with Abatement of the Property ([View Item](#))
  2. Approval of a Memorandum of Understanding with the Housing Authority of the County of Stanislaus for the Completion of National Environmental Policy Act Environmental Reviews for Federal Housing and Urban Development Funded Projects within the Stanislaus Urban County Area ([View Item](#))
  3. Authorization to Negotiate and Sign an Agreement with Benchmark Resources, of Folsom, California, to Provide Mining Inspection Services through June 30, 2025 ([View Item](#))
- E. County Counsel
7. Public Hearings
  1. Public Hearing to Consider the Planning Commission's Recommendation of Approval for General Plan Amendment, Rezone, Use Permit, and Development Agreement Application No. PLN2018-0093, The Genezen Project, a Request 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 – Planning and Community Development ([View Item](#))
  2. Public Hearing to Consider the Planning Commission's Recommendation for Approval of 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 – Planning and Community Development ([View Item](#))
8. Discussion Items
  1. Update Related to the 2019 Novel Coronavirus (COVID-19) Emergency and Essential Services in Stanislaus County Including a Report on the Authorities of the Board of Supervisors Related to State of California Public Health Orders for Schools in Response to COVID-19 and Related Matters – Chief Executive Office ([View Item](#))
  2. Approval to Establish a Local Spending Plan for State Pass-through CARES Coronavirus Relief Funds in the Amount of \$12.8 Million – Chief Executive Office ([View Item](#))

3. Update on the Use of \$15 Million of Coronavirus Aid, Relief, and Economic Security Act Coronavirus Relief Funds and Approval of Actions of the Chief Executive Officer Related to the Response of COVID-19, the Business Grant Scoring Criteria, Nonprofit Support Program, and Related Actions – Chief Executive Office ([View Item](#))
  4. Approval to Proclaim the Existence of a Local Emergency Due to Fires Impacting Stanislaus County – Office of Emergency Services/Fire Warden ([View Item](#))
9. Correspondence
1. This Board has received a notice from the California High-Speed Rail Authority regarding the availability of the final supplemental environmental impact report and statement for the Merced to Fresno Section of the High-Speed Rail Project. (Recommendation: Refer to the Department of Public Works.) ([View Item](#))
  2. This Board has received Worker Adjustment and Retraining Notification letters regarding the layoff of employees from Chartwells; Charlotte Russe; and, Golden Valley Health Centers. (Recommendation: Refer to the Department of Workforce Development.) ([View Item](#))
  3. This Board has received the following claims: Jerry Imig; Sasha Farahi Esq. on behalf of Gloria Jasso Rangel; Sasha Farahi Esq. on behalf of Alma Delia Jasso Rangel; R&P Vending aka Bella Vending; Ivette Diaz; Antonio J. Reyes; Mendoza & Figone, Attorneys at Law on behalf of Amanoeel Yonenpour; Lisa Ballard and, Jason Edwin Felt. (Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office.)
10. Board of Supervisors' Reports
11. Legislative, Fiscal and Management Report - Chief Executive Officer
12. Adjournment
13. 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). Two cases: Vasquez v. County of Stanislaus, Alameda County Superior Court Case No. Case No.: 2:20-cv-00217-JAM-CKD; David McDaniel v Stanislaus County Sheriff's Department, et al United States District Court Eastern District Case No. 2:20-at-00604
  3. Conference with Real Property Negotiator: Property: Finch Road Animal Shelter, 2846 Finch Road, Modesto, CA. Agency Negotiators: Jody Hayes, Patricia Hill Thomas. Negotiating Party: Shane Parsons and Partners or Sarjiwan Singh. Under Negotiation: Both Terms of Payment and Price.
  4. Conference with Legal Counsel - Anticipated Litigation pursuant to Government Code Section 54956.9 (d)(4). Two items.