



## BOARD OF SUPERVISORS

*Buck Condit, District 1*  
*Vito Chiesa, District 2*  
*Terry Withrow, District 3*  
*Mani Grewal, District 4*  
*Chance Condit, District 5*

1010 10th Street  
Modesto, CA 95354  
Phone: 209-525-4494 Fax 209-525-4420

### AGENDA

November 28, 2023

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. If you would like to provide a written comment, please email your comment to the Clerk of the Board at [cobsupport@stancounty.com](mailto:cobsupport@stancounty.com) by 4:00 p.m. on Monday, the day before the meeting, 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 the official record of the Board meeting.

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 online at: [www.stancounty.com/bos/board-video.shtm](http://www.stancounty.com/bos/board-video.shtm) or at <http://stancounty.com/bos/youtube>.

**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. Presentations:
  1. Employee Service Awards:
    - Honored for Twenty-Five Years of Service:  
Theresa T. Estrada - Community Services Agency
  
    - Honored for Thirty-Five Years of Service:  
Elizabeth Uribe Green - Community Services Agency  
Jeffrey Csolak - General Services Agency
  2. The Unmet Transit Needs Process – Stanislaus Council of Governments
4. Public Comment Period
5. Consent Calendar
  - A. Miscellaneous
    1. Approval of the Minutes for November 7, 2023 ([View Item](#))
    2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1350 to Establish New Fees and Amend or Eliminate Existing Fees for the Department of Parks and Recreation ([View Item](#))
    3. Approval of Appointment of Gary D. Page to the Knights Ferry Cemetery District ([View Item](#))
    4. Approval of Appointment of Keri Magee to the First 5 Stanislaus Commission ([View Item](#))
    5. Approval to Declare a Vacancy on the Commission on Aging ([View Item](#))
  - B. Chief Executive Office
    1. Approval of Amendment No. 1 to the Agreement for Independent Contractor Services with Carbon Activated Corporation for Change-Outs of the Filter System of the Groundwater Extraction Treatment System Located at the Geer Road Landfill – Environmental Resources ([View Item](#))
    2. Approval to Amend Master Agreements with Champion Industrial Contractors Inc. for On-Call Mechanical and Refrigeration Services, and with RFI Enterprises, Inc. for Lenel Card Reader Services – General Services Agency ([View Item](#))
    3. Approval of the Certification Statements for the California Children's Services, Child Health and Disability Prevention Programs, and the Health Care Program for Children in Foster Care for Fiscal Year 2023-2024 – Health Services Agency ([View Item](#))
    4. Acceptance of a Quarterly Report on Stanislaus County's Investment of American Rescue Plan Act Funding for the Provision of Navigation and Case Management Services and in Support for Farmworker Resource Centers – Community Services Agency ([View Item](#))

5. Approval of an Agreement with Health Management and Associates, Inc. For Justice Involved Pre-Release Medi-Cal Application Mandate Compliance Retroactively to July 1, 2023 Through September 30, 2024 – Community Services Agency ([View Item](#))
6. Approval to Apply for and Accept if Awarded the Regional Climate Collaborative Program Grant in the Amount of \$1,750,000 from the California Strategic Growth Council – Health Services Agency ([View Item](#))
7. Approval of Amendment No. 1 to Agreement with Accela, Inc., for Renewal of the Health Civic Application Software used by the Environmental Resources' Hazardous Materials Division – Environmental Resources ([View Item](#))
8. Approval for the District Attorney to Accept a Grant Award in the Amount of \$195,897 from the California Department of Insurance Fraud Division Retroactively for the Fiscal Year 2024 Automobile Insurance Fraud Program – District Attorney ([View Item](#))
9. Acceptance of the Report of Donations Received by the County of Stanislaus for the First Quarter of Fiscal Year 2024 – Auditor-Controller ([View Item](#))
10. Approval of Contract Change Order No. 2 to Increase the Construction Contract with Ford Construction Company for the Geer Road Landfill Drainage Repair Project – Environmental Resources ([View Item](#))
11. Acceptance of an Update on Stanislaus County's \$5 Million Investment to Stanislaus Equity Partners, Inc., a 501 (c) (3) Non-Profit Corporation, to Provide Services to Disproportionately Impacted Communities in Stanislaus County – Chief Executive Office ([View Item](#))
12. Approve the Fourth Amendment to the Joint Exercise of Powers Agreement between the City of Modesto and the County of Stanislaus for Emergency Dispatch Services – Chief Executive Office ([View Item](#))
13. Acceptance of the Stanislaus County Public Facilities Fees Annual Financial Report for Fiscal Year Ended June 30, 2023 – Auditor-Controller ([View Item](#))
14. Consideration and Approval of the 2024 First Quarter Financial Report and Related Actions – Chief Executive Office ([View Item](#))
15. Approval of a Budget Adjustment to the County Operations - Airport Legal Budget Unit to Distribute Aircraft Tax Revenue to the City of Modesto for Improvements at the Modesto City/County Airport – Chief Executive Office ([View Item](#))
16. Approval to Use up to \$17,500 of Community Development Funds to Assist the Oakdale Rural Fire Protection District with Election-Related Expenses – Chief Executive Office ([View Item](#))
17. Approval to Proceed with the Replacement of Heating Ventilation and Air Conditioning Unit No. 6 at the Gallo Center for the Arts Facility Utilizing the County's Job Order Contract with Champion Industrial Contractors, Inc. – General Services Agency ([View Item](#))

C. Department of Public Works

1. Authorization for the Road Commissioner to Utilize a Sole Source Exemption for the Purchase of Road Construction Materials from the Ten Nearest Quarries/Plants in an Amount Not-to-Exceed \$7.3 Million ([View Item](#))
2. Approval of a Cost Sharing Agreement Between the City of Riverbank and Stanislaus County for the Claribel Road Overlay Project ([View Item](#))
3. Approval to Adopt a Supplemental Initial Study and Mitigated Negative Declaration for the Aemetis Biogas, LLC Dairy Biogas Cluster Project ([View Item](#))
4. Approval of an Agreement for Acquisition of Property Located at 4825 - 4832 Roselle Avenue, Modesto, California, for the North County Corridor Project, Grantor: Covenant Grove Church, Assessor's Parcel Number: 083-002-025 ([View Item](#))
5. Acceptance of an Update on Stanislaus County's Investment of American Rescue Plan Act Funding to Community Infrastructure in County Island Communities ([View Item](#))
6. Approval of Public Works Director to Accept Road Reservation for Public Right-of-Way Located on Vacant Land Along Plainview Drive, Modesto, California, for the North County Corridor Project, Owner: Efram and Monet Florendo Assessor's Parcel Number: 083-002-030 ([View Item](#))
7. Approval of an Update in Accordance with Public Contract Code Section 22050 for the Emergency Temporary Repairs to Crabtree Road Bridge over Dry Creek ([View Item](#))

D. Department of Planning and Community Development

1. Approval to Set a Public Hearing on December 12, 2023, at the 9:00 A.M. Meeting, to Consider the Planning Commission's Recommendation of Stanislaus County Williamson Act Uniform Rules Update and Ordinance Amendment Application Number PLN2023-0121 - Lot Line Adjustment and Agricultural Preserve Update (County Initiated) ([View Item](#))
2. Approval to Set a Public Hearing on December 19, 2023, at the 6:30 P.M. Meeting, to Consider the Planning Commission's Recommendation of Approval of the Cancellation of the Development Agreement for Natural Remedies Consulting, Inc., a Commercial Cannabis Retail, Distribution, Manufacturing, and Indoor Cultivation Operation, Located at 5272 Jerusalem Court, North of Kiernan Avenue, in the Modesto Area, APN: 004-065-019 ([View Item](#))

E. County Counsel

6. Public Hearings

1. Public Hearing to Consider the Adoption and Waiving of the Second Reading of Ordinance C.S. 1351 Establishing a Tax on Cannabis Business Activities Within the Unincorporated Area of the County and Adopt a Resolution Calling for an Election on the Ordinance – Chief Executive Office ([View Item](#))

7. Discussion Items
  1. Approval to Enter into an Agreement with Telecare Corporation for the Provision of 24/7 Mobile Crisis Services in the Amount of \$4,459,278 for the Term of November 29, 2023 Through December 31, 2024 – Behavioral Health & Recovery Services ([View Item](#))
8. Correspondence
  1. This Board has received a Worker Adjustment and Retraining Notification (WARN) letter from Ruan Transport Corporation regarding the layoff of employees at its facility located at 830 W. Glenwood St. in Turlock, CA. ([View Item](#)) (Recommendation: Refer to the Department of Workforce Development.)
  2. This Board has received Claims for Refund of Property Taxes filed on behalf of Zayo Group LLC, regarding assessments for fiscal year 2019-2020. ([View Item](#)) (Recommendation: Refer to County Counsel and the Auditor-Controller.)
  3. This Board has received a notice from the California Fish and Game Commission regarding proposed changes in regulations related to Exotic Game Mammals and Wild Pig Validations. ([View Item](#)) (Recommendation: Refer to the Fish and Wildlife Committee.)
  4. This Board has received a letter from the Knights Ferry Community Services District regarding the resignation of Gary Briery from their Board of Directors. ([View Item](#)) (Recommendation: Acknowledge receipt of letter.)
  5. This Board has received a notice from the California Natural Resources Agency regarding the timelines and requirements for the replacement of all geographic features and place names containing the word “squaw”. ([View Item](#)) (Recommendation: Refer to the Chief Executive Office, Department of Planning and Community Development, and the Department of Parks and Recreation.)
  6. This Board has received the following claims: Stacy McGuire; Salvin Singh; Jamil Stubbs; Sheila Allen; Steven Burch; Diana Dyer (amended); James Hall, Jr. (amended); Willert Roderick Waller, Jr. (amended); J.T., a minor; Alicia Bravoperez; Deborah L. Middleton; and, Justin Ramsdell (amended). (Recommendation: Acknowledge receipt of claims and refer to the Office of County Counsel.)
9. Board of Supervisors' Reports
10. Legislative, Fiscal and Management Report - Chief Executive Officer
11. Adjournment
12. Closed Session: Conference with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One case: Emmanuel Wyatt, et al v. County of Stanislaus, et al., US District Court Eastern District Case No. 1:21-cv-00455-NONE-SAB.