



## 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

April 16, 2024

**Special Meeting**  
**5:30 PM**

**Regular Meeting**  
**6:30 PM**

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 10th 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.

**Special Meeting****5:30 PM**

1. Closed Session: Conference with Legal Counsel – Existing litigation: Pursuant to Government Code Section 54956.9 (d)(1). Three cases: Estate of Alejandro Sanchez, et al., v. County of Stanislaus, et al. US District Court Eastern District, 1:18-cv-00977-DAD-BAM, Louise Galvan v. County of Stanislaus et al. US District Court Eastern District, Case No. 1:21-CV-01641-DAD-BAM, and Tiffany Macias, et al. v Stanislaus County, et al., Stanislaus County Superior Court Case No. CV-23-000626.

**Regular Meeting****6:30 PM**

2. Pledge Allegiance to the Flag
3. Invocation
4. Public Comment Period
5. Consent Calendar
  - A. Miscellaneous
    1. Approval of the Minutes for March 26, 2024 ([View Item](#))
    2. Acceptance of the Resignation of Ignacio Chavez from the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
    3. Approval to Reappoint Wayne Zipser and David L. White to the Crows Landing Industrial Business Park Enhanced Infrastructure Financing District Public Financing Authority ([View Item](#))
  - B. Chief Executive Office
    1. Approval of the First Amendment to the Agreement for American Rescue Plan Act Services with Stanislaus Business Alliance, Doing Business As Opportunity Stanislaus, for the Bioindustrial Manufacturing Strategy and Related Actions – Chief Executive Office ([View Item](#))
    2. Approval of the Eighth Amendment to the Professional Services Agreement with Mead and Hunt, Inc., for Aviation Consulting Services for the Crows Landing Industrial Business Park Project – Chief Executive Office ([View Item](#))
    3. Acceptance of the Stanislaus County Treasury Pool February 2024 Monthly Investment Report – Treasurer / Tax Collector ([View Item](#))
    4. Approval to Set a Public Hearing on June 25, 2024, at the 9:00 a.m. Meeting, to Consider Adoption of the Revised 2022 Modesto Subbasin Groundwater Sustainability Plan – Environmental Resources ([View Item](#))
    5. Approval to Set a Public Hearing on April 30, 2024, at the 9:00 a.m. Meeting, to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees Collected by the Treasurer-Tax Collector Department – Treasurer / Tax Collector ([View Item](#))

6. Acceptance of an Update on Building Community Services Investment Projects and Approval to Increase the Project Allocations to the Ray Simon Regional Criminal Justice Training Center Heating, Ventilation, and Air Conditioning Project and the Sheriff's Support Services Boiler Replacement Project by \$821,000 and \$420,800, Respectively, and Related Matters – General Services Agency ([View Item](#))
  7. Acceptance of an Update on the County's Obligation to Provide Translation and Bilingual Services – Chief Executive Office ([View Item](#))
  8. Approval of Appointment of Erik Klevmyr as the Interim Stanislaus County Fire Warden, Assistant Director of the Office of Emergency Services – Chief Executive Office ([View Item](#))
- C. Department of Public Works
1. Approval of an Agreement for Acquisition of Property Located at 3800 Claribel Road, Modesto, California, for the North County Corridor Project, Grantor: BMT Enterprises, LLC, Assessor's Parcel Number: 084-001-013 ([View Item](#))
  2. Approval of an Agreement and Payment to RES-RLH West Coast, LLC for Environmental Mitigation Measures on the North County Corridor Phase 1 Project ([View Item](#))
  3. Approval of an Amended and Restated Memorandum of Agreement for the Preliminary Engineering Including Final Design Phase of the 7th Street Bridge Project with the City of Modesto ([View Item](#))
- D. Department of Planning and Community Development
1. Approval to Rescind a Portion of Williamson Act Contract No. 1976-2136, Located at 6939 Shoemake Avenue, Between Fisher and North Hart Roads, in the Modesto Area; and Approve a New Contract, Pursuant to Lot Line Adjustment Application No. PLN2021-0038 - Fultz - Shoemake Avenue ([View Item](#))
  2. Approval to Set a Public Hearing April 30, 2024, at the 9:00 A.M. Meeting, to Consider Approval of the Fiscal Year 2024-2025 Annual Action Plan for the U.S. Department of Housing and Urban Development Entitlement Programs ([View Item](#))
- E. County Counsel
6. Public Hearings
1. Public Hearing to Consider Elimination of the County Provided Primary Care Services and Physician Training Support at Paradise Medical Office, and the Specialty and Physical Rehabilitation Services and Some Obstetric Services at the McHenry Medical Office – Health Services Agency ([View Item](#))
  2. Public Hearing to Consider the Planning Commission's Recommendation of Approval of General Plan Amendment and Rezone Application No. PLN2023-0031 - Secured Space Self Storage, a Request to Amend the Community Plan Designation from Medium-Density Residential to Commercial and the Zoning Designation from General Agriculture (A-2-10) to Planned Development (P-D) to Allow for the Operation of an Existing Mini-Storage Facility on a 4.67± Acre Parcel, Located on 5024, 5028, and 5030 Rohde Road, between Esmar and Faith Home Roads, in the Keyes Area, and Adoption of a Mitigated Negative Declaration – Planning and Community Development ([View Item](#))

3. Public Hearing to Consider the Planning Commission's Recommendation of Approval for Development Agreement Application No. PLN2023-0160-Medallion Wellness, a Request to Adopt a New Development Agreement for Use Permit Number PLN2018-0111, a Previously Permitted Commercial Cannabis Operation, Located at 4213 McHenry Avenue, Northwest of the McHenry and Pelandale Avenue Intersection, in the Modesto Area, and Find the Cancellation Exempt from the California Environmental Quality Act Pursuant to CEQA Guidelines Section 15061, Assessor's Parcel Number: 046-008-013 – Planning and Community Development ([View Item](#))
4. Public Hearing to Consider the Planning Commission's Recommendation of Approval for the Cancellation of the Adopted Development Agreement for Bynate, a Commercial Cannabis Retail Business, Located at 21931 State Highway 33, Between Fink Road and Ike Crow Road, in the Crows Landing Area, and Find the Cancellation Exempt from the California Environmental Quality Act Pursuant to CEQA Guidelines 15061, Assessor's Parcel Number: 027-012-055 – Planning and Community Development ([View Item](#))
7. Discussion Items
  1. Approval to Introduce and Waive the First Reading of an Ordinance Amending Stanislaus County Code Title 9 to Add Chapter 9.96 to Authorize the County of Stanislaus to Join the San Joaquin County Health Commission – Chief Executive Office ([View Item](#))
  2. Approval to Declare an Emergency in Accordance with Public Contract Code Section 22050 for the Emergency Repairs to Crows Landing Community Services District's Well No. 4 – Public Works ([View Item](#))
8. Correspondence
  1. This Board has received a letter from the California Fish and Game Commission regarding proposed regulations relating to mammal hunting regulations. ([View Item](#)) (Recommendation: Refer to the Fish and Wildlife Committee.)
  2. This Board has received a Worker Adjustment and Retraining Notification (WARN) letter from Volta Charging Industries, LLC, regarding the layoff of employees throughout California. ([View Item](#)) (Recommendation: Refer to the Department of Workforce Development.)
  3. This Board has received a Claim for Refund of Property Taxes filed on behalf of Pacific Gas and Electric Company regarding assessments for fiscal year 2019-2020. (Recommendation: Refer to County Counsel and the Auditor-Controller.) ([View Item](#))
  4. This Board has received a letter from the U.S. Department of Commerce, National Oceanic and Atmospheric Administration, requesting that the County develop and implement a discretionary well permitting process that adequately consider and minimizes potential impacts to ESA-listed species and their habitat. ([View Item](#)) (Recommendation: Refer to the Department of Environmental Resources and the Fish and Wildlife Committee.)
  5. This Board has received a Worker Adjustment and Retraining Notification letter from Nestle USA, regarding the temporary layoff of employees at their 736 Garner Road, Modesto location starting in July 2024. ([View Item](#)) (Recommendation: Refer to the Department of Workforce Development.)

6. This Board has received the following claims: Corasia Robinson; Asia R. Robinson; Alejandro Ramirez Hernandez; Mickey Ernest Davis; Jose Espindola; Debra and Timothy Reed; Norma Araceli Soltero Rabago (amended); Lexis N. Barton (duplicate); K.A. c/o Lexis Nicole Barton (duplicate); Zale H. Thomas, heir of Decedent Rosanna Anna Petrushkin (duplicate); Eric David Mills; David J. Vasquez; Cody Brown; G.G., a minor; Ronda Swenson M.A.; Salvador Perez; Marta C. Villafuerte; Nimesh Gandhi; and, Sam Saba.  
(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. Announcements:  
State of the County Address by Chairman Mani Grewal  
Thursday, April 25, 2024, at 5:30 p.m.  
Stanislaus County Modesto Library  
1500 I Street, Modesto, California
12. Adjournment