

THE BOARD OF SUPERVISORS
OF THE COUNTY OF STANISLAUS
STATE OF CALIFORNIA

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

March 28, 2023

Invocation was given by Jeff Pishney with Love Stanislaus County.

Lisa McDermott, Carnegie Arts Center Director, provided an update regarding the Turlock Carnegie Arts Center.

Chairman C. Condit acknowledged receipt of written public comments. All public comments submitted via email were distributed to the members of the Board of Supervisors.

Tera Chumley, Director of Parks and Recreation announced the 7th Annual Egg Hunt will be this Saturday, 04/01/2023 from 10:30 a.m. – 1:00 p.m. at the Modesto Reservoir.

Ramon Rodriguez spoke regarding Stan2030 and the need to build green infrastructure and biomass infrastructure. He also voiced concerns regarding the need of affordable housing in Stanislaus County.

Miguel Donoso shared a handout with Board Members and spoke regarding an inquiry he previously made concerning the status of the former Salvation Army building at 625 I Street in Modesto which is vacant.

Rebecca Harrington, member of South Modesto MAC, shared concerns regarding Mancini Memorial Park and requested help in renovating this park. She also spoke regarding the 04/15/2023 Community Cleanup in South Modesto.

Byron Bogaard, owner of Highway 33 cannabis dispensary, shared a letter with Board Members and voiced concerns regarding the Cannabis Pilot Program, a cannabis tax ordinance, and the sale of his business.

Chiesa/B. Condit unan. Adopted the consent calendar after removing from consent agenda item **5.B.3**
Approval of Stanislaus County Workforce Development's 2021-2024 Local Plan Two-Year Modification
– Workforce Development

- 5.A.1** Approved the minutes of 03/14/2023
- 5.A.2** Accepted the resignation of Fabian Tamayo from the Empire Municipal Advisory Council
2023-0109
- 5.A.3** Appointed Rachel Bradley to the Stanislaus Animal Services Agency Advisory Committee
2023-0110
- 5.A.4** Appointed Joseph P. Day to the Stanislaus County Water Advisory Committee
2023-0111
- 5.A.5** Appointed Paul Fantozzi and Jeremy Goubet to the West Stanislaus Resource
Conservation District Board of Directors 2023-0112
- 5.A.6** Appointed Olivia Esquivel Gonzalez to the Stanislaus County Behavioral Health Board
2023-0113

- 5.A.7** Proclaimed April 2023 as Child Abuse Prevention Month in Stanislaus County 2023-0114
- 5.A.8** Proclaimed the week of 04/23/2023 through 04/29/2023 as Crime Victims' Rights Week in Stanislaus County 2023-0115
- 5.B.1** Authorized the BHRS Director, or designee, to accept the Substance Abuse and Mental Health Services Administration (SAMHSA) Community Funded Projects (CFP) Grant for the Promotores/Community Behavioral Health Outreach Worker (CBHOW) and Brief Intervention Counseling (BIC) Programs in the amount of \$1,810,000, retroactively for the period of 09/30/2022, through 09/29/2023; approved the following amendments with Aspiranet, Center for Human Services, El Concilio, Parent Resource Center, and Sierra Vista Child and Family Services for the expansion and provision of Promotores/CBHOW services through 09/29/2023, and authorized the BHRS Director, or designee, to sign and execute said amendments: (a) approved an amendment to the agreement with Aspiranet for the expansion and provision of Promotores/CBHOW services in the Turlock area in the amount of \$86,667; (b) approved amendments to the agreements with Center for Human Services for the expansion and provision of Promotores/CBHOW in the Modesto Airport, Ceres/Keyes, Grayson/Westley, Newman, and Patterson areas and BIC services in the Patterson, Grayson/Westley, Crows Landing, and Newman areas as detailed in the Fiscal Impact section of the agenda item, for a total increase of \$531,516; (c) approved an amendment to the agreement with El Concilio for the expansion and provision of Promotores/CBHOW services in the Oakdale and Riverbank areas and BIC services in the Oakdale, Riverbank, and Waterford areas in the amount of \$304,472; (d) approved an amendment to the agreement with Parent Resource Center for the expansion and provision of Promotores/CBHOW services in the West Modesto area in the amount of \$74,067; (e) approved amendments to agreements with Sierra Vista Child and Family Services for the expansion and provision of Promotores/CBHOW services in the Empire/Hughson, Denair, North Modesto/Salida, and South Modesto areas and BIC services in Central and West Modesto and South Modesto areas as detailed in Fiscal Impact, of the agenda item, for a total increase of \$745,071; and, authorized the BHRS Director, or designee, to sign and execute all related agreements, contracts, amendments, or other documentation required for implementation of the SAMHSA CFP Promotores/CBHOW Program grant, including amendments to the Aspiranet, Center for Human Services, El Concilio, Parent Resource Center, and Sierra Vista Child and Family Services agreements for additional services and payments for services up to \$200,000, budget and funding permitting, throughout the term of the agreements – BHRS 2023-0116
- 5.B.2** Approved proceeding with the Sheriff's Civil Division Relocation Project, Recreation Yards Project, and Upper Tier Inmate Housing Safety Barriers Project; approved the Civil Division Relocation Capital Project initial budget of \$100,000; approved the Recreation Yards Capital Project initial budget of \$1,000,000; approved the Upper Tier Inmate Housing Safety Barriers Capital Project initial budget of \$1,900,000; authorized the use of \$2,900,000 in Department Appropriations for Contingencies from the Sheriff's Detention legal budget unit to fund the Recreation Yards Project and Upper Tier Inmate Housing Barriers Project, as detailed in the budget journal, attached to the agenda item; directed the Auditor-Controller to increase Operating Transfers Out in the amount of \$100,000 in the Sheriff's Civil Process Fee legal budget unit funded by use of Fund Balance to fund the Civil Division Relocation Project, as detailed in the budget journal, attached to the agenda item; directed the Auditor-Controller to increase appropriations and estimated revenue in the General Services Agency SO Civil

Division Relocation Capital Project budget in the amount of \$100,000, as detailed in the budget journal, attached to the agenda item; directed the Auditor-Controller to increase appropriations and estimated revenue in the General Services Agency SO Recreation Yards Capital Project and reduce Appropriations for Contingencies in the Sheriff's Detention budget unit budget in the amount of \$1,000,000, as detailed in the attached budget journal; directed the Auditor-Controller to increase appropriations and estimated revenue in the General Services Agency SO Upper Tier Inmate Housing Safety Barriers Capital Project budget and reduce Appropriations for Contingencies in the Sheriff's Detention budget unit in the amount of \$1,900,000, as detailed in the budget journal, attached to the agenda item; authorized the GSA Director/Purchasing Agent or designee to act as Project Manager; authorized the Project Manager to issue work authorizations and execute contracts for professional services, so long as they are within the approved project budget; authorized the Project Manager to negotiate and execute change orders up to \$25,000, consistent with the County's Change Order Policy; and, authorized the Project Manager to complete project close out activities, including the issuance of a Notice of Completion and the recording of notices with the Stanislaus County Clerk-Recorder's Office – Sheriff 2023-0117

- 5.B.4** Authorized the GSA Director, or designee, to accept a Property Program Grant award in the amount of \$25,000 from Public Risk Innovation, Solutions, and Management for security services at 625 I Street, Modesto; authorized the GSA Director, or designee, to sign and execute all related documentation required for the Property Program Grant funding; and, authorized the Auditor-Controller to increase revenue by \$25,000 in the FY 2023 GSA – Capital Facilities legal budget unit – GSA 2023-0119
- 5.B.5** Authorized the County Librarian to accept new grants from various government agencies and nonprofit organizations in FY 2023 not to exceed \$275,000 cumulatively; and, authorized the County Librarian to enter into and sign grant agreements and contracts with various government agencies and nonprofit organizations in FY 2023 not to exceed \$275,000 cumulatively – Library 2023-0120
- 5.B.6** Approved two agreements between the County of Stanislaus and the California Department of Health Care Services for participation in the Medi-Cal County Inmate Program and related Administrative Services for the period 07/01/2023 through 06/30/2026; and, authorized the Sheriff to sign the Medi-Cal County Inmate Program and Administrative Services agreements and any future amendments to these agreements – Sheriff 2023-0121
- 5.B.7** Authorized the DA's Office to retroactively accept the 2022 grant award funding for the Department of Justice, Office on Violence Against Women, Improving Criminal Justice Responses to Domestic Violence, Dating Violence, Sexual Assault, and Stalking Program in the amount of \$750,000 – DA 2023-0122
- 5.B.8** Authorized the DA to retroactively accept grant awards from the California Governor's Office of Emergency Services County Victim Services Program, Elder Abuse Program, Unserved/Underserved Victim Advocacy and Outreach Program, Victim/Witness Assistance Program, and Violence Against Women Vertical Prosecution Program grants for FY 2023 and Budget Year 2024; authorized the DA to sign the grant award agreements, including any extensions or amendments; authorized the Auditor-Controller to increase estimated revenue and appropriations in the DA budgets for County Victim Services, Elder Abuse Program, Unserved/Underserved Victim Advocacy Program, Victim/Witness Assistance Program, and Violence Against Women as awarded in accordance with the budget journal, attached to the agenda item; and, authorized the use of \$33,758 in Appropriations for Contingencies – DA 2023-0123

- 5.B.9 Authorized the BHRS Director, or designee, to accept an increase to the Mental Health Services Oversight and Accountability (MHSOAC) Mental Health Student Services Act (MHSSA) grant in the amount of \$1,079,602 for the period of 04/25/2022, through 12/31/2026; authorized the BHRS Director, or designee, to sign and execute all related agreements, contracts, amendments, or other documentation required for implementation of the increased MHSOAC MHSSA grant; and, approved an amendment to the agreement with Center for Human Services (CHS) for the expansion of Brief Intervention Counseling (BIC) services in the amount of \$1,061,692 for the period 03/01/2022 through 06/30/2026 – BHRS 2023-0124
- 5.B.10 Adopted the plans, specifications, and working details for the Geer Road Landfill Drainage Repairs Project; finds the project exempt from the CEQA pursuant to Section 15308, of Title 14 of the California Code of Regulations; directed the GSA Purchasing Division to send the “Notice Inviting Bids,” electronically and by mail to trade journals, advertise in the newspaper as required by law, and set the deadline for submission of bids; and, authorized the Director of DER, or designee, to oversee the public works of improvements associated with the project – DER 2023-0125
- 5.B.11 Authorized the Treasurer-Tax Collector to enter into and sign the agreement with the State of California Franchise Tax Board for Court-Ordered Debt Collections for the period of 04/01/2023, through 03/31/2026 – Treasurer / Tax Collector 2023-0126
- 5.B.12 Approved an emergency update in accordance with California Public Contract Code Section 22050 for emergency repair and replacement of the electronic security controls in the Juvenile Institutions, located at 2215 Blue Gum Avenue in Modesto; and, affirmed the emergency declaration remains necessary and authorized staff to proceed with needed repairs to the intercom system at the facility – GSA 2023-0127
- 5.B.13 Approved the amendment to the MOU with The Salvation Army for the oversight and operator services of the Access Center Emergency Shelter (ACES) at 330 9th Street, Modesto in the amount of \$2.7 million retroactively for the term of 07/01/2022 through 06/30/2023; and, authorized the CSA Director, or designee, to negotiate and execute the amendment to the agreement for Access Center Emergency Shelter (ACES) oversight and operator services in the amount of \$2.7 million for the term of 07/01/2022 through 06/30/2023 – CSA 2023-0128
- 5.C.1 Approved Amendment No. 7 to the Agreement for Professional Design Services with David Evans and Associates Inc. in the amount of \$449,200 for the Kilburn Road Bridge over Orestimba Creek project, with a new not-to-exceed amount of \$1,810,373; authorized the Director of Public Works to execute Amendment No. 7 with David Evans and Associates Inc. for Professional Design Services in the amount of \$449,200 and sign the necessary documents; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2023-0129

B. Condit/Grewal unan. **5.B.3** Approved Stanislaus County Workforce Development’s 2021-2024 Local Plan Two-Year Modification; and, authorized the Chair of the Board of Supervisors to sign the 2021-2024 Local Plan Two-Year Modification – Workforce Development 2023-0118

B. Condit/Chiesa unan. **7.1** Authorized the CEO to rehire Ronda Nunes as a Part-Time Emergency Dispatcher II position to provide dispatch operations support to Stanislaus Regional 9-1-1 due to staffing shortages at the Department; and, certified that the rehiring of Ronda Nunes as an Emergency Dispatcher II is necessary prior to completion of the 180-day sit out period pursuant to the California Public Employees’ Pension Reform Act (PEPRA) – SR911 2023-0130

B. Condit/Withrow unan. **7.2** Finds that the public interest and necessity require the North County Corridor Phase 1 Project; finds that the Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; finds that the interest in the property, APN: 075-023-021, sought to be acquired and described in the Resolution of Necessity, attached to the agenda item, is necessary for the project; finds that the offer required by section 7267.2 of the Government Code has been made to the owners, David Anthony Ribeiro and Darlene Marie Ribeiro; adopted a Resolution of Necessity, Attachment 1, of the agenda item; and, authorized County Counsel to initiate eminent domain proceedings to acquire the property interest described in the agenda item – PW
2023-0131

Grewal/B. Condit unan. **7.3** Considered strategic priorities for \$17 million in ARPA funds and develop a spending plan that will support the County’s recovery from the economic impacts of the COVID-19 pandemic emergency; and, amended the Salary and Position Allocation Resolution to reflect the recommended changes as outlined in the Staffing Impact section of the agenda item – CEO 2023-0132

Chiesa/Grewal unan. **7.4** Approved an agreement with Central Valley Opportunity Center for Farmworker Resource Center services for the period of 04/01/2023, through 05/15/2024, in the amount of \$1,041,250; and, authorized the CSA Director, or her designee, to sign the agreement and any amendments to the agreement, within budget authority for the term of the agreement – CSA
2023-0133

Grewal/B. Condit unan. **7.5** Approved a \$1 million investment request from Central Valley Opportunity Center to support workforce development programs for Stanislaus County farmworkers as provided in the Stanislaus 2030 Investment Blueprint; authorized the Director of Workforce Development to negotiate and execute a two-year agreement with Central Valley Opportunity Center, in an amount not to exceed \$1 million, for workforce development programs for Stanislaus County farmworkers; and, directed the Auditor-Controller to increase appropriations and estimated revenue by \$125,000 in the ARPA budget unit and the Workforce Development Program Services budget unit, as detailed in the budget journal, attached to the agenda item – CEO
2023-0134

Corr 1 Referred to the Fish and Wildlife Committee, a notice from the California Fish and Game Commission regarding proposed changes in regulations relating to Central Valley sport fishing.

Corr 2 Acknowledge receipt of a letter from the Eastside Water District regarding the resignation of Maryse Suppiger from their Board of Directors.

Corr 3 Referred to OES, CEO, and the Department of Public Works a letter from the Pacific Gas and Electric Company regarding the restoration, rebuilding, and reconstruction activities related to the Winter Storm Event.

Corr 4 Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Karen L. Gates; Soledad Lopez; Edith Ulloa; Sandeep Kaur Bath; Jose Antonio Munoz; Gustavo Saucedo; Cheryl Van Beekom; and, Cote Di Or Homeowners Association.

Supervisor B. Condit reported that he participated on a ride along yesterday with the Post Release Community Supervision Unit which supervises offenders who are released from State Prison. He thanked Mark Ferriera, Chief Probation Officer, for arranging this and noted how impressed he is with this unit’s professionalism, pride and compassion.

Supervisor Chiesa reported that he attended the California State Association of Counties (CSAC) Executive Committee Meeting last week in Southern California. He noted they spoke about SB43

regarding conservatorship, and they also spoke about the homeless strategy. He shared that yesterday he went on a ride along with the CSA Special Investigations Unit which investigates fraud in CSA public assistance programs. He also shared that tomorrow he will be traveling to Sacramento to attend the Regional Policy Council where he and a group will be lobbying transportation issues.

Chairman C. Condit shared last weekend he held the first Latino Leadership Summit. He also shared he will be joining a ride along Wednesday, 3/29/2023, with the Newman Police Department.

Representative Christan Santos from Congressman Duarte's Office provided an update on the activities happening in the 13th Congressional District.

Representative Justin Farkas from Assemblymember Juan Alanis' Office provided an update on the activities happening in the 22nd Assembly District.

CEO Hayes reported that the Governor announced the Modernizing Our Behavioral Health Initiative as well as developing more housing related to mental health services. He noted that this will be a potential ballot measure next year. A major portion of the proposal is the use of Mental Health Services Act dollars to prioritize housing as a fundamental component as well as targeting the most needy individuals.

Prior to adjourning into Closed Session an opportunity was given to the public to address matters listed under Closed Session.

Adjourned to closed session at 12:31 p.m.

12. Conferenced with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One Case: Karla Schultz v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. CV-21-006557. No reportable action taken.

Adjourned at 1:53 p.m.

ATTESTED: ELIZABETH A. KING, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: KELLY RODRIGUEZ, Assistant Clerk of the Board of Supervisors
(The above is a summary of the minutes of the Board of Supervisors. Complete minutes are available from the Clerk of the Board's Office.)