



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

October 17, 2023

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

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 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.

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.

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 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). One case: William Smith v. Stanislaus County et al., Stanislaus Superior Court Case No. CV-20-005308.

Regular Meeting**6:30 PM**

2. Pledge Allegiance to the Flag
3. Invocation
4. Presentation: Second Harvest of the Greater Valley Overview
5. Public Comment Period
6. Consent Calendar
 - A. Miscellaneous
 1. Approval of the Minutes for October 3, 2023 ([View Item](#))
 2. Approval of Appointment of Christopher Hoem to the Stanislaus County Economic Development Action Committee ([View Item](#))
 3. Approval of Appointment of Freddy Morales to the Stanislaus County Veterans Advisory Commission ([View Item](#))
 4. Approval of a Request to Consolidate the City of Modesto Municipal Election with the Presidential Primary Election to be Held on March 5, 2024 and Authorize Election Services for a Run-Off Election for Mayor if Necessary on November 5, 2024 ([View Item](#))
 5. Approval of a Commendation for Caroline D. Pham, United States Commodity Futures Trading Commissioner ([View Item](#))
 6. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1349 to Amend Stanislaus County Code Section 7.20.010 Regarding the Allocation of Funds for Spay and Neuter Programs ([View Item](#))
 7. Approval of the 2024 Meeting Calendar for the Stanislaus County Board of Supervisors ([View Item](#))
 - B. Chief Executive Office
 1. Approval to Adopt the Fiscal Year 2024 Stanislaus County Fire Authority Business Plan and Fund Balance Use Plan; and Related Budget Adjustments – Sheriff ([View Item](#))
 2. Approval to Authorize the Chief Executive Officer to Implement the Revised Community Benefit Contribution Program for Commercial Cannabis Businesses in the Unincorporated Area of Stanislaus County – Chief Executive Office ([View Item](#))

3. Approval to Execute a Subordination Agreement with the Stanislaus Regional Housing Authority and Farmers & Merchants Bank of Central California for the Permanent Supportive Housing Units of the Kestrel Ridge Project – Behavioral Health & Recovery Services ([View Item](#))
 4. Approval to Set a Public Hearing on October 31, 2023 at the 9:00 A.M. Meeting, to Introduce and Waive the First Reading of an Ordinance to Amend, Add and Eliminate Existing Fees for the Department of Parks and Recreation – Parks and Recreation ([View Item](#))
 5. Approval to Proceed with the Behavioral Health and Recovery Services One Stop Shop for Supportive Services Capital Project, Establish an Initial Project Budget in the Amount of \$1.5 Million and Related Matters – General Services Agency ([View Item](#))
 6. Acceptance of the Stanislaus County Treasury Pool July 2023 Monthly Investment Report – Treasurer / Tax Collector ([View Item](#))
 7. Approval for the Sheriff to Accept a Grant for \$47,409 from the Boating Safety and Enforcement Equipment Grant Program for Fiscal Year 2024 – Sheriff ([View Item](#))
 8. Approval of the Final Update in Accordance with Public Contract Code Section 22050 for the Emergency Repairs and Replacement of 400 Linear Feet of Perimeter Litter Barrier Fencing at the Fink Road Landfill – Environmental Resources ([View Item](#))
 9. Approval to Accept the Tulare County Office of Education Friday Night Live Social Emotional Learning Grant Retroactive to July 1, 2023 for Youth Substance Use Disorder Prevention Services – Behavioral Health & Recovery Services ([View Item](#))
 10. Approval of Two Master Agreements with Tri-Signal Integration, Inc. and Jorgensen Company for Fire Alarm Services and Fire Alarm Monitoring – General Services Agency ([View Item](#))
 11. Approval of Amendment No. 1 with George Hills Company, Inc. for Claims and Liability Third Party Administration Services for the Period of October 1, 2022 Through June 30, 2026 – Chief Executive Office ([View Item](#))
- C. Department of Public Works
1. Approval of an Agreement for Acquisition of Property Located at 4940 Claus Road, Modesto, California, for the North County Corridor Project, Grantor: Sierra Vista Congregation of Jehovah's Witness, Modesto, CA, Inc., Assessor's Parcel Number: 014-001-030 ([View Item](#))
 2. Approval of an Update in Accordance with Public Contract Code Section 22050 for the Emergency Temporary Repairs to Del Puerto Canyon Road 13 Miles West of Interstate 5 ([View Item](#))
- D. Department of Planning and Community Development
1. Approval to Set a Public Hearing on October 31, 2023, at the 9:00 A.M. Meeting, to Consider the Planning Commission's Recommendation of Approval of the Cancellation of the Development Agreement for MDF Farms, a Mixed-Light Commercial Cannabis Cultivation Operation, Located at 16218 Sycamore Avenue, Between Fig and Orange Avenues, in the Patterson Area, APN: 048-007-002 ([View Item](#))

E. County Counsel

7. Public Hearings

1. Presentation of the Sheriff Department's 2022 Report on Immigration and Customs Enforcement Access and Hold a Community Forum Pursuant to Government Code Section 7283.1(d) – Sheriff ([View Item](#))
2. Public Hearing to Consider an Appeal of the Planning Commission's Approval of Use Permit Application Number PLN2018-0080 – Central Valley Crescent, Located at 5043 Tully Road, on the Northwest Corner of Tully Road and Kiernan Avenue, in the Modesto Area, for which a Negative Declaration has been Adopted – Planning and Community Development ([View Item](#))

8. Discussion Items

1. Approval to Introduce and Waive the First Reading of an Ordinance to Establish a Tax on Cannabis Business Activities Within the Unincorporated Area of the County, Consider a Proposed Resolution Calling for an Election on the Ordinance, and Set a Public Hearing for November 28, 2023 – Chief Executive Office ([View Item](#))

9. Correspondence

1. This Board has received a resolution from the City of Waterford regarding their re-appointment of Brandon Rivers to the Stanislaus Consolidated Fire Protection Board of Directors. ([View Item](#))
(Recommendation: Acknowledge receipt of resolution)
2. This Board has received a letter from the Eastside Water District regarding the appointment of Richard Gemperle to their Board of Directors. ([View Item](#))
(Recommendation: Acknowledge receipt of letter.)
3. This Board has received a memorandum from the Stanislaus County Superior Court requesting the Board of Supervisors approve changes to the Stanislaus County Civil Grand Jury Procedures Manual. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office.)
4. This Board has received the following claims: Alfred Batt II; Zachary Allen Taylor; Julie Silva; Jayson Willer; Aida Rios Pacheco; Rafael Castillo; Linda D. Clayton; Rodrigo Valle Landa; Jose Gonzalez; Candido Rodriguez Torres; Maria Rodriguez; Dorothee Jean Heimback; Evangelina Manzo (3 claims); Efrain Manzo (3 claims); and, Jose A. Gonzalez and Isavela Castro.
(Recommendation: Acknowledge receipt of claims and refer to the Office of County Counsel.)

10. Board of Supervisors' Reports

11. Legislative, Fiscal and Management Report - Chief Executive Officer

12. Adjournment