

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 31, 2020

*Supervisor Berryhill attended via teleconference pursuant to Governor Newsom's Executive Order N-25-20.

Invocation was given by Lonnie Skiles with Big Valley Community Church.

Chairwoman Olsen announced that this meeting will be held in accordance with the Governor's Stay at Home Executive Order N-33-20 and will not include in person public attendance. She reviewed the options for the members of the public to observe the meeting and provide comments to the Board via email or telephone as listed on the first page of the agenda.

Withdraw/DeMartini unan. Adopted the consent calendar after removing from the agenda item **4.B.1**
Approval to Execute a Grant Deed for a Fifteen Foot Strip of Land on Mary Street in Grayson, CA to the
City of Modesto for Improvements C-6-O-5 2020-0126

4.A.1 Approved the minutes of 03/17/2020

4.A.2 Authorized the Registrar of Voters to provide specified services to the City of Newman to
conduct a special mail ballot election on 08/25/2020 to determine whether the City of
Newman will proceed to annex territory located northwest of the city 2020-0124

4.A.3 Approved a request to consolidate the City of Modesto and the Modesto City Schools Board of
Education Election with the Presidential General Election to be held on 11/03/2020 and
authorized election services for a run-off election for Mayor by mail if necessary on
02/02/2021 2020-0125

4.B.2 Authorized the Director of Parks and Recreation, or designee, to apply for, and if awarded,
enter into and sign the grant agreements for the California Department of Parks and
Recreation Off-Highway Motor Vehicle Recreation Division Grants Program for the 2020-
2023 grant period; and, adopted a resolution to authorize the Director of Parks and
Recreation, or designee, to apply for, sign, and accept the California Department of Parks
and Recreation Off-Highway Motor Vehicle Recreation Division Grants Program for
Frank Raines and La Grange Regional Parks – Parks and Recreation 2020-0127

4.B.3 Approved allocating the payment of possessory interest tax bill (ASMT 860-000-576-000) in
accordance with Section 104.13 (c) of the California Streets and Highways Code; allocated
State Highway Property Lease Revenue for FY 2019-2020 to the City of Modesto in
accordance with Section 104.10 of the California Streets and Highways Code; and,
allocated State Highway Property Lease Revenue for FY 2019-2020 to the County Road
Fund in accordance with the provision in 104.10 of the California Streets and Highways
Code that its spending be limited to mass transit or streets and highways purposes
– Auditor-Controller 2020-0128

4.B.4 Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the
cost accounting to abate the nuisance at 5013 Solero Way, Salida, CA, CE No. 18-0119, as
set forth in Attachment 1 of the agenda item – DER 2020-0129

- 4.B.5** Authorized the Sheriff to accept funding in the amount of \$300,000 from the California Department of Parks and Recreation, Division of Boating and Waterways; authorized the Sheriff to sign all quarterly reimbursement claims and other required documents for the State Department of Boating and Waterways; and, approved a formal resolution as required by the State to receive this grant – Sheriff 2020-0130
- 4.B.6** Accepted 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 – CEO 2020-0131
- 4.B.7** Approved an update on the Homeless Facility Plan and partnership between the County, the City of Modesto and the Salvation Army in accordance with the provisions of the Public Contract Code – CEO 2020-0132
- 4.B.8** Approved an update on emergency repairs to the Public Safety Center West, Minimum Housing Unit One, and Support Services Facility's fire-life safety, secure electronics, and video surveillance systems along with the abatement of water damage found in the mechanical chases at the Public Safety Center West – CEO 2020-0133
- 4.B.9** Authorized the Auditor-Controller and designee as the agent to engage with the Federal Emergency Management Agency and the Governor's Office of Emergency Services regarding all matters pertaining to the Federal financial assistance under Public Law 93-288 as amended by the Robert T. Stafford Disaster Relief and Emergency Assistance Act of 1988, and/or State financial assistance under the California Disaster Assistance Act; and, authorized the Chairwoman of the Board to sign the Designation of Applicant's Agent Resolution for Non-State Agencies Form (Cal OES Form 130) – Auditor-Controller 2020-0134
- 4.B.10** Accepted the Report of Donations Received by the County of Stanislaus for the second quarter of FY 2019-2020 – Auditor-Controller 2020-0135
- 4.B.11** Authorized the Treasurer-Tax Collector to sign the agreement with the State of California Franchise Tax Board for Court Ordered Debt Collections for the period of 04/01/2020 through 03/31/2023 – Treasurer/Tax Collector 2020-0136
- 4.B.12** Authorized the CEO, or his designee, to negotiate and execute a Change Order with Roebbelen Contracting Inc., not to exceed \$115,000 to repair and upgrade the existing exterior siding at the Turlock Branch Library – CEO 2020-0137
- 4.B.13** Approved the CSA Housing Navigator Program FY 2019-2020 allocation and future allocations; authorized the CSA Director, or her designee, to accept the FY 2019-2020 Housing Navigator Program allocation and future allocations awarded by the California Department of Housing and Community Development (HCD); and, authorized the CSA Director, or her designee, to enter into, execute, and deliver any and all documents required or deemed necessary to be awarded the Housing Navigator Program Allocation award and all amendments – CSA 2020-0138
- 4.B.14** Approved an update of the Stanislaus County Emergency Medical Services System Enhancement Funds policy – HSA 2020-0139
- 4.B.15** Approved Amendment No. 2 to the Independent Contractor Agreement with Team Legal, Inc. for service of process duties, to adjust the agreement's not-to-exceed limit from \$315,000 to \$390,000 for the period of 07/01/2018 through 06/30/2020, and extend the agreement for one additional year with a not-to-exceed limit of \$240,000 for the period of 07/01/2020 to 06/30/2021, for a total three-year contract amount of \$630,000; and, authorized the Purchasing Agent to sign amendment and any subsequent amendments to the agreements on behalf of the County – Child Support Services 2020-0140
- 4.B.16** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property at 816 Erickson Avenue, Modesto, CA, CE No. 18-0397, as set forth in Attachment 1 of the agenda item – DER 2020-0141

4.B.17 Approved the CSA Transitional Housing Program FY 2019-2020 allocation and future allocations; authorized the CSA Director, or her designee, to accept the FY 2019-2020 Transitional Housing Program allocation and future Transitional Housing Program allocations awarded by the California Department of Housing and Community Development (HCD); and, authorized the CSA Director, or her designee, to enter into, execute, and deliver any and all documents required or deemed necessary to be awarded the Transitional Housing Program allocation award, and all amendments – CSA

2020-0142

4.B.18 Authorized the CSA Director, or her designee, to accept, enter into, and sign the agreement(s) for the COVID-19 Emergency Homeless Funding from the California Homeless Coordinating and Financing Council; authorized the CSA Director, or her designee, to accept and sign for funds in an amount to not exceed \$719,545, which includes \$344,787 for Stanislaus County and \$374,758 for the Continuum of Care, including the submission of all documents required to secure the COVID-19 Emergency Homeless Funding; authorized the Stanislaus Community System of Care (CSOC) to develop and direct the spending priorities for the Stanislaus County COVID-19 Emergency Homeless Funding allocation in the amount of \$344,787; authorized the CSA Director, or her designee, to negotiate, execute, and sign emergency Homeless Housing, Assistance and Prevention (HHAP) service agreements; and, directed the Stanislaus County Auditor-Controller to increase appropriations and revenues by \$719,545 for the COVID-19 Emergency Homeless Funding program upon award and receipt of the funding in the CSA Housing and Homeless Services Fund 1639, per the budget journal attached to the agenda item – CSA

2020-0143

4.C.1 Approved entering into a Grant Agreement with the United States Department of Transportation, Federal Highway Administration, for the Phase 1 of the North County Corridor Project; authorized the Chairwoman of the Board to execute the agreement between the United States Department of Transportation, Federal Highway Administration, and Stanislaus County; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW

2020-0144

4.D.1 Set a Public Hearing for 04/21/2020, at the 6:30 p.m., meeting to consider the Planning Commission's recommendation of Approval of General Plan Amendment and Rezone Application No. PLN2019-0077, Derrel's Mini Storage, a request to amend the General Plan and Zoning designation of a 9.77 acre parcel from Agriculture and A-2-40 to Planned Development (P-D) and amend the Zoning designation of three parcels totaling three acres from expired P-D (202) to a new P-D to allow expansion of an existing mini storage and RV storage business in phases, located at 5024, 5038, and 5118 Tunson Road, and 907 Kiernan Avenue, on the north side of Kiernan Avenue, in the Modesto area; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning

ORD-56-U-1 2020-0145

Chiesa/Withdraw unan. **6.1** Accepted a report and ratified actions by the CEO related to the Novel Coronavirus Local Emergency Declaration and confirmed the delegated authority to the CEO to ensure essential County operations; ratified the CEO's actions and directions for general administration and Human Relations support of county operations, as detailed in the agenda item; and, ratified the Order of the Director of the Office of Emergency Services to implement the use of facsimile, electronic or digital signature policy and procedure for the duration of the emergency declaration – CEO

2020-0146

Withdraw/Chiesa (4-1)(DeMartini opposed) **6.2** Considered a resolution exercising the County’s police power to impose substantive limitations on residential and commercial evictions, through 05/31/2020, in response to the 2019 Novel Coronavirus emergency; **amended** the proposed resolution to add Paragraphs 3c and 3d to read as follows: “Residential and commercial evictions commenced before the Governor’s Proclamation are similarly suspended to conform to the spirit of the Governor’s subsequent “shelter in place order” of 03/19/2020 (Executive Order N-33-20)” and “For purposes of this paragraph commercial property means property occupied by a business consisting of fifty employees or less as of 03/04/2020.”; and, the Board adopted the resolution as amended – CEO 2020-0147

Corr 1 Referred to DER, a copy of the 2019 Annual Report on Toxic Emissions from Valley Facilities from the San Joaquin Valley Air Pollution Control District.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Vanessa Silva; and, Anthony Perez, Esq. on behalf of Tamara Riddle-Borges.

The CEO reported that the due date for local property taxes has not been extended. However, the Treasurer-Tax Collector has a process for anyone who is impacted by COVID-19 to petition for the waiver of late payment penalties for property taxes. He reported that the federal government has approved a \$2 trillion relief bill, and the County hopes that it will support our local efforts underway.

Chairwoman Olsen thanked the Clerk of the Board for making arrangements for the board meeting to take place while practicing social distancing and accommodating public comments remotely. She reminded the public that there is information regarding COVID-19 available online at www.stanemergency.com or the StanEmergency Facebook page. There will be a live Q&A session on the StanEmergency Facebook site on 04/01/2020 at 5:30 p.m. with Dr. Vaishampayan, our local Public Health Director. In addition, the County is working on a small business relief package for businesses located throughout Stanislaus County, and she thanked Assistant CEO Keith Boggs for his work on this. Chairwoman Olsen noted the updated COVID-19 numbers: 35 positive cases, 0 deaths, and; 1,100 negative tests and beginning today the County will start breaking out those demographics a little more into cities, etc.

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 10:42 a.m.

11. Closed Session: 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. No reportable action was taken in closed session.

Adjourned at 11:53 a.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.)