

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

Regular Session  
District Four Vacant

Tuesday

October 13, 2020

Pledge of Allegiance to the Flag

Invocation was given by Pastor Ross Briles with Sherwood Bible Church.

Assistant Director of Emergency Services Richard Murdock, Public Health Officer Dr. Vaishampayan, and CEO Hayes provided an update related to the 2019 Novel Coronavirus (COVID-19) emergency and essential services in Stanislaus County.

Chairwoman Olsen acknowledged receipt of written public comments. She noted that all public comments submitted via email were distributed to the members of the Board of Supervisors.

Rachelle Cole shared her disagreement with the restrictions put in place due to COVID-19. She requested that the County terminate the local health emergency and noted that she has been discriminated against for not wearing a mask.

Chiesa/Withdraw (4-0)(District Four vacant) Adopted the consent calendar

- 5.A.1** Approved the minutes of 09/29/2020
- 5.A.2** Approved a commendation for the Honorable Judge Scott Steffen upon his retirement from the Stanislaus County Superior Court 2020-0533
- 5.A.3** Accepted the resignation of Vee Hooper from the Patterson Cemetery Board of Trustees 2020-0534
- 5.A.4** Appointed Supervisor Chiesa to the 2020-2021 California State Association of Counties Board of Directors 2020-0535
- 5.A.5** Appointed Christopher J. Flynn to the Stanislaus County Parks and Recreation Commission 2020-0536
- 5.B.1** Authorized the County Librarian, or designee, to apply for, enter into and sign routine and non-routine grant agreements and contracts with various government agencies and nonprofit organizations during FY 2020-2021 not to exceed the cumulative total of \$100,000 – Library 2020-0537
- 5.B.2** Adopted the 2020-2021 Stanislaus County Fire Authority Business Plan; authorized the Stanislaus County Fire Warden to take the actions necessary, including signing and executing contracts, to implement the 2020-2021 Fire Authority Business Plan; and, directed the Auditor-Controller to increase appropriations in FY 2020-2021, as detailed in the budget journal, attached to the agenda item – Sheriff-OES/Fire Warden 2020-0538
- 5.B.3** Authorized the Sheriff's Department to offer employment to Clinton Armstrong as a Deputy Sheriff I at step five of the salary range, \$38.57 per hour – Sheriff 2020-0539
- 5.B.4** Approved resolutions commending the following employees on being selected as the 2020 recipients of the Stanislaus County Dale Butler Annual Equal Rights Award: Amy Carroll, Public Information Officer, Chief Executive Office; Jillian Kraut, Staff Services Technician, Clerk-Recorder's Office; Donna Linder, County Clerk-Recorder, Clerk-

Recorder's Office; and, Barbara Vassell, Communicable Disease Prevention Manager,  
Health Services Agency – CEO 2020-0540

- 5.B.5** Approved an update on the emergency repairs to the Public Safety Center West, Minimum Housing Unit 1, 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 Facility – CEO 2020-0541
- 5.B.6** Authorized the Chairwoman of the Board and the Sheriff to sign agreements, and any necessary amendments, with the Cities of Riverbank, Patterson, Waterford and Hughson to continue providing general law enforcement services in each respective city – Sheriff 2020-0542
- 5.C.1** Awarded a contract for All-Inclusive Bridge Engineering and Project Delivery Services to Wood Rodgers, Inc., of Sacramento, CA, for the Oakdale-Waterford Highway over Claribel Lateral Bridge Replacement Project, Federal Project No: BRLO-5938(259); authorized the Director of Public Works to execute a contract with Wood Rodgers, Inc. in the amount of \$718,500 and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2020-0543
- 5.C.2** Approved the Plans and Specifications for the Denair Lighting District Phase 2 Project; awarded a contract for Construction Services to the Collins Electrical Company, Inc. of Stockton, CA for the Denair Lighting District Phase 2 Project; authorized the Director of Public Works to execute a contract with Collins Electrical Company, Inc. in the amount of \$88,200 and to sign necessary documents, including any amendments to the agreement not to exceed 10%, in accordance with Public Contract Code Section 20137 and 20142; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2020-0544
- 5.C.3** Approved the Plans and Specifications for the Crows Landing Road over San Joaquin River Bridge Replacement Project, Federal Aid Project No. STPLZ-5938(076); awarded a construction contract to Security Paving Company, Inc., of Westlake Village, CA for the Crows Landing Road over San Joaquin River Bridge Replacement Project, Federal Aid Project No. STPLZ-5938(076); authorized the Director of Public Works to execute a contract with Security Paving Company, Inc., in the amount of \$18,176,381.40 and to sign necessary documents; authorized the Director of Public Works to execute change orders, not to exceed 10%, in accordance with the Public Contract Code, Sections 20137 and 20124; authorized the Director of Public Works to accept the completed improvements and perform all necessary closeout activities upon project completion; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2020-0545
- 5.C.4** Awarded a contract for All-Inclusive Bridge Engineering and Project Delivery Services to Wood Rodgers, Inc., of Sacramento, CA, for the Montpelier Road over Turlock Irrigation District Main Canal Bridge Replacement Project, Federal Project No: BRLO-5938(260); authorized the Director of Public Works to execute a contract with Wood Rodgers, Inc., in the amount of \$771,300 and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2020-0546
- 5.C.5** Awarded a contract for All-Inclusive Bridge Engineering and Project Delivery Services to Dokken Engineering of Folsom, CA for the Pioneer Avenue over Lone Tree Creek Bridge Replacement Project, Federal Project No: BRLO-5938(261); authorized the Director of Public Works to execute a contract with Dokken Engineering in the amount of \$800,136

and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of the Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW  
2020-0547

**5.C.6** Awarded a contract for All-Inclusive Bridge Engineering and Project Development Services to Dokken Engineering of Folsom, CA for the Milton Road over Hoods Creek Bridge Replacement Project, Federal Project No: BRLO-5938(262); authorized the Director of Public Works to execute a contract with Dokken Engineering in the amount of \$868,345 and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW  
2020-0548

**5.D.1** Set a public hearing on 10/27/2020, at the 9:00 a.m. meeting, to consider the Planning Commission's Recommendation of Approval for Use Permit and Development Agreement Application No. PLN2019-0133, Legacy Nursery, LLC, S. Daubenberger Road, a request to establish a commercial cannabis nursery business, in three phases, on a 38.1-acre parcel in the M (Industrial) zoning district, located at 2201 S. Daubenberger Road, at the north corner of the Paulson and S. Daubenberger Roads intersection, east of S. Golden State Boulevard, in the Turlock area; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning  
2020-0549

Chiesa/Withdraw (3-1)(DeMartini Opposed)(District Four vacant) **6.1 Continued** the public hearing to consider the Planning Commission's recommendation for denial of Use Permit and Development Agreement Application No. PLN2019-0095, Central Valley Growers LLC, Howard Road III, to a future unspecified date, for a minimum of six weeks – Planning  
2020-0550

Withdraw/Chiesa (4-0)(District Four vacant) **7.1** Approved policy recommendation changes to designate State Pass-through and Federal CARES Act Coronavirus Relief Fund (CRF) funds of \$108.9 million for Community Support and County Department support; approved finalizing and executing amendments to the subrecipient agreements with Stanislaus County's nine incorporated cities to provide financial assistance due to the public health emergency response to COVID-19 totaling \$5.5 million; authorized the CEO, or his designee, to sign the amendments to the CRF subrecipient agreements between Stanislaus County and each of the County's incorporated cities; ratified changes to the COVID-19 Employee Meal Allowance Policy; and, authorized the Auditor-Controller to increase appropriations and estimated revenue by \$1 million for the Sheriff - Office of Emergency Services, offset by an equal reduction to the Health Services Agency's CRF revenues, to support purchases of critical supplies through the Emergency Operations Center, needed locally to respond to the COVID-19 Pandemic – CEO  
2020-0551

Chiesa/Withdraw (3-1)(DeMartini Opposed)(District Four vacant) **7.2 Amended** Staff Recommendation No. 2; approved Staff Recommendations Nos. 1-2 as amended as follows: (1) accepted an update on the Business Revitalization Grant Program; and, (2) authorized the Chief Executive Office and Department of Workforce Development to distribute funds to grant recipients scoring 65.0 or above – CEO  
2020-0552

**Corr 1** Referred to the Department of Workforce Development, a Worker Adjustment and Retraining Notification letter regarding the layoff of employees from Kaiser Permanente.

**Corr 2** Referred to the Department of Planning and Community Development, a letter from the U.S. Department of Housing and Urban Development (HUD) regarding a special allocation of Community Development Block Grant funds to prevent, prepare for, and respond to coronavirus (COVID-19).

**Corr 3** Designated Supervisor DeMartini to represent the Board on the Election Observer Panel for the Presidential General Election on Tuesday, 11/03/2020.

**Corr 4** Referred to the Stanislaus Animal Services Joint Powers Agency Board, a letter from Barbara Hedberg regarding the Stanislaus Animal Services Agency.

**Corr 5** Referred to County Counsel and the Department of Planning and Community Development, a letter from the Salida Fire Protection District's Counsel requesting that the District be added as a signatory on all building permits within their boundaries.

**Corr 6** Referred to DER, a letter from the California Department of Toxic Substance Control regarding the proposed renewal of a hazardous waste permit for the Chevron Environmental Management Company located in Richmond, CA.

**Corr 7** Referred to the Clerk-Recorder and Registrar of Voters, a letter from the Grayson Community Services District regarding the resignation of Angela Alvarado from their Board of Directors.

**Corr 8** Acknowledged receipt of claims and referred to the CEO's Office the following claims: Mark S. Nelson, Esq. on behalf of Christopher Cross, Amanda Tollie, Grace Tollie; William J. Gradford; Michael Sean McNaughton; Edgar Cameros (amended claim); Kathy L. Bauman; Law Offices of Nadrich & Cohen, LLP on behalf of Charles Lewis; Frantz Law Group, on behalf of Anthony Sanchez; Frantz Law Group, on behalf of Keegan Sanchez; Frantz Law Group, on behalf of Serena Sanchez; Frantz Law Group, on behalf of Trey Sanchez; Frantz Law Group, on behalf of Frankie Sanchez; Frantz Law Group, on behalf of Estate of Frankie Sanchez; Brittany Alexandra Vigil; and, Julie Lara.

Supervisor DeMartini noted that the stock price has decreased again for McClatchy, the newspaper publishing company.

CEO Hayes reported that County staff are tracking the prospects of a Federal Stimulus Plan. He announced that Stanislaus County has moved into the COVID-19 Red Tier risk category.

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 11:29 a.m.

**12.1** Conference with CEO - Threat to Public Services: Pursuant to Government Code section 54957(a), the Board will confer with the CEO 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.

Adjourned at 12:00 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.)