

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

Regular Session  
District Four Vacant  
Pledge of Allegiance to the Flag

Tuesday

November 24, 2020

Invocation was given by Pastor Jim Applegate with Redeemer Modesto.

Chairwoman Olsen announced that Governor Newsom appointed Mani Grewal as the District 4 County Supervisor, and he will be joining the Board of Supervisors in December.

Public Health Officer Dr. Vaishampayan, Director of the Health Services Agency Mary Ann Lilly-Tengowski, Bernie Licata from CSA, and CEO Hayes provided an update related to the 2019 Novel Coronavirus (COVID-19) emergency and essential services in Stanislaus County.

Jan Schmidt presented the Stanislaus County Law Library 2019-2020 Annual Report.

Chairwoman Olsen acknowledged receipt of written public comments for item 8.2.

Chiesa/Withrow (4-0)(District Four vacant) Adopted the consent calendar after removing from consent Items **6.B.2** Approval to Lease Real Property Located at 2846 Finch Road, Modesto, California to Barks and Wags, LLC., of Ceres, California with the Option to Purchase at the Appraised Value of \$750,000 – CEO; and, **6.B.13** Approval of the Crows Landing Airfield Agricultural Lease Agreement with T&M Farms – GSA 2020-0622

**6.A.1** Approved the minutes of 11/10/2020

**6.A.2** Appointed Frank Martinez to the Stanislaus County Behavioral Health Board 2020-0606

**6.A.3** Appointed Raul Mendez to the Stanislaus County Workforce Development Board  
2020-0607

**6.A.4** Accepted the resignation of Jeff Anderson from the Stanislaus County Child Abuse Prevention Council 2020-0608

**6.A.5** Approved the Amended Conflict of Interest Code for Stanislaus County 2020-0609

**6.B.1** Accepted the report of the Sheriff's Automated License Plater Reader (ALPR) Program – Sheriff 2020-0610

**6.B.3** Approved the award of eight Professional Services Agreements for On-Call Construction Management Services for the General Services Agency Capital Projects Division; and, authorized the Purchasing Agent to sign and execute the agreements on behalf of the County with: (a) AECOM Inc., of Sacramento, CA; (b) APSI Construction Management of Sacramento, CA; (c) Consolidated Construction Management Services of Modesto, CA; (d) Cypress Construction Management Services of Roseville, CA; (e) Division 01 Construction Management services of Lockeford, CA; (f) InnoActive Group Inc., of San Francisco, CA; (g) Kitchell Inc., of Fresno, CA; and, (h) Vanir of Sacramento, CA – GSA 2020-0612

**6.B.4** Authorized the Sheriff to accept a grant of up to \$53,000 from the California Department of Parks and Recreation, Division of Boating and Waterways (DBW) for the Boating Safety and Enforcement Equipment Grant Program; adopted a resolution to accept funding from the Boating Safety and Enforcement Equipment Grant, as required by the State; authorized the Auditor-Controller to increase estimated revenue and appropriations in the Sheriff's

- Operations Legal Budget Unit for FY 2020-2021 in the amount of \$53,000; and, authorized the Sheriff to sign any documents related to the grant and administer the California Department of Parks and Recreation, Division of Boating and Waterways (DBW) Boating Safety and Enforcement Equipment Program grant for the project performance period – Sheriff 2020-0613
- 6.B.5** Accepted the Annual Local Detection Facilities Health Inspection Report pursuant to Health and Safety Code Section 101045 – DER 2020-0614
- 6.B.6** Approved the amended bylaws for the Airport Advisory Committee – CEO 2020-0615
- 6.B.7** Approved and adopted the recommended amendments to the bylaws for the Stanislaus County Workforce Development Board – Workforce Development 2020-0616
- 6.B.8** Authorized the Chairwoman of the Board to sign the Governing Body Resolution authorizing OES to obtain federal funds from the Pre-Disaster Mitigation Grant Program for FY 2019; accepted the FY 2019 Pre-Disaster Mitigation Competitive Grant Allocation from the CA Governor’s OES; authorized the Auditor-Controller to transfer \$75,000 of appropriations from the OES Fire Warden budget to the OES Grants budget; and, authorized the Auditor-Controller to establish revenue and appropriations as outlined in the budget journal, attached to the agenda item – Sheriff/OES/Fire Warden 2020-0617
- 6.B.9** Accepted the Auditor-Controller’s report on Stanislaus County’s revolving funds as of 06/30/2020, in accordance with Government Code §29321.1 – Auditor Controller 2020-0618
- 6.B.10** Accepted the September 2020 Investment Report for the Stanislaus County Treasury Pool; and, authorized the Chairwoman of the Board to sign on behalf of the Board that the report has been reviewed and accepted – Treasurer/ Tax Collector 2020-0619
- 6.B.11** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property at 3628 Hemlock Avenue, Ceres, CA, CE No. 20-0104, as set forth in Attachment 1, of the agenda item – DER 2020-0620
- 6.B.12** Approved the Stanislaus County Refugee Services Plan for Federal FY 2021-2023 – CSA 2020-0621
- 6.B.14** Approved the use of up to \$25,000 from the Community Development Fund to pay for a hazardous waste assessment, demolition for the existing restroom, and the purchase of an ADA compliant portable restroom at the Las Palmas Fishing Access; and, directed the Auditor-Controller to make the necessary budget adjustments per the budget journal, attached to the agenda item – Parks and Recreation 2020-0623
- 6.B.15** Authorized the Stanislaus County OES/Fire Warden to accept the donation from the Salida Fire Protection District of a 2005 Chevrolet Suburban; and, authorized the Purchasing Agent to sign any necessary paperwork associated with transferring the donated vehicle to Stanislaus County – GSA 2020-0624
- 6.B.16** 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 – GSA 2020-0625
- 6.B.17** Authorized the Sheriff to accept funding in the amount of \$19,000 from the California Department of Alcoholic Beverage Control; authorized the Sheriff to sign the contract, all reimbursement claims and other required documents for the Department of Alcoholic Beverage Control; authorized the Auditor-Controller to increase appropriations and estimated revenue in the Sheriff’s Operations Budget in the amount of \$19,000 in accordance with the budget journal, attached to the agenda item; and, approved a formal resolution as required by the State to receive this grant – Sheriff 2020-0626
- 6.B.18** Amended the Salary and Position Allocation Resolution to Allocate Band H++ with the salary range \$145,808.00 to \$229,625.76; amended the salary and position allocation resolution

to reflect a transfer of the Executive Director classification from Band H to Band H++; and, authorized an additional increase to the top of the range for Band H++, not to exceed 5%, equal to any compensation increase approved by the Board of Retirement for the Executive Director of StanCERA before 02/01/2021 – CEO 2020-0627

**6.B.19** Approved the VMware, Inc., Virtual Desktop Infrastructure (VDI) System as the Official County Remote Work Platform; authorized the Purchasing Agent to use the National IPA cooperative contract agreement #2018011-01 with CDW Government, LLC and existing master agreements to purchase the VMWare VDI System and to sign any necessary documents; and, directed the Auditor-Controller to make the necessary budget adjustments per the budget journal, attached to the agenda item – ITC 2020-0628

**6.B.20** Ratified the CEO'S actions and directions for general administration and Human Relations support of county operations, as detailed in the agenda item – CEO 2020-0629

**6.C.1** Authorized the CEO to submit an application to the Federal Emergency Management Agency (FEMA) Community Rating System requesting admission into their program – PW 2020-0630

Chiesa/Withrow (3-0)(DeMartini abstained)(District 4 vacant) **6.B.2** Approved a five-year lease with the Option to Purchase Agreement for real property, located at 2846 Finch Road, Modesto, CA, 95354, with Barks and Wags, LLC. of Ceres, CA with the option to purchase at the appraised value of \$750,000; and, authorized the CEO, or his designee, to sign and execute the agreement – CEO 2020-0611

DeMartini/Chiesa (3-0)(Withrow abstained)(District 4 vacant) **6.B.13** Awarded a five-year agricultural lease to T&M Farms for approximately 1,112 acres of County-owned property at the Crows Landing Air Facility located east of Interstate 5 near Fink Road on the west side of Stanislaus County with an option to extend the lease for two additional one-year terms; and, authorized the Purchasing Agent to sign and execute a five-year lease on behalf of the County – GSA 2020-0622

Withrow/DeMartini (4-0)(District Four vacant) **8.1** Accepted the CEO's First Quarter Financial Report for FY 2020-2021; authorized the CEO and the Auditor-Controller to make the necessary adjustments as recommended in the First Quarter Financial Report; authorized the use of \$745,622 in Appropriations for Contingencies as recommended in the First Quarter Financial Report; amended the salary and position Allocation Resolution to reflect the recommendations included as part of the First Quarter Financial Report, as outlined in the Staffing Impacts section and detailed in Attachment 2, of the agenda item, to be effective the start of the first full pay period beginning on or after 12/05/2020, unless otherwise noted; approved contracts and/or agreements listed on Attachment 3, of the agenda item, in cumulative amounts of \$200,000 or greater since 07/01/2018, and authorized the GSA Director/Purchasing Agent or Department Head to sign; accepted the 2019-2020 Annual Performance Outcomes Report per Attachment 5, of the agenda item; and, authorized the BHRS Director to conduct stakeholder processes and gather community input to complete a program review, plans, and recommendations for Board consideration in January that align program operations and services with sustainable funding – CEO 2020-0631

Withrow/Chiesa (4-0)(District Four vacant) **8.2** Accepted an update on the use of Coronavirus Aid, Relief, and Economic Security (CARES) Act Coronavirus Relief Fund (CRF); approved allocating additional funding from Community Support-Reserve to Business Revitalization and Economic Development programs previously approved and as recommended in the staff report: (a) \$400,000 for the Non-Profit Support Grant Program (services to youth and community centered arts), (b) \$1,000,000 for the Community Match/RAD Card Program (focused on dining, retail and personal care establishments), (c) Up to \$100,000 for administrative program costs including support from the Stanislaus Community Foundation and the Downtown Modesto Partnership through an amendment of existing agreements; authorized the CEO to amend the qualifying criteria for COVID-19 emergency response services being

provided by local Community-Based Organizations to ensure funds previously approved are expended by 12/30/2020; and, directed the CEO to return to the Board during a regular meeting in December to present options for the continuation of COVID-19 emergency response services provided by local Community-Based Organizations beyond the current expiration date of 12/30/2020 – CEO 2020-0632

**Corr 1** Referred to the Auditor-Controller's Office, two Claims for Refund of Property Taxes filed on behalf of AT&T regarding assessments for tax year 2016-2017.

**Corr 2** Referred to the Sheriff- Office of Emergency Services, a letter from the California Board of Forestry and Fire Protection regarding their temporary suspension of certifying local ordinances as meeting or exceeding their Fire Safe Regulations.

**Corr 3** Referred to the Fish and Wildlife Committee, a notice from the California Fish and Game Commission regarding the Simplification of the Statewide Inland Sporting Fishing Regulations which were adopted at their 10/14/2020 meeting.

**Corr 4** Acknowledged receipt of claims and referred to the CEO's Office the following claims: Ieden Gegan; Ocean K. Haire, Frank Macias, Christina Balagot (amended) and, Larry Durham.

Supervisor Chiesa reported that City of Oakdale Mayor J.R. McCarty announced that he will be resigning at the end of this year. He also shared that City of Hughson Mayor Jeremy Young will be stepping down after their next meeting.

Supervisor DeMartini voiced concerns regarding the Patterson City Council approving the rezone of the property located at Sperry Avenue and Baldwin Road. He complimented the Modesto Bee on their 11/12/2020 editorial regarding the City of Patterson's plans for this property.

Supervisor Olsen also acknowledged the resignations of Oakdale Mayor J.R. McCarty and Hughson Mayor Jeremy Young and wished them the best.

CEO Hayes reported that Donna Linder, Registrar of Voters, has completed the canvassing of the election and the final results will be coming before the Board soon. He acknowledged the tremendous work of the Registrar of Voters and her team in conducting a transparent, thorough and accurate election.

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.

**13.1** Conference with the Chief Executive Officer - Threat to Public Services: Pursuant to Government Code section 54957(a), the Board will confer with the Chief Executive Officer 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 1:09 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.)