

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

Special and Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

March 16, 2021

Convened at 5:30 p.m. for Special Session

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

1.1 Conference with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9(d)(1). One Case: Sandra Macanas v. Stanislaus County, Stanislaus County Superior Court Case No. 2027790. No reportable action was taken.

1.2 Conference with Legal Counsel – Anticipated Litigation: Pursuant to Government Code Section 54956.9(d)(4): One Case. No reportable action was taken.

1.3 Conference with Legal Counsel – Significant exposure to Litigation: Pursuant to Government Code Section 54956.9(d)(2): One Case. No reportable action was taken.

1.4 Conference with Labor Negotiator – Agency Negotiators: Jody Hayes, Dania Torres Wong, Keira Vink, and Tamara Thomas. Labor Organization: California Nurses Association Union. Government Code Section 54957.6. No reportable action was taken.

Reconvened at 6:33 p.m. for Regular Session

Invocation was given by Reverend Lyn Crase from Emmanuel Lutheran Church.

Milton O’Haire, Agricultural Commissioner and Sealer of Weights and Measures, was recognized upon his retirement from Stanislaus County.

Jami Aggers, Director of Environmental Resources, was recognized upon her retirement from Stanislaus County.

Prior to consideration of the consent calendar, CEO Hayes announced in accordance with Government Code Section 54953(c)(3), that agenda item **6.B.10** would approve the appointment of Kamaljit K. Bagri to serve as the County Agricultural Commissioner and Sealer of Weights and Measures at a starting salary of \$145,000, plus Department Head benefits as set forth in the agenda item.

Grewal/B. Condit unan. Adopted the consent calendar

6.A.1 Approved the minutes of 03/02/2021

6.A.2 Appointed Alfred Parham, Dennis McCord, Chris Ricci, and Sue Zwahlen to the Stanislaus County Economic Development Action Committee

2021-0084

- 6.B.1** Authorized the DA to accept grant awards from the California Governor’s Office of Emergency Services County Victim Services Program, Elder Abuse Program and Violence Against Women Vertical Prosecution Program grants for FY 2020-2021 and Budget Year 2021-2022; authorized the DA to accept, if awarded, the California’s Office of Emergency Services Unserved/Underserved Victim Advocacy Program grant for Budget Year 2021-2022; authorized the DA to sign the grant award agreements, including any extensions or amendments; and, authorized the Auditor-Controller to increase estimated revenue and appropriations in the DA budgets for County Victim Services, Elder Abuse Program, and Violence Against Women as awarded, and Unserved/Underserved Victim Advocacy and Outreach Program prior to notice of grant award to support existing department operations, in accordance with the budget journal – DA 2021-0085
- 6.B.2** Approved the Final Construction Contract with Roebbelen Contracting Inc., in the amount of \$3,931,735, which includes the original contract amount of \$3,683,982 and \$247,753 in approved Change Orders; authorized the Project Manager to initiate construction closeout activities for the Empire Branch Library Replacement Project, including filing of Notices of Completion and Release of Project Retention; approved the use of existing project funds to hold a public dedication ceremony; authorized the Stanislaus County Librarian to close the existing Empire Branch Library for the time needed to move to and occupy the new Library; and, directed the General Services Agency Director/Purchasing Agent to secure the facility located at 18 South Abbie Street in Empire, CA using existing project funds and return to the Board with a comprehensive reuse-disposition plan for this facility – GSA 2021-0086
- 6.B.3** Approved an agreement with Disability Resources Agency for Independent Living (DRAIL) for the provision of Housing and Disability Advocacy Program services; authorized the CSA Director, or her designee, to sign the Housing and Disability Advocacy Program services agreement with DRAIL in the amount of \$82,928 with a term of 03/17/2021 to 06/30/2022, with the ability to amend the agreement within an annual funding increase of up to \$100,000 per term, for two consecutive one-year terms; approved an agreement with Community Housing and Shelter Services (CHSS) for the provision of Housing and Disability Advocacy Program services; and, authorized the CSA Director, or her designee, to sign the Housing and Disability Advocacy Program services agreement with CHSS in the amount of \$236,000, with a term of 03/17/2021 to 06/30/2022 with the ability to amend the agreement within an annual funding increase of up to \$100,000 per term, for two consecutive one-year terms – CSA 2021-0087
- 6.B.4** Accepted the January 2021 Investment Report for the Stanislaus County Treasury Pool; and, authorized the Chairman to sign on behalf of the Board that the report has been reviewed and accepted – T/TC 2021-0088
- 6.B.5** Accepted an update on Isolation/Quarantine Non-Congregate Sheltering provided during the COVID-19 Public Health Emergency; and, authorized the Director of CSA, or her designee, to negotiate and enter into any new agreements or execute amendments to existing agreements through 06/30/2021 to secure sites and services to reduce the transmission of COVID-19 – CSA 2021-0089
- 6.B.6** Approved an update in accordance with Public Contract Code Sections 20134 and 22050 for emergency repair and replacement of the boiler system at BHRS, located at 800 Scenic Drive in Modesto – GSA 2021-0090
- 6.B.7** 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, security 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 2021-0091

6.B.8 Accepted an update on the agreement with Aspiranet for the provision of the Family Urgent Response System for Foster Caregivers and Children or Youth in its final version in the amount of \$2,201,000, for the term of 03/01/2021 through 06/30/2024 – BHRS
2021-0092

6.B.9 Authorized the Public Defender to apply for, and accept if awarded, a grant from the Office of Juvenile Justice and Delinquency Prevention for a maximum amount of \$375,000 for the Public Defender’s Juvenile Defense Unit; and, authorized the Public Defender to sign documents related to the grant, including agreement amendments and extensions, during the program period, if awarded – Public Defender
2021-0093

6.B.10 Appointed Kamaljit K. Bagri to the position of County Agricultural Commissioner and Sealer of Weights and Measures for a four (4) year term in accordance with California Food and Agricultural Code § 2121 effective 03/29/2021; and, authorized a starting annual salary of \$145,000, plus department head benefits as set forth in the benefit summary, attached to the agenda item, for Kamaljit K. Bagri – CEO
2021-0094

6.D.1 Set a public hearing on 03/30/2021, at the 9:00 a.m. meeting, to consider the approval of Substantial Amendment No. 1 to the FY 2020-2021 Annual Action Plan – Planning
2021-0095

Withdraw/Grewal unan. **7.1** Accepted an update related to the 2019 Novel Coronavirus (COVID-19) Emergency and essential services in Stanislaus County; and, authorized the Chairman to send a letter to the Governor of California addressing concerns specific to State COVID metrics delaying middle and high school youth to return to in-person learning in Stanislaus County – CEO
2021-0096

Withdraw/Grewal unan. **7.2** Authorized the award of Coronavirus Aid, Relief, and Economic Stimulus (CARES) Act, California Emergency Solutions Grants (CA-ESG) Round 2 (CV2) funding for Emergency Shelter Operations as recommended by the Planning and Community Development Department; and, authorized the Director of Planning and Community Development, or a designee, to execute any related program agreements, contracts, certifications or other documentation required for the awarding of CA-ESG CV2 Emergency Shelter Operations funding – Planning
2021-0097

C. Condit/B. Condit unan. **7.3** Accepted an update of the Stanislaus County Cannabis Program; and, authorized to use \$100,000 in Cannabis Program funds to support Substance Use Disorder (SUD) services within BHRS – CEO
2021-0098

Withdraw/B. Condit unan. **8.1** Conducted a public hearing to consider the Planning Commission’s recommendation of approval for Ordinance Amendment application number PLN2020-0105 – Hemp Cultivation; finds that: (a) no further analysis under CEQA is required pursuant to CEQA Guidelines Section 15183 (Consistency with a General Plan, Community Plan or Zoning Ordinance for which an Environmental Impact Report (EIR) was prepared), on the basis of the whole record, including any comments received in response to the Environmental Review referral; (b) the project is consistent with the development density established by existing zoning, community plan or general plan policies for which an EIR was certified; (c) there are no project specific effects which are peculiar to the project or its site, and which the 2016 Stanislaus County General Plan Update (GPU) EIR failed to analyze as significant effects; (d) there are no potentially significant off-site and/or cumulative impacts which the GPU EIR failed to evaluate; (e) there is no substantial new information which results in more severe impacts than anticipated by the GPU EIR; (f) the project will undertake feasible mitigation measures specified in the GPU EIR; finds the project is generally exempt for the CEQA pursuant to CEQA Guidelines Section 15061 and ordered the filing of a Notice of Exemption with the Stanislaus County

Clerk-Recorder pursuant to CEQA Guidelines Section 15062; finds that there is no substantial evidence the project will have a significant effect on the environment and that the exemption reflects Stanislaus County's independent judgement and analysis; finds the project is consistent with the overall goals and policies of the Stanislaus County General Plan; and, approved Ordinance Amendment application number PLN2020-0105 - Hemp Cultivation, as recommended by the Planning Commission and with the amendments as outlined in the Board report, and introduced, waived the reading, and adopted Ordinance C.S. 1293 – Planning ORD-57-E-1 2021-0099 2021-0100

Corr 1 Referred to the Office of Emergency Services, the Department of Planning and Community Development, and the Department of Public Works, a letter from the Federal Emergency Management Agency regarding modified flood elevation determinations affecting the Flood Insurance Rate Map and Flood Insurance Study report for the unincorporated areas of Stanislaus County.

Corr 2 This Board has Acknowledged receipt of claims and referred to the CEO's Office the following claims: Sergiy Kryshatovych and Olga Chiley; Erik Jocsan Acevedo Cruz; Angel Duran; Patricia M. Citi (amended claim); and, Hannah Ann Gaither.

Supervisor C. Condit thanked Public Works for the clean-up and maintenance of the historical palm trees along Las Palmas Ave. in Patterson.

Supervisor Withrow reminded everyone that tomorrow is St. Patrick's Day.

CEO Hayes reported that President Biden signed into law the American Rescue Plan, a \$1.9 trillion federal stimulus plan that provides significant economic relief. Stanislaus County and all the cities in the County will receive direct funding at approximately \$100 million. The CEO also shared that the County is working with Congressman Harder's office to identify projects that would benefit from federal appropriations.

Adjourned at 9:13 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.)