

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

September 13, 2022

Invocation was given by Pastor Lonnie Skiles, with Big Valley Grace Community.

A resolution proclaiming September 2022 as Library Card Sign-Up Month was presented to Stanislaus County Librarian Sarah Denton.

Perfecto Munoz, Executive Director of the West Modesto Community Collaborative and, Johnny Garcia, CEO of the Central Valley Hispanic Chamber of Commerce, received a resolution proclaiming 09/15/2022 – 10/15/2022 as Hispanic American Heritage Month in Stanislaus County.

Joseph Monterosso spoke regarding his lawsuit against the County concerning the dirt strip adjacent to his property and provided a copy to the Board. He shared concerns regarding the response to his request for information. He noted there was a man smoking while walking along this dirt strip which has dried grass along it, and expressed concerns that this road needs to be blocked off for safety reasons.

Miguel Donoso thanked the Board for presenting the Hispanic American Heritage Month proclamation. He shared concerns regarding the recruitment for the Diversity, Equity, and Inclusion (DEI) Manager position and the selection process of panel members and candidates for this position.

Brenda Sutherland spoke regarding SB 1383 which requires everyone to have a blue or green can on their property. She expressed concerns regarding the increased costs of these cans and shared her ability to dispose garbage and yard waste and recycle without the additional cans. She voiced concerns regarding Turlock Scavengers ability to handle the additional cans and garbage.

Stacey Garcia, UDW worker who cares for her mother, shared concerns that the low wages are contributing to the long turnover rate for care providers. She spoke in support of a \$2.00 wage increase.

Astrid Zuniga, Statewide President for UDW and provider for adult son, shared that IHSS providers are essential workers. She expressed concerns regarding a care crisis and hundreds of individuals going without care. She asked the Board for a \$1.00-\$2.00 wage increase.

Ken Schroeder spoke in support of a wage increase for IHSS workers. He noted that their work is essential to our community. He asked the Board to provide a compensation package to make a living wage.

Trella Mendez, IHSS provider who cares for her uncle, shared concerns regarding the stop in pay when clients get hospitalized, and that the hospitals continue to contact the care providers while they are not receiving compensation. She spoke regarding the current wages and the inability to save money. She asked the Board to consider ethical wages.

Evelyn Landrose spoke regarding the challenging job of caring for patients. She shared concerns regarding IHSS workers' wages and noted they deserve higher wages. She expressed concerns regarding the lack of programs available for immigrants.

Sofia Rodriguez, IHSS provider, shared she has worked in Stanislaus County for 16 years. She asked the Board for a \$2.00 wage increase.

Will Kelly, Executive Director of the North Valley Labor Federation, spoke in support of UDW. He noted he encourages the Board to take care of all County workers.

Sebastian Jones commended Hispanic Heritage Month. He shared concerns regarding the 9:00 a.m. Board meeting time. He asked the Board for a \$4.00 wage increase for UDW workers. He requested that the Board think about what he said today when negotiating.

Diana Diaz, organizer with North Valley Labor Federation, spoke in support of a wage increase for UDW workers.

Joni Grieppe noted that SB 866, which would have lowered the minor consent age for vaccinations, was placed in the inactive file at the State legislature. She thanked the Board for upholding our communities' values.

Della Perez shared concerns regarding the delay in negotiated wage increases for IHSS workers, and the inability for retroactive wage increases. She noted she is fighting for the next group of IHSS providers.

Terry Walker-Dampier, UDW worker, asked the Board for a great living wage outcome. She thanked the Board for everything they do. She recommended that the Board remember faith and what it really means.

Chiesa/B. Condit unan. Adopted the consent calendar

5.A.1 Approved the minutes of 08/30/2022

5.A.2 Appointed Amy Crown and Mary Gonzales to the Stanislaus County Child Development Local Planning Council

5.A.3 Appointed Ali Arshad to the Stanislaus County Economic Development Action Committee

5.B.1 Set the date of 10/18/2022, at the 6:30 P.M. meeting, to receive a report from the Sheriff's Department and hold a Community Forum regarding Immigration and Customs Enforcement access, pursuant to Government Code Section 7283.1(d); and, authorized the Clerk to publish public notice as required by law – Sheriff

5.B.2 Approved a two-year lease with Turlock Professional Park, LLC for office space located at 2101 Geer Rd., Turlock; authorized the GSA Director/Purchasing Agent to sign and execute the lease agreement with Turlock Professional Park, LLC. for office space located at 2101 Geer Rd., Turlock; and, authorized the GSA Director/Purchasing Agent, or designee, to negotiate and sign amendments to the lease agreement, budget permitting throughout the term of the agreement – BHRS

5.B.3 Accepted the response to the Stanislaus County Civil Grand Jury 2021-2022 Final Report, along with any changes the Board wishes to make to the recommended response and authorize the Chairman to forward the response to the Presiding Judge of the Superior Court by 09/26/2022; and, directed the CEO to ensure that any recommended actions by the Board be followed and completed by the subject County departments and report back to the Board of Supervisors, as appropriate – CEO

- 5.B.4** Reviewed and accepted the Annual Reports for the County of Stanislaus Tobacco Endowment Funds – Series 2002 and Series 2006 for Fiscal Year ending 06/30/2022; and, authorized the Chairman to sign on behalf of the Board that the reports have been reviewed and accepted – T/TC
- 5.B.5** Authorized the County Librarian to apply for and accept, if awarded, new Library grants from various government agencies and nonprofit organizations in FY 2022-2023 not to exceed \$125,000 cumulatively; and, authorized the County Librarian to enter into and sign grant agreements and contracts with various government agencies and nonprofit organizations in FY 2022-2023 not to exceed \$125,000 cumulatively – Library
- 5.B.6** Adopted the 1% Ad Valorem Tax rate authorized by Sections 93(b) and 135 of the Revenue and Taxation Code; adopted tax rates that are “...needed to make annual payments for the interest and principal on general obligation bonds or other indebtedness approved by the voters” to be levied pursuant to Revenue and Taxation Code 93(a) and 93(c); adopted the Countywide Unitary Tax rate of 1.463445% as calculated and authorized by Section 100 of the Revenue and Taxation Code; and, adopted the 0.8714% tax rate for the territory formerly served by the Lower San Joaquin Levee District – A/C
- 5.B.7** Authorized the Auditor-Controller to loan funds under Government Code 23010 for operational expenses to Oakdale Fire Protection District in an amount not to exceed \$1,700,000 – A/C
- 5.B.8** Authorized the execution of an amendment to the lease with Mark Dunker, Trustee of the Don & Jane Hynes Living Trust, for use of the building and property located at 1101 13th Street, Modesto, California for the Stanislaus County Law Library, which extends the term an additional 2 years, through 06/30/2025, and adds an option to extend for additional 2 years thereafter; and, authorized the GSA Director/Purchasing Agent or designee to sign the lease amendment as well as the option to extend, if needed – CEO
- 5.C.1** Approved a Professional Design Services Master Agreement with Interwest Consulting Group to provide On-Call Project Management Services for various public works projects with a budget amount of \$3,000,000; authorized the Director of Public Works to sign the agreement and any extensions up to two years, if deemed necessary and mutually beneficial, including any amendments to the agreement, not to exceed 10% of the original contract amount; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW
- 5.C.2** Approved the agreement for acquisition of property located at 2666 Claribel Road, Modesto, California, for the North County Corridor Project, Grantor: Anna Marie Atchison and James W. Atchison, APN 083-002-021; authorized the Chairman to execute the Purchase and Sale Agreement for Acquisition of Fee Interest in Real Property; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW
- 5.C.3** Approved the Agreement for Acquisition of Property located at 4601 Claribel Road, Modesto, California, for the North County Corridor project, Grantor: Claribel Development, LLC, APN 062-031-004; authorized the Chairman to execute the Purchase and Sale Agreement for Acquisition of Fee Interest in Real Property; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW

Chiesa/Grewal unan. **7.1** Authorized Behavioral Health and Recovery Services to rehire Dr. Elmer Ignacio as a part-time Psychiatrist to provide operational support and coverage to the BHRS Behavioral Health Plan Administration division due to an ongoing high demand to perform hospitalization utilization management; and, certified that the rehiring of Dr. Elmer Ignacio as a Psychiatrist is necessary prior to the completion of the 180 day sit-out period pursuant to the California Public Employees’ Pension Reform Act of 2013 – BHRS

Chiesa/C. Condit unan. **7.2** Finds that the public interest and necessity require the 7th Street Bridge Replacement Project; finds that the project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; finds that the subject property, APN 038-003-005, described in the resolution attached to the agenda item is necessary for the project; finds that the offer required by Section 7267.2 of the Government Code has been made to the parcel owners, Muhammad Talha, of the property to be acquired; adopted a Resolution of Necessity; and, authorized County Counsel to initiate eminent domain proceedings to acquire the subject property – PW

Grewal/C. Condit unan. **7.3** Finds that the public interest and necessity require the 7th Street Bridge Replacement Project; finds that the project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; finds that the subject property, APN 102-016-001, described in the resolution attached to the agenda item is necessary for the project; finds that the offer required by section 7267.2 of the Government Code has been made to the parcel owners, Yehia Ahmed Qassem Shaibi and Fatima Kassim as Trustees of the Yehia Ahmed Qassem Shaibi Family Trust, (formerly called the Yahia A. Kassim Family Trust), of the property to be acquired; adopted a Resolution of Necessity; and, authorized County Counsel to initiate eminent domain proceedings to acquire the subject property – PW

B. Condit/Chiesa unan. **7.4** Finds that the public interest and necessity require the 7th Street Bridge Replacement Project; finds that the Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; finds that the subject property, APN 038-003-013, described in the resolution attached to the agenda item is necessary for the project; finds that the offer required by section 7267.2 of the Government Code had been made to the parcel owners, Yehia Ahmed Qassem Shaibi and Fatima Kassim as Trustees of the Yehia Ahmed Qassem Shaibi Family Trust (formerly called the Yahia A. Kassim Family Trust), of the property to be acquired; adopted a Resolution of Necessity; and, authorized County Counsel to initiate eminent domain proceedings to acquire the subject property – PW

Grewal/B. Condit unan. **7.5** Finds that the public interest and necessity require the 7th Street Bridge Replacement Project; finds that the project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury; finds that the subject property, APN 038-003-006, described in the resolution attached to the agenda item is necessary for the project; finds that the offer required by section 7267.2 of the Government Code has been made to the parcel owners, Yehia Ahmed Qassem Shaibi and Fatima Kassim as Trustees of the Yehia Ahmed Qassem Shaibi Family Trust, (formerly called the Yahia A. Kassim Family Trust), of the property to be acquired; adopted a Resolution of Necessity; and, authorized County Counsel to initiate eminent domain proceedings to acquire the subject property – PW

B. Condit/C. Condit unan. **7.6** Accepted the quarterly report from the Health Services Agency on COVID-19 and other current Public Health matters – HSA

Corr 1 Acknowledged receipt of claims and referred to the CEO's Office the following claims: Elsie Salas; Donald Mancini; Nestle Waters America, Inc.; Apostolic Jubilee Center; Pedro Lomeli; Lucy Silveira; and, Heather Goodwin.

Supervisor Chiesa reported that the Senior Lunch Program in Turlock resumed congregate meals at the Senior Citizen Center yesterday.

Assistant Executive Officer Patrice Dietrich reported that the 21-22 State Legislative Session has adjourned. She shared that there are a few bills on the Governor's desk that staff are watching closely, specifically SB 1338 Community Assistance, Recovery, and Empowerment (CARE) Court Program and she shared that the Governor intends to sign this bill tomorrow. She noted the Board sent letters requesting a veto of AB 1951 (Grayson) Sales and use tax: exemptions: manufacturing and SB 1127 (Atkins) Worker's Compensation: Liability Presumptions. She also noted that last week the County's 2023 Adopted Budget was posted online at: <https://www.stancounty.com/budget/> and a hard copy can be found in the BOS Office. She also shared that the public hearing is scheduled for 09/20/2022 at the 6:30 p.m. meeting.

Supervisor Chiesa announced he will be participating remotely on 09/20/2022 as he will be in Washington D.C. on County business.

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

Recessed to closed session at 11:44 a.m.

12.1 Conferenced with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Tamara Thomas, Ryan Leupp, Cari Griffin, Keira Vink. Labor Organizations: Stanislaus Regional Emergency Dispatchers' Association (SREDA), AFSCME Local 10, Stanislaus County Employees' Association (SCEA), California Nurses Association (CNA), County Attorneys Association (CAA), Service Employees International Union (SEIU Local 521), Stanislaus County District Attorney Investigators' Association (SCDAIA), Stanislaus County Probation Corrections Officers Association (SCPCOA), Stanislaus County Deputy Probation Officers Association (SCDPOA), Deputy Sheriff's Association (DSA), Stanislaus Sworn Deputies Association (SSDA), Stanislaus Sheriff's Supervisor Association (SCSSA), Stanislaus Sheriff's Management Association (SCSMA). No reportable action taken.

Adjourned at 12:01 p.m. as the Stanislaus County Board of Supervisors

Reconvened at 12:02 p.m. to sit as the Stanislaus County IHSS Public Authority for closed session

13.1 Conferenced with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Burke Dunphy, Jennifer Jacquez, Tamara Thomas, Labor Organization: In Home Supportive Services (UDWA). No reportable action taken.

Adjourned at 1:05 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.)