

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

October 18, 2022

Convened at 5:34 p.m. for Special Session

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

1.1 Conference with Legal Counsel – Initiation of Litigation: Pursuant to Government Code Section 54956.9 (d)(40). Two Cases.

1.1a **Closed Session Announcement:** C. Condit/Chiesa unan. Conference with Legal Counsel – Initiation of Litigation: Pursuant to Government Code Section 54956.9 (d)(40), One Case, the Board authorized County Counsel to initiate litigation regarding a lease hold-over issue. The defendant(s) and the other particulars will, once the action is formally commenced, be disclosed to any person upon inquiry.

1.1b No reportable action was taken.

Reconvened at 6:34 p.m. for Regular Session

Invocation was given by Hermana Liddiard, from the Church of Jesus Christ of Latter-Day Saints.

Joseph Monterosso shared concerns regarding the annual Horseshoe Halloween Hayride and provided handouts to the Board. He also voiced concerns regarding his neighbor and the dirt strip adjacent to his property.

Martin Lourd spoke regarding the New California State movement. He shared he was putting the County on notice that the State of California is in constitutional default and read a statement of intent.

Matthew Davila spoke in support of the New California State and continued to read the statement of intent regarding New State California.

David Avila spoke in support of the 51st State, the New California.

Nathan Moore spoke in support of the New California State and continued to read the statement of intent regarding New State California.

Patricia Shaefer spoke in support of the New California State and continued to read the statement of intent regarding New State California.

Myllinda Mason shared handouts with the Board and spoke in support of the New California State.

Nathan Moore, spoke for son Alex Moore, in support of the New California State and continued to read the statement of intent regarding New State California.

Cheryl Aseltine spoke in support of the New California State and continued to read the statement of intent regarding New State California.

Martin Lourd, local government teacher, spoke about our founders and this movement of the New California State.

Zach Drivon thanked the Board, County Counsel and CEO for all the work they do. He spoke regarding the current Development Agreements with Jayden's Journey and The People's Remedy. He shared concerns regarding declining revenues, flat fees and the potential closure of the cannabis programs. He asked the Board for immediate suspension of the flat fees.

Irene Pedro worked for IHSS for 20 years and spoke in support of a wage increase for IHSS workers.

Astrid Zuniga, provider for adult son for 14 years, shared concerns regarding previous wage increases for IHSS providers and the need to renegotiate every few years. She spoke in support of a wage increase for IHSS workers.

Jason David, owner of Jayden's Journey, shared concerns regarding the current Development Agreement. He spoke in support of a wage increase for IHSS workers.

James Martin spoke in support of the New California State. He encouraged everyone to check out the website www.newcaliforniastate.com.

Terry Walker-Dampier voiced concerns regarding IHSS wages and shared several caregivers have quit in order to go to school to become CNA's due to higher hourly wages. She spoke in support of IHSS wage increase and asked the Board to put people first not the dollar bill.

John Adams shared concerns regarding IHSS wages and shared fast food restaurant workers earn higher wages than IHSS workers. He voiced concerns regarding the inability to receive the necessary medical supplies for his daughter. He supports a wage increase for IHSS workers.

Mark Ponticelli, owner of People's Remedy, thanked the Board and staff and acknowledged it is a pleasure working with them.

Gloria Abarca spoke in support of a wage increase for IHSS workers. She shared concerns regarding her daughter not getting paid enough or being allotted enough hours to be her caretaker.

Jovita Tovar, provider for daughter, spoke in support of a wage increase for IHSS workers and shared she does more than a registered nurse. She voiced concerns regarding IHSS workers having to pay out of pocket for transporting patients to doctor appointments.

Benelba Barrera Alonzo, provider for son for 26 years, spoke in support of a wage increase for IHSS workers. She shared concerns regarding increase in costs in the economy and out of pocket expenses for travel for out of area doctor appointments. She expressed they are not asking for much, but it would help.

Lori Norwood, provider for daughter, spoke in support of a wage increase for IHSS workers. She voiced concerns regarding monthly wages as a caretaker versus her monthly wages when she worked as a Case Manager for the County.

Selena Norwood shared concerns regarding the lack of wages for IHSS workers. She voiced concerns regarding the cost of living going up. She asked the Board to look at what IHSS is bringing to the table.

Margarita Arteaga, IHSS provider, shared concerns regarding the lack of wages and the affects COVID has had on her family. She supports a wage increase and shared she works 12-14 hours a day and still struggles financially.

Sarah Johnson asked the Board why IHSS providers cannot receive a cost of living wage. She expressed she receives IHSS services and is very thankful for these providers and supports a wage increase.

Sebastian Jones spoke in support of a wage increase for IHSS providers. He shared concerns regarding the length of time the negotiation process has taken. He requested a \$4.00 wage increase for IHSS providers.

Della Perales shared concerns regarding the proposed .75 cent wage increase for IHSS providers. She voiced concerns regarding the length of time the negotiation process has taken and that providers will not receive retroactive pay. She stated it's time to stop negotiations and provide IHSS providers a livable wage.

Miguel Donoso shared concerns regarding the New California State.

Petri spoke in support of a wage increase for IHSS providers.

Marina Luna Gaitan, provider for adult son, shared concerns regarding wages for IHSS providers. She supports a wage increase for IHSS providers.

Lucia, provider for adult daughter, shared concerns regarding providing 24/7 care for her daughter but not receiving compensation for 24/7 care. She supports a wage increase for IHSS providers.

Grewal/Chiesa unan. Adopted the consent calendar and after removing from consent agenda items **5.B.7** Approval to Enter into a Lease Agreement with Condit Properties, LLC for Office Space Located at 4640 Spyres Way, Modesto – BHRS; and, **5.C.2** Approval of On-Call Professional Services Agreements with AECOM, Michael Baker International, and Wood Rodgers to Provide All-Inclusive Engineering and Environmental Clearance Consulting Services for the Stanislaus County Urban Pockets and County Communities Infrastructure Improvement Project – PW

5.A.1 Approved the minutes of 10/04/2022

5.A.2 Appointed Supervisor Vito Chiesa as the Primary Member and Supervisor Channce Condit as the Alternate Member to the 2022-2023 California State Association of Counties Board of Directors (CSAC)

5.A.3 Appointed Supervisor Mani Grewal to the Election Observer Panel for the Gubernatorial General Election on Tuesday, 11/08/2022

5.A.4 Appointed the Stanislaus County Water Resources Manager to the Eastside San Joaquin Groundwater Sustainability Agency Technical Advisory Committee

5.A.5 Accepted the resignation of Wayne Zipser and appointed Caitie Campodonico to the Stanislaus County Water Advisory Committee

5.A.6 Appointed Paul Van Konynenburg to the Measure L Oversight Committee

- 5.A.7** Approved the 2023 Meeting Calendar for the Stanislaus County Board of Supervisors
- 5.B.1** Approved the Public Works of Improvement Agreement with Grover Landscape Services, Inc., for an initial term of three years, with 2 two-year renewal options, for on-call tree trimming, tree removal, and other arborist services for properties and facilities owned, managed, and/or maintained by the Department of Parks and Recreation on an as needed basis, for a not-to-exceed amount of \$444,000; authorized the Interim Director of Parks and Recreation, or designee, to execute the agreement with Grover Landscape Services, Inc., and to sign any necessary documents; and, authorized the Interim Director of Parks and Recreation, or designee, to sign amendments to the agreement for an overall not-to-exceed amount of \$488,400, which includes a contingency of \$44,400 – Parks and Recreation
- 5.B.2** Accepted the July 2022 Monthly 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
- 5.B.3** Approved the amendment to the sublease agreement with MOVE, Stanislaus Transportation to allow for early termination of the sublease with the County for 1,560 square feet at the Stanislaus Veterans Center, with a minimum of a 30 day written notice and without a financial penalty, the sublease was previously amended to extend from 07/01/2020, to 06/30/2023; and, authorized the GSA Director/Purchasing Agent, or designee, to execute the sublease agreement amendment – AAA
- 5.B.4** Adopted an updated resolution authorizing the CSA Director and Assistant Directors, to apply for, and accept if awarded, the Housing Navigator Program (HNP) Allocation by the California Department of Housing and Community Development; and, authorized the CSA Director, or Assistant Directors, to sign the HNP Allocation Acceptance Form, and to sign, enter into, execute, and deliver any and all documents required or deemed necessary to be awarded the HNP Allocation and any amendments to such documents – CSA
- 5.B.5** Adopted an updated resolution authorizing the CSA Director and Assistant Directors, to apply for, and accept if awarded, the Transitional Housing Program (THP) Allocation by the California Department of Housing and Community Development; and, authorized the CSA Director, or Assistant Directors, to sign the THP Allocation Acceptance Round 3 Form, and to sign, enter into, execute, and deliver any and all documents required or deemed necessary to be awarded the THP Allocation and any amendments to such documents – CSA
- 5.B.6** Approved the Participation Agreement with the California Mental Health Services Authority for the Psychiatric Inpatient Concurrent Review Project in the amount of \$427,715 for the term of 11/01/2022, through 12/31/2024; and, authorized the BHRS Director, or designee, to sign the Participation Agreement and any subsequent amendments for additional services and payments for services up to \$200,000, budget permitting, for each fiscal year of the agreement – BHRS
- 5.B.8** Approved the Child Advocacy Center (KC) Program Grant from the California Governor’s Office of Emergency Services, Victim Services Branch retroactively for the term of 04/01/2022, through 03/31/2023; and, authorized the CSA Director, or designee, upon award of grant funding to accept, sign, enter into, and execute the Grant Award agreement and deliver any and all documents required or deemed necessary for the KC Grant Program and any subsequent amendments, modifications and/or extensions to the grant agreement within budget authority – CSA
- 5.B.9** Authorized the Sheriff to accept a grant of \$129,930 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 DBW for 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 2023 in Fixed Asset-Equipment by \$129,930; 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

5.C.1 Approved Amendment No. 2 to the Memorandum of Agreement (MOA) between Merced County and Stanislaus County (Counties) for the Preliminary Engineering Phase of the Hills Ferry/River Road Bridge Project (Project); authorized the Chairman to execute Amendment No. 2 to the MOA between the Counties for the Project; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW

Grewal/Chiesa (3-0)(B. Condit and C. Condit abstained) **5.B.7** Approved a three-year lease with Condit Properties, LLC for office space located at 4640 Spyres Way, Modesto; authorized the GSA Director/Purchasing Agent to sign and execute the lease agreement with Condit Properties, LLC. for office space located at 4640 Spyres Way, Modesto; 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

Recessed at 9:01 p.m.

Reconvened at 9:11 p.m.

Grewal/B. Condit unan. **5.C.2** Approved On-Call Professional Services Agreement with AECOM to provide all-inclusive engineering and environmental clearance consulting services relating to the County's Urban Pockets and Communities Infrastructure Improvement Projects for up to \$2,500,000; approved On-Call Professional Services Agreement with Michael Baker International to provide all-inclusive engineering and environmental clearance consulting services relating to the County's Urban Pockets and Communities Infrastructure Improvement Projects for up to \$2,000,000; approved On-Call Professional Services Agreement with Wood Rodgers to provide all-inclusive engineering and environmental clearance consulting services relating to the County's Urban Pockets and Communities Infrastructure Improvement Projects for up to \$1,500,000; authorized the Director of Public Works to sign the agreements and any extensions up to two years if deemed necessary and mutually beneficial including any amendments to the task orders, not-to-exceed 10% of the original task order; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW

B. Condit/Grewal unan. **6.1** Accepted the Sheriff Department's 2021 Report on Immigration and Customs Enforcement access, pursuant to Government Code Section 7283.1(d); and, conducted a Community Forum pursuant to Government Code Section 7283.1(d) – Sheriff

Chiesa/B. Condit unan. **7.1** Authorized BHRS to rehire Dr. Teresa Raras 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. Teresa Raras 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

Corr 1 Referred to the General Services Agency, a letter from Salida Fire Protection District regarding the availability to purchase surplus property.

Corr 2 Acknowledged receipt of claims and referred to the CEO's Office the following claim: State Farm Mutual Automobile Ins. Co. aso KEN TIV.

Supervisor Grewal reported that he, along with Supervisor Buck Condit and Assistant Executive Officer Ruben Imperial, attended the San Joaquin Valley Regional Association of California Counties (SJVRACC) Annual Conference in Kings County on 09/28/2022-09/30/2022. He shared they attended sessions regarding infrastructure, financing, water, legislation and learned the similar challenges valley counties are facing such as water, energy and infrastructure.

Supervisor Chance Condit reported that the Keyes Movie and Community Night was successful and there were about 60 attendees. He thanked Tera Chumley, Interim Parks Director; Tina Rocha, Assistant Executive Officer; and, Russell Fowler, Field Representative for their work on this event. He shared the next Community Movie Night will be at the Empire Park on Saturday, 11/05/2022, 7:00 p.m.-10:30 p.m. at 10 I St., Empire.

Supervisor Chiesa reported that most of the Board Members will be attending California State Association of Counties (CSAC) Annual Meeting on 11/14/2022-11/18/2022.

CEO Hayes reported that the State Department of Finance has released the first quarter revenues and they are far below what was expected. He shared that the Governor ended the COVID-19 State of Emergency effective February 2023. He noted the County ended our local emergency a few months ago. He shared the annual visit with Shaw Yoder is Wednesday, 12/07/2022, to help develop the County's 2023 Legislative Platform.

Adjourned at 9:41 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.)