

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

Special and Regular Session
Supervisor Grewal Absent
Pledge of Allegiance to the Flag

Tuesday

December 20, 2022

Convened at 5:30 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.

Adjourned at 5:32 p.m. to sit as the Stanislaus County IHSS Public Authority for Closed Session

1.1 Conference with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Burke Dunphy, Jennifer Jacquez, Tamara Thomas, and Ryan Leupp. Labor Organization: In Home Supportive Services (UDWA) – Existing Litigation: No reportable action was taken.

Adjourned at 5:38 p.m. as the Stanislaus County IHSS Public Authority

Reconvened at 5:38 p.m. as the Stanislaus County Board of Supervisors for Closed Session

2.1 Conference with Labor Negotiator: Pursuant to Government Code Section 54957.6 – Agency Negotiators: Jody Hayes, Tamara Thomas, and Ryan Leupp. Labor Organization: Stanislaus Regional Emergency Dispatchers' Association (SREDA). No reportable action was taken.

2.2 Conference with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One case: Maria Teresa Gonzalez, et al v. County of Stanislaus, et al., United States District Court, Eastern Division, Case No. 1:21-cv-01091-DAD-HBK. No reportable action was taken.

Reconvened at 6:37 p.m. as the Stanislaus County Board of Supervisors for Regular Session

Invocation was given by Interim Lead Pastor Patrick Nagle from Redeemer Modesto.

Presentation was given regarding Golden Valley Health Centers 50th Anniversary.

Celestia Love thanked the Board for the help she received since she last spoke under public comment.

Cassandra Gamez, with Take A Stand Stanislaus, shared concerns regarding illness in her house the past couple months. She shared her baby has been ill but is getting better, and everyone is going to be okay.

Miguel Donoso shared concerns regarding the County not following policies in line with Executive Orders 13985 and 13166.

C. Condit/B. Condit (4-0)(Grewal absent) Adopted the consent calendar

- 7.A.1 Approved the minutes of 12/06/2022
- 7.A.2 Appointed Becky Campo to the Stanislaus County Planning Commission 2022-0670
- 7.A.3 Appointed Renee Ousley-Swank to the Stanislaus County Free Library Advisory Board
2022-0671
- 7.A.4 Reappointed Dorothy Griggs, Carlos Estacio III, Frank Ploof and Dirk Hoek to the Stanislaus
Regional Housing Authority 2022-0672
- 7.A.5 Reappointed Christina Trott, Gloria M. Sadeddeen, Yvonne Barrett, Janet Ward, and Silvia
Soberanis to the In-Home Supportive Services Advisory Committee 2022-0673
- 7.A.6 Reappointed Aaron Mundello to the Fire Code Board of Appeals 2022-0674
- 7.A.7 Reappointed Thomas Boze, Bruce E. Ramsey, and Gregory Goodwin to the Law Library Board
of Trustees 2022-0675
- 7.A.8 Reappointed Jami Aggers and Thomas Helme to the San Joaquin Valley Air Pollution Control
District Citizens Advisory Committee 2022-0676
- 7.A.9 Reappointed Jeremiah Williams to the Stanislaus County Equal Rights Commission
2022-0677
- 7.A.10 Reappointed John Jeffries and Charmaine Lazar to the Stanislaus County Hazardous Waste
Management Advisory Committee 2022-0678
- 7.A.11 Reappointed Vernon E. Seeley to the Assessment Appeals Board 2022-0679
- 7.A.12 Reappointed Bryan Whitemyer, Gary Torrijos, and Ignacio Chavez to the Stanislaus County
Local Task Force on Solid Waste Management 2022-0680
- 7.A.13 Reappointed Don Moyer to the Stanislaus County Parks and Recreation Commission
2022-0681
- 7.A.14 Reappointed Lars Willerup to the Stanislaus County Planning Commission 2022-0682
- 7.A.15 Reappointed Rodman Hooker to the Turlock Mosquito Abatement District Board of Trustees
2022-0683
- 7.A.16 Reappointed David Wood, Norman W. Crow, and Robert Brooks to the West Stanislaus
Resource Conservation District Board of Directors 2022-0684
- 7.A.17 Reappointed Louis Brichetto, Rod Vilas, and Larry Byrd to the Stanislaus County Water
Advisory Committee 2022-0685
- 7.A.18 Reappointed Nancy Gardner-Heaven to the Knights Ferry Municipal Advisory Council
2022-0686
- 7.A.19 Reappointed Samuel Paulissian and James Brugger to the Denair Municipal Advisory Council
2022-0687
- 7.A.20 Reappointed Keryn F. Whitlow, Frank William Ploof, and Christopher L. Costin to the
Stanislaus County Behavioral Health Board 2022-0688
- 7.A.21 Reappointed Wayne Zipser and David White to the Crows Landing Industrial Business Park
Enhanced Infrastructure Financing District Public Financing Authority Board 2022-0689
- 7.A.22 Reappointed Maria Madrigal, Rebecca Harrington, and Silvia Camarillo to the South Modesto
Municipal Advisory Council 2022-0690
- 7.A.23 Reappointed Michelle Bernal and Harinder Grewal to the Keyes Municipal Advisory Council
2022-0691
- 7.A.24 Reappointed Nancy Osmundson to the Valley Home Municipal Advisory Council
2022-0692
- 7.A.25 Amended the Conflict of Interest Code for the Hughson Fire Protection District 2022-0693
- 7.A.26 Amended the Conflict of Interest Code for the Sylvan Union School District 2022-0694
- 7.A.27 Amended the Conflict of Interest Code for the Salida Union School District 2022-0695
- 7.A.28 Adopted and waived the second reading of Ordinance C.S. 1336 to approve Military
Equipment Use Policies for the Stanislaus County Sheriff's Office, District Attorney, and
Probation Department pursuant to AB 481 ORD-57-X-2 2022-0696

- 7.B.1** Declared an emergency in accordance with California Public Contract Code Section 22050 for emergency repair and replacement of the electronic security controls in the Juvenile Institutions, located at 2215 Blue Gum Avenue in Modesto; approved staff's recommendation to act in accordance with Public Contract Code Sections 20134 and 22050 to make the immediate repairs at the Juvenile Institutions; made the following findings: (a) the significant operational issues at the Juvenile Hall are occurring as the result of the failing security electronic controls systems, as well as discontinued parts and equipment for these systems, and are creating potential public safety issues; (b) the repairs are necessary to ensure the safety of Probation youth and to prevent the loss of essential public services; and, (c) the emergency will not allow for the delay that would result if the project were competitively bid, and the action to immediately repair the Agency's impacted systems on an emergency basis is necessary; directed the GSA Director/Purchasing Agent, or designee, to serve as the Project Manager for all aspects of the project; approved an initial project budget of \$840,000 funded by Probation department revenue, as detailed in the budget journal, attached to the agenda item; authorized the Project Manager to procure equipment and supplies, and to negotiate and execute contracts needed to repair the electronic system, without giving notice for bids to let contracts, so long as they are within the approved project budget; directed the Auditor Controller to increase appropriations and revenue as detailed in the budget journal, attached to the agenda item; and, required staff to report to the Board on the status of the emergency project, and to report contracts and services for the Board to ratify, at its next regularly scheduled meeting and every 14 days thereafter, as required by the Public Contract Code until the repairs are completed – GSA 2022-0697
- 7.B.2** Adopted a resolution authorizing the CSA Director and Assistant Directors, to apply for, and accept if awarded, the Transitional Housing Program Allocation (THP) Round 4 Allocation and the Housing Navigation and Maintenance Program (HNMP) Round 1 by the California Department of Housing and Community Development; and, authorized the CSA Director, or Assistant Directors, to sign, enter into, execute, and deliver any and all documents required or deemed necessary to be awarded the THP Round 4 Allocation and HNMP Round 1 Allocation and any amendments to such documents – CSA 2022-0698
- 7.B.3** Accepted the Auditor-Controller's report on Stanislaus County's revolving funds as of 06/30/2022, in accordance with Government Code §29321.1 – Auditor-Controller 2022-0699
- 7.B.4** Accepted the Stanislaus County Public Facilities Fees Annual Financial Report for FY ended 06/30/2022 – Auditor-Controller M-63-N-4 2022-0700
- 7.B.5** Approved an increase to the not-to-exceed amount with Champion Industrial Contractors' Job Order Contract from \$2 million to \$4.5 million for year two of the GSA Job Order Contracting Program; and, authorized the GSA Director/Purchasing Agent or designee to execute an amendment to the contract with Champion Industrial Contractors – GSA 2022-0701
- 7.B.6** Adopted a resolution authorizing the CSA Director and Assistant Directors to apply for the Department of Community Services and Development Farmworker Resource Center Grant; and, authorized the CSA Director and Assistant Directors to apply for the Department of Community Services and Development Farmworker Resource Center Grant for \$833,000 for the term of 02/15/2023 through 06/30/2024 – CSA 2022-0702
- 7.B.7** Approved the amended conflict of interest code for Stanislaus County – CEO 2022-0703
- 7.B.8** Approved Amendment No. 3 to the Woodward Reservoir Grant of License dated 12/01/1985, between the South San Joaquin Irrigation District and the County of Stanislaus; and, authorized the Chairman to sign the amendment – Parks and Recreation 2022-0704

- 7.C.1** Introduced and waived the first reading of Ordinance C.S. 1339 amending Chapter 11.08 Parking Zones of the Stanislaus County Code on Minnesota Avenue in Valley Home; Taylor Court in the Turlock area; Dakota Avenue in the Wood Colony Area and Lester Road, Main Street, and Monte Vista Avenue in Denair and to authorize the towing of vehicles within temporary no parking, tow-away zones County-wide; finds that the subject ordinance change is not subject to the CEQA (Public Resources Code, Sections 21000 et seq.); and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW
ORD-57-Z-1 2022-0705
- 7.C.2** Approved the standard clauses, set forth by the California Department of Transportation (Caltrans), when entering into Utility Agreements for projects administered through the Caltrans Division of Local Assistance; authorized the Director of Public Works to sign and enter into Utility Agreements using the standard clauses set forth by Caltrans, as needed for Public Works projects through 12/31/2024; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2022-0706
- 7.C.3** Approved Amendment No. 6 to the T.Y. Lin International Professional Design Services Agreement for the Hills Ferry Road Bridge Seismic Retrofit Project, in the amount of \$410,582 resulting in a new, not-to-exceed, total contract amount of \$3,113,976; and, authorized the Director of Public Works to execute the amendment with T.Y. Lin International in the amount of \$410,582 and to sign necessary documents – PW 2022-0707
- 7.C.4** Approved an Agreement for Acquisition of Property located at 27136 River Road, Newman, California, for the Hills Ferry/River Road Bridge Replacement Project, Grantor: William P. Chamberlain and Melissa M. Chamberlain, APN: 049-037-002 (Partial Acquisition); authorized the Chairman to execute the Purchase Agreement for Acquisition of 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 2022-0708
- 7.C.5** Approved Amendment No. 2 to the Construction Management Services Agreement with NV5, Inc. of Sacramento, California for the Hickman Road Bridge Project; authorized the Director of Public Works to execute Amendment No. 2 with NV5, Inc., in the amount of \$104,940.80, and to sign necessary documents; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2022-0709

B. Condit/Chiesa (4-0)(Grewal absent) **8.1** Conducted a public hearing to receive public comment and input on the proposed amendment to Chapter 16.55 of the Stanislaus County Code; waived the second reading of Ordinance C.S. 1338 amending Chapter 16.55 of the Stanislaus County Code, and adopted by reference the California Fire Code, 2022 Edition with certain changes, additions, and modifications thereto; finds that the proposed changes and modification to the 2022 California Fire Code standards contained in the proposed ordinance are necessary because of local climatic, geographical, and/or topographical conditions, as detailed in the proposed ordinance, attached to the agenda item; adopted the ordinance amending Chapter 16.55 of the Stanislaus County Code, and adopted by reference the California Fire Code, 2022 Edition with certain changes, additions, and modifications thereto; finds that the proposed ordinance is exempt under the provision of the CEQA pursuant to State Guidelines section 15061(b)(3); directed the Stanislaus County Fire Warden staff to file the adopted ordinance and the Board’s findings with the California Building Standards Commission; and, directed the Clerk to publish the ordinance in accordance with Government Code section 25124(b) – Sheriff/OES

ORD-57-Y-2 2022-0710 & 2022-0711

Chiesa/B. Condit (4-0)(Grewal absent) **9.1** Accepted the Health Services Agency 2022 Public Health Annual Report – HSA 2022-0712

Corr 1 Referred to DER, a letter from the Riverdale Park Tract Community Services District regarding chemicals in their water system exceeding the notification levels.

Corr 2 Referred to the Ag Commissioner and Sealer of Weights and Measures, a letter from the Governor’s Office of Emergency Services requesting the U.S. Department of Agriculture designate Stanislaus County as a disaster area due to the excessive high temperatures that occurred 09/01/2022 to 09/09/2022.

Corr 3 Acknowledged receipt of report from the CSA’s FY 2021-2022 Annual Audit of the California Department of Education Child Care and Development Alternate Payment Programs Stage 2 and 3 Contracts.

Corr 4 Acknowledged receipt of claims and referred to the County Counsel the following claims: Nancy Gardner-Heaven; Tiffany Macias; Zackery Macias; Kyle Macias; Matthew Macias; Kenneth Boone; Chris Avalos; Trina Avalos; Michelle Mariscal; Zapien Corp and Eliseo Zapien; and Joshua David Erickson.

CEO Hayes wished everyone happy holidays and introduced the new Diversity, Equity, and Inclusion (DEI) Manager, Ileisha Sanders.

Adjourned at 7:53 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.)