

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

Regular Session

Tuesday

February 7, 2023

All Supervisors Present

Pledge of Allegiance to the Flag

A moment of silence was held for Stanislaus County Public Works Deputy Director Collin Yerzy.

Invocation was given by Pastor Stuart Welch, Lead Pastor with Life Connection Church.

Wendy Byrd, President of the Modesto-Stanislaus NAACP; John Ervin III, Sankofa Theater Company, Modesto; Fallon Ferris, Co-Founder, Board Member Stanislaus County Youth Empowerment Program; A’Kia Walker, Co-Founder, Executive Director Stanislaus County Youth Empowerment Program; Ron DeLoach, Chairman, West Modesto People of Action Council; Margie Lee, Founding Member, Women’s Auxiliary; Reverend Dr. Darius O. Crosby, Chief Correspondent, Modesto Police Clergy Council; Ruby Kennedy, Member, King Kennedy Senior Group; and, Sterling Fountain, Vice-President, King Kennedy Memorial Center Board of Directors received resolutions proclaiming February 2023 as Black History Month in Stanislaus County.

Miguel Donoso voiced concerns regarding outreach concerning the \$60 million being used for infrastructure in Stanislaus County not offered in Spanish or other languages to abide by Executive Orders 13985 and 13166.

B. Condit/Chiesa unan. Adopted the consent calendar

**6.A.1** Approved the minutes of 01/31/2023

**6.A.2** Appointed Eric Anderson to the Stanislaus County Child Abuse Prevention Council

2023-0049

**6.B.1** Awarded a contract to Behavioral Interventions, Inc. for Electronic Monitoring Services for the Sheriff’s Office for the period of 02/07/2023 through 05/03/2027; and, authorized the Sheriff, or his designee, to sign the agreement and execute any subsequent amendments or other forms as required to operationalize the agreement – Sheriff

2023-0050

**6.B.2** Awarded a contract to Behavioral Interventions, Inc. for Electronic Monitoring Services at Probation for the period of 02/07/2023 through 05/03/2027; and, authorized the Chief Probation Officer, or designee, to sign the agreements and execute any subsequent amendments or other forms as required to operationalize the agreement – Probation

2023-0051

**6.B.3** Accepted an update from Stanislaus Equity Partners, Inc. on services provided to disproportionately impacted communities in Stanislaus County and the California Microbusiness COVID-19 Relief Grant Program – CEO

2023-0052

**6.B.4** Authorized the Sheriff’s Office to temporarily double-fill one Sergeant position, for up to, but not to exceed, five months – Sheriff

2023-0053

**6.B.5** Approved an emergency update 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; and, affirmed the emergency declaration remains necessary and authorized staff to proceed with needed repairs to the intercom system at the facility – GSA

2023-0054

**6.C.1** Introduced and waived the first reading of Ordinance C.S. 1341 amending Section 13.08.070 of Title 13 of the Stanislaus County Code to renew the Director of Public Works authority to purchase real property and to increase the authority from \$5,000 or less to \$50,000 or less – PW ORD-58-A-1 2023-0055

**6.C.2** Approved the Fourth Amendment of Lease No. PRC 7183 with the California State Lands Commission for the 7th Street Bridge Replacement Project, APN’s: 102-016-003, 038-003-012; approved the Partial Quitclaim Deed for Parcel 4 (Seventh Street Bridge) of Lease No. PRC 7183 with the California State Lands Commission, for the 7th Street Bridge Replacement Project, APN’s: 102-016-003, 038-003-012; approved a new General Lease - Public Agency Use - No. 9715 with the California State Lands Commission for the 7th Street Bridge Replacement Project, APN’s: 102-016-003, 038-003-012; authorized the Chairman to execute the Fourth Amendment of Lease No. PRC 7183, the Partial Quitclaim Deed for Parcel 4 (Seventh Street Bridge) of Lease No. PRC 7183, and the new General Lease - Public Agency Use - No. 9715; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2023-0056

Withdraw/B. Condit unan. **8.1** Approved the CSA to relinquish administration of the California Department of Social Services Stage 2 and Stage 3 Child Care Program as of 07/01/2023 – CSA 2023-0057

B. Condit/Chiesa unan. **8.2** Finds that the public interest and necessity require the North County Corridor Phase I 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 interest in the property (APN 083-002-034) sought to be acquired and described in the Resolution of Necessity, 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 owner, Wolfgang E. and Victoria E. Bach, Trustees, The Bach Family Trust, U/A DTD 04/21/2000; adopted a Resolution of Necessity in the form attached to the agenda item, as Attachment 1; and, authorized County Counsel to initiate eminent domain proceedings to acquire the property interest described therein – PW 2023-0058

B. Condit/Grewal unan. **8.3** Finds that the public interest and necessity require the North County Corridor Phase I 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 interest in the property (APN 075-023-023) sought to be acquired and described in the Resolution of Necessity, 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 owners, Shirley A. Wincentsen and Christopher D. Wincentsen; adopted a Resolution of Necessity in the form attached to the agenda item, as Attachment 1; and, authorized County Counsel to initiate eminent domain proceedings to acquire the property interest described therein – PW 2023-0059

Grewal/B. Condit unan. **8.4** Finds that the public interest and necessity require the North County Corridor Phase I 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 interest in the properties (APNs 083-002-031, 083-002-041, and 083-002-042) sought to be acquired and described in the Resolution of Necessity, 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 owner, Gregory and Karen Ellis Revocable Trust, Big Sky Investments 3, LLC; adopted a Resolution of Necessity in the form attached to the agenda item as Attachment 1; and, authorized County Counsel to initiate eminent domain proceedings to acquire the property interest described therein – PW 2023-0060

**Corr 1** Referred to the Clerk-Recorder and Registrar of Voters, a notice from the Keyes Community Services District regarding the appointment of Kristina Vasquez to their Board of Directors.

**Corr 2** Referred to the Clerk-Recorder and Registrar of Voters, a notice from the Del Puerto Health Care District regarding the appointment of Tim Benefield to their Board of Directors.

**Corr 3** Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Joann Marie Machado; Corinne Y. Kofinow; Elijah Clark; Ezra Clark; Christine Bettencourt; Timothy Johnson; E.D., a minor; Jason and Nicole Hamby (amended); Farmers Insurance Exchange a/s/o Hilario Marizcal Camacho (amended); Crystal Marques; and, Nestor Gallegos Soto (2 claims).

Supervisor Withrow reported that he, along with Assistant Executive Officer Ruben Imperial, Chief Public Defender, and staff from Probation, District Attorney's Office and the Sheriff's Office traveled to Los Angeles for a site tour of the Homeboy Industries program, a program for former gang members that provides intervention, rehab and a re-entry program into the world.

Supervisor B. Condit reported that last Friday, 02/03/2023 he represented the Board and attended the Drug Court graduation.

CEO Hayes reported that the State is targeting up to \$400 million in additional funding to support the health care workforce throughout the State.

Representative Bob Phelan from Congressman Tom McClintock's Office shared he is looking forward to meeting with each of the Board members and he is looking for an office in Modesto. He also shared he is happy to see the North County Corridor Project on the agenda and the Board taking action today.

Communications Director Karan Brar from Congressman John Duarte's Office shared they now have an office at 90 S. 1<sup>st</sup> Street, Turlock. He reported what the Congressman is working on in D.C. including the introduction of the Water for California Act, working with FEMA in response to the recent flooding in Merced and Stanislaus counties, and attending his first Transportation and Infrastructure Committee meeting.

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 10:31 a.m.

**13.** Conferenced with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). Six cases: Leann Santor, et al v. County of Stanislaus, et al., US District Court Eastern District Case No. 1:19-cv-01593-AWISKO; Emmanuel Wyatt, et al v. County of Stanislaus, et al., US District Court Eastern District Case No. 1:21-cv-00455-NONE-SAB; Taylor Webb, et al v. County of Stanislaus, et al., US District Court Eastern District Case No. 1:19-cv-01716-DADEPG; Jeremy Westfall v. County of Stanislaus, et al., US District Court Eastern District Case No. 1:21-cv-00177; Shane Beard, et al v. County of Stanislaus, et al., US District Court Eastern District Case No. 1:21-cv-00841-DAD-SAB; McKenzie Olivares, et al v. County of Stanislaus, et al., US District Court Eastern District Case No. 2:22-cv-00753-KJM-KJN. No reportable action taken.

Adjourned at 12:26 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.)