

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

Regular Session

Tuesday

April 4, 2023

Grewal Absent

Pledge of Allegiance to the Flag

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

The Chairman presented a resolution proclaiming 04/23/2023-04/29/2023 as Victims' Rights Week to Cheryl Titus, Victim Rights Coordinator at the District Attorney's Office and Lisa Mantarro Moore, Executive Director of the Stanislaus Family Justice Center Foundation.

Stella Beratlis from the Modesto Stanislaus Poetry Center thanked the Board for putting April 2023 as Poetry Month on today's agenda. She shared she is organizing the first Youth Poet Laureate Program and the winners will be announced in a few weeks.

Bob Phelan thanked the Board on behalf of himself and the Anderson family for adopting a resolution in support of renaming the USPS Office located at 2300 Sylvan Avenue in Modesto as the "Corporal Michael D. Anderson Jr. Post Office Building". This was in honor of Marine Corporal Michael D. Anderson Jr. who was killed in the line of duty on 12/14/2004, in Fallujah, Iraq, while participating in Operation Iraqi Freedom. He also shared that Michael's father was the first person in CA to receive the Gold Star License Plate.

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

**5.A.1** Approved the minutes of 03/28/2023

**5.A.2** Appointed Judy Kindle to the Denair Municipal Advisory Council 2023-0135

**5.A.3** Accepted the resignation of Frank Ploof from the Behavioral Health Board 2023-0136

**5.A.4** Proclaimed April 9th through April 15th as Emergency Dispatch Appreciation week in Stanislaus County 2023-0137

**5.A.5** Proclaimed April 2023 as Fair Housing Month in Stanislaus County 2023-0138

**5.A.6** Proclaimed April 2023 as Poetry Month in Stanislaus County 2023-0139

**5.B.1** Set a public hearing on 05/02/2023, at the 9:00 a.m. meeting, to introduce and waive the first reading of Ordinance C.S. 1342 to establish new fees and amend or eliminate existing fees for DER; and, authorized the Clerk of the Board to publish notice as required by law – DER ORD-58-A-2 2023-0140

**5.B.2** Set a public hearing on 05/02/2023, at the 9:00 a.m. meeting, to introduce and waive the first reading of Ordinance C.S. 1343 to amend existing fees for planning services; and, authorized the Clerk of the Board to publish notice as required by law – Planning ORD-58-B-1 2023-0141

**5.B.3** Set a public hearing on 05/02/2023, at the 9:00 a.m. meeting, to introduce and waive the first reading of Ordinance C.S. 1344 to amend existing fees for the Department of Public Works as they relate to development permits, grading permits, building permits, encroachment permits, and other projects involving construction activities in Stanislaus County; and, authorized the Clerk of the Board to publish notice as required by law – PW ORD-58-B-2 2023-0142

- 5.B.4** Approved the installation work plans and specifications, as approved by the Central Valley Regional Water Quality Control Board, for the Modesto and Woodward Reservoir Monitoring Well Project; awarded a construction contract to Arsenal Drilling Inc. for the drilling and installation of eight monitoring wells, four at Woodward Reservoir and four at Modesto Reservoir; authorized the Director of Parks and Recreation, or designee, to execute a contract with Arsenal Drilling Inc. in the amount of \$750,000 and to sign necessary documents, including amendments and change orders, not to exceed 10%, in accordance with Public Contract Code Section 20137 and 20142; authorized the Director of Parks and Recreation, or designee, to take any appropriate action necessary to carry out the purpose and intent of these recommendations; and, directed the Auditor-Controller to increase estimated revenue and appropriations by \$825,000 in the Parks and Recreation Capital Project budget unit as detailed in the budget journal, attached to the agenda item – Parks 2023-0143
- 5.B.5** Approved a \$70,000 increase in the General Services Agency’s Sheriff’s Office Specialty Vehicle Storage Project capital project budget and directed the Auditor-Controller to increase the associated appropriations and operating transfers, as detailed in the budget journal, attached to the agenda item; and, authorized the Project Manager to execute a Supplemental Change Order with Ardent Construction Inc., to fund project enhancements in the amount of \$56,662 – GSA 2023-0144
- 5.B.6** Accepted the Deferred Compensation Committee’s Report on the County’s 457(b) Deferred Compensation Plan and 401(a) Social Security Replacement Plan for Part-Time, Seasonal, and Temporary Employees – CEO 2023-0145
- 5.B.7** Approved an update to the five-year lease with the California Department of General Services on behalf of the California Department of Food and Agriculture for 2,970 square feet of leased space at the County's Agricultural Center; and, authorized the General Services Agency Director/Purchasing Agent, or designee, to execute the agreement and any subsequent amendments on behalf of the County – GSA 2023-0146
- 5.B.8** Proclaimed the week of 04/16/2023 – 04/22/2023, as Stanislaus County Volunteer Week in Conjunction with National Volunteer Week; and, accepted the County Volunteer Program Annual Report for Calendar Year 2022 – CEO 2023-0147
- 5.B.9** 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 2023-0148
- 5.B.10** Approved the agreement regarding easement and compensation with Proxima Solar LLC governing the grant of a Backup Emergency Access Easement over Stanislaus County Fink Road Landfill, APN: 027-017-040, and compensation therefore; approved the Backup Emergency Access Easement Agreement which when recorded will grant the Backup Emergency Access Easement to Proxima Solar LLC over Stanislaus County Fink Road Landfill, APN: 027-017-040; authorized the Director of DER, or his designee, to commission an appraisal and accept its valuation for the Backup Emergency Access Easement; approved the construction by Proxima Solar LLC of a 30-foot wide, 13-foot-high locking access gate through the existing fencing at the Stanislaus County Fink Road Landfill, APN: 027-017-040, bordering the Fred Beltran, Jr. & Sons property, APN: 027-017-082, as part of the Backup Emergency Access to the Beltran Ranch Solar Facility; and, authorized the CEO, or his designee, to execute the Agreement Regarding Easement and Compensation, and the Backup Emergency Access Easement Agreement and have the latter recorded with the Clerk-Recorder’s Office – DER 2023-0149

- 5.C.1** Adopted the resolution summarily vacating the road reservation and public utility easements located East of Stoddard Road in the Modesto/Salida area described in Exhibits A and B, attached to the agenda item; finds, based on the reasons stated in the report, that the road reservation, described in the agenda item, is not required for street or highway purposes; finds, based on the reasons stated in the report, that the public utility easements, described in the agenda item, are not required for public purposes; finds that a portion of the public utility easement will be retained for the benefit of the existing utilities; and, directed the Department of Public Works to record the resolution with the County Clerk-Recorder  
– PW 2023-0150
- 5.C.2** Approved the NBS Government Finance Group (NBS) contract extension agreement associated with the public outreach strategy that supported the development of a priority list for the expenditure of the \$50 million of ARPA 2021 funds allocated for investment in County Islands and County Communities; and, authorized the Director of Public Works to execute the agreement and to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2023-0151
- 5.C.3** Directed the Auditor-Controller to reduce appropriations in Fixed Assets – Structures and Improvements and increase appropriations in Fixed Assets – Equipment by \$66,130 to allow the Department of Public Works to purchase a replacement signage printer  
– PW 2023-0152
- 5.D.1** Set a public hearing on 05/02/2023, at the 9:00 a.m. meeting, to consider the approval of the FY 2023-2024 Annual Action Plan and an amendment to the Citizen Participation Plan for the Stanislaus Urban County and the Stanislaus HOME Consortium for submittal to the U.S. Department of Housing and Urban Development – Planning 2023-0153

B. Condit/Withrow (4-0)(Grewal absent) **7.1** Accepted a Report on Medi-Cal continuous coverage and CalFresh Emergency Allotments ending due to the Consolidated Appropriation Act signed into Federal Law on 12/29/2022 – CSA 2023-0154

**Corr 1** Referred to the Department of Planning and Community Development, a letter from the U.S. Department of Housing and Urban Development regarding the 2023 FY allocations for the Community Planning and Development’s formula programs which provide the financial tools to support individuals, families, and communities to address homelessness, affordable housing challenges, aging infrastructure, and economic hardships.

**Corr 2** Referred to the Clerk-Recorder and Registrar of Voters, a letter from the Western Hills Water District regarding the appointment of Mary Davies to their Board of Directors.

**Corr 3** Referred to the CEO, a letter from the StanCERA regarding FY 2023-2024 retirement contribution rates and funded status as of 06/30/2022.

**Corr 4** Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Courtney Walker; Jeff Chilton; Timothy M. Dunlap; George Velez; Anselmo Regalo; Ramcena Gregorian; Xavier Sebastian Walski/Progressive Ins.; Charles Bailey; and, Mike Murphey.

Supervisor B. Condit acknowledged and congratulated the new Interim Director of SR911, Kasey Young. He noted with her knowledge, skills, and ability she is going to improve the 911 Dispatch Center. He shared he met with the Director of DCSS, Baljit Atwal and her management staff and recognized they do a tough and great job. He also shared this weekend 04/08/2023-04/09/2023 is the Oakdale Rodeo starting with a parade Saturday morning at 9 a.m. and the rodeo beginning at 1:30 p.m.

Supervisor Chiesa reported that tomorrow night from 6:00-7:30 p.m. he will be hosting Turlock Government Night at the Carnegie Arts Center, Loft Room, 250 N. Broadway Ave., Turlock. He shared the guest speakers will be U.S. Congressman John Duarte, California State Senator Marie Alvarado-Gil, California State Assemblymember Juan Alanis, and City of Turlock Mayor Amy Bublak. He noted there will be a live Zoom meeting link for questions and answers. He also noted that he, along with Chairman C. Condit and Vice Chairman Grewal, will be attending the CSAC 2023 Legislative Conference in Sacramento next Wednesday, 04/12/2023 through Thursday, 04/13/2023.

Chairman C. Condit reported that last weekend was the first Westley Community Clean-Up. He shared it was successful and the team was able to fill 4 Bertolotti garbage bins. He thanked the community members and Westley CSD for their help. He also shared that yesterday he and South Modesto MAC member Maria Madrigal went to Bret Hart Elementary School and collected over 100 signatures for ARPA efforts, but overall, about 500 signatures have been collected.

Representative Gavin Cline from Congressman Duarte's Office provided an update on the activities happening in the 13th Congressional District.

Representative Abigail Pendleton from Assemblymember Juan Alanis' Office provided an update on the activities happening in the 22nd Assembly District.

Representative Bob Phelan from Congressman Tom McClintock's Office provided an update on the activities happening in the 5<sup>th</sup> Congressional District.

Chief Operations Officer Patrice Dietrich reported that yesterday the County heard from the Board of State and Community Corrections (BSCC) that our County, as part of Cohort 3, is in the running for Prop 64 Public Health and Safety Grant funding of \$3 million, which would be helpful in our cannabis enforcement efforts. She gave kudos to the Sheriff's Office staff for participating in this grant application process and shared the acceptance is pending the next BSCC meeting which is 04/13/2023.

Adjourned at 9:50 a.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.)