

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

Regular Session  
All Supervisors Present

Tuesday

May 16, 2023

Pledge of Allegiance to the Flag

**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. Conferenced with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d) (1). One case: Y.B. minor through GAL, Maria Prado and Maria Prado v. County of Stanislaus, et al., Superior Court of the State of California, Stanislaus County Case No. CV-22-004044.  
No reportable action taken.

**Reconvened at 6:31 p.m. for Regular Session**

A moment of silence was held for Stanislaus County employees Alfonso Alarcon (Library) and Ryan Berndt (Sheriff).

Invocation was given by Elder Bill Kenoyer with Redeemer Church.

Chairman Channce Condit delivered the 2023 State of the County Address.

**Recessed at 7:02 p.m.**

**Reconvened at 7:13 p.m.**

Commendations were presented to April Lester (District 1); John Peter “Pete” Sward (District 2); Sebastian Jones (District 3); Christy Walker (District 4); Helen Florez (District 5) as the 2023 Stanislaus County Outstanding Senior Citizens of the Year in celebration of Older Americans Month.

The 2023 Stanislaus County Recycling Poster Contest winners received their awards.

Miguel Donoso provided a press release to the Board regarding underserved residents’ concerns regarding the Economic Development Strategy 2023-2028. He also noted that he has not received a response to his requests regarding the Economic Development Committee. He voiced concerns regarding the Economic Development Committee’s process.

LaPrice Reynolds asked the Board for support in adapting an equity program in the County, specifically for cultivation.

Lisa Marx, representative for the Carpenter’s Union, shared a story regarding an apprenticeship opportunity that the union provided her. She urged the Board to consider responsible contractors that pay area standard wages and offer these apprenticeship programs on future projects.

Alex Gergalo, member of the Carpenter’s Union for 16 years, shared this union provides the opportunity to earn a living wage and allowed him to enter as an apprentice. He asked the Board for their support in the apprenticeship program and to support the contractors that are registered training agents with the State and pay the area standard wages and benefits.

Dianne Love, thanked the Board for their continued help. She shared concerns regarding her and her son being unable to gain legal guardianship of her grandson.

B. Condit/Grewal unan. Adopted the consent calendar after removing from the agenda item **7.A.1**  
Approval of the minutes for 05/02/2023

- 7.A.2** Appointed John X. Mataka to the Stanislaus County Local Task Force on Solid Waste Management 2023-0215
- 7.A.3** Approved moving Gloria Vallin from an at large representative seat to a Supervisorial District Two Seat on the Stanislaus County Behavioral Health Board 2023-0216
- 7.B.1** Authorized the Director of Parks and Recreation, or designee, to apply for and accept, if awarded, San Joaquin Valley Air Pollution Control District Commercial Voucher Incentives to replace existing gas- or diesel-powered maintenance equipment with new electric maintenance equipment; adopted a resolution to authorize the Director of Parks and Recreation, or designee, to apply for and accept, if awarded, San Joaquin Valley Air Pollution Control District Commercial Voucher Incentives; and, authorized the Director of Parks and Recreation, or designee, to sign contract agreements up to \$25,000 and all applicable documents with San Joaquin Valley Air Pollution Control District to carry out the purpose and intent of these recommendations – Parks and Recreation 2023-0217
- 7.B.2** Retroactively approved the grant agreement with the California Department of Public Health for Human Immunodeficiency Virus Prevention for the period of 01/01/2023, through 12/31/2023; and, authorized the HSA Managing Director, or designee, to sign and execute the contract and any subsequent amendments – HSA 2023-0218
- 7.B.3** Authorized the Auditor-Controller, on behalf of CSA, to pay one invoice totaling \$308.29 for services provided in a prior year by 209 Multimedia Corporation DBA Manteca Bulletin/Turlock Journal/Ceres Courier/Oakdale Leader/Westside Index/Gustine Press-Standard – CSA 2023-0219
- 7.B.4** Authorized the Chairman to sign the Annual Medi-Cal Cost Avoidance Program and Annual Subvention Program Certificates of Compliance issued by the California Department of Veterans Affairs for FY 2023-2024 – Aging and Veteran Services 2023-0220
- 7.B.5** Authorized the DA’s office to appoint Matthew Serratto to a Deputy District Attorney V position at step five of the salary range, currently at \$82.27 per hour – DA 2023-0221
- 7.B.6** Approved the purchase of one Caterpillar Model D6T Dozer from Holt of California in the estimated amount of \$731,749; authorized the Purchasing Agent to issue a Purchase Order for the equipment using the Sourcewell Cooperative Purchasing Contract No. 032119-CAT; and, authorized an overall budget not-to-exceed \$804,924 for the purchase, which includes a 10% contingency of \$73,175 – DER 2023-0222
- 7.B.7** Approved an emergency update in accordance with Public Contract Code Section 22050 for emergency repair and replacement of 400 linear feet of perimeter litter barrier fencing at the Fink Road Landfill; and, affirmed the emergency declaration remains necessary and authorized staff to proceed with needed repairs to the perimeter litter barrier fence – DER 2023-0223
- 7.C.1** Approved the use of \$100,000 of Community Development Funds to contribute to the construction of a traffic signal at the intersection of Sisk Road and Pirrone Road – PW 2023-0224

- 7.C.2 Approved the Agreement for Acquisition of Property located at 101 South 7<sup>th</sup> Street, Modesto, California, for the 7<sup>th</sup> Street Bridge Replacement Project, Grantor: Wille Electric Supply Company, Inc., a corporation, APN: 102-015-029 (partial acquisition); authorized the Chairman to execute the Purchase Agreement for Acquisition of Fee Interest in Real Property; and, authorized the Director of PW to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2023-0225
- 7.C.3 Adopted a resolution certifying the mileage in Stanislaus County's maintained mileage road system to be 1,509.28 miles as of 12/31/2022 – PW 2023-0226
- 7.C.4 Approved a resolution approving the application for grant funds from Section 190 Rail Grade Separation funds for the Claribel Road Crossing and authorized the PW Director to act as the County's signatory for the grant – PW 2023-0227
- 7.C.5 Authorized the CEO to execute a lease agreement with the City of Patterson for the property located at 301 S. 1st Street, Patterson, and to sign necessary documents, including any lease extensions, should there be any; and, authorized the Director of PW to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW C-4-C-8 2023-0228

Withdraw/B. Condit unan. **7.A.1 Amended** the minutes of 05/02/2023 to include Miguel Donoso's request under public comments for technical assistance in regards to the Draft Comprehensive Economic Strategy Report for 2023-2028; and, approved the minutes as amended 2023-0214

Chiesa/Withdraw unan. **9.1** Declared an emergency in accordance with California Public Contract Code Section 22050 for emergency temporary repairs to Del Puerto Canyon Road 13 Miles west of Interstate 5; approved staff's recommendation to act in accordance with California Public Contract Code Sections 20134 and 22050 to make the immediate temporary repairs to Del Puerto Canyon Road; made the following findings: (a) the repairs are necessary to ensure the safety of the traveling public and to prevent the loss of essential public services; (b) the emergency will not allow for the delay that would result if the project were competitively bid, and the action to immediately repair the impacted road facility on an emergency basis is necessary; (c) based on the substantial evidence to be set forth in the minutes, that due to the nature of the emergency a delay for competitive bidding cannot be permitted; directed the Director of PW, or designee, to serve as the Project Manager for all aspects of the project; authorized the Project Manager to procure equipment and supplies, and to negotiate and execute contracts needed to repair the roadway, without giving notice for bids, so long as they are within the Department's approved budget; and, required PW to report to the Board on the status of the emergency project at its next regularly scheduled meeting and every 14 days thereafter until the repairs are completed, as required by Public Contract Code section 22050(c)(1) – PW 2023-0229

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

**Corr 2** Referred to the Sheriff - OES and the Agricultural Commissioner and Sealer of Weights and Measures, a notice from the U.S. Small Business Administration regarding the disaster declarations for primary and contiguous counties, including Stanislaus County, due to the severe winter storms, straight line-winds, flooding, landslides, and mudslides that happened during 02/21/2023, and continuing.

**Corr 3** Referred to the Department of Workforce Development a Worker Adjustment and Retraining Notification (WARN) letter from David's Bridal, LLC, regarding the layoff of employees at all of their locations, including the store located at 2225 Plaza Parkway in Modesto.

**Corr 4** Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Dionicio Soriano; GEICO a/s/o Carolyn Madalena Dimas; Darryl S. Cully; Linda L. Anthenien; Stacy McGuire; Ben McGuire (amended claim); Francisco Escalante Galvan; and, Daniel Lee Lapin.

Supervisor Chiesa and CEO Hayes spoke regarding the Economic Development Action Committee (EDAC) being an advisory committee and that the cities and the County all contribute to the Draft Comprehensive Economic Strategy Report. Tina Rocha, Assistant Executive Office, noted that staff are developing strategies to do additional outreach and seek community input to bring back to EDAC for consideration.

CEO Hayes reported that the Governor's May Revised Budget has been released.

Adjourned at 8:23 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.)