

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

Regular Session  
All Supervisors Present  
Pledge of Allegiance to the Flag

Tuesday

June 6, 2023

A moment of silence was held for Behavioral Health and Recovery Services Employee Shelly Southern.

Invocation was given by Reverend Jeffrey Woods with The Barnabas Leadership Foundation.

Salma Torres and Katalina Zambrano from the Central California LBGTQ+ Collaborative and Jonathan Grammatico, Board President and Veronica Ambrose, Community Organizer with MoPride Center Management received resolutions proclaiming June 2023 as Pride Month in Stanislaus County.

Cecilia Garcia Madrigal, Willie Mixon and Shamiran Sayad from the Health Services Agency, Jesse Ruelas from the Sheriff's Office, and Maria F. Johnson from the Treasurer- Tax Collector's Office received their 25-year Employee Service Award.

Ramon Rodriguez spoke regarding PRIDE Month and shared concerns regarding hatred and bigotry towards the LBGTQ community. He spoke in support of Rainbow Story Time at the Salida Library.

Steve Allen, resident of Modesto, expressed his appreciation and gratitude for those who have stood up for the LBGTQ community for years. He spoke about growing up in a religious home and spoke in support of Rainbow Story Time at the Salida Library.

Milt Trieweiler voiced concerns regarding farmland and water supply in Stanislaus County. He shared we should keep good farmland at A-2 (General Agricultural) zoning.

Torrin Alexander thanked the County for the PRIDE Month proclamation and voiced concerns that support is needed throughout the year.

Jonathan Grammatico, MoPride Board President, licensed clinical social worker and owner of a private practice, shared concerns regarding mental health in LBGTQ+ youth. He shared the PRIDE proclamation helps save lives and spoke in support of Rainbow Story Time at the Salida Library.

Rebecca Harrington shared concerns regarding an uptick in targeting of Mexican community and the LBGTQ+ community. She spoke in support of Rainbow Story Time at the Salida Library.

Linda Legace spoke in support of Rainbow Story Time at the Salida Library thanked the Board for their recognition of PRIDE Month.

Veronica Ambrose, volunteer with MoPride and resident of Salida, spoke in support of Rainbow Story Time at the Salida Library. She thanked the Board for the PRIDE proclamation and the Library for all that they do to help build up the MoPride mini library. She shared concerns regarding possible terrorist attacks for the LBGTQ+ community and asked the Board for support in protecting the MoPride event. Kathleen Rowe-Glendon, Donor Engagement Specialist with Haven's Women's Center spoke in support of Rainbow Story Time at the Salida Library.

Chiesa/B. Condit unan. Adopted the consent calendar after removing from the agenda items **6.A.4** Approval to Adopt a Resolution Authorizing the Registrar of Voters Not to List Supporters and Opponents of Local Measures on County Ballots for All Future Elections – Clerk Recorder; and, **6.B.2** Approval of the Third Amendment to the Agreement Between the County of Stanislaus and Pegasus Risk Management – CEO

**6.A.1** Approved the minutes of 05/23/2023

**6.A.2** Accepted the resignation of Ignacio Cantu from the First 5 Stanislaus Commission

2023-0258

**6.A.3** Accepted the resignation of Harjit Kaur from the Stanislaus County Equal Rights Commission

2023-0259

**6.B.1** Accepted a status report on the Enterprise Resource Planning (ERP) Project implementation which will be complete by fiscal year end, 06/30/2023; approved Amendment No. 4 to the agreement with Applications Software Technology, LLC (AST) to adjust the not-to-exceed limit of the agreement from \$3,476,980 to \$4,476,980; and, authorized the Purchasing Agent to sign Amendment No. 4 and any subsequent amendments to the agreement without an increase to the adjusted not-to-exceed amount of \$4,476,980 – Auditor-Controller

2023-0261

**6.B.3** Approved the agreements with service providers for the CSA effective 07/01/2023, for FY 2024 as reflected in the agenda item; authorized the CSA Director, or designee, to sign the agreements identified in Attachment A and Attachment B of the agenda item; authorized the CSA Director, or designee, to negotiate and sign amendments to agreements discussed in the agenda item, as detailed in Attachment A, to add services and payment for services up to \$200,000 per agreement, budget permitting, throughout the term of the agreement; and, authorized the CSA Director, or designee, to negotiate and sign amendments to agreements discussed in the agenda item, as detailed in Attachment B, to add services and payment for services up to \$100,000 per agreement, budget permitting, throughout the term of the agreement – CSA

2023-0263

**6.B.4** Approved the Grant Agreement Number 22-11059 with the California Department of Public Health for Implementing the Immunization Assistance Program retroactively for the period of 07/01/2022 through 06/30/2027; and, authorized the HSA Managing Director, or designee, to sign and execute the contract and any subsequent amendments – HSA

2023-0264

**6.B.5** Approved declaring the list of 33 vehicles and equipment as surplus and authorized these assets to be sold at auction; and, directed the Auditor-Controller to deposit all receipts from the sale of these assets, net of GSA - Fleet Services costs, into departmental accounts as appropriate to the Fixed Asset location of the asset – GSA

2023-0265

**6.B.6** Adopted a resolution authorizing the County Treasurer to draw upon bank accounts in the names of County offices or officers – T/TC

2023-0266

**6.B.7** Approved the agreements with service providers for the HSA effective 07/01/2023, for FY 2024, as reflected in the agenda item; authorized the HSA Managing Director, or designee, to sign the agreements and amendments for FY 2024 identified in Attachment 1 and Attachment 2, of the agenda item; authorized the HSA Managing Director, or designee, to negotiate and sign amendments to the agreements discussed in the agenda item, as Attachment 1, to add services and payment for services up to \$200,000 per agreement, budget permitting, throughout FY 2024; and, authorized the HSA Managing Director, or designee, to negotiate and sign amendments to the agreements discussed in the agenda item, as Attachment 2, to add services and payment for services up to \$100,000 per agreement, budget permitting, throughout FY 2024 – HSA

2023-0267

- 6.B.8** Set a public hearing on 07/11/2023, at the 9:00 a.m. meeting, to consider the adoption of Fire Protection Development Fees for the Salida Fire Protection District Pursuant to Title 24 of the Stanislaus County Code; and, authorized the Clerk to publish the notice as required by law – CEO DF-10-C-1 2023-0268
- 6.B.9** Approved a resolution in support of the Stanislaus Arts Council’s submission of a grant application to the California Arts Council for a State-Local Partnership Grant for FY 2023-2024; and, recognized the Stanislaus Arts Council Executive Director will execute the 2023- 2024 State-Local Partnership Grant contract(s) upon approval of the grant by the California Arts Council – CEO 2023-0269
- 6.B.10** Approved an emergency update in accordance with Public Contract Code Section 22050 for emergency repairs 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 2023-0270
- 6.C.1** Approved a \$3,781,060 increase of AECOM’s maximum allocation amount for engineering and design for the Stanislaus County Urban Pockets and County Communities Infrastructure Improvement Project bringing the total maximum allocation to \$6,281,060; approved a \$234,458 increase of Michael Baker International’s maximum allocation amount for engineering and design by in the amount of for Stanislaus County Urban Pockets and County Communities Infrastructure Improvement Project bringing the total maximum allocation to \$2,234,458; directed the Auditor-Controller to increase estimated revenue and appropriations by \$3,365,435 in the Public Works Urban Pockets Infrastructure Project budget unit and the American Rescue Plan Act (ARPA) budget unit as detailed in the budget journal, attached to the agenda item; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2023-0271
- 6.C.2** Approved a new General Lease with the California State Lands Commission for the Hills Ferry Road over the San Joaquin River Bridge Replacement Project; authorized the Director of Public Works to sign and execute the General Lease with the California State Lands Commission; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2023-0272
- 6.C.3** Set a public hearing on 07/11/2023, at the 9:00 a.m. meeting, to consider revising the Load Carrying Capacity of the Keyes Road Bridge over the Turlock Irrigation District Main Canal per Section 35751 of the California Vehicle Code; and, authorized the Clerk of the Board to publish the notice as required by law – PW 2023-0273
- 6.C.4** Approved an emergency update in accordance with Public Contract Code Section 22050 for emergency temporary repairs to Del Puerto Canyon Road 13 Miles west of Interstate 5; and, affirmed the emergency declaration remains necessary and authorized staff to proceed with needed repairs to Del Puerto Canyon Road 13 Miles west of Interstate 5 – PW 2023-0274

Chiesa/Withdraw unan. **6.A.4**Approved a resolution authorizing the Registrar of Voters not to list supporters and opponents of local measures on County ballots for all future elections – Clerk Recorder 2023-0260

B. Condit/Chiesa (4-0)(Withdraw recused) **6.B.2** Approved the Third Amendment to the Agreement between the County of Stanislaus and Pegasus Risk Management; and, authorized the Purchasing Agent to sign the Third Amendment to the Agreement – CEO 2023-0262

Withdraw/Grewal unan. **7.1** Conducted a public hearing to consider the Planning Commission's recommendation of approval of Rezone and Vesting Tentative Map application No. PLN2021-0101 – Hoffman Ranch, a request to rezone a 15.9± acre parcel from Planned Development (P-D) (288) to a new P-D and to subdivide the project site into 76 parcels, ranging in size from 5,855 to 12,631 square feet and a 6,391± square-foot park site expansion, located at 4325 Arnold Road and 4302 Riopel Avenue, on the north side of East Zeering Road, between Riopel and Arnold Roads, in the Community of Denair; adopted the Mitigated Negative Declaration and Mitigation Monitoring Plan pursuant to CEQA Guidelines Section 15074(b), by finding that on the basis of the whole record, including the amended Initial Study and any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the Mitigated Negative Declaration reflects Stanislaus County's independent judgment and analysis; ordered the filing of a Notice of Determination with the Stanislaus County Clerk-Recorder pursuant to Public Resources Code Section 21152 and CEQA Guidelines Section 15075; finds that: (a) the proposed Planned Development zoning is consistent with the Planned Development General Plan and Low-Density Residential Community Plan designations; (b) that the proposed map is consistent with applicable general and community plans as specified in Government Code Section 65451; (c) the design or improvement of the proposed subdivision is consistent with applicable general and specific plans; (d) the site is physically suitable for the type of development; (e) the site is physically suitable for the proposed density of development; (f) the design of the subdivision or the proposed improvements are not likely to cause substantial environmental damage or substantially and avoidably injure fish or wildlife or their habitat; (g) the design of the subdivision or type of improvements are not likely to cause serious public health problems; (h) the design of the subdivision or the type of improvements will not conflict with easements, acquired by the public at large, for access through or use of, property within the proposed subdivision; (i) the alternative to the Agricultural Buffer Standards applied to this project provides equal or greater protection than the existing buffer standards; (j) the project will increase activities in and around the project area, and increase demands for roads and services, thereby requiring improvements; approved Rezone and Vesting Tentative Map application No. PLN2021-0101 – Hoffman Ranch, subject to Exhibit C - Development Standards and Mitigation Measures of the 05/04/2023 Planning Commission Staff Report; and, introduced, waived the reading, and adopted Ordinance C.S. 1347 for the approved Rezone and Vesting Tentative Map application No. PLN2021-0101-Hoffman Ranch – Planning  
ORD-58-D-1 2023-0275 & 2023-0276

Withdraw/Grewal unan. **8.1** Approved the Budget Year 2024 Community Corrections Partnership Plan for 2011 Public Safety Realignment; and, authorized the Chief Probation Officer to sign all documents related to 2011 Public Safety Realignment, including all contracts and amendments – Probation  
2023-0277

**Recessed at 12:20 p.m.**

**Reconvened at 12:30 p.m.**

B. Condit/Chiesa unan. **8.2** Finds that the public interest and necessity require the North County Corridor Phase 1 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 interests in the property (APN 075-024-005) sought to be acquired and described in the Resolution of Necessity is necessary for the Project; finds that the offer required by section 7267.2 of the Government Code has been made to the owner, Joe G. Garcia, and Mary A. Garcia, as trustees of The Garcia Family Living Trust, under Declaration of Trust, dated 09/25/2001; adopted a Resolution of Necessity, Attachment 1, of the agenda item; and, authorized County Counsel to initiate eminent domain proceedings to acquire the property interest described in the agenda item – PW  
2023-0278

B. Condit/Grewal unan. **8.3** Finds that the public interest and necessity require the North County Corridor 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 subject properties, APN's 075-024-014, 011 & 013, described in the resolution, 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 parcel owner, Cynthia Lindsey, Trustee of the Lindsey Revocable Trusts, of the property to be acquired; adopted a Resolution of Necessity, Attachment 1, of the agenda item; and, authorized County Counsel to initiate eminent domain proceedings to acquire the subject property – PW 2023-0279

B. Condit/Grewal unan. **8.4** Approved an amendment to Resolution of Necessity No. 2023-0058 previously adopted on 02/07/2023 to correct a clerical error, property which is the subject of this item is owned by and identified as follows: Wolfgang E. and Victoria E. Bach, Trustees, The Bach Family Trust: 4712 Oakdale Road, Modesto, CA 95357 (APN 083-002-034) – PW 2023-0280

**Corr 1** Acknowledged receipt of a report from the Community Services Agency's FY 2022-2023 Self-Evaluation of the Child Care and Development Alternate Payment Programs Stage 2 and 3 Contracts.

**Corr 2** Acknowledged receipt of a letter, from the Eastside Water District regarding the appointment of Todd Turley to their Board of Directors.

**Corr 3** Acknowledged receipt of a letter, from Reclamation District No. 2063 regarding the passing of Joe Sallaberry and the appointment of Art Cabral to their Board of Trustees.

**Corr 4** Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Anthony Pimentel; Norma E. Hernandez (2 claims); and, Jennifer Gonzalez.

Supervisor Grewal reported he, along with Chairman C. Condit, CEO Hayes, and Sonya Severo Public Relations & Communications Director, traveled to Washington, D.C. last week and reported they advocated on behalf of the residents of Stanislaus County.

Supervisor Chiesa reported he and Supervisor Withrow toured the Covanta Facility last week and thanked DER staff Will Richards and Director Robert Kostlivy for setting the tour up. He shared the contract agreement with Covanta will expire in 2027.

Supervisor Withrow reported he and Supervisor Chiesa also toured the La Grange Dam and shared it was unbelievable to see the water coming over the dam. He announced the Burbank-Paradise Park ribbon cutting this Saturday, 06/10/2023 at 11 a.m., located at the corner of Beverly Drive and Vernon Avenue.

CEO Hayes reported that last week while in Washington D.C. the State and the Governor's Office had announced that efforts Stanislaus County has supported through BEAM and Stanislaus 2030, our Bio-Industry Manufacturing Initiative, announced a pilot Community Economic Resilience Fund (CERF) grant of about \$3.6 million awarded to our community.

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 1:29 p.m.

**13.** Conferenced with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). Two Cases: Ismael Diaz, et al v. County of Stanislaus, et al., Stanislaus County Superior Court case No. CV-22-002605. Richard Craig West, Sr., et al v. County of Stanislaus, et al., Superior Court of California, County of Stanislaus, Case No. CV-20-004848. No reportable action taken.

Adjourned at 2:13 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.)