

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

Regular Session

Tuesday

March 26, 2024

All Supervisors Present

Pledge of Allegiance to the Flag

A moment of silence was held for Community Services Agency Employee Joseph Vohryzka.

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

Carmen Morad with the Assyrian Wellness Collaborative gave a presentation regarding April 2024 as Assyrian Heritage Month in Stanislaus County.

Tamara Thomas, Human Relations Director, was recognized by the Board upon her retirement from Stanislaus County and received her 35-year Employee Service Award.

Chairman Grewal acknowledged receipt of written public comments. He noted that all public comments submitted via email were distributed to the members of the Board of Supervisors.

Destiny Suarez, District Representative with Senator Marie Alvarado-Gil's Office, recognized Amy Carroll as the 2024 Women Making HERstory of the Year award recipient.

Juventino Rodriguez voiced concerns regarding the Sheriff's Department and the Department of Child Support Services.

Mary Miranda, Sherril Lex, and Yolanda Magana with Helping Others Sleep Tonight (HOST) House thanked the Board for considering the HOST House item on today's agenda.

Debbie Martinez, Founder of We R La Raza Parents Union, congratulated Board members on another term in office. She voiced concerns regarding the Turlock Unified School District and the Modesto City School District.

Kenneth Bryan Evitt shared he is a landlord and voiced concerns regarding squatters and burglaries on his properties. He shared concerns regarding landlords' lack of protection of the law, the County Jail and the Courts. He asked the Board where landlords can get help regarding this issue.

Norma E. Hernandez shared concerns regarding the District Attorney's Office and the Sheriff's Department.

Bianca Lopez, with Valley Improvement Projects (VIP), spoke regarding Norma E. Hernandez's public comments made at today's meeting. She shared concerns regarding Covanta, and noted that she learned via a public records request the County had sent a letter to Covanta. She also spoke regarding VIP's zero waste plan.

Miguel Donoso voiced concerns regarding Norma E. Hernandez and Juventino Rodriguez's public comments made at today's meeting.

B. Condit/Withrow unan. Adopted the consent calendar after removing from consent item **6.B.8** Acceptance of a Quarterly Report on Stanislaus County's Investment of American Rescue Plan Act Funding for the Provision of Navigation and Case Management Services and in Support of Farmworker Resource Centers – CSA

- 6.A.1** Approved the minutes of 03/12/2024
- 6.A.2** Appointed Robert J. Days to the Patterson Cemetery District Board of Trustees 2024-0113
- 6.A.3** Declared a vacancy on the Stanislaus Regional Housing Authority 2024-0114
- 6.A.4** Proclaimed the month of April 2024 as Child Abuse Prevention Month in Stanislaus County 2024-0115
- 6.A.5** Proclaimed the week of 04/07/2024 to 04/13/2024 as Stanislaus County Library Week in Conjunction with National Library Week 2024-0116
- 6.A.6** Proclaimed April 2024 as County Government Month; authorized the use of funds, to hold a County Government Resource Fair and the State of the County Address at the Stanislaus County Library in Modesto, in an amount not to exceed \$10,000; and, approved changing the closure time of the Stanislaus County Library in Modesto from 6:00 p.m. to 4:00 p.m. on Thursday, 04/25/2024, in order for the Library to host the State of the County Address 2024-0117
- 6.B.1** Approved the 2024 revision of the Stanislaus County Purchasing Card Policy, effective 03/26/2024 – GSA 2024-0118
- 6.B.2** Authorized the CEO to execute a letter of agreement with Service Employees International Union Local 521 to implement all provisions of the Peer Support Specialist certification process at Behavioral Health and Recovery Services – BHRS 2024-0119
- 6.B.3** Approved the agreement with Sierra Vista Child and Family Services (SVCFS) for the expansion and provision of Brief Intervention Counseling Team (BICT) services in the amount of \$725,868 retroactive to 09/30/2023, through 06/30/2024; authorized the BHRS Director, or designee, to sign and execute the agreement with SVCFS for the provision of BICT services in the amount of \$725,868, retroactive to 09/30/2023, through 06/30/2024; and, authorized the BHRS Director, or designee, to sign amendments to the SVCFS BICT agreement for additional services and payments for services up to \$200,000, budget permitting and consistent with the County Purchasing Policy, throughout the term of the agreement – BHRS 2024-0120
- 6.B.4** Approved proceeding with the Juvenile Hall Security Electronics Replacement Project; approved the Juvenile Hall Security Electronics Replacement Project budget of \$5 million funded by Probation's Juvenile Justice Realignment Block Grant and Youth Offender Block Grant fund balances; authorized the Auditor-Controller to establish the GSA's Juvenile Hall Security Electronics Replacement Project budget in the amount of \$5 million, transferring \$3.5 million from Probation's Juvenile Justice Realignment Block Grant budget and \$1.5 million from Probation's Youth Offender Grant budget, as detailed in the budget journal, attached to the agenda item; approved plans and specifications for the Juvenile Hall Security Electronics Replacement Project; approved the award of a Construction Contract to Accurate Controls, Inc. of Ripon, Wisconsin in the amount of \$3,498,800 for the Juvenile Hall Security Electronics Replacement Project using a sole source justification; authorized the GSA Director/Purchasing Agent, or designee, to act as Project Manager; authorized the Project Manager to procure professional services and issue work authorizations and execute contracts, as needed, for the project so long as they are within the approved project budget; authorized the Project Manager to negotiate Change Orders consistent with the State of California Public Contract Code; and, authorized the Project Manager to complete project closeout activities, including filing

- Notices of Completion, release of retention, and other items needed to complete the project
– GSA 2024-0121
- 6.B.5** Approved amendments to contracts or agreements in cumulative amounts of \$200,000 or greater since 07/01/2021; and, authorized the GSA Director/Purchasing Agent, or previously authorized Department Head to sign and execute the amendments – GSA
2024-0122
- 6.B.6** Proclaimed the week of 04/21/2024- 04/27/2024, as Stanislaus County Volunteer Week in Conjunction with National Volunteer Week; and, accepted the County Volunteer Program Annual Report for Calendar Year 2023 – CEO 2024-0123
- 6.B.7** Authorized the DA to retroactively accept grant awards from the California Governor’s Office of Emergency Services County Victim Services Program, Elder Abuse Program, and Unserved/Underserved Victim Advocacy and Outreach Program grants for FY 2024 and Budget Year 2025; authorized the DA, or designee, to sign the grant award agreements, including any extensions or amendments; approved the agreements with the Court Appointed Special Advocates, Healthy Alternatives to Violent Environments, and Family Justice Center of Stanislaus associated with the County Victim Services Program grant and the agreements with Catholic Charities Diocese of Stockton and Senior Advocacy Network associated with the Elder Abuse Program grant retroactive to 01/01/2024, through 12/31/2024; authorized the Purchasing Agent, or designee, to sign the agreements and any amendments or extensions; and, directed the Auditor-Controller to increase estimated revenue and appropriations in the DA Special Operations, DA Elder Abuse Advocacy and Outreach, and DA Unserved/Underserved Victim Advocacy Outreach budget units as awarded in accordance with the budget journal, attached to the agenda item – DA
2024-0124
- 6.B.9** Authorized the Sheriff’s Office to offer employment to Christopher Evola and Shason Muirbrook for Deputy Sheriff I positions at step five of the salary range, currently \$45.35 per hour – Sheriff 2024-0126
- 6.B.10** Accepted the January 2024 Investment Report for the Stanislaus County Treasury Pool; and, authorized the Chairman to sign on behalf of the Board that the report has been reviewed and accepted – T/TC 2024-0127
- 6.B.11** Approved providing up to \$56,000 of Community Development Funds to Helping Others Sleep Tonight (HOST House), a 501(c)(3) nonprofit corporation, for homeless services; and, authorized the CEO to negotiate and execute a MOU with HOST House for the disbursement of Community Development Funds– CEO 2024-0128
- 6.B.12** Authorized the Auditor-Controller to approve the payment of outstanding invoices that are a year or older – Auditor-Controller 2024-0129
- 6.B.13** Set a public hearing on 04/16/2024, at the 6:30 p.m. meeting, pursuant to Section 1442.5 of the Health and Safety Code to consider: (a) the elimination of the direct provision of clinical services and operational support of physician residency training by the County Health Services Agency (HSA) at the Paradise Medical Office on, about or before 06/30/2024; (b) the elimination of the direct provision of Obstetrician provided obstetrical services by the County HSA at the McHenry Medical Office on, about or before 06/30/2024; and, (c) the elimination of the direct provision of clinical services by the County HSA at the Specialty and Physical Rehabilitation clinics on, about or before 06/30/2024, including Orthopedics, Sports Medicine, Neurosurgery, General Surgery, Diabetic Management, Physical Therapy, Occupational Therapy and Wound Care services – HSA 2024-0130
- 6.B.14** Authorized the CEO to execute an agreement regarding the negotiable impacts of employees in the Deputy Coroner Classification represented by Service Employees International Union, Local 521 – CEO 2024-0131

- 6.B.15** Accepted the County Clerk-Recorder and Registrar of Voters' Certified Statement of the Vote of the 2024 Presidential Primary Election held on 03/05/2024; and, declared the results of the election pursuant to the County Clerk-Recorder and Registrar of Voters' Statement of Vote – Elections 2024-0132
- 6.B.16** Authorized the Sheriff's Office to offer employment to Raul Castaneda to a Deputy Sheriff-Custodial position at step five of the salary range, currently \$40.98 per hour – Sheriff 2024-0133
- 6.B.17** Set a public hearing on 04/30/2024, at the 9:00 a.m. meeting, to introduce and waive the first reading of Ordinance C.S. 1368 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 to publish the notice as required by law – PW
ORD-58-J-1 2024-0134
- 6.B.18** Set a public hearing on 04/30/2024, at the 9:00 a.m. meeting, to introduce and waive the first reading of Ordinance C.S. 1369 to amend existing fees for the Agricultural Commissioner and Chapter 4.36 of the Stanislaus County Code; and, authorized the Clerk to publish a notice of public hearing as required by law – Ag Commissioner
ORD-58-J-2 2024-0135
- 6.B.19** Set a public hearing on 04/30/2024, at the 9:00 a.m. meeting, to introduce and waive the first reading of Ordinance C.S. 1370 to amend existing fees for planning services; and, authorized the Clerk to publish notice as required by law – Planning
ORD-58-K-1 2024-0136
- 6.B.20** Set a public hearing on 04/30/2024, at the 9:00 a.m. meeting, to introduce and waive the first reading of Ordinance C.S. 1371 to amend existing fees for building permit services; and, authorized the Clerk to publish notice as required by law – Planning
ORD-58-K-2 2024-0137
- 6.C.1** Adopted the resolution, attached to the agenda item, summarily vacating that portion of Santa Rita Avenue, Tenaya Drive and Del Mar Court; finds, based on the reasons stated in the report, that the portions of Santa Rita Avenue, Tenaya Drive and Del Mar Court, described herein, are not required for street or highway purposes; finds that easements for the existing in-place public utilities will be retained; and, directed the Department of Public Works to record the resolution with the County Clerk-Recorder – PW 2024-0138
- 6.C.2** Authorized the Director of Public Works to execute a Work Authorization with NorthStar Engineering Group, Inc. for Design Engineering of the Empire Storm Drain Trunk Project, in the amount of \$301,220 and to sign necessary documents, including any amendments to the agreement not to exceed 10%; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2024-0139
- 6.C.3** Approved an agreement with Westervelt Ecological Services in the amount of \$85,500 for environmental mitigation on the North County Corridor Phase 1 Project; authorized the Chairman to sign the agreement with Westervelt Ecological Services for environmental mitigation on the North County Corridor Phase 1 Project; and, authorized payment of \$85,500 to Westervelt Ecological Services for environmental mitigation measures on the Crows Landing Road over the North County Corridor Phase 1 Project – PW 2024-0140
- 6.D.1** Set a public hearing on 04/16/2024, at the 6:30 p.m. meeting, to consider the approval of the Planning Commission's recommendation of Development Agreement Application number (No.) PLN2023-0160 – Medallion Wellness, a request to adopt a new Development Agreement for Use Permit No. PLN2018-0111, a previously permitted commercial cannabis operation, located at 4213 McHenry Avenue, northwest of the McHenry and Pelandale Avenue intersection, in the Modesto area and find the request exempt from the

CEQA Guidelines 15061, APN: 046-008-013; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning ORD-58-L-1 2024-0141

6.D.2 Accepted the Annual Progress Report for the Stanislaus County Housing Element for the calendar year 2023 – Planning 2024-0142

6.D.3 Set a public hearing on 04/16/2024, at the 6:30 p.m. meeting, to consider the approval of the Planning Commission’s recommendation of approval of General Plan Amendment and Rezone Application No. PLN2023-0031 - Secured Space Self Storage, a request to amend the Community Plan designation from Medium-Density Residential to Commercial and the Zoning Designation from General Agriculture (A-2-10) to Planned Development (P-D) to allow for the operation of an existing mini-storage facility on a 4.67± acre parcel, located on 5024, 5028, and 5030 Rohde Road, between Esmar and Faith Home Roads, in the Keyes area, and adoption of a mitigated negative declaration; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning

ORD-58-L-2 2024-0143

6.D.4 Set a public hearing on 04/16/2024, at the 6:30 p.m. meeting, to consider the approval of the Planning Commission’s recommendation of approval for the cancellation of the adopted Development Agreement for Bynate, a commercial cannabis retail business, located at 21931 State Highway 33, between Fink Road and Ike Crow Road, in the Crows Landing area, and find the cancellation exempt from the CEQA; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning

ORD-58-M-1 2024-0144

C. Condit/Chiesa unan. **6.B.8** Accepted an update on Stanislaus County’s \$5.2 million investment of American Rescue Plan Act funding for the provision of navigation and case management services in the amount of \$5 million and in support of Farmworker Resource Centers in the amount of \$208,250 for the period of 10/01/2023 through 12/31/2023 – CSA 2024-0125

Chiesa/B. Condit unan. **7.1** Conducted a public hearing and approved the recommended Capital Improvement Plan for FY 2024-2028 – Planning 2024-0145

Corr 1 Referred to DER, a notice from the San Luis and Delta Mendota Water Authority regarding the intent of the twenty-three Groundwater Sustainability Agencies in the Delta-Mendota Subbasin to adopt a single Groundwater Sustainability Plan.

Corr 2 Referred to DER, a notice from CalRecycle, the California Department of Resources Recycling and Recovery, regarding an online public meeting on 04/02/2024 concerning a proposed new solid waste facility permit for the Divert Integrated Food Recovery Facility located at 4407 W. Main in Turlock, CA.

Corr 3 Referred to the Clerk-Recorder and Registrar of Voters, a resolution from the Denair Community Services District regarding the appointment of Nathan Couchman to their Board of Directors.

Corr 4 Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Leonel Rocha Jr.; Maria Cabrera; Gregorio Florencio Bolanos; Norma Araceli Soltero Rabago; Dee Shaffer, Sr.; Debra Reed; Debra Reed (Amended); Timothy and Debra Reed (Amended); Christian G. Barragan; Matthew Andrade; Jeanette Sereno; and, Martina Chavez-Hercules.

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

CEO Hayes noted the Board sent a letter of support for the City of Modesto’s Transit Modification Project for the 2024 San Joaquin Valley Blueprint Award, and a letter of support for the Stanislaus Transit

Authority (StanRTA) application for federal discretionary grant funding for the Stanislaus Transportation Center (STC) project located in Modesto.

Supervisor Chiesa introduced the new Community Relations Manager, Jennifer Hidalgo.

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 11:47 a.m.

13.1 Conferenced with Legal Counsel – Existing litigation: Pursuant to Government Code Section 54956.9 (d)(1). One case: Estate of Alejandro Sanchez, et al., v. County of Stanislaus, et al; US District Court Eastern District; 1:18-cv-00977- DAD-BAM. No reportable action taken.

13.2 Public Employee Appointment – Pursuant to Government Code Section 54957 (b)(1) the Board will consider appointment of the Fire Warden as provided for in Government Code §24008.

Closed Session Announcement: C. Condit/Chiesa unan. **13.2** The Board appointed Erik Klevmyr as the Interim Fire Warden effective 03/30/2024; and, directed the CEO to negotiate a starting salary and benefits for Erik Klevmyr and to return with a recommendation for Board consideration at the 04/16/2024 meeting.

Supervisor C. Condit left at 1:27 p.m.

Adjourned at 2:58 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.)