

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

October 29, 2024

Invocation was given by Pastor Jon Apodaca with Good Life Church.

Katherine McKain and Jennifer Yang from CSA, and Carmen Alania from the CEO's Office, received their 25-year Employee Service Awards. Christine Ross from HSA and MaryCruz Vargas from BHRS received their 30-year Employee Service Awards.

Glinel Bowen spoke regarding a cease and desist letter concerning elections that was sent to the Board Members, County Counsel, and the Registrar of Voters.

Jan Higgins continued reading the cease and desist letter regarding elections.

My linda Mason, County Board Chairman and Member of Assembly of the New State of California, encouraged everyone to go to the newcaliforniastate.com website. She shared concerns regarding AB969 and asked the Board to be careful when certifying an uncertifiable election. She asked the County to comply with the California and federal constitution and have one day in-person voting.

Marilynne Manfredi voiced concerns regarding voting not being private and encouraged everyone to vote in-person and request a precinct vote. She shared we should go back to voting on the same day, in-person with ID.

Steven D. Trout also read the cease and desist letter regarding elections and shared concerns that this information will not be acted on. He requested the County have one day in-person with ID voting.

Annie Thu Henrich, volunteer for the Stanislaus Asian American Community Resource (SAACR), shared information regarding services they offer to the Asian American Pacific Islander (AAPI) community. She spoke about the Second Annual Scholarship Gala they held on Saturday, 10/19/2024 where they awarded scholarships to high school students in the Modesto City School District. She also presented Supervisor Withrow with an appreciation award for his support of the AAPI Community in Stanislaus County.

Steven Morrow spoke regarding the elections process and the security measures he has witnessed at the Registrar of Voters Office. He shared it would be impossible to count all the ballots by the end of the night on election day. He acknowledged the outstanding job the staff and Registrar of Voters do.

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.

B. Condit/Chiesa unan. Adopted the consent calendar after removing from the agenda item **5.A.5**
Approval of the 2025 Meeting Calendar for the Stanislaus County Board of Supervisors 2024-0607

and, removing from the consent calendar item **5.B.12** Approval to Set a Public Hearing on 12/03/2024, at the 9:00 A.M. Meeting to Consider the Adoption of Fire Protection Development Fees for the Burbank Paradise Fire Protection District Pursuant to Title 24 of the Stanislaus County Code – CEO

5.A.1 Approved the minutes of 10/15/2024

5.A.2 Appointed Joyce M. Gandelman to the Commission on Aging 2024-0604

5.A.3 Appointed Kaylee Brown to the Stanislaus County Child Abuse Prevention Council
2024-0605

5.A.4 Appointed Ann Marie Washington to the Stanislaus County Equal Rights Commission
2024-0606

5.B.1 Approved the Professional Services Agreement with Inmate Calling Solutions to provide digital mail and telephone services to the youth detained in the Probation Department's Juvenile Institutions in the amount of \$332,070 for the term of 10/29/2024, through 06/30/2029; authorized the GSA Director/Purchasing Agent, or designee, to sign and execute the agreement with Inmate Calling Solutions in the amount of \$332,070 for the term of 10/29/2024, through 06/30/2029, to provide digital mail and telephone services to the youth detained in the Probation Department's Juvenile Institutions; authorized the GSA Director/Purchasing Agent, or designee, to sign amendments for additional services and payments, budget permitting, throughout the agreement term; and, directed the Auditor-Controller to increase appropriations by \$66,414 in Probation's Juvenile Justice Crime Prevention Act budget, as detailed in the budget journal, attached to the agenda item
– Probation 2024-0608

5.B.2 Approved the Independent Contractor Services Agreement with Clean Harbors Environmental Services, Inc., for the removal and disposal of hazardous waste from the Stanislaus County Household Hazardous Waste Collection Facility, for a not-to-exceed amount of \$450,000; authorized the GSA Purchasing Agent to execute the agreement with Clean Harbors Environmental Services, Inc., and to sign any necessary documents; and, authorized the GSA Purchasing Agent to sign amendments to the agreement within the specified contract amount – DER 2024-0609

5.B.3 Approved the Grant Agreement Number 24-10319 with the California Department of Public Health for the Human Immunodeficiency Virus Surveillance Program in the amount of \$238,925 retroactively for the period of 07/01/2024 through 06/30/2029; and, authorized the HSA Managing Director, or her designee, to sign and execute the contract and subsequent amendments up to \$200,000 budget permitting and consistent with the County Purchasing Policy for the term of the agreement – HSA 2024-0610

5.B.4 Amended the Salary and Position Allocation Resolution to reflect the staffing changes as outlined in the Staffing Impacts section of the agenda item, effective the beginning of the first full pay period following the Board approval; and, directed the Auditor-Controller to increase appropriations and estimated revenue by \$66,609 in the Public Defender budget unit – Public Defender 2024-0611

5.B.5 Accepted the Report of Donations Received by the County of Stanislaus for the Fourth Quarter of FY 2024 – Auditor-Controller 2024-0612

5.B.6 Accepted the Auditor-Controller's report on Stanislaus County's revolving funds as of 06/30/2024 – Auditor-Controller 2024-0613

5.B.7 Authorized the BHRS Director, or designee, to accept the State of California Executive Order 23/22-78 Section 19.565 funds through the California Department of Health Care Services (DHCS) in the amount of \$357,023 on behalf of The Alliance for Community Wellness dba La Familia; authorized the BHRS Director, or designee, to sign the Legislative Priorities Control Section 19.565 Vendor Self Certification to receive the funding from DHCS; authorized the BHRS Director, or designee, to sign and execute the agreement, and other documentation required for receipt of State of California Executive Order 23/22-78

Section 19.565 funds through DHCS; approved an agreement with The Alliance for Community Wellness dba La Familia in the amount of \$357,023 for the term of 11/01/2024, through 10/31/2025, for the Mobile Mental Health Access Point for Rural Californians Project; authorized the GSA/Purchasing Agent, or designee, to sign and execute the agreement with The Alliance for Community Wellness dba La Familia in the amount of \$357,023 for the term of 11/01/2024, through 10/31/2025, for the Mobile Mental Health Access Point for Rural Californians Project; authorized the GSA/Purchasing Agent, or designee, to sign amendments for additional services and payments, budget permitting, consistent with the County Purchasing Policy, throughout the term of the agreement; and, directed the Auditor-Controller to increase appropriations and estimated revenue by \$357,023 in the BHRS Mental Health budget unit, as detailed in the budget journal, attached to the agenda item – BHRS 2024-0614

5.B.8 Approved the Certification Statement for the California Children’s Services program for FY 2024-2025; and, authorized the Chairman to sign the Certification Statement for the CA Children’s Services program for FY 2024-2025 – HSA 2024-0615

5.B.9 Accepted the August 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 2024-0616

5.B.10 Approved Amendment No. 1 to the Participation Agreement with the California Mental Health Services Authority for Credentialing and Recredentialing California County Behavioral Health Plans extending the existing term to 06/30/2025, retroactive to 07/01/2024; and, authorized the GSA/Purchasing Agent, or designee, to sign and execute the Amendment No. 1 to the agreement with CalMHSA extending the existing term to 06/30/2025, retroactive to 07/01/2024 – BHRS 2024-0617

5.B.11 Approved proceeding with the Sheriff’s Minimum Housing Unit (MHU) Medical and Administration Space Project; (a) approved plans and specifications for the Sheriff’s MHU Medical and Administration Space Project; (b) authorized the GSA Director/Purchasing Agent to issue a Notice Inviting Bids for the MHU Medical and Administration Space Project; (c) authorized the GSA Director/Purchasing Agent to set a bid due date of 12/04/2024, and adjust the date as necessary; (d) approved the use of \$1,485,000 in Public Facilities Fees for the Sheriff’s MHU Medical and Administration Space Project, as approved by the Public Facilities Fee Committee on 09/19/2024; (e) authorized the Auditor-Controller to increase the GSA MHU Medical and Administrative Space Capital Project budget by \$1,485,000, as detailed in the budget journal, attached to the agenda item; approved proceeding with the Sheriff’s Ray Simon Training Center Classroom Project (a) approved the Sheriff’s Ray Simon Training Center Classroom Project to proceed from design to bid and construction using a Job Order Contract Contractor; (b) approved the use of \$1,265,230 in Public Facilities Fees for the Ray Simon Training Center Classroom Project, as approved by the Public Facilities Fee Committee on 09/19/2024; (c) authorized the Auditor-Controller to adjust the GSA Sheriff’s Ray Simon Training Center Classroom Capital Project budget, as detailed in the budget journal, attached to the agenda item; and, authorized the following actions for both the Sheriff’s MHU Medical and Administration Space Project and Sheriff’s Ray Simon Training Center Classroom Project (a) authorized the GSA Director/Purchasing Agent, or designee to act as Project Manager; (b) authorized the Project Manager to issue work authorizations and executed contracts for professional services so long as they are within the projects’ budgets; (c) authorized the Project Manager to negotiate and sign change orders and supplemental job order authorizations if they are within the projects’ budgets; (d) authorized the Project Manager to negotiate Change Orders consistent with the State of California Public Contract Code; (e) authorized the Project Manager to complete project

- close-out activities, including filing Notices of Completion, release of retention, and other items required to complete the projects – GSA 2024-0618
- 5.B.13** Set a public hearing on 12/03/2024 at the 9:00 a.m. meeting, to consider the adoption of Fire Protection Development Fees for the Stanislaus Consolidated 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-20-B-9 2024-0620
- 5.C.1** Approved the transfer of \$20,000 of Supervisorial District 2 Building Community Infrastructure Funds from the La Grange Light Project budget to the Public Works Road and Bridge budget unit for ongoing utility operational expenses for the La Grange streetlights; directed the Auditor-Controller to reduce appropriations for fixed assets by \$20,000 in the Public Works Community Infrastructure Projects budget unit and increase appropriations by \$20,000 in the Public Works Road and Bridge budget unit; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2024-0621
- 5.C.2** Approved Amendment No. 1 to the Professional Design Services Agreement with Dokken Engineering, Inc., in the amount of \$57,011, for a new not-to-exceed amount of \$207,358, for the Las Palmas Avenue over San Joaquin River Bridge Project; authorized the Director of Public Works to execute Amendment No. 1 with Dokken Engineering, Inc., in the amount of \$57,011; directed the Auditor Controller to increase appropriations by \$11,147 and estimated revenue by \$10,000 in the Public Works Road and Bridge 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 2024-0622
- 5.C.3** Approved the purchase of one PB Loader Model B-5 Patcher from Municipal Maintenance Equipment in the amount of \$357,865; and, authorized the Purchasing Agent to issue a purchase order for the PB Loader Model B-5 Patcher with emulsion system using the Sourcewell Cooperative Purchasing Contract No. 080521-PBL – PW 2024-0623
- 5.C.4** Adopted the resolution summarily vacating the portions of Tenaya Drive, Del Mar Court, and an alleyway; finds, based on the reasons stated in the report, that the portions of Tenaya Drive, Del Mar Court, and the alleyway, 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 2024-0624
- 5.C.5** Adopted a resolution declaring the results of an assessment ballot proceeding determining that a majority protest exist in opposition to the formation of the Stanislaus County Benefit Assessment District No. 2024-1 (Urban Pocket Area 41: Topeka/Santa Fe) and abandoning proceedings to form the District – PW BAD-01-2 2024-0625
- 5.C.6** Adopted a resolution declaring the results of an assessment ballot proceeding determining that a majority protest exist in opposition to the formation of the Stanislaus County Benefit Assessment District No. 2024-5 (Urban Pocket Area 31: Kenwood/Starr) and abandoning proceedings to form the District – PW BAD-05-2 2024-0626
- 5.C.7** Approved an increase to the construction budget for the North County Corridor Demolition for Utilities and Access Improvements Project by \$448,795 from \$2,143,601 to \$2,592,396; approved contract change order numbers 9 through 23 to the Construction Agreement with George Reed, Inc., for unforeseen site conditions and project overruns in the amount of \$448,794 for the North County Corridor Demolition for Utilities and Access Improvements Project; authorized the Director of Public Works to execute change orders with George Reed, Inc., in the amount of \$448,794 and to sign necessary documents; approved the use of \$448,794 in Regional Transportation Impact Fees (RTIF) of the County's Public Facilities Fees for North County Corridor Phase 1 Project; directed the

Auditor-Controller to increase appropriations and estimated revenue by \$448,794 in the Public Works Road and Bridge budget unit as detailed in the budget adjustment, 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
2024-0627

Withrow/B. Condit unan. **5.B.12** The Board **denied** setting a public hearing on 12/03/2024 at the 9:00 a.m. meeting, to consider the adoption of Fire Protection Development Fees for the Burbank Paradise Fire Protection District Pursuant to Title 24 of the Stanislaus County Code – CEO DF-06-B-2 2024-0619

Chiesa/Withrow unan. **6.1** Conducted a public hearing to consider approval and adoption of the Pumping Reduction Plan for the Northern Delta-Mendota Region and Stanislaus County Well Metering Monitoring and Reporting Program Guidelines; and, adopted the Pumping Reduction Plan for the Northern Delta-Mendota Region and Stanislaus County Well Metering Monitoring and Reporting Guidelines – DER
GSA-3-13 2024-0628

Withrow/B. Condit unan. **7.1 Amended** the item to delete Staff Recommendation No. 3; approved Staff Recommendation Nos. 1, 2 and 4 as follows: (1) authorized the BHRS Director, or designee, to accept the California Department of Social Services (CDSS) Children’s Crisis Continuum Pilot Program (CCCPP) grant for the planning and implementation of pilot program for an integrated continuum of care for foster youth who have serious behavioral health conditions in the amount of \$8,500,000 for the period retroactive to 07/01/2023, through 06/30/2028; (2) authorized the BHRS Director, or designee, to sign and execute the grant agreement and other documentation required by the CDSS for the CCCPP grant; and, (4) directed the Auditor-Controller to increase appropriations and estimated revenue by \$631,494 for FY 2025 in the BHRS budget unit, as detailed in the budget journal, attached to the agenda item – BHRS
2024-0629

Chiesa/B. Condit unan. **7.2** Authorized the DER to implement a lottery giveaway of eligible materials to meet the procurement requirements of Senate Bill 1383 to meet the annual targets of 2023 and 2024; and, authorized the DER to implement a giveaway of eligible materials to meet the procurement requirements of Senate Bill 1383 at multiple locations in the County to meet the annual target of 2025, and annual procurement targets thereafter – DER
2024-0630

Corr 1 Referred to the Department of Workforce Development, a Worker Adjustment and Retraining Notification letter from Nestle USA, regarding the temporary layoff of employees at their 736 Garner Road, Modesto location between 12/23/2024 and 12/29/2024.

Corr 2 Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Mathew Andrade (amended); Zachary Neitzel; Richard Pomares (amended); Crystal Monique Camp; Yeni Alejandra Cortez Cervantes; Austin Escobar; Mario Jimenez Jr.; Jose Salas (amended); Frank Verdone; Michael D. Outley Jr.; Subro Claims, Inc. o/b/o Geico Ins. a/s/o Blessy Chacko; and, Christina M. Sparks.

Supervisor Chiesa noted he attended the groundbreaking ceremony on Thursday, 10/24/2024 for Aspiranet’s Hope Forward Campus in South Turlock.

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

CEO Hayes reported that earlier this month Department Heads participated in the County's Annual Legislative Kickoff with our federal and State advocacy firms. He reminded everyone that next week Tuesday, 11/05/2024 is the General Election and to visit stanvote.com website for the Voter Information Guide, Vote Centers, and Drop Box locations, as well as checking election results after the polls close.

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 11:48 a.m.

12.1 Conferenced with Legal Counsel - Existing Litigation – Pursuant to Government Code Section 54956.9 (d)(1). One case: MDS Business Solutions, LLC v. County of Stanislaus, Stanislaus County Superior Court Case No. CV-24-007352. No reportable action taken.

12.2 Conferenced with Real Property Negotiations: Pursuant to Government Code §54956.8. Property: 4601 Claribel Road, Modesto, CA APN 062-031-004. County Negotiators: Artin Shaverdian, David Lemon, and Thomas Boze. Negotiating Party: Justin Ross, Janelle VanDyke, Donald E. McWilliams Under Negotiation: Both Terms of Payment and Price. No reportable action taken.

12.3 Conferenced with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Ryan Leupp, and Joanna Navarro. Labor Organizations: Stanislaus Sworn Deputies Association. No reportable action taken.

Adjourned at 1:15 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.)