



BOARD OF SUPERVISORS

Kristin Olsen, District 1
Vito Chiesa, District 2
Terry Withrow, District 3
Tom Berryhill, District 4
Jim DeMartini, District 5

1010 10th Street
Modesto, CA 95354
Phone: 209-525-4494 Fax 209-525-4420

AGENDA

December 17, 2019

Special Meeting
5:15 PM

Regular Meeting
6:30 PM

Chambers - Basement Level
1010 10th Street
Modesto, CA 95354

www.stancounty.com/board/index.shtm

The Board of Supervisors welcomes you to its meetings which are regularly held each Tuesday, and your interest is encouraged and appreciated.

PUBLIC COMMENT PERIOD: Matters under the jurisdiction of the Board, and not on the posted agenda, may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Board for consideration. However, California law prohibits the Board from taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board of Supervisors. Any member of the public wishing to address the Board during the "Public Comment" period shall be permitted to be heard once for up to 5 minutes. Please complete a Public Comment Form and give it to the Clerk of the Board.

The agenda is divided into two sections:

CONSENT ITEMS: These matters include routine financial and administrative actions. All consent items will be voted on as a single action at the beginning of the meeting under the section titled "Consent Items" without discussion. If you wish to discuss a consent item, please notify the Clerk of the Board prior to the beginning of the meeting or you may speak about the item during Public Comment Period.

DISCUSSION ITEMS: These items will be individually discussed.

CLOSED SESSION: Is the portion of the meeting conducted in private without the attendance of the public or press to discuss certain confidential matters specifically permitted by the Brown Act. The public will be provided an opportunity to comment on any matter to be considered in closed session prior to the Board adjourning into closed session.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please raise your hand or step to the podium at the time the item is announced by the Board Chairperson. In order that interested parties have an opportunity to speak, any person addressing the Board will be limited to a maximum of 5 minutes unless the Chairperson of the Board grants a longer period of time.

BOARD AGENDAS AND MINUTES: Board agendas, Minutes, and copies of items to be considered by the Board of Supervisors are typically posted on the Internet on Friday afternoons preceding a Tuesday meeting at the following website: www.stancounty.com/bos/agenda-minutes.shtm.

Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Clerk's office at 1010 10th Street, Suite 6700, Modesto, CA during normal business hours. Such documents are also available online, subject to staff's ability to post the documents before the meeting, at the following website www.stancounty.com/bos/agenda-minutes.shtm.

AUDIO/VIDEO BROADCAST: All Board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: www.stancounty.com/board/broadcasting-schedule.shtm. In addition, a live audio/video broadcast of this meeting can be heard/seen via the World Wide Web at: www.stancounty.com/bos/board-video.shtm.

NOTICE REGARDING NON-ENGLISH SPEAKERS: Board of Supervisors meetings are conducted in English. Language assistance request should be made by noon the day before the meeting by contacting the Clerk at 209-525-4494.

REASONABLE ACCOMMODATIONS: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (209) 525-4494. Notification 72 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting.

Special Meeting**5:15 PM**

1. Closed Session:
 1. Conference with Legal Counsel - Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One case: Lydia Garcia and Roldan Medina v. Stanislaus County, et al., Stanislaus County Superior Court Case No. CV-18-000648

Regular Meeting**6:30 PM**

2. Pledge Allegiance to the Flag
3. Invocation
4. Public Comment Period
5. Consent Calendar
 - A. Miscellaneous
 1. Approval of the Minutes for December 10, 2019 ([View Item](#))
 2. Approval of a Commendation for the Assyrian Wellness Collaborative Upon their 5th Anniversary ([View Item](#))
 3. Approval to Proclaim January 2020 Human Trafficking Awareness Month in Stanislaus County ([View Item](#))
 4. Acceptance of the Resignation of Paul Melgard from the Turlock Rural Fire Protection District ([View Item](#))
 5. Approval of Appointment of Aaron Mundello to the Fire Code Board of Appeals ([View Item](#))
 6. Approval of Appointment of Joe Lopez to the Emergency Medical Services Committee ([View Item](#))
 7. Approval of Reappointment of E. Vernon Seeley to the Assessment Appeals Board ([View Item](#))
 8. Approval of Reappointment of Carlos Romeo Hernandez, Jr., Jerold Rosenthal, Frank William Ploof, Virginia Rose Solorzano to the Stanislaus County Behavioral Health Board ([View Item](#))
 9. Approval of Reappointment of Bruce Laverty, Mary Ann Lilly-Tengowski, and Paul Baxter to the Emergency Medical Services Committee ([View Item](#))
 10. Approval of Reappointment of Jeremiah Williams and Keenon J. Krick to the Stanislaus County Equal Rights Commission ([View Item](#))
 11. Approval of Reappointment of Allen Mitterling to the Indigent Health Care Program Fair Hearing Board of Directors ([View Item](#))
 12. Approval of Reappointment of Valerie Mitchell and Shelli Margarite to the In-Home Supportive Services Advisory Committee ([View Item](#))
 13. Approval of Reappointment of Fred Leslie Dolling and Shavon Haskell to the Knights Ferry Cemetery District Board of Directors ([View Item](#))

14. Approval of Reappointment of Thomas Boze, Bruce E. Ramsey and Gregory Goodwin to the Law Library Board of Trustees ([View Item](#))
 15. Approval of Reappointment of Bryan Whitemyer, Gary Torrijos and Ignacio Chavez to the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
 16. Approval of Reappointment of Kyle Fliflet to the Stanislaus County Parks and Recreation Commission ([View Item](#))
 17. Approval of Reappointment of Rick Scheuber, Patrick Alves and Steve Amador to the Storm Drain District No. 8 Board of Directors ([View Item](#))
 18. Approval of Reappointment of Bobby Yamamoto, Bruce A. Thompson, and Jim Melo to the Patterson Cemetery District Board of Directors ([View Item](#))
 19. Approval of Reappointment of Everett B. Souza, Jr. to the Turlock Mosquito Abatement District Board of Trustees ([View Item](#))
 20. Approval of Reappointment of Shivaugn Alves to the San Joaquin Valley Air Pollution Control District Citizens Advisory Committee ([View Item](#))
 21. Approval of Reappointment of Rachelle Antinetti, Francisco Canela, Richard Gimperle, Erika E. Durrer, Jim Mortensen, Sean Roddy, Daniel Bays, Tim Sanders, Vince Dykzeul, and Cooper M. Rossiter to the Stanislaus County Water Advisory Committee ([View Item](#))
 22. Approval of Reappointment of Ken Cheeseman and John Degele to the Housing Authority of the County of Stanislaus ([View Item](#))
 23. Approval of Appointment of Lee Hetzler to the Knights Ferry Community Services District ([View Item](#))
- B. Chief Executive Office
1. Approval of the Agreement for the Sheriff to Purchase One Canine from the Stanislaus Sheriff's K9 Association – Sheriff ([View Item](#))
 2. Approval to Sell Tax-Defaulted Properties, to Re-offer Unsold Parcels at a New Sale, and to Exempt Federal and State Government Lands and Thirteen Others from Tax Sale – Treasurer / Tax Collector ([View Item](#))
 3. Approval of the Agreement for the Sheriff to Retire One Canine from the Sheriff's Canine Unit – Sheriff ([View Item](#))
 4. Approval to Authorize the Auditor-Controller to Pay a Prior Year Invoice Related to the 2017 Electrical Work Performed at the Downtown Men's Jail Located at 1115 H Street, Modesto, California – General Services Agency ([View Item](#))
 5. Approval to Adopt the Mental Health Services Act Plan Update for Fiscal Year 2019-2020 to Allow Expenditure of MHSA Funds for Projects and Agreements Referenced in the Plan Update – Behavioral Health & Recovery Services ([View Item](#))
 6. Approval to Apply for, and Accept if Awarded, Routine Grant Agreements and Contracts for Various State and Regional Programs for Fiscal Year 2020-2021 and a Two Year Local Government Waste Tire Cleanup Grant for Fiscal Years 2020-2021 and 2021-2022 – Environmental Resources ([View Item](#))
 7. Acceptance of the Stanislaus County Public Facilities Fees Annual Financial Report for Fiscal Year Ending June 30, 2019 – Auditor-Controller ([View Item](#))

8. Approval of Amendment to the Veterans Advisory Commission Bylaws to Allow the Commission to Change from Monthly Meetings to Bi-Monthly Meetings – Aging and Veteran Services ([View Item](#))
9. Approval to Accept the 2019 Public Safety Power Shutoff Resiliency Allocation from the California Governor's Office of Emergency Services – Office of Emergency Services/Fire Warden ([View Item](#))
10. Acceptance of the Reporting of Multi-Department Contracts and Agreements for the Period of July 1, 2018 through June 30, 2019 – General Services Agency ([View Item](#))
11. Approval of Tentative Health Insurance Agreements Between Stanislaus County and Stanislaus Sworn Deputies Association, and Stanislaus County and Service Employees International Union, Local 521 for the Period of January 1, 2020 Through December 31, 2020 – Risk Management ([View Item](#))

C. Department of Public Works

D. Department of Planning and Community Development

E. County Counsel

6. Scheduled Matters

1. Sitting as the In-Home Supportive Services Public Authority of Stanislaus County ([View Item](#))
 - A. Call to Order
 - B. Consent Calendar
 1. Approval of the Minutes of July 16, 2019
 2. Approval of Appointment of Kathryn M. Harwell as the New Executive Director of the Stanislaus County In-Home Supportive Services Public Authority Effective January 4, 2020
 - C. Public Forum
 - D. Adjournment
2. Conduct a Public Hearing to Consider the Planning Commission's Recommendation of Approval for General Plan Amendment, Rezone, Use Permit, and Development Agreement Application No. PLN2018-0101 - Natural Remedies Consulting, Request to Amend the General Plan and Zoning Designation to Allow Indoor Commercial Cannabis Cultivation, Manufacturing (Non-Volatile), Retail, and Distribution Activities Within An Existing 12,000 Square-Foot Warehouse, Located at 5272 Jerusalem Court, North of Kiernan Avenue, in the Modesto Area ([View Item](#))
3. Conduct a Public Hearing to Consider the Planning Commission's Recommendation of Approval of General Plan Amendment, Rezone, Use Permit, and Development Agreement Application No. PLN2018-0112 - Jayden's Journey, Request to Amend the General Plan and Zoning Designation, to Allow Operation of a Cannabis Retail Business Within an Existing 5,525 Square-Foot Suite, Located at 5054 Pentecost Drive, at the Southeast Corner of Bitritto Court and Pentecost Drive, in the Modesto Area ([View Item](#))

7. Discussion Items
8. Correspondence
 1. This Board has received a copy of the Comprehensive Annual Financial Report of the Stanislaus County Employees' Retirement Association (StanCERA) for fiscal year ending June 30, 2019.
(Recommendation: Acknowledge receipt of the report.) ([View Item](#))
 2. This Board has received a copy of the Community Services Agency's Fiscal Year 2018-2019 Annual Audit of the California Department of Education Child Care and Development Alternate Payment Programs Stage 2 and 3 Contracts.
(Recommendation: Acknowledge receipt of report.) ([View Item](#))
 3. This Board has received a Claim for Refund of Property Taxes filed on behalf of T-Mobile West LLC, regarding assessments for tax year 2015-16.
(Recommendation: Refer to County Counsel and the Auditor-Controller.)
([View Item](#))
 4. This Board has received a Claim for Refund of Property Taxes filed on behalf of Sprint TelephonyPCS, LP, regarding assessments for tax year 2019-20.
(Recommendation: Refer to County Counsel and the Auditor-Controller.)
([View Item](#))
 5. This Board has received a Claim for Refund of Property Taxes filed on behalf of Frantz Properties Family Limited Partnership, regarding assessments for tax year 2019-20.
(Recommendation: Refer to County Counsel and the Auditor-Controller.)
([View Item](#))
 6. This Board has received the following claims: Emma Takhar, Roberto Vasquez, Eric I. Gutierrez, Esq., Curtis Legal Group, on behalf of Alexis Nicole Kangas; Carlos Antonio Kelting; Mayra Ledesma; and, Karns & Karns, LLP on behalf of Cristina Herrera.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office – Risk Management Division.)
9. Board of Supervisors' Reports
10. Legislative, Fiscal and Management Report - Chief Executive Officer
11. Adjournment