

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

Regular Session
District Four Vacant
Pledge of Allegiance to the Flag

Tuesday

September 22, 2020

Invocation was given by Pastor Dan Howard with Redeemer Church Modesto.

Public Health Officer Dr. Vaishampayan, Assistant Director of Emergency Services Richard Murdock, and CEO Hayes provided an update related to the 2019 Novel Coronavirus (COVID-19) emergency and essential services in Stanislaus County.

Mary Jackson voiced her concerns with comments made by Supervisor Withrow in regards to the various school districts response to COVID-19. She stated that the lack of rapid testing is the reason why the Turlock Unified School District has not opened their schools yet. She emphasized the continued importance of hand washing, wearing a mask, and keeping your distance.

Withrow/DeMartini (4-0)(District Four vacant) Adopted the consent calendar

- 5.A.1 Approved the minutes of 09/15/2020
- 5.A.2 Approved a commendation for the City of Turlock Chief of Police Nino Amirfar upon his retirement 2020-0475
- 5.A.3 Appointed Tony Lomeli to the First 5 Stanislaus Commission 2020-0476
- 5.A.4 Appointed in lieu of election Evette Andre, and Curtis King to the Burbank-Paradise Fire Protection District 2020-0477
- 5.A.5 Appointed in lieu of election Gary Marchy to the Ceres Fire Protection District 2020-0478
- 5.A.6 Appointed in lieu of election David W. Scheel to the Crows Landing Community Services District 2020-0479
- 5.A.7 Appointed in lieu of election Becky Campo, and George Galloway Mac Master to the Del Puerto Health Care District 2020-0480
- 5.A.8 Appointed in lieu of election Joel Comfort, and Kenneth W. Edwards to the Denair Community Services District 2020-0481
- 5.A.9 Appointed in lieu of election Kimberly Stokes to the Denair Municipal Advisory Council 2020-0482
- 5.A.10 Approved appointments in lieu of election where no candidates filed for the Empire Municipal Advisory Council 2020-0483
- 5.A.11 Approved appointments in lieu of election where no candidates filed for the Grayson Community Services District 2020-0484
- 5.A.12 Appointed in lieu of election Meredith Clark to the Hickman Municipal Advisory Council 2020-0485
- 5.A.13 Appointed in lieu of election William H. Alexander, Jeff Reed, and Ernie Garza to the Keyes Municipal Advisory Council 2020-0486
- 5.A.14 Approved appointments in lieu of election where no candidates filed for the Knights Ferry Community Services District 2020-0487

- 5.A.15 Approved appointments in lieu of election where no candidates filed for the Knights Ferry Municipal Advisory Council 2020-0488
- 5.A.16 Appointed in lieu of election Nick C. Blom to the Modesto Irrigation District 2020-0489
- 5.A.17 Appointed in lieu of election Jim Teter, and Louise Pooley Sanders to the Oak Valley Hospital District 2020-0490
- 5.A.18 Appointed in lieu of election David Fantozzi, David Reichmuth, and Richard J. Barbaste to the Patterson Irrigation District 2020-0491
- 5.A.19 Appointed in lieu of election Diane Culwell Caro to the Riverdale Park Tract Community Services District 2020-0492
- 5.A.20 Appointed in lieu of election Mark Riggins, Susan Dignan, and Conni Janitz to the Salida Fire Protection District 2020-0493
- 5.A.21 Appointed in lieu of election John Martin to the Salida Municipal Advisory Council 2020-0494
- 5.A.22 Appointed in lieu of election Gary Horton, Brad Johnson, and Donna Murphy to the Salida Sanitary District 2020-0495
- 5.A.23 Appointed in lieu of election Matthew Harrington to the South Modesto Municipal Advisory Council 2020-0496
- 5.A.24 Appointed in lieu of election Michael Frantz, and Robert Santos to the Turlock Irrigation District 2020-0497
- 5.A.25 Appointed in lieu of election George Schmidt to the West Side Community Health Care District 2020-0498
- 5.A.26 Appointed in lieu of election James P. Cox, Justin Goubert, and Lee DelDon to the West Stanislaus Irrigation District 2020-0499
- 5.A.27 Appointed in lieu of election Henry R. Galvan, and Donald A. Little to the Westley Community Services District 2020-0500
- 5.A.28 Appointed in lieu of election Stacy Cardoso, Norman E. Hyer, John A. Varni, and Ross W. Lee to the Westport Fire Protection District 2020-0501
- 5.A.29 Appointed in lieu of election Todd W. Heinrich, and Lina L. Alldredge to the Wood Colony Municipal Advisory Council 2020-0502
- 5.B.1 Accepted the Report of Donations Received by the County of Stanislaus for the fourth quarter of FY 2019-2020 – Auditor-Controller 2020-0503
- 5.B.2 Approved the resolution to authorize the Director of the Department of Aging and Veterans Services to sign the Supplemental Nutrition Assistance Program-Education (SNAP-Ed) and Medicare Improvement for Patients and Providers Act (MIPPA) agreements with the California Department of Aging; and, approved the SNAP-Ed and MIPPA agreements with the California Department of Aging for the Federal FY 2020-2021 2020-0504
- 5.B.3 Accepted the July 2020 Investment Report for the Stanislaus County Treasury Pool; and, authorized the Chairwoman of the Board to sign on behalf of the Board that the report has been reviewed and accepted – T/TC 2020-0505
- 5.B.4 Approved a one-time appropriation of \$508,572 in the FY 2020-2021, General Services Agency Plant Acquisition budget to fund carpet replacement on the second floor of 10th Street Place; and, directed the Auditor-Controller to increase appropriations in FY 2020-2021 Plant Acquisition budget in the amount of \$508,572, as detailed in the budget journal, attached to the agenda item – CEO 2020-0506
- 5.C.1 Approved the Storer Transit Systems Updated Drug and Alcohol Policy to comply with the United States Department of Transportation Drug and Alcohol Testing Regulations – PW 2020-0507
- 5.C.2 Approved the Stanislaus County Public Works Transit Title VI Program to comply with the Civil Rights Act of 1964 – PW 2020-0508

5.D.1 Rescinded Williamson Act Contract No. 1985-3981 and 2016-14, located at 11046 Sierra Road, between Laughlin Road and Wamble Road, in the Oakdale Area; (APNs): 010-039-019, 010-039-020, 010-039-021, and 010-039-022; finds pursuant to Government Code Section 51257, determined that the following seven findings can be made based on the written evidence submitted by the applicant: (a) the new contract, or contracts, would enforceably restrict the adjusted boundaries of the parcels for an initial term for at least as long as the unexpired term of the rescinded contract, or contracts, but for not less than ten years, except as authorized under the County’s implementation of AB 1265; (b) there is no net decrease in the amount of the acreage restricted in cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; (c) at least 90 percent of the land under the former contract, or contracts remains under the new contract, or contracts; (d) after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Government Code Section 51222; (e) the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract, or contracts; (f) the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; (g) the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the General Plan; approved a new contract(s), pursuant to Lot Line Adjustment Application No. PLN2020-0054, Ollimac Land & Cattle L.P.; and, authorized the Director of Planning and Community Development to execute a new contract

– Planning 2020-0509

DeMartini/Olsen (4-0)(District Four vacant) **6.1 Amended** the item to add Staff Recommendation No. 9; approved Staff Recommendations Nos. 1-9 as **amended** as follows: (1) accepted the 2020-2021 Recommended Final Budget and 2021-2022 Spending Plan from the CEO; (2) conducted the scheduled Public Hearing to receive public comment and input on the recommended operational plan for FY 2020-2021; (3) adopted the 2020-2021 Recommended Final Budget; (4) authorized the CEO and the Auditor-Controller to make the necessary technical adjustments to implement the 2020-2021 Adopted Final Budget; (5) directed the CEO and the Auditor-Controller to prepare the Adopted Final Budget document and supporting schedules in accordance with State law and submit to the State Controller prior to 12/01/2020; (6) amended the Salary and Position Allocation Resolution to reflect the recommended changes in the 2020-2021 Recommended Final Budget, as outlined in the Staffing Impacts section of the report and detailed in Attachments 3 and 4, of the agenda item, to become effective the start of the first full pay period beginning on or after 09/26/2020, unless otherwise indicated; (7) approved contracts and/or agreements listed on Attachment 5, of the agenda item, in cumulative amounts of \$200,000 or more as of 07/01/2018 and authorized the GSA Director/ Purchasing Agent or Department Head to sign; (8) approved a total appropriations/budgetary limit for annual appropriations of tax revenue for FY 2020-2021 in accordance with the provisions of Proposition 4 and 111, and established a General Operating Limit of \$432,000,445 using the Population and Inflation Methodology per Attachment 8 of the agenda item; and, (9) instructed staff to reduce appropriations and estimated revenues by \$7.2 million in Behavioral Health & Recovery Services to right-size the department base budget at the First Quarter Financial Report – CEO

2020-0510

Corr 1 Referred to the DER a notice from the California Water Boards regarding the notice of opportunity to comment and public hearing concerning amendments to the Water Quality Control Plans

for the Sacramento River and San Joaquin River Basins and the Tulare Lake Basin (Basin Plans) to incorporate a Central Valley-Wide Salt and Nitrate Control Program.

Corr 2 Referred to the Department of Workforce Development, a letter from the Silgan Containers Manufacturing regarding the temporary layoffs at its facility located at 3250 Patterson Road in Riverbank, CA beginning on 11/09/2020.

Corr 3 Acknowledged receipt of claims and referred to the CEO's Office the following claims: Greg Dellis; and, Rachel Wright.

Supervisor DeMartini noted that McClatchy, the newspaper publishing company, has filed bankruptcy and that their stock price has decreased.

CEO Hayes reported that the State's legislative session has closed and there are a number of bills on the Governor's desk. The Governor has signed an extension of the moratorium on evictions which has a provision that partial payments may be required, and has also signed additional enhancements to employment benefits related to COVID-19. Governor Newsom announced a significant overhaul of State's unemployment system. Senator Caballero worked with the Governor's office to get a bill passed which will provide hiring tax credits for small businesses in our community. The Governor has until September 30th to sign the remaining bills on his desk. CEO Hayes noted that the County sent a letter in support of the U.S. Senate Bill regarding emergency wildfire relief. The County Registrar of Voters is preparing for the November election and will be mailing all qualified and registered voters their ballot in October. For more information about the November election, visit stanvote.com. The CEO announced the appointment of Dan Wirtz as the new General Services Agency Director.

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 12:12 p.m.

12. Closed Session: Conference with Director of Emergency Services - Threat to Public Services: Pursuant to Government Code section 54957(a), the Board will confer with the Director of Emergency Services and County Counsel regarding matters posing a threat to essential public services and the public's right of access to public services or facilities. No reportable action was taken.

Adjourned at 1:05 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.)