

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 8, 2021

Invocation was given by Pastor Mark Krieger from Modesto Covenant Church.

Rick Santos, StanCERA Executive Officer, gave a presentation to the Board regarding the Stanislaus County Employees' Retirement Association (StanCERA).

Public Health Officer Dr. Vaishampayan, Director of the Health Services Agency Mary Ann Lilly-Tengowski and CEO Hayes provided an update related to the 2019 Novel Coronavirus (COVID-19) emergency and essential services in Stanislaus County.

Chairman Chiesa 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.

Margaret Countryman voiced concerns regarding her neighbor's second story addition.

Mark Riggins thanked Sheriff Dirkse, the Sheriff's Department and all the departments that participated in the recent raid and eradication of illegal cannabis grows.

Withdraw/Grewal unan. Adopted the consent calendar

6.A.1 Approved the minutes of 05/19/2021

6.A.2 Approved the minutes of 05/25/2021

6.A.3 Accepted the resignation of John Snoke from the Stanislaus County Behavioral Health Board
2021-0232

6.A.4 Accepted the resignation of William Alexander from the Keyes Municipal Advisory Council
2021-0233

6.A.5 Appointed James T. Johnson to the Stanislaus County Child Abuse Prevention Council
2021-0234

6.A.6 Appointed Stella Beratlis to the Stanislaus County Free Library Advisory Board 2021-0235

6.A.7 Appointed Doris Foster and Barbara Jensen to the Stanislaus County Economic Development
Action Committee 2021-0236

6.A.8 Appointed Thomas Helme to the San Joaquin Valley Air Pollution Control District Citizens
Advisory Committee 2021-0237

6.B.1 Authorized the Sheriff to accept funding in the amount of \$300,000 from the CA Department
of Parks and Recreation, Division of Boating and Waterways; authorized the Sheriff to
sign all quarterly reimbursement claims and other required documents for the State
Department of Boating and Waterways; and, approved a formal resolution as required by
the State to receive this grant – Sheriff 2021-0238

6.B.2 Adopted the retirement contribution rates for Budget Year 2021-2022 as contained in the
Stanislaus County Employees' Retirement Association Actuarial Valuation as of
06/30/2020, and as recommended by the Stanislaus County Employees' Retirement

Association Board; and, directed the Auditor-Controller to change the employer and employee retirement contribution rates for Budget Year 2021-2022 in accordance with the Actuarial Valuation of 06/30/2020, in the first full pay period in July 2021 – CEO
2021-0239

- 6.B.3** Approved the MOU with Stanislaus Business Alliance doing business as Opportunity Stanislaus regarding the joint implementation of the countywide economic development plan and marketing strategies for FY 2021-2022; and, authorized the CEO to sign the MOU with Opportunity Stanislaus in the amount of \$94,320 – CEO 2021-0240
- 6.B.4** Approved the 2021-2022 Megabyte Property Tax System Maintenance Agreement (MPTS) with Megabyte Systems, Inc. for \$317,786.28; approved the 2021-2022 Megabyte Property Tax System Test Server Support Service with Megabyte Systems, Inc. for an additional \$9,207; and, authorized the GSA Director/Purchasing Agent, upon the recommendation of the Assessor, Auditor-Controller and the Treasurer-Tax Collector, to sign the agreement – Assessor 2021-0241
- 6.B.5** Accepted the Stanislaus County Treasury Pool Investment Policy, to be effective 07/01/2021; accepted the Stanislaus County Tobacco Investment Policy, to be effective 07/01/2021; and, delegated the Stanislaus County Treasurer the authority to invest funds as indicated in the Treasury Pool Investment Policy, as well as the authority to invest any other funds under the County control – T/TC 2021-0242
- 6.B.6** Accepted the Stanislaus County Treasury Pool Investment audit for the FY Ended 06/30/2020, prepared by CliftonLarsonAllen LLP (CLA), Certified Public Accountants; and, accepted the Stanislaus County Tobacco Endowment Investment Fund audit for the FY ended 06/30/2020, prepared by CLA, Certified Public Accountants – T/TC 2021-0243
- 6.B.7** Authorized the Sheriff to retire one (1) canine from the Sheriff’s Department service and enter into a Canine Retirement Contract with the canine’s current handler – Sheriff 2021-0244
- 6.B.8** Accepted the Modesto Library Makerspace Project and approved the final Construction Contract with Barham Inc., dba BZ Construction in the amount of \$426,980; and, authorized the Project Manager to record the required Notice of Completion with the Stanislaus County Clerk-Recorder’s Office, release retention, and conduct any other necessary project related close-out activities – GSA 2021-0245
- 6.B.9** Approved an update on the emergency repairs to the Public Safety Center West, Minimum Housing Unit 1, and Support Services Facility’s fire-life safety, security electronics, and video surveillance systems along with the abatement of water damage found in the mechanical chases at the Public Safety Center West facility – GSA 2021-0246
- 6.B.10** Approved an agreement with 79ZA LLC, for the purchase of a Bell 407GXP helicopter, as a result of a RFP process; authorized the Purchasing Agent, or his designee, to sign the purchase agreement with 79ZA LLC, and the Aircraft Acceptance Form to purchase the helicopter; and, authorized the Auditor-Controller to make the necessary adjustments to increase appropriations in the Sheriff’s Operations, Detention and County Operations – Cannabis Program Legal Budget Units as presented on the budget journal attached to the agenda item – Sheriff 2021-0247
- 6.C.1** Awarded a contract for the identification and evaluation of three high priority flood risk-reduction projects in the Dry Creek Watershed for stake holder engagement based upon identified benefits and costs, this also includes an analysis of the flows on the Lower Tuolumne River, downstream of the Carpenter Road Bridge; authorized the GSA Director to execute a contract with GeoSystems Analysis Inc., in the amount of \$215,270 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 2021-0248

6.C.2 Approved an amendment to the Subdivision Improvement Agreement with Del Rio Lago, LLC for the Del Rio Lago Subdivision for a time extension to construct improvements to February 2026; authorized the Chairman to execute the amendment with Del Rio Lago, LLC., and to sign necessary documents; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2021-0249

6.D.1 Set a public hearing on 06/29/2021, at the 9:00 A.M. meeting, to consider the Planning Commission’s recommendation of approval for Use Permit and Development Agreement Application No. PLN2020-0023, Vulture Farms, a request to establish a commercial cannabis nursery business within an existing 3,426 square-foot building, on a 1.28-acre parcel in the Planned Industrial (P-I) (17) zoning district, located at 4612 Glass Court, between Glass Lane and Galaxy Way, south of Kiernan Avenue, in the Modesto area; and, authorized the Clerk of the Board to publish a notice of public hearing as required by law – Planning ORD-57-G-1 2021-0250

Withrow/C. Condit unan. **8.1** Authorized the CEO to execute a contract with Valley Vision for the shared vision and policy framework for accelerating affordable and market-rate housing in Stanislaus County and for development of the 6th Cycle Housing Element; and, directed the Auditor-Controller to increase appropriations and revenue by \$500,000 in the Planning and Community Development Legal Budget Unit inclusive of a transfer of \$80,000 from the County Operations – Focus on Prevention Legal Budget Unit to assist with this Housing Initiative, as detailed in the Budget Journal attached to the agenda item – CEO 2021-0251

Grewal/B. Condit unan. **8.2** Approved the 2021-2022 Community Corrections Partnership Plan for 2011 Public Safety Realignment; and, authorized the Chief Probation Officer to sign all Community Corrections Partnership documents related to 2011 Public Safety Realignment, including all contracts and amendments – Probation 2021-0252

B. Condit/Grewal unan. **8.3** Approved the expansion of the Community Assessment, Response, and Engagement (CARE) Program to establish a multidisciplinary case management team component; and, accepted an update and presentation on the Community Assessment, Response, and Engagement (CARE) Program – CEO 2021-0253

Corr 1 Referred to the Department of Workforce Development, a Worker Adjustment and Retraining Notification letter from the Spine and Pain Treatment Medical Center of Santa Barbara regarding the closure and the termination of employees at locations including 1130 Coffee Rd., Bldg. 5B in Modesto.

Corr 2 Referred to the Fish and Wildlife Committee and the Agricultural Commissioner and Sealer of Weights and Measures, a notice from the U.S. Fish and Wildlife Service regarding the 5-year status reviews for over 20 species that are protected under the federal Endangered Species Act.

Corr 3 Referred to OES, Department of Planning and Community Development, and the Department of Public Works a letter from the Federal Emergency Management Agency regarding the completion of the Flood Insurance Study and the Flood Insurance Rate Map for the unincorporated areas of Stanislaus County.

Corr 4 Acknowledged receipt of claims and referred to the CEO’s Office the following claims: Lydia Herrera; Gerardo Flores; Carolyn Hardy (2 claims); John Welsh (2 claims); Bret Lampman (2 claims); Kathy Kendrick (2 claims); Sally Waterman (2 claims); Don Grundman (2 claims); Melissa Frederick-Shiffer (2 claims); Val Morgan (2 claims); Mary Ellen Hertle, DBA Grisez, Orenstein and Hertle; Lesley

Wilkins (2 claims); Kristi Moore (2 claims); Rachel Jones (2 claims); Edward Olson; Erin O’Roark (2 claims); William Wilhelm (2 claims); Gloria O’Roark; Karl Shiffer; Ronald Mason; Henry Dotinga; Nathan Moore; Matthew Davila; Mylinda Mason; and, Dan Foss.

Supervisor Grewal noted that he and Supervisor B. Condit joined a ride-along last week with Sheriff Dirkse and his team to eradicate illegal cannabis grows. He expressed how thankful he is for the officers and staff that took this project on. He shared how the purchase of the new helicopter will help keep our community and officers safe. He stated he strongly opposes the release of violent offenders back into our community.

Supervisor C. Condit shared that he also went on these ride-a-longs and thanked the Patterson Police and Chief Clayton for the opportunity and to keep up the good work.

Supervisor Withrow shared that the Juvenile Justice Commission is looking for applicants to fill current member vacancies. He said to contact Eva Carrazco at the Probation Department if you are interested.

Chairman Chiesa shared that the three new Board Members continue to energize him to get out, visit and see things in our community.

CEO Hayes reported that the Board sent an advocacy letter to Senator Susan Eggman regarding LPS Conservatees. He also shared that the County joined CSAC’s request for support of an additional \$1 billion investment into local bridge, safety, and active transportation infrastructure from one-time funds. The CEO noted that the State Budget is expected within the next week. He also announced that there will be a Public Dedication Ceremony today for the Empire Community Library at 4:00 p.m. at 98 I Street, Empire and is also available by Live Stream at www.stanislauslibrary.org.

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 11:43 a.m.

14.1 Conferenced with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Tamara Thomas, Keira Vink, Dania Torres, Jeff Sloan and Burke Dunphy. Labor Organizations: California Nurses Association; Stanislaus County Employees Association, American Federation of State, County & Municipal Employees Local 10; Service Employees International Union, Local 521; County Attorney’s Association; Deputy Sheriff’s Association; Stanislaus County Sheriff’s Supervisor Association; Stanislaus County Deputy Probation Officers’ Association; Stanislaus Regional Emergency Dispatchers’ Association; Stanislaus County Probation Corrections Officers’ Association; Stanislaus County Sheriff’s Management Association; Stanislaus County District Attorney Investigators’ Association; and, Stanislaus Sworn Deputies Association. No reportable action was taken.

Adjourned at 1:39 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.)