

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 26, 2021

Invocation was given by Cindy Marks from Pray Modesto.

Supervisor Withrow recognized MTC Distributing and presented them with a resolution upon their 100th anniversary.

Central Valley Association of Realtors provided an update on the current real estate market in Stanislaus County.

CEO Hayes, Public Health Officer Dr. Vaishampayan, and Director of the Health Services Agency Mary Ann Lily-Tengowski provided an update of the 2019 Novel Coronavirus (COVID-19) Emergency and Essential Services in Stanislaus County.

Miguel Donoso spoke regarding the Redistricting Committee and shared concerns regarding the distribution of demographic information. He asked County Counsel to be neutral in his participation on the committee.

Steven Morrow commented on Sheriff Dirkse's 10/05/2021 presentation regarding the community impact of state prison early releases. He supports the Sheriff and his dedicated employees and offered some insight into the rehabilitation process that goes on in state prisons.

Ashley Miguel revisited the topic of community education that she spoke about a couple weeks ago. She stated that the purpose of this program is to help the health of the community. She would like to see this outreach program implemented within the next four weeks to help protect another surge in COVID cases and shared an updated flyer with the Board members and audience.

Supervisor Withrow left at 10:13 a.m.

Megan Barajas, Great Valley Academy Salida teacher and parent, encouraged the County to do what it can to protect schools from losing staff and students in the face of this upcoming vaccine mandate. She is standing against the vaccine mandate and is requesting the County take a stance and deny the vaccine mandate.

Michelle Manuel, mother of three students at Great Valley Academy Modesto, stated that she is not anti-vaccine but for medical freedom. She asked the Board to stand up and support the right to choose.

Rebecca Yonan, nurse for 10 years, shared concerns regarding the education being provided about the vaccine. She stated that parents of children can no longer get religious exemptions. She voiced concerns about the vaccine being offered at schools and recommended testing for antibodies.

Joni Griep, a nurse, read a letter that she addressed to her children's school board last week. She stated she should not have to choose between vaccinating her children or in person learning. She asked the Board to stand up for her children and continue to ask questions.

Kari Fortin, mom of three and wife of a frontline healthcare worker, opposes a vaccine mandate. She asked the Board to represent the people in the community and work together against this mandate.

Janet asked the Board to listen to the parents and to replace the Public Health Officer and Director of HSA. She shared concerns regarding the vaccine and side effects after booster shots.

Kent Higgins shared concerns regarding COVID-19 vaccine. He stated that the vaccines are causing more trouble and herd immunity would have taken care of COVID-19 a long time ago. He shared statistics of vaccine side effects.

Madalynn Baker, a mother, nurse practitioner and educator, shared statistics on pediatric COVID-19 cases. She voiced concerns regarding an increase in pediatric mental health issues. She requested that the Board send a letter to the Governor opposing the K-12 vaccine mandate.

Rhonda Sharp, former Superior Courts employee, shared that she was terminated for not getting vaccinated. She believes that people should have a choice on whether to be vaccinated. She expressed concerns about the COVID-19 vaccine and what will come next.

Keryn Whitlow asked the Board to make a recommendation to preserve the public peace, health, and safety in Stanislaus County. She shared concerns regarding the vaccine mandate for children and expressed that children should not have to carry the burden of this decision.

Rosey Cole, a mom and registered nurse, spoke in opposition of the COVID-19 vaccine mandate for school aged children and the working class.

Jolene Daly, a mental health provider, spoke about her experience of working with people who were negatively affected due to COVID-19 and are having difficulty paying their bills or rent. She shared concerns regarding overreach that has caused this situation and asked the Board to take a stand.

Suzanne Dean voiced concerns regarding her husband's employer mandating the vaccine. She shared she does not want her grandchildren to receive the vaccine and plans to homeschool them. She supports choice.

Chris Vierra, former Ceres Mayor, shared concerns regarding the COVID-19 presentation and urged the Board to ask questions. He expressed concerns regarding the possibility of mandatory vaccine passports and requested the Board bring forward a resolution prohibiting mandatory vaccine passports at a future meeting.

Jake Kliatchko, a father of seven and married to a nurse, shared concerns regarding the media and government not telling the truth. He noted he came today to plead to the Board to do their due diligence to discover the truth.

Megan Short, a mother of four children and a small business owner, explained that her business was closed due to not being considered essential. She shared concerns about the COVID-19 vaccine and passports. She asked the Board to stand up for children and jobs.

David Teagel, a frontline healthcare worker, he shared that he will not comply with the vaccine mandate.

Melissa Kelly, a Modesto resident, spoke in favor of adopting an official ban on COVID-19 passports.

Molly Lewis, mother of three and a professional in the community, voiced concerns regarding the school vaccine mandate. She shared concerns regarding the accuracy of the COVID-19 data. She stated she will not comply with the mandate.

Adele Quessenberry, a grandmother of four, shared concerns regarding the vaccine mandate. She suggested listening to what other doctors have to say.

Debbie shared her support for the right to choose concerning COVID-19 vaccinations. She noted the high recovery rate for children with COVID-19 and that the vaccine was approved as an emergency status vaccine. She voiced concerns that discriminating against individuals that are not vaccinated is a violation of the Civil Rights Act. She noted that OSHA is not enforcing recording requirements. She asked the Board to stand up for the people.

Sherri Boer spoke regarding the importance of freedom. She believes people have a duty to vote, pay taxes and obey laws, and that the government has no right to come into people's homes.

Janice Higgins, a respiratory therapist, stated that she believes too much money is involved with big pharma concerning COVID-19. She stated that preventative medicine is not being used, and that she takes hydroxychloroquine. She does not think children should be vaccinated because there are no long-term studies on side effects. She also noted that her job was threatened due to her vaccination status.

Ginger Parrish, a nurse, stated that the emergency vaccination is still being used. She stated that the only FDA approved COVID-19 vaccine is Comirnaty and it is no longer being used. She shared concerns regarding the COVID-19 vaccine and vaccine mandate. She asked the Board to come to some type of determination as San Joaquin County did.

Supervisor Withrow returned at 11:43 a.m.

Rebecca Yonan stated that doctors are told they are not allowed to sign exemptions for the COVID-19 vaccine. She asked the Board to look into this issue.

Madalynn Baker stated that as an advanced practice provider she is allowed to give five medical exemptions per year, however, those exemptions have to align with the recommendations of the American Medical Association (AMA), the Advisory Committee on Immunization Practices (ACIP), and the Center for Disease Control (CDC). She shared if these recommendations are not followed you can lose your license.

Recessed at 11:45 a.m.

Reconvened at 11:56 a.m.

Grewal/B. Condit unan. Adopted the consent calendar

6.A.1 Approved the minutes of 10/05/2021

6.A.2 Commended F & M Bank upon receiving the National Ag Science Center's 2021 Ag Hall of Fame award

2021-0494

- 6.A.3** Appointed Darin Jesberg to the Tuolumne River Regional Park Citizens Advisory Committee 2021-0495
- 6.A.4** Appointed Don Moyer to the Stanislaus County Parks and Recreation Commission 2021-0496
- 6.A.5** Appointed Madalynn Baker to the Stanislaus County Behavioral Health Board 2021-0497
- 6.A.6** Appointed Maria Madrigal to the South Modesto Municipal Advisory Council 2021-0498
- 6.A.7** Appointed in Lieu of Landowner Election Grant Craven to the Eastin Water District Board of Directors 2021-0499
- 6.A.8** Appointed in Lieu of Landowner Election Ty Angle, Timothy Johnson, Dexter Long, and Norik Naraghi to the Eastside Water District Board of Directors 2021-0500
- 6.A.9** Appointed in Lieu of Landowner Election Steve McManis and Kevin Donlon to the El Solyo Water District Board of Directors 2021-0501
- 6.A.10** Appointed in Lieu of Landowner Election Joseph Lopes, Gregorio Samano, and Michael Borba to the Newman Drainage District Board of Directors 2021-0502
- 6.A.11** Appointed in Lieu of Landowner Election Maninder Sandhu and Fred E. Beltran to the Oak Flat Water District Board of Directors 2021-0503
- 6.A.12** Appointed in Lieu of Landowner Election Ray Gene Veldhuis, Mark Hodges, and Timothy Johnson to the Sand Creek Flood Control District Board of Directors 2021-0504
- 6.A.13** Appointed in Lieu of Landowner Election William Koster, Peter Lucich, and Jarod Lara to the Del Puerto Water District Board of Directors 2021-0505
- 6.A.14** Appointed in Lieu of Landowner Election Albert Mendes, Jr., and Armelin De Sousa to the Reclamation District 2063 Board of Trustees 2021-0506
- 6.A.15** Appointed in Lieu of Landowner Election Julie Rentner, Robert Ott, and Lee Scully to the Reclamation District 2092 Board of Trustees 2021-0507
- 6.A.16** Appointed in Lieu of Landowner Election John Beltran and Glen Crow to the Orestimba Creek Flood Control District Board of Directors 2021-0508
- 6.A.17** Accepted the resignation of Wayne Mott from the Stanislaus County Planning Commission 2021-0509
- 6.A.18** Accepted the resignation of John Degele from the Stanislaus Regional Housing Authority 2021-0510
- 6.A.19** Approved the 2022 Meeting Calendar for the Stanislaus County Board of Supervisors 2021-0511
- 6.B.1** Authorized the Purchasing Agent, or his designee, to sign the agreement with Hangar One Avionics for the law enforcement buildout of the Bell 407GXP helicopter in the amount of \$1,639,835; authorized the Purchasing Agent, or his designee, to sign the third amendment with Advanced Helicopter Services increasing the contract by \$194,079 to reflect the cost of the law enforcement buildout of the Bell 407GXP helicopter; and, authorized the Auditor-Controller to make necessary budget adjustments to support the cost of the helicopter build-out as reflected in the budget journal – Sheriff 2021-0512
- 6.B.2** Approved the Contract Change Order and increased the construction contract with Ford Construction Company, Inc., by \$383,751, for the Geer Road Landfill Final Cover Cap Repair Project; and, authorized the Director of DER to execute change orders not to exceed 10% of the amended contract price, in accordance with the Public Contract Code Section 20137 and 20142 – DER 2021-0513
- 6.B.3** Approved an agreement with UC Davis for the Early Psychosis Learning Health Care Network (LHCN) Innovation Project in the amount of \$424,048 and authorized the BHRS Director, or designee, to sign and execute the four-year agreement, retroactive to 07/01/2021 through 06/30/2025; approved an agreement with CA Mental Health Services Authority (CalMHSA) for the Full-Service Partnership Multi-County Collaborative Innovation Project in the amount of \$1,073,651 and authorized the BHRS Director, or designee, to

sign and execute the multi-year agreement, retroactive to 07/01/2021 through 12/31/2024; and, authorized the BHRS Director, or designee, to sign amendments for both agreements for additional services and payments for services up to \$200,000 per FY per agreement, budget permitting, throughout the term of the agreements – BHRS 2021-0514

- 6.B.4** Approved an agreement with A&A Health Services, LLC, for the provision of adult residential program services in the amount of \$666,667 for the term of 11/01/2021 through 06/30/2022; authorized the BHRS Director, or designee, to sign and execute the agreement for the provision of adult residential program services in the amount of \$666,667 for the term of 11/01/2021 through 06/30/2022; and, authorized the BHRS Director, or designee, to sign amendments for additional services and payments for services up to \$200,000, budget permitting, throughout the term of the agreement – BHRS 2021-0515
- 6.B.5** Authorized the Sheriff to accept a grant of \$127,887 from the CA State Parks Off-Highway Vehicle Recreation Division (OHV) Grant program for increased Law Enforcement services at Frank Raines Regional Park and La Grange Park in Stanislaus County; adopted the resolution to accept funding from the CA State Parks Off-Highway Vehicle Grant; and, authorized the Sheriff to sign any documents related to the grant and administer the CA State Parks Off-Highway Motor Vehicle Recreation Division Grants and Cooperative Agreements Program for the Project Performance Period – Sheriff 2021-0516
- 6.B.6** Accepted the Auditor-Controller's report on Stanislaus County's revolving funds as of 06/30/2021, in accordance with Government Code Section 29321.1 – A/C 2021-0517
- 6.B.7** 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 2021-0518
- 6.B.8** Approved the provisions contained within the Tentative Agreement reached between the County and the Deputy Sheriff's Associations (DSA) representing the Deputy Sheriff Custodial and Sergeant Custodial bargaining unit; amended the Salary and Position Allocation Resolution to reflect the changes included in the Tentative Agreement; and, authorized the Chairman and all parties to sign the agreement – CEO 2021-0519
- 6.B.9** Approved the agreement with Gartner, Inc., in the amount of \$290,600 for Information Technology Services through the Gartner Executive Program; authorized the General Services Agency/Purchasing Agent to enter into agreement with Gartner, Inc., for Information Technology Consulting Services and to sign any necessary documents; and, authorized the General Services Agency/Purchasing Agent to execute any amendments and extensions – ITC 2021-0520
- 6.B.10** Approved a Professional Services Agreement with Management Partners, Inc. to provide an overall review and assessment of the General Services Agency's Fleet Services Division; and, directed the Auditor-Controller to increase appropriations in the amount of \$109,890 in the General Services Agency Fleet Services Division budget, as detailed in the budget journal – GSA 2021-0521

Grewal/Withrow unan. **8.1** Authorized the CEO, or his designee, to execute an agreement, and any amendments thereto, with Stanislaus Equity Partners, Inc., a 501(c)(3) non-profit corporation, to provide services to disproportionately impacted communities in Stanislaus County, in an amount not to exceed \$5,000,000; and, directed the Auditor-Controller to make the necessary budget adjustments per the budget journal – CEO 2021-0522

Withrow/B. Condit unan. **8.2** Authorized the Auditor-Controller's Office to rehire Ms. Sheryl Mello as an extra-help employee to provide administrative support to the Enterprise Resource Planning (ERP) Project; and, certified that the rehiring of Sheryl Mello in an extra-help capacity is necessary prior to

Corr 1 Acknowledged receipt of a letter, from the Reclamation District No. 2091 regarding the resignation of Greg Nunes from their Board of Trustees.

Corr 2 Referred to the CEO's Office and GSA, a letter from the Stanislaus County Office of Education regarding their intent to sell property located at 524 Kansas Ave. in Modesto as surplus.

Corr 3 Referred to the Fish and Wildlife Committee, two notices from the CA Wildlife Conservation Board regarding a proposed grant to develop the San Joaquin Basin Regional Conservation Investment Strategy, and their acquisition of 24 acres of wildlife located in Stanislaus County identified as APN 008-042-010.

Corr 4 Referred to the Department of Workforce Development, a letter from Silgan Containers Manufacturing regarding the temporary layoffs at its facility located at 3250 Patterson Road in Riverbank, CA.

Corr 5 Acknowledged receipt of claims and referred to the CEO's Office the following claims: Rebecca A. Harrington; Victoria McGee; Israel Issac Primitivo Flores Velez; Alma Robles guardian ad litem for a minor; 21st Century Ins. Co ASO Mary Expose; Gary Roblero; Delia Zarate; Ken Hopper; Steven Wayne Bonilla; Robert Ackerman; Frank Johnson; and, Chuapao P. Yang.

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 12:25 p.m.

13.1 Conference with Labor Negotiator: Pursuant to Government Code Section 54957.6. Agency Negotiators: Jody Hayes, Tamara Thomas, Keira Vink, Burke Dunphy. Labor Organization: Service Employees International Union, Local 521. No reportable action taken.

13.2 Conference with Legal Counsel - Anticipated Litigation: pursuant to Government Code section 54956.9 (d)(4): One Matter. No reportable action taken.

13.3 Conference with Legal Counsel - Significant Exposure to Litigation Pursuant to Government Code section 54956.9(d)(2) or (3): One Case. No reportable action taken.

Adjourned at 2:44 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.)