

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

Regular Session  
Supervisor Grewal Absent  
Pledge of Allegiance to the Flag

Tuesday

May 24, 2022

A moment of silence was held for First 5 Stanislaus Executive Director David Jones.

Invocation was given by Mike Gunnarson, with City Ministry Network.

Tina Von Stade from the CEO's Office, Virginia S. Torres from Child Support Services, Mathew E. Huffman from the Sheriff's Department, and David Villareal from the Clerk-Recorder's Office received their 25-year Employee Service Award, and Charles R. Clifton from Animal Services Agency received his 30-year Employee Service Award.

Marta Villasenor thanked Supervisor C. Condit for his help with the Parklawn Community Cleanup on 05/21/2022.

Miguel Donoso voiced concerns regarding the lack of youth and family homeless services offered by the Salvation Army.

Steven Morrow reflected on his grandpa who served in WWI in 1917 and asked everyone to remember that freedom isn't free as we come upon the Memorial Day holiday.

Joseph Monterosso shared concerns regarding a strip of dirt in front of his house on Old Colony Road. He shared a letter with the Board and asked for a response.

Katherine Borges voiced concerns regarding a variety of topics including: the status of a public records request concerning the Salida Sheriff's Substation and the location of this substation, Salida Fire email distribution list, incorporation of Salida, need for sidewalks in Salida, and blight at the entrance to Salida.

Leonor Medina shared concerns regarding sidewalks and lighting in the South Modesto neighborhood.

Terri Walker-Dampier, IHSS provider and UDW member, shared concerns regarding salary of IHSS providers and asked the Board to keep IHSS members in mind when considering their contract.

Grewal/B. Condit unan. Adopted the consent calendar after removing from consent Item: **6.B.17**  
Consideration and Approval of the Third Quarter Financial Report for Fiscal Year 2021-2022 and Related  
Actions – CEO

**6.A.1** Approved the minutes of 05/17/2022

**6.A.2** Accepted the resignation of Matthew Harrington from the South Modesto Municipal Advisory  
Council 2022-0235

**6.A.3** Adopted and waived the second reading of Ordinance C.S. 1316 to establish new fees and  
eliminate an existing fee for the Library ORD-57-N-2 2022-0236

- 6.A.4** Adopted and waived the second reading of Ordinance C.S. 1318 to establish new fees and amend or eliminate existing fees for the Department of Environmental Resources  
ORD-57-O-2 2022-0237
- 6.A.5** Adopted and waived the second reading of Ordinance C.S. 1319 to amend existing fees for the Department of Public Works  
ORD-57-P-1 2022-0238
- 6.A.6** Adopted and waived the second reading of Ordinance C.S. 1320 to establish new fees and amend existing fees for the Ag Commissioner  
ORD-57-P-2 2022-0239
- 6.A.7** Adopted and waived the second reading of Ordinance C.S. 1321 to amend existing fees for Building Permit Services  
ORD-57-Q-1 2022-0240
- 6.A.8** Adopted and waived the second reading of Ordinance C.S. 1322 to amend existing fees for Planning Services  
ORD-57-Q-2 2022-0241
- 6.A.9** Adopted and waived the second reading of Ordinance C.S. 1323 to amend and eliminate existing fees for the Department of Parks and Recreation  
ORD-57-R-1 2022-0242
- 6.B.1** Approved an agreement with Mohawk Carpet Distribution Inc. in the amount of \$424,864.35 for all of Pod A2 carpeting and several sections of Pod A1 carpeting at the Community Services Facility located at 251 E. Hackett Road, Modesto, CA; approved an agreement with GA Technical Services Inc. in the amount of \$291,366 for Pod A1 and Pod A2 data cabling at the Community Services Facility located at 251 E. Hackett Road, Modesto, CA; and, authorized the Purchasing Agent to sign the agreements and any subsequent change orders on behalf of the County, not to exceed 10% of each agreement – CSA 2022-0243
- 6.B.2** Approved the agreements with service providers for the CSA effective 07/01/2022, as reflected in the agenda item; authorized the CSA Director, or her designee, to sign the agreements identified as Attachment A and Attachment B of the agenda item; authorized the CSA Director, or designee, to negotiate and sign amendments to agreements discussed in the agenda item, as detailed in Attachment A, to add services and payment for services up to \$200,000 per agreement, budget permitting, throughout the term of the agreement; and, authorized the CSA Director, or designee, to negotiate and sign amendments to agreements discussed in the agenda item, as detailed in Attachment B, to add services and payment for services up to \$100,000 per agreement, budget permitting, throughout the term of the agreement – CSA 2022-0244
- 6.B.3** Approved revisions to the Stanislaus County Customer E-Payment Policy – T/TC  
2022-0245
- 6.B.4** Set a Public Hearing on 06/28/2022, at the 9:00 a.m. meeting, to consider adjustments to the Stanislaus County Franchise Maximum Rates for Solid Waste Collection Services – DER  
2022-0246
- 6.B.5** Approved the agreements with service providers for the HSA effective 07/01/2022, for FY 2022-2023, as reflected in the agenda item; authorized the HSA Director, or designee, to sign the agreements and amendments for FY 2022-2023 identified in Attachment 1 and Attachment 2 of the agenda item; authorized the HSA Director, or designee, to negotiate and sign amendments to agreements discussed in Attachment 1, of the agenda item, to add services and payment for services up to \$200,000 per agreement, budget permitting, throughout FY 2022-2023; and, authorized the HSA Director, or designee, to negotiate and sign amendments to agreements discussed in Attachment 2, of the agenda item, to add services and payment for services up to \$100,000 per agreement, budget permitting, throughout FY 2022-2023 – HSA 2022-0247
- 6.B.6** Approved the award of a Construction Contract to Barham Inc., dba BZ Construction of Ceres, CA, in the amount of \$821,210 for the Ag Commissioner’s Warehouse Project; directed the Auditor-Controller to decrease appropriations in Structures & Improvements and Miscellaneous Expense and increase appropriations in Change Order Contingency in the established General Services Agency Agricultural Commissioner’s Warehouse Project

- budget, as detailed in the Budget Journal, attached to the agenda item; authorized the GSA Director/Purchasing Agent or designee to act as project manager; authorized the project manager to procure professional services and issue work authorizations and execute contracts, as needed, for this phase of the project so long as they are within the approved project budget; authorized the project manager to negotiate Change Orders for up to \$25,000, consistent with the County's Change Order Policy; and, authorized the project manager to complete project closeout activities, including filing Notices of Completion, release of retention, and other items needed to complete the project – GSA 2022-0248
- 6.B.7** Approved the agreement for Just Appraised Inc. in the amount of \$7,500 for integration fees, \$7,500 for training fees, and \$170,000 for a two-year license and support fee; approved the agreement with Megabyte Systems Inc. for the Just Appraised Ownership Transfer Application Programming Interface (API) installation fee of \$17,500; approved the 2022-2023 Megabyte Property Tax Systems Just Appraised API annual licensing and support fee of \$3,000; and, authorized the GSA Director/Purchasing Agent, upon the recommendation of the Assessor, to sign all agreements – Assessor 2022-0249
- 6.B.8** Approved the Megabyte Property Tax System Maintenance Agreement (MPTS) with Megabyte Systems, Inc. for \$340,031; approved the Megabyte Property Tax System Test Server Support Service with Megabyte Systems, Inc. for an additional \$9,851; 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 2022-0250
- 6.B.9** Amended the Agricultural Advisory Board Bylaws modifying the meeting start time to 10:00 a.m. on the first Monday of the month – Ag Commissioner BD-57-26 2022-0251
- 6.B.10** Authorized the use of Stanislaus County Emergency Medical Services System Enhancement Funds to purchase data repository packages and license management with ImageTrend as part of the start-up required for the new Stanislaus County Emergency Medical Services Agency; and, authorized the Auditor-Controller to make the necessary budget adjustments, increasing appropriations and estimated revenue by \$174,523 in the Sheriff Emergency Medical Services Legal Budget Unit as detailed in the Budget Journal attached to the agenda item – Sheriff/OES 2022-0252
- 6.B.11** Approved the use of the Electronic-Payment (E-Payment) Process for the Agricultural Commissioner customers to make payments for services and registration fees – Ag Commissioner 2022-0253
- 6.B.12** Accepted the February 2022 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 2022-0254
- 6.B.13** Accepted the March 2022 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 2022-0255
- 6.B.14** Accepted the Report of Donations Received by the County for the Third Quarter of FY 2021-2022 – Auditor-Controller 2022-0256
- 6.B.15** Authorized the Registrar of Voters to amend an agreement with the California Secretary of State to extend the Voting System Replacement Contract 2018 State reimbursement funds for expenses associated with the voting system up to the remaining amount of \$459,143 for the period of 02/01/2019, through 12/31/2024 – Elections 2022-0257
- 6.B.16** Amended the Salary and Position Allocation Resolutions to establish new IT Classifications, as outlined in the agenda item and detailed in the Staffing Recommendations Summary Attachment, to become effective the start of the first full pay period following Board approval – CEO 2022-0258
- 6.B.18** Approved the provisions contained within the negotiated letter of agreement between the County and the Service Employees International Union (SEIU) representing the

Community and Health Services bargaining unit; amended the Salary and Position Allocation Resolution to reflect the changes included in the negotiated Side Letter; and, authorized the CEO to negotiate and execute a letter of agreement with the Stanislaus County Employees Association (SCEA), and the American Federation of State, County, and Municipal Employees Association (AFSCME) to implement an equity increase for the Mental Health Coordinator classification – CEO 2022-0260

**6.B.19** Authorized the CEO to negotiate and execute an agreement with Stanislaus Regional Emergency Dispatchers Association to implement a temporary plan to staff the Stanislaus Regional 9-1-1 Dispatch Center from 05/01/2022, through 08/31/2022; and, authorized the Executive Director of Stanislaus Regional 9-1-1 Dispatch Center the option to extend the executed agreement in one month increments up to four times but no later than 12/31/2022, as needed due to staffing – CEO 2022-0261

**6.C.1** Approved the Plans and Specifications for the ADA Curb Ramps – Phase E Project; Awarded a construction contract to California Highway Construction Group, Inc. for the ADA Curb Ramps – Phase E Project; authorized the Director of Public Works to execute a contract with California Highway Construction Group, Inc., in the amount of \$978,500, and to sign necessary documents; authorized the Director of Public Works to execute change orders, not to exceed 10%, in accordance with Public Contract Code Sections 20137 and 20142; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW 2022-0262

**6.C.2** Approved an MOU between the Stanislaus Council of Governments and the County for the Implementation of the Measure L Community Connections/Rail Services Project; and authorized the Director of PW to execute and sign the Memorandum of Understanding between the Stanislaus Council of Governments and the County – PW 2022-0263

**6.D.1** Rescinded a portion of Williamson Act Contracts No. 1974-1593 and 1971-119, located west of Interstate 5, North of Del Puerto Canyon Road, in the Patterson Area, APN: 021-010-029, 021-010-033, 021-010-022, and 021-010-023; 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 Assembly Bill (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 No. PLN2021-0046; and, authorized the Director of Planning and Community Development to execute a new contract(s), pursuant to Lot Line Adjustment application No. PLN2021-0046 Arambel – American Ag Credit – Planning 2022-0264

**6.D.2** Adopted a resolution authorizing receipt and implementation of Sustainable Transportation Planning Grant funds from Caltrans for the South 9<sup>th</sup> Street Corridor Plan; and, authorized

Stanislaus County to accept the Sustainable Transportation Planning Grant funding and authorize the Director of Planning and Community Development to execute any related program agreements, contracts, or other documentation required for implementation of Sustainable Transportation Planning Grant funding awarded to Stanislaus County by Caltrans – Planning 2022-0265

**6.D.3** Authorized the CEO to sign the Stanislaus HOME Investment Partnerships Program Consortium One Year Agreement for FY 2022-2023; authorized the CEO to sign the Stanislaus HOME Investment Partnerships Program Consortium Three Year Agreement for Fiscal Years 2023-2025; and, authorized the Director of Planning and Community Development to take all actions necessary to allow for the formation of a new HOME Consortium – Planning 2022-0266

C. Condit/Chiesa unan. **6.B.17** Accepted the CEO’s Third Quarter Financial Report for FY 2021-2022; authorized the CEO and the Auditor-Controller to make the necessary adjustment as recommended in the Third Quarter Financial Report; authorized the use of \$1,521,648 in Appropriations for Contingencies as recommended in the Third Quarter Financial Report; authorized the transfer of \$225,500 from Sheriff – Operations Appropriations for Contingencies to Sheriff – Operations Salaries and Benefits to support operational costs associated with staffing the new Salida Substation through FY 2021-2022, as detailed in the Budget Journal, attached to the agenda item; authorized the Auditor-Controller to make necessary fiscal year-end accounting entries to accurately report expenses and revenue in the appropriate fiscal year and adjust appropriations as necessary as approved by the CEO; amended the Salary and Position Allocation Resolution to reflect the recommendations included as part of the Third Quarter Financial Report, as outlined in the Staffing Impacts section of the agenda item, and detailed in Attachment 2 of the agenda item, to be effective the first full pay period on or after 06/04/2022, unless otherwise noted; approved contracts and/or agreements listed on Attachment 3, of the agenda item, in cumulative amounts of \$200,000 or greater since 07/01/2019, and authorized the GSA Director/Purchasing Agent or previously authorized Department Head to sign; and, set a Public Hearing for the consideration and adoption of the 2022-2023 Proposed Budget for the 9:00 a.m. meeting on 06/14/2022, directed the Clerk to advertise the public hearing, and authorized the Clerk to make appropriate changes to the public notice if fee increases are proposed as part of the budget process – CEO 2022-0259

**Supervisor Grewal left at 10:08 a.m.**

Chiesa/B. Condit (4-0)(Grewal absent) **7.1** Conducted a Public Hearing and introduced and waived the first reading of Ordinance C.S. 1324 to amend Section 4.34.010 of the Stanislaus County Code to eliminate an existing fee associated with the Social Security Number Truncation Program and adopt an Electronic Recording Delivery System Program fee for the County Clerk-Recorder; and, authorized the County Clerk-Recorder to approve payments to the California Attorney General through the Department of Justice for the County’s allocated share of the direct cost of oversight of the electronic recording delivery system – Clerk-Recorder ORD-57-R-2 2022-0267

Chiesa/B. Condit (4-0)(Grewal absent) **7.2** Conducted a public hearing to consider the Planning Commission’s recommendation of approval of Rezone Application No. PLN2021-0098, A&R Mortuary Services, a request to rezone a 9,486± square-foot parcel from Planned Development (P-D) (276) to a new P-D, to allow a mortuary establishment in addition to the low traffic generating light industrial uses currently permitted, located at 5434 & 5436 Pirrone Road, between the Modesto Irrigation District Lateral No. 8 Canal and Pirrone Court, in the Community of Salida; adopted the Negative Declaration pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15074(b), by finding that, on the basis of the whole record, including the Initial Study and any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the Negative Declaration

reflects Stanislaus County's independent Judgment and analysis; Ordered the filing of a Notice of Determination with the Stanislaus County Clerk-Recorder pursuant to Public Resources Code Section 21152 and CEQA Guidelines Section 15075; finds that: (a) the project is consistent with the overall goals and policies of the County General Plan; (b) the proposed Planned Development zoning is consistent with the Planned Development Land Use and Planned Industrial Community Plan designations of the General Plan; approved Rezone Application No. PLN2021-0098, A&R Mortuary Services, subject to the Development Standards attached to the 04/21/2022 Planning Commission Staff Report; and, introduced, waived the reading, and adopted Ordinance C.S. 1325 for the approved Rezone Application No. PLN2021-0098, A&R Mortuary Services – Planning ORD-57-S-1 2022-0268

B. Condit/C. Condit (4-0)(Grewal absent) **7.3** Approved the filing of a Notice of Exemption finding that the proposed approvals are Exempt under provisions of the California Environmental Quality Act (CEQA) pursuant to State Guidelines; approved the Stanislaus Urban County and the Stanislaus Home Consortium's FY 2022-2023 Annual Action Plan (AAP); authorized the Director of Planning and Community Development to sign and submit to the U.S. Department of Housing and Urban Development (HUD) the Applications for Federal Assistance (SF-424, SF-424B and SF-424D), and Community Development Block Grant (CDBG), Emergency Solutions Grants (ESG), and HOME Investment Partnerships (HOME) Program certifications; authorized the CEO to sign the Stanislaus Urban County 3 Year Intergovernmental Cooperation Agreement for Fiscal Years 2023-2025; authorized the CEO to sign the FY 2022-2023 Annual Allocation Agreements with each Stanislaus Urban County member; authorized the CEO to sign the FY 2022-2023 Stanislaus HOME Investment Partnerships (HOME) Consortium Annual Allocation Agreement; authorized the Director of Planning and Community Development to execute any related program agreements, contracts, or other documentation required for implementation of CDBG, ESG, HOME, Neighborhood Stabilization Programs (NSP), and any other programs identified in the Annual Action Plan, this authorization includes the use of any program income in accordance with applicable program guidelines; and, authorized the Planning and Community Development Department to incorporate any comments received prior to the close of the public review period and during the public hearing in the final documents and to make alterations to the documents as directed by HUD, provided alterations are technical in nature and do not alter the approved programs or funding allocations – Planning 2022-0269

**Corr 1** Acknowledged receipt of a letter from the Burbank Paradise Fire Protection District regarding the resignation of Evette M. Andre from their Board of Directors.

**Corr 2** Acknowledged receipt of claims and referred to the CEO's Office the following claims: Victor Martinez Jr.; American Family aso Diana Halcon; and, Ismael Diaz, Evelyn Vasquez, and, Jasiel Diaz Vasquez.

CEO Hayes reported that the Board sent a letter in opposition to AB2550 which is regarding air quality standards. He announced in accordance with Government Code Section 54953(c)(3), that Tera Chumley has been appointed to serve as the Interim Parks Director, effective 05/24/2022, at a starting salary of approximately \$150,000 annually, plus Department Head benefits.

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 10:49 a.m.

**13.** Conferenced with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One case: Jose Alberto Garcia v. Stanislaus County, et al., US District Court Eastern District Case No. 1:21-ev-00331-NONE-SAB. No reportable action taken.

Adjourned at 12:47 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.)