

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

January 30, 2024

Invocation was given by Mike Gunnarson with City Ministry Network.

Supervisors C. Condit and B. Condit presented the Cherokee Nation Principal Chief Chuck Hoskin, Jr. and Cherokee National Treasurer Tommy Wildcat with commendations.

Sheriff Dirkse and Lt. Tim Burns provided an update on the Stanislaus County Sheriff's Office Inmate Program.

John X. Mataka, President of Grayson Neighborhood Council, Community Advocate for Valley Improvement Projects, and member of the Stanislaus County Local Task Force (LTF) on Solid Waste Management voiced concerns regarding the lack of quorum at the LTF meetings, and that a County attorney attended the last LTF meeting without identifying herself. He asked for two items on the LTF agenda: the purpose of the LTF and a presentation on zero waste. He noted that Covanta sent a notice to Stanislaus County and the City of Modesto that they are losing money and want to increase tipping fees and burn more special waste, or terminate the contract. He asked for a public hearing on these options so that the public can weigh in.

Steven Morrow voiced concerns regarding AT&T's letter to the CA Public Utilities Commission requesting approval to not being a provider of landline service any longer in CA. He also shared concerns regarding SB 961 which would require speed-limiting devices on all vehicles starting 2027. He asked the Board to look into these items and requested a presentation at a future Board meeting regarding these topics.

Laura Plascencia, Community Organizer with Valley Improvement Projects, suggested that the County adopt zero waste practices within the goals and budgeting priorities for the year, have more open collaboration with community organizations, and a more in depth look at the contract with Covanta to ensure they clean up any residual pollution. She shared that Valley Improvement Projects contracted with Zero Waste USA to develop a Zero Waste Plan. She shared that members of the community are ready to start engaging in zero waste.

Bianca Lopez, Co-Founder of Valley Improvement Projects, noted that she was pleased that Covanta announced that it is no longer economically viable to burn trash in Stanislaus County and Long Beach. She noted that last Saturday, over 100 people viewed "Burning Injustice" a documentary made by The Story of Stuff Project. After the film, they looked at the Zero Waste Plan and announced that Covanta is closing. She suggested that the LTF on Solid Waste be reassigned to a zero waste task force and to involve the community.

Supervisor Withrow congratulated Keryn Whitlow for being named Nurse of the Year.

Chairman Grewal acknowledged the Mayor of Patterson, Michael Clauzel who attended today's Board meeting.

- C. Condit/B. Condit unan. Adopted the consent calendar after removing from the agenda item **5.A.2**
Approval of Appointment of Kevin Bixel, Reagan Wilson, and Julian Aguirre to the Stanislaus County
Economic Development Action Committee – BOS
- 5.A.1** Approved the minutes of 01/23/2024
 - 5.A.3** Accepted the resignation of Richard Edgecomb from the Veterans Advisory Commission
2024-0032
 - 5.A.4** Accepted the resignation of January Patel from the Salida Municipal Advisory Council
2024-0033
 - 5.B.1** Approved proceeding with the Juvenile Justice Courtroom Improvement Project; approved an increase of \$522,750 to the GSA’s Juvenile Justice Courtroom Improvement Capital Project budget; directed the Auditor-Controller to increase the associated appropriations and operating transfers, as detailed in the budget journal, attached to the agenda item; and, authorized the GSA Director/Purchasing Agent, or designee, to execute contracts and work authorizations for professional services needed in this phase of the project, so long as appropriations are available within the project budget – GSA 2024-0034
 - 5.B.2** Approved an Equitable Project Cost Sharing and Reimbursement Agreement for Updating the Groundwater Sustainability Plan and Development of the Groundwater Annual Reports among the City of Oakdale, City of Riverbank, City of Modesto, City of Waterford, the Oakdale Irrigation District, the Modesto Irrigation District and Stanislaus County; authorized the Director of DER to sign the Equitable Project Cost Sharing and Reimbursement Agreement for updating the Groundwater Sustainability Plan and Development of the Groundwater Annual Reports, and any necessary related documents and future amendments; authorized the Director of DER, or designee, to make invoice payments to the City of Modesto, pursuant to the Equitable Project Cost Sharing Agreement and Reimbursement Agreement for updating the Groundwater Sustainability Plan and development of the Groundwater Annual Reports, in an amount not to exceed \$500,000; approved the MOU by and between Stanislaus County and Tuolumne County for Equitable Project Cost Sharing and Reimbursement Pertaining to updating the Groundwater Sustainability Plan and development of the Annual Reports; authorized the Director of DER to sign the MOU by and between Stanislaus County and Tuolumne County for Equitable Project Cost Sharing and Reimbursement Pertaining to updating Groundwater Sustainability Plan and Development of the Annual Reports, and any necessary related documents and future amendments; and, authorized the Director of DER, or designee, to collect reimbursement funds from Tuolumne County, in the amount of \$249,325, pursuant to the terms of the MOU by and between Stanislaus County and Tuolumne County for Equitable Project Cost Sharing and Reimbursement Pertaining to Updating the Groundwater Sustainability Plan and Development of the Annual Reports – DER GSA-1-4 2024-0035
 - 5.B.3** Authorized the Sheriff to retire one (1) canine from the Sheriff’s Office service and enter into a Canine Retirement Contract with the canine’s current handler – Sheriff 2024-0036
 - 5.B.4** Approved an increase in Fixed Assets – Structures and Improvements category for the Oregon Park Project by \$24,268; and, directed the Auditor-Controller to decrease appropriations in Services and Supplies and Intercounty Expenditures and increase Fixed Assets – Structures and Improvements by \$24,268 in the Parks Capital Project Budget unit, as detailed in the budget journal, attached to the agenda item – Parks 2024-0037
 - 5.B.5** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property at 22160 Highway 33, Crows Landing, California, CE No. 21-0430, as set forth in Attachment 1 of the agenda item – DER 2024-0038

- 5.B.6** Approved an amendment to an agreement with Allied Universal Security Services to increase the not-to-exceed amount for security guard services from \$17,825,000 to \$28,782,773 and extended the agreement through 02/01/2026; and, authorized the GSA Director/Purchasing Agent, or designee, to execute the amendment and any subsequent amendments to the Master Agreement on behalf of the County, so long as they are consistent with the Stanislaus County Purchasing and Salvage Policy – GSA 2024-0039
- 5.B.7** Approved the agreement with the Healthy Aging Association in the amount of \$125,000 retroactively for the term of 01/10/2024 through 06/30/2024, to support the Aging in Place – Fall Prevention Program; and, authorized the County Purchasing Agent, or designee, to sign the agreement and any subsequent amendments for the FY 2024, budget permitting and consistent with the Stanislaus County Purchasing and Salvage Policy – Aging and Veterans 2024-0040
- 5.B.8** Approved implementation of the ITC Managed Model for the Departments located at the Stanislaus County Ag Center; the Ag Commissioner, DER, and Parks; authorized the Auditor-Controller to increase appropriations and revenue as detailed in the budget journal, attached to the agenda item; and, amended the Salary and Position Allocation Resolution to reflect the recommended changes outlined in the Staffing Impacts section, effective the first full pay period following Board approval – CEO 2024-0041
- 5.D.1** Set a public hearing on 02/13/2024, at the 9:00 a.m. meeting, to consider the Planning Commission’s recommendation of approval of Development Agreement Application No. PLN2023-0157 – Lyfted Farms, Inc. - 5266 Jerusalem Court, a request to adopt a new Development Agreement for Use Permit No. PLN2018-0095 – Lyfted Farms, Inc. – 5266 Jerusalem Court, a previously permitted commercial cannabis operation, located at 5266 Jerusalem Court, north of Kiernan Avenue, in the Modesto area, APN: 004-065-018; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning ORD-58-H-1 2024-0042
- 5.D.2** Set a public hearing on 02/13/2024, at the 9:00 a.m. meeting, to consider the Planning Commission’s recommendation of approval of Development Agreement Application No. PLN2023-0158 – Lyfted Farms, Inc., a request to adopt a new Development Agreement for Use Permit No. PLN2018-0094 - 5271 Jerusalem Court, a previously permitted commercial cannabis operation, located at 5271 Jerusalem Court, north of Kiernan Avenue, in the Modesto area, APN: 004-065-023; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning ORD-58-H-2 2024-0043
- 5.D.3** Set a public hearing on 02/13/2024, at the 9:00 a.m. meeting, to consider the Planning Commission’s recommendation of approval of Development Agreement Application No. PLN2023-0159 – Prem Gen Corp, a request to adopt a new Development Agreement for Use Permit No. PLN2018-0110 – 536 El Roya Avenue, a previously permitted commercial operation, located at 536 El Roya Avenue, south of Yosemite Avenue (Highway 132), in the Modesto area, APN: 036-008-033; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning ORD-58-I-1 2024-0044

Withdraw/B. Condit unan. **5.A.2** Appointed Kevin Bixel, Reagan Wilson, and Julian Aguirre to the Stanislaus County Economic Development Action Committee – BOS 2024-0031

C. Condit/Chiesa unan. **7.1** Approved the Urgent Care Capacity Funding Agreement with Del Puerto Health Care District and the Health Services Agency to expand access to after-hour health care services for an initial one-year period to begin on or before 07/01/2024; and, authorized the Purchasing Agent, or

designee, to sign the agreement and any amendments not to exceed a two-year period consistent with County Purchasing Policy and within budget authority – HSA DH-1-A-7 2024-0045

Corr 1 Referred to the Fish and Wildlife Committee, a letter from the California Department of Fish and Wildlife regarding the propagation fund approval process for County governments.

Corr 2 Referred to the Auditor-Controller's Office, a copy of the East Side Mosquito Abatement District's FY 2023-2024 Budget.

Corr 3 Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Luis A Esquivéz; Michelle Egger; Rebecca Smith-Harder (amended); Jose Espindola; William Ellis Wood; Carolyn Faye Wood; and, Evodio Esparza Castellon.

Supervisor Chiesa introduced his new Field Representative, Brittany Harker, for District 2.

Representative Gavin Cline, from Congressman Duarte’s Office, provided an update on the activities happening in the 13th Congressional District and shared Congressman Duarte will host a Townhall Meeting in Merced at the Merced Lao Family Community Building, 1748 Miles Court, Suite D, on 02/08/2024 at 6 p.m.

Representative Jacob Faulder, from Senator Marie Alvarado-Gil’s office, provided an update on the activities happening in the 4th Senate District.

CEO Hayes reported the Board signed a letter in support of the Stanislaus County North County Corridor Phase 1 Project regarding Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Application. He announced, in accordance with Government Code Section 54953(c)(3), that Andy Johnson has been appointed to serve as the General Services Agency Director, effective 01/27/2024, at a starting salary of \$83.90 per hour, 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 10:22 a.m.

12. Conferenced with Legal Counsel – Existing Litigation: Pursuant to Government Code Section 54956.9 (d)(1). One case: People of The State of California v. Ysela Madrigal and Anamiria Madrigal, Stanislaus Superior Court Case No. CV-22-004600. No reportable action taken.

Adjourned at 11:20 a.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.)