

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

Special and Regular Session
Chairman Grewal Absent
Pledge of Allegiance to the Flag

Tuesday

July 16, 2024

Convened at 5:32 p.m. for Special Session

Prior to adjourning into Closed Session an opportunity was given to the public to address matters listed under Closed Session.

Recessed to Closed Session at 5:33 p.m.

Chairman Grewal arrived at 5:42 p.m.

1. Conference with Legal Counsel – Existing litigation: Pursuant to Government Code Section 54956.9 (d)(1). Once Case: Anguiano, Ignacio vs. County of Stanislaus et. al., Stanislaus County Superior Court, Case No. CV-23- 002208. No reportable action was taken.

Reconvened at 6:32 p.m. for Regular Session

Invocation was given by Pastor Patrick Nagle with Redeemer Modesto.

Tera Chumley, Director of Parks and Recreation, gave a presentation on July 2024 as Parks and Recreation Month in Stanislaus County.

Diane Kroeze, homeless advocate, voiced concerns regarding the homeless including safe sleeping.

Dwaine Heinrich, Wood Colony resident, shared he opposes the Rainbow Story Time at the Salida Library and voiced concerns regarding Pride Month.

Ken provided a handout to the Board and shared concerns regarding election results and voting machines.

Patricia Shaefer shared concerns regarding the election process and the time it takes to receive election results.

Myllinda Mason spoke regarding the New State of California. She shared concerns regarding the teaching of children and the election process. She voiced concerns regarding the inability to use the parks for the Straight Pride Coalition.

David Eck spoke in opposition of Rainbow Story Time at the County libraries.

Glena Bowen shared concerns regarding voting methods the County uses. She spoke in support of one day voting and hand counted ballots.

Ron Mason voiced concerns regarding the County's voting system. He spoke in support of one day voting and shared concerns regarding Rainbow Story Time at the County libraries.

Jan Higgins shared concerns regarding the County's voting system and shared a passage of scripture from the Bible.

Robert Shannon spoke in support of one day voting and in person voting.

Arne Conrad shared concerns regarding Rainbow Story Time at the County libraries. He voiced concerns regarding the election process and asked the Board to go back to one day in-person voting.

Kenneth Calvin Jr. spoke about the importance of morality. He voiced concerns regarding LGBTQ+ and abortion. He spoke regarding church and state and the freedom of speech.

Nassan Sanchez shared concerns regarding the deaths of sworn officers and civilians. He shared a handout with the Board Members and invited everyone to attend National Night Out on Tuesday, 08/06/2024 at 5:30 p.m. in Saturn Court, Ceres.

Michael Price voiced concerns regarding the Rainbow Story Time at the County libraries and read a Bible verse.

Dario Aldana Reyes shared concerns regarding a call he received from someone stating they were from the Stockton Police Department with a demand for him to pay them along with taking six psychology classes or get arrested.

Maritza Romero shared concerns regarding electronic ballots. She spoke in opposition of Rainbow Story Time in public libraries.

Norma Hernandez shared she met with the City of Modesto Police Chief. She voiced concerns regarding an incident with her son at the Palladium Nightclub. She asked the County to hire her an attorney for a Civil and Criminal case. She also voiced concerns regarding rejected claims she submitted to the City of Modesto and Stanislaus County.

Chairman Grewal acknowledged receipt of written public comments. He noted that all written public comments were distributed to the members of the Board of Supervisors.

C. Condit/Withrow unan. Adopted the consent calendar

6.A.1 Approved the minutes of 06/25/2024

6.A.2 Appointed Kari Knutson Miller to the Stanislaus County Workforce Development Board

6.A.3 Appointed Supervisor Terry Withrow, Ruben Imperial, and Jay Krishnaswamy to the San Joaquin County Health Commission

6.A.4 Appointed Chelsea Izzo to the Stanislaus County Child Abuse Prevention Council

6.A.5 Appointed John Jeffries to the Stanislaus County Veterans Advisory Commission

6.A.6 Approved a request to consolidate the Municipal Election for the City of Oakdale with the Presidential General Election to be held on 11/05/2024

6.A.7 Approved a request to consolidate the Hughson Unified School District Bond Measure with the Presidential General Election to be held on 11/05/2024

6.A.8 Approved a request to consolidate the Denair Unified School District Bond Measure with the Presidential General Election to be held on 11/05/2024

- 6.A.9** Approved a request to consolidate the Keyes Fire Protection District Bond Measure with the Presidential General Election to be held on 11/05/2024
- 6.A.10** Approved a request to consolidate the Riverbank Unified School District's bond measure with the Presidential General Election to be held on 11/05/2024
- 6.A.11** Approved a request to consolidate the Municipal Election for the City of Waterford with the Presidential General Election to be held on 11/05/2024
- 6.A.12** Approved a request to consolidate the Municipal Election and a Measure regarding a Transient Occupancy Tax for the City of Turlock with the Presidential General Election to be held on 11/05/2024
- 6.A.13** Proclaimed 08/04/2024-08/10/2024, as Health Center Week in Stanislaus County
- 6.B.1** Authorized the Sheriff, or his designee, to accept a retroactive grant from Carestar Foundation for the 2024 Community Paramedicine Grant for the Stanislaus County Triage to Alternate Destination Program for \$50,000 from 04/01/2024, to 04/01/2027; authorized the Sheriff, or his designee, to retroactively sign an agreement from Carestar Foundation; and, authorized the Sheriff, or his designee, to sign reimbursement claims and other documents for the 2024 Community Paramedicine Grant program – Sheriff
- 6.B.2** Approved the award of three Job Order Contract Agreements for general building construction to Aztec Consultants, Mesa Energy Systems Inc., dba EMCOR Services Mesa Energy, and T & S Intermodal Maintenance Inc., dba T & S West; approved the award of one Job Order Contract Agreement for general engineering construction to Dirt Dynasty Inc.; approved the award of two Job Order Contract Agreements for mechanical/plumbing construction to Champion Industrial Contractors Inc. and ACCO Engineered Systems Inc.; approved the award of one Job Order Contract Agreement for roof construction to D K Enterprises Inc., dba King's Roofing; approved an amendment to a professional services agreement with The Gordian Group, Inc., dba The Mellon Group to increase the not-to-exceed amount from \$1.5 million to \$2 million to provide Job Order Contracting Program development and implementation services for various County projects; authorized the GSA Director, or designee, to execute the Agreements and the Amendment; and, authorized the GSA Director, or designee, to process and approve Job Orders under these Job Order Agreements – GSA
- 6.B.3** Authorized the Workforce Development Director, or designee, to enter into and sign grant agreements and related contracts for Workforce Innovation and Opportunity Act Formula Funds in an amount not to exceed \$10 million for FY 2025; authorized the Workforce Development Director, or designee, to negotiate and execute agreements, contracts, modifications, amendments and issue Requests for Proposals to expend Workforce Innovation and Opportunity Act Funds, contracted StanWORKs funds and other related workforce training funds, up to \$200,000 for each contract, with a cumulative amount not to exceed \$10 million for FY 2025; authorized the Workforce Development Director, or designee, acting in the capacity of the Regional Organizer for the San Joaquin Valley and Associated Counties Regional Planning Unit, to enter into and sign agreements, contracts, modifications, amendments with government agencies and vendors and issue Requests for Proposals to expend Workforce Innovation and Opportunity Act Regional Funds in an amount not to exceed \$4 million for FY 2025; authorized the Workforce Development Director, or designee, to apply for and accept, if awarded, various workforce related grants and enter into and sign grant agreements and related contracts in an amount not to exceed \$5 million for FY 2025; approved agreements with service providers for Workforce Development services, retroactive to 07/01/2024, for FY 2025, as reflected in the agenda item to avoid disruption of critical services to businesses and job seekers in Stanislaus County; and, authorized the Purchasing Agent or the Workforce Development Director, or designee, to sign agreements, contracts, modifications, and amendments with service

providers for Workforce Development services, retroactive to 07/01/2024, for FY 2025, as reflected in the agenda item to avoid disruption of critical services to businesses and job seekers in Stanislaus County – Workforce Development

- 6.B.4** Approved the purchase of one Caterpillar Model 745 Haul Truck from Holt of California in the estimated amount of \$820,762; and, authorized the Purchasing Agent to issue a Purchase Order for the Caterpillar Model 745 Haul Truck in the estimated amount of \$820,762 – DER
- 6.B.5** Approved the agreement with Psychology Assessment Resource Center (PARC) for sex offender treatment services for youth detained in the Juvenile Detention Facilities and youth in the community under the jurisdiction of the Probation Department in the amount of \$265,125 for the retroactive term of 07/01/2024, through 06/30/2025; authorized the GSA Director/Purchasing Agent to sign and execute the agreement with Psychology Assessment Resource Center for the retroactive term of 07/01/2024, through 06/30/2025; and, authorized the Chief Probation Officer to negotiate and sign amendments and payments, budget permitting up to \$27,000, throughout the term of the agreement – Probation
- 6.B.6** Authorized the Ag Commissioner, or designee, to enter into and sign contracts, agreements, modifications and amendments with the California Department of Food and Agriculture and the United States Department of Agriculture for agricultural protection programs and related funding for FYs 2025 and 2026, not to exceed \$1,064,336 cumulatively – Ag Commissioner
- 6.B.7** Accepted the final update on mitigating the beet leafhopper in Stanislaus County; approved termination of the Countywide local emergency due to the migration of the beet leafhopper in Stanislaus County; and, directed the Ag Commissioner’s Office to continue to monitor the migration of the beet leafhopper in Stanislaus County – Sheriff
- 6.C.1** Approved an emergency update in accordance with California Public Contract Code Section 22050 for emergency repairs to Crows Landing Community Services District’s Well No. 4 Replacement Project; and, affirmed the emergency declaration remains necessary and authorized staff to proceed with needed repairs to Crows Landing Community Services District’s Well No. 4 Replacement – PW
- 6.D.1** Set a public hearing on 08/13/2024, at the 9:00 a.m. meeting, to consider the approval of the Planning Commission’s recommendation for Development Agreement Application No. PLN2024-0061, Golden Purpose, Inc., a request to adopt a new Development Agreement for Use Permit No. PLN2018-0099, a previously permitted commercial cannabis operation located at 4218 Jessup Road, between East Keyes Road and California Highway 99, in the Community of Keyes, and finds the request exempt from the California Environmental Quality Act pursuant to CEQA Guidelines 15061; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning

Chiesa/B. Condit (3-1-0)(Withrow opposed)(C. Condit recused) **7.1** Conducted a public hearing to consider the Planning Commission’s recommendation of approval for Development Agreement Application No. PLN2024-0052, Central Valley Growers, LLC, a request to adopt a new Development Agreement for Use Permit (UP) No. PLN2018-0114 – Central Valley Growers, LLC, a previously permitted commercial cannabis operation located at 3501 Howard Road, between California Interstate 5 and California Highway 33, in the Westley area, Assessor Parcel Number (APN) 016-019-036; finds the project is exempt from CEQA, pursuant to CEQA Guidelines Section 15061 (Common Sense Exemption), by finding that on the basis of the whole record, including any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the exemption reflects Stanislaus County’s independent judgment and analysis; ordered the filing of a Notice of Exemption with the Stanislaus County Clerk-Recorder’s Office pursuant to CEQA Guidelines Section

15061; finds that the Development Agreement: (a) is consistent with the General Plan and any applicable specific plan; (b) is compatible with the uses authorized in, and the regulations prescribed for, the land use district in which the real property is or will be located; (c) is in conformity with and will promote public convenience, general welfare and good land use practice; (d) will not be detrimental to health, safety, and general welfare; (e) will not adversely affect the orderly development of property or the preservation of property values; (f) will promote and encourage the orderly development of the proposed project by providing a greater degree of requisite certainty; approved Development Agreement Application No. PLN2024-0052 – Central Valley Growers, LLC; authorized the Chair to execute the attached Development Agreement; authorized the Clerk to record the executed Development Agreement with the County’s Clerk Recorders Office within 30 days of approval; introduced, waived the reading, and adopted a new Ordinance C.S. 1379 rescinding Ordinance C.S. 1245; and, ordered the filing of a Notice of Termination for the adopted Development Agreement for UP No. PLN2018-0114 – Central Valley Growers, LLC, with the Stanislaus County Clerk Recorder’s Office – Planning

Chiesa/B. Condit unan. **Continued Item 7.2** to the 08/13/2024 Board meeting regarding the Planning Commission’s recommendation to adopt new terms and conditions to remedy noncompliance of the DA for UP and DA No. PLN2020-0036, The Peoples Remedy, a commercial cannabis retail business located at 1119 Lone Palm Avenue, between Woodland and Kansas Avenues, west of State Route 99, in the Modesto area; and, directed staff to negotiate with the Operator and to return this item to the Board with recommendations – Planning

B. Condit/C. Condit unan. **8.1** Introduced, waived the first reading, and ordered placement on the 07/23/2024, agenda for adoption of Ordinance C.S. 1382 amending Chapter 2.52 of the Stanislaus County Code to transfer responsibility of the Director of Emergency Services from the Sheriff to the Fire Warden; and, approved the creation of the Office of Emergency Services – CEO

Corr 1 Referred to the Auditor-Controller, a letter from the Oakdale Fire Protection District requesting dry-period funding for FY 2024-2025 pursuant to Government Code Section 23010.

Corr 2 Referred to the CEO, the 2023-2024 Stanislaus County Civil Grand Jury Final Report.

Corr 3 Referred to Planning, a letter from the Modesto City Schools regarding the increase of their school facilities fees for residential and commercial/industrial development.

Corr 4 Referred to the Clerk-Recorder and Registrar of Voters, a letter from the Monterey Park Tract Community Services District regarding the appointment of Jerry Tyrone McKinney to their Board of Directors.

Corr 5 Referred to DER, a letter from the Riverdale Park Tract Community Services District regarding chemicals in their water system exceeding the notification levels.

Corr 6 Referred to DER, a notice from the California Water Boards regarding the Central California Irrigation District’s application for diversion of water from Orestimba Creek for groundwater recharge.

Corr 7 Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Dionne Mila Logan Bundy; Josie Sanchez; Jason Dewayne Mosley; Jayme Brooks; Peter B. Guerra; Robert C. Mordinoia Sr.; Cecilia Macias; Estate of Jeremiah Wright (through the decedent’s successor and the real party in interest, A.W., minor); A.W. (minor son of decedent); Rodney Wright (father of decedent); Ellen Wright (mother of decedent); Sandra Camacho Ramirez; Kellie Thels; Armando Morales; Elizabeth Rendon; Howard Raishbrook; Abel Castano; Adam Bunch; Kevin Marquez

Anguiano; Norma E. Hernandez (3 claims); Alex Onan Redondo Maldonado; Darlene Perry; and, Maria Del Carmen Gloria.

Chairman Grewal shared he attended the 2024 NACo Annual Conference in Florida last week. He shared he was appointed as the Vice-Chair of the Homeland Security Committee. He mentioned there were discussions regarding strengthening childcare development.

Supervisor B. Condit acknowledged the great job Patricia Gonzalez did this evening doing Spanish translation.

Chairman Grewal noted that all five Board of Supervisors participated in this year's Fourth of July Parade.

CEO Hayes reported the budget deal has been signed by the Governor and has been enacted. He shared the impacts to local government were significantly improved since the May Revised Budget and the June receipts for the State of California were up more than expected. He shared we will continue to partner with California State Association of Counties (CSAC) in our advocacy of legislative issues and that the legislature will return from recess on Monday, 08/05/2024.

Adjourned at 9:28 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.)