

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

Regular Session

Tuesday

August 27, 2024

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Pastor Lonnie Skiles with Big Valley Grace Community Church.

Linda Pinfold, Agricultural Commissioner/Sealer of Weights and Measures, provided an update on the Stanislaus County 2023 Agricultural Crop Report.

Ron McMurtry shared he attended the last Social Services Transportation Advisory Council meeting put on by StanCOG. He spoke about construction beginning in 2025 for the 7<sup>th</sup> Street Bridge and requested this bridge be designated the Jenny Kenoyer Bridge. He shared concerns regarding partial carbon reduction funds being used for bike lanes.

Miguel Donoso shared he agreed with Supervisor C. Condit's comments regarding the 2023 Agricultural Crop Report. He voiced concerns regarding the dairy farmworkers. He noted he hopes next year the farmworkers will be included in this report.

Karlha Arias, shared she echoes Supervisor C. Condit and Miguel Donoso's comments regarding the 2023 Agricultural Crop Report. She voiced concerns regarding the health of farmworkers. She encouraged advocacy for farmworkers.

Withdraw/B. Condit unan. Adopted the consent calendar

**5.A.1** Approved the minutes of 08/20/2024

**5.A.2** Appointed Rafael Rodriguez to the Empire Municipal Advisory Council

**5.A.3** Appointed Robert Ott to the East Stanislaus Resource Conservation District Board of Directors

**5.A.4** Approved the Amended Conflict of Interest Code for the Chatom Union School District

**5.A.5** Amended the 2024 Meeting Calendar for the Stanislaus County Board of Supervisors to cancel the meeting on 09/10/2024 and change the time of the 09/17/2024 regular meeting to 5:30 p.m.

**5.B.1** Accepted the June 2024 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

**5.B.2** Approved an agreement with the State of California, Department of Highway Patrol to provide investigative personnel to the Stanislaus County Auto Theft Task Force, retroactive to 08/01/2024, through 07/31/2027, in the amount of \$105,000; and, authorized the Sheriff to sign the standard agreement, along with any extensions or amendments – Sheriff

**5.B.3** Approved paying an invoice from the Department of State Hospitals for State FY 2022-23 incompetent to stand trial (IST) growth cap penalty in the amount of \$450,000 – CEO

**5.B.4** Authorized the Auditor-Controller to loan funds under Government Code 23010 for operational expenses to Oakdale Fire Protection District in an amount not to exceed \$1,200,000 – Auditor-Controller

**5.B.5** Reviewed and accepted the Annual Reports for the County of Stanislaus Tobacco Endowment Funds – Series 2002 and Series 2006 for FY ending 06/30/2024; and, authorized the

Chairman to sign on behalf of the Board that the reports have been reviewed and accepted  
– T/TC

- 5.B.6** Approved the third amendment to the lease with Tully Manor Partners LP, a California limited partnership, for medical office space located at 1209 Woodrow Avenue, Suite B-10, Modesto, for the term of 09/01/2024, through 08/31/2029, beginning at an initial annual cost of approximately \$403,046; and, authorized the GSA Director/Purchasing Agent, or designee, to sign and execute the third amendment to the lease with Tully Manor Partners LP, a California limited partnership, for medical office space located at 1209 Woodrow Avenue, Suite B-10, Modesto – HSA
- 5.B.7** Authorized the GSA Director/Purchasing Agent or designee to execute a Work Authorization with Vanir Construction Management, Inc., under their On-Call Construction Management Services Agreement, in the amount of \$412,310, to support County construction management efforts for various projects as needed – GSA
- 5.B.8** Accepted the FY 2024 annual report from the DA’s Office regarding the Real Estate Fraud Prosecution Trust Fund pursuant to California Government Code Section 27388 – DA
- 5.B.9** Approved a Professional Services Agreement with Carpi & Clay, Inc., a federal government relations corporation, for federal legislative advocacy services, effective from 09/01/2024, through 08/31/2027, in an amount not to exceed \$270,000; and, authorized the GSA Director/Purchasing Agent, or designee, to execute the agreement – CEO
- 5.B.10** Set the date of 10/15/2024, at the 6:30 P.M. meeting, to receive a report from the Sheriff’s Office and hold a Community Forum regarding Immigration and Customs Enforcement access, pursuant to Government Code Section 7283.1(d); and, authorized the Clerk to publish public notice as required by law – Sheriff
- 5.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
- 5.D.1** Rescheduled the public hearing from the 09/10/2024, 9:00 a.m. meeting to the 09/17/2024, 5:30 p.m. meeting to consider adoption of the FY 2023-2024 Consolidated Annual Performance and Evaluation Report (CAPER) – Planning
- 5.D.2** Rescheduled the public hearing from the 09/17/2024, 6:30 p.m. meeting to the 10/15/2024, 6:30 p.m. meeting, to consider the Planning Commission’s recommendation of denial for Rezone Application No. PLN2023- 0065 - Caloy Company, LP, a request to rezone 14.64± acres from Planned Development (P-D) (312) and General Agriculture (A-2-40) to a new P-D to allow for the expansion of an existing nut oil and cattle feed processing facility, located at 5425 Montpelier Road, between E Keyes Road and E Monte Vista Avenue, in the Denair area, and adoption of a Negative Declaration; and, authorized the Clerk to publish a notice of public hearing as required by law – Planning

B. Condit/Chiesa unan. **7.1** Accepted the FY 2024 American Rescue Plan Act State and Local Fiscal Recovery Fund Annual Report – CEO

Withdraw/C. Condit unan. **7.2** Accepted an update on Stanislaus County's \$55.8 million investment of American Rescue Plan Act (ARPA) funding to community infrastructure in County Island Communities; allocated \$1.16 million in ARPA funds, previously approved by the Board of Supervisors on 02/27/2024, for District 4, to Area 40 – Herndon Infrastructure Project; and, allocated \$1.16 million in ARPA funds, previously approved by the Board of Supervisors on 02/27/2024, for District 3, to Area 44 – Riverdale Infrastructure Project – PW

Withdraw/B. Condit unan. **7.3** Accepted an update from Stanislaus Equity Partners, Inc. on services provided to disproportionately impacted communities in Stanislaus County – CEO

**Recessed at 11:09 a.m.**

**Reconvened at 11:16 a.m.**

B. Condit/Chiesa unan. **7.4** Accepted an update on the investment of American Rescue Plan Act Funds into Stanislaus 2030 Investment Blueprint Strategies – CEO

Withdraw/B. Condit unan. **7.5** Accepted an update on Stanislaus County’s \$5.2 million investment of American Rescue Plan Act funding for the provision of navigation and case management services in the amount of \$5 million and in support of Farmworker Resource Centers in the amount of \$208,250 for the period of 04/01/2024 through 06/30/2024 – CSA

**Corr 1** Referred to the Department of Workforce Development, two Worker Adjustment and Retraining Notification (WARN) letters from Silgan Containers regarding the temporary layoff of employees at its facilities located at 430 Doherty Avenue and 567 South Riverside Drive in Modesto.

**Corr 2** Acknowledged receipt of claims and referred to the Office of County Counsel the following claims: Juan Ochoa Maldonado; Michael Jerome and Kim Jerome; Eric Terra; Guadalupe Salinas; Abel Castano; and, Monserrat De La Torre.

CEO Hayes reported last week was the deadline to amend bills in Sacramento and this week is the deadline to pass any remaining bills. He will come back to the Board with an update on bills that are signed by the Governor. He shared that he, along with Supervisor B. Condit and Chairman Grewal, will be in Washington D.C. next week for the County’s annual Federal Advocacy Trip. He invited everyone to attend the 3<sup>rd</sup> Annual “Not My Child” 5K Run/Walk, which raises awareness of drug poisoning and overdose deaths on Saturday, 08/31/2024, at 8 a.m., at MJC West Campus.

**Adjourned to Closed Session at 12:29 p.m.**

**Reconvened for Regular Session at 12:29 p.m.**

The Board considered adding a closed session item regarding County of Stanislaus v. Celerino Jimenez, et al., Stanislaus County Superior Court Case No. CV- 22-005850 by the following two votes:

First Vote: B. Condit/Withdraw unan. **Approval of Findings Required to Add an Item Too Late for the Agenda** - Pursuant to Government Code Section 54954.2(b)(2), the Board finds that there is a need to take immediate action to add closed session matter County of Stanislaus v. Celerino Jimenez, et al., Stanislaus County Superior Court Case No. CV- 22-005850, and that the need for action came to the attention of the County subsequent to the release of the 08/27/2024 Board of Supervisors’ Agenda as specified in subdivision (a) – County Counsel

Second Vote: B. Condit/Withdraw unan. **Authorization for an Item Too Late for the Agenda** - The Board authorized placing County of Stanislaus v. Celerino Jimenez, et al., Stanislaus County Superior Court Case No. CV- 22-005850 as an additional item for consideration during closed session – County Counsel

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 12:32 p.m.**

**12. Closed Session: Existing Litigation:** Pursuant to Government Code Section 54956.9 (d)(1). Two cases: Desiderio Calzada v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. CV-23-000552; County of Stanislaus v. Celerino Jimenez, et al., Stanislaus County Superior Court Case No. CV- 22-005850. No reportable action taken.

**Adjourned at 1:37 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.)