

THE BOARD OF SUPERVISORS OF THE COUNTY OF STANISLAUS
ACTION AGENDA SUMMARY

DEPT: Chief Executive Office

BOARD AGENDA # B-13

Urgent

Routine

AGENDA DATE July 10, 2007

CEO Concurs with Recommendation YES NO

4/5 Vote Required YES NO

(Information Attached)

SUBJECT:

Consideration of Action on the Initiative Petition for Salida Area Planning Road Improvement, Economic Development, and Farmland Protection.

STAFF RECOMMENDATIONS:

1. Staff recommends that the Board order a report on the effect of the proposed initiative pursuant to Elections Code section 9111.
2. Direct the Chief Executive Officer to request appropriate County departments and other offices to review the proposed initiative and provide written comments on the impacts of the proposed initiative.

FISCAL IMPACT:

This action will not result in an impact to the General Fund. Potential fiscal impacts associates with this initiative will be identified and discussed in the report of impacts on the initiative.

BOARD ACTION AS FOLLOWS:

No. 2007-552

On motion of Supervisor Grover, Seconded by Supervisor Mayfield

and approved by the following vote,

Ayes: Supervisors: Mayfield, Grover, Monteith, DeMartini, and Chairman O'Brien

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) Approved as recommended

2) Denied

3) Approved as amended

4) Other:

MOTION:



ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

CONSIDERATION OF ACTION ON THE INITIATIVE PETITION FOR SALIDA
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DISCUSSION:

On Tuesday, July 3, 2007, the County Clerk-Recorder advised County staff that the Salida Area Planning, Road Improvement, Economic Development, and Farmland Protection Initiative had obtained the necessary number of signatures to qualify for certification under Section 9116 of the Elections Code.

Elections Code section 9116 provides the Board of Supervisors with three options. The three options are:

- A. Adopt the initiative without alteration either at the regular meeting at which the certification of the petition is presented, or within 10 days after it is presented.
- B. Immediately call a special election pursuant to subdivision (a) of Section 1405, at which the ordinance, without alteration, shall be submitted to a vote of the voters of the county.
- C. Order a report pursuant to Section 9111 at the regular meeting at which the certification of the petition is presented. When the report is presented to the Board of Supervisors, it shall either adopt the ordinance within 10 days or order an election pursuant to subdivision (b).

It is staff's recommendation that the Board choose option (c) and order a report that will review the effect the proposed initiative will have if adopted.

The analysis will address:

1. The initiative's fiscal impact.
2. The initiative's consistency with the County's General Plan and Specific Plan, including the housing element.
3. The initiative's effect on the use of land, the impact on the availability and location of housing, and the ability of the County to meet its regional housing needs.
4. The initiative's impact on funding for infrastructure including transportation, schools, parks and open space.
5. The initiative's impacts on the Salida community's ability to attract and retain business and employment.
6. The initiative's impact on the uses of vacant parcels of land.
7. Any other matters the Board of Supervisors request to be in the report; for example, the impact on growth patterns in Stanislaus County, and the impacts on the job/housing balance in the County or on economic development in the County.

State law provides that the report must be presented to the Board no later than the August 7th Board meeting.

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At the meeting the Board receives the report, the Board will have two options. The first option is to adopt the initiative within ten (10) days of its presentation to the Board. The second option is to order an election.

POLICY ISSUES:

Election Code sections 9116 and 9111(a) authorize the Board to order a report of impacts associated with the proposed initiative. The policy issue before the Board is whether such report furthers the Board's priorities of promoting efficient delivery of public services, developing a strong local economy and well-planned infrastructure system, and ensuring a strong agricultural economy and heritage.

STAFFING IMPACT:

There is no staffing impact associated with this matter.