

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

DEPT: Chief Executive Office

BOARD AGENDA # \*B-9

Urgent  Routine

AGENDA DATE October 6, 2009

CEO Concurs with Recommendation YES  NO   
(Information Attached)

4/5 Vote Required YES  NO

SUBJECT:

Request for Authorization for the Chief Executive Officer to sign an Agreement to Annex with the City of Ceres for the Animal Shelter located on Cornicopia Way in the Ceres Area

STAFF RECOMMENDATIONS:

Authorization for the Chief Executive Officer to sign an Agreement to Annex with the City of Ceres for the Animal Shelter located on Cornicopia Way in the Ceres Area

FISCAL IMPACT:

The new Animal Services Facility is planned to be constructed in the buffer of the Stanislaus County Public Safety Center, along Crows Landing Road. The project has previously been estimated to cost \$11 million. This action is needed to ensure services are provided to the site.

BOARD ACTION AS FOLLOWS:

No. 2009-677

On motion of Supervisor Monteith, Seconded by Supervisor Grover

and approved by the following vote,

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

Noes: Supervisors: None

Excused or Absent: Supervisors: None

Abstaining: Supervisor: None

1) X Approved as recommended

2) \_\_\_\_\_ Denied

3) \_\_\_\_\_ Approved as amended

4) \_\_\_\_\_ Other:

MOTION:

Christine Ferraro

ATTEST: CHRISTINE FERRARO TALLMAN, Clerk

File No.

Request for Authorization for the Chief Executive Officer to sign an Agreement to Annex with the City of Ceres for the Animal Shelter located on Cornicopia Way in the Ceres Area

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## **DISCUSSION**

On August 4, 2009, the Board of Supervisors approved several matters related to the construction of a new Animal Services Facility to be located in the Buffer of the Stanislaus County Public Safety Center at Crows Landing Road and Cornicopia Way. Part of that approval included an acknowledgement that public water and sewer services would be provided by the City of Ceres.

The City of Ceres concluded that in order to obtain these services, an "Out-of-Boundary" Service Agreement must be approved by the Local Agency Formation Commission (LAFCO). The City of Ceres is prepared to submit an "Out-of-Boundary" Service Agreement application to LAFCO. As part of the application, LAFCO policy requires that an "Agreement to Annex" be signed by the property owner requesting the services.

The County has since the construction of earlier facilities at the site acknowledged that the site will ultimately be annexed into the City of Ceres. The City has requested that the County execute an agreement to annex.

It is recommended that the Chief Executive Officer be authorized to sign an Agreement to Annex with the City of Ceres for the Animal Shelter Facility (See Attachment 1).

## **STAFFING ISSUES:**

Existing County staff is dedicated to working with the partner cities to successfully deliver the new Animal Shelter facility.

## **POLICY ISSUES:**

This action supports the Board of Supervisors' priorities of providing *A well-planned infrastructure*, creating *Effective partnerships*, and providing *Efficient delivery of public services*.

WHEN RECORDED, RETURN TO:

Cindy Heidorn, CMC, City Clerk  
City of Ceres  
2220 Magnolia Street  
Ceres, CA 95307

**AGREEMENT TO ANNEX**

In consideration of the City of Ceres' agreement to provide sewer and water services to the hereafter described real property, the undersigned property owners do hereby agree to bind themselves and all successors in interest to annex the described real property to the City of Ceres upon the request of said City.

**Assessor Parcel Number – 086-015-014: A portion of Parcel “C” Volume 47 of Parcel Maps Page 24, recorded on June 1, 1995, located in Township 4 South, Range 9 East, Section 16, Stanislaus County Records.**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Richard W. Robinson, Chief Executive Officer

State of California )

County of Stanislaus )

On this the \_\_\_ day of \_\_\_\_\_, 200\_\_, before me, \_\_\_\_\_ the undersigned Notary Public, personally appeared \_\_\_\_\_, proved to me on the basis of satisfactory evidence to be the person(s) whose name(s) \_\_\_\_\_ subscribed to the within instrument, and acknowledged that \_\_\_\_\_ executed it.  
WITNESS my hand and official seal.

\_\_\_\_\_  
Notary's Signature