

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

Special and Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

August 19, 2014

Convened at 5:00 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 5:00 p.m. for Conference with Labor Negotiator - Agency Negotiators: Stan Risen, Nancy Bronstein and Jody Hayes. Labor Organizations: California Nurses' Association (CNA); Stanislaus County Employees Association (SCEA/AFSCME Local 10); Service Employees' International Union (SEIU), Local 521; County Attorneys' Association (CAA); Deputy Sheriffs' Association (DSA); Stanislaus County Sheriffs Supervisors' Association (SCSSA); Stanislaus County Deputy Probation Officers' Association (SCDPOA); Stanislaus Regional Emergency Dispatchers' Association (SREDA); Stanislaus County Probation Corrections Officers' Association (SCPCOA); Stanislaus County Sheriff Management Association (SCSMA); Stanislaus County District Attorney Investigators' Association (SCDAIA); and, Stanislaus Sworn Deputy Association (SSDA). Government Code Section 54957.6.

Reconvened at 6:30 p.m. for Regular Session

Chiesa/Monteith unan. Adopted the consent calendar

- *A1 Approved the minutes of 08/12/2014
- *A2a Appointed Frank Ploof to the Mental Health Board 2014-426
- *A2b Appointed Wardee R. Bruce to the Stanislaus County Veterans Advisory Commission 2014-427
- *B1 Approved the provisions contained within the tentative agreement reached between the County and Stanislaus County Employees Association (SCEA) / American Federation of State, County and Municipal Employees (AFSCME Local #10) representing the Mid-Management/Supervisory Bargaining Unit; amended the Salary and Position Allocation Resolution to reflect the changes included in the tentative agreement; and, authorized the Chairman of the Board of Supervisors and all parties to sign the agreement – CEO 2014-428
- *B2 Approved the MOU with the Stanislaus Economic Development and Workforce Alliance regarding the joint implementation of the countywide economic development plan and marketing strategy for FY 2014-2015; and, authorized the CEO, or designee, to sign the MOU with Stanislaus Economic Development and Workforce Alliance in the amount of \$94,320 – CEO 2014-429
- *B3 Authorized the Sheriff's Department to offer employment to Anthony Bejaran as a Deputy Sheriff at step five of the salary range, \$33.91 per hour, less the current 2% salary deduction – Sheriff 2014-430
- *C1 Approved Amendment No. 2 to the agreement with Rajappan & Meyer Consulting Engineers for additional design support services during the construction phase of the SR 99/SR 219

- (Kiernan Avenue) interchange project; and, authorized the Director of Public Works to execute the amendment with Rajappan & Meyer Consulting Engineers in the amount of \$250,000 and to sign necessary documents – PW 2014-431
- *C2 Adopted a resolution authorizing the execution of the Certification and Assurances PTMISEA Bond Program Grant for FY 2014-2015 and authorized the Transit Manager to execute all required documents of the PTMISEA program and any amendments – PW 2014-432
 - *C3 Authorized the Chairman of the Board to sign the Contribution Agreement for the Sperry Road Reconstruction and Rogers Road Rehabilitation Project, between the City of Patterson and Stanislaus County – PW 2014-433
 - *D1 Rescinded all of Williamson Act Contracts No. 1999-4409 and 1999-4410, located at 19755 and 19911 Yosemite Boulevard, east of Dienstag Road and north of the M.I.D. Main Canal, in the Waterford area; pursuant to Government Code Section 51257, determined that the following seven findings can be made based on the written evidence submitted by the applicant: (a) the new contract would enforceably restrict the adjusted boundaries of the parcel for an initial term for at least as long as the unexpired term of the rescinded contract or contracts, but for not less than 10 years except as authorized under the County's implementation of AB 1265; (b) there is no net decrease in the amount of the acreage restricted; in cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; (c) at least 90 percent of the land under the former contract or contracts remains under the new contract or contracts; (d) after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Section 51222; (e) the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract or contracts; (f) the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; (g) the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the general plan; approved a new contract pursuant to Minor Lot Line Adjustment PLN2014-0067, Derek and Connie Nichols; and, authorized the Director of Planning and Community Development to execute a new contract – Planning 2014-434

Steve Trapp invited everyone to attend a free Veterans Day event at the State Theater on the evening of 11/11/2014, in which the U.S. Army Band will be performing. He asked the Board for their support of this event.

E. Northard spoke regarding the current labor negotiations. He noted the increased cost of living expenses, and asked the Board to approve the restoration of the 5% salary reduction now.

Ray Brockman, CSA employee, spoke regarding the 5% salary reduction taken by County employees 6 years ago, and the impact this had on the employees.

Debra Harper spoke regarding her recent removal from the Salida Library.

Gabriel Miramontes noted that County employees took a salary reduction to assist the fiscal stability of the County. He spoke regarding the difficulty in retaining experienced employees, and in support of restoring the 5% salary reduction.

Virginia Ehrler spoke regarding the labor negotiations and noted that members of AFSCME and SEIU are asking for their salaries to be fully restored.

Cherise Babb, CSA employee, asked the Board to restore the 5% salary reduction, and spoke regarding the low morale of County employees due to the salary reduction.

Gillian Kelly stated that employees willingly took a salary reduction to keep the County going. She noted that these same employees found ways to reduce the spending of their departments as well. She spoke in support of restoring the 5% salary reduction.

Kristi Rodriguez spoke regarding the 6 pillars of character. She stated that employees took a salary reduction to avoid reductions in force. She also noted that the long term salary reduction has caused hardships for families.

Katherine Croom, Social Worker, spoke in support of a competitive wages for County employees. She noted the low staffing levels and the impact this makes on providing services to the public.

Leslie Walker spoke regarding the increased workload due to Health Care Reform.

Wanda Parrish spoke regarding the hardships caused by the salary reduction, and asked for the salary restoration.

Christine Shahbazian, Child Protective Services employee, spoke regarding the difficulty in retaining experienced employees due to wages. She voiced concerns regarding staffing levels and the impact to services provided.

Rhonda Jackson, Welfare to Work employee, spoke regarding the hardships the economic downturn has caused her family, and the importance of restoring the 5% salary reduction.

Donna Rozynski spoke regarding the importance of restoring employee salaries. She asked the Board to consider restoring the 5% salary reduction.

Monique Digges, IHHS employee, voiced concerns regarding decreased staffing levels and increased caseloads for employees.

Lara Dirks, Mental Health Clinician, noted that some employees generate revenue for the County by providing billable services. She noted that her position has saved the County money. She voiced concerns regarding the financial impact of training new employees due to difficulty retaining experienced staff.

Mary Rosales, HSA Business Office employee, spoke regarding Health Care Reform and the increased revenue. She voiced concerns regarding the decreased staffing level and increased workload. She spoke in support of restoring employee salaries.

Loretta Carhart noted that she is not a County employee. She stated that Welfare and Social Security recipients recently received a raise. She voiced concerns about the salary reductions for County employees.

Polly Nou, Mental Health Clinician, spoke regarding the importance of treating employees with dignity and respect. She stated that restoring the 5% salary reduction is not a raise.

Margaret Homes, DCSS employee, spoke regarding the increased health care costs, cost of living expenses, and the reduced salary.

Alma Magdaleno spoke regarding the sacrifice County employees have made to help the County during the economic crisis. She spoke in support of restoring the 5% salary reduction.

Dee Tate, CSA employee, stated that employees are the greatest asset of the County. She asked the Board to restore the 5% salary reduction.

Tomkico Cabral, CSA employee, spoke regarding the important services that County employees provide.

O'Brien/Withrow unan. **6:35 p.m.** Accepted the 06/13/2014 Public Facilities Fee (PFF) Program Inflationary Update report; conducted the public hearing to consider the adoption of the revised PFF; approved and adopted the findings set forth in the PFF program inflationary update as required by Section 66001 of the California Government Code; approved the revised PFF as recommended in the report to be effective 60 days from the date of adoption, 10/18/ 2014; approved the extension of the Industrial Incentive Program through 07/01/2017; and, approved the revised PFF Committee Administrative Guidelines – CEO
2014-435

O'Brien/Monteith unan. **6:40 p.m.** Conducted a public hearing to consider Planning Commission's recommendation for approval of General Plan Amendment and Rezone Application No. PLN2012-0038, Brite Transport Systems, Inc., a request to amend the General Plan designation of Urban Transition and zoning designation of A-2-10 (General Agriculture) to Planned Development (P-D), for three parcels totaling 20.98 acres, to expand an existing agricultural trucking business with the addition of an RV storage/parking facility on property located at 5101 Claus Road, in the Riverbank area; adopted the Negative Declaration pursuant to California Code of Regulations Section 15074(b), by finding that on the basis of the whole record, including the Initial Study and any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the Negative Declaration reflects Stanislaus County's independent judgment and analysis; ordered the filing of a Notice of Determination with the Stanislaus County Clerk Recorder pursuant to Public Resources Code Section 21152 and CEQA Guidelines Section 15075; finds that: (A) the General Plan amendment will maintain a logical land use pattern without detriment to existing and planned land uses, (B) the County and other affected government agencies will be able to maintain levels of service consistent with the ability of the government agencies to provide a reasonable level of service, (C) the amendment is consistent with the General Plan goals and policies, (D) the proposed Planned Development zoning is consistent with the Planned Development General Plan designation, and, (E) the project will increase activities in and around the project area, and increase demands for roads and services, thereby requiring dedication and improvements; approved General Plan Amendment and Rezone Application No. PLN2012-0038, Brite Transport Systems, Inc. subject to the development standards and schedule; introduced, waived the reading and adopted Ordinance C.S. 1154 for the approved Rezone Application No. PLN2012-0038, Brite Transport Systems, Inc. – Planning
ORD-55-T-1 2014-436 & 2014-437

Corr 1 Referred to the Fish and Wildlife Committee, a Notice of Proposed Emergency Action from the California Fish and Game Commission regarding the temporary closure of the lower Merced River to angling through 10/31/2014 to conserve the wild rainbow trout population during drought conditions.

Corr 2 Referred to Planning and Community Development, a notice that the Federal Aviation Administration has determined that an Environmental Impact Statement is not necessary for the Northern California Optimization of Airspace and Procedures in the Metroplex Project.

Corr 3 Referred to the Chief Probation Officer, a letter from the Board of State and Community Corrections regarding the availability of Community Recidivism Reduction Grant funds.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Carol Eneboe; and, Ofelia Robles.

Chairman De Martini invited the public to attend the West Side Health Care Task Force's Annual Health Summit on Thursday 8/21/2014, 12:00 p.m., at the West Side Theater in Newman.

Adjourned at 7:58 p.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: ELIZABETH A. KING, 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.)