

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

Regular Session

Tuesday

July 28, 2015

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Reverend Cheryl Birch from Cheryl Birch Ministries.

Tamara Thomas, Child Support Services Director, gave the August 2015 Child Support Awareness Month presentation.

Cathy Gomez from the Department of Parks and Recreation gave a 'Parks Make Life Better' presentation in celebration of July as National Parks Month.

Jake Elzenga spoke regarding his attempt to pay late property taxes and voiced concerns regarding the Treasurer Tax-Collector's auction of his house. He asked the Board for assistance in this matter.

Joann Bettencourt, Jake Elzenga's sister, also voiced concerns regarding the auction and sale of her brother's home.

Monteith/Chiesa unan. Adopted the consent calendar after removing from consent item ***A5** Approval to Amend the 2015 Meeting Calendar for the Stanislaus County Board of Supervisors to Cancel the Meeting on August 4, 2015

***A1** Approved the minutes of 07/21/2015

***A2a** Accepted the resignation of Matt Barnes from the Stanislaus County Local Task Force on Solid Waste Management 2015-348

***A2b** Accepted the resignation of Eva Rios and Sharon Silva from the Stanislaus Economic Development and Workforce Alliance 2015-349

***A3** Appointed William Johnson to the Veterans Advisory Commission 2015-350

***A4** Approved changing the representation of Frank Ploof from Supervisorial District Three to District Four on the Mental Health Board 2015-351

***B1** Accepted the Stanislaus County Treasury Pool's June 2015 Monthly Investment Report as prepared by the Stanislaus County Treasurer-Tax Collector's Office and reviewed for conformity with the Stanislaus County Treasury Pool Investment Policy by the Treasurer-Tax Collector, and distributed to the Stanislaus County Treasury Pool Oversight Committee; and, authorized the Chairman to sign on behalf of the Board that the report has been reviewed and accepted – T/TC 2015-352

***B2** Pursuant to Section 3694 of the Revenue and Taxation Code, approved the sale of the tax-defaulted properties for the minimum bids; pursuant to Section 3698.5(c) of the Revenue and Taxation Code, authorized the Treasurer-Tax Collector to re-offer the parcels which did not obtain the minimum bids during previous sale at a price which is deemed appropriate by the Treasurer-Tax Collector; authorized the Tax Collector to re-offer any parcels remaining unsold at the end of this auction including those that were offered at a reduced minimum price, at a new sale within 90 days of this auction date; and, pursuant to Section 202 of the Revenue and Taxation Code, Section 3 of Constitution Article XIII and Federal Law, authorized the Treasurer-Tax Collector to exempt those parcels which are

owned by the Federal, State and Local Governments from the Tax Sale – T/TC

2015-353

***B3** Pursuant to Chapter 7 of Part 6 of Division 1 of the Revenue and Taxation Code, approved the sale of four tax-defaulted properties by sealed bid for the stated minimum price – T/TC

2015-354

***D1** Set a public hearing for 08/18/2015, at 6:35 p.m., to consider the Planning Commission’s recommendation for approval of General Plan Amendment and Rezone Application No. PLN2015-0021, Gallo Glass-Tenaya Drive, a request to amend the General Plan designation from Industrial Transition to Industrial and rezone from R-1 (Single-Family Residential) to M (Industrial) on 16 parcels, totaling 2.5± acres, to be used for storage and parking for Gallo Glass Company, located on the south side of Tenaya Drive, from the east side of Santa Rita Avenue to the west side of South Santa Cruz Avenue in the Modesto area; and to consider the introduction, waiving of the reading, and adoption of an ordinance for the proposed rezone ordinance upon approval; and, authorized the Clerk of the Board to publish notice of hearing as required by law – Planning

ORD-55-U-5 2015-355

Chiesa/Monteith (4-1)(O’Brien opposed) ***A5** Amended the 2015 Meeting Calendar for the Stanislaus County Board of Supervisors to cancel the meeting on 08/04/2015

2015-356

O’Brien/DeMartini unan. **9:05 a.m.** Finds that the notice of public hearing was published in compliance with Section 6066 of the Government Code; conducted the public hearing to receive comments regarding the FY 2015-2016 annual assessments; set the FY 2015-2016 annual assessments as shown on Exhibit “A” of the agenda item for County Services Area Nos. 4 through 27, Landscape Assessment District Del Rio Heights and Landscape and Lighting Districts: Bret Harte, Bystrum, Howard/McCracken, Laurel, Paradise South, Riverview, and Riverdale; made the Engineer’s Reports a part of the record of this proceeding; and, authorized the Auditor-Controller to add the annual assessments to the 2015-2016 Tax Roll – PW

2015-359

Recessed to sit as the Successor Agency to the Stanislaus County Redevelopment Agency at 9:44 a.m.

Chiesa/O’Brien unan. **9:10 a.m.** Approved consent calendar

9:10 a.m. *VI-A Approved the proposed Conflict of Interest Code for the Successor Agency of the dissolved Stanislaus County Redevelopment Agency to apply to the Successor Agency and list the Oversight Board members as designated filers

2015-360

9:10 a.m. *VI-B Adopted the proposed Bylaws for the Successor Agency of the Dissolved Stanislaus County Redevelopment Agency; and, adopted the Proposed Contracting and Purchasing Procedures for the Successor Agency of the Dissolved Stanislaus County Redevelopment Agency

2015-361

DeMartini/Monteith unan. **9:10 a.m. VI-C** Approved a resolution authorizing the issuance and sale of Tax Allocation Refunding Bonds, and approving the form of an Indenture of Trust, Bond Purchase Contract and related documents and authorizing certain other actions in connection therewith; authorized the Chairman of the Successor Agency to the Stanislaus Redevelopment Agency to sign the resolution; authorized the Executive Director to execute all the necessary agreements for related professional services to the refunding actions; and, authorized the Executive Director to place any non-contingent costs on the Recognized Obligation Payment Schedule as an Enforceable Obligation, if adequate Administrative Cost Allowance is unavailable

2015-362

Reconvened to sit as the Stanislaus County Board of Supervisors at 9:55 a.m.

O'Brien/Chiesa unan. **B4** Proclaimed the existence of a local emergency in Stanislaus County due to a multi-year drought in California and the negative impacts on Stanislaus County; approved the updated Water Contingency Plan document; and, approved the MOU with Self-Help Enterprises, a private non-profit, to administer a Temporary Water Assistance Program in Stanislaus County – OES 2015-357

Chiesa/DeMartini (4-0)(Withrow abstained) **B5** Authorized the Chairman to sign and submit property owner's ballot to support the establishment of the Downtown Modesto Community Benefit District – CEO 2015-358

Corr 1 Referred to the Department of Planning and Community Development, a letter from the U.S. Department of Energy Western Area Power Administration, Sierra Nevada Region and the San Luis and Delta-Mendota Water Authority regarding the review and comment period for the environmental documents related to the San Luis Transmission Project's various proposed routes for the new transmission lines.

Corr 2 Referred to the Alliance Worknet, a letter from the California Workforce Investment Board regarding the conditional approval of the County's designation as a Local Workforce Development Area.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: DiAnne C. Lawley; Brandon Ray Nipper; and, Christine Gonzales.

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 10:26 a.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 Attorney's Association (CAA); Deputy Sheriff's Association (DSA); Stanislaus County Sheriff's Supervisor 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's Management Association (SCSMA); Stanislaus County District Attorney Investigators' Association (SCDAIA); and, Stanislaus Sworn Deputies Association (SSDA). Government Code Section 54957.6. Conference with Legal Counsel – Anticipated Litigation: One matter. Government Code Section 54956.9 (d)(4).

Adjourned at 11:36 a.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.)