

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

Regular Session

Tuesday

November 24, 2015

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Pastor Richard Hanshew from Sunshine Tabernacle.

Dale Skiles, Assistant Director of OES/Fire Warden, provided an update on the emergency response to the tornado which occurred in Denair, CA.

Chiesa/O'Brien unan. Adopted the consent calendar

- \*A1a Approved the minutes of 11/10/2015, Special Meeting
- \*A1b Approved the minutes of 11/17/2015, Regular Meeting
- \*A2 Approved the appointment of Michael Brinton to the Stanislaus County Local Task Force on Solid Waste Management 2015-577
- \*A3 Approved appointment in Lieu of Landowner Election of James Jasper, Patrick Cerutti, and Grant Craven to the Eastin Water District Board of Directors 2015-578
- \*A4 Approved the City of Modesto's request for the Registrar of Voters to conduct the Run-Off Election for Mayor on 02/02/2016 by mail 2015-579
- \*B1 Authorized the CEO to finalize and issue a RFP for the Development of an Americans with Disabilities Act Self-Evaluation and Transition Plan for Stanislaus County – CEO 2015-580
- \*B2 Authorized the Director of Environmental Resources, or designee, to apply for, sign, enter into an agreement, and receive a Sustainable Groundwater Planning Grant for Stressed Basins, including any amendments, with the California Department of Water Resources; and, adopted a Resolution with the California Department of Water Resources – DER 2015-581
- \*B3 Authorized the Director of Environmental Resources, or designee, to apply for, enter into and sign routine FY 2016-2017 grant agreements and contracts for various State and Regional programs; authorized the Director of Environmental Resources, or designee, to approve and sign any amendments to the routine FY 2016-2017 grant agreements and contracts for various State and Regional programs; adopted a Resolution to authorize the Director of DER, or designee, to apply for a Waste Tire Enforcement Grant from the California Department of Resources Recycling and Recovery for FY 2016-2017 to promote the administration of a regional waste tire enforcement program; and, adopted a Resolution to authorize the Director of DER, or designee, to apply for the two year Local Government Waste Tire Cleanup Grant from the California Department of Resources Recycling and Recovery for FYs 2016-2017 and 2017-2018 to promote the administration of the County's waste tire cleanup program – DER 2015-582
- \*B4 Accepted the Annual Local Detention Facilities Health Inspection Report Pursuant to Health and Safety Code Section 101045 – DER 2015-583
- \*B5 Declared the list of oncology and pharmacy medical equipment as surplus and authorized sale; and, directed the Auditor-Controller to deposit proceeds from the disposal of Health Services Agency medical equipment into account 4051-4518610-40202 – GSA 2015-584

- \*B6 Approved entering an agreement with the California Secretary of State to extend reimbursement to the County through 2016 for the expenses associated with complying with the requirements of Section 301 of the Help America Vote Act (HAVA) of 2002; and, approved the Registrar of Voters, in partnership with the GSA Director/Purchasing Agent, to negotiate, award and execute all corresponding contracts in connection with HAVA related activity – Clerk-Recorder 2015-585
- \*B7 Accepted the Stanislaus County Treasury Pool’s October 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 2015-586
- \*B8 Approved the increase to the salary scale for the Clerical/Community Aid Classification effective the beginning of the pay period that contains 01/01/2016 in response to the 01/01/2016 increase in the State of California minimum wage – CEO 2015-587
- \*B9 Approved and authorized the Project Manager, County Counsel and Chairman to negotiate and execute the Project Delivery and Construction Agreement (PDCA) between Stanislaus County and the State Public Works Board and the Board of State and Community Corrections for the SB 1022 Adult Local Criminal Justice Facilities Construction Financing Program for the construction of the County’s Re-Entry and Enhanced Alternatives to Custody Training Project; authorized the Project Manager and County Counsel to negotiate and execute on behalf of the County in substantially the same form as the Exhibits to the PDCA: Exhibit A: the Project Scope, Cost and Schedule Description; Exhibit B: Form of Ground Lease; Exhibit C: Form of Right of Entry for Construction and Operation; and Exhibit D: Form of Facility Sublease; approved and authorized the Chairman to execute Exhibit E-1, description of the Participating County Funding Cash for the County’s Cash (Hard) Match contribution to Project funding and Exhibit E-2: description of the Participating County Funding In-Kind Match in the amount of \$1,899,000, consistent with SB 1022 program requirements; and, authorized Project manager to submit to the State Agencies the Preliminary Staffing and Operational Program Statement and the Construction Management Plan for the successful delivery of the Re-Entry and Enhanced Alternatives to Custody Training (REACT) Center Project – CEO 2015-588
- \*D1 Set a public hearing for 12/15/2015, at 6:35 p.m., to consider the Planning Commission's recommendation regarding Ordinance Amendment Application No. PLN2015-0047, Housing Related Code Amendments, a request to amend the Title 21 of the Stanislaus County Code, specifically Chapters - 21.08 General Provisions, 21.12 - Definitions, 21.48 - Highway Frontage (H-1), 21.56 – General Commercial (C-2), and 21.60 - Industrial District (M) and to add Chapters 21.86 - Reasonable Accommodation and 21.82 - Density Bonus for Affordable Housing, to fulfill State Housing Element requirements; and, authorized the Clerk of the Board to publish notice of hearing as required by law – PW ORD-55-V-2 2015-589
- \*D2 Set a public hearing for 12/15/2015, at 6:40 p.m., to consider the Planning Commission's recommendation regarding GPA Application No. PLN2014-0104, 2015-2023 Housing Element Update, an update and amendment to the Housing Element of the Stanislaus County General Plan; and, authorized the Clerk of the Board to publish notice of hearing as required by law – PW 2015-590

Felicia Ateman spoke regarding the Modesto Bee article concerning Syrian refugees and spoke in support of accepting refugees in our County.

Marie Roberson requested that the Board adopt a resolution requesting Governor Brown wait to accept Syrian refugees until we have a better vetting system in place.

Paul Muney requested that the Board fully support taking in refugees.

Heaven Lindsey-Burtch stated that anyone in immediate danger should be allowed to come to our country temporarily. She spoke regarding a friend of hers that is from Yemen.

Armando Arreola spoke regarding the Syrian refugee issue and the need for law enforcement and budget resources.

Simone Singh stated we can't turn refugees away or deny them the right to life because they are in danger.

Tylor King showed support for the Syrian refugees.

Lindsey Bird, Coordinator of the Language Institute at Davis High School, noted that accepting refugees in our County is nothing new. She invited the Board into her classroom to meet her students.

John Smith expressed that accepting refugees is opportunity to do the right thing and help people who have been displaced.

John Schmit noted that he attended the meeting today in support of the refugees and thinks the vetting is adequate.

Vickie Lessi stated that Americans are a generous people but that this refugee situation is different, and we cannot absorb the world at our doorstep. She urged Board to oppose accepting refugees.

John X. Mataka noted that the local Board of Supervisors has nothing to do with federal immigration policy. He spoke in support of accepting Syrian refugees.

Reid Johnson spoke regarding the need for immigration control, and that allowing the immigration of refugees would be at the expense of our national culture and values.

Chris Bernard noted the number of additional refugees that France and Canada are accepting. He spoke regarding the dire circumstances in which Syrians are currently living, and in support of taking in refugees.

Jason Yoder spoke in opposition to accepting refugees from Syria, and pointed out that there are people in our community that need help.

Tom Hampson noted that he worked for Churchill Service, an international humanitarian agency, for 31 years, which resettled refugees in the U.S. He spoke of Syrian refugees as being victims, vetted and valuable.

Lori Aderholt, Executive Director of World Relief in Modesto, spoke regarding refugee resettlement and vetting process. She explained the difference between refugees taking asylum in Europe and the process of admitting refugees in the U.S.

Danil Nickes spoke about the number of hungry children in our community and that we cannot afford to accept refugees.

Stephen Wofford expressed that refugees will be resettled here and it cannot be stopped. He recommended that we pay attention to the people around us and be prepared to notify law enforcement if there is suspicious activity, but to not live in fear.

Debbie Avila spoke regarding her father's immigration to this country to seek a better life. She spoke in support of accepting refugees.

Michael Ford noted that he did two tours in Iraq and spoke regarding the number of homeless veterans. He spoke in support of accepting refugees and wanted to know more about the vetting process. He asked about resources and training for first responders and voiced concerns about the ability to communicate with refugees.

Oscar Jimenez served as a Marine in Iraq in 2005 and spoke regarding the refugee issue. He voiced concerns that the root of the problem is not being addressed in the Middle East.

Audrey Hermanson spoke in support of Syrian refugees and that we do not need to fear refugees and immigrants. She noted that unless we are Native American, our families all immigrated here.

Emerson Drake noted that at today's meeting we heard the First Amendment exercised from people on both sides of the aisle. He spoke regarding the background checks that immigrants go through and in support of accepting refugees.

Katherine Borges spoke regarding graffiti in the Salida area. She recognized the Sheriff, DA, DER, and Public Works for their assistance with the graffiti abatement efforts. She thanked the Board of Supervisors for their dedication and support of Salida.

**Corr 1** Referred to the CEO-Risk Management Division, the 2015 Annual Report, "The Blueprint for the Future of Risk Management" from the State Association of Counties Excess Insurance Authority.

**Corr 2** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Gevargiz Shansoff; Gil R. Racho III; AMCO Insurance Company a/s/o Jesus Aguilar; Rodney Aaron Campa; Margaret Duarte; Lanee Yvette Gaeta; Gus Alvarez; Regina Alvarez; Sabrina Alvarez; Gus Alvarez, Jr.; Angelina Alvarez; Esther Cecilia Mendez; Albert Torres; Vianah Dalilea Torres; Ralph Garcia; and, Sandra Lucero.

Supervisor O'Brien thanked Chief Skiles, Assistant Director of OES/Fire Warden, for the great work he does in preparing the County for emergencies.

Adjourned at 10:42 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.)