

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

Regular Session

Tuesday

May 10, 2016

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Reverend Michael Douglass from Advancing Vibrant Communities, Inc.

O'Brien/Withrow unan. Adopted the consent calendar

- \*A1 Approved the minutes of 05/03/2016
- \*A2 Accepted the resignation of Dorothy Griggs from the Housing Authority of the County of Stanislaus 2016-229
- \*A3 Proclaimed 05/9/2016 through 05/15/2016 as Salvation Army Week in Stanislaus County 2016-230
- \*B1 Approved commendations for Stanislaus County Outstanding Senior Citizens of the Year – Aging and Veterans Services 2016-231
- \*B2 Authorized the Agricultural Commissioner or his designee to enter into and sign routine agreements and contracts with various Federal and State agencies for FY 2016-2017 and FY 2017-2018 – Agricultural Commissioner 2016-232
- \*B3 Accepted the Accountant's Report on the Stanislaus County Treasurer's Statement of Assets as of 12/28/2015 – Auditor-Controller 2016-233
- \*B4 Approved the receipt of the additional funding in the DA Victim Services Program Budget from the California Governor's Office of Emergency Services for FY 2015-2016 in the amount of \$136,861; and, directed the Auditor-Controller to increase appropriations and estimated revenue in the Victim Services Program budget unit by \$136,861 as detailed in the budget journal form – DA 2016-234
- \*B5 Approved Amendment No. 2 to the agreement for independent contractor services with N&S Tractor, for heavy equipment repair and rental for the Fink Road Landfill's Case STX Tractor, for a not to exceed amount of \$200,000; authorized the Director of DER, or her designee, to execute Amendment No. 2 with N&S Tractor and sign any necessary documents; and, authorized the Director of DER, or her designee, to sign amendments to the agreement for an overall total not-to-exceed amount of \$220,000, which includes a contingency of \$20,000 – DER 2016-235
- \*C1 Adopted the results of the Proposition 218 Assessment Ballot Procedure (Support: 41.930, Protest: 47.005, Incomplete: 6.12) held on 04/26/2016 for the approval to annex 192 parcels into CSA 27-Empire; and, declared that a majority protest exists because a simple majority of the assessment ballots submitted, weighted according to the proportional financial obligation of the affected property, were in opposition to the proposed annexation of 192 parcels into CSA 27-Empire – Public Works CSA-27-6 2016-236
- \*D1 Approved the finding that the City of Riverbank's proposed Sphere of Influence expansion is logical and orderly; and, directed the CEO to notify LAFCO of the County's agreement with the expansion request – Planning C-1-B-14 2016-237

Withrow/O'Brien unan. A4 Proclaimed May 2016 as Mental Health Awareness Month in Stanislaus County – BHRS 2016-238

Withdraw/Chiesa unan. **9:00 a.m.** Conducted a public hearing to approve the ADA Complementary Paratransit Service Plan; adopted the resolution per the Federal Transit Administration 49 CFR § 37.137 for StaRT ADA Complementary Paratransit Service Plan; and, authorized the Public Works Transit Division Manager to implement the ADA Complementary Paratransit Service in StaRT's service area – PW 2016-239

Chiesa/Withdraw unan. **9:05 a.m. A.** Introduced and waived the first reading of Ordinance C.S.1176 establishing new fees, and amending or eliminating existing fees for DER ORD-55-W-7 2016-240

O'Brien/DeMartini unan. **9:05 a.m. B.** Introduced and waived the first reading of Ordinance C.S. 1177 establishing new and amending existing fees for the Department of Parks and Recreation ORD-55-W-8 2016-241

Withdraw/Chiesa unan. **9:05 a.m. C.** Introduced and waived the first reading of Ordinance C.S. 1178 amending existing fees for the County Clerk-Recorder - Elections Division ORD-55-W-9 2016-242

Chiesa/Withdraw unan. **9:05 a.m. D.** Introduced and waived the first reading of Ordinance C.S. 1179 establishing new fares, amending and eliminating existing transit fares for StaRT – PW ORD-55-W-10 2016-243

**Corr 1** Referred to the Department of DER and the CEO, a letter from Assemblymember Adam Gray regarding his, and other agencies, concerns related to the Bay Delta Plan which governs the flows from the Merced, Tuolumne, and Stanislaus Rivers.

**Corr 2** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Suzanne P. Bristow (Amended); Jose Steven DeLeon; Joe Kimmal; James McLain; and, Anthony Belluomini.

CEO Risen reported that they expect the Governor's May Revised Budget to be released this Friday, and noted that State revenues are anticipated to be significantly under projections for personal income tax. He also reported that the North Valley Regional Recycle Water Program reached a significant milestone last Friday; the Regional Director from the Bureau of Reclamation signed a record of decision, which will allow the project to continue moving forward.

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 9:53 a.m. for Conference with Legal Counsel - Existing Litigation: Two cases: People v. Constance Robinson, et al, Stanislaus County Superior Court Case No. 3017648; and, County of Stanislaus v. City of Modesto, Stanislaus County Superior Court Case No. 667397. Government Code Section 54956.9 (d)(1)

Adjourned at: 11:23 a.m.

ATTESTED: ELIZABETH A. KING, Clerk  
of the Board of Supervisors  
of the County of Stanislaus  
State of California

BY: PAM VILLARREAL, 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.)