

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

Regular Session

Tuesday

February 14, 2017

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Pastor Jeff Pishney with Love Modesto.

Chief Probation Officer Jill Silva was recognized upon her retirement from Stanislaus County and was presented with a commendation and a gift.

Katherine Borges from the Salida MAC requested that the Board of Supervisors support a resolution opposing the annexation of Salida into the City of Modesto.

Olsen/Withrow unan. Adopted the consent calendar

- \*A1 Approved the minutes of 02/07/2017
- \*B1 Approved the submission of the Request for Approval to be America's Job Center of California Adult and Dislocated Worker Career Services Provider; and, authorized the Chairman to sign the request for approval – Alliance Worknet 2017-58
- \*B2 Authorized the creation of a Stanislaus County Behavioral Health Board (SCBHB) pursuant to Welfare and Institutions Code Section 5604; and, approved the By-Laws for the SCBHB – BHRS BD-89-1 2017-59
- \*B3 Approved an amendment of \$53,047 to the previously executed 2016 agreement with Burke, Williams and Sorensen LLP for unanticipated legal costs associated with the Health Services Agency, Central Unit Flood; and, authorized the Chief Operations Officer and County Counsel to finalize and execute the 2017 agreement with Burke, Williams and Sorenson LLP for legal services for Capital Projects – CEO 2017-60
- \*B4a Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property at 719 Anthony Avenue, Modesto, California, CE No. 16-0045, as set forth in Attachment 1, attached to the agenda item – DER 2017-61
- \*B4b Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property at 1025 Chicago Avenue, Modesto, California, CE No. 16-0058, as set forth in Attachment 1, attached to the agenda item – DER 2017-62
- \*B4c Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the property at 1607 Portland Avenue, Modesto, California, Dangerous Building Abatement Case No. 2015-0005, as set forth in Attachment 1, attached to the agenda item – Planning 2017-63
- \*B4d Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the nuisance at 1717 Donald Street, Modesto, California, Dangerous Building Abatement Case No. 2015-0009, as set forth in Attachment 1, attached to the agenda item – Planning 2017-64
- \*B5 Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 1605 Seattle Street, Modesto, California, CE No. 15-0065, as set forth in Attachment 1, attached to the agenda item – DER 2017-65

- \***B6** Accepted the FY 2016 Homeland Security Grant from the California Governor’s Office of Emergency Services to enhance local Emergency Management and Homeland Security efforts; and, directed the Auditor-Controller to increase appropriations and estimated revenue in the Homeland Security Grant Fund by \$617,995 as reflected in the attached budget journal – OES 2017-66
- \***B7** Approved the starting salary of Mike Hamasaki, Chief Probation Officer, as **amended** to \$159,211.52 annually, effective 02/18/2017 – CEO 2017-67
- \***B8** Approved the appointment of the top candidate to the position of Manager III as a Management Consultant with the Chief Executive Office at an annual salary of \$93,142, which is above the midpoint of the salary band – CEO 2017-68

Withdraw/Olsen unan. **9:05 a.m.** Conducted a public hearing to consider adoption of the MOU forming the Stanislaus and Tuolumne Rivers Groundwater Basin Association Groundwater Sustainability Agency; approved and adopted via resolution the MOU forming the Stanislaus and Tuolumne Rivers Groundwater Basin Association Groundwater Sustainability Agency; authorized the Chairman to sign and execute the MOU forming the Stanislaus and Tuolumne Rivers Groundwater Basin Association Groundwater Sustainability Agency; and, directed staff to file any and all such paperwork and maps with the Department of Water Resources as required by State law pertaining to Groundwater Sustainability Agency formation – DER GSA-1-1 2017-69

Withdraw/Monteith unan. **9:10 a.m.** Conducted a public hearing to consider adoption of the MOU forming the Eastside San Joaquin Groundwater Sustainability Agency; approved and adopted via resolution the MOU forming the Eastside San Joaquin Groundwater Sustainability Agency; authorized the Chairman to sign and execute the MOU forming the Eastside San Joaquin Groundwater Sustainability Agency; and, directed staff to file any and all such paperwork and maps with the Department of Water Resources as required by State law pertaining to Groundwater Sustainability Agency formation – DER GSA-2-1 2017-70

Withdraw/Olsen unan. **9:15 a.m.** Conducted a public hearing to consider adoption of the MOU forming the Northwestern Delta-Mendota Groundwater Sustainability Agency; approved and adopted via resolution the MOU forming the Northwestern Delta-Mendota Groundwater Sustainability Agency; authorized the Chairman to sign and execute the MOU forming the Northwestern Delta-Mendota Groundwater Sustainability Agency; and, directed staff to file any and all such paperwork and maps with the Department of Water Resources as required by State law pertaining to Groundwater Sustainability Agency formation – DER GSA-3-1 2017-71

Withdraw/Olsen unan. **Authorization for an Item Too Late for the Agenda** – Authorized adding an Item Too Late for the Agenda regarding proclaiming the existence of a local emergency and finds and determined that there is a need to take immediate action to adopt a proclamation of emergency related to flooding in Stanislaus County; and, that the need for action came to the attention of the County on Monday, 02/13/2017, due to rapidly changing weather related impacts and after the Board agenda was posted on Friday, 02/10/2017 – CEO 2017-72

Monteith/DeMartini unan. **Item Too Late for the Agenda** – Proclaimed the existence of a local emergency in Stanislaus County due to recent flooding in various locations in Stanislaus County as described in a verbal report provided by the Director of OES and the Sheriff; and, authorized the CEO/Director of OES to take the necessary actions in accordance with the Stanislaus County Code Section 2.52.110 to respond to the emergency – CEO 2017-73

**Corr 1** Referred to the Department of Environmental Resources, two notices from the California Water Boards regarding a proposal to evaluate ammonia water quality objectives for the protection of aquatic life in the Central Valley, and an amendment to adopt salinity water quality objectives for the Lower San Joaquin River.

**Corr 2** Referred to the Clerk-Recorder and Registrar of Voters, a copy of an ordinance from the City of Ceres moving their municipal election from odd to even years.

**Corr 3** Acknowledged receipt of a letter from Stan Risen, Chief Executive Officer, regarding his intent to retire in August 2017.

**Corr 4** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Young Ward & Lothert representing Edward Perez; Clerkin, Sinclair & Mahfouz, LLP representing United Services Automobile Association as subrogee of Richard Bayne; Dana Gray Saucedo for minor daughter Haylee Rose Gonzalez (amended claim); Daniel Haro; William J. Gradford Jr.; and, Juan Mendez individually and as guardian ad litem for Luz Mendez, Marc Mendez, and Juan Mendez.

CEO Risen reported that OES will continue to monitor the winter storms and flooding closely. He noted that TID has done an amazing job of balancing the levels at Don Pedro Dam, and he encouraged the public to heed to public safety warnings.

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 9:59 a.m. for Conference with Legal Counsel - Existing Litigation: One Case: County of Stanislaus v. City of Modesto, Stanislaus County Superior Court Case No. 667397. Government Code Section 54956.9 (d)(1).

Adjourned at 11:05 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.)