



BOARD OF SUPERVISORS

Kristin Olsen, 1st District
Vito Chiesa, 2nd District
Terry Withrow, 3rd District
Dick Monteith, 4th District
Jim DeMartini, 5th District

1010 10th Street, Suite 6500
Modesto, CA 95354
Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

November 21, 2017

Special Meeting
5:30 P.M.

Regular Meeting
6:30 P.M.

Chambers – Basement Level
1010 10th Street
Modesto, California

www.stancounty.com/board/index.shtm

The Board of Supervisors welcomes you to its meetings which are regularly held each Tuesday, and your interest is encouraged and appreciated.

PUBLIC COMMENT PERIOD: Matters under the jurisdiction of the Board, and not on the posted agenda, may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Board for consideration. However, California law prohibits the Board from taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board of Supervisors. Any member of the public wishing to address the Board during the "Public Comment" period shall be permitted to be heard once for up to 5 minutes. Please complete a Public Comment Form and give it to the Clerk of the Board.

The agenda is divided into two sections:

CONSENT CALENDAR: These matters include routine financial and administrative actions and are identified with an asterisk (*). All items on the consent calendar will be voted on as a single action at the beginning of the meeting under the section titled "Consent Calendar" without discussion. If you wish to discuss an item on the Consent Calendar, please notify the Clerk of the Board prior to the beginning of the meeting or you may speak about the item during Public Comment Period.

REGULAR CALENDAR: These items will be individually discussed and include all items not on the consent calendar, all public hearings and correspondence.

CLOSED SESSION: Is the portion of the meeting conducted in private without the attendance of the public or press to discuss certain confidential matters specifically permitted by the Brown Act. The public will be provided an opportunity to comment on any matter to be considered in closed session prior to the Board adjourning into closed session.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please raise your hand or step to the podium at the time the item is announced by the Board Chairperson. In order that interested parties have an opportunity to speak, any person addressing the Board will be limited to a maximum of 5 minutes unless the Chairperson of the Board grants a longer period of time.

BOARD AGENDAS AND MINUTES: Board agendas, Minutes, and copies of items to be considered by the Board of Supervisors are typically posted on the Internet on Friday afternoons preceding a Tuesday meeting at the following website: www.stancounty.com/bos/agenda-minutes.shtm.

Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Clerk's office at 1010 10th Street, Suite 6700, Modesto, CA during normal business hours. Such documents are also available online, subject to staff's ability to post the documents before the meeting, at the following website www.stancounty.com/bos/agenda-minutes.shtm.

AUDIO/VIDEO BROADCAST: All Board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: www.stancounty.com/board/broadcasting-schedule.shtm. In addition, a live audio/video broadcast of this meeting can be heard/seen via the World Wide Web at: www.stancounty.com/bos/board-video.shtm.

NOTICE REGARDING NON-ENGLISH SPEAKERS: Board of Supervisors meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

REASONABLE ACCOMMODATIONS: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (209) 525-4494. Notification 72 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting.

Special Meeting

5:30 P.M.

- I. Closed Session: Conference with Legal Counsel - Existing Litigation: Three cases: Frank Carson v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 2001620; Lanette Walbridge v. Stanislaus County, Stanislaus County Superior Court Case No. 2026351; City of Modesto, et al. v. Ronald Dias, Stanislaus County Superior Court Case No. 2013360. Government Code Section 54956.9 (d)(1). Conference with Legal Counsel - Significant Exposure to Litigation: One matter involving claims of violation of various employment law rights. Government Code Section 54956.9 (d)(2).

Regular Meeting

6:30 P.M.

- II. Pledge of Allegiance to the Flag
- III. Invocation
- IV. Presentations: A. Stanislaus County Law Library Annual Report
B. November 2017 as Caregiver Month in Stanislaus County
- V. Public Comment Period
- VI. Consent Calendar
- VII. Agenda Items
- A. Miscellaneous
- * 1. Approval of the Minutes for November 7, 2017 ([View Item](#))
 - * 2. Acceptance of the Resignation of Lee Shearer from the Knights Ferry Cemetery Board of Directors ([View Item](#))
 - * 3. Approval of Appointment of Donnell Bak to the In-Home Supportive Services Advisory Committee ([View Item](#))
 - * 4. Approval to Adopt the Amended Conflict of Interest Code for the Oak Valley Hospital District ([View Item](#))
 - * 5. Approval to Set a Public Hearing on December 12, 2017 at 9:15 a.m., to Consider an Appeal of the Planning Commission's Denial of Variance Application No. PLN2017-0064 - Hickman Market ([View Item](#))
 - 6. Acceptance of the County Clerk/Recorder's Certified Statement of the Results of the Consolidated District Election Held Tuesday, November 7, 2017, and Declare the Results of the Stanislaus County Library Tax Extension Measure S – Clerk/Recorder ([View Item](#))
- B. Chief Executive Office
- * 1. Approval of the Amendment to the Agreement with Yosemite Community College District and the City of Modesto for the Joint Use and Management of the Regional Fire Training Center through June 30, 2018 – Office of Emergency Services ([View Item](#))
 - * 2. Approval of the Stanislaus County Refugee Services Plan for Federal Fiscal Years 2018-2020 – Community Services Agency ([View Item](#))

- * 3. Approval to Set a Public Hearing on December 5, 2017 at 9:10 a.m., Pursuant to the Tax and Equity Fiscal Responsibility Act (TEFRA) Relating to the Proposed Issuance by the California Municipal Finance Authority of Conduit Revenue Bonds for Use by Turlock Christian Schools – Chief Executive Office ([View Item](#))
- * 4. Approval of an Agreement with Elevator Technology, Inc. for Elevator Modernization at the 820 12th Street Parking Garage – General Services Agency ([View Item](#))
- * 5. Approval of the Stanislaus County California Children's Services and Child Health and Disability Prevention Plans for Fiscal Year 2017-2018 – Health Services Agency ([View Item](#))
- * 6. Acceptance of the Annual Local Detention Facilities Health Inspection Report Pursuant to Health and Safety Code Section 101045 – Environmental Resources ([View Item](#))
- * 7. Approval of an Exclusive Use Agreement/Permit with All Day I Dream Events, Inc., and Deep Blue, LLC, to hold an All Day I Dream Music Festival at Woodward Reservoir Regional Park from Thursday, May 10, 2018, through Sunday, May 13, 2018, and Find the Project Categorically Exempt from the California Environmental Quality Act – Parks and Recreation ([View Item](#))
- * 8. Approval of a Tentative Health Insurance Agreement between Stanislaus County and Stanislaus County Sworn Deputies Association (SSDA) for the Period of January 1, 2018 through December 31, 2019 – Chief Executive Office ([View Item](#))
- * 9. Approval to Award a Construction Contract with Hensley's Paving and Engineering, Inc., of Waterford, California, for Paved Parking Lots, Asphalt Repair, and Resurfacing at Woodward Reservoir, Modesto Reservoir, and Fairview Park – Parks and Recreation ([View Item](#))
- * 10. Approval to Adopt Plans and Specifications and Invite Bids for the Community Services Facility Emergency Generator Replacement and Related Matters – Chief Executive Office ([View Item](#))
- * 11. Approval of a Contract with Sytech Solutions, Incorporated for Document Scanning and Indexing Services – Public Defender ([View Item](#))
- * 12. Approval to Adopt a Resolution Authorizing Access to State and Federal Level Criminal History Information for Cannabis Permitting Activities – Chief Executive Office ([View Item](#))
- * 13. Approval to Authorize the Chief Executive Officer to Negotiate and Execute a One-Year Agreement with Doctors Medical Center for Hospital Related Services – Chief Executive Office ([View Item](#))
- 14. Approval to Accept the Behavioral Health Board Annual Report for Fiscal Year 2016-2017 ([View Item](#))

C. Department of Public Works

- * 1. Approval to Allow Right-of-Way Acquisition by the City of Modesto for the Claratina Avenue Widening Project ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Set a Public Hearing for December 12, 2017, at 9:05 a.m. to Consider the Planning Commission's Recommendation for Approval of Use Permit Application No. PLN2017-0059, Ag-Air, Inc., Located at 5420 Dodds Road, on the South Side of Dodds Road, West of 26 Mile Road, Near the Community of Valley Home and the City of Oakdale, and Adoption of a Negative Declaration ([View Item](#))

- * 2. Approval to Set a Public Hearing for December 12, 2017, at 9:10 a.m. to Consider the Planning Commission’s Recommendation for Rezone Application No. PLN 2017-0062, Masellis Enterprises, LLC, Located at 118 Albers Road, on the Northeast Corner of Albers Road and Yosemite Boulevard, East of the City of Modesto, and Adoption of a Negative Declaration ([View Item](#))
- * 3. Approval to Set a Public Hearing for December 19, 2017, at 6:35 p.m. to Consider the Planning Commission’s Recommendation of General Plan Amendment and Rezone Application No. PLN2017-0081, Mistlin Honda, Located East of the Existing Mistlin Honda Dealership on McHenry Avenue, Between Bangs Avenue and Claribel Road in the Modesto Area, and Adoption of a Negative Declaration ([View Item](#))
- * 4. Acceptance of the Annual Progress Report for the Stanislaus County Housing Element for the Calendar Year 2016 Covering the Entire Stanislaus County Unincorporated Area ([View Item](#))

E. County Counsel

VIII.Scheduled Matters

IX. Correspondence

1. This Board has received resolutions from the Salida Sanitary District and the Denair Community Services District, requesting the change of their governing board member elections from odd-numbered to even-numbered years. ([View Item](#))
(Recommendation: Refer to the Clerk-Recorder and Registrar of Voters.)
2. This Board has received a letter regarding the resignation of Martin Avila from the Westport Fire Protection District Board of Directors. ([View Item](#))
(Recommendation: Acknowledge receipt of the letter.)
3. This Board has received the following claims: Carl Raymond Baker; Margaret Baker; Jaimes Rogezio; John R. Upland; Barbara Guzman and Perfecto Perez; Mary Ann Kitchens and Mark Smith; Teresa Lozano; and, Olga Seager.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

X. Board of Supervisors’ Reports

XI. Legislative, Fiscal and Management Report – Chief Executive Officer

XII. Announcements:

Stanislaus County Board of Supervisors’ Workshop
Monday, December 4, 2017 at 9:00 a.m. to 3:00 p.m.
Carnegie Arts Center, Gemperle Gallery
250 N. Broadway Ave, Turlock, CA

XIII.Adjournment