

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

Regular Session

Tuesday

January 14, 2014

All Supervisors Present

Pledge of Allegiance to the Flag

Chairman De Martini spoke about the Adopt a Pet program and Stanislaus Animal Services staff presented a cat and dog that are eligible for adoption.

Withdraw/Monteith unan. Adopted the consent calendar after removing from consent item **\*B5** Approval to Appoint a Manager IV, Water Resources Manager, above the Midpoint of the Salary Band – DER

**\*A1** Approved the minutes of 01/07/2014

**\*A2** Adopted and waived the second reading of Ordinance C.S. 1141 to amend Stanislaus County Code Section 11.08.120 No Truck Parking, to include portions of Kiernan Avenue in Salida  
ORD-55-S-1 2014-14

**\*A3** Appointed Bobby Yamamoto to the Stanislaus County Planning Commission 2014-15

**\*A4** Accepted the resignation of Kristine Costa from the Mt. View Fire Protection District Board of Directors 2014-16

**\*B1** Accepted the Accountant's Report on the Stanislaus County Treasurer's Statement of Assets as of 09/25/2013, the report was prepared by the Auditor-Controllers' Office in conformance with Government Code Section 26920 and 26922 and the Statement of Assets was reviewed in conformity with Stanislaus County Treasury Pool Investment Policy and Government Code Section 53601 – A/C 2014-17

**\*B2** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 1405 Garden Avenue, Modesto, California, CE No. 11-0421 – DER 2014-18

**\*B3** Adopted the recommended decision of the Nuisance Abatement Hearing Board regarding nuisances at 6443 River Road, Oakdale, California CE No. 10-0051 – DER 2014-19

**\*B4** Adopted a resolution authorizing the Director of DER, or her designee, to apply for, enter into, and sign the "Used Oil Competitive Grant Program 1<sup>st</sup> Cycle FY 2013-2014" from the California Department of Resources Recycling and Recovery for FYs 2014-2015 and 2015-2016 – DER 2014-20

**\*B6** Approved a total payment of the Property Tax Administration Fee in the amount of \$2,538,680.28 to the cities of Ceres, Hughson, Modesto, Newman, Oakdale, Patterson, Riverbank, Turlock and Waterford; authorized the use of \$2,538,680.28 in Committed Fund Balance; and, directed the Auditor-Controller to increase revenue and appropriations per the Budget Journal – CEO

C-1-B-8;C-2-C-8;C-3-A-3;C-4-B-4;C-5-E-14;C-6-J-13;C-7-B-9;C-8-B-5;C-9-B-6; 2014-21

**\*D1** Authorized the Chairman of the Stanislaus County Board of Supervisors to transfer title of the a .23 Acre Parcel (APN: 022-029-030 – 7624 Monterey Avenue in the Ceres, CA area) to the Monterey Park Tract Community Services District for use in providing the District with a Safe Drinking Water System; and, authorized the Chairman of the Board of Supervisors to enter into a purchase and sale agreement, pursuant to California Government Code Section 25365 – Planning DCS-9-A-5 2014-22

**\*D2** Authorized the Director of Planning and Community Development to execute a contract agreement with Elavon for use in the e-payment process for Accela Citizen Access Online Permitting Software System – Planning 2014-23

Monteith/Chiesa (4-0)(O'Brien abstained) **\*B5** Approved the appointment of Walter Ward to the position of Manager IV, Water Resources Manager, with DER at an annual salary of \$109,449.60, which is above the mid-point of the salary band – DER 2014-24

Chiesa/O'Brien unan. **B7** Authorized the BHRS Director and CEO to finalize and submit an application to the California Health Facilities Financing Authority for capital funding under the Investment in Mental Health Wellness Act of 2013 (Senate Bill 82) for \$1.9 million for the establishment of a Crisis Stabilization Unit at 1904 Richland Avenue, Ceres, California and related support programs; authorized the CEO to accept donations from local hospital partners for support of the SB 82 Crisis Stabilization Unit; authorized the Project Manager to plan and host an appropriate public dedication and open house for the opening of the Psychiatric Health Facility at 1904 Richland Avenue, Ceres; and, authorized the Project Manager to negotiate and sign contracts, work authorizations, and purchase orders for professional services needed in this phase of the project as long as they are within the approved project budget – CEO 2014-25

**Corr 1** Referred to the Department of Planning and Community Development and the CEO, a Notice from the Western Area Power Administration regarding public scoping meetings for the San Luis Transmission Project that will pass through Stanislaus County.

**Corr 2** Acknowledged receipt of the State Board of Equalization Annual Report for FY 2012-13.

**Corr 3** Referred to DER and the Fish and Wildlife Commission, a letter from the U.S. Department of Commerce, National Oceanic and Atmospheric Administration regarding the environmental review of the reintroduction of the Central Valley Spring-run Chinook salmon to the San Joaquin River below the Friant Dam.

**Corr 4** Referred to the Clerk-Recorder/Registrar of Voters, the proclamation from Governor Brown calling for the Statewide Direct Primary Election on Tuesday, 06/03/2014.

**Corr 5** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Jonathan Cook; Daniel Evangelista; Christopher Cenicerros; Ronald Lister; Mario Amador; and, Anthony Goodeill.

CEO Risen reported that Governor Brown introduced his 2014-15 proposed budget last week. The State is projecting an increase in revenues. Governor's Brown's budget proposes a \$2.3 billion reserve, including \$1.6 billion for a rainy day fund, and the general fund would have a reserve of about \$700 million. The proposed budget attempts to decrease the wall of debt and includes a \$6 billion deferred payment under Prop 98 to the schools, and a \$4 billion pay down of economic recovery bonds. Of interest at the County level, the Governor's proposes \$670 million in new spending to pay for expanded health, mental health and substance abuse treatment, nutrition programs and dental services. IHSS will be receiving a 6% increase (we have a cap on our IHSS costs subject to a 3% escalator). The budget also includes an additional \$500 million for "SB1022-type" jail construction projects. There is concern that the Governor has proposed that all county jail felony sentences be split sentences unless the Court finds that it is in the interest of justice to impose a straight sentence. The CEO noted that the Governor's January proposed budget lays out his ideas, and it is the May Revised budget that is closer to the State's final budget.

Adjourned to closed session at 9:50 a.m. for Conference with Legal Counsel - Significant Exposure to Litigation: One matter concerning a claim by Protect Our Water and Environmental Resources that water well permits were issued without compliance with the California Environmental Quality Act. Government Code Section 54956.9 (d)(2).  
Adjourned at 11:12 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.)