

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

Regular Session

Tuesday

January 13, 2015

All Supervisors Present

Pledge of Allegiance to the Flag

Vernon Price, homeless advocate, read an excerpt from the article “The Process of Empowerment” and spoke regarding this document.

Cecil Russell, CEO of the Modesto Chamber, announced that Supervisor Monteith will receive a lifelong achievement award for his years of public service at the Chamber’s 101st Annual Gala on 1/31/2015.

Chiesa/Monteith unan. Adopted the consent calendar

- *A1 Approved the minutes of 01/06/2015
- *A2 Accepted the resignation of James Duval from the Stanislaus County Redevelopment Oversight Board 2015-17
- *A3 Proclaimed February 2015 as African American History Month 2015-18
- *B1 Approved an agreement for the provision of Pathways to Well-Being (Katie A.) program services which includes Intensive Case Coordination, Intensive Home Based Services, Child and Family Team Meetings and Therapeutic Foster Care Services with ASPIRAnet, a California Non-Profit Corporation, as a result of a RFP process; and, authorized BHRS Director, or her designee, to sign the agreement, and any amendments thereto, with ASPIRAnet, to provide Pathways to Well-Being (Katie A.) program services which includes Intensive Case Coordination, Intensive Home Based Services, Child and Family Team Meetings and Therapeutic Foster Care Services – BHRS 2015-19
- *B2 Accepted the Closeout Report of the Modesto Regional Fire Authority – CEO 2015-20
- *B3 Approved the use of vehicle leases in FY 2014-2015 for CSA whose claiming process requires external financing in order to claim reimbursement for financing costs; authorized GSA to enter into lease agreements for 12 vehicles for use by CSA; authorized GSA to purchase five vehicles for use by the Parks Department; directed the Auditor-Controller to adjust the Parks budget to move funds into Fixed Assets for the purchase of vehicles, as reflected in the Budget Journal form; directed staff to carefully analyze future requests for vehicle leases with a preference for vehicle purchase for those departments whose funding does not include external financing requirements; and, added the ability to do internal financing for vehicle leases to the County’s Legislative Platform – CEO 2015-21
- *B4 Approved the revised Stanislaus County Purchasing Card Policy – GSA 2015-22
- *B5 Accepted the Stanislaus County Treasury Pool’s November 2014 Monthly Investment Report as prepared by the Treasurer–Tax Collector’s Office and reviewed for conformity with the Stanislaus County Treasury Pool Investment Policy by the Treasurer–Tax Collector and has been 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 2015-23
- *B6 Authorized the Treasurer-Tax Collector to sell the tax-defaulted properties for the minimum bids listed in the agenda item attachment, “List of Properties for Delinquent Tax Sale”; authorized the Treasurer-Tax Collector to re-offer the parcels, which did not obtain the minimum bids during previous sale, at a price which is deemed appropriate by the

Treasurer-Tax Collector; and, authorized the Treasurer-Tax Collector to re-offer any parcels remaining unsold at the end of this auction including those that were offered at a reduced minimum price, at a new sale within 90 days of this auction date – T-TC

2015-24

***C1** Approved Amendment No. 1 to the Professional Design Services Agreement for all-inclusive bridge engineering services with Quincy Engineering, Inc., in the amount of \$56,683 for a total not to exceed amount of \$428,288.36, for the Cooperstown Road over Gallup Creek Bridge Replacement Project; authorized the Director of Public Works to execute the amendment with Quincy Engineering, Inc., in the amount of \$56,683, and to sign necessary documents – PW

2015-25

***C2** Authorized the Chairman of the Board to execute the Water Service Agreement between Monterey Park Tract Community Services District, the City of Ceres and Stanislaus County – PW

2015-26

O'Brien/Monteith unan. **B7** Approved the annual progress report for the Stanislaus County Employee Mentor Program at the 16th Program Anniversary; and, acknowledged the month of January 2015 as Mentoring Awareness Month in Stanislaus County, consistent with the National Mentor Month Distinction – CEO

2015-27

Chiesa/De Martini unan. **9:05 a.m.** Conducted a public hearing to consider approval of two Williamson Act Cancellation applications, a Lot Line Adjustment Application PLN2014-0059, and a New Williamson Act Contract, Miller/Wurm, located at 4030 and 4306 Sperry Road, in the Denair area; approved Staff Recommendations Nos. 1-10 as follows: 1. finds the project is categorically exempt from the California Environmental Quality Act (CEQA) and ordered the filing of the Notice of Exemption; 2. finds, based on the discussion in this report and the whole of the record: (A) that the cancellation is for land on which a notice of nonrenewal has been served pursuant to Section 51245 of the California Government Code, (B) that the cancellation is not likely to result in the removal of adjacent lands from agricultural uses, (C) that the cancellation is for an alternative use which is consistent with the applicable provision of the city or county general plan, (D) that the cancellation will not result in discontinuous patterns of urban development, (E) that there is no proximate noncontracted land which is both available and suitable for the use to which it is proposed the contracted land be put or, that development of the contracted land would provide more contiguous patterns of urban development than development of proximate noncontracted land, (F) that other public concerns substantially outweigh the objectives of the Williamson Act (Government Code Section 51200-51297.4); 3. accepted the cancellation value of the subject property as \$2,000.00 as determined by the County Assessor; 4. certified to the County Auditor-Controller that the cancellation fee, which must be paid as deferred taxes, to be 12½% of the accepted cancellation value (\$250.00); 5. approved the Tentative Cancellations of a portion of Williamson Act Contracts No. 74-1585 and 74-1596 subject to payment of the cancellation fee. Unless the fee is paid within one year of the filing of the Certificate of Tentative Cancellation, the fee shall be re-computed as provided by State law; 6. directed the Clerk of the Board to record a Certificate of Tentative Cancellation within 30 days of this action; 7. directed the Clerk of the Board, within 30 days of the Board action, to publish the Notice of the Decision, pursuant to Government Code, and to deliver a copy of the published Notice of the Decision to the Director of Conservation; 8. rescinded portions of Williamson Act Contracts No. 72-493 and 74-1585 and the entire Williamson Act Contract No. 74-1596 and approved a new contract pursuant to Minor Lot Line Adjustment PLN2014-0059 – Miller/Wurm; 9. approved Lot Line Adjustment PLN2014-0059-Miller/Wurm, subject to the completion of Williamson Act Contract Cancellations, which is part of PLN2014-0059; and, 10. authorized the Planning and Community Development Director to execute a new contract pursuant to Minor Lot Line Adjustment and Williamson Act Contract Cancellations PLN2014-0059 – Planning

2015-28

Corr 1 Referred to the Stanislaus Economic Development and Workforce Alliance and the Alliance WorkNet, a letter from Abercrombie Kids regarding the closure of their store at Vintage Faire located at 3401 Dale Road in Modesto, CA with layoffs beginning on 01/19/2015 per the Workers Adjustment and Retraining Notification (WARN) Act.

Corr 2 Referred to the Fish and Wildlife Committee, two notices from the Fish and Game Commission regarding proposed regulatory action relative to Mammal Hunting Regulations for the 2015-2016 season and proposed changes in Central Valley Salmon Sport Fishing Regulations.

Corr 3 Referred to the Department of Planning and Community Development, a letter from the Federal Emergency Management Agency regarding the structure located at 1713 Poland Road in Modesto, CA, and if it is within a Special Flood Hazard Area.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Markie Jackson; Bon Bouangeunh; Stevan M. Othon; Deseree King; and, Ivan Rafael Garcia.

Supervisor Chiesa requested that the Treasurer-Tax Collector give a presentation to the Board regarding property tax bills.

CEO Risen reported that the Governor released his FY 2015-2016 Proposed Budget on 1/09/2015. Included in the Proposed Budget is an accelerated repayment of debt that the State owes counties for mandate reimbursement in the amount of \$533 million, and it is anticipated that counties will receive 73%. Also included in the Proposed Budget is \$125 million set aside for continued community correction program funding related to SB 678, money set aside for payment in lieu of taxes, and \$150 million for Medi-Cal county administrative costs. The Governor is also proposing that \$22 million of Prop 1 Water Bond funding be used for groundwater management planning. Year-to-date State revenue is approximately \$3 billion ahead of anticipated levels. He reported that County staff, including Assistant Executive Officer Keith Boggs and Planning and Community Development Director Angela Freitas, was at the State Capitol last week to discuss the Crows Landing Business Park with our elected delegation and other staff. At the federal level, the North Valley Recycled Water Project hit a milestone with the Bureau of Reclamation publishing the EIR/EIS on the project.

Chairman Withrow asked what portion of the \$533 million for mandate reimbursement will be coming to Stanislaus County. Supervisor Chiesa responded that when the State allocated \$100 million in the current year, Stanislaus County received approximately \$800,000.

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 9:36 a.m. for Conference with Legal Counsel - Existing Litigation: One case: Nathan Serpa v. Stanislaus County, United States District Court, Eastern District of California Case No. 1:13-CV-01159-LJO-BAM. Government Code Section 54956.9 (d)(1).

Adjourned at 10:13 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.)