

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

Regular Session

Tuesday

January 26, 2016

All Supervisors Present

Pledge of Allegiance to the Flag

A moment of silence was held for Stanislaus County Department of Child Support Employee Carla Armstrong.

Invocation was given by Pastor Wayne Bridegroom from Central Grace Community Church.

Robert Presto from CSA received his 35 year Employee Service Award. Robert Hunt from the Sheriff's Department received his 30 year Employee Service Award; and, Robert Van Trease from the Sheriff's Department received his 25 year Employee Service Award.

Vance Kennedy complimented the 01/24/2016 Modesto Bee article that highlighted the potential damage to the local community if the State proceeds with plans to take up to 40% of the local river flow. He spoke regarding the need to further educate the public regarding this issue.

Carmen Sabatino spoke regarding the County's recent settlement of the Engert lawsuit. He voiced concerns regarding the cost of the lawsuit and the settlement, and the incident which led to the lawsuit.

Katherine Borges recommended that the County utilize more social media to communicate with the public.

Withdraw/Chiesa unan. Adopted the consent calendar

- \*A1 Approved the minutes of 01/12/2016
- \*A2 Adopted and waived the second reading of Ordinance C.S. 1170 amending Chapter 9.86 of the County Code to specifically prohibit cannabis activities within the unincorporated areas of Stanislaus County  
ORD-55-W-1 2016-40
- \*A3a Accepted the resignation of Kathy Sniffen from the Commission on Aging 2016-41
- \*A3b Accepted the resignation of Betty Parker from the Stanislaus County Parks and Recreation Commission 2016-42
- \*A4a Appointed Jonathan Carlson to the Stanislaus County Law Library Board of Trustees 2016-43
- \*A4b Appointed Elizabeth Ortiz to the Mental Health Board 2016-44
- \*A5 Approved a commendation for George Angusich upon his retirement from DER 2016-45
- \*A6 Set a public hearing on 02/09/2016, at 9:10 a.m., to expand the Knights Ferry Cemetery District Board of Trustees from three members to five members  
DCS-01-11 2016-46
- \*A7 Approved the consolidation of the City of Modesto Special Municipal Election with the Presidential Primary Election to be held on Tuesday, 06/07/2016 2016-47
- \*B1 Accepted the eighth update on the status of the emergency repairs at County Center II in accordance with Public Contract Code Sections 20134 and 22050 to repair electrical power supply and replace an emergency generator and other equipment to restore essential County operations – CEO 2016-48

- \*B2** Authorized the Director of Parks and Recreation, or designee, to apply for, enter into and sign the grant agreements and contracts for the Off-Highway Motor Vehicle Recreation Division grants Program for FY 2016-2017; authorized the Director of Parks and Recreation, or designee, to apply for, enter into and sign the grant agreements and contracts for the Department of Housing and Community Development Housing-Related Parks Program for FY 2016-2017; authorized the Director of Parks and Recreation, or designee, to approve and sign any amendments to the grant agreements and contracts for the Off-Highway Motor Vehicle Recreation Division grants; authorized the Director of Parks and Recreation, or designee, to approve and sign any amendments to the grant agreements and contracts for the Department of Housing and Community Development Housing-Related Parks Program for FY 2016-2017; adopted a resolution to authorize the Director of Parks and Recreation to apply for, sign, and accept an Off-Highway Vehicle grant from the California Department of Parks and Recreation for FY 2016-2017 for development, maintenance, administration, and related activities at the Frank Raines and La Grange Regional Parks; and, adopted a resolution to authorize the Director of Parks and Recreation to apply for, sign, and accept the Department of Housing and Community Development Housing Related Parks Program FY 2016-2017 – Parks and Recreation  
2016-49
- \*B3** Awarded a contract to Delta Wireless for the new Juvenile Hall digital video recorder security and surveillance system; and, authorized the Purchasing Agent to sign a contract with Delta Wireless – Probation  
2016-50
- \*B4** Authorized the Auditor’s Office to issue checks totaling \$1,192,288.26 per the list of claims for excess proceeds submitted in accordance with Revenue and Taxation Code Section 4675; authorized the Auditor’s Office to apportion the balance of excess proceeds of \$276,373.60 to the appropriate taxing agencies; and, hold the distribution of \$141,028.12 for six parcels for further research and review per County Counsel – T/TC  
2016-51
- \*B5** Approved to set the starting salary for Elizabeth King as the newly appointed Clerk of the Board of Supervisors at \$88,599.68 effective 03/05/2016 – CEO  
2016-52
- \*C1** Approved Amendment No. 2 to the Professional Design Services Agreement for the Bridge Engineering Services and Project Delivery Services with T.Y. Lin International, in the amount of \$384,575 for a total not to exceed amount of \$1,305,558 for the Hills Ferry Road Bridge Seismic Retrofit Project; authorized the Director of Public Works to execute the amendment with T.Y. Lin International in the amount of \$384,575 and sign the necessary documents; approved Amendment 1 to the Memorandum of Agreement (MOA) between Merced County and Stanislaus County for the Preliminary Engineering Phase of the project; authorized the Chairman to execute Amendment 1 to the MOA between the counties for the Preliminary Engineering Phase of the project; and, authorized the Director of Public Works to take any appropriate action necessary to carry out the purpose and intent of these recommendations – PW  
2016-53
- \*D1** Accepted the report for Vesting Tentative Subdivision Map Application No. PLN2014-0074, Fairway 7 Estates, a request to subdivide an 8.1± acre property into 13 lots of approximately 20,000 to 27,466 square feet in the R-A (Rural Residential) zoning district, located at the northeast corner of North Stearns Road and State Route 108/120, in the Oakdale area; and, allowed Planning Commission's 12/03/2015 decision to stand without further hearing – Planning  
2016-54
- \*D2** Adopted the Reuse Plan for use of Successor Housing Agency funds by Habitat for Humanity Stanislaus County for development of affordable housing; and, authorized the Director of the Planning and Community Development Department to take all actions necessary to

implement the Reuse Plan, including the execution of required loan agreements – Planning  
2016-55

O'Brien/Withrow unan. **B6** Approved the annual progress report for the Stanislaus County Employee Mentor program at the 17<sup>th</sup> Program Anniversary; and, acknowledged the month of January 2016 as Mentoring Awareness month in Stanislaus County, consistent with the National Mentor Month distinction – CEO 2016-56

O'Brien/Withrow unan. **B7** Accepted the report on the initial implementation and impact of Proposition 47 on law enforcement services in Stanislaus County – CEO 2017-57

**Corr 1** Referred to the Fish and Wildlife Committee, a notice of finding from the California Fish and Game Commission regarding the designation of the tricolor blackbird as an endangered species.

**Corr 2** Referred to DER, a notice from the State Water Resources Control Board petitioning for temporary change involving the transfer of water within the Patterson Irrigation District.

**Corr 3** Referred to the Clerk Recorder and Registrar of Voters, a letter from the Office of the Governor regarding the proclamation calling the Presidential Primary Election on Tuesday, 06/07/2016.

**Corr 4** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claim: Roberta L. Wilson.

Supervisor DeMartini attended last week's ground breaking ceremony for the Monterey Park Tract water project, in which a water line will connect this community to the City of Ceres municipal water supply. He noted that this effort required a lot of coordination from government agencies from the State down to the local level, and that this project is completely funded through Prop 84.

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 10:52 a.m. for Conference with Legal Counsel - Existing Litigation: One Case: Martin Ontiveros, et al. v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 2001997. Government Code Section 54956.9 (d)(1). Conference with Labor Negotiator - Agency Negotiators: Stan Risen, Jody Hayes and Cari Griffin. Labor Organizations: County Attorney's Association (CAA). Government Code Section 54957.6.

Adjourned at 12:01 p.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.)