

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

Regular Session

Tuesday

November 8, 2016

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Pastor Jeremy Thiessen with True Light Community Church.

Employee Service Awards were presented to Bertha Castillo from the Ag Commissioner Office for 45 years; Maria “Ruth” Perez from HSA for 40 years; David Sandoval from HSA for 30 years; and, Michael Moore and Emily Weeks Kent from Probation for 25 years.

Chiesa/O’Brien unan. Adopted the consent calendar

*A1 Approved the minutes of 11/01/2016

*A2 Appointed Liangmin Zhang to the Keyes Fire Protection District Board of Directors

2016-553

*A3 Proclaimed 11/15/2016, as America Recycles Day in Stanislaus County, a Nationally
Recognized Day to Encourage Americans to Recycle

2016-554

*B1 Authorized the Chief Probation Officer to submit and/or sign Stanislaus County’s Phase 3
application for Reducing Racial and Ethnic Disparities Grant with the Board of State and
Community Corrections and related contracts, amendments, or extensions relative to the
grant; and, approved a resolution authorizing the Probation Department to submit the grant
proposal for Phase 3 funding – Probation

2016-555

*B2 Approved a 27-day limited non-compensable time extension with Hensel Phelps Construction
Company for the completion of site work at the Public Safety Center; approved a Third
Amendment to the agreement with Hellmuth, Obata and Kassabaum, Inc., (HOK) for
design and related services to complete the landscaping and design plan for a Memorial
Garden in the amount of \$24,850, within the approved Public Safety Center Expansion
Project Three budget; and, authorized the Chief Operations Officer, acting as Project
Manager to execute the Third Amendment to the Agreement with HOK as long as it is
within the approved budget – CEO

2016-556

*B3 Authorized the General Services Agency to negotiate and enter into a contract with Impact
Construction Services, Inc. for lease of a modular building, with an option to purchase, to
be located at 820 Scenic Drive, Modesto – BHRS

2016-557

*B4 Accepted the Annual Local Detention Facilities Health Inspection Report Pursuant to Health
and Safety Code Section 10145 – HSA

2016-558

O’Brien/DeMartini unan. **B5** Accepted the CEO’s first quarter Financial Report for FY 2016-2017;
authorized the CEO and the Auditor-Controller to make the necessary adjustments as recommended in the
First Quarter Financial Report; authorized the use of \$1,062,960 in Appropriations for Contingencies as
recommended in the First Quarter Financial Report; amended the Salary and Position Allocation
Resolution to reflect the recommendations included as part of the First Quarter Financial Report, as
outlined in the Staffing Impacts section and detailed in the Attachment B of the agenda item, to be
effective the start of the first full pay period beginning on or after 11/12/2016, unless otherwise noted;
and, approved contracts and/or agreements listed on Attachment C, of the agenda item, in cumulative
amounts of \$100,000 or greater since 07/01/2014, and authorized the General Services Agency
Director/Purchasing Agent or Department Head to sign – CEO

2016-562

Withrow/O'Brien unan. **9:05 a.m.** Conducted a public hearing to receive public comment and input on the proposed amendment to Title 16 of the Stanislaus County Code; waived the second reading of Ordinance C.S. 1182 amending Title 16 of the Stanislaus County Code, and adopted by reference the California Code of Regulations Title 24, 2016 Edition, of the California Building Code; finds that the changes and modification to the 2016 California Building Standards contained in the ordinance are necessary because of local climatic, geological, and/or topographical conditions, as detailed in the Ordinance C.S. 1182; finds that Stanislaus County Ordinance C.S. 1137, and any previous ordinance, in conflict with this ordinance is superseded and expressly repealed; adopted Ordinance C.S. 1182 amending Title 16 of the Stanislaus County Code and adopted by reference the California Code of Regulations Title 24, 2016 Edition, of the California Building Standards; directed the Building Official to file the adopted ordinance and the Board's findings with the California Building Standards Commission; and, ordered the Clerk of the Board to publish the ordinance in accordance with Government Code Section 25124(b) – Planning
ORD-55-X-7 2016-559 & 2016-560

O'Brien/Chiesa unan. **9:10 a.m.** Approved the filing of a Notice of Exemption finding that the project is exempt under the provisions of the CEQA pursuant to State Guidelines; finds based on the discussion in this report and the whole of the record that: (a) the cancellation is consistent with the purposes of the Williamson Act; (b) the cancellation is for land on which a notice of nonrenewal has been served pursuant to California Government Code Section 51245; (c) the cancellation is not likely to result in the removal of adjacent lands from agricultural use; (d) the cancellation is for an alternative use which is consistent with the applicable provisions of the County General Plan; (e) the cancellation will not result in discontinuous patterns of urban development; (f) there is no proximate noncontracted land which is 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; (g) the cancellation is in the public interest; (h) other public concerns substantially outweigh the objectives of the Williamson Act; accepted the cancellation value of the subject property as \$250,000 as determined by the County Assessor; certified to the County Auditor-Controller that the cancellation fee, which must be paid as deferred taxes, is an amount equal to 12 ½% of the cancellation value, or a total of thirty-one thousand two-hundred and fifty dollars (\$31,250); approved the tentative cancellation of a portion of Williamson Act Contract No. 1977-2725 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; directed the Clerk of the Board to record a Certificate of Tentative Cancellation within 30 days of this action; directed the Clerk of the Board, within 30 days of the Board action, to publish the Notice of the Decision and to deliver a copy of the published Notice of the Decision to the Director of the Department of Conservation (DOC); and, approved the Lot Line Adjustment, subject to the completion of the Williamson Act Contract Cancellation
– Planning 2016-561

Corr 1 Referred to the Stanislaus County Superintendent of Schools, the FY 2016-2017 Annual Report from the San Joaquin County Office of Education for the John B. Allard Community School, the Ceres Community School, and the Empire Community School as required by the Williams Settlement.

Supervisor DeMartini reported that he was at Fairview Park last weekend along with the Parks and Recreation Department and 200 volunteers to install new playground equipment that was donated by Kaiser Hospital.

Chairman Monteith and Supervisor DeMartini reminded everyone to vote today.

Supervisor Chiesa made comments regarding the employees receiving their Employee Service Awards this morning.

The CEO announced that there will be a celebration and preview of the Stanislaus Veterans Center on Friday, 11/11/2016 at 3:30 p.m., 3500 Coffee Road, Modesto and hard hat tours will be provided.

Adjourned at 10:49 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.)