

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

Regular Session

Tuesday

July 11, 2017

All Supervisors Present

Pledge of Allegiance to the Flag

Invocation was given by Cindy Marks with City Ministry Network.

Presentation regarding July 2017 as Parks and Recreation month was given, and the Chairman presented a resolution to Merry Mayhew, Assistant Director of Parks and Recreation.

Westin Freitas thanked Supervisor DeMartini for attending the Eagle Scout event in Crowslanding and thanked the Board for their continued support for the Eagle Scouts.

Linda Mayo presented the Board with a book written by D.J. Jaffe, “Insane Consequences”.

Rhonda Allen expressed her support for implementing Laura’s Law in Stanislaus County and provided the Board with handouts regarding the involuntary detention rates.

Withdraw/Olsen unan. Adopted the consent calendar

\*A1 Approved the minutes of 06/27/2017

\*A2 Adopted and waived the second reading of Ordinance C.S. 1196 Amending Stanislaus County Code Chapter 4.45 to allow the Assessor to initiate reassessments of properties that are damaged or destroyed through no fault of the owner – Assessor

ORD-56-4      2017-368

\*A3a Appointed Jim Melo to the Patterson Cemetery District Board of Directors      2017-369

\*A3b Appointed Carlos R. Hernandez Jr. to the Stanislaus County Behavioral Health Board  
2017-370

\*A3c Appointed Tim Robertson to the Stanislaus County Workforce Development Board  
2017-371

\*A4 Declared a vacancy on the Emergency Medical Services Committee      2017-372

\*A5 Proclaimed August 2017 as Child Support Awareness Month in Stanislaus County  
2017-373

\*A6 Approved request to consolidate the City of Modesto’s Advisory Measure relating to Cannabis Business Tax with the Consolidated District Election to be held on 11/07/2017

C-6-L-6      2017-374

\*B1 Authorized the Director of the Department of Aging and Veterans Services, Area Aging on Aging (AAA), to sign contracts and any subsequent amendments with the California Department of Aging for FY 2017-2018 as follows: AP-1718-30 for the Area Plan (Older Americans Act Programs); HI-1718-30 for the Health Insurance Counseling and Advocacy Program; TV-1718-30 for the Title V Senior Community Service Employment Program; and, MS-1718-14 for the Multipurpose Senior Services Program – Aging and Veterans Services  
2017-375

- \*B2 Approved an agreement with Sierra Vista Child and Family Services for the provision of a Promotores/Community Health Worker to promote community-based behavioral health and education and prevention at the South Modesto Geographic Location; approved an agreement with the Center for Human Services for the provision of a Promotores/Community Health Worker to promote community-based behavioral health education and prevention at the Grayson/Westley Area Geographic Location; authorized the BHRS Director, or his designee, to sign the agreement and any amendments adding services and payment of services up to \$55,764 with Sierra Vista Child and Family Services to provide a Promotores/Community Health Worker to promote community-based behavioral health education and prevention at the South Modesto Geographic Location; and, authorized the BHRS Director, or his designee, to sign the agreement and any amendments adding services and payment of services up to \$32,000 with the Center for Human Services to provide a Promotores/Community Health Worker to promote community-based behavioral health education and prevention at the Grayson/Westley Area Geographic Location – BHRS 2017-376
- \*B3 Approved the request from the governing board of Keyes Community Services District to consolidate future elections on the same day as the Statewide General Election conducted in even-numbered years – Clerk Recorder-Elections DCS-01-A-15 2017-377
- \*B4 Approved renewal of a Farm Lease Agreement with Dave Brown for approximately 35 acres of property located at the Public Safety Center Campus with a lease expiration date of 12/31/2021; authorized the County Chief Operations Officer to execute the Farm Lease Agreement with Dave Brown; and, authorized the County Chief Operations Officer to enter into any amendments to the Farm Lease Agreement necessary for continued farming operations, so long as the amendments are within the approved budget – CEO 2017-378
- \*B5 Accepted the twenty-sixth update on the Temporary Water Assistance Program in Stanislaus County; approved to end, on 07/31/2017, the Countywide proclamation of a local emergency due to a multi-year water shortage; and, directed staff to continue working with Self-Help Enterprises to extend service to the current Stanislaus County Temporary Water Assistance Program participants under the State of California Emergency Water Tank Continuation Program – OES 2017-379
- \*B6 Approved a resolution adopting the 2017 Stanislaus County Local Hazard Mitigation Plan – OES 2017-380
- \*B7 Accepted the Stanislaus County Treasury Pool’s May 2017 Monthly Investment Report prepared by the Stanislaus County 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 2017-381
- \*B8 Approved the Stanislaus County Workforce Innovation and Opportunity Act Program Years 2017-2021 Local Plan and the 2017-2020 Regional Plan; and, authorized the Chief Local Elected Official to sign the Local Plan – Workforce Development 2017-382
- \*B9 Approved the agreement with the California Department of Social Services (CDSS) for the provision of legal representation in administrative action appeals associated with the Resource Family Approval (RFA) program and investigation services for allegations made against Resource Families; and, authorized the Community Services Director, or her designee, to sign the agreement 16-5055 with the California Department of Social Services – CSA 2017-383

- \***B10** Approved amending the Salary and Position Allocation Resolution to restore one unfunded Administrative Clerk III position assigned to the Stanislaus Animal Services Agency, effective the first pay period following Board approval – Stanislaus Animal Services Agency 2017-384
- \***B11** Approved the conversion of the Employer Paid Member Contribution to salary resulting in an increase in salary of 3.0% for all represented employees with the County Attorney’s Association and resulting in a corresponding reduction of 3.0% in County paid retirement contributions; authorized the CEO or designee and all parties to sign an agreement outlining the recommended changes; authorized the CEO and the Auditor-Controller to implement all terms and conditions of the approved agreement in compliance with applicable State and Federal Laws; and, amended the Salary and Position Allocation Resolution to reflect the recommended changes, as outlined in the Staffing Impacts section of the agenda item, to be effective with the start of the first pay period beginning on or after 07/01/2017 – CEO 2017-385
- \***B12** Approved the MOU with the City of Waterford for the Communications Tower Project near Skyline Park in Waterford; and, authorized the Sheriff, or designee, to sign the MOU with the City of Waterford for the Communications Tower Project – Sheriff 2017-386
- \***C1** Approved a resolution to levy FY 2017-2018 benefit assessment rates for the following Lighting Districts: Airport Neighborhood, Almond Wood, Beard Industrial, Country Club-Zone A, Country Club-Zone B, Crows Landing, Deo Gloria, Denair, Empire, Fairview, Fruit Yard, Gibbs Ranch, Gilbert Road, Golden State, Hillcrest, Kenwood Park, Mancini Park Homes, Marshall, Monterey, North Oaks, North McHenry, North McHenry #2, Olympic, Peach Blossom, Richland, Salida, Schwartz Baize, Sunset Oaks, Sylvan Village, and Tempo Park; and, directed the Auditor-Controller to add the assessments to the 2017-2018 tax roll – PW 2017-387
- \***C2** Accepted the fifth update on the state of emergency repairs on Rodden Road at Lesnini Creek in accordance with Public Contract Code sections 20134 and 22050 to replace a failed box culvert – PW 2017-388

- \*D1** Rescinded all of Williamson Act Contract No. 1972-1128, and portions of Williamson Act Contract Nos. 1971-0398 and 2002-4472, located on Hazeldean Road, between Tim Bell Road and Yosemite Boulevard, west of the Modesto Reservoir (APNs: 008-003-015, 008-003-050, 008-005-021, and 008-005-001); finds that pursuant to Government Code Section 51257, determined that the following seven findings can be made based on the written evidence submitted by the applicant: (a) the new contract, or contracts, would enforceably restrict the adjusted boundaries of the parcels for an initial term for at least as long as the unexpired term of the rescinded contract, or contracts, but for not less than ten years, except as authorized under the County’s implementation of Assembly Bill (AB) 1265; (b) there is no net decrease in the amount of the acreage restricted, in cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; (c) at least 90 percent of the land under the former contract, or contracts, remains under the new contract, or contracts; (d) after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Government Code Section 51222; (e) the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract, or contracts; (f) the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; (g) the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the General Plan; approved a new contract, or contracts, pursuant to Lot Line Adjustment Application No. PLN2017-0003, Ward, Schmidt, and Webb; and, authorized the Director of Planning and Community Development to execute a new contract, or contracts – Planning 2017-389
- \*D2** Rescinded all of Williamson Act Contract Nos. 1972-0544, and 2008-16, located at 23806 and 23918 Yosemite Boulevard, between Crabtree Road and La Grange Road, north of the Tuolumne River (APNs: 008-020-015 and 008-020-022); finds that pursuant to Government Code Section 51257, determined that the following seven findings can be made based on the written evidence submitted by the applicant: (a) the new contract, or contracts, would enforceably restrict the adjusted boundaries of the parcels for an initial term for at least as long as the unexpired term of the rescinded contract, or contracts, but for not less than ten years, except as authorized under the County’s implementation of Assembly Bill (AB) 1265; (b) there is no net decrease in the amount of the acreage restricted, in cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; (c) at least 90 percent of the land under the former contract, or contracts, remains under the new contract, or contracts; (d) after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Government Code Section 51222; (e) the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract, or contracts; (f) the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; (g) the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the General Plan; approved a new contract, or contracts, pursuant to Lot Line Adjustment Application No. PLN2015-0084, Gibson and Arthur; and, authorized the Director of Planning and Community Development to execute a new contract, or contracts – Planning 2017-390

Monteith/Olsen unan. **B13** Authorized the CEO to rehire Peggy Huntsinger as a Manager III, effective 07/12/2017, for limited purposes prior to the 180-day sit out period as required by the Public Employees' Pension Reform Act; and, certified that the rehiring of Peggy Huntsinger in a part-time capacity is necessary prior to the completion of the 180-day sit out period – CEO 2017-391

**Corr 1** Referred to the Auditor-Controller, Sheriff, and Chief Probation Officer, the 2016-2017 Stanislaus County Civil Grand Jury Reports regarding the City of Oakdale Residents Property Tax; Participation in the Annual Financial Audit Report; Stanislaus County Law Enforcement and Detention Facilities Inspections; and, the Stanislaus County Probation Department. M-39-N-7

**Corr 2** Referred to the Treasurer-Tax Collector, a letter from the California Department of Fish and Wildlife regarding their receipt of the Tax Collector's notice of impending power to sell related to unpaid assessments.

**Corr 3** Referred to the Department of Planning and Community Development, two letters from the U.S. Department of Housing and Urban Development regarding the 2017 Fiscal Year allocations for the Community Planning and Development's formula programs which provide funding for housing, community and economic development activities, and assistance for low and moderate-income persons and special need populations.

**Corr 4** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Rachael Geurts (amended claim); Debra Harper (3 claims); Norma Rodriguez; Gabriel Miranda; Jaime G. Lopez; William Gradford; Perlita Martinez; Jesus Alejandro Diaz; Yaljfir Hafez Kafei; and, Jay Guthmiller.

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 9:45 a.m. for Conference with Legal Counsel – Anticipated Litigation: One matter. Government Code Section 54956.9 (d)(4). Conference with Legal Counsel - Existing Litigation: One Case: County of Stanislaus v. City of Modesto, Stanislaus County Superior Court Case No. 667397. Government Code Section 54956.9 (d)(1). Public Employee Appointment: Title: Treasurer-Tax Collector. Government Code Section 54957 (b). Conference with Labor Negotiator: Agency Negotiators: Stan Risen, Jody Hayes, and Brandi Hopkins. Labor Organizations: Stanislaus County Sheriff's Management Association and Stanislaus County Sheriff's Supervisors Association. Government Code Section 54957.6.

Adjourned at 12:07 p.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.)