

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

Special and Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

September 18, 2018

Convened at 5:30 p.m. for Special Session.

Prior to adjourning into Closed Session an opportunity was given to the public to address matters listed under Closed Session.

Closed Session: Conference with Legal Counsel - Existing Litigation: Three Cases: Jamie Coston, et al. vs. Stanislaus County, et al, Stanislaus County Superior Court Case No. 2016561; Protecting Our Water and Environmental Resources, et al. v. Stanislaus County, et al., Stanislaus County Superior Court Case No. 2006153; and County of Stanislaus v. City of Modesto, Stanislaus County Superior Court Case No. 667397. Government Code Section 54956.9 (d)(1).

Reconvened at 6:33 p.m. for Regular Session.

Invocation was given by Pastor Jim Applegate with Redeemer Church.

Closed Session Announcement: Chiesa/Withrow unan. The Board authorized legal counsel to file a petition for review by the California Supreme Court of the decision by the Fifth District Court of Appeal in the case Protecting Our Water and Environmental Resources, et al. v. Stanislaus County, et al., Stanislaus County Superior Court Case No. 2006153. 2018-0464

Susan Beasley, invited everyone to attend the Annual International Heritage Festival on 10/06/2018 at the MJC East Campus. She thanked CEO Hayes for recently visiting the Parent Resource Center.

Bryan Evitt voiced concerns regarding his interactions with the Sheriff's and District Attorney's offices.

Shari Johnson spoke of her experience as a Social Worker for Child Protective Services, and in support of increased wages.

Alexandrea Garcia provided the Board with petitions from SEIU members.

Gabriel Miramontes, SEIU member, asked that the Board take the time to meet with them and listen to their concerns.

Chiesa/Withrow unan. Adopted the consent calendar after removing from consent item **6.B.2** Approval of a Resolution Authorizing the Department of Behavioral Health and Recovery Services to Apply for a One-Time Funding Allocation from the California Department of Health Care Services for the Homeless Mentally Ill Outreach and Treatment Program – Behavioral Health & Recovery Services

6.A.1 Approved the minutes of 09/11/2018

6.A.2 Proclaimed the week of 09/22/2018 through 09/28/2018 as Fall Prevention Awareness Week in Stanislaus County 2018-0458

- 6.B.1** Adopted the 1% Ad Valorem Tax rate authorized by Sections 93(b) and 135 of the Revenue and Taxation Code; adopted tax rates that are "...needed to make annual payments for the interest and principal on general obligation bonds or other indebtedness approved by the voters" to be levied pursuant to Revenue and Taxation Code Sections 93(a) and 93(c); adopted the Countywide Unitary Tax rate of 1.34376% as calculated and authorized by Section 100 of the Revenue and Taxation Code; and, adopted the .8714% tax rate for the territory formerly served by the Lower San Joaquin Levee District – Auditor-Controller 2018-0459
- 6.C.1** Approved the Consent by Stanislaus County to allow right-of-way acquisition within the unincorporated area of Stanislaus County by the City of Oakdale, for the D Street Extension Project; and, authorized the Director of Public Works to sign the Consent by Stanislaus County to allow right-of-way acquisition by the City of Oakdale – PW CSA-20-7 2018-0461
- 6.C.2** Approved the amended Engineer's Report for County Service Area No. 20 Summit (CSA 20) Corporate Center Industrial Park subdivision (Zone 1); approved annexation of Valley BMW/KIA and Valley Lexus properties (Zone 2) APN 046-011-074; finds that the area previously included in the Legal Description of Valley BMW/KIA and Valley Lexus properties (Zone 2) is not part of the project and shall be excluded from the Legal Description and map and the Engineer's Report for the FY 2019-2020 and subsequent years; finds that the amendment will not produce a change in the existing assessment methodology for County Service Area No. 20 Summit (CSA 20) Corporate Center Industrial Park subdivision (Zone 1) and the approved annexation of Valley BMW/KIA and Valley Lexus properties (Zone 2); amended the resolution of application to the Stanislaus County LAFCO made pursuant to Government Code sections 56654 and 25217; and, ordered that, subject to LAFCO approval of the annexation, APN 046-011-074 shall be excluded from the FY 2019-2020 annual assessments and subsequent years – PW 2018-0462

Monteith/Withrow unan. **6.B.2** Adopted a resolution authorizing the BHRS Director, or his designee, to apply for a one-time allocation of \$770,000 from the California Department of Health Care Services for the Homeless Mentally Ill Outreach and Treatment Program funding; and, authorized the BHRS Director, or his designee, to submit a letter of interest and a Board resolution to the California Department of Health Care Services to participate in the funding opportunity as well as authorized BHRS to submit all documents necessary to secure and accept funding – BHRS 2018-0460

Chiesa/Withrow unan. **7.1** Accepted the 2018-2019 Recommended Final Budget and 2019-2020 Spending Plan from the CEO; conducted the scheduled public hearing to receive public comment and input on the recommended operational plan for FY 2018-2019; adopted the 2018-2019 Recommended Final Budget; authorized the CEO and the Auditor-Controller to make the necessary technical adjustments to implement the 2018-2019 Adopted Final Budget and 2019-2020 Spending Plan; directed the CEO and the Auditor-Controller to prepare the Adopted Final Budget document and supporting schedules in accordance with State law and submit to the State Controller prior to 12/01/2018; authorized the CEO and the Auditor-Controller to release \$13,260,295 in committed fund balance in the General Fund, previously committed to capital acquisition, and use those funds to support a new assignment for Community Impact – Jobs/Crows Landing Industrial Business Park; authorized the use of \$4,093,011 in Appropriations for Contingencies as a technical adjustment to support salary and benefits costs associated with recently approved labor agreements; amended the Salary and Position Allocation Resolution to reflect the recommended changes in the 2018-2019/2019-2020 Recommended Final Budget, as outlined in the Staffing Impacts section and detailed in Attachment 2, of the agenda item, to be effective with the start of the first pay period beginning on or after 09/29/2018, or as otherwise indicated; approved contracts and/or agreements listed on Attachment 3, attached to the agenda item, in cumulative amounts of \$100,000 or more as of 07/01/2016, and authorized the GSA/Purchasing Agent or Department Head to sign; and, approved a total appropriations/budgetary limit for annual appropriations of tax revenue for FY 2018-2019 in accordance

with the provisions of Propositions 4 and 111, and established a General Operating Limit of \$394,907,263 using the Population and Inflation Methodology per Attachment 6, of the agenda item – CEO 2018-0463

Corr 1 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Aaron Castro; Pauline Ann Wood; Julie A. Alcalá; Charles L. Covolo; Michael R. Covolo; Joel C. Covolo; and, Ashley Fletcher-Silveira.

CEO Hayes noted that Governor Brown vetoed Senate Bill 1303 today. This bill would have required counties with more than 500,000 people to establish independent medical examiner's offices.

Adjourned at 9:01 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.)