

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

Regular Session

Tuesday

June 29, 2004

All Supervisors Present

Pledge of Allegiance to the Flag

The 2004 Earl Pride Scholarships were presented to Sarah Amphavannasouk, Joy Aud, Vanessa Cuellar, Justin Hujdic, and Jessica Smith.

Patricia Boyd spoke regarding the United Domestic Workers labor negotiations with the County, and voiced support for increased wages and benefits.

Kristi Rosenquist of the United Domestic Workers spoke in support of IHSS workers. She also gave thanks to Supervisor Mayfield for responding to her concerns in Hickman. She has been getting great service from the Sheriff's department. She also provided more letters of support for home care providers and asked for the Board's support of AB 649.

Paul/Simon unan. Adopted the consent calendar

- ***A1** Approved the minutes of 6/22/04
- ***A2a** Appointed Ed Brush to the 49-99 Library System Lay Advisory Board 2004-488a
- ***A2b** Appointed Dr. Rob Santos, Patsy Oliver, Linda Ann Sherman as Members and Marlene Katsuftrakis and Nancy M. Smith as Alternates to the Stanislaus County Animal Court 2004-488b
- ***A3a** Reappointed Patti Cassinerio, Tom Changnon, Francine DiCiano, Colleen Garcia and Cyndi Lindsey to the Stanislaus Child Care and Development Planning Council 2004-488c
- ***A3b** Reappointed Kim Mallock to the Commission on Aging 2004-488d
- ***A3c** Reappointed Elizabeth Brichetto and LeRoy Gilton to the Oakdale Rural Fire Prevention District Board 2004-489
- ***A3d** Reappointed Debra Fahl, Darrell Long, John Brugger and Bob Foster to the Advisory Board on Substance Abuse Programs 2004-490
- ***A3e** Reappointed Jeff Rowe and Charline Speck to the Economic Development Action Committee 2004-491
- ***A3f** Reappointed Robert Angell, Marla Arata, Margie Neder and Catherine Szakmary to the Mental Health Board 2004-492
- ***A3g** Reappointed Margaret Elesa Bowen and Marilynne Allen to the Stanislaus County Free Library Advisory Board 2004-493
- ***A3h** Reappointed Linda Kovacs, Richard Jacobs, Judy Kindle and John Patrick O'Brien to the Stanislaus County Children's Council 2004-494
- ***A3i** Reappointed Manual Vaz to the Agricultural Advisory Board 2004-495
- ***A3j** Reappointed Jon Edward Maring and Steve Pedrazzi to the West Stanislaus Fire Protection District Board 2004-496
- ***A3k** Reappointed Roy Johnson and Martin Reyes to the East Stanislaus Resource Conservation District Board 2004-497
- ***A4** Consolidated the City of Waterford Municipal Election with the General Election to be held on 11/2/04 2004-498

- *B1 Approved FY 2004/05 Wildlife Services contract with the United States Department of Agriculture and authorized the Chairman to sign the contracts– Agricultural Commissioner
2004-499
- *B2 Approved FY 2004/05 Cantaloupe Surveillance contract with the California Cantaloupe Advisory Board and authorized the Chairman to sign the contracts - Agricultural Commissioner
2004-500
- *B3 Approved FY 2004/05 contracts with the California Department of Food and Agriculture for High Risk Inspection, Organic, Red-Imported Fire Ant, Weighmaster, and Petroleum; and, authorized the Chairman to sign the contracts - Agricultural Commissioner
2004-501
- *B4 Adopted a resolution determining that the property tax administrative costs of the County for FY 2002/03 are \$6,881,579, establishing the proportion of said costs attributable to incorporated cities and other jurisdictions, and authorizing the collection of said costs pursuant to the provisions of R&T Code §95.3 and Stanislaus County Code §4.44.10 – Auditor/Controller
2004-502
- *B5 Approved contracting with the CPA firm of Macias Gini & Company to conduct the Annual County Audit for fiscal year ending 6/30/04; authorized the Purchasing Agent to negotiate and sign the contract; and, authorized a transfer of \$18,441 from Appropriations for Contingencies from the FY 2004/05 budget to fund the cost of the County’s annual audit – Auditor/Controller
2004-503
- *B6 Authorized the Auditor-Controller to transfer \$19,500 from DET StanWORKS Legal Budget Non-Fixed Asset account to Fixed Asset account for technology equipment purchases – DET
2004-504
- *B7 Appointed Glen Bruss to the position of Clinical Laboratory Manager (Manager IV) at a salary rate above the Mid-Point of Band – HSA
2004-505
- *B8 Approved the personal service contract for dental services with Melanie Deleon Espinosa, DDS, for FY 2004/05 and authorized the HSA Managing Director, or her Designee to sign the personal service contract – HSA
2004-506
- *B9 Authorized the Interim CEO to finalize and execute the contract extension and amendment for the period of 7/1/04 through 10/31/04 with the law firm of Grisez, Orenstein and Hertle, and the law firm of Perry and Associates for the continued provision of legal representation of indigents which the Public Defender is unable to represent due to a conflict of interest; and, approved a \$2,000 per month increase for each of the law firms to be effective 7/1/04 and included in the 8/1/04 payment to each law firm; and, authorized the CEO to finalize and execute the contract amendments
2004-507
- *C1 Awarded contract for \$323,775 to Wood Rogers of Modesto, California, for the Ladd Road and McHenry Avenue Improvement Project; authorized the Purchasing Agent to establish a contract with Wood Rogers for the contract amount of \$323,775; and, directed the Auditor-Controller to increase Appropriations by \$356,000 and Estimated Revenue by \$356,000 to cover engineering design, environmental studies, and geotechnical investigation – PW
2004-508
- *C2 Approved contract Change Order No. 1 for the Shackelford Safe Route to School (SR2S) Project with Professional Construction Services, Inc., of Pleasant Hill, California; authorized the Purchasing Department to increase the contract amount by \$64,000; and, directed the Auditor-Controller to transfer Appropriations of \$64,000 to cover increased construction costs associated with the project – PW
2004-509
- *C3 Awarded contract for \$694,740 to Thompson-Hysell Engineers of Modesto, California, for the Keyes Improvements Project; and, authorized the Purchasing Agent to establish a contract with Thompson-Hysell Engineers for the contract amount – PW
2004-510

***D1** Approved re-certification to continue participation in the Community Development Block Grant Entitlement Program; and, authorized the Chairman of the Board of Supervisors and the Interim Chief Executive Officer to execute the cooperative agreements with those cities electing to participate in the re-certification application - Planning 2004-511

Paul/Grover unan. **9:30 am** Conducted a public hearing pursuant to §1442.5 of the California Health and Safety Code; approved ending the County's participation in the California Healthcare for Indigents Program and eliminating the Child Health and Disability Prevention Treatment Program for FY 2004/05; and, **amended** the item to authorize the CEO, HSA Managing Director and all other officers, employees and agents of the County to take all actions necessary to implement these recommendations including compliance with the applicable requirements of §1442.5 of the California Health and Safety Code – HSA 2004-513

Simon/Mayfield unan. **9:35 am** Conducted a public hearing pursuant to §1442.5 of the California Health and Safety Code; approved the closure of East Modesto Regional Services located at 1801 H Street, Suite B1, Modesto, CA, effective 12/15/04; approved the termination of the agreement with Disability Resources Agency for Independent Living for independent living skills training effective 7/1/04; approved the reduction in the level of mental health services to uninsured persons effective 7/1/04; and, authorized the CEO, Director of BHRS, and all other officers, employees and agents of the County to take all actions necessary to implement these recommendations – BHRS 2004-514

Simon/Paul (3-2) (Grover and Mayfield opposed) **B10** Approved funding a FY 2003/04 Economic Development "Bank" proposal submitted by the City of Modesto and the State Theatre; authorized the Interim CEO, or her Designee, to execute the agreement with the City of Modesto and the State Theatre; and, authorized the County Auditor-Controller to establish any and all necessary accounting protocols for the administration, tracking, disbursement and reimbursement of the funds 2004-512

Simon/Mayfield unan. **B11** Introduced and waived the first reading of an ordinance amending §2.44.065 of the Stanislaus County Code pertaining to the Nuisance Abatement Hearing Board; approved the Rules and Regulations for the Nuisance Abatement Hearing Board; and, directed the Clerk of the Board to advertise for applications to serve as an at-large member of the Nuisance Abatement Hearing Board and to bring the names of the applicants to the Board for consideration – DER ORD-54-S-5 2004-515

Corr 1 Referred to the CEO and the Treasurer-Tax Collector, information from CSAC inviting comment on the Collaborative Court-County Working Group on Enhanced Collections Report which contains findings and recommendations for the improvement of systems for collecting fees and fines in California.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Systems Logistics; Hashem Naraghi; PG&E; and, Denise Stoup.

Supervisor Grover advised that panel interviews were done in the first phase of selecting a Chief Executive Officer, and that second interviews will be done in July.

Mayfield/Paul unan. **IX. Leg. A** Approved support of AB 824 – Matthews - regarding In-Home Supportive Services wage and benefits increases 2004-516

The Interim CEO informed the Board that the Legislature has not approved a budget for the State. She noted that the Legislature is still working on the Governor's proposal to local governments. There is concern about the reform proposals to the health and human services programs. A discussion ensued regarding the Governor's initiative and the other local governments' initiative regarding local revenue protection.

Adjourned to closed session at 10:50 a.m. to discuss Existing Litigation - Conference with Legal Counsel: Two cases. San Joaquin Raptor Rescue Center, et al. v. County of Stanislaus et al., Stanislaus County Superior Court Case No. 346968; Legal and Safety Employer Research, Inc. v. County of Stanislaus, et al. Stanislaus County Superior Court Case No. 346969. Government Code 54956.9 (a). Labor Negotiations: Agency Negotiator Patricia Hill Thomas. Labor Organizations CAIR/CIR and SCSMA. Government Code §54954.9(e).

Adjourned at 12:15 p.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: CHRISTINE FERRARO TALLMAN, Clerk
(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.)