

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

Regular Session

Tuesday

June 7, 2005

All Supervisors Present

Pledge of Allegiance to the Flag

A presentation regarding the Stanislaus County Library Summer Reading Club was given by Melanie Wilkie and Anita Young.

Simon/Mayfield unan. Adopted the consent calendar after removing from consent item ***B12** Approval to Introduce and Waive the First Reading of an Ordinance that Authorizes the Inclusion of Unincorporated Territory to the Riverbank Redevelopment Project Area and Adopt a Resolution for the County of Stanislaus to Receive All Tax Revenues Pursuant to Health and Safety Code Section 33607.5

***A1** Approved the minutes of 5/24/05

***A2** Commended Shirley Wagoner upon her retirement from the Department of Environmental Resources 2005-417

***A3** Accepted the resignation of Norm Wagner, Ph.D., from the City of Modesto Local Cable Programming Committee 2005-418

***A4** Appointed Henry Benavides to the Keyes Community Services District Board 2005-419

***A5** Approved request from the Modesto Jaycees for use of the Courthouse lawn on Monday, 7/4/05 for the 131st Annual Fourth of July Parade 2005-420

***B1** Approved the Internal Audit Division Audit Schedule for the period of July 2005 to June 2006 – Auditor-Controller 2005-421

***B2** Authorized the BHRS Director to amend the departmental policy requiring a competitive process of soliciting bids every five years for existing contracts exceeding \$250,000 to allow for the extension of existing contracts for up to two years to accommodate planning for the Mental Health Services Act (Proposition 63) – BHRS 2005-422

***B3** Authorized the installation of a Lenel proximity lock security system on select doors at HSA; and, authorized the HSA Managing Director, or her Designee, to execute the necessary contracts and/or purchase orders – HSA 2005-423

***B4** Approved HSA's request to enter into an agreement with Modesto City Schools for the provision of sports physicals and authorized the HSA Managing Director, or her Designee, to enter into and sign the agreement – HSA 2005-424

***B5** Approved the agreement for independent contractor services with Optioncare for chemotherapy compounding services for the HSA's Oncology Clinic for the period of 6/13/05 through 6/30/06 and authorized the HSA Managing Director, or her Designee, to sign the agreement – HSA 2005-425

***B6** Approved the application, acceptance, if awarded, and the administration of a grant from the State of California Off-Highway Vehicle (OHV) Grant Program in the amount of \$116,000 for the operations and maintenance of the OHV Area in La Grange Regional Park for FY 2005/06; authorized the Director of Parks and Recreation to sign and submit the grant application to the State of California Resources Agency; and, adopted the resolution to apply for the State of California Resources Agency OHV Grant Program – Parks and Recreation 2005-426

- *B7 Approved the application, acceptance, if awarded, and the administration of a grant from the State of California Off-Highway Vehicle (OHV) Grant Program in the amount of \$251,000 for the operations, maintenance and planning of the OHV Area in Frank Raines Regional Park for FY 2005/06; authorized the Director of Parks and Recreation to sign and submit the grant application to the State of California Resources Agency; and, adopted the resolution to apply for the State of California Resources Agency OHV Grant Program – Parks and Recreation 2005-427
- *B8 Accepted the Stanislaus County Treasury Pool’s March 2005 Monthly Investment Report as prepared by the Stanislaus County Treasurer/Tax Collector’s Office, and reviewed for conformity with state law and local investment policy, by the Stanislaus County Treasury Pool Oversight Committee; and, authorized the Chairman of the Board of Supervisors to sign on behalf of the Board, that the report has been reviewed and accepted – T/TC 2005-428
- *B9 Authorized staff to request Qualification Proposals from licensed firms which furnish and install theatrical equipment; authorized staff to review Qualification Proposals and select a short list of Proposers (Prequalified Proposers) whose qualifications best meet the needs and requirements of The Gallo Center for the Arts; authorized staff to accept Pricing Proposals from the Prequalified Proposers to evaluate the pricing, and to recommend an award of a contract; and, authorized staff to identify selected construction components for the owner furnished/owner installed elements that would be more cost effective to be installed during the current construction effort with the General Contractor, Clark and Sullivan, in accordance with the County Change Order Policy 2005-429
- *B10 Approved the completion and acceptance of the Men’s Jail Recreation Yard Fence Screening Project at 805 12th Street, Modesto, CA; approved the final contract in the amount of \$44,253 with the Contractor, All Commercial Fence; authorized the Project Manager, on behalf of the Board of Supervisors, to sign the completion documents; and, accepted the completed project and authorized the Project Manager to sign and record the final Notice of Completion and complete all necessary close-out activities 2005-430
- *B11 Approved resolutions commending Phoebe Leung, Assistant Director of Health Services Agency, and Linda Torres, Manager I at BHRS, for being selected as the recipients of the 2004 Equal Rights Awards recognizing all their work in promoting equal rights within Stanislaus County – BHRS 2005-431
- *C1 Approved the annexation of territory (Apostolic Temple of Salida Annexation – APN: 136-008-003) to the Salida Highway Lighting District without an election; finds that the territory more particularly described on Exhibits “A” and “B” is owned by petitioner, and that petitioner’s ownership represents 100% of the total assessed valuation of all taxable property within the territory proposed to be annexed into said district; finds that Stanislaus County Code, §21.40.040, requires the installation of a street lighting system to serve the territory; finds that the territory proposed to be annexed is not within the limits of any other lighting district; finds that public necessity and welfare require that the territory be annexed to the lighting district; ordered that the requirements of notice, hearing, and election shall not be applicable to this proceeding, pursuant to Streets and Highways Code, §19056; ordered that the territory be annexed to the Salida Highway Lighting District of Stanislaus County; finds the fact of filing of the petition was received by the Clerk of the Board on 6/1/05; ordered that pursuant to the Streets and Highways Code, §19000, et seq, the cost of conducting and maintaining the lighting district shall be assessed against the individual parcels of land within the district’s boundaries; directed the Clerk of the Board of Supervisors to send a certified copy of this resolution ordering the annexation to the lighting district to the Department of Public Works, the offices of the Assessor, Elections, Auditor-Controller, and the Clerk Recorder; and, directed the Department of Public Works

to send a certified copy of this resolution ordering the annexation to the lighting district, and all other required documents, and the processing fee to the State Board of Equalization – PW DL-3-B-18 2005-432

***C2** Approved the annexation of territory in Keyes (Donovan Annexation – PM 2004-12 - APN: 045-021-009) to the Golden State Lighting District without an election; finds that the territory more particularly described on Exhibits “A” and “B” is owned by petitioner, and that petitioner’s ownership represents 100% of the total assessed valuation of all taxable property within the territory proposed to be annexed into the Golden State Lighting District; finds that Stanislaus County Code, §21.40.040, requires the installation of a street lighting system to serve the territory; finds that the territory proposed to be annexed is not within the limits of any other lighting district; finds that public necessity and welfare require that the territory be annexed to the lighting district; ordered that the requirements of notice, hearing, and election shall not be applicable to this proceeding, pursuant to Streets and Highways Code §19056; ordered that the territory be annexed to the Golden State Lighting District of Stanislaus County; finds the fact of filing of the petition was received by the Clerk of the Board on 6/1/05; ordered that pursuant to the Streets and Highways Code §19000, et seq, the cost of conducting and maintaining the lighting district shall be assessed against the individual parcels of land within the district’s boundaries; directed the Clerk of the Board of Supervisors to send a certified copy of the resolution ordering the annexation to the lighting district to the Department of Public Works, the offices of the Assessor, Elections, Auditor-Controller, and the Clerk Recorder; and, directed the Department of Public Works to send a certified copy of the resolution ordering the annexation to the lighting district, and all other required documents, and the processing fee to the State Board of Equalization – PW DL-33-7 2005-433

Simon/DeMartini (4-0)(O’Brien abstained) ***B12** Introduced and waived the first reading of Ordinance C.S. 926 authorizing the inclusion of unincorporated territory to the Riverbank Redevelopment Project Area and adopted a resolution for the County of Stanislaus to receive all tax revenues pursuant to Health and Safety Code Section 33607.5 ORD-54-W-9 2005-434

Continued to a future date item **B13** Approval to Accept the Update on Groundwater Management Activities in the Turlock Groundwater Sub-Basin from the Turlock Groundwater Basin Association – DER 2005-435

Corr 1 Referred to the Treasurer-Tax Collector and County Counsel, a claim from Fleur De Ville Improvement District regarding the Salida Lighting District Assessment tax delinquency fines.

Corr 2 Referred to the Behavioral Health and Recovery Services and CEO, a letter from the Protection and Advocacy, Inc., regarding the use of Proposition 63 funds for establishing involuntary mental health treatment programs under Assembly Bill 1421.

Corr 3 Referred to the DER and the Department of Planning and Community Development, information from the US Department of the Interior Bureau of Reclamation regarding the Draft Environmental Impact Statement on the San Luis Drainage Feature Re-evaluation.

Corr 4 Referred to the DER, a copy of Form 10-Q from Covanta Energy Corporation per the Sublease Agreement between Stanislaus Waste-to-Energy Financing Agency and Covanta Stanislaus, Inc.

Corr 5 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Gregorio Vargas; Maria Linarez; Julio Requena; Richard and Charlene Pomares; Jose de Jesus Rodriquez; Michael Khahn; Farmers Insurance for their insured Bill Drybread; and, Paul Marsters.

The CEO gave an update and noted that he along with the Chairman and the Director of BHRS went to Washington, D.C. to meet with CMS staff and with Congressmen Cardoza and Radanovich to discuss SBHC operations and funding issues. The CEO will be contacting other County CEOs and Mental Health Directors requesting their support of a rules change to resolve this issue. He noted that the County is pursuing Certified Public Expenditures for HSA at the State level to receive enhanced reimbursement for MediCal patients that the County serves at our clinics. The cost benefit to the County is approximately \$2.8 million per year in increased revenues for HSA.

Adjourned at 9:27 a.m.

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

BY: CHRISTINE FERRARO TALLMAN, 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.)