

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

Regular Session

Tuesday

June 28, 2005

Supervisor Mayfield absent

Pledge of Allegiance to the Flag

The 2005 Earl Pride Scholarships were presented to Nicole M. Borba, Ashley Carlson, Kyle L. Dunbar, Alyssa Krepela and Dee A. Tate.

Simon/O'Brien (4-0)(Mayfield absent) Adopted the consent calendar

- ***A1** Approved the minutes of 6/21/05
- ***A2a** Reappointed Robert Burke to the Oakdale Rural Fire Protection District Board 2005-473
- ***A2b** Reappointed Daniel Downey and Velma Moore to the Commission on Aging 2005-474
- ***A2c** Reappointed Elwood Escobar and Dennis Hartman to the Denair Fire Protection District Board 2005-475
- ***A2d** Reappointed Lee Honore Means, Linda Avedon, Dwight Bateman, James Enochs, Nancy Millberry, Rhonda Parker, Roy Wasden, Les Weidman, and Helen White to the Stanislaus County Children's Council 2005-476
- ***A2e** Reappointed Gary Stanfield to the Woodland Avenue Volunteer Fire Protection District Board 2005-477
- ***A2f** Reappointed Robert Kimball to the West Stanislaus Fire Protection District Board 2005-478
- ***A2g** Reappointed Cindy Woolston to the Regional Advisory Committee of the Mountain-Valley Emergency Medical Services Agency 2005-479
- ***A2h** Reappointed Denton Hoeh to the San Joaquin Valley Unified Air Pollution Control District Citizens Advisory Council 2005-480
- ***A2i** Reappointed Myrna Lebert to the Stanislaus Child Development Local Planning Council 2005-481
- ***A2j** Reappointed Dwight Trammell to the Stanislaus Consolidated Fire Protection District Board 2005-482
- ***A2k** Reappointed Mike Fisher to the Stanislaus County Employees Retirement Board 2005-483
- ***A3** Appointed Vicki Bauman to the Children and Families Commission 2005-484
- ***A4** Accepted the resignations of Judi Drobnick and Judy Thorkleson from the Stanislaus Child Development Local Planning Council 2005-485
- ***A5** Accepted the Clerk-Recorder's Declaration of Results of the Oakdale Rural Fire Protection District Special Election held Tuesday, 6/14/05 2005-486
- ***B1** Approved and authorized the Chairman to sign the FY 2005/06 Tomato Inspection and Surveillance Contract with the California Tomato Commission – Agricultural Commissioner 2005-487
- ***B2** Approved the budget for the receipt of Voting Modernization Act funds (Prop 41) and Help America Vote Act funds (HAVA) and payment for the new voting modernization contract with Elections Systems and Software (ES&S) and other Elections voting modernization improvements – Clerk-Recorder 2005-488
- ***B3** Approved FY 2005/06 renewal agreements with various local providers for contracted services provided to individuals and families receiving Temporary Aid to Needy Families, Child Welfare Services and Adult Services; and, authorized the Director of CSA, or his Assistant

- Director Designee, to sign the agreements and any amendments not to exceed the original contract amounts – CSA 2005-489
- *B4 Adopted the decision of the Nuisance Abatement Hearing Board regarding the cost accounting to abate the nuisance at 2521, 2513 and 0 West Hatch Road, Modesto (CE No. 04-928) – DER 2005-490
 - *B5a Adopted the decision of the Nuisance Abatement Hearing Board regarding nuisances at 13142 6th Street, Hickman (CE No. 04-3399) – DER 2005-491
 - *B5b Adopted the decision of the Nuisance Abatement Hearing Board regarding nuisances at 442 Olivero Road, Modesto (CE No. 04-3746) – DER 2005-492
 - *B5c Adopted the decision of the Nuisance Abatement Hearing Board regarding nuisances at 5235 Avenue B, Modesto (CE No. 04-3815) – DER 2005-493
 - *B5d Adopted the decision of the Nuisance Abatement Hearing Board regarding nuisances at 510 E. Hatch Road, Modesto (CE No. 04-4020) – DER 2005-494
 - *B5e Adopted the decision of the Nuisance Abatement Hearing Board regarding nuisances at 7619 Foy Avenue, Ceres (CE No. 04-4414) – DER 2005-495
 - *B6 Approved the Amended Master Agreement and MOU with the State Department of Health for AIDS services for the term of 7/1/04 through 6/30/07 and authorized the HSA Managing Director, or her Designee, to sign and execute the amended contract and MOU – HSA 2005-496
 - *B7 Adopted the retirement contribution rates, rate of interest posting, and revised actuarial assumptions for FY 2005/06 as recommended by the Board of Retirement; and, directed the Auditor-Controller to change the employer and employee retirement contribution rates for FY 2005/06 in accordance with the actuarial valuation of 6/30/04 on the payroll check dated 8/3/05 – StanCERA 2005-497
 - *B8 Authorized the CEO to negotiate a discounted prepayment of County normal retirement contribution cost and directed the Auditor-Controller to transfer the negotiated amount to the retirement fund by 7/30/05 – StanCERA 2005-498
 - *B9 Accepted the Stanislaus County Treasury Pool’s April 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 to sign, on behalf of the Board, that the report has been reviewed and accepted – T/TC 2005-499
 - *B10 Authorized the Treasurer/Tax-Collector to enter into an agreement with the Employment Development Department (EDD) to produce and provide wage, claim, employer, and client address data to the County for the period of 7/1/05 through 6/30/08 which will enhance Revenue Recovery Services – T/TC 2005-500
 - *B11 Approved an extension of the existing agreement with ESIS, Inc. for liability claims management services on a month-to-month basis until 10/31/05 – Risk Management 2005-501
 - *B12 Authorized the Project Manager to amend the agreement for architectural and engineering services with Nestor + Gaffney Architecture for the Gallo Center for the Arts, in order to assist the Central Valley Center for the Arts (CVCA), to complete remaining elements of the Performing Arts Center Project; and, authorized the Project Manager to amend professional agreements as necessary to assist the CVCA as long as the amendments are within the budget agreed upon with the CVCA and the funding is provided by the CVCA 2005-502
 - *B13 Approved the recommended Proposed Budget of \$7,061,948 for Stanislaus Regional 9-1-1 consistent with the JPA agreement between Stanislaus County and the City of Modesto; and, directed the Auditor-Controller to include the recommended budget appropriations in the County’s financial management system as part of the Agency Fund 2005-503

- ***B14** Approved and authorized the Sheriff to sign agreements for law enforcement services, inmate program services and psychological evaluation services for FY 2005/06 that cumulatively are in excess of \$100,000 each – Sheriff 2005-504
- ***B15** Authorized the Sheriff to adjust the Budget to utilize State Asset Forfeiture funds, Developer Fees, and California Law Enforcement Equipment Program (CLEEP) grant funds to purchase laptop computers for patrol vehicles from Amrel; authorized the Purchasing Department to solicit vendors for pricing and award of contract for the consols and swing arm mounts; and, directed the Auditor-Controller to make the necessary financial adjustments – Sheriff 2005-505
- ***B16** Approved the increase in 2004/05 Appropriations for the Waste-to-Energy Fund and authorized the Auditor-Controller to make the necessary financial transactions – DER 2005-506
- ***B17** Accepted the Stanislaus County Treasury Pool’s Compliance Audit for year ending 6/30/04 prepared by the Stanislaus County Auditor-Controller’s office and reviewed for conformity with State law by the Stanislaus County Treasury Oversight Committee; accepted Annual Certificates of Compliance from the Treasury Oversight Committee members for year ending 12/31/04; and, approved amendments to the Stanislaus County Treasury Pool Investment Policy to be effective 6/30/05 – T/TC 2005-507
- ***C1** Finds that the ordinance amending Title 11 of the Stanislaus County Code, adding speed zones on Kiernan Avenue, Missouri Avenue, and Fink Road, is not subject to CEQA (Public Resources Code, §2100 et seq.); and, introduced and waived the first reading of Ordinance C.S. 928 – PW ORD-54-W-11 2005-508
- ***C2** Finds that the ordinance amending Title 11 of the Stanislaus County Code, adding no parking zones on Salida Boulevard, Twenty-Six Mile Road and Crows Landing Road, is not subject to the CEQA (Public Resources Code, §2100 et seq.); and, introduced and waived the first reading of Ordinance C.S. 929 – PW ORD-54-W-12 2005-509
- ***C3** Set a public hearing on 7/26/05, at 9:25 a.m., regarding FY 2005/06 assessments for CSA Nos. 10, 17, and 19 and Howard/McCracken Landscape and Lighting District; and, ordered the Clerk of the Board to publish a notice of such hearing pursuant to §6066 of the Government Code – PW 2005-510

DeMartini/O’Brien (4-0)(Mayfield absent) **B18** Accepted the 2004 Stanislaus County Agricultural Crop Report 2005-511

DeMartini/O’Brien (4-0)(Mayfield absent) **B19** Authorized the Director of the Department of Aging and Veterans Services (Area Agency on Aging) to sign grant agreements and any subsequent amendments for Older Americans Act (OAA) and Older Californians Act (OCA) Services with contracting service providers for FY 2005/06 – Aging & Veterans 2005-512

O’Brien/Simon (4-0)(Mayfield absent) **B20** Approved and authorized the Chairman to sign the contract with Mountain Valley Emergency Medical Services Agency (MVEMS) to administer local emergency medical services for FY 2005/06; and, directed staff to review options and prepare recommendations within six months that will include, but may not be limited to, the following: retain contract with MVEMS, create a County Emergency Medical Services Delivery System, or create a new regional JPA to deliver emergency medical services 2005-513

Corr 1 Referred to the Registrar of Voters, a proclamation from Governor Schwarzenegger calling for a special election to be held on November 8, 2005.

Corr 2 The Board accepted District Attorney James C. Brazelton's letter of retirement effective 7/31/05, with regrets, and congratulated him on his 20 years of service to the citizens of Stanislaus County.

Corr 3 Acknowledged receipt of claim and referred to the CEO-Risk Management Division the following claim: Carlos A. Ortiz .

Supervisor Simon noted that he has received phone calls from individuals wanting to make donations to assist in funding and retaining the physician residency program. He suggested that the County make a presentation with local medical facilities and the medical society to appeal to the community for assistance in securing donations to supplement this program. The CEO indicated that he would prepare a report to the Board for the 7/12/05 Board meeting regarding this issue. County Counsel noted that the County and the Health Foundation could accept financial contributions for specific programs.

Supervisor DeMartini commented on a recommendation included within item *B-17 regarding the expansion of the Treasury Oversight Committee to include a member appointed by the Board. The CEO noted that he would follow-up on this recommendation and report back to the Board.

The CEO gave an update regarding pursuing certified public expenditures to help address the HSA deficit, and noted that Assemblymember Frommer is working with the County on this. Staff is continuing to pursue reimbursement for the cost of the Scott Peterson trial, and will be meeting on Friday with Senator Denham regarding this issue. In addition, the CEO is proceeding with the recruitment of a Communications Manager and plans to request an expansion of the job duties assigned to this position at the 7/12/05 Board meeting.

The Chairman announced that there will be a Grand Opening Celebration of the United Community Center and Park on 7/9/05, from 10:00 a.m. to 2:00 p.m., at 8900 Laird Street in Grayson.

Recessed to closed session at 10:13 a.m. for conference with Labor Negotiator: Agency Negotiator – Richard Robinson. Labor Organizations: California Nurses' Association (CNA) and Service Employees' International Union (SEIU). Government Code §54954.5(f).

Adjourned at 11:05 a.m.

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

BY: ELIZABETH A. KING, 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.)