

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

Regular Session

Tuesday

August 29, 2006

All Supervisors Present

Pledge of Allegiance to the Flag

Norma Lammers, Executive Director of the California State Association of Counties (CSAC) Finance Corporation, gave a presentation to the Board.

Grover/Mayfield unan. Adopted the consent calendar

- *A1 Approved the minutes of 08/22/06
- *A2 Adopted and waived the second reading of Ordinance C.S. 969 amending portions of Stanislaus County Code Chapter 16.55 to Update the Fire Code – Office of Emergency Services
ORD-55-7 2006-684
- *A3 Appointed Jonathan Christopher Rogers to the Stanislaus County Equal Rights Commission
2006-685
- *A4 Approved the request from Escalon High School for use of the Woodward Reservoir undeveloped area on Wednesday, 10/4/06 for their Escalon Cross Country Invitational
2006-686
- *A5 Proclaimed September 2006 as Alcohol and Drug Addiction Recovery Month 2006-687
- *B1 Approved and authorized the Chairman to sign FY 2006/07 Pesticide Use Reporting contract with the California Department of Pesticide Regulation – Agricultural Commissioner
2006-688
- *B2 Approved an increase of Fink Road Landfill’s fixed asset appropriations for the FY 2006/07 for additional costs associated with the purchase of a D8-T bulldozer; and, directed the Auditor-Controller to increase appropriations and estimated revenue in Fink Road Landfill’s fixed asset budget by \$95,000 – PW
2006-689
- *B3 Adopted the 1% tax rate authorized by §93(b) and 135 of the Revenue and Taxation Code; adopted tax rates that are “...needed to make annual payments to the interest and principal on general obligation bonds or other indebtedness approved by the voters” to be levied pursuant to Revenue and Taxation Code §93(a) and 93(c); adopted the Countywide Unitary Tax rate authorized by §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
2006-690
- *B4 Approved the Internal Audit Division’s Audit Schedule for the period July 2006 to June 2007 – Auditor-Controller
2006-691
- *B5 Approved the waiver of the repayment of relocation expenses for Paul Rains in the amount of \$1,250 and approved the waiver of the repayment of relocation expenses for Barbara Kennison in the amount of \$625 – BHRS
2006-692
- *B6 Approved MOU for FY 2006/07 between Stanislaus County and the Stanislaus Economic Development and Workforce Alliance regarding the implementation of County-wide economic development activities including business attraction; and, authorized the CEO, or his Designee, to sign the MOU with the Stanislaus Economic Development and Workforce Alliance in the amount of \$124,630 for FY 2006/07 – CEO
2006-693
- *B7 Authorized the HSA Managing Director to appoint Stacie Sharar to the position of Outpatient Pharmacy Manager at the Health Services Agency Outpatient Pharmacy at a salary of \$56.65 per hour which exceeds the mid-point of Band G – HSA
2006-694

- *B8 Declared HSA as the Stanislaus County Department to request, receive and administer the Medi-Cal and Healthy Families Outreach, Enrollment, Retention and Utilization (OERU) Funding from the State of California Department of Health Services (DHS), during FYs 2006/07, 2007/08 and 2008/09; authorized the HSA Managing Director, or her Designee, to submit a Letter of Intent to DHS, submit plans and budgets, and to enter into the OERU Agreement with the DHS; authorized HSA to establish subcontracts with one or more interested safety net providers and/or community-based organizations, to perform components of the OERU program scope; and, authorized the HSA Managing Director and the Auditor-Controller to accept the funding and to establish anticipated revenue and appropriations in the amount of \$286,193 – HSA 2006-695
- *B9 Approved the California Department of Health Services Contract #06-55118 for the Nutrition Network Project with the HSA; and authorized the HSA Managing Director, or her Designee, to sign and execute the contract and any amendments thereafter – HSA 2006-696
- *B10 Authorized HSA to contract with Modesto Radiological Medical Group, Inc. for the provision of professional and technical diagnostic imaging services; and, authorized the HSA Managing Director, or her Designee, to sign the agreement with Modesto Radiological Medical Group, Inc. for the provision of professional and technical diagnostic imaging services – HSA 2006-697
- *B11 Approved the Area Agency on Aging’s FY 2005/06 Area Plan Year-End Report on 2005-2009 Planning and Service Area (PSA) Plan; authorized the Chairman to sign the Report Transmittal Letter to the California Department of Aging; and, returned the signed Transmittal Letter to the Area Agency on Aging 2006-698
- *B12 Accepted the Stanislaus County Treasury Pool’s July 2006 Monthly Investment Report as prepared by the Treasurer-Tax Collector’s Office, reviewed for conformity with the Treasury Pool Investment Policy by the Treasurer-Tax Collector, and 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 2006-699
- *B13 Approved the 2006 Stanislaus County Treasury Pool Investment Policy – T/TC 2006-700
- *B14 Approved a change order to Clark & Sullivan to extend contract time by thirty-two calendar days due to inclement weather for the 2004-2005 winter; and, approved a change order to Clark & Sullivan to extend contract duration by three calendar days for resolution of a construction issue related to nelson studs and thickness of concrete for the Gallo Center for the Arts Project – CEO 2006-701
- *B15 Approved the provisions contained within the tentative agreement between the County and the Stanislaus County Deputy Probation Officers' Association (SCDPOA) representing the Deputy Probation Officers' Bargaining Unit; amended the Salary and Position Allocation Resolution to reflect the changes included in the tentative agreement; and, authorized the Chairman and all parties to sign the agreement – CEO 2006-702
- *B16 Awarded a contract to ISEC Construction Services in the amount of \$1,924,731 for the next phase of the Gallo Center for the Arts Project, Bid Package 5, Interior Finishes and authorized the Chief Operating Officer, as the Project Manager, to sign the contract; approved minor modifications to the project as recommended; adjusted the Project Budget for the cost of additional box seats to be funded by the CVCA; and, acknowledged the contract between the CVCA and SECOA for orchestra enclosures in the amount of \$194,643 – CEO 2006-703

- *C1 Finds that Ordinance C.S. 968 amending Title 11 of the Stanislaus County Code, adding a no parking zone on Crows Landing Road in the Ceres area is not subject to CEQA (Public Resources Code, §2100 et. seq.); and, introduced and waived the first reading of Ordinance C.S. 968 amending Title 11 of the Stanislaus County Code – PW
ORD-55-8 2006-704
- *C2 Finds that Ordinance C.S. 970 amending Title 11 of the Stanislaus County Code, adding a speed zone on Lowe Road in the Hughson area and Flamingo Drive in the Modesto area, and amending a speed zone on Woodland Avenue in the Modesto area, is not subject to CEQA (Public Resources Code, §2100 et. seq.); and; introduced and waived the first reading of Ordinance C.S. 970 amending Title 11 of the Stanislaus County Code – PW
ORD-55-9 2006-705
- *D1 Set a public hearing on 9/19/06, at 6:45 p.m., to consider Rezone Application #2006-05, Excell Center, a request to change zoning from Planned Development No. 40 to a new Planned Development to allow expansion of a residential treatment center for troubled boys on a 10.56+/- acre site, located at 2513 Youngstown Road, south of Golden State Boulevard, in the south Turlock area – Planning
ORD-55-10 2006-706

Mayfield/O'Brien unan. **B17** Finalized and awarded a contract with TRG Consulting Team for planning services relating to the development of a Needs Assessment and a Master Plan for the Sheriff's Public Safety Center, Jail and Coroner Facilities; authorized the Assistant Executive Officer/Chief Operations Officer working as the Project Manager to execute the contract; and, authorized the Project Manager to issue a Notice to Proceed upon receipt of the proper insurance certificates – CEO 2006-707

Grover/ Mayfield unan. **D2** Authorized the release of the 2005/06 Draft Consolidated Annual Performance Evaluation Report (CAPER) for the CDBG Program for a fifteen day review to end on 9/13/06; and, set a public hearing on 9/19/06, at 6:40 p.m., to consider adoption of the CDBG FY 2005/06 Consolidated Annual Performance Evaluation (CAPER) – Planning 2006-708

The CEO reported that AB 2486 concerning criminal background checks for registry applicants for IHSS Program, AB 2253 regarding steeper penalties on illegal dumping, and AB 959 regarding certified public expenditures for health clinic systems are on the Governor's desk. CEO Robinson noted that he has written letters to State agencies opposing the modification of the allocation methodology for AB 142, which resulted in the exclusion of Stanislaus County from access to funding for levee repair and replacements. In addition, he provided an update regarding AB 1634 concerning reimbursement for the special election conducted last October.

Deputy County Counsel Dean Wright gave an update regarding the State mandated Medical Marijuana Card program in Stanislaus County. He noted that the program is being developed in this County and that Public Health will return to the Board once it is ready for implementation. He clarified that the County's policy is not to allow the distribution of medical marijuana, but to issue Medical Marijuana Cards as required by the State.

Corr 1 Referred to HSA and County Counsel, two letters from the City of Modesto Police Department on behalf of the Law Enforcement Executive Association (LEX) opposing the issuance of Medical Marijuana Cards and the syringe distribution programs without additional controls.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Robin M. Stanley and Caroline Michaelis.

Adjourned at 9:56 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.)