

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

Regular Session

Tuesday

October 10, 2006

Chairman Simon absent

Pledge of Allegiance to the Flag

Miguel Donoso spoke regarding StanCOG and the Alliance supporting Measure K. He raised concerns that this is a conflict of interest. County Counsel responded that the Executive Director of the Alliance assured him that no public funds have been used in support of Measure K by the Alliance. Counsel noted that StanCOG has distributed informational brochures regarding this Initiative, which is permissible under State law.

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

- *A1 Approved the minutes of 10/3/06
- *A2 Approved request from the Calvary Seniors for use of the Recreation Hall at Frank Raines Regional Park 2006-797
- *A3a Accepted the Resignation of Tom Osteen from the Hickman Municipal Advisory Council 2006-798
- *A3b Accepted the Resignation of Robert Burke from the Oakdale Rural Fire Protection District 2006-799
- *A4 Commended Tom and Diane Stone and family as the 2006 Recipients of the Boy Scouts of America Distinguished Citizens Award 2006-800
- *B1 Approved and authorized the Chairman to sign the following FY 2006/07 contracts with the California Department of Food and Agriculture: Glassy-Winged Sharpshooter; Pest Detection; Seed Services, Nursery Stock Inspection and Nematode Certification; and, directed the Auditor-Controller to adjust appropriations and estimated revenue as detailed in the Budget Journal Form – Agricultural Commissioner 2006-801
- *B2 Authorized the BHRS Director to appoint Demerise Laughlin, RN, to the position of Manager II in the Older Adult Services Program at a salary of \$36.06/hour, which is at the top of Band B – BHRS 2006-802
- *B3 Authorized the BHRS Director to appoint Robin Johnson, MFT, to the position of Manager III at the Stanislaus Behavioral Health Center at a salary of \$38.10/hour, which exceeds the mid-point of Band C – BHRS 2006-803
- *B4 Approved an amendment of the Independent Contractor Agreements between hospitals and HSA which provide for the disbursement of funds from the Emergency Medical Services SB12-612 Hospitals Fund to hospitals for uncompensated emergency medical care for the period 7/1/05 through 6/30/06; and, authorized the HSA Managing Director, or her Designee, to sign the amendments – HSA 2006-804
- *B5 Approved the sale of tax-defaulted properties, pursuant to Revenue and Taxation Code section 3694, for the minimum bid; and, pursuant to Revenue and Taxation Code section 3698.5(c), authorized the Treasurer-Tax Collector to re-offer those parcels which do not obtain the minimum bid at a price which is deemed appropriate by the Treasurer-Tax Collector 2006-805
- *B6 Adopted the Negative Declaration/Finding of No Significant Impact for the State Route 219 Transportation Improvement Project which was adopted by the Department of Transportation on 5/13/04; adopted the resolution approving the MOU for the County to

conduct Resolution of Necessity Hearings to assist Caltrans in acquiring property for State Route 219 transportation improvements; and, authorized the Chairman to sign the MOU – CEO 2006-806

***B7** Declared an emergency in accordance with Public Contract Code Section 22050 in order to make immediate repairs of the heating, ventilation and air conditioning at the Family Practice Center operated by HSA at County Center II; the Board finds that the sudden loss of the heating ventilation and air conditioning (HVAC) system at the Family Practice Center in late September and early October 2006 resulted in the inability to adequately heat and air condition that facility; finds that the replacement of the HVAC System is necessary to permit the continued conduct of essential county operations or services; finds that the emergency will not allow for a delay which would result if the project were competitively bid, and that the action to immediately replace the HVAC System on an emergency basis is necessary; delegated to the CEO, or his Designee, the authority to order any action appropriate to replace the HVAC System, and to take any directly related and immediate action required by that emergency, and to procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let contracts; and, required the CEO to report to the Board on the status of the emergency project in 14 days, as required by the Public Contract Code – CEO 2006-807

***B8** Approved the Draft Strategic Action Proposal of the California Partnership for the San Joaquin Valley titled *The San Joaquin Valley: California's 21st Century Opportunity* – CEO 2006-808

***C1** Adopted the plans and specifications for the 2006 County Road Resurfacing – Phase 1 Project; directed the Clerk to publish notice inviting bids for the project as required by law; set the deadline for submission of bids as 10/25/06, prior to 3:00 p.m.; directed the Public Works staff to mail notice inviting bids to trade journals as required by law; and, directed the Auditor-Controller to increase appropriation by \$5,000.00 in the project account per the financial transaction sheet, to cover reproduction and advertisement costs associated with the development of the project incurred during the design/bidding phase – PW 2006-809

***D1** Accepted the report and approved Vesting Tentative Map Application #2006-03 – Orange Grove Estates, a request to create nine single-family residential lots, ranging in size from 7,000 to 16,580 square feet from a 1.93 acre site in the R-1 US (Single-Family Residential, Urban Services) zoning district, located at 5537 Washington Road, in the Keyes area, subject to the conditions of approval, thereby allowing the Planning Commission's decision of approval of the subject proposal to stand without further hearing – Planning 2006-810

O'Brien/DeMartini (3-0)(Grover abstained)(Simon absent) **B9** Awarded the Older Americans Act Congregate Meals Program (C-1) and the Home Delivered Meals Program (C-2) to the ARC – Howard Training Center for FY 2006/07; and, authorized the Department of Aging and Veterans Services (Area Agency on Aging) to enter into a contractual agreement with the ARC – Howard Training Center to provide meals for the Congregate Meals Program and the Home Delivered Meals Program for FY 2006/07 – CEO 2006-811

O'Brien/DeMartini (4-0)(Simon absent) **B10** Accepted the First Annual Report on Efficient Delivery of Public Services Goals and Performance Measures 2006-812

Grover/O'Brien (4-0)(Simon absent) **B11** Accepted the First Annual Report on Effective Partnerships Goals and Performance Measures 2006-813

Corr 1 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Ofelia Coria, Felipe Coria, Patricia Miranda, Yesica Ramos, and Lizbeth Coria; and, Blas Valenzuela.

Supervisor DeMartini noted that the third public meeting regarding the proposed Agricultural Element is being held at 6:30 p.m. tonight at the Community Center in Oakdale. He encouraged the public to attend the meeting to provide comments concerning the Agricultural Element. He also noted that comments can be called into the Planning Department or sent to his e-mail address.

The CEO reported that he has received the annual summary of legislative activities from Don Peterson, the County's legislative advocate, and that he will distribute the report to the Board for their review. He also noted that he has been asked to serve on the CSAC Administrative Office of the Courts Security Working Group.

Adjourned at 10:12 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.)