

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

Regular Session

Tuesday

March 6, 2007

All Supervisors Present

Pledge of Allegiance to the Flag

Chairman O'Brien presented resolutions proclaiming March 2007 as Social Worker Recognition Month to representatives of DMC Foundation Miller's Place and Satellite Dialysis.

Sharon Burch spoke in favor of rent control for mobile home parks. She noted that there will be a rally for rent control on 3/26/07 on the Courthouse steps.

Harold Cambra also spoke in support of rent control for mobile home parks. He noted that due to rent increases, people have lost their homes and more will as rents continue to rise.

Judy Lawrence also spoke regarding the need for rent control for senior mobile home owners. Her rent is now over half of her income.

The Chairman noted that an item will come before the Board on 3/27/07 seeking direction on whether staff should pursue the issue of rent control for mobile home parks.

Mayfield/Grover unan. Adopted the consent calendar after removing from the agenda item **\*A2** Approval of the Appointment of Beatrice Atcherley to the In-Home Supportive Services Advisory Committee

**\*A1** Approved the minutes of 2/27/07

**\*A3** Reappointed Stacey Della; Greg Gaudio; Bruce Merchant; Diane Haugh; and Marianne Rucker to the Earl Pride Scholarship Committee

**\*A4** Proclaimed the week of 3/18-24/07 as Mediation Week

**\*A5** Proclaimed the month of March 2007 as Women's History Month

**\*A6** Appointed of Karl F. Curnow to the Denair Community Services District Board of Directors

**\*B1** Approved and authorized the Chairman to sign the amendment to the contract with the California Department of Transportation for County-provided axle-load scale testing services – Agricultural Commissioner

**\*B2** Approved DER's sponsorship of the San Joaquin Valley Air Pollution Control District "Clean Green Yard Machines" Lawnmower Incentive Program; and, authorized the Director of DER to donate \$10,000 to the "Clean Green Yard Machines" Lawnmower Incentive Program – DER

**\*B3** Approved the provisions contained within the tentative agreement reached between the County and the Stanislaus County Attorney's Association (CAA) representing the Attorney's 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

**\*B4** Authorized the appointment of Kenneth Slamon to the position of Fire Marshal above the midpoint of Salary Band C (\$77,709 annually) – OES

- \*B5** Approved the design, plans and specifications and to proceed with bid packages for concessions equipment, floors and wall coverings which are necessary for the completion of the Gallo Center for the Arts Project; authorized the Project Manager to issue notices inviting bids for the bid packages and set the bid opening date as 4/18/07, no later than 2:00 p.m.; authorized the Project Manager to adjust the bid opening dates if necessary if bidding conditions warrant a time extension; and, authorized the Project Manager to obtain continued professional services through project completion, provided the costs are within the project budget – CEO
- \*D1** Approved Phase One (\$395,000) of a \$750,000 agreement between Stanislaus County and Stantec Consulting Inc. to provide design consulting services per the Scope of Services for the Empire Infrastructure Improvement Project; and, authorized the GSA Director/Purchasing Agent to execute the agreement – Planning

O'Brien/Grover (3-2)(DeMartini and Mayfield opposed) **B6** Authorized the formation of an Ad Hoc Committee comprised of Supervisor DeMartini and Supervisor Monteith to oversee the 12-month negotiation process for development of the Crows Landing Air Facility Project; approved a preliminary next steps outline for the 12-month exclusive negotiation timeline; and, authorized the CEO to negotiate a Guidance Package Agreement with PCCP West Park to include various tasks and responsibilities, which may include staff time and cost reimbursement – CEO

**Recessed to sit as the Stanislaus County Redevelopment Agency at 9:40 a.m.**

Grover/Monteith unan. **9:25am II.** Approved the consent calendar

**9:25am \*III-A** Approved the minutes of 12/12/06

**9:25am \*IV-A** Accepted the Stanislaus County Internal Audit Division's Proposal to Conduct 2006/07 Audit

Grover/DeMartini unan. **9:25am VI-B** Authorized staff to prepare and submit a Letter of Commitment for the United Way of Stanislaus County to the California Partnerships for the San Joaquin Valley Seed Grant Program to provide workforce development services to the Redevelopment area

Mayfield/Grover unan. **9:25am VI-C** Accepted the FY 2006 Mid-Year, Keyes Storm Drain Infrastructure Project Update

The Chairman presented a resolution commending Deputy Director James S. Duval upon his retirement from the Redevelopment Agency and County service.

**Reconvened to sit as the Stanislaus County Board of Supervisors at 9:58 a.m.**

Grover/Monteith unan. **B7** Accepted report of DA regarding Real Estate Fraud Prosecution Trust Fund pursuant to California Government Code §27388(d)(1) and §27388(d)(2): and, approved the continuation of this program and current funding levels in FY 2007/08 with any changes considered as part of the Proposed Budget adoption – DA

Grover/Monteith unan. **B8** Accepted Consumer Fraud Report from the District Attorney's Office; and, approved the continuation of this program and current funding levels in FY 2007/08 with any changes considered as part of the Proposed Budget adoption – DA

Grover/Monteith unan. **B9** Accepted the CEO's Mid-Year Financial Report for FY 2006/07; authorized the CEO to make necessary budget adjustments to achieve an appropriate fund balance at the end of FY 2006/07; authorized the use of \$954,885 in Appropriations for Contingencies as recommended in the Mid-Year Financial Report; amended the Salary and Position Allocation Resolution per the Staffing Impacts section and Attachment "A", effective the start of the 3/17/07 pay period unless specified otherwise; and, approved contracts and/or agreements listed on Attachment "B" in cumulative amounts of \$100,000 or greater since 7/1/03 – CEO

**Recessed at 10:19 a.m.**

**Reconvened at 10:31 a.m.**

**Corr 1** Referred to the CEO and County Counsel, a letter from the Central Valley Association of Realtors opposing rent control in Stanislaus County.

**Corr 2** Referred to the CEO-Office of Emergency Services and the Agricultural Commissioner and Sealer of Weights and Measures, letters from the Governor's Office of Emergency Services regarding the U.S. Department of Agriculture and the U.S. Small Business Administration granting disaster designations to several primary counties, including Stanislaus County, and their contiguous counties, due to agricultural losses caused by extremely low temperatures and drought beginning 1/1/07 and continuing.

**Corr 3** Referred to the CEO-Office of Emergency Services and the Agricultural Commissioner and Sealer of Weights and Measures, a letter from the Governor's Office of Emergency Services regarding the U.S. Department of Agriculture and the U.S. Small Business Administration disaster declarations and which Counties are eligible for Economic Injury Disaster Loans.

**Corr 4** Referred to the Sheriff's Office, Chief Probation Officer and the CEO, a letter from the State of California Department of Corrections and Rehabilitation, Correction Standards Authority, regarding the passage of AB 478 and the proposed revisions to the California Code of Regulations, Title 15, Minimum Standards for Local Detention Facilities and Local Juvenile Facilities and inviting interested parties to attend scheduled public hearings or to submit written comments.

**Corr 5** Referred to the CEO and Stanislaus Council of Governments, a notice from the United States Department of Commerce regarding workshops scheduled on the Local Update of Census Addresses (LUCA) Program for the 2010 Census.

**Corr 6** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Bernard Banks; Clifton L. Duzan; Enedino Moreno; Juan Banda; and, Minor, by his parents, Louis Bland, Jr. and Lisa Bland

Supervisor DeMartini reported that he and DEO Keith Boggs will be going to a meeting in Patterson this evening regarding the formation of a healthcare task force on the west side of the County. He has met with the Del Puerto Health Care District, West Side Health Care District, and the Mayors of Newman, Patterson and Gustine concerning the need for additional health care services and forming this task force. He also reported that he met with local scrap dealers and a proposed ordinance regulating scrap dealers will be going before the Board by the end of March.

Supervisor Mayfield spoke regarding the Modesto Bee cartoon in which he was depicted.