

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

Special and Regular Session
Supervisor Grover absent
Pledge of Allegiance to the Flag

Tuesday

October 16, 2007

Special Session convened at 5:30 p.m.

Recessed to Closed Session at 5:31 p.m. (Mayfield and Grover absent) for conference with real property negotiator: Property: Stanislaus Behavioral Health Center, 1501 Claus Rd., Modesto; negotiating parties: County (Richard Robinson, negotiator); under negotiation: instructions to negotiator will concern price and terms of sale. Government Code §54954.5(b).

Supervisor Mayfield present at 6:30 p.m.

Reconvened at 6:30 p.m. for Regular Session

The presentation of the commendation for City of Oakdale Police Sergeant Michael Eggener will be rescheduled.

Dr. Walker presented a resolution proclaiming 10/13-21/07 as Binational Health Week to Sally Perez of HealthNet and Laura Sanchez from El Concilio.

Mayfield/DeMartini (4-0) (Grover absent) Adopted the consent calendar

- *A1 Approved the minutes of 10/02/07
- *A2a Adopted and waived the second reading of Ordinance C.S. 1011 amending §11.08.020 of the Stanislaus County Code, adding a no parking zone on Spyres Way and North Star Way in the Modesto Area – PW ORD-55-D-7 2007-804
- *A2b Adopted and waived the second reading of Ordinance C.S. 1012 amending §11.08.120 of the Stanislaus County Code, adding a no truck parking zone on Spyres Way, North Star Way and Lyell Drive in the Modesto Area – PW ORD-55-D-8 2007-805
- *A3a Accepted the resignation of Jonathan Landers from the Keyes MAC 2007-806
- *A3b Accepted the resignation of George Silva from the Patterson Cemetery District Board of Directors 2007-807
- *A4a Appointed Juanita Gosa to the IHSS Advisory Committee 2007-808
- *A4b Appointed Patricia Segoviano de Pier to the EDAC 2007-809
- *A5 Approved a commendation for CSA Director Ken Patterson for his service to Stanislaus County 2007-810
- *A6 Approved a request from Stanislaus County District Attorney's Victim Services Division for use of the Courthouse lawn for their 10th Annual Homicide Victims' Memorial Tree Lighting Ceremony and Candlelight Vigil on Wednesday, 12/12/07 2007-811
- *A7 Approved the consolidation of the City of Oakdale's Special Municipal Election with the Presidential Primary Election on Tuesday, 02/05/08 2007-812

- *B1 Introduced and waived the first reading of an Ordinance C.S. 1014 to amending Stanislaus County Code, Chapter 4.45, §4.45.010, 4.45.030, and 4.45.040 to reflect the legislative changes for increasing the time periods to apply for property tax disaster relief
– Assessor ORD-55-D-10 2007-813
- *B2 Authorized BHRS to expend up to \$25,000 from the Behavioral Health Public Facilities Fee (PFF) fund for consulting services in support of the Information Technology Component of the Mental Health Services Act of 2004; and, directed the Auditor-Controller to increase appropriations and estimated revenue in the Mental Health Services Act fund 1507 by \$425,000 as detailed in the Budget Journal form – BHRS M-64-H-1 2007-814
- *B3 Approved a resolution commending Douglas Harms, County Assessor and Dennis Gudgel, County Agricultural Commissioner and Sealer of Weights and Measures, on being selected as the 2006 recipients of the Annual Equal Rights Award for their work in promoting equal rights – CEO 2007-815
- *B4 Approved CSA to renew the FY 2007-08 agreement with the University of California, Davis for staff training; and, authorized the Director of CSA, or his Assistant Director Designee, to sign the agreement and any amendments not to exceed the total agreement amount of \$112,200 for FY 2007-08 – CSA 2007-816
- *B5 Set a public hearing on 11/20/07, at 6:40 p.m. to consider approval of the Stanislaus County District Attorney and Stanislaus County Sheriff’s Department 2007/2008 FY expenditure plans for the State Supplemental Law Enforcement Services Fund (SLESF); accepted and approved the recommendation to increase appropriations and revenue in the amount of \$169,718 for the Sheriff’s Adult Detention and \$221,204 for the Sheriff’s Operations Legal Budget Units; and, directed the Auditor-Controller to increase appropriations and estimated revenue by \$390,922 consistent with the budget journal – Sheriff 2007-817
- *B6 Approved the contract between the Victims’ Compensation and Government Claims Board, and the District Attorney’s Office for a paralegal to track, research and report on restitution to victims of violent crimes in the amount of \$120,244; authorized the DA to sign the contract and approved the grant award agreement including any extension or amendments; and, approved a formal resolution to be submitted to the Victims’ Compensation and Government Claims Board accepting the grant award – DA 2007-818
- *B7 Authorized the appointment of Robert Williams to the position of Manager IV for Strategic Business Technology above the midpoint of Salary Band D at \$87,360 annually, \$42.00 per hour – SBT 2007-819
- *C1 Finds that Ordinance C.S. 1013 is not subject to CEQA (Public Resources Code, §2100 et. seq.); and, introduced and waived the first reading of Ordinance C.S. 1013 amending §11.04.040 of the Stanislaus County Code, by adding a Speed Zone on Hackett Road in the Modesto Area – PW ORD-55-D-9 2007-820
- *C2 Awarded contract in the amount of \$274,049 to Collins Electrical Company, Inc., of Modesto, CA, for the construction of the Lester Road at Main Street Traffic Signal project; authorized the GSA Director/Purchasing Agent to execute a contract in the amount of \$274,049 with Collins Electrical Company, Inc.; directed the Auditor-Controller to make the necessary budget adjustments per the financial transaction sheet; authorized the Director of Public Works to execute change orders in accordance with Public Contract Code, §20142; and, upon project completion, authorized the Director of Public Works to accept the completed improvements and perform all necessary closeout activities – PW 2007-821
- *C3 Finds that the territory (Carmax) more particularly described in Exhibits "A" and "B" is owned by petitioners, and that petitioners 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 North McHenry Lighting District of Stanislaus County; directed the Clerk of the Board to enter in the minutes of the Board of Supervisors the fact of the filing of the petition and the Board's approval of the resolution annexing to the lighting district; 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-29-A-8 2007-822

DeMartini/Monteith (4-0)(Grover absent) **B8** Accepted the Advisory Board on Substance Abuse Programs' Annual Report – BHRS 2007-823

Mayfield/Monteith (4-0)(Grover absent) **6:40 pm** (Grover absent) Conducted a public hearing to consider and approve a. reduction in Urgent Care Service capacity; b. the elimination of Clinical Laboratory services; c. the reduction in the Radiology Services; and, d. the reduction in the maximum income level for eligibility to the Medically Indigent Adult Program; approved the reduction-in-force and deletion of 19 filled positions in the Clinic and Ancillary budget, and further deletion of 12 vacant positions in the Clinic and Ancillary budget, one vacant position in the Indigent Health Care Program budget, and five vacant positions in the Administration budget effective 12/01/07 as outline in Attachment A; approved the reclassification of five positions from the Clinic and Ancillary budget effective 12/01/07 as outlined in Attachment A; approved the transfer of two positions from the Clinic and Ancillary budget to the Indigent Health Care Program budget; amended the Salary and Position Allocation Resolution to reflect the recommended changes as outlined in the report; and, authorized the CEO and the Managing Director of HSA to fulfill the operational activities associated with implementation of the above recommendations – HSA 2007-824

Corr 1 Referred to the Department of Public Works, Planning and Community Development and CEO-Office of Emergency Services a letter from the Federal Emergency Management Agency (FEMA), regarding the preliminary partial Flood Insurance Study (FIS) Report and accompanying Flood Insurance Rate Map (FIRM) for the unincorporated areas of Stanislaus County, directing the County to distribute the report to appropriate community officials.

Corr 2 Referred to the Department of Public Works, Planning and Community Development and CEO-Office of Emergency Services a second letter from the Federal Emergency Management Agency (FEMA) regarding revisions to the Flood Insurance Study (FIS) Report and Flood Insurance Rate Map (FIRM) of the unincorporated areas of Stanislaus County which are to be used for floodplain management purposes and for all flood insurance policies and renewals issued.

Corr 3 Referred to the CEO- Office of Emergency Services, Department of Parks and Recreation and to the Fish and Wildlife Committee, a letter from the California Department of Forestry and Fire Protection regarding a fifteen day notice for public comment on the modifications to proposed regulations for Fire Hazard Severity Zones, 2007.

Corr 4 Referred to the Department of Parks and Recreation and to the Fish and Wildlife Committee a notice from the State of California Fish and Game Commission of proposed regulatory action relative to methods authorized for taking big game, nongame birds and nongame mammals.

Corr 5 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Diania Murphy Barker; Karen Beckwith; Eve Bostic; Glen Lipanovich; Nora Gartin; Eduardo Guerrero; and, LeQuisha Tovash Maxwell.

Adjourned at 8:00 p.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.)