

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

June 10, 2008

Grover/DeMartini unan. Adopted the consent calendar

- *A1 Approved the minutes of 06/03/08
- *A2 Adopted and waived the second reading of Ordinance C.S. 1042 amending §2.36.020 of the Stanislaus County Code to update Safety Board membership – CEO
ORD-55-H-4 2008-411
- *A3 Approved the consolidation of the City of Patterson’s Municipal Election with the Presidential General Election to be held on 11/04/08 2008-412
- *A4 Approved request from the Crows Landing Lions Club for use of the Bonita Pool for the Newman and Crows Landing Baseball/Softball Program end of the year party on Thursday, 06/12/08 2008-413
- *A5 Appointed Silvia Camarillo to the South Modesto MAC 2008-414
- *B1 Approved and authorized the Chairman and the CEO to sign the Annual Equal Rights/Non-Discrimination Commitment Statement – CEO 2008-415
- *B2 Approved the list of Independent and Personal Services Contractor Agreements in excess of \$100,000 between the Stanislaus County HSA and various contractors for FY 2008-2009; authorized the HSA Managing Director, or her Designee, to sign the agreements included in this agenda item; and, authorized the HSA Managing Director, or her Designee or Successor, to negotiate and sign individual amendments to the agreements, not to exceed \$75,000 – HAS 2008-416
- *B3 Approved FY 2007-2008 Contract No. C2AP-7072-03 Amendment No. 3 with the California Department of Education for the Administration of the Child Care and Development Block Grant; authorized the Director of CSA, or her Assistant Director Designee, to sign this contract amendment and any other amendments not to exceed the total amended contract amount; and, directed the Auditor-Controller to make the necessary adjustments to the CSA Budget, Program Services and Support, as detailed in the Budget Journal – CSA 2008-417
- *B4a Adopted the decision of the Nuisance Abatement Hearing Board regarding nuisances at 5329 8th Street, Keyes, CA (CE No. 07-0909) – DER 2008-418
- *B4b Adopted the decision of the Nuisance Abatement Hearing Board regarding nuisances at 6291 Dodds Road, Oakdale, CA (CE No. 06-0735) – DER 2008-419
- *B5 Approved the MOU outlining terms of use of equipment (mobile breathing air support unit) belonging to the Stanislaus County Fire Warden’s Office by the Westport Fire Protection District; and, directed the CEO, or his Designee, to sign and execute the MOU for use of the Fire Warden’s equipment – OES 2008-420
- *C1 Adopted plans and specifications for the 2008 Slurry Seal Program (Denair) Project and set the bid opening date and time for 07/23/08 at 2:00 p.m.; directed the Clerk of the Board to publish notice inviting bids for the project as required by law and set 07/23/08, prior to 2:00 p.m., as the deadline for submission of bids; directed the Auditor-Controller to make the necessary budget adjustments per the financial transaction sheet; and, directed the

Public Works Department staff to mail a notice inviting bids to trade journals as required by law – PW 2008-421

***D1** Authorized the preparation and submission of a \$750,000 grant application to the California State Department of Housing and Community Development under the CalHome Program supplement the Stanislaus County Owner-Occupied Housing Rehabilitation Programs; directed the CEO to sign the CalHome Grant Resolution; and, authorized the Interim Director of Planning and Community Development, or his Designee, to act on all matters relating to the application, if approved, and all other documents required by HCD for participation in the Housing Rehabilitation and First Time Home Buyer CalHome Programs, and any amendments thereto - Planning 2008-422

***E1** Authorized the Clerk of the Board to notify the California School Cash Reserve Program Authority to issue Tax and Revenue Anticipation Notes on their own behalf – County Counsel 2008-423

Corr 1 Referred to DER, a copy of the Stanislaus Waste-to-Energy Financing Agency and Covanta Stanislaus, Inc. Form 10-Q for the first quarter ended 3/31/08.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Tammy Yepes; Michele Butler; Charmaine Morad-Daniel; Granada Park Homeowners Association; Jeffrey R. Price; and, Alex Nayares.

Supervisor DeMartini thanked the people who helped him in his reelection campaign, and noted that he looks forward to another four years as County Supervisor for District 5.

The CEO reported that the State legislature and the Governor's office are making recommendations regarding the State Budget, but that there is no new information. He noted that within the next couple of weeks, the legislature leadership will begin meeting to formulate solutions to the State's budget crisis.

Recessed at 9:04 am

Reconvened at 9:10 am

Recessed to sit as the Stanislaus County Redevelopment Agency at 9:10 am

Monteith/O'Brien unan. **9:10 am** Approved the consent calendar

9:10 am *III-A Approved the minutes of 04/22/08

9:10 am *VI-A Authorized the repayment of a May 2007 Stanislaus County loan principle of \$400,000 and interest accrued thereon; authorized the application of a loan in the amount of \$400,000 subject to the terms and conditions set forth in the promissory note between the Redevelopment Agency and the Stanislaus County Capital Improvements Financial Authority dated September 24, 1990; and, directed the Auditor-Controller to accept repayment and to allocate \$400,000 from the General Fund to the Redevelopment Agency secured by the Promissory Note described in Recommendation No. 2 2008-424

9:10 am *VI-B Accepted the Stanislaus County Internal Audit Division's proposal to conduct the 2007/2008 audit 2008-425

9:10 am *VI-C Authorized the expenditure of \$140,000 of Housing Set-Aside funds for the purchase of two (2) single-family homes in the Airport Neighborhood Redevelopment sub-area 2008-426

9:10 am *VI-D Authorized the Executive Director to Proceed with Commencing the 2009 Implementation Plan and Tax Increment Revenues and Expenses Forecast 2008-427

9:10 am *VI-E Adopted the proposed 2008/2009 Fiscal Year Budget of \$4.5 Million and took all necessary steps to implement the 2008/2009 Budget 2008-428

O'Brien/Monteith unan. **9:10 am VI-F** Adopted the Mitigated Negative Declaration pursuant to CEQA Guidelines Section 15074(B), by finding on the basis of the whole record, including the Initial Study and any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the Mitigated Negative Declaration reflects Stanislaus County's independent judgment and analysis; adopted the Mitigation Monitoring Plan pursuant to CEQA Guidelines Section 15074(d); incorporated the CEQA Mitigated Negative Declaration, Mitigation Measures as part of the construction contract (see Mitigation Monitoring Plan); ordered the filing of a Notice of Determination with the Stanislaus County Clerk-Recorder's Office pursuant to Public Resources Code Section 21125 and CEQA Guidelines Section 15075; adopted the plans, specifications, and working details for the Keys Improvement Project, Phase 2; directed staff to mail notice inviting bids to trade journals as required by law; directed the Clerk of the Board to publish the Notice to Contractors for the project as required by law and set the deadline for submission of the bid as August 06, 2008, at 2:00 P.M. 2008-429

Reconvened as the Stanislaus County Board of Supervisors at 9:19 am

Amended the 9:15am Public Hearing to Consider the Adoption of the Proposed Budget for FY 2008-2009 to take **three votes as follows:** 2008-430

First Vote: Monteith/O'Brien unan. Accepted and adopted the recommended Proposed Budget for FY 2008-2009 from the CEO except for the payment of \$4,300 for the Modesto Symphony Orchestra as listed in the Community Support Budget located on page 485 of the FY 2008-2009 Proposed Budget; authorized the CEO and the Auditor-Controller to make the necessary technical adjustments to implement the approved Proposed Budget; amended the Salary and Position Allocation Resolution to reflect the recommended changes in the Proposed Budget, which provides for position and classification changes as outlined in the Staffing Impacts section of the report and detailed in Attachment A to be effective with the start of the first pay period beginning after 07/01/08; approved contracts and/or agreements listed on Attachment B of the report in cumulative amounts of \$100,000 or greater as of 07/01/03; directed the CEO to work with County Departments to suspend discretionary spending where feasible between the Proposed and Final Budgets in order to create additional savings to offset Final Budget reductions; and, directed the CEO to prepare the Final Budget and set the public hearing for consideration of the Final Budget on 09/09/08, at 9:15 a.m., and 09/10/08 and 09/11/08, at 9:00 a.m. if necessary

Second Vote: O'Brien/Grover (4-0)(DeMartini abstained) Approved the payment of \$4,300 for the Modesto Symphony Orchestra as listed in the Community Support Budget located on page 485 of the FY 2008-2009 Proposed Budget

Third Vote: O'Brien/Monteith unan. Declined to approve an adjustment to the Board of Supervisors' compensation rate pursuant to the provisions of the Stanislaus County Code §2.04.030(D)

Adjourned at 10:48 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.)