

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

Regular Session

Tuesday

September 23, 2008

Chairman Mayfield Absent

Pledge of Allegiance to the Flag

StanCOG presented the Stanislaus County Blueprint Preferred Growth Scenario.

Debra Harper voiced concerns regarding the Alliance Worknet. She asked the Board if they could look into these issues.

O'Brien/Grover (4-0)(Mayfield absent) Adopted the consent calendar after removing from consent item ***B-8** Approval to Accept the E-Payment Master Agreement with Link-2-Gov and Authorize Animal Services to Begin Using the E-Payment Process and Charge an Additional Fee

***A1** Approved the minutes of 09/16/08

***A2** Accepted the resignation of Jeri Van Vooren from the Commission on Aging 2008-664

***A2b** Accepted the resignation of Robert A. Morelli from the East Stanislaus Resource Conservation District Board of Directors 2008-665

***A3** Appointed Paul R. Souza to the Empire MAC 2008-666

***A4** Proclaimed the Week of 9/28/08 through 10/04/08 as Stanislaus County Diversity Awareness Week 2008-667

***B1** Authorized the Clerk-Recorder, or her Designee, to issue RFQ using County Departments as necessary for a Historical Book Restoration Services Project on behalf of the Clerk Recorder Department; authorized the Clerk-Recorder to select a vendor, negotiate, award and execute all contracts for the Historical Book Restoration Services Project; and, directed the Auditor-Controller to increase appropriations for the FY 2008-2009 Clerk-Recorder Modernization Budget by \$800,000 from Fund Balance per the budget journal 2008-668

***B2** Approved the master agreement with ATC Associates, for investigation and clean-up of contaminated property located at 402 Downey Avenue, Modesto, at a cost not to exceed \$199,605 for FY 2008-2009, FY 2009-2010 and FY 2010-2011; authorized the Director of DER, or her Designee, to sign Master Agreement #008-01-SMG; authorized the Director of DER, or her Designee, to sign additional individual Project Authorizations during FY 2008-2009, FY 2009-2010 and FY 2010-2011, up to \$100,000, but not to exceed the total contract amount of \$199,605; and, authorized the Director of DER, or her Designee, to sign amendments to the contract for an overall total not to exceed \$29,546, which includes contingency funding of up to \$26,035, which is equal to a maximum of 15% of the total contract amount – DER 2008-669

***B3** Approved the award of the Master Agreement with Guardsmark, GP for Security Services; and, authorized the Purchasing Agent to negotiate and sign a Master Agreement, projects, and amendments with Guardsmark, GP – GSA 2008-670

***B4** Accepted the report of Multi-Department Contracts and Agreements for the Period July 2003 through June 2007 – GSA 2008-671

***B5** Accepted the Stanislaus County Treasury Pool's August 2008 Monthly Investment Report, the report was prepared by the Stanislaus County Treasurer-Tax Collector's Office and reviewed for conformity with the Stanislaus County Treasury Pool Investment Policy by

the Treasurer-Tax Collector and has been 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 – Treasurer-Tax Collector 2008-672

- *B6** Authorized the CEO to contract for professional services to proceed with the facility programming and planning phase for the new Juvenile Commitment Facility, consistent with the recently adopted Juvenile Justice Needs Assessment; authorized the CEO to execute the recommended contract with Daniel C. Smith and Associates, for programming services at a cost no greater than \$90,000; authorized the CEO to include an option in the contract with Daniel C. Smith and Associates, for completion of the SB-81 grant application for the Juvenile Commitment Facility at a cost no greater than \$12,500; directed the Auditor-Controller to establish a new Juvenile Hall Commitment Facility Capital Project's budget and increase appropriations and estimated revenue by \$244,744, to fund the cost of the Programmatic phase, the completion of the SB-81 grant application and future project expenses. The Programmatic phase will include the environmental impact review, professional programming services, construction management, legal services and associated staff support costs, the Criminal Justice Public Facility fees will fund the programmatic phase and the completion of the SB-81 grant application; and, authorized the Auditor-Controller to transfer \$244,744 of appropriations in Criminal Justice Public Facilities Fees as recommended in the attached Budget Journal form – CEO M-64-H-11 2008-673
- *B7** Authorized the expenditure of Fire Warden Public Facilities Fees for the purchase, installation and equipping of a modular office building for the Fire Warden/ Office of Emergency Services; and, directed the Auditor-Controller to transfer Public Facility Fees Funds and increase appropriations and estimated revenue in the Fire Warden/ OES Budget Unit consistent with the budget journal – OES M-64-H-12 2008-674
- *C1** Find that the subject ordinance is not subject to the California Environmental Quality Act (Public Resources Code, §2100 et. seq.); and, introduced and waived the first reading of an ordinance amending §11.08.020 of the Stanislaus County Code, amending No Parking Zones on Carpenter Road, Toomes Road, Monte Vista Avenue, Latimer Avenue and Pecos Avenue in the various unincorporated areas – PW ORD-55-H-1 2008-675
- *Leg A** Approved a resolution and a letter supporting Measure S, also known as the Stanislaus County Better Roads/Safer Streets Program Transactions and Use Tax Measure – CEO 2008-676

O'Brien/Grover (4-0)(Mayfield absent) ***B8** Authorized the Purchasing Agent and the Treasurer-Tax Collector to sign the E-Payment Master Agreement with Link-2-Gov; authorized Animal Services to absorb the processing fees associated with donations, which will be a 2.25% flat fee reducing the principal donation amount; and, **amended** the item authorizing Animal Services to absorb the additional fee of \$1.49 for licensing fees and debt balances (citations) when payment is made through the web application and to report back to the Board in six months – T/TC 2008-677

Grover/Monteith (4-0)(Mayfield absent) **9:15 am** Conducted the required public hearing and adopted the 2007-2008 Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant Program – Planning 2008-679

Monteith/Grover (4-0)(Mayfield absent) **B9** Authorized the CEO to negotiate new agreements with the cities of Modesto, Ceres, Riverbank, Newman, Patterson, Hughson, and Waterford for the provision of Animal Services and to issue the Notice of Intent to Terminate the existing agreements effective 12/31/08; and, **amended** the item to direct the CEO to work in conjunction with the cities regarding this issue and bring back a proposal for the Board to consider – CEO

C-6-I-12; C-2-B-6; C-1-B-1; C-3-25; C-4-A-10; C-9-28; C-8-A-5 2008-678

Corr 1 Referred to the CEO a letter from Assemblymember Cathleen Galgiani regarding Assembly Bill 3034 the legislation that modifies the High-Speed Train Proposition 1A that will be on the November 4, 2008 ballot

Corr 2 Referred to the Department of Planning and Community Development, Department of Public Works and Office of Emergency Services-CEO a letter from the Federal Emergency Management Agency regarding the reevaluation of properties and the changed the flood plain designation based on documentation provided by the property owner as described in the Letter of Map Change (LOMCs)

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Joe Pires and Vargas Antonio Romero.

Vice-Chairman DeMartini noted that this afternoon his is attending the Retirement Board's Strategic Planning and Investment Meeting. He noted that the current stock market has affected the Retirement Board's investments and that they will be looking at asset allocations and investments. He mentioned that at some point the Retirement Board will have to look at the retirees' medical supplement.

DeMartini/Grover (4-0)(Mayfield absent) **Leg B** Approved a resolution opposing Proposition 2 "Standards for Confining Farm Animals" Initiative Statute which will appear on the 11/04/08 ballot
2008-680

Adjourned to closed session at 10:35 a.m. for Conference with Legal Counsel - Anticipated Litigation - One Case. Government Code §54956.9(c). Conference with Legal Counsel – Existing Litigation - Three Cases: Lydia Lopez v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 621814; Gurman S. Bal v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 621334; Alejandra Arenivaz, et al v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 628471. Government Code §54956.9 (a). Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organizations: California Nurses' Association (CNA); Stanislaus County Employees Association (SCEA)/AFSCME Local 10; Service Employees' International Union (SEIU), Local 535; Committee of Interns and Residents (CAIR/CIR); County Attorneys' Association (CAA); Deputy Sheriffs' Association (DSA); Stanislaus County Sheriffs Supervisors' Association (SCSSA); Stanislaus County Deputy Probation Officers' Association; Stanislaus Regional Emergency Dispatchers' Association; Stanislaus County Group Supervisors' Association; Stanislaus County Sheriff Management Association; and, Stanislaus County District Attorney Investigators' Association. Government Code §54957.6.

Adjourned at 11:43 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.)