

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

Regular Session  
All Supervisors Present  
Pledge of Allegiance to the Flag

Tuesday

September 29, 2009

Employee Service Awards were presented to: John Aud from DER; Debra Hamilton from LAFCO; and, Paulina Antonio from HSA for thirty-five years of service. Employee Service Awards were presented to: Teresa Countz from HSA; Michael Franck from DER; and, Michelle Alamo from GSA for Twenty-Five Years of Service.

Monteith/Grover unan. Adopted the consent calendar and removed from the agenda items **B9** Request to Appoint an Ad Hoc Committee to Develop Recommendations Regarding Williamson Act Administration and Direct the Chief Executive Officer to Notify the Appropriate State Officials of the County's Intent to Determine the Long Term Viability of the Williamson Act Program if Subvention Funding is Not Restored in Fiscal Year 2010-2011; and, **D1** Approval to Authorize Sending Out Initial Notice of Intent to Serve Williamson Act Contract Notices of Non-Renewal to be Effective January 1, 2010 on All Participating Assessor's Parcels Less Than Ten Acres in Size and Adopt a Minor Modification to the Stanislaus County Williamson Act Uniform Rules Related to Processing Protests to a Notice of Non-Renewal

2009-664

**\*A1** Approved the minutes of 09/22/09

**\*B1** Approved the agreement and amendment to an agreement with service providers for mental health and ancillary services through the end of FY 2009-2010; authorized the BHRS Director, or her Designee, to sign the agreement and the amendment to an agreement; and, authorized the BHRS Director, or her Designee, to negotiate and sign amendments to agreements included in this agenda item, to add services and payment for services up to \$50,000 per agreement, budget permitting, throughout FY 2009-2010 – BHRS

2009-647

**\*B2** Approved the establishment of the position of Assessment Hearing Officer pursuant to Revenue and Taxation Code §1636; established the rate of compensation for the Assessment Hearing Officer to be \$75 per one-half day and \$150 for each full day; adopted a resolution declaring that the decision of an Assessment Hearing Officer constitutes the final administrative decision without further action by the Assessment Appeals Board (AAB) pursuant to Revenue and Taxation Code §1641.5(a); adopted the amended Local Rules and Regulations of the AAB; and, appointed all AAB members and alternate members as Assessment Hearing Officers – BOS

BD-9-A-11 2009-648

**\*B3** Authorized the Sheriff to retire one canine from Sheriff's Department service and to enter into a Canine Retirement Contract with the canine's current handler – Sheriff

2009-649

**\*B4** Accepted funding from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) Hiring Recovery Program (CHRP) in the amount of \$2,501,480 for the project period 07/01/2009 to 06/30/2012; authorized the Sheriff-Coroner and the CEO to sign and accept the grant funding in the amount of \$2,501,480; directed the Auditor-Controller to increase estimated revenue and appropriations according to the budget journal; and; authorized the CEO to amend the Salary and Position Allocation Resolution to fund the following four unfunded vacant positions in the Sheriff's

- Department Operations Budget Unit: position numbers 2671, 2701, 2703 and 2722  
 – Sheriff 2009-650
- \*B5** Accepted the Stanislaus County Treasury Pool’s August 2009 Monthly Investment Report as prepared by the Treasurer-Tax Collector’s Office and reviewed for conformity with the Stanislaus County Treasury Pool Investment Policy by the Treasurer-Tax Collector and 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  
 – T/TC 2009-651
  - \*B6** Authorized the CEO to amend the RFP for design and engineering services for improvements at the Stanislaus County Honor Farm Waste Water Treatment Facility on 07/21/2009; authorized the Project Manager to accept and open proposals on 10/29/2009, immediately after 2:00 p.m., and return to the Board to recommend an award; authorized the Auditor-Controller to establish a project budget; and, authorized the Project Manager to negotiate contracts and work authorizations for professional services needed for the project consistent with the approved project budget – CEO 2009-652
  - \*B7** Approved amending the agreement with the Radio Control Flyers Unlimited, Inc., for the continued use operation, and maintenance of the landing strip and field area at Woodward Reservoir from 09/01/2009 through 12/31/2009; and, authorized the Director of Parks and Recreation to sign the amendment to extend the term of the contract from 09/01/2009 through 12/31/2009, upon mutual agreement with the Radio Control Flyers Unlimited, Inc.  
 – Parks 2009-653
  - \*C1** Authorized the purchase of one Vac-Con, Inc. 2009 Combination Storm Drain Cleaner mounted on a Peterbilt cab chassis in the amount of \$350,239.35; and, authorized the Purchasing Agent/GSA Director to purchase the equipment through the Houston-Galveston Area Council contract – PW 2009-654
  - \*C2** Set a public hearing on 11/24/2009 at 9:15 a.m., or as soon thereafter as the matter may be heard, regarding the formation of the CSA 27-Empire and the levy of a specific benefit assessment; approved the Engineer’s Report and the annual budget for the formation of the CSA 27-Empire; authorized an assessment ballot procedure in conformance with the California Constitution Article XIII (C) and (D) for CSA 27-Empire, and notice given pursuant to Government Code §6061 per 25211.3(b); and, directed the Clerk of the Board to send notification of the public hearing and the prepared notice to the Executive Officer of LAFCO per Government Code §25211.3(b) – PW CSA-27-02 2009-655
  - \*E1** Adopted the resolution authorizing the issuance and sale of Ceres Unified School District FY 2009-2010 Tax and Revenue Anticipation Notes; and, authorized the Chairman to sign the resolution – County Counsel 2009-656

**Recessed to sit as the Stanislaus County Redevelopment Agency at 9:25 a.m.**

Residents of the Monterey Park Tract: Liliana Gonzalez, Francisco Diaz, Eduardo Lopez, and Maria Vasquez, thanked the Board for supporting the Safe Drinking Water Project to provide better quality of water in their community.

Grover/O’Brien unan. **9:15 am** Adopted the consent calendar

**9:15 am \*III-A** Approved the minutes of 05/05/2009

**9:15 am \*VI-A** Accepted the Stanislaus County Internal Audit Division’s proposal to conduct the FY 2008-2009 audit 2009-660

**9:15 am \*VI-B** Approved the granting of \$40,000 in Match Funds to the Monterey Park Tract Community Services District for a \$200,000 Safe Drinking Water State Revolving Fund Project; and, authorized the Agency’s Executive Director to transfer an Agency-owned parcel to the Monterey Park Tract Community Services District for development of a well

site and to enter into any agreements needed to allow the District use of the Agency's parcel for development of a well site, including the drilling of test wells (APN: 022-029-030 - 7624 Monterey Avenue) 2009-661

Chiesa/O'Brien unan. **9:15 am VI-C** Adopted the proposed Budget FY 2009-2010 of \$5.4 Million; and, authorized the Agency's Executive Director to take all necessary steps to implement the proposed Budget Fiscal Year 2009-2010 including the execution of contracts with the Housing Authority of the County of Stanislaus in excess of \$100,000, but not to exceed the allocated budget amount 2009-662

**Reconvened to sit as the Stanislaus County Board of Supervisors at 9:37 a.m.**

O'Brien/Grover unan. **B8** Accepted the Third Annual Report on Effective Partnerships Board Priority Team Goals and Performance Measures – CEO 2009-657

Chiesa/Grover unan. **B10** Accepted the Food Processing By-product Use Program Update – DER 2009-658

O'Brien/Monteith unan. **B11** Authorized staff to issue a RFQ for long-term farming and potential solar farm lease on County owned land adjacent to the Fink Road Landfill; and, upon evaluation of candidate qualifications, directed staff to return to the Board of Supervisors for final selection of a candidate with which to enter a 12-month exclusive right to negotiation period – CEO 2009-659

**Corr 1** Accepted the invitation from the Clerk-Recorder/Registrar of Voters inviting the Chairman of the Board to participate in the Election Observer Panel for the 11/03/2009 Election.

**Corr 2** Referred to the Department of Parks and Recreation, the Agricultural Commission/Sealer of Weights and Measures, and the Fish and Wildlife Committee, continuation notices of proposed regulatory actions regarding Sport Fishing Regulations in the California Code of Regulations Title 14 from the California Fish and Game Commission.

**Corr 3** Acknowledged receipt of claim and referred to the CEO-Risk Management Division the following claim: Stephen Mason.

Chairman DeMartini noted that there will be a public meeting regarding the Fink Road Landfill In-Fill Project on 09/30/2009, at 6:30 p.m., at the Patterson library.

The CEO reported that the Governor has signed the Vietnam Veterans Day bill and the Healthy Families bill. He noted that CSAC continues to work on SB67 (Prop 1A Securitization).

Closed Session was removed from the agenda.

Adjourned at 10:47 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.)