

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

Regular Session  
All Supervisors Present  
Pledge of Allegiance to the Flag

Tuesday

November 10, 2009

Employee Service Awards for thirty years of service were presented to: Vickie Cooper-Kanuck, Stanislaus Regional 911; Judith Presley, CSA; and, Deborah Hiebert, CSA.

Employee Service Awards for twenty-five years of service were presented to: Liane Mysouk, CSA; Vickie Maldonado, Sheriff's Department; and, William Vanderveer, SBT.

Grover/Chiesa unan. Adopted the consent calendar

- \*A1 Approved the minutes of 11/03/2009
- \*A2a Appointed Michael Frantz to the Turlock Irrigation District Board of Directors 2009-757
- \*A2b Appointed Francisco Diaz to the Monterey Park Tract Community Services District Board of Directors 2009-758
- \*A3 Accepted the resignation of Roy Johnson from the East Stanislaus Resource Conservation District Board of Directors 2009-759
- \*A4 Approved the Integrated Criminal Justice Information System (ICJIS) Commission membership; Primary members: Richard Robinson, Chief Executive Officer; Carol Shipley, Assistant District Attorney; Jerry Powers, Chief Probation Officer; Tim Bazar, Public Defender; Adam Christianson, Sheriff; Rebecca Fleming, Superior Court representative; and, City of Patterson representatives Tyrone Spencer and Bryan Whitemyer; and, Alternate members: Stan Risen, Assistant Executive Officer; Alan Cassidy, Deputy District Attorney; Jill Silva, Chief Deputy Probation Officer; Kent Faulkner, Assistant Public Defender; Bill Heyne, Assistant Sheriff; and, Debra Brasher, Superior Court representative 2009-760
- \*B1 Authorized HSA to submit an application for the American Recovery and Reinvestment Act of 2009 Centers for Disease Control's (CDC) Communities Putting Prevention to Work (CPPW) Grant to decrease overweight/obesity prevalence, increase levels of physical activity and improve nutrition, and if awarded, to enter the grant agreement; authorized the designation of Stanislaus County Office of Education (SCOE) as the Local Health Department's Bona Fide Agent specifically to submit an application for the American Recovery and Reinvestment Act of 2009 Centers for Disease Control's Communities Putting Prevention to Work Grant to decrease tobacco use and exposure to secondhand smoke, and if awarded, to accept the funding and responsibility to perform the scope of work and to ensure that all grant requirements are appropriately achieved; authorized the Chairman to sign the designation letter and to enter the Letter of Agreement with SCOE; and, authorized the HSA Managing Director, or her Designee, to ensure the Local Health Department participation on the grant required leadership teams, and to provide oversight of the agency relationship with SCOE – HSA 2009-761
- \*B2 Authorized the Director of DER, or her Designee, to enter into a six year agreement with HDR Engineering, Inc., for professional services related to the Stanislaus Waste-to-Energy Facility, at a total cost not to exceed \$105,355 over the life of the agreement – DER 2009-762

- \***B3** Authorized staff to issue a RFP for a long-term grazing lease on County owned land adjacent to the Fink Road Landfill in Crows Landing, CA; and, upon evaluation of the proposals, directed staff to return to the Board of Supervisors for final selection of the lessee whose offer is most advantageous to Stanislaus County – DER 2009-763
- \***B4** Introduced and waived the first reading of Ordinance C.S. 1067 to amend Stanislaus County Code §2.52.030 related to the membership of the Stanislaus County Disaster Council – OES ORD-55-K-5 2009-764
- \***B5** Set a public hearing on 12/08/2009, at 9:15 a.m., to adopt a Negative Declaration for the ConAgra application for permit to operate a food processing by-product use site – DER 2009-765

O'Brien/Monteith (4-0)(Grover abstained) **B6** Approved declaring an emergency in accordance with Public Contract Code §1102 for emergency repairs at the 12<sup>th</sup> Street Office Building; finds that damages occurred at the 12<sup>th</sup> Street Office Building as a result of a vehicle driving into the building; finds that the repair is necessary to permit the continued conduct of essential County operations or services; finds that the emergency will not allow for a delay which would result if the project were competitively bid, and that the action to immediately repair the building on an emergency basis is necessary; delegated to the CEO, or his Designee, the authority to order any action appropriate to repair, and to take any directly related and immediate action required by that emergency, and to procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let a contract; and, required the CEO to report to the Board on the status of the emergency project at its next regularly scheduled meeting and every 14 days thereafter, as required by the Public Contract Code until the repairs are completed – CEO 2009-766

**Corr 1** Acknowledged receipt of claim and referred to the CEO-Risk Management Division the following claim: Rachel Cotrone.

Chairman DeMartini reported that he was the Election Observer representing the Board of Supervisors at the 11/03/2009 elections. He noted that the election went very smooth and that he saw no problems.

The CEO reported that the cities of Hughson and Ceres approved the Animal Services JPA last night. At the federal level, he reported that the Commerce, Justice and Science Appropriations Bill, which includes \$300,000 for interoperability in Stanislaus County, was passed by the Senate. At the State level, the Governor estimated that the State budget will be out of balance an additional \$5-7 million on top of the earlier estimated \$7.4 million. The CEO also noted that the Governor has indicated that State Senator Cogdill is on the short list of candidates for Lieutenant Governor.

Adjourned to closed session at 9:36 a.m. for conference with Legal Counsel - Anticipated Litigation: Two Cases. Government Code §54956.9(c).

Adjourned at 10:53 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.)