

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

Regular Session

Tuesday

August 3, 2010

Monteith Absent

Pledge of Allegiance to the Flag

The Chairman presented a resolution proclaiming August 2010 as Child Support Awareness Month.

O'Brien/Chiesa (4-0)(Monteith absent) Adopted the consent calendar

- *A1 Approved the minutes of 07/27/2010
- *A2 Declared a vacancy and appointed Patrick Cerutti to the Eastin Water District Board of Directors 2010-493
- *A3 Accepted the resignation of Harinder Grewal, Ph.D. from the Keyes Community Services District Board of Directors 2010-494
- *A4a Adopted Conflict of Interest Code for the Stanislaus Animal Services Agency 2010-495
- *A4b Adopted Conflict of Interest Code for the Great Valley Academy 2010-496
- *A5 Amended the Stanislaus County Board of Supervisors meeting calendar to cancel the meeting on 11/23/2010, and to schedule a meeting on 11/30/2010 2010-497
- *B1 Approved increasing the budget by \$250,000 for specialized behavioral health services for high-risk children funded by Children and Families Commission; directed the Auditor-Controller to increase appropriations and estimated revenue as detailed in the Budget Journal form to reflect increased funding from the Stanislaus County Children and Families Commission; and, amended the Salary and Position Allocation Resolution to reflect the recommended changes outlined in the Staffing Impacts section of the agenda item, effective the first pay period after Board of Supervisors' approval – BHRS 2010-498
- *B2 Authorized the Chairman of the Board of Supervisors to sign and submit a letter of support to the National Parks Service for the Lower Stanislaus River Trail and Greenway Proposal – Parks and Recreation 2010-499
- *B3 Set a public hearing for 08/24/10, at 9:05 a.m., to consider the FY 2010-2011 assessment for the Del Rio Heights Landscape Assessment District; and, directed the Clerk of the Board of Supervisors to publish a notice of such hearing pursuant to the Streets and Highway Code, §22552 and 22553, and Government Code §6061 – Parks and Recreation DLA-A-1-9 2010-500
- *B4a Approved request from the Holy Family Catholic Church to have exclusive use of Salida Park beginning at 12:00 p.m. on Saturday, 08/14/10, and ending no later than 11:00 p.m. on Sunday, 08/15/10, for their Twelfth Annual Parish Festival; and, directed the Holy Family Catholic Church to adhere to the requirements set forth by the Department of Parks and Recreation 2010-501
- *B4b Approved request from the Salida Civic Association to have exclusive use of Salida Park beginning at 8:00 a.m. and ending no later than 4:00 p.m., on Saturday, 08/28/10, for the Eleventh Annual Salida Town and Country Parade and Festival; directed the Salida Civic Association to adhere to the requirements set forth by the Department of Parks and Recreation; and, approved the waiver of fees for reservation and exclusive use – Parks and Recreation 2010-502

- *B5** Accepted the update on the previously declared emergency for the Honor Farm Barracks 1 and 2 fire and directed the CEO to report to the Board on the status every 14 days as required by the Public Contract Code until the project is completed; approved in accordance with the Public Contract Code, a 4/5 vote of the following findings: a. the fire on 06/26/2010 destroyed Barrack 1 and 2 leaving a potential hazardous situation; b. the repair: abatement, demolition and clean-up, is necessary to permit continuous essential County operations; and, c. this emergency situation would not allow for a delay which would result if the project were competitively bid, and the action to immediately repair the site on an emergency basis; and, delegated to the CEO, or his Designee, the authority to: order any action appropriate, complete the repair, take any directly related and immediate action required by that emergency, and procure the necessary equipment, services, and supplies for those purposes, without giving notice for bids to let a contract – CEO
2010-503
- *C1** Finds that the easterly thirty feet of Lots 13, 14, 15 and 16 of Reversion to Acreage Sturtevant Tract Map, located east of Michigan Avenue in Stanislaus County, recorded in Volume 18 of Maps, Page 62, Stanislaus County Records, is excess right-of-way and has not been used for the purpose for which it was dedicated or acquired for five consecutive years immediately preceding the proposed vacation; and, adopted the resolution vacating the easterly thirty feet of Lots 13, 14, 15, and 16 of the fore mentioned map, located east of Michigan Avenue, in the Modesto area – PW
2010-504
- *C2** Approved the conditional award of the contract in the amount of \$702,517 to California Pavement Maintenance Company, Inc. of Sacramento, California for the construction of the 2009 Slurry Seal Project, subject to receipt of appropriate insurance and bonds; authorized the Director of Public Works to execute a contract with California Pavement Maintenance Company, Inc., for \$702,517 and to sign necessary documents; 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; upon project completion, authorized the Director of Public Works to accept the completed improvements and perform all necessary closeout activities; and, authorized the Construction Manager to issue a Notice to Proceed contingent upon receipt of proper insurance and bonds – PW
2010-505
- *C3** Approved a resolution to levy FY 2010-2011 benefit assessment rates for the following lighting districts: Airport Neighborhood, Almond Wood, Beard Industrial, Country Club-Zone A, Country Club-Zone B, Crows Landing, Deo Gloria, Denair, Empire, Fairview, Gibbs Ranch, Gilbert Road, Golden State, Hillcrest, Mancini Parks Homes, Marshall, Monterey, North Oaks, North McHenry, North McHenry #2, Olympic, Peach Blossom, Richland, Salida, Schwartz Baize, Sunset Oaks, Sylvan Village, and Tempo Park; and, authorized the Auditor-Controller to add the assessments to the 2010-2011 tax roll – PW
2010-506

Chiesa/De Martini (4-0)(Monteith absent) **B6** Accepted the Schematic Design of the Juvenile Commitment Facility as prepared by Lionakis and authorized the Project Team working with the Design Team to complete the design for future Board of Supervisors consideration; and, authorized the Project Manager to amend the contract for professional architectural services with Lionakis for the two-way Radio System, Card Access System, and Arc Flash Study; and authorized the Project Manager to sign Amendment One with Lionakis for additional work for the amount not to exceed \$41,000 – CEO
2010-507

Corr 1 Referred to the Fish and Wildlife Committee, a notice from the State Fish and Game Commission regarding the location change for the discussion and adoption hearings on Proposed Regulatory Action for the possible adoption of Gear Restrictions; Waterfowl; and, Upland Game Bird.

Corr 2 Referred to the Fish and Wildlife Committee, a notice from the State Fish and Game Commission regarding the continuation of Proposed Regulatory Action, and Addition of Document to Rulemaking File, regarding Upland Game Bird Hunting.

Corr 3 Referred to the Department of Public Works and the Agricultural Commissioner and Sealer of Weights and Measures, a letter from the San Joaquin River Group regarding the 2009 Annual Technical Report on Implementing and Monitoring of the San Joaquin River Agreement and the Vernalis Adaptive Management Program.

Corr 4 Acknowledged receipt of the Turlock Irrigation District Annual Report 2009.

Corr 5 Referred to the Auditor-Controller, the El Solyo Water District's Audit Report for Fiscal Year Ending 12/31/2008 and 12/31/2009.

Corr 6 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Tina Chavez; Hector Tavizon Jr.; Alicia Montes; Reyes Juarez; and, Denise Dorrity.

The CEO reported that the State Legislature is back in session. It is anticipated that the Democratic Leadership will unveil their budget proposal today, which includes State Senator Steinberg's earlier proposal to balance the budget by lowering sales tax and increasing State income tax and vehicle license fees. CSAC is continuing to meet and discuss Realignment Proposals. It appears that healthcare and social services programs will not be part of the Realignment, but that safety programs may be included. He noted that the County's State Fair Exhibit won a Silver Award and thanked those that were involved in this project. He reported that the new East Side Audio Tour has been launched featuring Supervisor O'Brien as one of the voices on the Audio Tour. He thanked staff for their participation in this project. He informed the Board that the video "Secrets in America", created by David Jones, has been picked up by the National Educational Telecommunications Association, which will broadcast the video throughout America.

Adjourned at 10:08 a.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.)