

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

Regular Session

Tuesday

August 31, 2010

All Supervisors Present

Pledge of Allegiance to the Flag

Bishop Mar Awa (David) Royel made a presentation concerning August 2010 as Assyrian Heritage Month and received a proclamation from the Chairman.

Karen Williams gave an update regarding the Stanislaus Literacy Center/ReadingWorks programs in the County.

O'Brien/Monteith unan. Adopted the consent calendar

- *A1 Approved the minutes of 08/24/2010
- *A2 Reappointed Vicki Bauman and Manuela Paredes-Walsborn to the Children and Families Commission 2010-533
- *A3 Accepted the resignation of Karen Hall from the Emergency Medical Services Committee 2010-534
- *A4 Declared a vacancy on the Newman Drainage District Board of Directors 2010-535
- *A5 Adopted an amendment to the Salida Union School District's Conflict of Interest Code 2010-536
- *A6 Appointed Pamela Neronha to the San Joaquin Valley Unified Air Pollution Control District Citizens Advisory Committee (CAC) 2010-537
- *B1 Approved the Internal Audit Division's Audit Schedule for the Period July 2010 to June 2011 – Auditor-Controller 2010-538
- *B2 Adopted the 1% tax rate authorized by §93(b) and 135 of the Revenue and Taxation Code; adopted tax rates that are "...needed to make annual payments for the interest and principle on general obligation bonds or other indebtedness approved by the voters" to be levied pursuant to Revenue and Taxation Code §93(a) and 93(c); adopted the Countywide Unitary Tax rate authorized by §100 of the Revenue and Taxation Code; and, adopted the .8714% tax rate for the territory formerly served by the lower San Joaquin Levee District – Auditor-Controller 2010-539
- *B3 Approved the Revised Fund Balance Policy and authorized the CEO to assign fund balance amounts to be used for specific purposes – Auditor-Controller 2010-540
- *B4 Approved the amendment to Joint Exercise of Powers Agreement with the California Mental Health Services Authority; and, authorized the BHRS Director, or her Designee, to sign the Joint Exercise of Powers Agreement Amendment with the California Mental Health Services Authority – BHRS 2010-541
- *B5 Approved the amendment to the agreement with Cinnamon Hills Youth Crisis Center, Inc. for mental health services through the end of FY 2010-2011; authorized the BHRS Director, or her Designee, to sign the amendment to the agreement; and, authorized the BHRS Director, or her Designee, to negotiate and sign amendments to the agreement to add services and payment for services up to \$25,000, budget permitting, throughout the FY ending 06/30/2011 – BHRS 2010-542

- ***B6** Accepted the fourth update on the status on the Immediate Action Plan to secure the Men’s Honor Farm in accordance with Public Contract Code §22050 for the abatement, demolition and clean-up of the destroyed barracks – CEO 2010-543
- ***B7** Authorized the Director of DER, or her Designee, to apply for Environmental Protection Trust Funds for the period of 01/01/2010 through 03/31/2013 to implement the California Electronic Reporting System – DER 2010-544
- ***B8** Authorized the Purchasing Agent to enter into a five-year lease agreement for the property located at 1424 Mitchell Road in Ceres, CA to accommodate the Ceres operation of the Women, Infants and Children’s (WIC) Program – HSA 2010-545
- ***B9** Authorized GSA to issue a Request for Qualifications for the development of a Stanislaus County Care and Shelter Operations Plan, funded by the FY 2008 Homeland Security Grant Program – OES/Fire Warden 2010-546
- ***B10** Appointed Jody Hayes, Deputy Executive Officer, as Stanislaus County's primary representative to the CSAC-Excess Insurance Authority (EIA); and, appointed Peggy Huntsinger, Disability/Insurance Manager, as Stanislaus County's alternate to the CSAC-Excess Insurance Authority (EIA) – Risk Management 2010-547
- ***B11** Approved and adopted an amendment to the Sheriff’s Alternative Work Program Eligibility Resolution that modifies an inmate’s current eligibility for this program from the last 90 days or less of their remaining sentence to the last 365 days or less of their remaining sentence – Sheriff 2010-548
- ***B12** Authorized the Chairman, CEO, and the Sheriff to sign a contract with the City of Riverbank for the Sheriff to continue to provide general law enforcement services – Sheriff 2010-549
- ***B13** Approved the plans and specifications for Phase III tenant and site improvements at the Nick W. Blom Salida Regional Library prepared by Pacific Design Associates, Inc. of Modesto, CA, funded by dedicated public facility fees and CalTrans right-of-way funds; authorized the Project Manager to issue a notice inviting bids on 09/01/2010 for the construction phase of the project, and for the Project Manager to modify the bid date if necessary; and, authorized the Project Manager to accept and open bids on 10/06/2010, at 2:00 p.m., and return to the Board to recommend a contract award to the lowest responsible bidder – CEO 2010-550
- ***D1** Authorized the release of the FY 2009-2010 Draft Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) and Emergency Shelter Grant Programs for a public review to end on 09/21/2010 and set a public hearing on 09/21/2010, at 6:35 p.m., to consider adoption of the Community Development Block Grant (CDBG) FY 2009-2010 Consolidated Annual Performance Evaluation (CAPER) – Planning 2010-551

DeMartini/O’Brien unan. **B14** Approved CSA’s FY 2010-2011 plan for Fraud Investigations and Program Integrity Efforts for the IHSS Program; authorized CSA to participate in the Enhanced IHSS Anti-Fraud Program in FY 2010-2011; authorized the Chairman to sign the County Response Cover Page and Checklist “Enclosure B” for submission to the State Department of Social Services; directed the Auditor-Controller to make the necessary adjustments to the CSA budget, Program Services and Support as detailed in the Budget Journal form; and, **amended** the item to direct staff to meet and confer with the exclusive bargaining representative for IHSS workers, if required by law, regarding any impacts of Staff Recommendations Nos.1 through 4 on providers – CSA 2010-552

Corr 1 Referred to the Department of Public Works, a public notice from the California High-Speed Rail Authority regarding the Bay Area to Central Valley High-Speed Train Revised Final Program Environmental Impact Report.

Corr 2 Referred to the Department of Public Works, the Department of Planning and Community Development, DER, and the Agricultural Commissioner and Sealer of Weights and Measures, a notice of a Petition for Temporary Change to modify the State Water Project, Central Valley Project and Friant authorized places of use.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Shu-Hsia Lee, Chieh-Tang Cheng; Donna Hyatt; David Torres; and, Mercury Insurance Company as subrogee for Roland Nesper.

The CEO expressed his appreciation to the few UDW representatives who stayed for the Board of Supervisors' comments and vote on agenda item B14. He gave a legislative report and noted that today is the final day that the State legislature can act on regular bills. It is not anticipated that there will be a final State Budget adopted by the end of the day, and therefore, the State legislature will be back in Extraordinary Session. The CEO reported that AB 2530 (Nielsen) is gaining traction; this bill would allow County Assessors to raise the assessed value of properties under the Williamson Act at a maximum of 10%, if there is no State subvention to the counties. He noted that the Federal legislature is currently in recess.

Adjourned to closed session at 11:11 a.m. for conference with Legal Counsel - Existing Litigation. Three Cases: Forensic Consultants' Medical Group, Inc. v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 626798; Maria Alvarez, et al. v. County of Stanislaus, Stanislaus County Superior Court Case No. 612601; Del Camara v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 631147. Government Code §54956.9(a).

Adjourned at 12:17 p.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.)