

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

Regular Session

Tuesday

October 26, 2010

All Supervisors Present

Pledge of Allegiance to the Flag

Employee Service Awards thirty years of service were presented to Larry Haugh, Auditor-Controller and Lena Rodabaugh from Child Support Services. Employee Service Award for twenty-five years of service was presented to Laura Kroeker from CSA.

Astrid Zuniga spoke regarding the benefit of the John F. Kennedy School and IHSS programs to the recipients.

O'Brien/Chiesa unan. Adopted the consent calendar

***A1** Approved the minutes of 10/19/2010

***A2** Appointed Thomas Reeves to the Economic Development Action Committee

2010-659

***A3** Proclaimed November 2010 as Adoption and Permanency Awareness Month – CSA

2010-660

***B1** Authorized the BHRS Director to accept Mental Health Services Act Innovations funding in the amount of \$712,700; authorized the BHRS Director, or her Designee, to sign the subsequent amendment to Agreement 07-77350-000 with the California Department of Mental Health for implementation of the Innovations Plan; authorized the BHRS Director, in conjunction with GSA, to issue a RFP to solicit Innovations projects from the community; and, directed the Auditor-Controller to increase appropriations and estimated revenues by \$166,872 in the Mental Health Services Act budget and decrease appropriations by \$24,317 in the Behavioral Health budget, as detailed in the Budget Journal – BHRS

2010-661

***B2** Authorized the non-profit Animal Services Auxiliary to use the Thomas W. Mayfield Regional Animal Services Facility for a celebration event on 12/15/2010; authorized the County to waive all fees from the Animal Services Auxiliary for the use of the Thomas W. Mayfield Regional Animal Services Facility on 12/15/2010; and, authorized the acceptance of donations and donated funds from the Animal Services Auxiliary for the enhancement of the Animal Services Regional Facility/Services – CEO

2010-662

***B3** Accepted the Stanislaus County Treasury Pool's September 2010 Monthly Investment Report as 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 distributed to the Stanislaus County Treasury Pool Oversight Committee; and, authorized the Chairman of the Board to sign on behalf of the Board of Supervisors that the report has been reviewed and accepted – T/TC

2010-663

***B4** Pursuant to Revenue and Taxation Code §3694, the Board approved the Treasurer-Tax Collector's request to sell tax-defaulted properties for the minimum bid as described in the report included with the agenda item; and, pursuant to Revenue and Taxation Code §3698.5(c), authorized the Treasurer-Tax Collector to re-offer those parcels which do not obtain the minimum bid at a price which is deemed appropriate by the Treasurer-Tax Collector – T/TC

2010-664

- ***B5** Accepted funding from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS) Technology Program; authorized the Sheriff-Coroner and CEO to sign the Award Document and accept the funding in the amount of \$300,000; and, directed the Auditor-Controller to increase estimated revenue and appropriations in the amount of \$300,000, according to the budget journal – Sheriff 2010-665
- ***B6** Approved the tentative Health Insurance Agreement between Stanislaus County and all employee labor organizations for the period 01/01/2011 through 12/31/2011, subject to successful ratification of the Agreement by each individual labor organization; authorized the extension of the agreement provisions to all unrepresented management and confidential employees; and, authorized the Chairman and all parties to sign the agreement – CEO 2010-666
- ***C1** Approved the conditional award of the contract in the amount of \$84,273 to George Reed, Inc. of Modesto, California for the construction of the South 9th Street at Latimer Avenue, Federal-Aid Project No. HSIPL-5938(161) Project, subject to receipt of appropriate insurance and bonds; authorized the Director of Public Works to execute a contract with George Reed, Inc., for \$84,273 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 2010-667

Chiesa/Monteith unan. **B7** Accepted the Children and Families Commission Presentation of 2009-2010 activities 2010-668

County Counsel determined that Supervisors Grover, O’Brien, Chiesa, and DeMartini have disqualifying conflicts of interest with Agenda Item **B8** because they all own agricultural property under Williamson Act contract or qualified to be under contract. Therefore, in order to establish a quorum to consider this matter the Board invoked the rule of necessity and drew lots to determine which two Supervisors would participate in the decision. Supervisors De Martini and Chiesa drew long straws and thus participated in the decision.

Chiesa/DeMartini (3-0)(Grover and O’Brien abstained) **B8** Finds that the County received less than one-half of the foregone property tax revenue pursuant to Government Code §16142.1(d)(1) for the 2009/10 fiscal year; set a public hearing on 11/09/2010 at 9:10 a.m. to consider adoption of the implementation of the provisions authorized in SB 863 and outlined in subdivision (b) of Government Code §51244 and §51244.3; and, directed staff to notify all contracted landowners of the following: (A) the scheduled public hearing on 11/09/2010 at 9:10 a.m. to consider adoption of the implementation of SB863, (B) the final decision of the Board after the conclusion of the 11/09/2010 a.m. public hearing,(C) the landowner’s right to prevent the reduction in the term of his or her contract by serving notice of non-renewal as specified by Government Code §51245 – CEO 2010-669

Corr 1 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Israel Perez; Jennifer Continillo (2); Mary Ann Mercurio; Karren Norman on behalf of Edward May; Linda Montez; Ronda Bye; and, Michael Bailey.

The CEO reported that the State Budget was adopted. He noted his disappointment regarding the failure of the leadership in Sacramento in the late adoption of the State Budget. The Governor removed \$963 million from the adopted budget. The Democratic Legislature has vowed to reinstate half of the funding

once there is a new Governor in office. There is a \$10 to \$11 billion deficit in the State's Budget that will adversely impact the County. He noted that we will do our best to mitigate the negative impacts on the County's services. He said the cash report from the State Treasurer indicates a \$1.1 billion in receipts in excess of the Governor's May Revised Budget which may indicate an improved pattern of resource receipts which will bode well for the State's budget. He announced that a \$300,000 COPS grant has been received by the County thanks to the efforts of Congressman Cardoza and Senator Feinstein.

The CEO announced that there will be a Board of Supervisors tour of the Animal Services Facility site on Crows Landing Road and Cornucopia Way, Modesto, today after the BOS meeting.

Adjourned at 10:05 a.m. as the Stanislaus County Board of Supervisors

Reconvened to sit as the Stanislaus County In-Home Supportive Services (IHSS) Public Authority at 10:05 a.m.

Adjourned to closed session at 10:06 a.m. for Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organization: United Domestic Workers (UDW). Government Code §54957.6.

Adjourned at 10:55 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 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.)