

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

Regular Session

Tuesday

January 25, 2011

All Supervisors Present

Pledge of Allegiance to the Flag

A moment of silence was held for Department of Public Works employee Chuck Kincaid and for Behavioral Health and Recovery Services employee Kristi Olson.

O'Brien/De Martini unan. Adopted the consent calendar

*A1 Approved the minutes of 01/18/2011

*A2 Adopted and waived the second reading of ordinance C.S. 1095 to Amend Section 3.08.290 of the Stanislaus County Code Relating to Hiring Preference for Veterans – CEO

ORD-55-N-7 2011-057

*A3 Appointed Joe Muratore to the Economic Development Action Committee 2011-058

*A4a Accepted the resignation of Robert Taylor from the Keyes Community Services District Board of Directors 2011-059

*A4b Accepted the resignation of Robert Wikoff from the Emergency Medical Services Committee 2011-060

*A5 Approved a commendation for Cheryl McSparin upon her retirement from the Department of Child Support Services 2011-061

*A6 Authorized the Chairman of the Stanislaus County Board of Supervisors to sign and submit property owner ballots in support of the Assessments Ballot for the North McHenry No. 1 Lighting District Fiscal Year 2011-2012 for those properties owned by Stanislaus County 2011-062

*B1 Approved the amendment to the agreement with 7th Avenue Center, LLC to provide care for adults with serious mental illness, 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 \$50,000, budget permitting, throughout FY 06/30/11 – BHRS 2011-063

*B2 Accepted the fourteenth update on the Immediate Action Plan to secure the Men's Honor Farm in accordance with Public Contract Code Section 22050 for the abatement, demolition and clean-up of the destroyed barracks – CEO 2011-064

*B3 Approved using the Juvenile Justice Facilities Master Plan, which was accepted by the Board of Supervisors on 03/20/2009 as the long term staffing and operating plan required to be submitted to the State Corrections Standards Authority to meet the SB81 detailed operating plan requirements; adopted the Mitigated Negative Declaration pursuant to CEQA Guidelines §15074(b), by finding that on the basis of the whole record, including the Initial Study and any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the Mitigated Negative Declaration reflects Stanislaus County's independent judgment and analysis; adopted the Mitigation Monitoring Plan pursuant to CEQA Guidelines §15074(d); ordered the filing of a Notice of Determination with the Stanislaus County Clerk-Recorders Office pursuant to Public Resources Code Section 21152 and CEQA Guidelines §15075; and, noted that after the agenda was posted, the City of Modesto provided comments regarding this item – CEO 2011-065

- *B4 Authorized the Director of DER, or her designee, to extend the MOU from 01/01/2012 through 12/31/2015, with the Cities of Modesto, Oakdale, and Riverbank, and the Modesto and Oakdale Irrigation Districts relating to the formation and operation of the Stanislaus and Tuolumne Rivers Groundwater Basin Association – DER
C-01-B-02; C-06-J-03; C-07-B-03; DI-01-22; DI-04-25 2011-066
- *B5 Authorized the use of Public Facility Fees for Woodward Reservoir Regional Park Improvements; directed the Auditor-Controller to increase appropriations for FY 2010-2011 and estimated revenue in the amount of \$856,000, and make necessary budget adjustments per the financial transaction sheet; approved the master agreement with Outdoor Creations, Inc. for furnishing, delivering, shipping, and the off-loading of standard and ADA compliant concrete picnic tables; Outdoor Creations, Inc. shall be compensated for the merchandise and services provided based on the price schedule and pricing of a five-year contract term; and, authorized the Director of Parks and Recreation to sign Master Agreement #A0110310 – Parks and Recreation M-64-I-08 2011-067
- *B6 Authorized the Department of Parks and Recreation to apply for and accept the allocation of funds from Save Mart and S-Mart foods S.H.A.R.E.S. Program or the Raleys Quality of Life Program; and, authorized the expenditure of funds up to \$1,000 for FY 2010-11 to cover costs associated with promoting, marketing, and managing the Department of Parks and Recreation Volunteer Program – Parks and Recreation 2011-068
- *B7 Approved the Reduction-In-Force of one filled Account Clerk II position and the deletion of one vacant Account Clerk III position in the Stanislaus Animal Services Agency as outlined in the Staffing Impacts section of the agenda item effective 03/26/2011; approved the addition of one Accountant II position in the Stanislaus Animal Services Agency effective 03/26/2011; and, amended the Salary and Position Allocation Resolution to reflect the changes as outlined in the Staffing Impacts section of the agenda item effective 03/26/2011 – Animal Services 2011-069
- *C1 Adopted the Plans and Specifications for Federal Project No. HSIP-5938(160) Titled “Hatch Road at Crows Landing Road Traffic Signal Upgrade Project,” included in the Highway Safety Improvement Program, and authorized a bid opening; directed the Department of Public Works to set the bid opening date and time; and, directed the Public Works Department staff to post the notice inviting bids to trade journals as required by law – PW 2011-070
- *C2 Set a public hearing for the 03/15/2011 Board of Supervisors’ meeting regarding the proposed addition of alley lighting to the Airport Neighborhood Lighting District and change in assessments for the Airport Neighborhood Lighting District to take effect in FY 2011-2012; ordered that notice of the public hearing be given pursuant to Government Code §53753(B), and the Highway Lighting District Act Code §19051 & 2; approved the Engineer's Report for the proposed addition of alley lighting and change in Assessment for the Airport Neighborhood Lighting District; and, authorized an Assessment Ballot Procedure, in conformance with California Government Code Article XIII D - Proposition 218, for the proposed addition of alley lighting and change in Assessment for the Airport Neighborhood Lighting District; and, **corrected** a typographical error located in the Subject of this item to reflect the correct time set for the public hearing as 6:35 p.m. – PW DL-17-23 2011-071

Corr 1 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Alejandro Tapia; Erika Taylor; Florcita Valdez; Jose and Josephina Vega; Debra L. Harper (2); and, Bill Carl Hinchman Jr.

Supervisor De Martini noted that last night the West Side Health Care Task Force's Healthy Life Style grand prize award was presented to a Patterson High School senior. The Healthy Life Style contest was an essay and art competition where three high schools, Gustine, Newman and Patterson, competed. The competition is the outreach and educational aspect of the Taskforce.

Supervisor Chiesa invited citizens to a Town Hall meeting that will be held on February 24, 2011, at the War Memorial on 247 E. Canal Drive in Turlock, CA from 6:00 p.m. to 8:00 p.m. He noted that all levels of government will be represented at the meeting. He said that members from the Federal, State, County, City, Schools and Irrigation District will be at the Town Hall to meet with the citizens and for them to ask questions of their elected officials. He added that if the meeting went well he would hold a similar Town Hall meeting in the City of Hughson.

The CEO reported that the County is working on their lobbying efforts at the Federal and State level. He noted that the Legislature is busy regarding the State's budget where there is an intent to define budget cuts to meet the Governor's March deadline. Realignment will be a critical issue and CSAC, with affiliate organizations, are working with the administration and the Legislature to develop a course of action for the program realignment. The realignment may include public safety and human services programs that could be far-reaching and could have significant impact on the local and state relationships. The County is working directly with the Committee and will be actively involved in this process.

Recessed to sit as the Stanislaus County In-Home Supportive Services (IHSS) Public Authority at 9:10 a.m.

Chiesa/Withrow unan. Approved the consent calendar (Those items marked with an *)

X. *II-A Approved the minutes of 01/18/2011

Reconvened to sit as the Stanislaus County Board of Supervisors at 9:11 a.m.

Adjourned to closed session at 9:12 a.m. for conference with Legal Counsel - Significant Exposure to Litigation: One Matter. Central Valley Water Regional Water Quality Control Board Waste Discharge Requirements Order R5-2009-0051 concerning operations at the Geer Road Landfill. Government Code Section 54956.9(b).

Adjourned at 10:21 a.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: CHRISTINE FERRARO TALLMAN, 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.)