

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

March 22, 2011

A commendation was presented to Denise Hunt, Director of Behavioral Health and Recovery Services, upon her retirement from Stanislaus County.

Employee Service Awards for thirty years of service were presented to Tom R. Snow, Jr. C.P.M. from GSA and Evelyn Genn from CSA.

Chiesa/O'Brien unan. Adopted the consent calendar after removing from consent items ***A3** Approval to Commend the Varni Corporation Upon Being Named as the 2011 Business Honoree of the Year by the Sons of Italy Modesto Lodge #2021, and ***B4** Acceptance of the County of Stanislaus Treasury Oversight Committee's Annual Audit and Annual Certificates of Compliance, and Approval of Amendment to the Treasury Pool Investment Policy and Delegation of Investment Authority; and, after removing from the agenda item ***C1** Approval to Adopt a Resolution Supporting the Findings of the California Statewide Local Streets and Roads Needs Assessment

***A1** Approved the minutes of 03/15/2011

***A2** Accepted the appointment of Fred Beltran to the Del Puerto Health Care District Board of Directors

***A4a** Proclaimed April 2011 as Child Abuse Prevention Month and 04/22/2011 as Children's Memorial Day; and, authorized County Departments to fly the Children's Memorial Flag on 04/17/2011 – 04/23/2011 – CSA

***A4b** Proclaimed 04/10/2011 -04/16/2011 as National Library Week

***A4c** Proclaimed 04/10/2011 - 04/16/2011 as Safety Seat Checkup Week

***B1** Authorized the Agricultural Commissioner, or his designee, to enter into and sign routine agreements and contracts with various Federal and State Agencies for FY 2011-2012 – Agricultural Commissioner

***B2** Accepted the report of multi-departmental contracts and agreements for the period of July 2009 through June 2010; and, approved modifying Contract Reporting Policy Number One to require Board approval for contracts and agreements where total cumulative compensation paid exceeds \$100,000 in a three-year review period consisting of the reporting year plus the two previous years – GSA

***B3** Approved Contract Amendment 08-85137 A01 with the State of California Department of Health Care Services for Medi-Cal Administrative Activities (MAA) for the period of 07/01/2008 through 06/30/2013; and, authorized the HSA Managing Director, or her designee, to sign the contract amendment – HSA

***B5** Authorized the Treasurer-Tax Collector to sign the contract with the State of California Franchise Tax Board for Court Ordered Debt Collections– T/TC

***B6** Accepted the Stanislaus County Treasury Pool's February 2011 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 to sign on behalf of the Board of Supervisors that the report has been reviewed and accepted – T/TC

- *B7** Set a public hearing on 04/26/2011 at 9:05 a.m. to introduce and waive the first reading of an ordinance to establish a new fee and amend existing fees for the Department of Public Works Engineering Division – PW
- *B8** Approved the final acceptance and completion of the design-build construction of the Thomas W. Mayfield Regional Animal Services Facility with Diede Construction, Inc. of Lodi, California; approved the final contract with Diede Construction, Inc. of Lodi, California as follows: Original Contract of \$4,989,568 plus Design Improvements of \$355,919 plus Award of Cage Installation of \$95,482 plus Change Orders of \$431,556 totaling \$5,872,525; authorized the Project Manager, on behalf of the Board as the Awarding Authority, to sign the completion documents, record the Notices of Completion, release retention, and process all remaining close out activities for the contracts and the project; and, authorized the Chairman to send a letter of appreciation to the Diede Construction and LDA Partners Design team for the successful completion of the new facility – CEO
- *C2** Adopted a resolution supporting StanCOG in submitting an application for a Caltrans Environmental Justice Transportation Planning Grant to prepare the South County Corridor Revitalization Study – PW
- *C3** Adopted the results of the Assessment Ballot Procedure (Supporting votes: 118; Protest votes: 56; and Incomplete Ballots: 5) that proposed the addition of alley lighting to the Airport Neighborhood Lighting District; declared that a simple majority of the assessment ballots received supported the proposed addition of alley lighting to the Airport Neighborhood Lighting District; directed the Public Works Department to proceed with the installation of alley lighting within the Airport Neighborhood Lighting District; approved the amount of the annual assessment and finds it necessary to adequately cover expenditures and ensure sufficient revenues for continued operations and maintenance of the District; set the FY 2011-2012 annual assessments at \$45.89 per parcel; the parcels subject to the annual assessment are listed in Attachment “A” of the agenda item; and, authorized the Auditor-Controller to add the annual assessment to the 2011-2012 Tax Roll – PW
- *C4** Approved agreements with WGR Southwest, Inc. and ETIC Engineering, Inc. to provide On-Call Storm Water Pollution Prevention Plan (SWPPP) preparation services for various Public Works Department Projects through March 2013 at an amount not to exceed \$50,000 annually for each individual agreement; authorized the Public Works Director to sign the agreements; and, authorized the Public Works Director to extend the term of the agreements, upon mutual agreement, for up to an additional year at an amount not to exceed \$50,000 annually for each agreement – PW
- *C5** Approved the increase of construction contingency funds in the amount of \$22,000 for the contract with 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 – PW

DeMartini/Chiesa unan. ***A3** Commended the Varni Corporation Upon Being Named as the 2011 Business Honoree of the Year by the Sons of Italy Modesto Lodge #2021

Chiesa/Withdraw unan. ***B4** Accepted the Stanislaus County Treasury Pool’s Annual Audit for the year-ending 06/30/2010 prepared by the Stanislaus County Auditor-Controller’s Office and reviewed for conformity with State law by the Treasury Oversight Committee; accepted the Annual Certificates of Compliance from the Stanislaus County Treasury Oversight Committee members for year-ending 12/31/2010; and, approved amendment to the Stanislaus County Treasury Pool Investment Policy, to be effective 04/01/2011, and delegate the Stanislaus County Treasurer the authority to invest funds as indicated in the Investment Policy as well as the authority to invest any other funds under the County control – T/TC

Corr 1 Referred to the Department of Planning and Community Development, a letter from the Turlock Irrigation District regarding the construction of their 174 MW state-of-the-art power generation facility adjacent to its existing Almond Power Plant in the City of Ceres.

Corr 2 Referred to the Agricultural Commissioner and Sealer of Weights and Measures, a letter from the California Emergency Management Agency regarding the Secretarial disaster designation by the U.S. Department of Agriculture and the U.S. Small Business Administration for the primary county of San Joaquin, and Stanislaus County as a contiguous county, due to agricultural losses caused by freezing temperatures that occurred 11/25/2010, through 11/26/2010.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Mitchell Alveti and Adrian Vazquez.

Supervisor O'Brien reported that on 04/11/2011 the San Joaquin Valley Air Pollution Control District will start selling electric lawn mowers at a discounted rate if you turn in a gas powered lawn mower. He also reported that on 04/16/2011 they are offering free vehicle smog checks at MJC. This smog check is not for DMV renewal, but for those vehicles that you know will not pass a smog check. They will test your car and give you up to \$500 in repairs for free. For more information and details go to valleyair.org.

The CEO reported that the main budget bill, trailer bills, cuts bills, and raids on Proposition 63 and Proposition 10 passed both houses of the State Legislature last week and are on their way to the Governor. He noted that the legislation to end redevelopment was defeated in the Assembly by a single vote. The Senate did not take the redevelopment legislation up, but it is anticipated that it will come before both the Senate and the Assembly this next week. It is expected that next week the State Legislature will tackle the Constitutional amendment, tax extensions, a special election, and redevelopment. Committee hearings will also be ramping up and include AB191, the Stanislaus County Negative Bailout Bill.

Recessed to sit as the Stanislaus County In-Home Supportive Services (IHSS) Public Authority at 9:40 a.m.

Withdraw/DeMartini unan. Approved the consent calendar (Those items marked with an *)

X. *II-A Approved the minutes of 03/15/2011

Reconvened to sit as the Stanislaus County Board of Supervisors at 9:41 a.m.

Adjourned to closed session at 9:42 a.m. for Conference with Labor Negotiator: Agency Negotiator: Richard Robinson. Labor Organization: Stanislaus County Employees Association (SCEA)/AFSCME Local 10. Government Code §54957.6. Conference with Legal Counsel - Existing Litigation: One Case: The Committee Concerning Community Improvement, et al. vs. City of Modesto, et al., United States District Court, Eastern District California, Case No. CV-F-04-6121 LJO DLB Government Code §54956.9(a).

Adjourned at 11:47 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.)