

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

Regular Session

Tuesday

June 7, 2011

All Supervisors Present

Pledge of Allegiance to the Flag

Chiesa/Withrow unan. Adopted the consent calendar

- \*A1 Approved the minutes of 05/24/2011
- \*B1 Authorized the Director of Aging and Veteran Services (AAA) to execute the California Department of Aging Medicare Improvements for Patients and Providers Act (MIPPA) contract 2M-1011-30 and any subsequent amendments; and, authorized the Director of Aging and Veteran Services (AAA) to amend contract MI-0910-30, Amendment #1, with California Department of Aging – Aging and Veteran Services 2011-330
- \*B2 Approved and authorized the Chairman of the Board to send a letter opposing SB 744 (Wyland), a measure which would remove the testing of water submeters from Weights and Measures Jurisdiction – Ag Commissioner 2011-331
- \*B3 Approved the 2011-2012 Megabyte Automated Property Tax System Maintenance Agreement with Megabyte Systems, Inc.; and, authorized the CEO, upon the recommendation of the Assessor, Auditor-Controller and Treasurer Tax-Collector, to sign the 2011-2012 annual maintenance agreement with Megabyte Systems, Inc. – Assessor 2011-332
- \*B4 Accepted the fifth update on flooding in various locations in Stanislaus County; and, approved continuing the Countywide declaration of a local emergency due to flooding in various locations in Stanislaus County – CEO 2011-333
- \*B5 Approved the MOU for Budget Year 2011-2012 with the Stanislaus Economic Development and Workforce Alliance regarding the implementation of countywide economic development activities; and, authorized the CEO, or his designee, to sign the MOU with the Stanislaus Economic Development and Workforce Alliance in the amount of \$94,320 for Budget Year 2011-2012 – CEO 2011-334
- \*B6 Approved a resolution in support of the Stanislaus Arts Council’s submission of grant application to the California Arts Council for \$15,000; and, recognized that the Executive Director of the Stanislaus Arts Council will execute the 2011-2012 State-Local Partnership Grant contracts contingent upon approval of the grant by the California Arts Council – CEO 2011-335
- \*B7 Approved the Application for the Reorganization of Foreign Trade Zone No. 226 for the San Joaquin Valley Counties including Mariposa, Tulare, Kings, Merced, Fresno, Madera and Stanislaus for a change in the Designated Area for Relief of Customs Duties or Government Excise Taxes; and, authorized the Chairman to sign a letter of support for the Application for the Reorganization of Foreign Trade Zone No. 226 – CEO 2011-336
- \*B8 Approved FY 2011-2012 renewal agreements for contracted program services for individuals and families receiving Temporary Aid to Needy Families, CalWORKs, Child Welfare, and Adult Services; and, authorized the Director of CSA, or her Assistant Director designee, to finalize and sign the agreements and any amendments not to exceed the contract amounts – CSA 2011-337
- \*B9 Declared the vehicles and miscellaneous heavy equipment listed in the agenda item as surplus and authorized their disposal; and, directed the Auditor-Controller to deposit proceeds from the disposal of Public Works vehicles and equipment into Account 5121-0042100-46000 – GSA 2011-338

- \***B10** Declared the vehicles and equipment listed in the agenda item as surplus and authorized these assets to be auctioned; and, directed the Auditor-Controller to deposit all receipts from the sale of these assets, not of GSA-Fleet Services costs, into departmental accounts as appropriate to the fixed asset location of the asset – GSA 2011-339
- \***B11** Declared the stress treadmill equipment and holster monitoring equipment from HSA, as listed in the agenda item, as surplus and authorized their public sale; and, directed the Auditor-Controller to deposit all receipts from the sale of these assets, in such HSA accounts as appropriate to the fixed asset location in Oracle – GSA 2011-340
- \***B12** Authorized the CEO/OES to accept additional Emergency Management Performance Grant funding in the amount of \$12,602; approved the Governing Body Resolution for FY 2011 Emergency Management Performance Grant application; and, directed the Auditor-Controller to increase estimated revenue in the amount of \$12,602 as detailed in the Budget Journal Form – CEO/OES 2011-341
- \***B13** Approved the purchase of a Polaris side-by-side utility vehicle and a riding lawn mower for the Frank Raines Regional Off-Highway Vehicle Park; and, directed the Auditor-Controller to transfer appropriations into fixed assets in the amount detailed in the Budget Journal Form – Parks and Recreation 2011-342
- \***B14** Authorized the Chief Probation Officer to enter into agreements with the Stanislaus County Office of Education and the Riverbank Unified School District to provide ongoing prevention and intervention services; and, authorized the Chief Probation Officer to enter into and sign extensions to these agreements in subsequent years under the same terms and conditions – Probation 2011-343
- \***B15** Authorized the Chief Probation Officer to apply for and accept the Juvenile Accountability Block Grant (JABG) from the Corrections Standards Authority to provide services and activities to assist youthful offenders in curbing their criminal behaviors; authorized the Chief Probation Officer to sign all necessary documents related to the grant including all contracts; approved a resolution as required by the Corrections Standards Authority authorizing the Chief Probation Officer to apply for and accept the Juvenile Accountability Block Grant; and, authorized the Auditor-Controller to increase appropriations and estimated revenue by \$47,545 as detailed in the Budget Journal Form – Probation 2011-344
- \***B16** Approved the 2011 Agreement between the 38<sup>th</sup> Agricultural Association - Stanislaus County Fair Board and Stanislaus County for the Sheriff to provide security at the Fair; and, authorized the CEO to sign the agreement on behalf of the County – Sheriff 2011-345
- \***B17** Authorized HSA to submit the Federally Qualified Health Center Look-Alike annual Recertification Application; and, authorized the HSA Managing Director to sign required documents as part of the Federally Qualified Health Center Look-Alike Recertification Application – HAS 2011-346
- \***B18** Authorized the CEO and Sheriff to enter into an agreement with the Stanislaus County Superior Court for the Sheriff to provide Court Security Services; and, authorized the CEO and Sheriff to sign any and all additional documents to implement this agreement – Sheriff 2011-347
- \***C1** Set a public hearing for 07/26/2011, at 9:10 a.m., or as soon thereafter as the matter may be heard, regarding the formation of the Kenwood Park Lighting District and the levy of a special benefit assessment; approved the Engineer's Report for the formation of the Kenwood Park Lighting District; authorized an Assessment Ballot Procedure in conformance with California Constitution Article XIII D "Proposition 218" for the formation of the Kenwood Park Lighting District; and, ordered that a Notice of Public Hearing be given pursuant to Government Code §53753(b) and the Highway Lighting District Act Code §19051 & 2 – PW DL-45-2 2011-348

- \*C2** Approved the amendment to extend the expiration date of the Interim Operations and Maintenance Agreement for the Gomes Lake Facility to 07/31/2011 with Stanislaus County, Turlock Irrigation District, City of Turlock, Reclamation Districts 2091 and 2063; and, authorized the Public Works Director to sign the Amendment to the Interim Operations and Maintenance Agreement – PW 2011-349

Chiesa/DeMartini (4-1)(O'Brien opposed) **9:05 am** Conducted the public hearing to receive public comment and input on the proposed spending plan; accepted and adopted the Recommended Proposed Budget for Budget Year 2011-2012 from the CEO; authorized the CEO and the Auditor-Controller to make the necessary technical adjustments to implement the approved Recommended Proposed Budget; approved decreasing the Committed Fund Balance in the General Fund by \$4,525,395, as part of an overall strategy of \$8,000,000 to assist with the balancing of the General Fund for the 2011-2012 Recommended Proposed Budget; amended the Salary and Position Allocation Resolution to reflect the recommended changes for the 2011-2012 Recommended Proposed Budget, (as outlined in the Staffing Impacts section of the agenda item and detailed in Attachment A) to be effective with the start of the first pay period beginning after 07/01/2011; approved contracts and/or agreements listed on Attachment B of the agenda item in cumulative amounts of \$100,000 or greater since 07/01/2009; approved the CEO's updated Countywide office closure schedule detailed in Attachment D of the agenda item; approved the decrease of General Assistance grants by eight percent effective 07/01/2011, in accordance with Welfare and Institutions Code §17000.5; directed the Auditor-Controller to establish a Due From - General Services Agency Facilities Maintenance Division in the General Fund and a Due To - General Fund in the General Services Agency - Facilities Maintenance Fund in the amount of \$384,546 as part of the 2010-2011 fiscal year-end close, the loan is payable over a five year period beginning Budget Year 2012-2013, for initial operational start-up costs; authorized the Auditor-Controller to carry over at year-end 100% of any unused General Fund department net county cost savings from Fiscal Year 2009-2010, 75% of any unused net county cost savings from Fiscal Year 2010-2011, and approved the continuance of the net county cost savings program for Budget Year 2011-2012; and, directed the CEO to prepare the Recommended Final Budget and set the Public Hearing for consideration of the Final Budget on 09/13/2011, at 9:05 a.m., and, if necessary, continue to 09/14/2011 and 09/15/2011, at 9:00 a.m. – CEO 2011-350

**Corr 1** Referred to the Sheriff, Probation Officer, and the Auditor-Controller, a copy of the FY 2010-2011 Stanislaus County Civil Grand Jury Reports for the County Jail and Temporary Detention Facilities Inspections, the Stanislaus County Audit, and Special District Audit Requirement. M-39-M-2

**Corr 2** Referred to the Department of Planning and Community Development, a notice from the Surface Transportation Board regarding the abandoned McHenry Industrial Lead railroad tracks and a 90-day extension of the interim trail use/rail banking negotiation period for the City of Modesto and the Union Pacific Railroad Company.

**Corr 3** Referred to DER and the Fish and Wildlife Commission, three notices from the California Fish and Game Commission regarding waterfowl hunting, the Amended Petition to list the American pika as a threatened species, and amendments and additions to Inspection of Facilities for Registered Species.

**Corr 4** Referred to the Department of Planning and Community Development, and the Agricultural Commissioner and Sealer of Weights and Measures, a notice from the U.S. Fish and Wildlife Service regarding California Foothills Legacy Area Planning Update No. 1 for May 2011.

**Corr 5** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Valerie Scheel; Marcus Armstrong; Mid-Century Insurance and Air Squared Mechanical; Valerie Lamke; and, Chan Van Nguyen.

Supervisor DeMartini reported that the Agricultural Advisory Committee had a successful second working session to update the County's Agricultural Element. He noted that the update will include tertiary water use and that they are working on defining buffers and set backs.

Supervisor Chiesa reported that he and Supervisor DeMartini attended the CSAC Legislative Conference. He invited everyone to attend the Hughson Government Night on Wednesday, 06/08/2011 from 6:00 p.m. to 8:00 p.m. at Hughson High School - Reeder Hall. He noted that he, along with Congressman Denham, Senator Berryhill, and Assemblymember Olsen, will be participating.

Supervisor O'Brien reported that he was in Sacramento yesterday, and noted that as an example of conflicting information coming out of Sacramento, he heard that the budget deal could take place this Friday.

The CEO announced that the Redistricting Task Force will be holding public meetings on 06/13/2011 in Turlock; 06/14/2011 in Riverbank; 06/15/2011 in Patterson; 06/28/2011 in East Modesto; 06/29/2011 in West Modesto; and, 06/30/2011 in Salida. Additional information regarding the redistricting process is available at [www.stancounty.com](http://www.stancounty.com).

Adjourned at 11:26 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.)