

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

Regular Session

Tuesday

December 20, 2011

All Supervisors Present

Pledge of Allegiance to the Flag

A tribute to retiring CEO Rick Robinson was presented by the Board of Supervisors.

Linda Adams voiced concerns regarding the In-Home Supportive Services (IHSS) Fraud Unit appearing at her house this morning. She noted that she is a care-giver for her parents and brother.

Robert Adams, recipient of IHSS services, noted that he has been on the IHSS Program for over 30 years. He spoke regarding the difficulties of being quadriplegic and voiced concerns regarding the IHSS Fraud Unit.

Chiesa/De Martini unan. Adopted the consent calendar

- *A1 Approved the minutes of 12/13/2011
- *A2 Adopted and waived the second reading of Ordinance C.S. 1112 amending provisions of Stanislaus County Code Chapter 2.36 related to the County Safety Board and Chapter 2.60 related to the County Safety Program – CEO ORD-55-O-10 2011-747
- *A3a Reappointed Lynn S. Goldstein, Jeff Gullo, Lenore Maurice to the Advisory Board on Substance Abuse Programs 2011-748
- *A3b Reappointed John Degele and Dorothy Griggs to the Housing Authority of Stanislaus County 2011-749
- *A3c Reappointed Everett Souza to the Turlock Mosquito Abatement District Board of Directors 2011-750
- *A3d Reappointed Frank Ploof to the Tuolumne River Regional Park Citizens Advisory Committee 2011-751
- *A3e Reappointed Bruce Thompson and Kenneth Buehner to the Patterson Cemetery District Board of Directors 2011-752
- *A3f Reappointed Adrienne Chaney and Judith Loretelli to the Stanislaus County Parks and Recreation Commission 2011-753
- *A3g Reappointed Alfred Scheuber, Patrick Alves and Steve Amador to the Storm Drain District #8 Board of Directors 2011-754
- *A3h Reappointed Anthony Duraio, Jarod Lara, Norman Crow, and Robert Brooks to the West Stanislaus Resource Conservation District Board of Directors 2011-755
- *A3i Reappointed James Shade, Felix Reichmuth, D.C. Vient, and Robert James Nickerson to the Building Code Appeals Board 2011-756
- *A3j Reappointed Neil Van Duyn and Ron Greenwood to the Eastside Mosquito Abatement District Board of Directors 2011-757
- *A3k Reappointed Gary Hinshaw to the Emergency Medical Service Committee 2011-758
- *A3l Reappointed Valerie Mitchell, Juanita Cochran, Joan Blackwell, and Carmen Morad to the In-Home Supportive Services Advisory Committee 2011-759
- *A3m Reappointed John P. Doering, Bruce E. Ramsey and Jeffery R. Olson to the Law Library Board of Trustees 2011-760

- ***A3n** Reappointed Chris Savage to the San Joaquin Valley Air Pollution Control District Citizens Advisory Committee 2011-761
- ***A3o** Reappointed Pamela Cullors and Sofia Schultz to the Stanislaus County Equal Rights Commission 2011-762
- ***A3p** Reappointed Raynold Kablanow to the Hazardous Waste Management Advisory Committee 2011-763
- ***A3q** Reappointed Kay Dunkel, Monica Sandoval, Karen Wilhelm, and Gerry Garcia to the Local Task Force on Solid Waste Management 2011-764
- ***A3r** Reappointed Sussana Ontiveros to the Stanislaus Economic Development and Workforce Alliance Youth Advisory Council 2011-765
- ***A4a** Appointed Kenneth Buehner to the Stanislaus County Planning Commission 2011-766
- ***A4b** Appointed Mary Mendoza to the Stanislaus Economic Development and Workforce Alliance Board 2011-767
- ***A4c** Appointed Amy Taylor and Micaela Gutierrez to the Earl Pride Scholarship Fund Committee 2011-768
- ***A4d** Appointed Brenda Hill, RN to the Emergency Medical Services Committee 2011-769
- ***A4e** Appointed Monica Nino to the Board of Governors of Doctor's Medical Center 2011-770
- ***A4f** Appointed Michael Cooke to the Local Task Force on Solid Waste Management 2011-771
- ***A5** Accepted the resignation of Kelland Murphy from the Burbank-Paradise Fire District Board of Directors 2011-772
- ***B1** Approved the Public Facilities Fees Annual Financial Report for FY ending 06/30/2011 – Auditor-Controller M-64-I-12 2011-773
- ***B2** Authorized increasing revenue and appropriations for salary related costs of an Account Clerk III position in the Auditor-Controller's Office for FY 2011-2012 Budget for the remainder of the fiscal year – Auditor-Controller 2011-774
- ***B3** Accepted the Accountant's Report on the Stanislaus County Treasurer's Statement of Assets as of 09/26/2011, the report was prepared by the Auditor-Controller's Office in conformance with Government Code §26920 and 26922, the Statement of Assets was reviewed in conformity with Stanislaus County Treasury Pool Investment Policy and Government Code §53601 – Auditor-Controller 2011-775
- ***B4** Approved budget adjustments in the BHRS Stanislaus Recovery Center budget in FY 2011-2012; and, directed the Auditor-Controller to increase appropriations and estimated revenues by \$511,741 in Stanislaus Recovery Center budget to reflect increased realignment funds, estimated increases in client fee revenue, estimated increases in court fine revenue and federal funds which were previously unbudgeted as detailed in the Budget Journal form – BHRS 2011-776
- ***B5** Authorized the Project Manager to issue RFPs for professional architectural design services for a possible future psychiatric health facility on 01/09/2012; modify the bid date if necessary; accept and open the proposals on 02/28/2012, immediately after 2:00 p.m.; and return to the Board to recommend a contract of a design team for this project – CEO 2011-777
- ***B6** Approved the Stanislaus County Legislative Platform for 2012 – CEO 2011-778
- ***B7** Approved the temporary extension of the Local Initiative Medi-Cal Managed Care Health Plan Designation of Anthem Blue Cross for the duration of the lesser of the corresponding health care service plan contract between the State of California and Anthem Blue Cross relative to Stanislaus County or through 12/31/2012, to accommodate the State of California's delayed implementation of the Health Plan of San Joaquin as the Board of Supervisor's designated replacement of the Local Initiative Medi-Cal Managed Care Health Plan; authorized the HSA Managing Director to extend the duration of the twelve month advance termination notice of the Administrative Services Subcontract Agreement

- issued 12/10/2010 to Anthem Blue Cross for up to an additional one year and to negotiate and execute an amended Administrative Services Subcontract Agreement with Anthem Blue Cross; and, approved the temporary overlap of the Local Initiative Medi-Cal Managed Care Health Plan Designation to acknowledge the State's decision to temporarily continue operations through Anthem Blue Cross and to accommodate the HSA's and local provider stakeholders need to continue to plan and coordinate the future operational implementation of the Health Plan of San Joaquin – HAS 2011-779
- *B8** Approved the revised Stanislaus County Deferred Compensation Plan Document; and, authorized the Chairman to execute the revised Plan Document – Risk Management 2011-780
- *B9** Authorized the Auditor-Controller to establish a new Internal Service Fund to capture the cost of administering other employee benefits, and designate it as interest bearing; authorized the Auditor-Controller to convert the existing fund, Purchased Insurance, to an interest bearing fund; and, directed the Auditor-Controller to transfer appropriations and estimated revenue from the Purchased Insurance Fund to the newly-created, interest-bearing Other Employee Benefits Fund in the amount of \$63,000 – Risk Management 2011-781
- *B10** Approved an agreement between the County and Sidles Duncan and Associates to provide health insurance consulting services effective 01/01/2012; approved the procurement of insurance coverage from ING-Reliastar to provide secondary stop-loss insurance coverage in the County's self-insured medical benefits program effective 01/01/2012; and, authorized the Purchasing Agent and all parties to sign the approved agreements – CEO 2011-782
- *B11** Set aside the approval to exchange equipment with DMC, as approved in 02/09/2010; and, declared the list of County equipment as surplus and authorized these assets to be exchanged with TRE Endoscopy 1 for repair of a cystoscope – GSA 2011-783
- *B12** Approved the report of Purchasing Card Program activity for FY 2010-2011; and, approved revisions to the Stanislaus County Purchasing Card Policy – GSA 2011-784
- *B13** Approved to issue a RFP for components of a P-25 linear simulcast trunking radio system to improve interoperable communications for Stanislaus County first responders; authorized GSA to issue a notice inviting proposals on 01/12/2012 for the components of a P-25 linear simulcast trunking radio system; and, authorized to accept and open proposals on 02/09/2012, immediately after 2:30 p.m. and return to the Board to recommend an award – OES 2011-785
- *B14** Authorized the Director of the Department of Aging and Veterans Services (Area Agency on Aging) to sign contracts and any subsequent amendments for the Older Americans Act Senior Law Project and the Senior Community Service Employment Program with contracting service providers for FY 2011-12 and 2012-2013 – Aging and Veterans 2011-786
- *B15** Authorized the Chairman to enter into a 12-month extension for the exclusive right to negotiate agreement with JKB Development, Inc. for a long-term farming and potential solar lease on County owned land adjacent to the Fink Road Landfill; and, authorized the Director of DER to sign and execute the one year agricultural lease with JKB Development, Inc. – DER 2011-787
- *B16** Amended the Regulations Governing Special Purpose Rooms for the Stanislaus County Library System as detailed in Attachment A – Library 2011-788
- *D1** Approved the listed 2012 Williamson Act Contracts subject to the Board of Supervisor's 11/15/2011 action to approve the implementation of AB 1265; authorized the Chairman of the Board to sign the listed contracts; and, directed the Clerk of the Board to forward the listed contracts to the Clerk-Recorder's Office prior to 01/01/2012 for recording – Planning

County Counsel determined that Supervisors O'Brien, Chiesa, Withrow and De Martini have potentially disqualifying conflicts of interest with **6:35 p.m. public hearing** item because they all own agricultural property that might be affected by the proposed revision to the Agricultural Element. Therefore, in order to establish a quorum to consider this matter, the Board invoked the rule of necessity and Supervisor Chiesa and Supervisor De Martini drew long straws and thus participated in the decision. 2011-789

De Martini/Chiesa (3-0)(O'Brien and Withrow abstained) **6:35 pm** Finds that GPA No. 2011-01, Revised Agricultural Buffers is generally exempt from the CEQA pursuant to §15061(d)(3) and order the filing of the Notice of Exemption; finds that there is no substantial evidence the project will have a significant effect on the environment and that the general exemption reflects Stanislaus County's independent judgment and analysis; finds the project is consistent with the overall goals and policies of the Stanislaus County General Plan; and approved General Plan Amendment No. 2011-01 - Revised Agricultural Buffers – Planning 2011-790

Corr 1 Referred to the CEO and the Sheriff, a letter from the Corrections Standards Authority regarding Notice of Proposed Action for Adoption of Emergency Regulations for the Local Jail Construction Funding Program with the public comment period closing on 01/23/2011.

Corr 2 Referred to the Stanislaus Economic Development and Workforce Alliance, a letter from the California Emergency Management Agency regarding the U.S. Small Business Administration's declaration of Alameda County as a disaster area and Stanislaus County as a contiguous County due to the damages caused by the Sequoia Apartment Complex Fire that occurred 11/18/2011.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Russell Zane Brewer; Anthony Nelson Warren; Mathew Boring; and, the City of Newman.

Supervisor O'Brien congratulated CEO Robinson upon his retirement and wished him the very best, and congratulated Monica Nino upon her appointment as the next CEO. He asked Monica Nino to look into the Code Enforcement Unit to ensure that they have the proper response time.

Supervisor Chiesa thanked CEO Robinson for his service to the County.

The CEO reported that a quick analysis on the impacts of the State trigger cuts on Stanislaus County was delivered to the Board today. He thanked the County Department Heads and David Jones for their work in putting together this analysis and the 2012 Legislative Platform. He expressed his appreciation to the Board for their leadership of the County organization during this difficult time. He also thanked former Supervisors Ray Simon, Tom Mayfield, Jeff Grover, Pat Paul and Paul Caruso. He recognized Monica Nino, Stan Risen, Patricia Hill Thomas, Jody Hayes, Nancy Bronstein, Sandy Regalo, and David Jones of the Chief Executive office, and he congratulated the Board on their selection of Monica Nino as their next CEO.

Adjourned at 7:21 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.)