

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 6, 2012

Monteith/Withdraw unan. Adopted the consent calendar

- *A1 Approved the minutes of 02/28/2012
- *A2 Adopted and waived the second reading of Ordinance C.S. 1113 amending provisions of Stanislaus County Code Title 18, Chapter 6.010, related to Parks and Recreation organized competitions – Parks and Recreation ORD-55-P-1 2012-88
- *A3a Appointed Dave Woods to the Consolidated Fire Protection District Board of Directors 2012-89
- *A3b Appointed Richard Jorgensen to the Stanislaus County Airport Land Use Commission 2012-90
- *A3c Appointed Rodolfo Caro to the Burbank Paradise Fire Protection District Board of Directors 2012-91
- *B1 Amended the Bylaws of the Modesto City-County Airport Advisory Committee to be effective immediately upon Board approval establishing monthly regular meetings on the third Thursday of each month – CEO BD-40-15 2012-92
- *B2 Adopted a revised resolution to authorize the Director of DER to apply for, enter into and sign, the Waste Tire Cleanup and Waste Tire Enforcement Grants from the California Department of Resources Recycling and Recovery for FY 2012-2013 – DER 2012-93
- *B3 Approved the addition of one new full-time allocated CA IV position to the Salary and Position Allocation Report for StanCERA effective the first full pay period after Board of Supervisor’s approval; and, authorized the CEO to amend the Salary and Position Allocation Report to add one CA IV position – StanCERA 2012-94
- *C1 Adopted the Plans and Specifications for the RSTP Road Resurfacing Program Phase D Project, Federal Project No. STPL-5938(198); directed the Department of Public Works to set the bid opening date and time; and, directed the Department of Public Works to publish and mail a notice inviting bids to trade journals as required by law – PW 2012-95
- *D1 Opened the 30-day public comment period to consider approval of the: FY 2012-2015 Consolidated Plan (CP), the FY 2012-2013 Annual Action Plan (AAP), the Housing and Urban Development Neighborhood Revitalization Strategy Areas (NRSA) for Airport and Parklawn Neighborhoods, the FY 2012-2015 Analysis of Impediments (AI) to Fair Housing Choice, and the Substantial Amendment (SA) to the FY 2011-2012 Annual Action Plan (AAP); and, set a public hearing for 04/17/2012, at 6:35 p.m., to close the public comment period and consider approval of the FY 2012-2015 Consolidated Plan (CP), the FY 2012-2013 Annual Action Plan (AAP); the Housing and Urban Development Neighborhood Revitalization Strategy Areas (NRSA) for Airport and Parklawn Neighborhoods; the FY 2012-2015 Analysis of Impediments (AI) to Fair Housing Choice, and the Substantial Amendment (SA) to the FY 2011-2012 Annual Action Plan – Planning 2012-96
- B4** Considered the presentation by the MID on the potential water transfer to the City and County of San Francisco – CEO 2012-97

Recessed at 11:42 a.m.

Reconvened at 11:50 a.m.

Monteith/O'Brien (3-2)(Chiesa and Withrow opposed) **9:10 am** Conducted the public hearing to consider action on the initiative petition for the formation of the Stanislaus County Veterans Memorial District; pursuant to Military and Veterans Code §1177.6 through 1178; **approved Staff Recommendations Nos. 2a and 3** as follows: ordered a special election pursuant to Military and Veterans Code §1178 to vote on the question of formation of the proposed district and to elect the members of the first board of directors thereof and direct the County Elections Official to consolidate the election with, and place the measure on, the 06/05/2012 election; and, designated Board member seats 1, 2 and 3 for candidates who are veterans, and Board member seats 4 and 5 for veterans or non-veterans, in addition to the common qualification of being registered electors residing within Stanislaus County – CEO 2012-99

Chiesa/De Martini unan. **B5** Accepted the CEO's Mid-Year Financial Report for FY 2011-2012; authorized the CEO and the Auditor-Controller to make the necessary adjustments as recommended in the Mid-Year Financial Report; allowed BHRS to pay prior year inpatient hospital invoices for services that were provided last fiscal year; authorized the use of \$900,000 of the Department of Child Support Services' contingency account, as recommended in the Mid-Year Financial Report; approved the 2012-2013 General Fund Budget Strategy as outlined in the Report; amended the Salary and Position Allocation Resolution to reflect the recommendations included as part of the Mid-Year Financial Report, as outlined in the Staffing Impacts section of this report and detailed in Attachment B of the agenda item to be effective the start of the 03/10/2012 pay period, or as otherwise noted; approved the reduction-in-force of one filled position in the Assessor's Office and one filled position in the Children and Families Commission effective 06/30/2012; and, approved contracts and/or agreements listed on Attachment C in cumulative amounts of \$100,000 or greater since 07/01/2009 – CEO 2012-98

Corr 1 Referred to the Fish and Wildlife Committee, a letter from the State of California Fish and Game Commission regarding the proposed regulatory action regarding the Central Valley salmon sport fishing season.

Corr 2 Acknowledged receipt of the audit report from the Community Services Agency for CalFresh Program for the reporting period of April through June 2011.

Corr 3 Referred to the Department of Planning and Community Development and the Chief Executive Office, a notice from the Hughson Unified School District regarding their public hearing on 04/03/2012 concerning school facilities needs and related developer fees.

Corr 4 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Bonnie Mathis; Jan Pritchard and Gisele Johnson; and, Darrel D. Vigen and Karla J. Vigen.

Supervisor Chiesa invited everyone to attend the 2nd Annual Turlock Government Night on Wednesday, 03/14/2012 from 6:00 p.m. to 8:00 p.m. at Medeiros Elementary School in the Multi-Purpose Room. He noted that he, along with Congressman Denham, Senator Canella, and Mayor Lazar, will be participating.

CEO Nino noted that today is the last Board of Supervisors meeting for Kirk Ford, Director of Planning and Community Development. She wished him well on his upcoming retirement and thanked him for his

service to the County. The CEO announced that Angela Freitas, Deputy Director has been appointed Interim Director of Planning and Community Development effective 03/12/2012.

Adjourned to closed session at 2:10 p.m. for Closed Session: Conference with Legal Counsel - Existing Litigation: Two Cases: Turlock Irrigation District v. Satwant Athwal, et al., Stanislaus County Superior Court Case No. 670362; Turlock Irrigation District v. Sarbijit Athwal, et al., Stanislaus County Superior Court Case No. 670365. Government Code §54956.9 (a).

Closed Session Announcement: Chiesa/Withdraw unan. The Board of Supervisors, pursuant to Code of Civil Procedure §1250.325, authorized County Counsel to prepare and file a Disclaimer of Interest, except for unpaid taxes, penalties and costs that have accrued upon such property, in the property described in the eminent domain lawsuit Turlock Irrigation District v. Satwant Athwal, et al., Stanislaus County Superior Court Case No. 670362. 2012-100

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Adjourned at 2:32 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.)