

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

Regular Session

Tuesday

April 24, 2012

All Supervisors Present

Pledge of Allegiance to the Flag

Withdraw/Monteith unan. Adopted the consent calendar

- \*A1 Approved the minutes of 04/17/2012
- \*A2 Accepted the resignation of Frank Ploof from the Salida Municipal Advisory Council and the Tuolumne River Regional Park Citizens Advisory Committee 2012-175
- \*A3 Approved the change to the representation of the position of Charmaine Monte on the Advisory Board on Substance Abuse Programs 2012-176
- \*A4a Proclaimed May 1, 2012 as Law Day 2012-177
- \*A4b Proclaimed May 2012 as Older Americans Month 2012-178
- \*A4c Proclaimed May 2012 as Elder and Dependent Adult Abuse Awareness Month 2012-179
- \*A4d Proclaimed May 2012 as Foster Care Awareness Month 2012-180
- \*A4e Proclaimed May 2012 as Asthma Awareness Month 2012-181
- \*A5 Commended Dr. William Griffiths, MD upon receiving the 2012 John Darroch Memorial Award from the Stanislaus Medical Society 2012-182
- \*A6 Approved a resolution in support of the 05/12/ 2012 Ride for Mom Event 2012-183
- \*B1 Approved the Area Agency on Aging's Four-Year 2012-2016 Area Plan; and, authorized the Chairman of the Board and the Director of the Area Agency on Aging to sign the transmittal letter to the California Department of Aging – Aging & Veterans 2012-184
- \*B2 Adopted the Property Tax Administration Cost Recovery Plan; approved the report determining that the Property Tax Administration Costs for FY 2010-2011 are \$7,411,713 and establishing the proportion of said costs attributable to incorporated cities and other jurisdictions in FY 2011-2012; and, authorized the collection of said costs pursuant to the provisions of the R&T Code §95.3 and 97.75, and Stanislaus County Ordinance Code §4.44.010 – Auditor-Controller 2012-185
- \*B3 Approved the amendment to an agreement with Crestwood Behavioral Health, Inc. for mental health services for FY 2011-2012; authorized the BHRS Director, or her designee, to sign the amendment with Crestwood Behavioral Health, Inc.; and, authorized the BHRS Director, or her designee, to negotiate and sign amendments to this agreement to add services and payment for services up to \$75,000, budget permitting, throughout FY 2011-2012 – BHRS 2012-186
- \*B4 Authorized the Director of DER to apply for, accept, and enter into a Heavy Duty Engine Program Grant Agreement with the San Joaquin Valley Air Pollution Control District for the revised grant amount of \$73,863.87 for FY 2012-2013; authorized the Director of DER to approve and sign any amendments to the Heavy Duty Engine Grant Agreement with the San Joaquin Valley Air Pollution Control District for FY 2012-2013; authorized the Director of Parks and Recreation to apply for, accept, and enter into Heavy Duty Engine Program Grant Agreement with the San Joaquin Valley Air Pollution Control District for the revised grant amount of \$8,697.70 for FY 2012-2013; and, authorized the Director of

- Parks and Recreation to approve and sign any amendments to the Heavy Duty Engine Program Grant Agreement with the San Joaquin Valley Air Pollution Control District for FY 2012-2013 – DER/Parks 2012-187
- \*B5** Authorized the Department of Parks and Recreation to hold the Seventeenth Annual Fireworks Celebration on Sunday, 07/01/ 2012, at Woodward Reservoir Regional Park located off of 26 Mile Road in the unincorporated area of Stanislaus County; authorized the Director of Parks and Recreation to promote and support activities related to the Seventeenth Annual Fireworks Celebration; and, authorized the Director of Parks and Recreation to sign the necessary contractual agreements for the event – Parks and Recreation 2012-188
- \*B6** Accepted the Stanislaus County Treasury Pool’s March 2012 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 2012-189
- \*C1** Approved the purchase agreement to acquire road right-of-way for the State Route 99/State Route 219 (Kiernan Avenue) Interchange Project, Parcel Owner Salida Fire Protection District (APN: 135-045-055); authorized the Chairman to execute the agreement; authorized the Director of Public Works to sign the Certificate of Acceptance and cause to record the Grant Deed on behalf of Stanislaus County as authorized by Board Resolution dated 03/08/2011 and Government Code 27281; and, directed the Auditor-Controller to issue a warrant in the total amount of \$1,000,000 payable to First American Title Company, for the purchase amount of \$995,000 and \$5,000 for estimated escrow fees and title insurance – PW M-64-I-17 2012-190
- \*C2** Initiated proceedings for the annexation of three areas into the Denair Highway Lighting District. Area 1: Brookside Park Homes Nos. 1 & 2; Area 2: Eastgate Estates No. 2; and Area 3: Shelton Estates; and, directed the Public Works Department to prepare and file the required Engineer’s Report, maps, and legal descriptions – PW DL-2-A 2012-191
- \*C3** Approved the conditional award of the contract in the amount of \$107,989 to Garrett Thompson Construction, Inc., of Modesto, California, for the construction of the Howard Road Bike Trail Roadway Improvements, subject to receipt of the appropriate insurance and bonds; authorized the Director of Public Works to execute a contract with Garrett Thompson, Inc., for \$107,989 and to sign necessary documents; authorized the Director of Public Works to execute change orders in accordance with Public Contract Code, §20137; upon project completion, authorized the Director of Public Works to accept the completed improvement and perform all necessary closeout activities; and, authorized the Construction Manager to issue a “Notice to Proceed” contingent upon receipt of proper insurance and bonds – PW 2012-192
- \*C4** Awarded a contract for Bridge Engineering and Project Delivery Services to Dokken Engineering of Folsom, California in the amount of \$259,246 for the Pete Miller Road over Delta-Mendota Canal Seismic Retrofit Project; and, authorized the Director of Public Works to execute a contract with Dokken Engineering in the amount of \$259,246 and to sign necessary documents, including any amendments to the agreement not to exceed 10% – PW 2012-193
- \*C5** Adopted a resolution certifying the mileage in Stanislaus County's maintained mileage road system to be 1521.18 miles as of 12/31/2011 – PW 2012-194

**Corr 1** Referred to the BHRS, a copy of the “Client-driven, Family-focused Transformation of the Mental Health System Through the California Mental Health Services Act” from the Mental Health Oversight and Accountability Commission.

**Corr 2** Referred to the Public Works, a public hearing notice regarding the Claribel Road Widening Project for the Intent to Adopt an Initial Study/Proposed Mitigated Negative Declaration/Environmental Assessment and §4(f) Evaluation on Tuesday, 05/ 22/2012.

**Corr 3** Referred to the Public Works, a notice from the California High-Speed Rail Authority regarding the Final Environmental Impact Report/Environmental Impact Statement for the Merced to Fresno High-Speed Train Section.

**Corr 4** Referred to DER, a notice of public workshops for the San Joaquin Valley Unified Air Pollution Control District for the Draft 2012 PM2.5 Plan.

The CEO gave a legislative update and noted that there is a deadline this week to move bills forward at the State Level. She reported that the Oversight Board for the Successor Agency for the Stanislaus Redevelopment Agency approved the reorganized obligation payment schedule (ROPS). This schedule includes projects in Salida, Keyes, Bret Harte and others. The Oversight Board also approved \$32 million to assist Public Works in developing the infrastructure projects including those in the Park Lawn area. The ROPS is subject to approval by the State and the State officials have yet to take action on this. Last week the Governor stated that the State Budget deficit could be \$1 billion more than the \$9.2 billion previously estimated. He will be releasing his mid-budget revision in May. The Munger Tax Initiative appears to have enough signatures to qualify for the ballot. She noted that the Facebook IPO is supposed to happen in May, which could result in another \$2.5 billion in State revenues. On the federal side, last Wednesday, the House approved HR 4348 (Surface Transportation Extension Act of 2012, Part II). This is essentially a \$109 billion two-year surface transportation and reauthorization bill.

Withdraw/Monteith unan. **9:05 (A)** Conducted a public hearing and introduced and waived the first reading of Ordinance C.S. 1114 to amend existing fees and adopt new National Pollutant Discharge Elimination System (NPDES) Fees for the Department of Public Works Engineering Division

ORD-55-P-2 2012-195

Chiesa/Monteith unan. **9:05 (B)** Conducted a public hearing and introduced and waived the first reading of Ordinance C.S. 1115 to establish new and amend existing fees for DER

ORD-55-P-3 2012-196

Monteith/Chiesa unan. **9:05 (C)** Conducted a public hearing and introduced and waived the first reading of Ordinance C.S. 1118 to establish new and amend existing fees for the Department of Parks and Recreation

ORD-55-P-3 2012-197

Adjourned to closed session at 9:46 a.m. for Conference with Legal Counsel - Anticipated Litigation: One case. Government Code §54956.9 (c). Closed Session: Conference with Legal Counsel - Existing Litigation: Two Cases: Daniel Kreshon, et al. v. Edward Northard, et al, Stanislaus County Superior Court, Case Number 662676; and Forensic Consultants' Medical Group, Inc. v. County of Stanislaus et al, Stanislaus County Superior Court, Case Number 626798. Government Code §54956.9 (a).

Adjourned at 11:17 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.)