

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

Regular Session

Tuesday

May 1, 2012

All Supervisors Present

Pledge of Allegiance to the Flag

Dr. Carroll gave a presentation and accepted the resolution proclaiming May 2012 as Asthma Awareness Month in Stanislaus County.

Bob Fores and Armando Flores accepted a resolution of support for the 05/12/2012 Ride for Mom Event.

Withrow/Chiesa unan. Adopted the consent calendar after removing from the agenda item **C2** Approval to Consider and Adopt a Resolution of Necessity to Acquire Road Right of Way by Eminent Domain for the State Route 99/State Route 219 (Kiernan Avenue) Interchange Project, Parcel Owners John R. & Carol L. Regusci, APN: 136-033-029 2012-209

\***A1** Approved the minutes of 04/24/2012

\***A2** Accepted the resignation of Chad Vargas from the Stanislaus County Economic Development Action Committee 2012-198

\***A3** Approved a commendation for Patty Stone upon being named the 2012 Liberty Bell Award Recipient by the Stanislaus County Bar Association 2012-199

\***A4a** Proclaimed May 2012 as Mental Health Month 2012-200

\***A4b** Proclaimed, in conjunction with the National designation, the week of 05/20/2012 – 05/26/2012 as Public Works Week 2012-201

\***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 2012-2013 – Ag Commissioner 2012-202

\***B2** Approved an Independent Contractor Agreement with Calserve, Inc. to provide service of process duties as contained in the approved scope of work (Attachment A); and, authorized the Purchasing Agent to sign the agreement with Calserve, Inc., and any subsequent amendments thereto on behalf of the County – CSS 2012-203

\***B3** Accepted a grant from the national Children’s Alliance for the Child Abuse Interview, Referral and Evaluation (CAIRE) Center; authorized the Chairman and the CSA Director, or her Assistant Director Designee, to sign the sub-award agreement with the California Network of Child Advocacy Centers not to exceed the total contract amount of \$10,000 for the period of 01/01/2012 – 12/31/2012 – CSA 2012-204

\***B4** Set a public hearing on 05/22/2012, at 9:05 a.m., to consider an increase in the disposal fee at the Stanislaus Waste-To-Energy Facility – DER 2012-205

\***B5** Authorized the Sheriff to submit a grant application to the California State Parks, Off-Highway Motor Vehicle Recreation Division OHV grant program for increased law enforcement services at Frank Raines Regional Park and La Grange Park in Stanislaus County; and adopted a resolution to apply for the California State Parks Off-Highway Vehicle Grant – Sheriff 2012-206

\***C1** Adopted the Plans and Specifications for the Stanislaus County 2012 Chip Seal Program (Asphalt Rejuvenation Emulsion); 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 the notice inviting the bids for the project as required by law – PW 2012-207

Chiesa/Monteith unan. **B6 Amended** the Third Quarter Financial Report for FY 2011-2012 to exclude the Planning and Community Development adjustment in the amount of \$140,000.00 (Page 38 of the Report); authorized the CEO and the Auditor-Controller to make the necessary adjustments as recommended in the Third Quarter Financial Report as amended; authorized the transfer of \$1,737,857 from the Mandated County Match contingency account as recommended in the Third Quarter Financial Report; authorized the Auditor-Controller to process prior year invoices from BHRS to SCOE; amended the Salary and Position Allocation Resolution to reflect the recommendations included as part of the Third Quarter Financial Report, as outlined in the Staffing Impacts section and detailed in Attachment B to be effective the start of the 05/05/2012 pay period; approved contracts and/or agreements listed on Attachment C in cumulative amounts of \$100,000 or greater since 07/01/2009; and, set a public hearing for the consideration and adoption of the Budget Year 2012-2013 Proposed Budget on 06/05/2012 at 9:05 a.m., and continue to 06/06/2012 and 06/07/2012 at 9:00 a.m., if necessary; directed the Clerk of the Board to advertise the public hearing; and, authorized the Clerk of the Board to make appropriate changes to the public notice if fee increases are proposed as part of the budget process – CEO 2012-208

**Corr 1** Designated Supervisor Withrow to be on the Election Observer Panel for the Presidential Primary Election on Tuesday, 06/05/2012.

**Corr 2** Referred to the Alliance Worknet and the Stanislaus Economic Development and Workforce Alliance, a letter from the Dawn Food Products, Inc. regarding the permanent closure of their operations at 2407 and 2455 Tenaya Drive and 737 Riverside Drive in Modesto, CA the third phase of closure is expected to take place during a two week period beginning on 05/09/2012, and the final phase of closure is expected to take place during a two week period beginning on 05/31/2012.

**Corr 3** Referred to the Fish and Wildlife Committee, a notice from the State of California Fish and Game Commission regarding proposed regulatory action relating to Permits and Inspection of Facilities for Restricted Species.

**Corr 4** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claim: Monica Copeland (duplicate).

Supervisor Chiesa thanked all of the volunteers who participated in the Love Modesto, Love Turlock, Love Hughson, and Love Denair events on Saturday, 04/28/2012.

The CEO reported that the State Legislative Analyst's office is projecting the State's deficit to be approximately \$11 billion. She noted that the Governor's May Revised Budget will be released on 05/14/2012. On 04/25/12, the California Transportation Commission approved the Route 108 State Highway Alternate Project which designates the North County Corridor State Route 108 East Route Project as the local highway alternative to the State Highway 120 Oakdale Bypass project. Caltrans started the \$90.2 million Hwy 99 Resurfacing and Restoration Project yesterday. The recent polls concerning the Governor's Tax Initiative show 54% in favor, 39% oppose, and a strong majority oppose automatic cuts to K-12 education. If the Initiative is rejected, this could add pressure for cuts in other areas.

Adjourned to closed session at 10:05 a.m. for conference with Legal Counsel - Existing Litigation: One case: Christopher Romero v. Tom Fara, et al., Stanislaus County Superior Court Case No. 630905. Government Code Section 54956.9 (a).

Adjourned at 10:58 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.)