

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

June 19, 2012

Recessed to Closed Session at 5:00 p.m. for Conference with Legal Counsel - Existing Litigation: Two cases: Eric Pierce, et al. v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 661022; Christopher Romero v. Tom Fara, et al., Stanislaus County Superior Court Case No. 630905. Government Code Section 54956.9 (a). Conference with Legal Counsel - Anticipated Litigation: One case. Government Code Section 54956.9 (c).

Reconvened at 6:30 p.m. for Regular Session

Antonia Kinslow spoke regarding the proposed 6% permanent cut to employee salaries and the impact it has on employees due to increased living cost especially to those who make less than \$40,000 per year.

Carmen Sabatino read information from the 2003 Grand Jury report and requested the Board to think about this information while considering their decision on West Park.

Cynthia Lujdic spoke in opposition of the proposed permanent 6% cut in employee's salaries and said that this will bring employees back to the 2006-07 salaries levels. She said that this is especially difficult with the increased cost of health insurance, retirement and living expenses. She also noted the loss of employees leaving the County and how it has impacted her department.

Kathleen Grundy spoke about the difficulties of being a Social Workers and opposed the additional increase in cuts to salaries. She noted the challenges of being a Social Worker as they deal with difficult and traumatic situations and long work hours.

Emma Jacquay said that employees should be able to keep their salaries for their families.

Gabriel Miramontes opposed the 6% cut in salaries of County employees.

Withdraw/Chiesa unan. Adopted the consent calendar after removing from the agenda item ***B-12**
Approval of a Contract with the California Department of Public Health Services for the Continuation of the Immunization Assistance Program for the Period of 07/01/2011 through 06/30/2013 – HSA

2012-302

***A1** Approved the minutes of 06/05/2012

***A2** Accepted the resignation of Anita Hellam, Edward King, and Joe Muratore from the EDAC
2012-282

***A3a** Approved request from the City of Patterson to consolidate their Municipal Election with the
11/06/2012, Presidential General Election 2012-283

***A3b** Approved request from the City of Waterford to consolidate their Municipal Election with the
11/06/2012, Presidential General Election 2012-284

- *A3c Approved request from the City of Oakdale to consolidate their Municipal Election with the 11/06/2012, Presidential General Election 2012-285
- *A3d Approved request from the City of Riverbank to consolidate their Municipal Election with the 11/06/2012, Presidential General Election 2012-286
- *A4 Proclaimed June 2012 as Disability Awareness Month 2012-287
- *B1 Approved the 2012-2013 Megabyte Automated Property Tax System Maintenance Agreement with Megabyte Systems, Inc.; and, authorized the CEO upon the recommendation of the Assessor, Auditor-Controller and the T/TC to sign the 2012-2013 Annual Maintenance Agreement with Megabyte Systems, Inc. – Assessor 2012-288
- *B2 Approved the agreement with Sierra Vista Child and Family Services for the Zero to Five Early Intervention Program services during Budget Year 2012-2013; authorized the BHRS Director, or her designee, to sign the agreement for Budget Year 2012-2013; and, authorized the BHRS Director, or her designee, to negotiate and sign amendments to the agreement, to add services and payment for services up to \$75,000, budget permitting, throughout Budget Year 2012-2013 – BHRS 2012-289
- *B3 Approved the agreement with Aspiranet, Inc. for outpatient and Therapeutic Behavioral Services during Budget Year 2012-2013; authorized the BHRS Director, or her designee, to sign the agreement for Budget Year 2012-2013; and, authorized the BHRS Director, or her designee, to negotiate and sign amendments to the agreement, to add services and payment for services up to \$75,000, budget permitting, throughout Budget Year 2012-2013 – BHRS 2012-290
- *B4 Approved the First Amendment to Agreement extending, until 06/30/2014, the termination date of an agreement with City of Modesto to operate, on behalf of Stanislaus County, a cable casting Master Control Room and provide cable channel programming time for County meetings, programs and events within the City’s franchise area, and to specify the annual contract payments associated with the Amendment; and, authorized the CEO to sign the Frist Amendment – CEO 2012-291
- *B5 Approved the transfer of fixed assets purchased with Homeland Security Grant Funds to the receiving agencies or jurisdictions; and, authorized staff to destroy FY 2001, 2002, 2003 Part II and 2004 Homeland Security grant documents older than three years – OES 2012-292
- *B6 Accepted the report on Assembly Bill 300: The Safe Body Art Act – DER 2012-293
- *B7 Approved a Master Agreement with Cypress Private Security, LLC of San Jose, California for security guard services; and, authorized the Purchasing Agent to sign the Master Agreement projects, and any subsequent amendments to the Master Agreement on behalf of the County – GSA 2012-294
- *B8 Approval for the Chief Probation Officer to apply for and accept a Juvenile Accountability Block Grant (JABG) from the Corrections Standards Authority (CSA) and 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 a Juvenile Accountability Block Grant; and, authorized the Auditor-Controller to increase appropriations and estimated revenue by \$36,837 as detailed in the Budget Journal – Probation 2012-295
- *B9 Approved the agreement with Center for Human Services for Community-Located Alcohol and Other Drug Intensive Outpatient Treatment Services for Budget Year 2012-2013; and, authorized the BHRS Director, or her designee, to sign the agreement for Budget Year 2012-13 – BHRS 2012-296
- *B10 Authorized the Auditor-Controller to loan funds to Stanislaus Consolidated Fire Protection District for operational expenses under Government Code Section 23010 in an amount not to exceed \$6,938,018 – Auditor-Controller 2012-297

- ***B11** Authorized the Auditor-Controller to loan funds to Oakdale Rural Fire District for operational expenses under Government Code Section 23010 in an amount not to exceed \$1,445,000 – Auditor-Controller 2012-298
- ***B13** Approved the California Department of Public Health contract #11-10551 for the Childhood Lead Poisoning Prevention Program Allocation for the period of 07/01/2011 through 06/30/2014; and, authorized the HSA Managing Director, or her designee, to sign the contracts and amendments thereafter with the California Department of Public Health contract – HAS 2012-299
- ***B14** Authorized the Project Manager to process a CO with Roebbelen Contracting, Inc. for the lump sum amount not to exceed \$41,536 to establish data communications service at the Stanislaus County Juvenile Commitment Facility Project Site conditioned upon approval from the State of California Corrections Standards Authority; and, authorized the Auditor-Controller to make the necessary budget transfers between the construction contingency and construction fixed assets accounts once the CO is approved by the State – CEO 2012-300
- ***B15** Approved the provisions contained in the tentative agreement reached between the County and the California Nurses Association (CNA), representing the Registered Nurses Bargaining Unit; implemented the 6% permanent salary deduction effective 07/01/2012; authorized the Chairman and all parties to sign the agreement; and, authorized the CEO and County Auditor-Controller to implement all terms and conditions of the approved agreement in compliance with applicable State and Federal laws – CEO 2012-301

Supervisor Withrow left the Chamber at 6:50 p.m.

Monteith/Chiesa 3-1(De Martini opposed) (Withrow abstained) **B16** Accepted an update and pre-development status report for the Crows Landing/West Park development project at the former Crows Landing Air Facility property; and, authorized the additional time period through 01/31/2013 for the Master Developer, West Park Holdings, LLC, to complete the following: preparation of a complete Draft EIR, Draft Specific Plan, Draft Development Agreement (DA), and Draft Ground Leases; and approve the associated draft Reimbursement, Deposit and Forfeiture Agreement including the revisions to the agreement as presented at the Board meeting 2012-303

Recessed at 9:05 p.m.

Reconvened at 9:16 p.m.

Supervisor Withrow returned at 10:52 p.m.

Corr 1 Referred to the Department of Agricultural Commissioner and Sealer of Weights and Measures, the Department of Planning and Community Development and the Department of Public Works, a notice from the State of California, Department of Water Resources regarding a Public Hearing on the request from River Partners for a grant to fund the Dos Rios Ranch project.

Corr 2 Referred to the Clerk-Recorder and Registrar of Voters, a letter from the Office of the Governor regarding a proclamation calling for the General Election on Tuesday, 11/06/2012.

Corr 3 Referred to the Department of Agricultural Commissioner and Sealer of Weights and Measures and the Office of Emergency Services, a letter from the California Emergency Management Agency regarding the U.S. Department of Agriculture’s Secretarial disaster designation for the primary counties

of Alameda, Marin and Tehama and Stanislaus County as a contiguous county due to agricultural losses caused by the drought beginning 10/01/ 2011, and continuing.

Corr 4 Referred to the Alliance WorkNet and the Stanislaus Economic Development and Workforce Alliance, a letter from Longs Drug Stores California, L.L.C., doing business as CVS/pharmacy Distribution Center notification of the permanent mass layoff of current employees beginning no later than 08/14/2012, at the distribution center located at 2400 Keystone Pacific Parkway, Patterson, CA per the Worker Adjustment and Retraining Notification Act (WARN Act).

Corr 5 Referred to the DER, the “Local Primacy Agency Annual Evaluation Report” for Stanislaus County for the small water system program that the County and the State are in partnership on from the California Department of Public Health.

Corr 6 Referred to the Fish and Wildlife Committee, a letter from the Fish and Game Commission regarding the proposed regulatory action on upland game hunting for quail, wild turkey and pheasants.

Corr 7 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Rodrigo Padilla; Jaime Carranza AKA Jaime Fernandez; Geraldo Orozco (2); and, Larry Garcia II.

The CEO reported on the main budget bill and seven trailer bills were approved Friday. More than a dozen trailer bills are left for the legislature to deal with. By passing the main budget bill, legislative leadership believes that they have met their obligation to pass a balanced budget by June 15 in order to continue getting paid. Their intention is to keep working the budget trailer bills this week and up until the start of the new fiscal year on July 1st. The \$250 million RDA Pass Through elimination play is, although it appears to be losing traction. This is an extremely complex concept that has not appeared in bill format and staff continues to do their best to interpret the intent and the possible impacts. The County General Fund, that was included in the Proposed Budget, is \$2.5 million that is at risk. Also, special districts that receive pass through funds could be severely impacted as well. The understanding is the Governor is opposed to this concept and the Senate now appears to be yielding to political pressure and is trying to identify alternative measures for the \$250 million. We have great concern and are watching it carefully. On the Federal level the House was in recess last week and the Senate was in session. Both chambers are in session this week. Our information on the Transportation bill indicates that Legislators are not encouraged by recent staff discussions. Expectations are growing that there will be a short term discussion before any permanent long-term agreement is decided.

The Chairman announced that there will be a tour of the Juvenile Commitment Center Construction Site on 06/26/ 2012 following the Board of Supervisor meeting at 2215 Blue Gum Avenue, Modesto, CA

Adjourned at 10:57 p.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: CHRISTINE FERRARO TALLMAN, 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.)