

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

Regular Session

Tuesday

July 10, 2012

All Supervisors Present

Pledge of Allegiance to the Flag

A moment of silence was held for BHRS employee Elizabeth Rangel.

Stuart Oller spoke in opposition regarding SB 1221 which prohibits the use of dogs to hunt bear or bobcats.

Debra Harper spoke regarding the need for people to work together. She thanked the Board for all the work they do and how respectfully they treat everyone.

Withdraw/Monteith unan. Adopted the consent calendar

**\*A1** Approved the minutes of 06/26/2012

**\*A2a** Reappointed Mark Heinzinger to the 49-99 Library System Lay Advisory Board

2012-326

**\*A2b** Reappointed Evelina McDowell, Carol Shipley, Jeff Anderson, Leah Silvestre, and John Palombi to the Child Abuse Prevention Council of Stanislaus County

2012-327

**\*A2c** Reappointed Jeri Trainor, Caroline Dias and Juan Ramirez to the Stanislaus Child Development Local Planning Council

2012-328

**\*A2d** Reappointed Jenny Kenoyer, Amelia Henson, Kim Hutsell, Billie Taylor, and Kenneth Hanigan to the Commission on Aging

2012-329

**\*A2e** Reappointed Ross Briles, James Brenda, Martin Fox, Bradley Hawn, William O'Brien, Michael Frantz and Clinton Mort to the Stanislaus Economic Development and Workforce Alliance

2012-330

**\*A2f** Reappointed Christopher Cataline, Kimberly Kennard-Lyke, Jack Marshall Waldorf, Annie Henrich, and Carlos Gustavo Fierros to the Mental Health Board

2012-331

**\*A2g** Reappointed Joshua Vander Veen to the Stanislaus County Free Library Advisory Board

2012-332

**\*A2h** Reappointed Wayne Zipser, Lisa Funk, Roger Duncan, Carlos Estacio III, John Herlihy, and Tom Orvis to the Stanislaus County Agricultural Advisory Board

2012-333

**\*A2i** Reappointed Frank Coelho and Michael Passalacqua to the East Stanislaus Resource Conservation District Board of Directors

2012-334

**\*A2j** Reappointed Douglas Souza, Alfred Enos, and James N. Tavernas, to the Denair Fire Protection District Board of Directors

2012-335

**\*A2k** Reappointed Harold Agresti and Ladd Hackler to the Keyes Fire Protection District Board of Directors

2012-336

**\*A2l** Reappointed Doug Flora, Charles Morrison, III and Vince Bizzini, to the Woodland Avenue Volunteer Fire Protection District Board of Directors

2012-337

**\*A2m** Reappointed David Woods to the Stanislaus Consolidated Fire District Board of Directors

2012-338

**\*A2n** Reappointed Ronald Brouhard, Kristine Costa, Mike Lucas and Scott Cole to the Mountain View Volunteer Fire Protection District Board of Directors

2012-339

- \***A2o** Reappointed Phillip Larson, Brian Genzoli, and Allen Peterson, to the Turlock Rural Fire Protection District Board of Directors 2012-340
- \***A2p** Reappointed Diana Haile and Manuel Vierra to the West Stanislaus Fire Protection District Board of Directors 2012-341
- \***A3a** Appointed Tracy Miller to the Agricultural Advisory Board 2012-342
- \***A3b** Appointed Cecil Russell and Stephanie Burnside to the Economic Development Action Committee 2012-343
- \***A3c** Appointed Gary Larson to the Mountain View Fire Protection District Board of Directors 2012-344
- \***A3d** Appointed Ed Perry to the West Stanislaus Resource Conservation District Board of Directors (corrected ending date to be 12/31/2012) 2012-345
- \***A3e** Appointed Charles Grom to the Mental Health Board 2012-346
- \***A3f** Appointed Shayne Strasser to the Stanislaus Consolidated Fire District Board of Directors 2012-347
- \***A3g** Appointed Katherine Borges to the Salida Municipal Advisory Council 2012-348
- \***A4** Consolidated the Municipal Election for the City of Turlock with the 11/06/2012 Presidential General Election 2012-349
- \***B1** Approved the use by the Stanislaus Consolidated Fire Protection District of the Regional Water Safety Training Center in Empire for operations training for a period of five years; authorized the Director of the Department of Parks and Recreation, or their designee, to sign Agreement # A071511 with Stanislaus Consolidated Fire Protection District for use of the Regional Water Safety Training Center for operations training for a period of 5 years; and, authorized the Director of Parks and Recreation, or their designee, to sign future agreements and extensions to the contract so long as there is not change to the compensation terms – Parks and Recreation 2012-350
- \***B2** Authorized the Purchasing Agent, on behalf of BHRS, to enter into a lease agreement with Center for Human Services for office space at 631 West F Street in Oakdale; authorized the Purchasing Agent to sign the lease agreement and related documentation with the Center for Human Services; and, allowed the Purchasing Agent to pay lease obligations incurred in a prior year – BHRS 2012-351
- \***B3** Authorized the Director of Child Support Services, or her designee, to submit an application for funding to the Administration of Children and Families and Office of Child Support Enforcement National Child Support Noncustodial Parent Employment Demonstration Project grant in the amount of \$775,000, and to accept funding if awarded; and, authorized the Director of Child Support Services, or her designee, to sign and execute all necessary documents related to the grant – Department of Child Support Services 2012-352
- \***B4** Authorized the CEO to proceed with the necessary financing actions to refund and privately place the 1998 Series A Certificate of Participation (COP); authorized the CEO to cause all the necessary agreements to be executed with the County’s Financial Advisor KNN Public Finance, and Special Bond/Tax Counsel Stradling, Yocca, Carlson, & Rauth; and, authorized staff to proceed with the necessary financial analysis for the potential public and private refunding of the 2004 Series A and 2004 Series B Certificates of Participation – CEO 2012-353
- \***B5** Authorized the HSA Managing Director to appoint Ms. Melinda Shaw to the position of Manager III of the HSA Indigent Health Care Program at an annual salary of \$83,725 which is above the midpoint of Salary Band C – HSA 2012-354
- \***B6** Approved the provisions contained in the tentative agreement reached between the County and the Stanislaus County Employees Association, AFSCME Local 10, representing the Mid-Management/Supervisory Bargaining Unit, Technical Services Bargaining Unit, Crafts/Maintenance/Institutional Bargaining Unit, and Office Worker/Clerical Bargaining

Unit; approved the continuation of the current 5% salary deduction and the implementation of an additional 1% salary deduction for a total salary deduction of 6% that will not expire; authorized the Chairman and all parties to sign the agreement; and, authorized the CEO and the County Auditor-Controller to implement all terms and conditions of the approved agreement in compliance with applicable State and Federal laws – CEO 2012-355

- \*C1** Awarded the construction contract for the Stanislaus County 2012 Chip Seal Program (Polymer Asphalt Rejuvenation Emulsion) in the amount of \$633,391 to Telfer Oil Company, of Martinez, California; authorized the Director of Public Works to execute a contract with Telfer Oil Company for \$633,391 and to sign necessary documents; authorized the Director of Public Works to execute change orders in accordance with Public Contract Code, Section 20142; and, upon project completion, authorized the Director of Public Works to accept the completed improvements and perform all necessary closeout activities – PW 2012-356

Monteith/Chiesa unan. **B7** Accepted the 2012 Annual Public Health Report to the Board of Supervisors – HSA 2012-357

**Corr 1** Referred to the Fish and Wildlife Committee, Department of Public Works and Agricultural Commissioner and Sealer of Weights and Measures, a copy of the Minutes from the Department of Fish and Game, Wildlife Conservation Board regarding the approval of the Dos Rios Ranch project in Stanislaus County.

**Corr 2** Referred to the CEO, a letter from the Gallo Center for the Arts regarding their proposed annual 2012-13 budget.

**Corr 3** Referred to DER and the Department of Public Works, a letter from the City of Modesto with copies of the 2011 Annual Water Quality Report for the water systems of Modesto, Salida, Grayson, Del Rio, Hickman, Waterford and areas of Ceres and Turlock.

**Corr 4** Referred to the Sheriff and Chief Probation Officer, a copy of the Stanislaus County Civil Grand Jury final reports regarding the Stanislaus County Sheriff's Department; the Stanislaus Consolidated Fire Protection District; and, the Detention Facilities Inspections.

**Corr 5** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Debra L. Harper (claim and one addendum); and, Allison Streeter.

Supervisor De Martini noted that the Westside Health Care Task Force will begin their Biggest Loser contest on 08/23/12 at the Newman West Side Theater. There will be a speaker and a luncheon at no cost.

The CEO reported that the legislature began a one month recess starting on July 6<sup>th</sup> and is scheduled to return on August 6<sup>th</sup>. Many legislators are in full campaign mode during this recess. Before recess, there was a lot of activity. The legislature approved moving the water bond from November 2012 ballot to 2014. This is the second time the bond has been moved after initially being approved on the 2010 ballot and there are serious discussions about trimming the bill before the 2014 ballot measure. Lawmakers in 2009 said the bond was for a crucial upgrade of California's water infrastructure and would include \$3 billion for new storage projects (which could be above or below ground reservoirs. The Senate and Assembly approved \$8 billion of initial funding for the \$68 billion high-speed rail project after vigorous debate. Pension reform legislation did not happen prior to the recess. There was a lot of discussion about a new tier and putting some curbs on exempt employee retirement benefits. Also, it appears there would be significant changes to "airtime." Airtime is the ability for State workers to "buy" years of work credit,

instead of actually having to work those years and receive the credit toward pension calculations. SB 1517 (Wolk), is regarding the extension of Design-Build authority. The existing law is until 07/01/2014, we are asking authorization for counties to use these alternative procedures, known as design-build, for bidding on specified types of construction projects in the county in excess of \$2.5 million dollars. SB 1517 would extend the sunset date to 07/01/2018. Both Federal chambers are in session this week.

Adjourned to closed session at 9:36 a.m. for Conference with Legal Counsel - Existing Litigation: One Case: Dennis Wallace vs. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 663764; Government Code section 54956.9(a). Conference with Legal Counsel - Anticipated Litigation: One matter. Government Code Section 54956.9 (c).

Adjourned at 10:38 a.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.)