

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

Regular Session

Tuesday

October 30, 2012

All Supervisors Present

Pledge of Allegiance to the Flag

A commendation was presented to Christine Applegate, Director of the CSA, upon her retirement from County service.

The Children and Families Commission 2011- 2012 Activities Report was presented.

The Sheriff gave an update on the Stanislaus County Inmate Roadside Work Crew program.

Chiesa/Withdraw unan. Adopted the consent calendar after removing from consent items ***B1** Approval to Sell Tax-Defaulted Properties, to Re-offer Parcels for Sale, and to Authorize the Treasurer-Tax Collector to Exempt Federal and State Government Lands from Tax Sale; and, ***B4** Approval to Adopt the Nuisance Abatement Hearing Board's Recommendation and Find that the Property Located at 1301/1113 Washington Road, Near Turlock is a Nuisance – DER

***A1** Approved the minutes of 10/16/2012

***A2** Adopted the amendments to the Conflict of Interest Codes for the Oakdale Rural Fire Protection District, the East Stanislaus Resource Conservation District, and the Keyes Fire Protection District 2012-525

***A3a** Appointed Diana Orem to the Mental Health Board 2012-526

***A3b** Appointed Gregg Clifton to the Advisory Board on Substance Abuse Programs 2012-527

***B2** Approved compensation and benefits package for Gary Hinshaw, Fire Warden and Deputy Director of the Office of Emergency Services for Stanislaus County for Acting as Interim Fire Chief for the Modesto Regional Fire Authority – CEO 2012-528

***B3** Reviewed and accepted the Comprehensive Economic Development Strategy (CEDS) as submitted by the Stanislaus County Economic Development Action Committee (EDAC) as part of the U.S. Economic Development Administration (EDA) requirement for application for Federal EDA Grant Funding; and, directed the CEO to submit the Comprehensive Economic Development Strategy to the U.S. Economic Development Administration for formal approval and certification – CEO 2012-529

***B5** Accept the status report of the emergency repair to the elevator located on the HSA campus at 830 Scenic Drive, Modesto in accordance with Public Contract Code Section 22050 – GSA 2012-530

***B6** Approved the Easement Agreement between the Central Valley Independent Network and Stanislaus County to connect the Stanislaus County Main Library to the Central Valley Next-Generation Broadband Infrastructure Project backbone; authorized the Chairman to sign the easement agreement; and, finds that the project is categorically exempt pursuant to CEQA Guideline Sections 15303(d) and 15305(b) – Library 2012-531

***B7** Authorized the Director of Parks and Recreation, or her designee, to accept and enter into a Cordless Zero-Emission Commercial Lawn and Garden Equipment Demonstration Program Agreement with the San Joaquin Valley Air Pollution Control District for \$5,593.34 for FY 2012-2013; adopted a resolution to authorize the Director of Parks and Recreation, or her designee, to accept and enter into a Cordless Zero-Emission Commercial

Lawn and Garden Equipment Demonstration Program Agreement with the San Joaquin Valley Air Pollution Control District for FY 2012-2013; and, authorized the Director of Parks and Recreation, or her designee, to approve and sign any amendment to the Cordless Zero-Emission Commercial Lawn and Garden Equipment Demonstration Program Agreement with the San Joaquin Valley Air Pollution Control District for FY 2012-2013 – Parks and Recreation 2012-532

- *B8** Authorized the CEO to sign the amended Stanislaus County Drug Enforcement Agency Joint Powers Agreement with the Cities of Modesto, Oakdale, Ceres, Patterson, Turlock, Riverbank, Waterford, Hughson and Newman – Sheriff 2012-533
C-1-B-4, C-2-C-4, C-3-26, C-4-B-1, C-5-E-12, C-6-J-7, C-7-B-6, C-8-B-12, C-9-B-3
- *B9** Accepted the Stanislaus County Treasury Pool’s September 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 that the report has been reviewed and accepted – T/TC 2012-534
- *B10** Accepted the Auditor-Controller’s Report on Stanislaus County’s Revolving Funds as of 06/30/2012 – Auditor-Controller 2012-535
- *B11** Approved the discharge of accountability of accounts of the Treasurer-Tax Collector for the departmental accounts which are uncollectable and have been previously assigned to the Revenue Recovery Division to collect, in the amount of \$3,404,772.48; and, authorized the Treasurer-Tax Collector to take all necessary and appropriate action to discharge the accountability of accounts, including without limitation reporting to the Superior Court the discharge from accountability of any court-ordered debt pursuant to Government Code Section 25259 – T/TC 2012-536
- *C1** Finds that Ordinance C.S. 1123 is not subject to CEQA (Public Resources Code, Sections 2100 et. seq.); introduced and waived the first reading of Ordinance C.S. 1123 amending Stanislaus County Code Section 11.12.040 adding a White Zone on Enterprise Way in the Modesto area and repealing a White Zone on Sonora Avenue in the Ceres area; amending Section 11.08.070 adding Restricted Parking Hours (Green Zone) on Sonora Avenue in Stanislaus County in the Ceres area; and, Section 11.08.020 amending a Red Zone on Sonora Avenue in Stanislaus County in the Ceres area – PW ORD-55-Q-2 2012-537

Chiesa/Withrow unan. ***B1** Pursuant to Section 3694 of the Revenue and Taxation Code, authorized the sale of the tax-defaulted properties for the minimum bids per the List of Properties for Delinquent Tax Sale; pursuant to Section 3698.5(c) of the Revenue and Taxation Code, authorized the Treasurer-Tax Collector to re-offer those parcels which did not obtain the minimum bids during previous sale at a price which is deemed appropriate by the Treasurer-Tax Collector; and, pursuant to Section 202 of the Revenue and Taxation Code, Section 3 of Constitution Article XIII and Federal Law, authorized the Treasurer-Tax Collector to exempt those parcels which are owned by the Federal, State, and, Local Government from the Tax Sale – T/TC 2012-538

Chiesa/Withrow unan. ***B4 Continued to 11/06/2012** Board meeting, the agenda item to consider Approval to Adopt the Nuisance Abatement Hearing Board’s Recommendation and Find that the Property Located at 1301/1113 Washington Road, Near Turlock is a Nuisance – DER 2012-539

DeMartini/Monteith unan. **A4a** Appointed in lieu of election Louise Pooley Sanders and James Teter to the Oak Valley Hospital District Board of Directors – Clerk-Recorder 2012-540

DeMartini/Monteith unan. **A4b** Appointed in lieu of election Fred E. Beltran to the Del Puerto Health Care District Board of Directors – Clerk-Recorder 2012-541

Recessed at 10:49 a.m.

Reconvened at 10:56 a.m.

Chiesa/Withrow (4-1)(De Martini opposed) **B12** Authorized the exploration partnership with the State of California to operate a local Health Benefits Exchange Service Center site in Stanislaus County and authorized the Director of CSA, or her designee, to participate in the research, analysis and development of a Request for Offer or other proposal, to operate a State contracted Health Benefits Exchange Service Center site in Stanislaus County – CSA 2012-542

O'Brien/Monteith unan. **B13** Accepted a report on the Stanislaus County vehicle procurement, maintenance and replacement process – GSA 2012-543

Corr 1 Referred to the DER, a letter from Ahtna Engineering regarding the Class I permit modification for Hazardous Waste Facility Permit for the Riverbank Army Ammunition Plant.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: George Israel Ramirez, Deceased; Issac Ramirez; George V. Ramirez, on behalf of Moses Ramirez, a minor; Mercedes Ramirez; George V. Ramirez; Ignacio D. Valle and Kaye M. Ramirez; Henry William Telles, Sr.; AAA Northern California Ins. c/o James Baptista; and, Jacqueline Trujillo.

Supervisor De Martini reported that he attended a South Modesto Business United meeting last night. He noted how difficult it is to do business in California due to government regulations.

Adjourned to closed session at 11:30 a.m. for Conference with Legal Counsel - Existing Litigation: Two cases: Pellegrini v. Technichem, Inc., et al., Alameda County Superior Court, Case No. RG08393645; Alvarez v. County of Stanislaus, Stanislaus County Superior Court Case No. 612601. Government Code Section 54956.9 (a). Public Employee Appointment: Title: Agricultural Commissioner; and Director of Community Services Agency. Government Code Section 54957 (b).

Adjourned at 12:26 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.)