

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

Regular Session

Tuesday

December 11, 2012

All Supervisors Present

Pledge of Allegiance to the Flag

Christopher Cosner read a letter to the Board protesting the County's RFP 12-67 to operate concessions at Woodward Reservoir.

Tom Orvis from the Stanislaus Farm Bureau extended an invitation to the Board to attend their Open House on Thursday 12/13/2012 between 3:00-6:30 p.m.

Jim Benneti from Salida asked questions regarding the possible annexation of Salida into the City of Modesto.

Withdraw/Chiesa unan. Adopted the consent calendar after removing from consent items ***B4** Approval of a Three-Year Agricultural Lease with JKB Development, Inc., for County Owned Property Adjacent to the Fink Road Landfill; and, ***D1** Approval of 2013 Williamson Act Land Conservation Contracts

***A1** Approved the minutes of 12/04/2012

***A2** Adopted and waived the second reading of Ordinance C.S. 1125 amending Stanislaus County Code Sections 2.08.050 and 3.16.060 related to the authority of the Chief Executive Officer to appoint Department Head positions – County Counsel

ORD-55-Q-4 2012-590

***A3** Accepted the resignation of Sarah Bradley Huff from the Hills Ferry Cemetery District

2012-0591

***A4** Adopted the amendments to the Conflict of Interest Codes for the Hughson Fire Protection District and the Empire Sanitary District

2012-592

***B1** Approved the total appropriations/budgetary limit for annual appropriations of tax revenues for FY 2012-2013 in accordance with the provisions of Proposition 4 and 111 in the amount of \$303,259,830 for the Operating Budget using the Population and Inflation Methodology – Auditor-Controller

2012-593

***B2** Approved the recommended RFP process to select a Third Party Administrator for the Workers' Compensation Program – Risk Management

2012-594

***B3** Accepted a grant award to the DA's Office and the Sacramento Valley Hi-Tech Crimes Task Force from the Department of Justice Attorney General's Privacy and Piracy fund; authorized the DA to sign and approve grant award agreements including any extensions, augmentation or amendments; and, directed the Auditor-Controller to increase estimated revenue and appropriations in the amount of \$69,401, per the Budget Journal Form – DA

2012-595

***B5** Set a public hearing pursuant to Health and Safety Code Section 1442.5 on 01/08/2013, at 9:05 a.m., to consider adjustments to the methodology used to establish the Medically Indigent Adult program's Income Limits for the Hardship Eligibility category from an aggregate limit to limits by age bands, effective 02/01/2013 – HSA

2012-596

***B6** Adopted a resolution in support of the efforts of the California Partnerships for the San Joaquin Valley and the Delta Counties Coalition on Water Management Actions of Value to Stanislaus County – CEO

2012-597

***C1** Approved the contribution agreement between the County and City of Modesto for the construction phase of the Sutter Avenue Safe Routes to School (SR2S) project; and, authorized the Chairman of the Board to execute the contribution agreement between the County and the City for the construction phase of the project – PW
C-6-J-8 2012-598

Chiesa/De Martini (4-0)(Withrow abstained) ***D1** Approved the listed 2013 Williamson Act Contracts subject to the Board of Supervisor's 11/06/2012 action to approve the implementation of AB 1265; authorized the Chairman to sign the listed contracts; and, directed the Clerk of the Board to forward the listed contracts to the Clerk-Recorder's Office prior to 01/01/2013 for recording – Planning 2012-600

Withrow/Monteith unan. ***B4** Authorized the Director of DER, or her designee, to sign and execute the three-year agricultural lease with JKB Development, Inc. for County owned property adjacent to the Fink Road Landfill; and, authorized the Director of DER, or her designee, to sign future amendments and extensions to the agricultural lease agreement – DER 2012-599

Monteith/Chiesa unan. **B7** Authorized the Chairman to sign the Master Agreement No. A101412 with Tetra Tech, BAS, Inc., for a not to exceed amount of \$3,079,446 for professional design services at the Geer Road Landfill through 12/31/2015; authorized the Director of DER, or her designee, to sign individual project authorizations during calendar years 2013-2015 providing that the cumulative total does not exceed the contract amount of \$3,079,446; authorized the Director of DER, or her designee, to sign amendments to the Master Agreement for an overall total not to exceed amount of \$3,541,363; and, directed the Auditor-Controller to increase appropriations and revenue per the Budget Journal Form – DER 2012-601

Corr 1 Referred to the Department of Public Works, the Department of Environmental Resources, and the Agricultural Commissioner and Sealer of Weights and Measures, a Notice of Availability regarding the Recirculated Draft Program Environmental Impact Report for the Delta Plan and the Delta Stewardship Council Notice of Proposed Rulemaking.

Supervisor De Martini wished Chairman O'Brien a belated happy birthday.

CEO Nino reported that 13 Central Valley counties sent a letter to the Governor requesting a change to the allocation of AB109 funds. She noted that the new State legislators have been sworn into office, and 8 Constitutional Amendments have been proposed. There is also an effort to downsize the 2014 Water Bond. The State Legislature has adjourned until 1/07/2013. The Special Session on healthcare has not been called yet. At the federal level, leadership discussions continue in regards to the fiscal cliff. There may be some additional infrastructure funds available for specific projects. The County's federal lobbyist has reached out to our Public Works Director and CEO Staff to identify shovel ready projects in the event these funds are available. She also reported that there is bipartisan interest in reauthorizing the Violence Against Women Act (VAWA).

Adjourned to closed session at 9:27 a.m. for Conference with Legal Counsel - Existing Litigation: One case: Leslie Cook v. Stanislaus County, Stanislaus County Superior Court Case No. 660775. Government Code Section 54956.9 (a).

Adjourned at 10:30 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.)