

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

Special and Regular Session  
All Supervisors Present  
Pledge of Allegiance to the Flag

Tuesday

December 18, 2012

**Recessed to closed session at 5:30 p.m** for Public Employee Appointment: Title: Director for Child Support Services. Government Code Section 54957 (b).

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

A moment of silence was held in memory of the 20 children and 6 adults and that lost their lives on 12/14/2012 in the shooting tragedy at Sandy Hook School in Newtown, Connecticut.

Jami Aggers, Director of DER and Parks and Receptions, gave a presentation to recognize the efforts of the volunteers that participated in the Laird Park Renovation Project.

Jami Aggers, Director of DER and Parks and Receptions, gave a presentation to recognize the efforts of the volunteers that participated in the Valley Home Community Center Park Development Project.

Roger Duncan, U.C. Cooperative Director, gave a presentation to recognize the efforts of the volunteers that participated in the Stanislaus County Agricultural Center Tree Restoration Program.

Emerson Drake noted that there will be a meeting on Thursday, 12/20/12 at 9:00 a.m. at the Stanislaus Animal Services Agency regarding a proposed ordinance that would allow City attorney's to prosecute animal abuse matters. He also spoke regarding the County and City of Modesto Ad Hoc Committee created to discuss the proposed Salida Annexation. He requested that the agendas for these meetings be placed online that they be open to the public.

Dr. Peter Broderick, CEO of the Valley Consortium for Medical Education, thanked the Board for their continued support for the Valley Consortium. He spoke in support of item \*B-6 on today's agenda concerning the addition of an Orthopedic Physician Residency Program, and noted that the addition of a new residency program is a significant event for our community. He acknowledged both Patricia Hill Thomas and Mary Ann Lee for their work on this effort.

Monteith/Withrow unan. Adopted the consent calendar

\*A1 Approved the minutes of 12/11/2012

\*A2 Appointed Raymond Ratto to the Modesto City-County Airport Advisory Committee  
2012-602

\*A3a Reappointed Charmaine Monte, Michelle Denise Lucas, and John Milton Robin to the  
Advisory Board on Substance Abuse Programs 2012-603

\*A3b Reappointed Peter Katsufrakis, Gerald Merchant and Tom Hallinan to the Assessment Appeals  
Board 2012-604

\*A3c Reappointed Bruce Merchant and Greg Gaudio to the Earl Pride Scholarship Committee  
2012-605

- \***A3d** Reappointed Thomas Burns, Daniel Cummins, Niamh Harrington Seavy, Brenda Hill, and Darryl Curry to the Emergency Medical Services Committee 2012-606
- \***A3e** Reappointed Rod Hawkins, Michael Pratt, and Rick Fortado to the Fire Code Board of Appeals 2012-607
- \***A3f** Reappointed Rosemary Banuelos to the Housing Authority of the County of Stanislaus 2012-608
- \***A3g** Reappointed Connie Muller, Arie Rose Martin, and Linda E. White to the In-Home Supportive Services Advisory Committee 2012-609
- \***A3h** Reappointed John P. Doering, Bruce E. Ramsey, and Jeffery R. Olson to the Law Library Board of Trustees 2012-610
- \***A3i** Reappointed Carmen Morad and Leslie Beggs to the Stanislaus County Equal Rights Commission 2012-611
- \***A3j** Reappointed Charmaine Lazar and Michael Kummer to the Stanislaus County Hazardous Waste Management Advisory Committee 2012-612
- \***A3k** Reappointed Chad Kennedy and Betty Parker to the Stanislaus County Parks and Recreation Commission 2012-613
- \***A3l** Reappointed Donald Borgwardt and Angelo Clay to the Stanislaus Economic Development and Workforce Alliance Youth Advisory Council 2012-614
- \***A3m** Reappointed David Duran, Ronald West, and Charles Stone to the Tuolumne River Regional Park Citizens Advisory Committee 2012-615
- \***A3n** Reappointed William S. Pringle, Carl A. Ott, Kandis Schmidt, and Fred Wilder to the East Side Mosquito Abatement District Board of Directors 2012-616
- \***A3o** Reappointed Rodman Hooker and Dan Peterson to the Turlock Mosquito Abatement District Board of Directors 2012-617
- \***A3p** Reappointed Fritz Schali and Vee S. Hooper to the Patterson Cemetery District Board of Directors 2012-618
- \***A3q** Reappointed James Jasper to the Hills Ferry Cemetery District Board of Directors 2012-619
- \***A3r** Reappointed Thomas Maring, Edward Perry, and Ray Murphy to the West Stanislaus Resource Conservation District Board of Directors 2012-620
- \***A4** Amended the Conflict of Interest Code for the Westside Power Authority 2012-621
- \***B1** Approved the Public Facilities Fees Annual Financial Report for FY ending 06/30/2012 – Auditor-Controller M-64-I-19 2012-622
- \***B2** Authorized the Purchasing Agent, on behalf of BHRS, to enter into a lease agreement with Bernard Good, Trustee, and Letha Good for office space at 707 14th Street in Modesto for the Severely Emotionally Disturbed/School Based Clinic; authorized the Purchasing Agent and the BHRS Director to sign the lease agreement and related documentation with Bernard Good, Trustee, and Letha Good; approved the program name “SED/School Based Clinic” to be located at 707 14<sup>th</sup> Street, Modesto, CA 95354; authorized BHRS to submit an application to the California State Board of Pharmacy to obtain and maintain a Pharmacy Permit for the SED/School Based Clinic located at 707 14<sup>th</sup> Street, Modesto, CA 95354 site as required; and, authorized the BHRS Director, or her designee, to sign the application to the California State Board of Pharmacy to obtain and maintain a Pharmacy Permit for the SED/School Based Clinic – BHRS 2012-623
- \***B3** Accepted 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 2012-624
- \***B4** Approved the Stanislaus County Legislative Platform for 2013 – CEO 2012-625

- \***B5** Accepted the report of the Annual Inspections/Evaluation of the Local Jail/Detention Facilities Pursuant to Section 101045 of the State of California Health and Safety Code – HAS  
2012-626
- \***B6** Authorized the CEO, or her Designee, to enter into Amendment Four of the Master Participation Agreement with Doctors Medical Center, Memorial Medical Center and the County for the addition of an Orthopedic Physician Residency Program to be funded by Doctors Medical Center as part of the Valley Consortium for Medical Education Physician Training – HAS  
2012-627
- \***B7** Appointed Milton O'Haire to the position of County Agricultural Commissioner and Sealer of Weights and Measures for a four-year term effective upon the retirement of the current Agricultural Commissioner and Sealer of Weights and Measures; and, authorized the starting salary for Milton O'Haire to the position of County Agricultural Commissioner and Sealer of Weights and Measures above the midpoint of Salary Band F (\$120,394 annually) – CEO  
2012-628
- \***B8** Adopted the resolutions implementing the provisions of the Public Employees' Pension Reform Act (PEPRA -AB 340) establishing new retirement benefit formulas for new County members hired on or after 01/01/2013; and, adopted the Retirement Contribution Rates for the new tier, effective 01/01/2013 – CEO  
2012-629
- \***B9** Approved the award of contract agreements for Welfare to Work Services to Aspiranet, Center for Human Services, Central Valley Opportunity Center, Goodwill Industries, Stanislaus Literacy Center, Sierra Vista Child and Family Services for the contract period of 01/01/2013 through 06/30/2014, in the amount not to exceed a total of \$2,088,662; and, authorized the Director of the Alliance Worknet and the Interim Director of CSA, or her designee, to finalize and sign the joint agreements and any amendments, not to exceed the agreement amount of \$2,088,662 – CSA  
2012-630
- \***B10** Adopted the revised Public Facilities Fees (PFF) Administrative Guidelines; and, approved the revisions to the contract pay Stanislaus County Public Facilities Fees Deferral Payment Contract – CEO  
M-64-I-20 2012-631
- \***C1** Authorized the purchase of three 40-foot CNG transit buses in the amount of \$1,650,055 for Stanislaus County's StaRT public transit bus fleet from New Flyer Industries, Inc.; authorized the purchase of one 32-foot CNG transit bus in the amount of \$454,977 for Stanislaus County's StaRT public transit bus fleet from El Dorado National California; and, authorized the Public Works Transit Division Manager to sign and execute all necessary documents – PW  
2012-632
- \***C2** Considered and adopted a Resolution of Necessity to acquire Real Property or Interest in Real Property by Eminent Domain for the State Route 219 widening project, parcel owner Equitybak, LP, APN: 004-057-011, and made the findings – PW  
2012-633

De Martini/Chiesa unan. **B11** Approved a contract with Mountain Valley EMS Agency to administer local emergency medical services for FY 2013-2014; and, authorized the HSA Managing Director or her designee to negotiate and execute the agreement – HAS  
2012-634

Chiesa/Withdraw unan. **C3** Approved the revised FY 2012-2013 Transit Transportation Development Act Claim in the amount of \$5,887,799; and, authorized the Director of Public Works to execute and submit the claim to the Stanislaus Council of Governments – PW  
2012-635

**Corr 1** Acknowledged receipt of the audit report from the Child Care and Development Stage 2 and Stage 3 Contracts.

**Corr 2** Referred to the Planning and Community Services, a notice from the U.S. Department of Transportation Federal Aviation Administration regarding their intent to prepare an Environmental Assessment to consider the potential impacts of the implementation of the Optimization of Airspace and Procedures in the Metroplex in the Northern California Area.

**Corr 3** Referred to the Fish and Wildlife Committee, a letter from the State of California Department of Fish and Game regarding a Draft Environmental Document Regarding Falconry Regulations.

**Corr 4** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Marie W. Holman; Morris Pitti; and, Richard R. Tribble.

Supervisor Withrow noted that this is the last Board meeting of the year, and he thanked Supervisor O'Brien for a job well done as the Chairman for 2012.

Chairman O'Brien thanked the Board. He wished everyone a Merry Christmas and Happy Holidays. He thanked staff for a great job this last year. He congratulated two local high school football teams, the Central Catholic Raiders and the Oakdale Mustangs, for making it to the State Bowl.

Supervisor Chiesa reported that he went to Sacramento on 12/18/12 regarding funding for the three California rail corridors (San Joaquin Valley, Capitol Corridor, and the Pacific Surfliner). He noted that the San Joaquin rail is the fastest growing corridor in the nation, and it has had 36 straight months of growth. California accounts for one-third of the Amtrak ridership in the United States.

The CEO announced that there will be a Swearing-In Ceremony for the Stanislaus County Board of Supervisors on 01/08/2013 at 8:30 a.m. in the Basement Chambers at 1010 10<sup>th</sup> Street, Modesto, CA.

Adjourned at 7:13 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.)