

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

Regular Session

Tuesday

October 1, 2013

All Supervisors Present

Pledge of Allegiance to the Flag

Supervisor De Martini presented a resolution to Mark Rossi, Donna Ferreira and Mary Miceli from the Modesto Sons of Italy, proclaiming October 2013 as Italian-American Heritage Month in Stanislaus County.

Judge Linda McFadden accepted a resolution proclaiming October 2013 as Domestic Violence Awareness Month in Stanislaus County.

Jim Mortensen spoke regarding a letter he sent to the Board, which requested that a moratorium be placed on east side drilling until the USGS Study results are released next year.

David Zwald voiced concerns regarding the noise coming from the Symbiosis Festival that was held two weeks ago at the Woodward Reservoir. Interim CEO Risen noted that Keith Boggs, Assistant Executive Officer, will be hosting a public meeting for area residents to address this issue.

Withdraw/O'Brien unan. Adopted the consent calendar

***A1** Approved the minutes of 09/24/2013

***A2** Appointed Pamela Sweeten to the Agricultural Advisory Committee 2013-482

***B1** Approved the 2013-2014 Provider Agreements for Senior Programs funded by Federal Older Americans Act (OAA) funding; authorized the Director of Aging and Veterans Services to sign agreements and any subsequent amendments for Older Americans Act Programs for FY 2013-2014 as follows: (a) Howard Training Center, to provide Congregate Meals, Home-Delivered Meals and Nutrition Education; (b) Catholic Charities, to provide Homemaker Services, Assisted Transportation, Ombudsman, and Elder Abuse Prevention Services; (c) Senior Advocacy Network, to provide Senior Law Services; (d) Healthy Aging Association, to provide Disease and Health Promotion; and, (e) United Cerebral Palsy Association, to provide Senior Employment Services – Aging & Veterans

2013-483

***B2** Approved the appointment of Allen Mitterling, Attorney at Law; David Eibling, M.D., and Debbie Lewis, R.N. to the Indigent Health Care Program (IHCP) Fair Hearing Board – HSA

2013-484

***B3** Approved Grant Agreement Number 13-20511 with the California Department of Public Health for the Nutrition Education and Obesity Program (NEOP), from 10/01/2013 through 09/30/2016; authorized the HSA Managing Director, or her designee, to sign and execute the NEOP Agreement and any amendments; and, authorized the HSA Managing Director, or her designee, to negotiate and enter into sub-contractual agreements, and if necessary subsequent amendments, with UC Cooperative Extension, Catholic Charities of the Diocese of Stockton, Healthy Aging Association, and El Concilio to fulfill certain obligations under the NEOP agreement – HSA

2013-485

- ***B4** Adopted a resolution proclaiming the week of 10/12/2013 – 10/19/2013 as “Second Chance Week” in conjunction with national and statewide events promoting reuse and recycling activities – DER 2013-486
- ***B5** Adopted a resolution of intent to participate in the Great California ShakeOut Annual Statewide Earthquake Drill – OES 2013-487
- ***B6** Authorized the Project Manager to negotiate and execute a Temporary Use and Hold Harmless Agreement between the County and the Modesto Regional Fire Authority for the October 2013 Modesto Firefighter Training Symposium at the former Honor Farm located at 8224 West Grayson Road, Modesto, California 95358 – CEO 2013-488
- ***B7** Authorized the Director of Parks and Recreation, or her designee, to accept funding in the amount of \$317,311 from the State of California Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Division for ground operations at the Off-Highway Vehicles Areas of Frank Raines Regional Park and La Grange Regional Park; authorized the Director of Parks and Recreation, or designee, to sign and administer the State of California Department of Parks and Recreation, Off-Highway Motor Vehicle Recreation Division Grants and Cooperative Agreements Program for the project performance period of 07/08/2013 through 07/07/2014; and, directed the Auditor-Controller to increase appropriations and estimated revenue as detailed on the budget journal – Parks 2013-489
- ***C1** Approved the Cooperative Agreement between the County of Stanislaus and the County of San Joaquin for the Preliminary Engineering and Right of Way phases of the Victory Road Bridge Replacement Project; and, authorized the Chairman to sign the Cooperative Agreement – PW 2013-490

O’Brien/Withrow unan. **B8** Approved the award of a construction contract to perform renovations for a Psychiatric Health Facility at 1904 Richland Avenue, Ceres, California to Simile Construction Service, Inc. of Modesto, California for the lump sum amount not to exceed \$1,623,600; authorized the Project Manager to issue a Notice to Proceed upon receipt of proper insurance and bonds; authorized the Project Manager to execute an Amendment to Professional Services Agreement with Steward and Steward, Inc., for inspection services for the Psychiatric Health Facility Project; authorized the use of \$386,358 of the BHRS Committed Fund Balance for Capital Acquisition for program startup costs including staff training and equipment purchases for operation of the Psychiatric Health Facility; directed the Auditor-Controller to increase appropriations in the amount of \$1,834,650 and increase estimated revenue in the amount of \$333,250 in the BHRS Managed Care Services budget as identified in the budget journal for the estimated cost and revenue of operation of the Psychiatric Health Facility by Telecare Corporation for the period of 03/01/2014 to 06/30/2015; authorized the Project Manager to negotiate and sign contracts, work authorizations, and purchase orders for professional services needed in this phase of the project as long as they are within the approved project budget; and, authorized the Project Manager to negotiate and sign change orders up to \$25,000 consistent with the County’s Change Order Policy, as long as they are within the previously approved project budget – CEO 2013-491

Corr 1 Referred to the Alliance WorkNet, and the Stanislaus Economic Development and Workforce Alliance, a letter from Hooper Holmes notifying the County of the sale of parts of its Portamedic business by 09/30/2013, and layoffs beginning on 11/20/2013, per the Workers Adjustment and Retraining Notification (WARN) Act requirements.

Corr 2 Referred to the Department of Public Works, a notification from the Altamont Corridor Express regarding the Federal Railway Administration “Notice of Intent” for the ACEForward project extending the scoping period until 10/18/2013.

Corr 3 Designated Supervisor De Martini to sit on the Election Observer Panel for the Consolidated District Election being held on Tuesday, 11/05/2013.

Corr 4 Referred to the Department of Planning and Community Development, a letter from the U.S. Department of Housing and Urban Development regarding the approval of Stanislaus County's Annual Action Plan and the funding for those programs.

Corr 5 Referred to the Auditor-Controller, a copy of the East Side Mosquito Abatement District FY 2013-2014 Budget.

Corr 6 Accepted the resignation from Stanislaus County Assessor Dave Cogdill, Sr. effective 10/18/2013.

Corr 7 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Gerald Tuff Stewart, Laura Janovich; Anthony Nunoz; Greg Allen Patrick-Woody; Thomas Nunez; and, Kenni Nunez.

The Interim CEO reported that the federal government has shutdown. He noted that all essential federal services continue, and it is the non-essential services that are shutdown during this period. Most government functions will continue including: Social Security checks will be mailed, VA hospitals will stay open, and air traffic controllers, border patrol agents, food safety inspectors and power grid operators will still be working. He does not anticipate any disruption for County services. If shutdown is for an extended time, some County Departments may experience cash flow issues, but this can be handled through the County Treasury. If healthcare reform is postponed, the County would need to analyze what those impacts would be. He also reported that the State Legislature is in recess, and the Governor has until 10/13/2013 to sign or veto bills.

The Interim CEO invited the Board and public to attend the Dale Butler Equal Rights Awards Ceremony on Friday, 10/04/2013, at 3:30 p.m., in the Board's Chambers.

Adjourned to closed session at 9:57 a .m. for Public Employee Appointment: Title: County Assessor. Government Code Section 54957 (b).

Adjourned at 10:45 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.)