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

Regular Session Tuesday June 29, 2010
All Supervisors Present
Pledge of Allegiance to the Flag

A commendation was presented to U.C. Cooperative Extension Director Ed Perry upon his retirement.

Employee Service Awards for thirty years of service were presented to: Jeffrey Anderson, Library; Denny Hoeh, Agricultural Commissioner and Sealer of Weights and Measures; Carolyn Diaz, Child Support Services; Liana Mahn, CSA; and, Robert Presto, CSA. Employee Service Award for twenty-five years of service was presented to: Martha Gonzales, Probation Department.

The Modesto City-County Airport Advisory Committee presented their Annual Report for 2009.

The East and West Stanislaus Resource Conservation Districts presented a report to the Board of Supervisors.

Chiesa/O'Brien unan. Adopted the consent calendar

·AI	Approved the finitutes of 00/22/2010
*A2	Adopted and waived the second reading of Ordinance C.S. 1090 to amend Title 11, §11.08.020
	of the Stanislaus County Code, amending No Parking Zone on Butte Avenue in the

of the Stanislaus County Code, amending No Parking Zone on Butte Avenue in the Stanislaus County unincorporated area – PW ORD-55-M-5 2010-391

\*A3 Appointed Lisa Funk to the Agricultural Advisory Board 2010-392

\*A4a Reappointed Mickey Peabody to the Commission on Aging 2010-393

\*A4b Reappointed Catherine Szakmary, Karl von Spreckelsen, Chip Langman, Elisa Leilani Duke and Ritta Sudnikoff to the Mental Health Board 2010-394

\*A4c Reappointed Elizabeth Gripenstraw to the Oakdale Rural Fire Protection District Board 2010-395

\*A4d Reappointed Henry Castino, Sr. and Sam Bartlett to the Keyes Fire Protection District Board 2010-396

\*A4e Reappointed Jon E. Maring and Steve Pedrazzi to the West Stanislaus Fire Protection District Board 2010-397

\*A4f Reappointed Mark Heinzinger to the 49-99 Library System Lay Advisory Board

2010-398

\*A4g Reappointed Sherman Boone and Ray S. Prock, Jr. to the East Stanislaus Resource Conservation District Board

2010-399

- \*A4h Reappointed Rick Robinson, Stan Risen, Carol Shipley, Alan Cassidy, Tim Bazar, Kent Faulkner, Jerry Powers and Jill Silva to the Integrated Criminal Justice Information System (ICJIS) Commission 2010-400
- \*A4i Reappointed Michael Skinner to the Regional Advisory Committee of the Mountain-Valley Emergency Medical Services Agency 2010-401
- \*A4j Reappointed Nathan Johnston-Chiszar, Janette Jameson, Fawn Oliver, Kirsten Jasek-Rysdahl and Maria Rosales to the Stanislaus Child Development Local Planning Council; and, changed Maria Rosales' representation from a Public Agency Representative to a Community Representative 2010-402

- \*A4k Reappointed Allen Mitterling, Jeffrey Olson and Michael Loeffler to the Stanislaus County
  Animal Court 2010-403
- \*A4l Reappointed Paul Baxter and Mark Fahlen, MD to the Stanislaus County Community Health Center Board 2010-404
- \*A4m Reappointed Ronald C. Martin to the Stanislaus County Employees Retirement Board 2010-405
- \*A4n Reappointed Ross Briles, Ralph Curtis, Kathy Halsey, Tom Norquist, Tom Van Groningen, Paul Van Konynenburg, Jeff Grover, Brian Velthoen, Martin Fox, Bradley Hawn, Steve Ward, Jeff Foster, Lourdes Uranday, Michael Frantz and Jim Theis to the Stanislaus Economic Development and Workforce Alliance Board 2010-406
- \*A5 Approved the consolidation of the City of Riverbank General Municipal Election with the Gubernatorial General Election to be held on Tuesday, 11/02/2010

2010-407

- \*B1 Accepted additional FY 2009-2010 funding in the amount of \$10,540 for the Health Insurance Counseling Advocacy Program (HICAP) from the California Department of Aging; and, directed the Auditor-Controller to increase appropriations and estimated revenue by \$10,540 in the Area Agency on Aging budget, in accordance with the Budget Journal form Aging & Veterans 2010-408
- \*B2 Authorized the Director of the Department of Aging and Veterans Services (Area Agency on Aging) to sign grant agreements and any subsequent amendments for Older Americans Act (OAA) Congregate Meals, Home Delivered Meals, Homemaker, Assisted Transportation, Long Term Care Ombudsman, and Senior Legal Programs with contracting service providers for FY 2010-2011 Aging & Veterans 2010-409
- \*B3 Approved Agreement Number MS-1011-14 with the California Department of Aging for administration of the Multipurpose Senior Services Program (MSSP) to provide supportive services for frail elderly residents of Stanislaus County for FY 2010-2011; and, authorized the Director of the Department of Aging and Veteran Services (Area Agency on Aging) to sign the agreement and any subsequent amendments to this agreement during Budget Year 2010-2011 Aging & Veterans
- \*B4 Authorized the Director of the Alliance Worknet, or his Designee, to receive and expend Program Year 2010-2011 WIA funds in accordance with the approved Stanislaus County Strategic Five-Year Local Plan (these funds may exceed \$100,000); authorized the Director of the Alliance Worknet, or his Designee, to enter into and sign agreements and contracts to expend Program Year 2010-2011 WIA funds; and, authorized the Director of the Alliance Worknet to sign all WIA-related sub-grant agreements, and any modifications or adjustments as required by the State of California Alliance Worknet

2010-411

- \*B5 Authorized the change in office hours for BHRS Genesis Program on Fridays, from 6:30 a.m. through 3:00 p.m. to 6:30 a.m. through 12:30 p.m. BHRS 2010-412
- \*B6 Approved the agreement with the California Department of Mental Health for State Hospital bed usage during FY 2009-2010; and, authorized the BHRS Director, or her Designee, to sign the agreement and any subsequent amendments that do not impact the approved budget during FY 2009-10 BHRS

  2010-413
- \*B7 Amended the Keyes MAC Bylaws making minor administrative changes CEO MAC-04-20 2010-414
- \*B8 Authorized the CEO, or his Designee, to issue a RFP for professional architectural design on 06/30/2010, for the renovations at HSA Public Health Laboratory to accommodate the installation of a Polymerase Chain Reaction (PCR) System and to modify the issuance date if necessary; and, authorized the CEO, or his Designee, to open and evaluate proposals on

- 07/21/10 immediately after 4:00 p.m., and to return to the Board to recommend an award CEO 2010-415
- \*B9 Accepted the report from the DA's Office regarding Real Estate Fraud Prosecution Trust Fund covering FY 2009-2010, pursuant to California Government Code §27388(d)(1) and (d)(2); and, approved the continuation of this program and current funding levels in FY 2010-2011 DA 2010-416
- \*B10 Set a public hearing on 07/27/10, at 9:10 a.m., to consider the adoption of a Fire Protection Facility Fee for the Mountain View Fire Protection District OES/Fire Warden DF-11-A-2 2010-417
- \*B11 Set a public hearing on 07/20/2010, at 6:35 p.m., to consider the adoption of the Updated Regional Transportation Impact Fee Component of the County Public Facility Fees and approval of an Industrial Incentive Program CEO M-64-I-6 2010-418
- \*B12 Approved the Stanislaus County California Wraparound Plan; approved the MOU between Stanislaus County CSA and the California Department of Social Services (CDSS) to establish a Stanislaus County Wraparound Program; authorized the CSA Director, or her Assistant Director Designee, to sign the MOU for the term of 07/01/10 through 06/30/13; and, authorized the GSA to issue a RFP for Wraparound Services with BHRS as the lead agency CSA
- \*B13 Approved an amendment to the contract for construction management services with Shaw Environmental, Inc., for Landfill 2, Cell No. 5, at the Fink Road Landfill, to extend through 12/31/2010, and increase the not to exceed limit to \$307,732; and, authorized the Director of DER, or her Designee, to sign the amendment DER 2010-420
- \*B14 Adopted a resolution authorizing the Director of DER, or her Designee, to apply for Used Oil Payment Program Funds from the California Department of Resources Recycling and Recovery, for FYs 2010-2011 through 2011-2012 to promote used oil and used oil filter recycling; and, authorized the submittal of a joint funding request to the California Department of Resources Recycling and Recovery for the Used Oil Payment Program on behalf of the cities of Hughson, Newman, Oakdale, Patterson, Riverbank, Turlock, and Waterford, and the unincorporated areas of Stanislaus County DER 2010-421
- \*B15 Approved the Standard Agreement Amendment #07-65089-A03 and the MOU #CARE 09-50/6 with the California State Department of Public Health for HIV/AIDS related services effective 07/01/2009; and, authorized the HSA Managing Director, or her Designee, to sign and execute the Standard Agreement Amendment and the MOU HSA 2010-422
- \*B16 Authorized the Director of Parks and Recreation, or her Designee, to enter into and sign a Permit for Parkland Use with the Radio Control Flyers' Unlimited Club for the continued use, operation, and maintenance of the radio controlled aircraft landing strip and specified surrounding areas of use at Woodward Reservoir Parks and Recreation 2010-423
- \*B17 Approved the agreement between County of Stanislaus and the City of Manteca to provide Peace Officer Standards and Training (POST) certified Emergency Vehicle Operations Course (EVOC) Instructional Staff; and, authorized the CEO to sign the agreement between the County of Stanislaus and the City of Manteca for staffing at the Stanislaus Regional Training Center on behalf of the County Sheriff 2010-424
- \*B18 Accepted the Stanislaus County Treasury Pool's May 2010 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 has been distributed to the Stanislaus County Treasury Pool Oversight Committee; and, authorized the Chairman of the Board of Supervisors to sign on behalf of the Board that the report has been reviewed and accepted T/TC 2010-425
- \*B19 Authorized the Sheriff to amend the agreement with the Stanislaus County Superior Court for the Sheriff to provide Court Security Services for the Court; authorized the CEO and

- Sheriff to sign the amendment and any and all additional documents to implement this agreement; and, amended the Salary and Position Allocation Resolution to reflect the recommended changes as outlined in the Staffing Impacts section of the agenda item, to be effective the start of the first pay period after Board approval Sheriff 2010-426
- \*B20 Approved the revised Sheriff's Department Civil Division hours open to the public from Monday through Friday 8:00 a.m. to 4:30 p.m. to Monday through Friday 8:00 a.m. to 4:00 p.m. Sheriff

  2010-427
- \*B21 Approved the request from the Modesto Jaycees to have exclusive use of the Courthouse Lawn for their 136<sup>th</sup> Annual Fourth-of-July Parade Celebration on Saturday, 07/03/2010, beginning at 10:00 a.m., and ending on Sunday, 07/04/2010, no later than 2:00 p.m.; directed the Modesto Jaycees to adhere to the requirements set forth by the Department of Parks and Recreation; and, approved the waiver of fees for exclusive use and reservation of the Courthouse Lawn Parks and Recreation
- \*C1 Set a public hearing on 07/27/2010, at 9:05 a.m., regarding FY 2010-2011 assessments for various County Service Areas and Landscape and Lighting Districts; and, directed the Clerk of the Board of Supervisors to publish a notice of such hearing pursuant to \$6066 of the Government Code PW 2010-429
- \*E1 Approving filing a Disclaimer of Interest in response to the compliant in Eminent Domain filed by the California Department of Transportation to acquire Parcel 15332 for the State Route 219 Transportation Improvement Project; authorized the Chairman of the Board of Supervisors to sign a disclaimer waiving any interest in case (except for property taxes); and, directed County Counsel to file the disclaimer County Counsel 2010-430

Chiesa/Monteith unan. **9:05 am** Conducted a public hearing to consider adjustments to the Stanislaus County Franchise Maximum Rates for Solid Waste Collection Services; and, approved the proposed adjustments to the Stanislaus County Franchise Maximum Rates for solid waste collection services in Franchised Areas 1, 2, and 4 – DER 2010-435

Monteith/DeMartini unan. **A6** Accepted the Clerk-Recorder's Certified Statement of the Results of the Statewide Direct Primary Election held Tuesday, 06/08/2010, and declared the results pursuant to the Clerk-Recorder's Certified Statement of Vote – Clerk-Recorder 2010-431

Chiesa/DeMartini unan. **B22** Accepted the 2009 Stanislaus County Agricultural Crop Report

- Agricultural Commissioner 2010-432

## Recessed at 10:55 a.m.

## Reconvened at 11:01 a.m.

Monteith/O'Brien unan. **B23** Accepted the September 2009 Transfer Station/Materials Recovery Facility Feasibility Study for the Fink Road Landfill – DER 2010-433

O'Brien/Chiesa unan. **B24** Authorized the BHRS Director, or her Designee(s), to execute an agreement with Anasazi Software, Inc. to purchase, install, and implement an Electronic Health Record (EHR) system; authorized the BHRS Director, or her Designee(s), to sign the subsequent amendment to agreement #07-77350-000 with the California Department of Mental Health to accept the Mental Health Services Act Capital Facilities and Information Technological Needs funds; authorized the use of \$253,478 of Public Facilities Fees (PFF) funds for the purchase, installation and implementation of the Substance Use Treatment component of the new EHR system; directed the Auditor-Controller to increase appropriations and estimated revenue in the amount of \$434,919 as detailed in the Budget Journal form,

effective 07/01/2010; and, amended the Salary and Position Allocation Resolution to reflect the recommended changes outlined in the staffing impacts section of the agenda item, effective the first pay period after Board of Supervisors' approval – BHRS 2010-434

**Corr 1** Referred to the Department of Public Works, and the San Joaquin Valley Rail Committee, a letter from Merced County requesting a letter or resolution in support of locating the California High-Speed Rail Heavy Maintenance Facility in Merced County.

**Corr 2** Referred to the Agricultural Commissioner and Sealer of Weights and Measures, the Department of Public Works, and the Department of Planning and Community Development, a Notice of Public Meeting for the Draft Place of Use Environmental Impact Report for the Delta Wetlands Project.

**Corr 3** Referred to the CEO, DA, Sheriff, and Probation, a letter from Assemblyman Nathan Fletcher requesting support of AB 1844: Chelsea's Law, which increases penalties for violent sex crimes against children.

**Corr 4** Referred to the Fish and Wildlife Committee, a notice of proposed regulatory action from the California Fish and Game Commission regarding waterfowl hunting.

**Corr 5** Referred to the Department of Public Works, a copy of the 2009 Status Report on the Watershed Approach from the East San Joaquin Water Quality Coalition.

**Corr 6** Referred to the Department of Planning and Community Development, a letter from the Hughson Unified School District regarding their intent to sell approximately 8 acres of property located on the northwest corner of Fox Road and Charles Street in the City of Hughson.

**Corr 7** Acknowledged receipt of claim and referred to the CEO-Risk Management Division the following claim: Jorge Garcia Briseno.

The CEO gave an update regarding the fire which destroyed Barracks 1 and 2 at the Honor Farm over the weekend. He reported that the State legislators are actively working on realignment proposals that would transfer responsibilities and potentially funding for these responsibilities to local government. County staff will continue to stay abreast of this issue.

Adjourned at 11:59 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.)