



BOARD OF SUPERVISORS

William O'Brien, 1st District
Thomas W. Mayfield, 2nd District
Jeff Grover, 3rd District
Dick Monteith, 4th District
Jim DeMartini, 5th District

1010 Tenth Street, Suite 6500, Modesto, CA 95354
Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

August 28, 2007

9:00 A.M.

Chambers – Basement Level
1010 10th Street
Modesto, California

www.stancounty.com/board/board.htm

The Board of Supervisors welcomes you to its meetings which are regularly held each Tuesday, and your interest is encouraged and appreciated.

The agenda is divided into two sections:

CONSENT CALENDAR: These matters include routine financial and administrative actions and are identified with an asterisk (*). All items on the consent calendar will be voted on at the beginning of the meeting under the section titled "Consent Calendar." If you wish to have an item removed from the Consent Calendar, please make your request at the time the Board Chairperson asks if any member of the public wishes to remove an item from consent.

REGULAR CALENDAR: These items will be individually discussed and include all items not on the consent calendar, all public hearings and correspondence.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Please raise your hand or step to the podium at the time the item is announced by the Board Chairperson. In order that interested parties have an opportunity to speak, any person addressing the Board will be limited to a maximum of 5 minutes unless the Chairperson of the Board grants a longer period of time.

PUBLIC COMMENT PERIODS: Matters under the jurisdiction of the Board, and not on the posted agenda, may be addressed by the general public at the beginning of the regular agenda and any off-agenda matters before the Board for consideration. However, California law prohibits the Board from taking action on any matter which is not on the posted agenda unless it is determined to be an emergency by the Board of Supervisors. Any member of the public wishing to address the Board during the "Public Comment" period will be limited to a maximum of 5 minutes.

BOARD AGENDAS AND MINUTES: Board agendas, Minutes, and copies of items to be considered by the Board of Supervisors are typically posted on the Internet on Friday afternoons preceding a Tuesday meeting at the following website: www.co.stanislaus.ca.us/BOS/AgenMin.htm

AUDIO/VIDEO BROADCAST: All Board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: www.co.stanislaus.ca.us/BOARD/broadcastingsched.htm. In addition, a live audio/video broadcast of this meeting can be heard/seen via the World Wide Web at: www.co.stanislaus.ca.us/referencemov/bosaudio.htm.

NOTICE REGARDING NON-ENGLISH SPEAKERS: Board of Supervisors meetings are conducted in English and translation to other languages is not provided. Please make arrangements for an interpreter if necessary.

REASONABLE ACCOMMODATIONS: In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact the Clerk of the Board at (209) 525-4494. Notification 72 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting.

- I. Pledge of Allegiance to the Flag
- II. Presentation: Recognition of the Salida Rotary for the Restoration of Broadway Park
- III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for August 21, 2007 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1006 to Amend Sections 11.08.020 and 11.08.040 of the Stanislaus County Code, Amending a No Parking Zone and Adding a Green Curb Marking (12 Minute Parking Zone) on Mariposa Road in the Modesto Area ([View Item](#))
- * 3. Acceptance of the Resignations of:
 - a. Sergeant Ronald Reid from the Advisory Board on Substance Abuse Programs ([View Item](#))
 - b. Lionel Miguel from the Stanislaus County Mental Health Board ([View Item](#))
 - c. Bev Hatcher from the Stanislaus County Equal Rights Commission ([View Item](#))
- * 4. Approval of Appointments of:
 - a. Michael Brennan and Dr. Richard Rose to the Economic Development Action Committee ([View Item](#))
 - b. David Johnson to the South Modesto Municipal Advisory Council ([View Item](#))
- * 5. Approval of Reappointment of Vicki Bauman and Manuela Paredes-Walsborn to the Children and Families Commission ([View Item](#))
- * 6. Approval to Proclaim October 5, 2007 as Arts Day in Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Enter into Agreement with Stearns, Conrad and Schmidt, Consulting Engineers, Inc., for Environmental Monitoring, Testing, and Reporting Services, at the Fink Road and Geer Road Landfills, and Operation Monitoring and Maintenance Services at the Geer Road Landfill - Environmental Resources ([View Item](#))
- * 2. Approval to Apply for, Accept if Awarded, and Administer a Grant from the State of California Off-Highway Vehicle (OHV) Grant Program in the Amount of \$365,000 for the Operations and Maintenance of the OHV Area in Frank Raines and La Grange Regional Parks beginning January 2008 through March 2009 - Parks and Recreation ([View Item](#))
- * 3. Approval to Accept the Stanislaus County Treasury Pool's July 2007 Monthly Investment Report ([View Item](#))
- * 4. Approval to Accept the County of Stanislaus Treasury Oversight Committee's Compliance Audit and Annual Certificates of Compliance, and Acceptance of the Treasury Pool Investment Policy ([View Item](#))
- * 5. Approval of the Appointment of an Application Specialist I at Stanislaus Regional 911 at Step 5 of the Salary Range at \$19.82 Per Hour ([View Item](#))
- * 6. Approval for the District Attorney to Accept a \$90,000 Seed Award from the United States Attorney's Office for "Project Safe Neighborhoods", Add One Criminal Investigator II Position and Adjust the Budget ([View Item](#))
- * 7. Consideration and Approval of Response to the 2006-2007 Stanislaus County Civil Grand Jury Final Report as it Relates to the Office of the Public Guardian - Chief Executive Office ([View Item](#))
- * 8. Approval of a Sliding Fee Policy to Apply Discounts for Primary Medical Services Within the Health Services Agency Clinics Under the Federally Qualified Health Center Look-Alike Designation – Health Services Agency ([View Item](#))

- * 9. Approval of Final Completion and Acceptance of a Portion of Bid Package 6, Plaza, Electrical, and Site Work, for the Gallo Center for the Arts and Related Matters - Chief Executive Office ([View Item](#))
- * 10. Approval of Revisions to the 12th Street Condominium Project Documents to Correct a Title Issue, Extend the Term of the Condominium Project and Clarify the Common Area, and Related Actions - Chief Executive Office ([View Item](#))
- * 11. Approval to Negotiate and Execute Agreements with the Gallo Center for the Arts for Parking, Telephone Services, Maintenance Services and Landscape Services - Chief Executive Office ([View Item](#))
- 12. Approval to Accept Mental Health Services Act Community Services and Supports Growth Funds; Authorization to Sign Amendments to Agreements for the Provision of Mental Health Services Pursuant to the Mental Health Services Act; Accept the Progress Report on the Mental Health Services Act Community Services and Supports Programs; and Adjust Staffing - Behavioral Health & Recovery Services ([View Item](#))
- 13. Approval to Accept Internal Audit Reports Prepared by the Internal Audit Division of the Auditor-Controller's Office ([View Item](#))
- 14. Approval of the Second Quarter Status Report and Recommendation for the 12-Month Exclusive Negotiation with PCCP West Park, a Master Developer Preparing a Reuse Project Description and Proposal at the Former Crows Landing Air Facility and Adjacent Properties Located on the West Side of Stanislaus County ([View Item](#))

C. Department of Public Works

- * 1. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the Hatch Road Widening – Phase 1 – Turn Lanes Project, Parcel Owners Ronald D. Borges and Lisa Borges, APN: 018-001-020 ([View Item](#))
- * 2. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the Hatch Road Widening – Phase 1 – Turn Lanes Project, Parcel Owner Harold O. Miller & Sons, a California Limited Partnership, APN: 018-062-002 ([View Item](#))
- * 3. Approval to Award Contract to George Reed, Inc., of Modesto, California, for the 2007/2008 County Overlay Program and Increase Appropriations in the Project Account ([View Item](#))
- * 4. Approval to Adopt the Mitigated Negative Declaration for Stanislaus County Intersection Improvements at Geer Road at Santa Fe Avenue and Hatch Road at Santa Fe Avenue and Approval of Purchase Agreements to Acquire Road Right-of-Way for the Geer Road at Santa Fe Avenue Intersection Project ([View Item](#))
- * 5. Approval of the Recording of the Final Map for Pirrone Business Center Subdivision (in Salida) ([View Item](#))

D. Department of Planning and Community Development

- * 1. Authorization to Release the 2006-2007 Draft Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant Program for a Public Review to End on September 25, 2007, and Request to Set a Public Hearing on September 25, 2007 at 9:15 A.M. to Consider Adoption of the Community Development Block Grant FY 2006-2007 Consolidated Annual Performance Evaluation Report (CAPER) ([View Item](#))

E. County Counsel

VI. Scheduled Matters

- 9:15 a.m. Sitting as the Redevelopment Agency ([View Item](#))
- I. Call to Order
 - II. Consent Calendar (Those items marked with an *)
 - III. Approval of Minutes
 - *A. Minutes of June 26, 2007
 - IV. Public Hearings
 - A. None
 - V. Agenda Items
 - *A. Approval of an Agreement with Computer Tutor to Provide a Workforce Development Training Program to the Redevelopment Area with \$20,000 from the 2007-08 Budget and Authorize the Executive Director to Sign and Negotiate on Behalf of the Agency
 - B. Approval to Authorize the Expenditure of \$240,000 of Housing Set-aside Funds for the Purchase of Three (3) Single Family Residential Lots in the Airport Neighborhood
 - VI. Public Forum
 - VII. Adjournment

VII. Correspondence

1. This Board has received from Covanta Energy Corporation a copy of Form 10-Q for the Quarter ended June 30, 2007
(Recommendation: Refer to the Department of Environmental Resources.) ([View Item](#))
2. This Board has received a letter from the State Department of Water Resources regarding their upcoming helicopter survey flights to evaluate flood control levees.
(Recommendation: Refer to the Department of Environmental Resources, Stanislaus Regional 911, and the Chief Executive Office.) ([View Item](#))
3. This Board has received four letters from the Governor's Office of Emergency Services regarding the U.S. Department of Agriculture and the U.S. Small Business Administration declaration of Stanislaus County and other counties as disaster areas due to agriculture losses caused by drought that occurred October 1, 2006 and January 1, 2007 and continuing.
(Recommendation: Refer to the Chief Executive Office - Office of Emergency Services and the Agricultural Commissioner and Sealer of Weights and Measures.) ([View Item](#))
4. This Board has received from the State Department of Water Resources, a Notice of Preparation of a Draft Program Environmental Impact Statement/Environmental Impact Report for the San Joaquin River Restoration Program.
(Recommendation: Refer to the Department of Environmental Resources, Planning and Community Development, and the Agricultural Commissioner and Sealer of Weights and Measures.) ([View Item](#))
5. This Board has received the following claims: Bruce Donald Hammerstrom; Brexton Torres; Myron Smallin; Brian Strelow; Raymond Strelow; Walter Strelow; and, Charles Strelow.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VIII. Board of Supervisors' Reports

IX. Legislative, Fiscal and Management Report – Chief Executive Officer

X. Announcements:

Public Dedication and Ribbon Cutting Ceremony for the Gallo Center for the Arts
Monday, September 10, 2007 at 6:00 p.m.
1000 I Street, Modesto

XI. Adjournment