



**BOARD OF SUPERVISORS**

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

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

**AGENDA**

December 4, 2007

9:00 A.M.

Chambers – Basement Level  
1010 10<sup>th</sup> Street  
Modesto, California  
[www.stancounty.com/board/index.shtm](http://www.stancounty.com/board/index.shtm)

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.stancounty.com/bos/agenda-minutes.shtm](http://www.stancounty.com/bos/agenda-minutes.shtm).

**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.stancounty.com/board/broadcasting-schedule.shtm](http://www.stancounty.com/board/broadcasting-schedule.shtm). In addition, a live audio/video broadcast of this meeting can be heard/seen via the World Wide Web at: [www.stancounty.com/bos/board-video.shtm](http://www.stancounty.com/bos/board-video.shtm).

**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:
  - A. Red Ribbon Week Best Decorated School Contest:  
**1st Place Winners:** Waterford High School, Salida Middle School, Capistrano Elementary School and Fox Road Elementary School

**2nd Place Winners:** Oakdale High School, Waterford Middle School and University Charter School

**3rd Place Winners:** Thomas Downey High School, Teel Middle School and Walter Brown Elementary School

- B. “State of Our Schools” from the Stanislaus County Superintendent of Schools  
Tom Changnon

### III. Public Comment Period

### IV. Consent Calendar

### V. Agenda Items

#### A. Miscellaneous

- \* 1. Approval of the Minutes for November 20, 2007 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1018 to Amend Section 11.04.050 of the Stanislaus County Code by Adding a 40 Miles-Per-Hour Speed Zone on Blossom Road in the Waterford Area ([View Item](#))
- \* 3. Acceptance of the Resignations of:
  - a. Dwight Bateman from the Stanislaus County Children’s Council ([View Item](#))
  - b. Robert Hardie from the Stanislaus County Planning Commission ([View Item](#))
- \* 4. Approval of Appointments of:
  - a. Jeremy Page to the Knights Ferry Municipal Advisory Council ([View Item](#))
  - b. Harinder Grewal to the Keyes Municipal Advisory Council ([View Item](#))
  - c. Kenny Buehner to the Patterson Cemetery District Board of Directors ([View Item](#))
- \* 5. Approval of Reappointment of Mervyn Crow, Clyde Peters and Earl Perez to the Orestimba Creek Flood Control District Board of Directors ([View Item](#))

#### B. Chief Executive Office

- \* 1. Approval of the Allocation of Funds Received from the Department of Transportation to Various Agencies as Prescribed by the Streets and Highway Code Provisions - Auditor-Controller ([View Item](#))
- \* 2. Approval to Accept the Stanislaus County Treasury Pool's October 2007 Monthly Investment Report - Treasurer-Tax Collector ([View Item](#))
- \* 3. Approval of Contracts and/or Agreements for Various Services with Cumulative Totals over \$100,000 - Chief Executive Office ([View Item](#))
- \* 4. Approval to Receive Additional Funds from the California Integrated Waste Management Board for the 13th Cycle Used Oil Block Grant - Environmental Resources ([View Item](#))
- \* 5. Approval to Award Bid to Vericor LLC and Authorize Issuance of a Purchase Order for Alternate Care Site Trailers and Equipment - Office of Emergency Services ([View Item](#))
- \* 6. Approval to Use Public Facility Fees to Purchase Project Management Software to Support the Office of Emergency Services and Fire Warden's Office ([View Item](#))
- \* 7. Approval for the Sheriff and Chief Probation Officer to Establish Involuntary Home Detention Programs for Misdemeanor Offenders Serving a Sentence in a County Jail or Other Correctional Facility - Sheriff and Probation ([View Item](#))
- \* 8. Approval for the Sheriff to Finalize the Agreement for Court Security Services with the Superior Court and to Adjust the Budget and Amend the Salary and Position Allocation Resolution - Sheriff ([View Item](#))
- \* 9. Approval of Revisions to the Stanislaus County Employees' Retirement Association's (StanCERA) Bylaws ([View Item](#))

- \* 10. Approval to Accept the Annual Reports for the County of Stanislaus Tobacco Endowment Funds - Series 2002 and Series 2006 for Fiscal Year Ending June 30, 2007 - Treasurer-Tax Collector ([View Item](#))
- \* 11. Approval to Accept the Fiscal Year 2007-2008 Grant from the Department of Insurance for the District Attorney's Office Automobile Insurance Fraud Program ([View Item](#))
- \* 12. Approval of Letters of Support for the Dos Rios Ranch Land Protection and Habitat Restoration Project at the Confluence of the Lower Tuolumne River Parkway and the San Joaquin River and to Support the Expansion of the San Joaquin River National Wildlife Refuge to Include the Dos Rios Ranch - Chief Executive Office ([View Item](#))
- \* 13. Approval for the Closure of County Offices for the Full Day on December 24, 2007, and Approval to Provide Employees, not otherwise Required to Work, the Option of Working in their Assigned Duties, or Using Vacation or Compensatory Time Off for the Half-day Period- Chief Executive Office ([View Item](#))
- \* 14. Approval to Issue a Request for Qualifications and Proposals for Code Review Services and Estimating Services for Capital Projects - Chief Executive Office ([View Item](#))
- 15. Consideration of the County's Preliminary Capital Improvement Plan for Fiscal Year 2007 - 2008 – Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Geer Road at Whitmore Avenue Intersection Project, Parcel Owners Roxie & Gwyneth R. Bavaro, APN: 018-055-002 ([View Item](#))
- \* 2. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Geer Road at Whitmore Avenue Intersection Improvement Project, Parcel Owner Turlock Irrigation District, APN: 018-010-024 ([View Item](#))
- \* 3. Approval to Award Contract to George Reed, Inc., of Modesto, California, for the Pirrone Road Improvement Project ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing on December 18, 2007, at 6:45 p.m., to Consider General Plan Amendment No. 2007-01 and the Introduction, Waiving of the Reading and Adoption of Ordinance Amendment Application No. 2007-02 - Agricultural Element Update of the Stanislaus County General Plan; and, Stanislaus County Williamson Act Uniform Rules Update ([View Item](#))
- \* 2. Approval to Set a Public Hearing on December 18, 2007, at 6:40 p.m., to Consider General Plan Amendment No. 2006-07 and Rezone Application No. 2006-11, Belaski Repair Shop ([View Item](#))
- \* 3. Approval of the 2008 Williamson Act Contracts ([View Item](#))

E. County Counsel

VI. Scheduled Matters

## VII. Correspondence

1. This Board has received a letter from the State of California Fish and Game Commission regarding the continuation notice of proposed regulatory action relative to the methods authorized for taking big game and methods of take for nongame birds and nongame mammals per Sections 353 and 475 of Title 14, California Code of Regulations. ([View Item](#))  
(Recommendation: Refer to the Department of Parks and Recreation and the Fish and Wildlife Committee.)
2. This Board has received a letter from the City of Newman regarding the plans for the Crows Landing Air Base. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office and the Crows Land Air Facility Steering Committee.)
3. This Board has received a letter from Modesto City Schools regarding the new Joseph A. Gregori High School requesting support in designating the school and surrounding properties as “Salida, CA 95368”. ([View Item](#))  
(Recommendation: Authorize the Chairman to send a letter of support to the Modesto City Schools.)
4. This Board has received a copy of the California State Association of Counties Excess Insurance Authority Annual Report 2007. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office-Risk Management Division.)
5. This Board has received the following claims: Cynthia Darmstandler; David Tubera; Bobby Joe Stanfill; Adelmo Calderon; Daniel Gregory Pereira; and, Kelly Muniz.  
(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. Adjournment

- XI. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organizations: Stanislaus County Sheriff’s Management Association (SCSMA). Government Code Section 54957.6. Conference with Legal Counsel - Existing Litigation: Clark & Sullivan Builders, Inc. vs. County of Stanislaus, Stanislaus County Superior Court Case No. 612057. Government Code Section 54956.9.