



**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**

June 24, 2008

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 shall be permitted to be heard once for up to 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).

Materials related to an item on this Agenda submitted to the Board after distribution of the agenda packet are available for public inspection in the Clerk's office at 1010 10<sup>th</sup> Street, Suite 6700, Modesto, CA during normal business hours. Such documents are also available online, subject to staff's ability to post the documents before the 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: Resolution Proclaiming June 23-27, 2008 as Family Services Specialist Recognition Week

### III. Public Comment Period

### IV. Consent Calendar

### V. Agenda Items

#### A. Miscellaneous

- \* 1. Approval of the Minutes for June 10, 2008 ([View Item](#))
- \* 2. Acceptance of the Resignations of:
  - a. Cathy Walke and Sharon Patterson from the Stanislaus County Child Abuse Prevention Council ([View Item](#))
  - b. Sidney Pete Moon from the Keyes Community Services District ([View Item](#))
  - c. Warren Brumley from the Empire Municipal Advisory Council ([View Item](#))
  - d. George Sharp from the Stanislaus County Parks and Recreation Commission ([View Item](#))
  - e. Tyler Downing from the Stanislaus County Mental Health Board ([View Item](#))
- \* 3. Approval of Reappointments of:
  - a. Ross Briles, John Evans, Rick Fritzeimer, Marty Fox, Brad Hawn, Tom Norquist, Tom Van Gronigen, Sean Carroll, Joe Duran, Jan Ennenga, Richard Hagerty, Corwin Harper, Brian Hogan, Craig Lewis, Joy Madison and Sharon Silva to the Stanislaus Economic Development and Workforce Alliance Board ([View Item](#))
  - b. Vicki Fontana, Jeri Trainor, Karen Servas, Robin Dickinson and Juan Ramirez to the Stanislaus County Child Abuse Prevention Council ([View Item](#))
  - c. Charles E. Aguilar to the Stanislaus County Mental Health Board ([View Item](#))
  - d. Kennan Beard III to the Oakdale Rural Fire Protection District Board of Directors ([View Item](#))
  - e. Daniel Downey and Eileene King to the Commission on Aging ([View Item](#))
  - f. Elwood Escobar and Dennis Hartman to the Denair Fire Protection District Board of Directors ([View Item](#))
  - g. Robert Ott to the Woodland Avenue Volunteer Fire Protection District Board of Directors ([View Item](#))
  - h. Roy Johnson, Mike Passalaqua and Martin Reyes to the East Stanislaus Resource Conservation District Board of Directors ([View Item](#))
  - i. Alan Cover, Norman Kline and Lisa Alamo to the Agricultural Advisory Board ([View Item](#))
  - j. Angela Sue Henderson to the Stanislaus County Free Library Advisory Board ([View Item](#))
  - k. Robert Kimball to the West Stanislaus Fire Protection District Board of Directors ([View Item](#))
  - l. Mickey Peabody to the Nuisance Abatement Hearing Board ([View Item](#))
  - m. Cindy Woolston to the Regional Advisory Committee of the Mountain-Valley Emergency Medical Services Agency ([View Item](#))
  - n. Keenon Krick, Andrew Langtry and Kristin Peterson to the Stanislaus Child Development Local Planning Council ([View Item](#))
  - o. Michael Loeffler, Allen Mitterling and Jeffery Olson to the Stanislaus County Animal Court ([View Item](#))
  - p. Adam Christianson, Thomas Ciccarelli, Nancy Millberry, Laura Ochoa-Sanchez, Rhonda Parker, Roy Wasden, Rosemary Crippen and Rod Landes to the Stanislaus County Children's Council ([View Item](#))

- q. Mike Fisher and Michael Lynch to the Stanislaus County Employees Retirement Board (StanCERA) ([View Item](#))
  - \* 4. Approval to Consolidate with the Presidential General Election to be Held on Tuesday, November 4, 2008:
    - a. the Municipal Election for the City of Oakdale ([View Item](#))
    - b. the Municipal Election for the City of Newman ([View Item](#))
    - c. the Municipal Election for the City of Turlock ([View Item](#))
  - \* 5. Approval of Request from the Mid-Valley Water Ski Club for Use of the Modesto Reservoir Water Ski Course on Most Mondays and Wednesdays from June 25, 2008 through July 23, 2008 ([View Item](#))
  - \* 6. Approval of Appointment of Aphisong Sangbouasy to the Advisory Board on Substance Abuse Programs ([View Item](#))
  - \* 7. Approval to Accept the Clerk-Recorder's Certified Statement of Results of the Senate District 12 Special Recall Election Held on Tuesday, June 3, 2008 and Declare the Results ([View Item](#))
  - 8. Approval to Accept the Clerk-Recorder's Certified Statement of Results of the Statewide Direct Primary Election Held Tuesday, June 3, 2008 and Declare the Results ([View Item](#))
- B. Chief Executive Office
- \* 1. Approval to Purchase Three Replacement Vehicles for the Agricultural Commissioner's Office ([View Item](#))
  - \* 2. Approval of Scope Modifications to an Existing Planning and Environmental Contract with ESA Airports Related to the Crows Landing Air Facility Development Project – Chief Executive Office ([View Item](#))
  - \* 3. Approval to Submit and Accept if Awarded the 2008 Edward Byrne Memorial Justice Assistance Grant Application to Bureau of Justice Assistance to Enhance Criminal Justice Processes – Chief Executive Office ([View Item](#))
  - \* 4. Approval of an Amendment to the Agreement Between Stanislaus County and Claims Management Inc. to Extend the Term of the Agreement Six Months – CEO – Risk Management Division ([View Item](#))
  - \* 5. Approval of Fiscal Years 2008-2010 Multipurpose Senior Services Program (MSSP) Agreement with the California Department of Aging to Provide Supportive Services for Frail Elderly Residents of Stanislaus County – Community Services Agency ([View Item](#))
  - \* 6. Approval of Fiscal Year 2008-2009 Renewal Agreements for Contracted Program Services for Individuals and Families Receiving Child Welfare Services and Adult Protective Services – Community Services Agency ([View Item](#))
  - \* 7. Approval to Allow Access and Use of Property Near the Tuolumne River at the Geer Road Landfill – Environmental Resources ([View Item](#))
  - \* 8. Approval to Apply for a Used Oil Recycling Block Grant from the California Integrated Waste Management Board and if Awarded, Accept and Administer the Grant – Environmental Resources ([View Item](#))
  - \* 9. Approval to Extend the Stanislaus County Refuse Removal Franchise Agreement (Area 3) with USA Waste of California, Inc., through November 5, 2009 – Environmental Resources ([View Item](#))
  - \* 10. Approval to Set a Public Hearing for July 22, 2008, at 9:15 a.m. to Consider Adjustments to Stanislaus County Franchise Maximum Rates for Solid Waste Collection Services and the Bulky-Item Curbside Collection Program – Environmental Resources ([View Item](#))

- \* 11. Approval to Authorize the Submission of the Federally Qualified Health Center Look-Alike Recertification Application by the Health Services Agency ([View Item](#))
- \* 12. Approval of Independent and Personal Services Contractor Agreements in Excess of \$100,000 Between the Stanislaus County Health Services Agency and Various Contractors for Fiscal Year 2007-2008 and Fiscal Year 2008-2009 ([View Item](#))
- \* 13. Approval of the Holiday Closure Schedule for the Urgent Care Center Operations of the Health Services Agency ([View Item](#))
- \* 14. Approval of a Contract Amendment with the State of California Department of Public Health Services, Office of Family Planning Information and Education Program, for the Teen Pregnancy Prevention Program – Health Services Agency ([View Item](#))
- \* 15. Approval to Accept the In-Home Supportive Services Advisory Committee Fiscal Year 2007-2008 Report to the Community ([View Item](#))
- \* 16. Approval to Increase Appropriations and Estimated Revenue in the Public Works Morgan Shop Fund for the Purchase of Fuel – Public Works ([View Item](#))
- \* 17. Approval to Amend the Stanislaus County Drug Enforcement Agency Agreement - Sheriff ([View Item](#))
- \* 18. Approval to Authorize the Director of Parks and Recreation to Execute a New Grazing Lease with Larry A. Byrd for 694 Acres of Non-Irrigated Rolling Hills Adjacent to Modesto Reservoir ([View Item](#))
- \* 19. Approval to Extend the Contract with California Forensic Medical Group (CFMG) to Provide Medical Services to Adults and Juveniles in Detention Facilities in Stanislaus County for the Period of July 1, 2008 to June 30, 2009 – Chief Executive Office ([View Item](#))
- \* 20. Approval of Year End Budget Adjustments for the Public Defender, District Attorney, General Service Agency-Fleet Services and Sheriff's Office Funded from Existing Appropriations and Increased Departmental Revenues - Chief Executive Office ([View Item](#))
- 21. Approval of a Resolution Authorizing an Amendment to the Refunding Certificates of participation (COP), Series B of 1997 that Allows for the Substitution of the Minimum Security Housing Unit for Certain Other Real Property Currently Pledged to Secure the Above COP Including the Medical Arts Building, the Clerk-Recorders Building, Community Service Facility-Pod D, and the Jail Support Service Facility – Chief Executive Office ([View Item](#))
- 22. Approval to Transfer the Responsibility for Operation and Ownership of the Ceres Superior Court Facility to the State and Approval of the Annual County Facilities Payment to the State for the Ceres Court – Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Amendment No. 3 to Agreement No. 2004-1 with Wood Rodgers, to Add Additional Engineering Services for the Ladd Road and McHenry Avenue Intersection Improvement Project ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Authorize the Recording of a Certificate of Cancellation of Williamson Act Contract No. 2002-4481 – Richard Landucci (Friends of the Tuolumne) ([View Item](#))

E. County Counsel

- \* 1. Approval to Increase the Amount of the Contract with the Law Firm Meyers Nave for Legal Services Related to the Crows Landing Air Facility Development Project ([View Item](#))

- \* 2. Approval to Introduce and Waive the First Reading of an Ordinance Amending Stanislaus County Code Section 2.08.050 to Authorize the Chief Executive Officer to Oversee County Operations and Activities on Non-County Owned Property ([View Item](#))
- \* 3. Approval of Resolution Authorizing the Issuance and Sale of Ceres Unified School District Fiscal Year 2008-2009 Tax and Revenue Anticipation Notes ([View Item](#))

VI. Scheduled Matters

9:10 a.m. Public Hearing to Consider Approval to Introduce and Waive the First Reading of an Ordinance to Amend Transit Fares for Stanislaus Regional Transit (StaRT) ([View Item](#))

9:15 a.m. Sitting as the In-Home Support Services Public Authority of Stanislaus County ([View Item](#))

- I. Call to Order
- II. Approval of Consent Calendar (Those items marked with an \*)
  - \*A. Approval of Minutes of September 18, 2007
- III. Correspondence
  - A. None
- IV. Public Hearings
  - A. None
- V. Agenda Items
  - A. Acceptance of the In-Home Supportive Services Advisory Committee Fiscal Year 2007-2008 Report to the Community
- VI. Public Forum
- VII. Adjournment

9:20 a.m. Sitting as the Stanislaus County Capital Improvements Financing Authority ([View Item](#))

- I. Call to Order
- II. Approval of Consent Calendar (Those items marked with an \*)
  - \*A. Election of Officers (Chairman and Vice-Chair)
  - \*B. Approval of Minutes of January 16, 2007
- III. Agenda Items
  - A. Approval of a Resolution Authorizing an Amendment to the Refunding Certificates of Participation (COP), Series B of 1997 that Allows for the Substitution of the Minimum Security Housing Unit for Certain Other Real Property Currently Pledged to Secure the Above COP Including the Medical Arts Building, the Clerk-Recorders Building, Community Service Facility-Pod D, and the Jail Support Service Facility
- IV. Public Forum
- V. Adjournment

9:25 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 10, 2008
- IV. Correspondence
  - A. None
- V. Public Hearings
  - A. None
- VI. Agenda Items

- \*A. Authorize the Interim Executive Director to Execute a Gap Financing Loan in the Amount of up to \$200,000 of Housing Set-Aside Funds for a 150-Unit Affordable Housing Project (Archway Commons)

VII. Public Forum

VIII. Adjournment

## VII. Correspondence

1. This Board has received a letter from the Governor's Office of Emergency Services regarding the U.S. Small Business Administration's declaration of Stanislaus County, as a contiguous County, a disaster area due to the economic impacts caused by the 2008 salmon fishery closure on the California coast. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office and Alliance Worknet.)
2. This Board has received a letter from the San Joaquin Valley Air Pollution Control District requesting participation in the Healthy Air Living initiative. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office and Health Services Agency.)
3. This Board has received a letter from State Senator Don Perata requesting support of SB 1407 which would provide \$5 billion over the next four years to rebuild and repair courthouses categorized as either immediately or critically in need of repair. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office.)
4. This Board has received a copy of the 2008 California Report on "Recent Developments in Federal, State and Local Gun Laws" from the Legal Community Against Violence. ([View Item](#))  
(Recommendation: Refer to the Sheriff, District Attorney and Chief Probation Officer.)
5. This Board has received a copy of the "6<sup>th</sup> Year Progress Report" from the California Multi-Jurisdictional Methamphetamine Enforcement Team. ([View Item](#))  
(Recommendation: Refer to the Sheriff, District Attorney and Chief Probation Officer.)
6. This Board has received a notice from the California Department of Fish and Game regarding the Bay-Delta Sport Fishing Enhancement Stamp 2008 Proposal. ([View Item](#))  
(Recommendation: Refer to the Department of Parks and Recreation and the Fish and Wildlife Committee.)
7. This Board has received a letter from the Stanislaus Consolidated Fire Protection District requesting "dry-period" financing for Fiscal Year 2008-09. ([View Item](#))  
(Recommendation: Refer to the Auditor-Controller.)
8. This Board has received a letter from the State Department of Corrections and Rehabilitation regarding AB 478 and the minimum standards relative to the care of pregnant inmates. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office-Capital Projects.)

9. This Board has received a letter from the U.S. Bureau of Land Management regarding the 90-day comment period for the Draft Programmatic Environmental Impact Statement (PEIS) for leasing Federal geothermal resources in the Western States and Alaska. ([View Item](#))  
(Recommendation: Refer to the Department of Planning and Community Development.)
  
10. This Board has received the following claims: Rae' Anne R. Brown; the heirs of Heather Miller: Ronald, Diesta, Leah, Megan, and Christian Miller; the heirs of Brandon Keith Ellis: Vincent Ellis and Lorraine Gonzales; the heirs of Bradly Conn: Cierra and Cienna Conn C/O Thomas O. Gillis, Attorney; Rebecca Anne Burke; Kymberley Kay Obert; Eric James Burke; Alberto Chavez Mondragon Jr.; and, Dennis B. Duncan and Beverly Duncan.  
(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 Legal Counsel - Existing Litigation: Two Cases: Committee Concerning Community Improvement, et al. vs. County of Stanislaus, et al., United States District Court, Eastern District California, Case No. SIV F 04-6121 LJO DLB; City of Patterson v. Stanislaus County, Stanislaus County Superior Court Case No. 626800. Government Code Section 54956.9. Conference with Legal Counsel - Significant Exposure to Litigation: One Case. Government Code Section 54956.9 (b). Conference with Legal Counsel - Anticipated Litigation: One Case. Government Code Section 54956.9 (c).