



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

November 4, 2008

9:00 A.M.

Chambers – Basement Level
1010 10th Street
Modesto, California
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.

PUBLIC COMMENT PERIOD: 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. Please complete a Public Comment Form and give it to the Clerk of the Board.

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 as a single action at the beginning of the meeting under the section titled "Consent Calendar" without discussion. If you wish to discuss an item on the Consent Calendar, please notify the Clerk of the Board prior to the beginning of the meeting or you may speak about the item during Public Comment Period.

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.

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.

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 10th 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.

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. 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.

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. Moment of Silence for Former Chief Administrative Officer Gardner "Hutch" Hutchins

III. Presentation: A. Employee Service Awards

Those Being Honored for Thirty Years of Service:

Doug Harms - Stanislaus County Assessor
Susan List - Community Services Agency

Those Being Honored for Twenty-Five Years of Service:

Vito Mangipane - Environmental Resources – Landfill

B. November 2008 as Adoption and Permanency Awareness Month in Stanislaus County

IV. Public Comment Period

V. Consent Calendar

VI. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for October 28, 2008 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1046 Relinquishing Responsibility for Enforcement of the Mobile Home Parks Act and the Special Occupancy Parks Act and Repealing in its Entirety Chapter 16.100 of the Stanislaus County Code Relating to Mobile Home Parks – Environmental Resources ([View Item](#))
- * 3. Approval of Appointment of Paul Brehm to the Advisory Board on Substance Abuse Programs ([View Item](#))
- * 4. Approval to Commend Kenni Friedman Upon Being Named the Citizen of the Year for 2008 by the American Legion, Post 74 ([View Item](#))
- * 5. Approval of Appointment of Supervisor Dick Monteith as the Director and Supervisor Jim DeMartini as the Alternate Director to the California State Association of Counties Board of Directors for 2009 ([View Item](#))

B. Chief Executive Office

- * 1. Approval of the Weed Management Area Contract with the California Department of Food and Agriculture for Fiscal Years 2008/2009 and 2009/2010 – Agricultural Commissioner ([View Item](#))
- * 2. Approval to Amend the Agreement with the California Department of Mental Health to Accept Additional Mental Health Services Act Prevention and Early Intervention Community Program Planning Funds – Behavioral Health and Recovery Services ([View Item](#))
- * 3. Approval to Enter into an Agreement with the California State University, Fresno Foundation for Continuation of a Food Processing By-Product Research Project – Environmental Resources ([View Item](#))
- * 4. Approval of Specifications and Award of Contract for the Replacement of the Steam Boiler System at the Men's Jail Facility to Champion Industrial Contractors, Inc. – General Services Agency ([View Item](#))
- * 5. Approval to Use Public Facility Fees to Purchase Collection Materials Such as Books, DVD's, Audiovisual and Other Materials for the Stanislaus County Library ([View Item](#))
- * 6. Approval to Use Public Facility Fees to Purchase Equipment and Services for Data Infrastructure Upgrades to Enhance Customer Service at the Stanislaus County Library ([View Item](#))

- * 7. Approval for Boy Scout Troop No. 43 to have Exclusive Use of the Kiwanis Camp from November 7, 2008 to November 9, 2008 for Overnight Camping Activities and Waiver of Fees for the Exclusive Use – Parks and Recreation ([View Item](#))
- * 8. Approval to Accept United States Department of Justice, Office of Community Oriented Policing Services (COPS) Technology Program Funding – Sheriff ([View Item](#))
- * 9. Approval to Sell Tax-Defaulted Properties – Treasurer/Tax Collector ([View Item](#))
- 10. Approval of a Revised Refuse Rate Adjustment Methodology and Amended Regulations for Franchise Refuse Collectors in the Unincorporated Areas of Stanislaus County and Related Actions – Environmental Resources ([View Item](#))
- 11. Approval of Agreement Between the County of Stanislaus and Acclamation Insurance Management Services, Inc. (AIMS) for the Workers’ Compensation Program – Risk Management ([View Item](#))
- 12. Consideration and Approval of the Chief Executive Office First Quarter Financial Report for Fiscal Year 2008-2009, Transfers from Appropriations for Contingencies, Increase the Budget, and Staffing Adjustments ([View Item](#))

C. Department of Public Works

- * 1. Approval of Amendment No. 4 to Agreement No. 2004-1 with RBF Consulting, to Add Additional Engineering Service for the Geer Road at Whitmore Avenue Intersection Improvement Project ([View Item](#))
- * 2. Approval to Summarily Vacate a Portion of Montpelier Road Located Southeast of Sixth Street (Montpelier) ([View Item](#))
- * 3. Approval to Adopt Plans and Specifications for Federal Project No. STPL-5938(120), Carpenter Road at Beverly Drive/Carpenter Road at Robertson Road Traffic Signals, and Set the Bid Opening Date for January 7, 2009 at 2:00 p.m. ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Initiate a 15-day Public Comment Period for the Proposed Amendment to the Fiscal Year 2007-2012 Community Development Block Grant Consolidated Plan and the Fiscal Year 2008-2009 Annual Action Plan to Incorporate the Housing and Urban Development (HUD) Neighborhood Stabilization Program Funding of \$9,744,482 and Schedule the Final Review and Approval of the Consolidated Plan for November 18, 2008 ([View Item](#))

E. County Counsel

VII. 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 24, 2008
 - IV. Correspondence
 - *A. Letter dated July 31, 2008 from Nancy C. Miller of Miller, Owen and Trost
 - V. Informational Items
 - *A. Update on AB 1389 Reporting Requirements
 - VI. Public Hearings
 - A. None

VII. Agenda Items

- *A. Approval of a Housing Loan Rehabilitation Agreement with Habitat for Humanity, Stanislaus, in the Amount of \$85,000 to Rehabilitate Two (2) Properties in the Airport Neighborhood Redevelopment Sub-Area, and Authorize the Interim Executive Director to Sign and Negotiate on Behalf of the Agency
- B. Approval to Award Contract to George Reed, Inc. of Modesto, for the Construction of the Keyes Improvement Project, Phase 2 and Related Items Associated with the Award

VIII. Public Forum

IX. Adjournment

VIII. Correspondence

1. This Board has received a notice from the California Air Resources Board regarding a public hearing to consider the reduction of greenhouse gas emissions from heavy-duty vehicles. (Recommendation: Refer to the Chief Executive Office.) ([View Item](#))
2. This Board has received the following claims: Vanessa V. Garcia; Debra L. Harper; Nationwide Insurance/George Michael McClure; Sue McClelland; and, Janet Moore. (Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

IX. Board of Supervisors' Reports

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

XI. Announcements:

Public Scoping Meetings for the North County Corridor Project

Thursday, November 13, 2008, 6:30 – 8:00 p.m.

Salida Regional Library

4835 Sisk Road, Salida, CA

and

Thursday, November 20, 2008, 6:30 – 8:00 p.m.

Oakdale Community Center

110 South Second Avenue, Oakdale, CA

XII. Adjournment

XIII. Closed Session: Conference with Legal Counsel - Anticipated Litigation - One Case. Government Code Section 54956.9(c). Conference with Real Property Negotiator: Property: Fink Road Landfill Farm Lease, 4000 Fink Road, Crows Landing, California. Agency Negotiator: Richard Robinson. Owner Negotiator: Lent Burden Farming, Inc. Under Negotiation: Both Terms of Payment and Price. Government Code Section 54956.8.