



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

December 9, 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. Presentation: Red Ribbon Week 2008 Best Decorated School Contest:
1st Place Winners: Thomas Downey High School, Evelyn Hanshaw Middle School and Enslin Elementary School
2nd Place Winners: Hughson High School, Waterford Middle School and Cunningham Elementary School
3rd Place Winners: Oakdale High School, Daniel J. Savage Middle School and Hughson Elementary School

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for November 25, 2008 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1047 Adding Chapter 14.14 to the County Code Relating to Storm Water Management and Discharge Control – Public Works ([View Item](#))
- * 3. Approval of Appointment of Greg Pires to the Stanislaus County Planning Commission ([View Item](#))
- * 4. Approval of Appointment of George Schmidt to the West Side Community Healthcare District Board of Directors In-Lieu of Election ([View Item](#))
- * 5. Approval to Adopt the Conflict of Interest Code for Wendt Ranch Reclamation District ([View Item](#))
- * 6. Approval to Adopt the Amendments to the Conflict of Interest Codes for:
 - a. Stanislaus County Employees’ Retirement Association (StanCERA) ([View Item](#))
 - b. Modesto City Schools ([View Item](#))
- * 7. Acceptance of the Resignation of Nancy Millberry from the Stanislaus County Child Abuse Prevention Council ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Adopt a Resolution Evidencing Compliance with Internal Revenue Code Section 414(h)(2) for the Pre-Tax Status of Employee Retirement Contributions – Auditor-Controller ([View Item](#))
- * 2. Approval of Fiscal Year 2008-2009 Contracts with the California Department of Food and Agriculture: Nursery Stock Inspection and Sudden Oak Death Programs – Agricultural Commissioner ([View Item](#))
- * 3. Approval of the State’s Emergency Medical Services Appropriation Standard Agreement with the Health Services Agency for Fiscal Year 2008-2009 for Stanislaus County – Health Services Agency ([View Item](#))
- * 4. Approval of the Closure of the Stanislaus County Library on Various Days in 2009 and 2010 ([View Item](#))
- * 5. Approval to Authorize the Department of Environmental Resources and Department of Parks and Recreation to Implement the E-Pay Process ([View Item](#))
- 6. Approval to Accept the Stanislaus County Children’s Council Annual Report 2008 to the Community – Community Services Agency ([View Item](#))
- 7. Approval to Transfer the Responsibility for Operation and Ownership of the Modesto Main Courthouse and Hall of Records Facilities to the State of California; to Record the Record of Survey to Create Four Parcels on the Main Courthouse/Jail Block; Authorize the Annual County Facilities Payment to the State, and Authorization for a Reduction-

In-Force of General Services Agency-Facilities Maintenance Staff and Approval of Related Documents for the Court Facility Transfers – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval of a Grade Crossing Signal and Surface Installation Agreement with Burlington Northern Santa Fe Railroad for the Hatch Road at Santa Fe Avenue Intersection Improvement Project ([View Item](#))
- * 2. Approval to Set a Public Hearing on January 13, 2009, at 9:15 a.m., to Consider Revising the Load Carrying Capacity of Crabtree Road Bridge Over Dry Creek (38C-0009), Per Section 35754 of the California Vehicle Code ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval of the 2009 Williamson Act Contracts ([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 November 4, 2008

IV. Correspondence

A. None

V. Informational Items

A. None

VI. Public Hearings

A. None

VII. Agenda Items

*A. Approval to Authorize the Expenditure of \$25,000 of Housing Set-Aside Funds to Increase the Funding Assistance to Habitat for Humanity for the Rehabilitation of a Home at 1020 Tenaya Drive

B. Acceptance of the Fiscal Year 2007-08 Financial Report Including the Annual Audit of the Stanislaus County Redevelopment Agency to the Board of Supervisors as Required by Health and Safety Code Section 33080.1 and the Acceptance of the 2007-08 Redevelopment Activities Report

VIII. Public Forum

IX. 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 declaring Stanislaus County, as a contiguous County, a disaster area due to the economic impacts caused by Dry Lightning Wildfires that occurred June 8, 2008, through August 20, 2008.

(Recommendation: Refer to the Agricultural Commissioner-Sealer of Weights and Measures and the Stanislaus Economic Development and Workforce Alliance.) ([View Item](#))

2. This Board has received a copy of “Navigating the Currents: A Guide to California’s Public Mental Health System” from Eli Lilly and Company.
(Recommendation: Refer to Behavioral Health and Recovery Services.) ([View Item](#))
3. This Board has received a letter from the California Department of Parks and Recreation regarding the Statewide Park Development and Community Revitalization Act of 2008 (Statewide Park Program), a new grant program that will award funds to critically underserved communities for the creation of new parks and facilities.
(Recommendation: Refer to the Department of Parks and Recreation.) ([View Item](#))
4. This Board has received a letter from the City of Ceres regarding animal control services in Stanislaus County.
(Recommendation: Refer to the Chief Executive Office.) ([View Item](#))
5. This Board has received the following claims: Dawn Ken; Houret Cattle Co.; Esperanza Ramirez; Columbus Allen Jr. II; and, Brooke Gray.
(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

XII. Closed Session: Conference with Legal Counsel - Anticipated Litigation - One Case. Government Code Section 54956.9(c).