



BOARD OF SUPERVISORS

William O'Brien, 1st District
Vito Chiesa, 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

April 28, 2009

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: May as Older Americans Month and Elder Abuse Prevention Month
- III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for April 21, 2009 ([View Item](#))
- * 2. Approval to Proclaim:
 - a. May 1, 2009 as Silver Star Banner Day in Stanislaus County ([View Item](#))
 - b. May 10-16, 2009 as AmeriCorps Week in Stanislaus County ([View Item](#))
 - c. May as Foster Care Awareness Month and May 19, 2009 as Foster Parent and Relative Care Provider Appreciation Day in Stanislaus County ([View Item](#))
 - d. May 11-15, 2009 as Juror Appreciation Week in Stanislaus County ([View Item](#))
- * 3. Approval of a Commendation for Randy Siefkin Upon Receiving the 2009 Liberty Bell Award from the Stanislaus County Bar Association ([View Item](#))

B. Chief Executive Office

- * 1. Approval of Department of Aging and Veterans Services Four-Year (2009-2012) Area Plan – Aging and Veterans Services ([View Item](#))
- * 2. Approval of the 2009-2010 Megabyte Automated Property Tax System Maintenance Agreement with Megabyte Systems, Inc. – Assessor ([View Item](#))
- * 3. Approval to Adopt the Property Tax Administration Cost Recovery Plan – Auditor-Controller ([View Item](#))
- * 4. Approval of Labor Agreement between the County and Stanislaus County Sheriff’s Management Association Representing the Lieutenant and Custodial Lieutenant Bargaining Unit – Chief Executive Office ([View Item](#))
- * 5. Approval of Final Acceptance of the Tenant and Site Improvements of the Unfinished Space of the 5th Floor of the 12th Street Office Building by Simile Construction Service, Inc. of Modesto, California – Chief Executive Office ([View Item](#))
- * 6. Approval to Award Contract in the Amount of \$4,020,322 for the Fink Road Landfill, Landfill 2, Cell No. 5, Construction Project to DeSilva Gates Construction, LP., and Approval of all Necessary Related Activities – Environmental Resources ([View Item](#))
- * 7. Acceptance of the Stanislaus County Treasury Pool’s March 2009 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- * 8. Approve the Distribution of Excess Proceeds of \$124,111.76 from the February 27, 2008 Sale of Tax Defaulted Properties – Treasurer-Tax Collector ([View Item](#))
- * 9. Approval to Submit an Application for the Use of American Recovery and Reinvestment Act of 2009 Funds for Diesel Emissions Reductions – Environmental Resources ([View Item](#))
- * 10. Approval to Issue a Notice of Intent to Exercise the Existing Six-Year Contract Extension Option with Covanta Stanislaus, Inc., and Continue Ongoing Negotiations – Environmental Resources ([View Item](#))
- * 11. Approval to Apply for the State of California Off-Highway Vehicle Grant Program in the Amount of \$498,969 for the Operations and Maintenance of the Off-Highway Vehicle Areas at Frank Raines and La Grange Regional Parks for Fiscal Year 2009-2010 – Parks and Recreation ([View Item](#))
- 12. Approval of Agreements with County Labor Organizations to Authorize the Use of Employee Furloughs in Fiscal Year 2009-2010 and Authorization to Implement Employee Furloughs for Unrepresented Management and Confidential Employees in Fiscal Year 2009-2010 – Chief Executive Office ([View Item](#))
- 13. Approval to Accept the 2008 Public Works Annual Report to the Board of Supervisors ([View Item](#))

14. Approval to Accept the 2009 Health Services Agency Public Health Division Annual Report to the Board of Supervisors ([View Item](#))
15. Approval of Agreement Between the County of Stanislaus and California Correct Care Solutions, PC for Inmate Health Care Services – Chief Executive Office ([View Item](#))

C. Department of Public Works

D. Department of Planning and Community Development

- * 1. Approval to Rescind All of Williamson Act Contract No. 1971-0009 and a Portion of Williamson Act Contract No. 1972-0771 (Yosemite Blvd., Southeast of La Grange) and Authorize the Planning Director to Execute New Contracts Pursuant to Minor Lot Line Adjustment 2008-32 – Rodden-Coleman ([View Item](#))

E. County Counsel

VI. Scheduled Matters

9:15 a.m. Public Hearings to Consider the Adjustment of Fees as Follows:

- A. Approval to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend Existing Fees for Building Permits ([View Item](#))
- B. Approval to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend Existing Fees for Planning Services ([View Item](#))
- C. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees in the Probation Department ([View Item](#))
- D. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Stanislaus County Code Section 7.32.110 Voluntary Surrender and to Adopt the 2009 Fee Schedule in Accordance with Chapter 7.50 Animal Services Fees ([View Item](#))

VII. Correspondence

1. This Board has received six copies of Petitions for Temporary Transfer of Water/Water Rights from MBK Engineers. ([View Item](#))
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures.)
2. This Board has received a letter from NI Industries, a TriMass Company, regarding their plans to extend the mass layoff of 8 positions scheduled for April 24, 2009 to on or before May 8, 2009, due to unexpected production delays at its facility at 5300 Claus Road in Riverbank, CA per the Worker Adjustment and Retraining Notification (WARN) Act. ([View Item](#))
(Recommendation: Refer to the Alliance Worknet and the Stanislaus Economic Development and Workforce Alliance.)
3. This Board has received the following claims: Ernie Valdez; James Crowley; and, John Medeiros.
(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