



**BOARD OF SUPERVISORS**

**William O'Brien, 1<sup>st</sup> District**  
**Vito Chiesa, 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**

May 5, 2009

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.

**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](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. Presentations: A. May 2009 as Asthma Awareness Month in Stanislaus County
- B. May 10-16, 2009 as Americorp Week in Stanislaus County
- C. May 2009 as Donate Life Month in Stanislaus County

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for April 28, 2009 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinances:
  - a. C.S. 1054 to Establish and Amend Agricultural Registration Fees for the Department of Agriculture and Weights and Measures ([View Item](#))
  - b. C.S. 1056 Amend Existing Fees for the Department of Environmental Resources ([View Item](#))
  - c. C.S. 1055 to Amend Existing Fees in the Probation Department ([View Item](#))
- \* 3. Approval of Appointment of:
  - a. John Ramos to the Stanislaus County Planning Commission ([View Item](#))
  - b. Sussana Ontiveros to the Youth Advisory Council of the Stanislaus Economic Development and Workforce Alliance Board ([View Item](#))
- \* 4. Acceptance of Resignation of Jack Leguria from the Economic Development Action Committee ([View Item](#))
- \* 5. Approval to Proclaim May 2009 as Mental Health Month in Stanislaus County ([View Item](#))

B. Chief Executive Office

- \* 1. Approval of the Commendations for Stanislaus County Outstanding Senior Citizens in Celebration of Older Americans Month in May – Aging and Veterans Services ([View Item](#))
- \* 2. Approval of the Stanislaus County Refugee Social Services (RSS) Plan for Fiscal Years 2009-2012 and Approval to Issue a Request for Proposal (RFP) for the Provision of Employable Services to the Refugee Population – Community Services Agency ([View Item](#))
- \* 3. Approval of Requests from the:
  - a. City of Modesto to Have Exclusive Use of the Courthouse Lawn on May 16, 2009 for their 14th Annual Family Cycling Festival – Parks and Recreation ([View Item](#))
  - b. 4-H Youth Development Program of Stanislaus County to Have Exclusive Use of the Kiwanis Camp from May 15, 2009 to May 17, 2009 for their 4-H Primary Camp – Parks and Recreation ([View Item](#))
  - c. Hobie Class Association of North America, Division 3 to Have Exclusive Use of Woodward Reservoir, Fisher Point from May 14, 2009 to May 18, 2009 for the 18th Annual Regatta – Parks and Recreation ([View Item](#))
  - d. Church of Jesus Christ Latter Day Saints to Have Exclusive Use of Woodward Reservoir, Muir Point Camping Area from May 14, 2009 to May 17, 2009 for their Father and Son Overnight Camping Event – Parks and Recreation ([View Item](#))

- \* 4. Approval to Authorize the Sheriff to Apply for a Law Enforcement Grant from the California State Parks Off-Highway Vehicle (OHV) Grant Program to Enhance Emergency Response and Safety for the County's Off-Highway Vehicle Parks ([View Item](#))
- \* 5. Approval to Adopt a Resolution, as Required by the Corrections Standards Authority, to Accept Year Nine Juvenile Justice Crime Prevention Act Funding in the Amount of \$1,328,839 for Fiscal Year 2009-2010 – Probation ([View Item](#))
- \* 6. Approval of Adoption of Board of Supervisors' Priority Goals and Proposed Outcomes for Fiscal Year 2009-2010 – Chief Executive Office ([View Item](#))
- 7. Approval to Develop and Join a Consortium Organization as a Nonprofit Public Benefit Corporation Under Section 501(c)(3) of the Internal Revenue Code and Section 214 of the California Revenue and Taxation Code for the Purpose of Graduate Medical Education; and, to Transfer the Sponsorship of the Stanislaus Family Medicine Residency Program to the Consortium – Chief Executive Office ([View Item](#))
- 8. Approval of the Integrated Behavioral Healthcare Program Expansion into the Federally Qualified Health Center Look-Alike, Primary Care Clinic System of the Health Services Agency and Adjust the Budget – Health Services Agency ([View Item](#))
- 9. Approval to Accept \$8,807,579 in Workforce Investment Act Funds Through the American Recovery and Reinvestment Act for the Purpose of Providing Additional Employment and Training Services for Low-Income Adults, Youth and Dislocated Workers – Alliance Worknet ([View Item](#))
- 10. Approval to Accept the Stanislaus County Transit Needs Assessment Recommendations and Implementation Plan – Public Works ([View Item](#))
- 11. Consideration and Approval of the Third Quarter Financial Report for Fiscal Year 2008-2009, Transfers from Appropriations for Contingencies, Adjustments to the Budget, Staffing Changes, and Set a Public Hearing on June 9, 2009, at 9:30 a.m., for the Consideration and Adoption of the Fiscal Year 2009-2010 Proposed Budget - Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Summarily Vacate the 15-Foot Oakdale Irrigation District Easement Located on the Southerly Side of Lots 9-17 Hillsborough Estates Subdivision No. 2 ([View Item](#))
- \* 2. Approval of the Transportation Development Act Claim for Fiscal Year 2008/2009 ([View Item](#))

D. Department of Planning and Community Development

- 1. Approval of the Amendment to the Consolidated Plan FY 2007-2012 and Annual Action Plan FY 2008-2009, to Include the Expenditure of \$1,023,163.00 in Housing and Urban Development Entitlement Grant Funds Under the Homeless Prevention Rapid Re-Housing Program ([View Item](#))

E. County Counsel

VI. Scheduled Matters

- 9:15 a.m. Approval to Reset the Public Hearing to Consider an Appeal of Planning Commission's Decision of Approval for Use Permit Application No. 2008-10, Turlock Golf Center from May 5, 2009 at 9:15 a.m. to May 19, 2009 at 6:35 p.m. ([View Item](#))

- 9:20 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 December 9, 2008
  - IV.  Correspondence
    - \*A.   None
  - V.   Public Hearings
    - A.   None
  - VI.  Agenda Items
    - \*A.   Approval to Authorize the Executive Director to Request Repayment of the Principle and Waive Payment of Accrued Interest Related to a Loan Made to the Stanislaus-Ceres Redevelopment Commission (SCRC) on July 12, 1991 in the Amount of \$64,694
    - B.   Approval to Accept the Revised Preliminary Redevelopment Plan for the Crows Landing Air Facility, to Prepare a Redevelopment Plan, and Authorize Transmittal of Information to Taxing Agencies and Officials, and Commence Preparation of a Draft Environmental Impact Report
  - VII. Public Forum
  - VIII. Adjournment

VII. Correspondence

1.    This Board has received from the Oakdale Fire Protection District a copy of their Annual Report of the Development Fees. ([View Item](#))  
(Recommendation: Refer to the Department of Public Works and the Department of Planning and Community Development.)
2.    This Board has received a letter from Governor Schwarzenegger regarding the American Recovery and Reinvestment Act (ARRA) funds for the Workforce Investment Act for summer youth programs. ([View Item](#))  
(Recommendation: Refer to the Alliance WorkNet and the Stanislaus Economic Development and Workforce Alliance.)
3.    This Board has received a letter from Downey/Brand Attorneys LLP regarding a petition for Temporary Transfer of River Garden Farms Co. to the 2009 Drought Water Bank. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures.)
4.    This Board has received the following claim: Ofelia Pinmental and Gary Adams.  
(Recommendation: Acknowledge receipt of claim and refer to the Chief Executive Office - Risk Management Division.)

VIII. Board of Supervisors' Reports

- IX.  Legislative, Fiscal and Management Report – Chief Executive Officer
  - A.   Approval of a Transfer from the Appropriation for Contingencies Not to Exceed \$100,000 for Expenses Required to Support the Activation of the Emergency Operations Center for the Spring 2009 H1N1 Influenza 2009 Incident – Chief Executive Office ([View Item](#))

B. Approval for the Chairman to Sign a Letter of Support of the West Side Theatre Foundation's Application for a Full-Power Non-Commercial Educational FM Radio Channel to Serve the Gustine and Newman Communities – Chief Executive Office ([View Item](#))

X. Adjournment

XI. Closed Session: Public Employment: Performance Evaluation – County Counsel. Government Code Section 54957(b).