



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

June 2, 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:
 - A. Stanislaus County Safety Leadership Recognition
 - B. Court Appointed Special Advocates of Stanislaus County for Children
 - C. Behavioral Health and Recovery Services and the Sheriff Update on the Methamphetamine Task Force

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for May 19, 2009 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1062 Amending Existing Fees for the Department of Public Works Engineering Division ([View Item](#))
- * 3. Approval of Appointment of Carolyn Padlo to the Stanislaus County Mental Health Board ([View Item](#))
- * 4. Approval of a Commendation for Ron Grider Upon his Retirement from the Department of Environmental Resources ([View Item](#))
- * 5. Approval to Accept the Clerk-Recorder's Certified Statement of the Results of the Statewide Special Election Held on Tuesday, May 19, 2009, and Declare the Results ([View Item](#))

B. Chief Executive Office

- * 1. Approval of Fiscal Year 2009-2010 Cantaloupe Surveillance Contract with the California Cantaloupe Advisory Board – Agricultural Commissioner ([View Item](#))
- * 2. Approval of Revised Stanislaus County Commission on Aging Bylaws Adopted November 10, 2008 – Aging and Veterans Services ([View Item](#))
- * 3. Approval to Accept the Revised Internal Audit Charter Prepared by the Internal Audit Division of the Auditor-Controller's Office – Auditor-Controller ([View Item](#))
- * 4. Approval of the Renewal Agreement with the State Department of Mental Health for State Hospital Bed Usage for Fiscal Year 2008-2009 – Behavioral Health and Recovery Services ([View Item](#))
- * 5. Approval of Agreements for Mental Health, Alcohol and Other Drug, and Ancillary Services for Fiscal Year 2009-2010 – Behavioral Health and Recovery Services ([View Item](#))
- * 6. Approval of Employee Suggestion Program Award for Two Employees of the Department of Child Support Services – Chief Executive Office ([View Item](#))
- * 7. Approval to Set a Public Hearing on June 30, 2009 at 9:20 a.m. to Consider the Adoption of Updated County Public Facility Fees Pursuant to Title 23 of the Stanislaus County Ordinance Code – Chief Executive Office ([View Item](#))
- * 8. Approval of Underground Storage Tank Local Oversight Program Contract No. 09-015-250 with the State Water Resources Control Board – Environmental Resources ([View Item](#))
- * 9. Approval of an Amendment to the Fink Road Farm Lease Agreement with LBFI I-5 Lease, L.P. – Environmental Resources ([View Item](#))
- * 10. Approval to Continue the Residential Bulky Item Curbside Collection Program, Revise the Regulations for Collection of Refuse in the Unincorporated Territory, and Establish Franchise Refuse Enforcement Procedures – Environmental Resources ([View Item](#))
- * 11. Approval of an Agreement with the State of California Office of Statewide Health Planning and Development to Receive Physician Training Funds Under the Song-Brown Family Physician Training Act – Health Services Agency ([View Item](#))

- * 12. Approval of 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](#))
- * 13. Approval to Amend the Contract with the Stanislaus Literacy Center for the Delivery of Adult Literacy Services in Stanislaus County in Fiscal Year 2008-2009 – Library ([View Item](#))
- * 14. Approval for Girl Scout Troop 3148 to Have Exclusive Use of the Kiwanis Camp from June 5, 2009 to June 7, 2009 for Overnight Camping Activities – Parks and Recreation ([View Item](#))
- * 15. Approval of the Agreement with the California Commission on Peace Officer Standards and Training for Emergency Vehicle Operations Training in Stanislaus County – Sheriff ([View Item](#))
- * 16. Approval to Purchase Network and Voice-Over Internet Protocol (VoIP) Telephone Equipment, Software and Services for the Sheriff’s Department – Sheriff ([View Item](#))
- * 17. Approval of a Contract with the County of Los Angeles for the Transportation of Inmates – Sheriff ([View Item](#))
- * 18. Approval to Accept the Stanislaus County Treasury Pool’s April 2009 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- * 19. Approval to Adopt Retirement Contribution and Interest Rates for Fiscal Year 2009-2010 ([View Item](#))

C. Department of Public Works

- * 1. Approval of the Revised Transportation Development Act Claim for Fiscal Year 2008-2009 ([View Item](#))
- * 2. Approval of the Transit Transportation Development Act Claim for Fiscal Year 2009-2010 ([View Item](#))
- * 3. Approval to Establish the Budget for the Hatch Road at Crows Landing Road Traffic Signal Upgrade Project and to Award the Associated Design Contract to Delamare – Fultz Engineering and Surveying, Modesto, California ([View Item](#))
- * 4. Approval to Award Contract to Knife River Construction of Stockton, California, for the Federal Aid Project STPL-5938(152) Titled "RSTP Roadway Resurfacing Phase B" which is Part of the Federal Regional Surface Transportation Program ([View Item](#))

D. Department of Planning and Community Development

- 1. Approval of the 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 Community Development Block Grant – Recovery Act Funds (CDBG-R) in the Amount of \$669,134.00 ([View Item](#))

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

- 1. This Board has received a letter of introduction from the Sacramento Consul General Carlos González Gutierréz from Mexico. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office.)

2. This Board has received a notice from the State Water Resources Control Board regarding Petitions for Temporary Change of Water from the Placer County Water Agency to the San Diego County Water Authority. ([View Item](#))
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures.)
3. This Board has received a letter from Bartkiewicz, Kronick and Shanahan regarding Petitions for Temporary Transfers of Water 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 a letter from NI Industries, Inc., a TriMass Company, regarding their plans to extend the layoff of ten to twenty-two positions scheduled on May 29, 2009 to June 12, 2009, 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.)
5. This Board has received a letter from the Stanislaus Consolidated Fire Protection District requesting “dry period” funding for Fiscal Year 2009-2010. ([View Item](#))
(Recommendation: Refer to the Auditor-Controller.)
6. This Board has received a letter from the Union Pacific Railroad regarding their plans to abandon and discontinue service on the McHenry Industrial Lead from Milepost 21.25 near Escalon to Milepost 26.43 near McHenry Avenue. ([View Item](#))
(Recommendation: Refer to the Department of Public Works.)
7. This Board has received a notice from the California Department of Water Resources (DWR) Flood Protection Corridor Grant Program requesting comments regarding a request from River Partners to DWR to provide grant funding for the Ecosystem Restoration and Floodwater Attenuation project on the federally-owned San Joaquin River National Wildlife Refuge property along the San Joaquin River in Stanislaus County. ([View Item](#))
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures, and the Department of Planning and Community Development.)
8. This Board has received the following claims: Shanon Willson; Evelyn Camat; and, Debra Harper.
(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: Terra White, et al. vs. County of Stanislaus, et al., Stanislaus County Superior Court Case 623131; and, Committee Concerning Community Improvement, et al. vs. County of Stanislaus, et al., United States District Court, Eastern District California, Case No. CV-04-6121 LJO DLB. Government Code Section 54956.9(a)