



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 30, 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. Modesto City-County Airport Advisory Committee Annual Report for 2008
- B. Presentation of the Transmission Agency of Northern California Transmission Project (TTP)

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for June 16, 2009 ([View Item](#))
- * 2. Approval to Proclaim the Week of July 19-25, 2009 as Probation Services Week in Stanislaus County ([View Item](#))
- * 3. Approval to Consolidate the City of Ceres General Municipal Election with the Consolidated District Election to be Held on November 3, 2009 ([View Item](#))
- * 4. Acceptance of the Resignation of Gurnam Hayre from the Economic Development Action Committee ([View Item](#))
- * 5. Approval of Appointment of:
 - a. Robert Schmal to the Commission on Aging ([View Item](#))
 - b. Anita Hellam to the Economic Development Action Committee ([View Item](#))
 - c. Don Armario to the Oakdale Rural Fire District Board of Directors ([View Item](#))
- * 6. Acceptance of the Resignation of John Clawson from the Salida Municipal Advisory Council ([View Item](#))
- * 7. Approval the Reappointment of:
 - a. Christopher Cataline, Annie Henrich, Charles Grom, Francisco Alvarez, Jack Waldorf and Kimberly Kennard-Lyke to the Stanislaus County Mental Health Board ([View Item](#))
 - b. Janeen Studley, Kim Hutsell, Kenneth Hanigan and Billie Taylor to the Commission on Aging ([View Item](#))
 - c. Joshua Vander Veen to the Stanislaus County Free Library Advisory Board ([View Item](#))
 - d. Rowe Barney, Richard Gibson, John Herlihy, Ed Perry and Wayne Zipser to the Agricultural Advisory Board ([View Item](#))
 - e. Barbarita Cuellar, Craig Gundlach, Jennifer Henk and Debbie Parr Noblitt to the Stanislaus Child Development Local Planning Council ([View Item](#))
 - f. Al Enos, Douglas Souza and Jim Tavernas to the Denair Fire Protection District Board of Directors ([View Item](#))
 - g. Harold Agresti and Clay Vitus to the Keyes Fire Protection District Board of Directors ([View Item](#))
 - h. Ronald Brouhard, Scott Cole, Kristine Costa and Thomas Waterson to the Mountain View Volunteer Fire Protection District Board of Directors ([View Item](#))
 - i. Brian Genzoli and Allen Peterson to the Turlock Rural Fire Protection District Board of Directors ([View Item](#))
 - j. Doug Flora, Nick C. Blom and Terrance Withrow to the Woodland Avenue Volunteer Fire Protection District Board of Directors ([View Item](#))
 - k. Diana Haile and Manuel Vierra to the West Stanislaus Fire Protection District Board of Directors ([View Item](#))
 - l. Sherry Schlegel to the Oakdale Rural Fire Protection District Board of Directors ([View Item](#))

m. William E. Crampton to the Stanislaus Consolidated Fire Protection District Board of Directors ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Award a Contract to Zero One Networks for the Purchase of Mobile Data Terminals to Support Local Ambulance Providers, Funded through Homeland Security Grant Funds – Office of Emergency Services ([View Item](#))
- * 2. Approval of Older Americans Act (OAA) and Community Based Service Programs (CBSP) Contracts with the California Department of Aging for Various Senior Programs and Services – Aging & Veterans Services ([View Item](#))
- * 3. Approval of the Agreement with Sierra Vista Child and Family Services for First Step Day Care Habilitative and Outpatient Perinatal Services – Behavioral Health and Recovery Services ([View Item](#))
- * 4. Approval to Rename the Keyes Community Center the “Keyes Community Center – Eddie Best Hall” and Related Actions – Chief Executive Office ([View Item](#))
- * 5. Approval to Apply for the Fiscal Year 2009 Homeland Security Grant Program – Office of Emergency Services ([View Item](#))
- * 6. Approval to Receive and Expend Program Year 2009-2010 Workforce Investment Act (WIA) Funds in Accordance with the Approved Stanislaus County Strategic Five-Year Local Plan – Alliance Worknet ([View Item](#))
- * 7. Approval to Introduce and Waive the First Reading of an Ordinance Approving the Reinvestment Plan for the Riverbank Reinvestment Project, Amendment No. 1 that Adds an Additional 175 Acres of Unincorporated Territory to the Riverbank Redevelopment Project Area and Adoption of a Resolution for the County of Stanislaus to Receive All Tax Revenues – Chief Executive Office ([View Item](#))
- * 8. Approval to Declare County Vehicles as Surplus and Authorize the Sale of These Vehicles – General Services Agency ([View Item](#))
- * 9. Approval to Declare Clothing and Linens as Surplus and Authorize the Sale of All Items – General Services Agency ([View Item](#))
- * 10. Approval for Chris Ricci Presents to Have Exclusive Use of the Courthouse Lawn from July 17, 2009 to July 19, 2009 for its 10th Annual Xclamation Festival – Parks and Recreation ([View Item](#))
- * 11. Approval for Living Water Bible Church to Have Exclusive Use of the Wincanton Park, Pavilion Area on Sunday, July 5, 2009 for their 17th Anniversary Celebration and Picnic – Parks and Recreation ([View Item](#))
- * 12. Approval for the Modesto Area Jaycees to Have Exclusive Use of the Courthouse Lawn on Friday, July 3, 2009 from 6:00 a.m. until 2:00 p.m. for the 135th Annual Fourth-of-July Parade Celebration and Waiver of Associated Fees – Parks and Recreation ([View Item](#))
- * 13. Approval of the Agreement for the Sheriff to Retire One Canine from the Sheriff’s Department Canine Unit – Sheriff ([View Item](#))
- * 14. Approval of the 2009 Agreement Between the 38th Agricultural Association - Stanislaus County Fair Board and Stanislaus County for the Sheriff to Provide Security at the Fair – Sheriff ([View Item](#))
- * 15. Approval to Submit and Accept if Awarded the 2009 Edward Byrne Memorial Justice Assistance Grant Application to Bureau of Justice Assistance to Enhance Criminal Justice Processes – Sheriff ([View Item](#))
- * 16. Approval of a Contract with the Partners for a Safer America to Provide Posting Boards for Bail Bond Services in the Stanislaus County Sheriff’s Department Adult Detention Facilities – Sheriff ([View Item](#))

- * 17. Acceptance of the Stanislaus County Treasury Pool's May 2009 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- * 18. Approval to Contract with Mountain Valley Emergency Medical Services Agency to Administer Local Emergency Medical Services for Fiscal Year 2009-2010 – Health Services Agency ([View Item](#))
- * 19. Authorization for the Health Services Agency to Submit the Annual Federally Qualified Health Center Look-Alike (FQHC-LA) Recertification Application to the Health Resources and Services Administration (HRSA) – Health Services Agency ([View Item](#))
- * 20. Approval of Year End Budget Adjustments for the Animal Services – Trust Donations and General Services Agency Administration, Central Services, Facilities Maintenance, Fleet Services, and Purchasing Divisions Funded from Existing Appropriations, Increased Departmental Revenues and Fund Balance – Chief Executive Office ([View Item](#))
- 21. Approval to Negotiate on Behalf of the County the Possible Formation of a Northern Central Valley Energy Improvement Joint Powers Agency – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Award Construction Contract to Granite Construction Company of Stockton, California, for the Ladd Road at McHenry Avenue Intersection Improvement Project ([View Item](#))
- * 2. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the Hatch Road Channelization Project Phase I (Parcel Owners Harold O. Miller and Sons, a California Limited Partnership, APN: 018-062-002) ([View Item](#))
- * 3. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the Hatch Road Channelization Project Phase I (Parcel Owners Ronald D. Borges and Lisa Borges, APN: 018-001-020) ([View Item](#))
- * 4. Approval to Set a Public Hearing on July 21, 2009 at 6:40 p.m., Regarding Fiscal Year 2009-2010 Assessments for Various County Service Areas and Landscape and Lighting Districts ([View Item](#))
- * 5. Approval to Adopt the 2008 Stanislaus County Maintained Mileage Report ([View Item](#))
- * 6. Approval to Set a Public Hearing on August 4, 2009 at 9:15 a.m., Regarding Fiscal Year 2009-2010 Assessments for County Service Area 10 ([View Item](#))

D. Department of Planning and Community Development

- 1. Approval for Submission of a Neighborhood Stabilization Program 2 (NSP2) Application to Housing and Urban Development (HUD) for Funding in an Amount Not to Exceed \$40 Million to Assist with Stabilizing Neighborhoods Whose Viability Has Been and Continues to Be Damaged by the Economic Effects of Properties that Have Been Foreclosed Upon and Abandoned

E. County Counsel

- * 1. Approval of a Resolution Authorizing the Issuance and Sale of Ceres Unified School District Fiscal Year 2009-2010 Tax and Revenue Anticipation Notes ([View Item](#))
- * 2. Approval to Authorize the Clerk of the Board of Supervisors to Notify the California School Cash Reserve Program Authority to Issue Tax and Revenue Anticipation Notes on Their Own Behalf ([View Item](#))

VI. Scheduled Matters

- 9:15 a.m. Public Hearing to Consider Adjustments to Stanislaus County Franchise Maximum Rates for Solid Waste Collection Services – Environmental Resources ([View Item](#))
- 9:20 a.m. Public Hearing to Accept Testimony on the Proposed Revisions to the Public Facilities Impact Fee Program and Authorization to Schedule a Public Hearing for a Future Date Still to be Determined ([View Item](#))

VII. Correspondence

1. This Board has received a notice from the Transmission Agency of Northern California (TANC) and Western Area Power Administration regarding the extension of the opportunity to submit scoping comments to July 30, 2009, on the TANC Transmission Project's proposed study area alternatives for the building and upgrading of 600 miles of high-voltage transmission lines in Northern California. ([View Item](#))
(Recommendation: Refer to the Department of Planning and Community Development.)
2. This Board has received three letters from the State California Fish and Game Commission regarding proposed regulatory action relating to: the methods authorized for taking resident small game and migratory game birds within the range of the California condor; the marking and inspections of live fish transportation vehicles and inspections of aquaculture facilities; and, the delisting of the American peregrine falcon from the list of endangered species status.
(Recommendation: Refer to the Agricultural Commission/Sealer of Weights and Measures and the Fish and Wildlife Committee.) ([View Item](#))
3. This Board has received a letter from the State California Fish and Game Commission regarding the Notice of Findings that the longfin smelt warrants listing to threatened species status.
(Recommendation: Refer to the Agricultural Commission/Sealer of Weights and Measures and the Fish and Wildlife Committee.) ([View Item](#))
4. This Board has received a letter from NI Industries, a TriMass Company, regarding their plans to layoff 2 positions on or before August 4, 2009 at its facility at 5300 Claus Road in Riverbank, CA per the Worker Adjustment and Retraining Notification (WARN) Act.
(Recommendation: Refer to the Alliance Worknet and the Stanislaus Economic Development and Workforce Alliance.) ([View Item](#))
5. This Board has received a letter from the U.S. Department of Housing and Urban Development regarding a Notice of Funding Availability for the Lead Hazard Reduction Demonstration Grant Program. ([View Item](#))
(Recommendation: Refer to the Department of Environmental Resources.)
6. This Board has received a letter from the U.S. Department of the Interior regarding Petitions for Temporary Transfers of Water for the Friant Division, Central Valley Project, California.
(Recommendation: Refer to the Agricultural Commission/Sealer of Weights and Measures.) ([View Item](#))
7. This Board has received a copy of the 2009-2010 Adopted Budget for the San Joaquin Valley Air Pollution Control District. ([View Item](#))
(Recommendation: Acknowledge receipt of report.)

8. This Board has received the following claims: Steven Silva; Francisco E. Vivero; John Scott Hoag; Haythem (Mike) Attalla; Kristine M. Talens; and, Robert Maltby.
(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: Public Employee Performance Evaluation – Stanislaus County Agricultural Commissioner and Sealer of Weights and Measures. Government Code Section 54957(b)(1).