



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

September 1, 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: International Literacy Day in Stanislaus County

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for:
 - a. August 11, 2009 ([View Item](#))
 - b. August 18, 2009 ([View Item](#))
- * 2. Approval of the Reappointment of David Cooper to the Children and Families Commission ([View Item](#))
- * 3. Approval of Appointment of:
 - a. Tim Ogden to the Economic Development Action Committee ([View Item](#))
 - b. Daryl Poppen to the Keyes Fire Protection District Board of Directors ([View Item](#))
 - c. Mark Heinzinger to the 49-99 Library System Advisory Board ([View Item](#))
- * 4. Approval to Declare a Vacancy on the Stanislaus Economic Development and Workforce Alliance ([View Item](#))
- * 5. Approval to Commend the City of Patterson Upon their 100th Anniversary of Incorporation ([View Item](#))
- * 6. Approval to Proclaim:
 - a. September 2009 as National Preparedness Month in Stanislaus County ([View Item](#))
 - b. October 2009 as Arts and Humanities Month in Stanislaus County ([View Item](#))
- 7. Approval of Appointments In-Lieu of Election Where No Candidates Filed:
 - a. Grayson Community Services District Board of Directors ([View Item](#))
 - b. Monterey Park Tract Community Services District Board of Directors ([View Item](#))
 - c. Riverdale Park Tract Community Services District Board of Directors ([View Item](#))
 - d. Newman Drainage District Board of Directors ([View Item](#))
 - e. Ceres Fire Protection District Board of Directors ([View Item](#))
 - f. West Stanislaus Irrigation District Board of Directors ([View Item](#))
 - g. Denair Municipal Advisory Council ([View Item](#))
 - h. Hickman Municipal Advisory Council ([View Item](#))
 - i. Burbank-Paradise Fire Protection District Board of Directors ([View Item](#))
- 8. Approval of Appointments In-Lieu of Election and Vacancies:
 - a. Levurn Berberia and Lance Perry to the Crows Landing Community Services District Board of Directors ([View Item](#))
 - b. Donald A. Little, Ida Tucker and Henry R. Galvan to the Westley Community Services District Board of Directors ([View Item](#))
 - c. Cherrie Renfro to the Empire Sanitary District Board of Directors ([View Item](#))
 - d. Kathaleen Allen, Curtis Erickson and Paul R. Souza to the Empire Municipal Advisory Council ([View Item](#))
 - e. Shavon D. Haskell to the Knights Ferry Municipal Advisory Council ([View Item](#))
 - f. Silvia Camarillo, Rebecca A. Harrington and Jaime Jay Lomeli, Jr. to the South Modesto Municipal Advisory Council ([View Item](#))
 - g. Sharon Hofmann to the Valley Home Municipal Advisory Council ([View Item](#))
- 9. Approval of Appointments In-Lieu of Election:
 - a. Donald George Smith, Jr. and Diedre Thomas to the Denair Community Services District Board of Directors ([View Item](#))
 - b. Henry Benavides, Harinder Grewal, Davie Landers, Jr. and Casey Chadwick to the Keyes Community Services District Board of Directors ([View Item](#))

- c. Ben J. Cassinetto, Glenda Maisel, Eric R. Ulrich, Timothy McKinsey and William Telfair to the Knights Ferry Community Services District Board of Directors ([View Item](#))
- d. David S. Absher and Jeffrey Serpa to the Hughson Fire Protection District Board of Directors ([View Item](#))
- e. David E. Boyd, Thomas J. Burns and Gerald De Boer to the Salida Fire Protection District Board of Directors ([View Item](#))
- f. Eddie Amador, Jr. and Martin L. Avila to the Westport Fire Protection District Board of Directors ([View Item](#))
- g. Kirk Jensen to the Central California Irrigation District Board of Directors ([View Item](#))
- h. Steve Webb and Jack D. Alpers to the Oakdale Irrigation District Board of Directors ([View Item](#))
- i. Alfred Scheuber, David Reichmuth, and David Fantozzi to the Patterson Irrigation District Board of Directors ([View Item](#))
- j. Charles Fernandes to the Turlock Irrigation District Board of Directors ([View Item](#))
- k. Brad Johnson, Frank Ploof, Thomas W. Reeves and Walid Ali to the Salida Municipal Advisory Council ([View Item](#))
- l. Harinder Grewal and Karen Poppen to the Keyes Municipal Advisory Council ([View Item](#))
- m. Gary Dew and Lana Moore to the Salida Sanitary District Board of Directors ([View Item](#))

B. Chief Executive Office

- * 1. Approval of Fiscal Year 2009-2010 Benefit Assessment Rates for Lighting Assessment Districts – Auditor-Controller ([View Item](#))
- * 2. Approval to Adopt the 2009/2010 Property Tax Rates – Auditor-Controller ([View Item](#))
- * 3. Approval to Accept the Stanislaus County Treasury Pool’s July 2009 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- * 4. Approval of the Real Estate Fraud Prosecution Trust Fund Annual Report Covering Fiscal Year 2008-2009 – District Attorney ([View Item](#))
- * 5. Approval of Contracts for Professional Services Between California State University Fresno Foundation and Stanislaus County Health Services Agency for the Central California Regional Obesity Prevention Program – Health Services Agency ([View Item](#))
- * 6. Approval of Independent Contractor Agreements in Excess of \$100,000 Between the Stanislaus County Health Services Agency and Various Contractors for Fiscal Year 2009-2010 for the Provision of Health Care and Public Health Mandates – Health Services Agency ([View Item](#))
- * 7. Approval of the Closure of the Riverbank Library on October 10, 2009, during the 33rd Annual Riverbank Cheese and Wine Exposition – Library ([View Item](#))
- * 8. Approval of Requests for Exclusive Use from:
 - a. Escalon High School for the Woodward Reservoir Areas Designated for Cross-Country Trails on October 7, 2009, for their Annual Cross Country Invitational – Parks and Recreation ([View Item](#))
 - b. JAFCO Canine Management for the Woodward Reservoir Area BB for their 28th Annual Canine Water Working Seminar for Law Enforcement Officers from September 16, 2009 to September 20, 2009 – Parks and Recreation ([View Item](#))
 - c. Boy Scout Troop 2 for the Kiwanis Camp from September 18, 2009 to September 20, 2009 for Overnight Camping Activities – Parks and Recreation ([View Item](#))

- d. Christian Service Brigade at Calvary Baptist Church for the Kiwanis Camp from October 2, 2009, to October 4, 2009, for their Annual Father/Son Team Day and Overnight Camping Activities – Parks and Recreation ([View Item](#))
- * 9. Approval of Fiscal Year 2009-2010 Provider Agreements in Excess of \$100,000 Between the Stanislaus County Behavioral Health and Recovery Services and Various Contractors for the Provision of Sexual Abuse and Substance Abuse Treatment Services– Behavioral Health and Recovery Services ([View Item](#))
- * 10. Approval of the Agreement to Purchase One Canine from the Stanislaus Sheriff’s K9 Association – Sheriff ([View Item](#))
- 11. Approval to Accept the Third Annual Report on A Strong Agricultural Economy/Heritage Board Priority Goals and Performance Measures – Chief Executive Office ([View Item](#))
- 12. Approval to Accept the Third Annual Report on A Safe Community Priority Goals and Performance Measures – Chief Executive Office ([View Item](#))
- 13. Approval to Accept the Third Annual Report on A Healthy Community Priority Goals and Performance Measures – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Authorize the Director of Public Works to Renew the General Lease with the California State Lands Commission for the Grayson Road Bridges at San Joaquin River and Laird Slough ([View Item](#))
- * 2. Approval to Adopt a Resolution Initiating Proceedings for the Formation of the Marshall Avenue Lighting District ([View Item](#))
- * 3. Approval to Award a Consulting Contract to Tremaine & Associates, Inc. for the Engineering Services Associated with the Cultural Resources Study for Regional Surface Transportation Program (RSTP) Roads Projects in Stanislaus County ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval of the Finding that the City of Hughson’s Sphere of Influence Expansion is Logical and Orderly ([View Item](#))
- * 2. Approval to Authorize the Release of the Fiscal Year 2008-2009 Draft Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) and Emergency Shelter Grant (ESG) Programs for a Public Review to End on September 22, 2009 and Set a Public Hearing on September 22, 2009 at 9:15 a.m. to Consider the Adoption of the Fiscal Year 2008-2009 CAPER ([View Item](#))

E. County Counsel

VI. Scheduled Matters

- 9:15 a.m. Public Hearing Pursuant to Section 1442.5 of the Health and Safety Code to Consider Changes to the Medically Indigent Adult Program to Include the Reduction to the Income Limits at Which Patient Cost Sharing Applies, the Reduction to the Asset Limits for Eligibility, a Reduction in the Dental Scope of Benefits, and an Increase in Patient Cost Sharing Specifically for Major Restorative Dental Services – Health Services Agency ([View Item](#))

VII. Correspondence

- 1. This Board has received a letter from Lilly USA regarding the broadening of the income eligibility for their patient assistance programs for access to prescription medication. (Recommendation: Refer to the Health Services Agency.) ([View Item](#))

2. This Board has received from the California State Fish and Game Commission a notice of proposed emergency regulatory action relating to incidental taking of California tiger salamanders. (Recommendation: Refer to the Department of Environmental Resources and the Fish and Wildlife Committee.) ([View Item](#))
3. This Board has received a letter from the California Regional Water Quality Control Board regarding an upcoming public workshop for the Ammonia Summit: Accessing the Role of Ammonia/UM in the Delta and Suisun Bay Ecosystem. (Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures.) ([View Item](#))
4. This Board has received a letter from the State Water Resources Control Board regarding the temporary change to authorize the transfer of up to 2,902 acre-feet of water from the City of Sacramento and the Sacramento Suburban Water District to the 2009 Drought Water Bank. (Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures.) ([View Item](#))
5. This Board has received the following claims: Matthew Wagner; Stephen Mason; United Parcel Service; Anthony Shairo; Michael Piazza; Gustavo Leal; Karin Chavez-Pantoja, Miguel Chavez-Guzman, Guadalupe Pantoja; Richard Eldon Garcia; and, Britta A Villarreal. (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 Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organizations: Stanislaus Sworn Deputies Association and Stanislaus County Sheriffs' Supervisor Association. Government Code Section 54957.6.