



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

BOARD OF SUPERVISORS
SPECIAL MEETING
Monday October 19, 2009
10:30 a.m.
[Click here to see Agenda](#)

AGENDA

October 20, 2009

Special Meeting
5:00 P.M.

Regular Meeting
6:30 P.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.

Special Meeting
5:00 P.M.

- I. Closed Session: Conference with Legal Counsel - Existing Litigation: Two Cases: Committee Concerning Community Improvement, et al. vs. County of Stanislaus, et al., United States District Court, Eastern District California, Case No. SIV F 04-6121 LJO DLB; and Arenivaz, et al. vs. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 628471. Government Code Section 54956.9 (a). Conference with Legal Counsel - Anticipated Litigation - One Case. Government Code Section 54956.9(c).

Regular Meeting
6:30 P.M.

- II. Pledge of Allegiance to the Flag
- III. Presentation: Verbal Report from the Stanislaus County Free Library Advisory Board
- IV. Public Comment Period
- V. Consent Calendar
- VI. Agenda Items
- A. Miscellaneous
- * 1. Approval of the Minutes for October 6, 2009 ([View Item](#))
 - * 2. Approval of Appointment of Supervisor Vito Chiesa as the Primary Member and Chairman Jim DeMartini as the Alternate Member to the California State Association of Counties Board of Directors for 2010 ([View Item](#))
 - * 3. Approval to Commend Ken Diehl and Calvin Bright Upon Receiving the Greater Yosemite Council Boy Scouts of America's 2009 Annual Distinguished Citizens of the Year Award ([View Item](#))
 - * 4. Approval to Authorize the Chairman of the Board of Supervisors to Sign and Vote in Support on the Property Owner Assessment Ballots for the Formation of County Service Area (CSA) No. 27 – Empire and the Method of Calculation for the Annual Assessments ([View Item](#))
 - * 5. Acceptance of the Resignation of Aaron Trott and Approval of the Appointment of Laura Anhalt to the Reclamation District #2091 (Chase Levee) Board of Directors ([View Item](#))
 - * 6. Approval to Proclaim November 15, 2009, as America Recycles Day in Stanislaus County ([View Item](#))
- B. Chief Executive Office
- * 1. Approval to Revise the Sheriff's Department Central Area Command Office Hours Open to the Public– Sheriff ([View Item](#))
 - * 2. Approval of Addendum No. 1 to the Agreement Between the City of Modesto and County of Stanislaus Relating to the Administration, Development and Operation of the Geer Road Sanitary Landfill and Authorization to Issue a Request for Qualifications for a Potential Solar Farm Ground Lease at the Geer Road Landfill Site – Chief Executive Office ([View Item](#))

- * 3. Approval to Designate the Stanislaus County Equal Rights Award as the Stanislaus County Dale Butler Equal Rights Award and Approval of 2009 Equal Rights Commendations for Ramon Bawanan, Human Resources Manager, District Attorney's Office and Brandi Welsh, Management Consultant, Chief Executive Office – Chief Executive Office ([View Item](#))
- * 4. Approval to Dissolve the Stanislaus County Children's Council as Recommended by a Unanimous Vote of the Council Members – Chief Executive Office ([View Item](#))
- * 5. Approval for Area Agency on Aging/Veterans Services to Temporarily Double-Fill a Veterans Service Representative Position – Chief Executive Office ([View Item](#))
- * 6. Approval to Accept the Fiscal Year 2009-2010 Grant from the Department of Insurance for the District Attorney's Office Auto Insurance Fraud Program – District Attorney ([View Item](#))
- * 7. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding CE No. 09-0306 at 721 Atlantic Drive, Modesto, California – Environmental Resources ([View Item](#))
- * 8. Approval of the Stanislaus County California Children's Services (CCS) and Child Health and Disability Prevention (CHDP) Plans for 2009-2010 – Health Services Agency ([View Item](#))
- * 9. Approval to Use Public Facilities Fees to Purchase:
 - a. Collection Materials such as Books, DVDs, Audio-Visual and Other Materials for the Stanislaus County Library ([View Item](#))
 - b. Equipment and Software for Data Infrastructure Upgrades to Enhance Customer Service at the Stanislaus County Library ([View Item](#))
- * 10. Approval for the Stanislaus County District Attorney Victim Services Unit to have Exclusive Use of the Courthouse Lawn and the Victim's Garden of Healing on Wednesday, December 9, 2009 for their 12th Annual Homicide Victims' Memorial Tree and Candlelight Vigil – Parks and Recreation ([View Item](#))
- * 11. Approval for the California Off-Road Vehicle Association, Northern Region to have Exclusive Use of Frank Raines Regional Park's Barbeque Barn and Recreation Hall from October 23, 2009 to October 25, 2009 for their Annual Northern Jamboree - Parks and Recreation ([View Item](#))
- * 12. Approval for Stanislaus County Patriot Progressives to have Exclusive Use of the Courthouse Lawn on Sunday, November 1, 2009, for their Support of Public Health Insurance Options Event – Parks and Recreation ([View Item](#))
- * 13. Approval to Declare One County Vehicle Purchased by California Multi-Jurisdictional Methamphetamine Enforcement Team (Cal-MMET) as Surplus and Authorize Sale of this Vehicle – Sheriff's Department ([View Item](#))
- * 14. Approval to Retain One Filled Full-Time Equipment Services Technician Position Previously approved for a Reduction-in-Force to Support the Sheriff's Office Patrol Division – Chief Executive Office ([View Item](#))
- 15. Approval to Consider the Mental Health Board Annual Report – Behavioral Health and Recovery Services ([View Item](#))

C. Department of Public Works

- * 1. Approval and Acceptance of the Subdivision Improvements for Vesting Tentative Parcel Map 1999-01, (Formerly Known as Naranjo Estates) Sterling Ranch Unit No. 5 (Denair Area) ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Rescind All of Williamson Act Contract No. 2003-4514 (Located on Clausen Road, East of Patterson), Approval to Rescind Part of Williamson Act Contract No. 1973-1352 (Located on Bradbury Road, East of Patterson), Approval of New Contracts Pursuant to Minor Lot Line Adjustment 2009-04, Trinkler and De Sousa, and Authorization for the Planning Director to Execute New Contracts ([View Item](#))

E. County Counsel

VII. Scheduled Matters

VIII. Correspondence

1. This Board has received a copy of the Law Library Board of Trustees Annual Financial Report for Fiscal Year 2008-2009. ([View Item](#))
(Recommendation: Referred to the Auditor-Controller and the Chief Executive Office.)
2. This Board has received a letter from the Village Oak Veterinary Hospital regarding an update of Project X, a low cost spay and neuter program. ([View Item](#))
(Recommendation: Referred to the Department of Animal Services.)
3. This Board has received the following claims: Araceli Sabiniano Bulaon on behalf of Shiy Sabiniano, a minor; Michelle Canela; Mary Tyler; Marvin Ring; and, Mark Neri.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

IX. Board of Supervisors' Reports

X. Legislative, Fiscal and Management Report – Chief Executive Officer

XI. Announcements:

- A. 21st Annual Equal Rights Awards Ceremony
Wednesday, October 21, 2009 at 3:00 p.m.
Basement Chambers
1010 10th Street, Modesto, CA

XII. Adjournment