



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

November 3, 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. Proclaim November 2009 as Adoption and Permanency Awareness Month in Stanislaus County
 - B. Central Valley Flood Management Planning Program Briefing on Central Valley Flood Protection Plan

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for October 27, 2009 ([View Item](#))
- * 2. Approval of Appointment of:
 - a. Frank Freitas and Mike Borba to the Newman Drainage District Board of Directors ([View Item](#))
 - b. Kelland Murphy to the Burbank-Paradise Fire Protection District Board of Directors ([View Item](#))
 - c. Paul Souza and Charles Thornsberry to the Empire Sanitary District Board of Directors ([View Item](#))
 - d. Elizabeth Gripenstraw and Derek Davis to the Oakdale Rural Fire Protection District Board of Directors ([View Item](#))
 - e. Nancy Osmundson to the Valley Home Municipal Advisory Council ([View Item](#))
 - f. Nathan Cary to the Empire Municipal Advisory Council ([View Item](#))
 - g. Susan Renee Harris to the Hickman Municipal Advisory Council ([View Item](#))
 - h. Mary Ann Riner and Dorinda Soiseth to the Denair Municipal Advisory Council ([View Item](#))
- * 3. Approval of the Reappointment of:
 - a. Angela Alvarado and Rosenda Mataka to the Grayson Community Services District Board of Directors ([View Item](#))
 - b. Grady Jordan, Sr. to the Monterey Park Tract Community Services District Board of Directors ([View Item](#))
 - c. Raymond Lopes to the Newman Drainage District Board of Directors ([View Item](#))
 - d. Robert R. Rensted to the Ceres Fire Protection District Board of Directors ([View Item](#))
 - e. Bobby Yamamoto, Greg Petz, David Goubert, Kenneth Bays and Lee DelDon to the West Stanislaus Irrigation District Board of Directors ([View Item](#))
 - f. Donald Lee Runyan to the Denair Municipal Advisory Council ([View Item](#))
 - g. Richard Walke to the Hickman Municipal Advisory Council ([View Item](#))
 - h. John Swicegood to the South Modesto Municipal Advisory Council ([View Item](#))
 - i. Dan Lamb and Wendel Trinkler to the Reclamation District 2091 Board of Directors ([View Item](#))
 - j. Kathy Gabrielson and Pamela Hillar to the Burbank-Paradise Fire Protection District Board of Directors ([View Item](#))
- * 4. Approval to Commend:
 - a. Ron Emerzian Upon Being Named the Citizen of the Year by the American Legion, Post 74 ([View Item](#))
 - b. Richard Edgecomb for his Outstanding Service to the Community and the Veterans of Stanislaus County ([View Item](#))
- * 5. Approval to Amend the Board of Supervisors 2009 Meeting Calendar to Hold a Meeting on December 22, 2009 ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Accept the Fiscal Year 2009 State Homeland Security Grant for the Enhancement of Local Emergency Prevention and Response to Terrorist Events, and Establish the Budget – Chief Executive Office-Office of Emergency Services ([View Item](#))
- * 2. Approval to Use Community Development Funds to Assist with Implementation of the Keyes Community Services District Plan to Sustain their Street Light Program and Related Actions – Chief Executive Office ([View Item](#))
- * 3. Approval to Award an Agreement to International Rescue Committee for the Provision of Employment Services for the Stanislaus County Refugee Population – Community Services Agency ([View Item](#))
- * 4. Approval of an Agreement to Lease Real Property for Dry-land Farming on Approximately 700 Acres of Property Adjacent to the Fink Road Landfill – Environmental Resources ([View Item](#))
- * 5. Approval to Sell Tax-Defaulted Properties – Treasurer-Tax Collector ([View Item](#))
- * 6. Consideration and Approval of the First Quarter Financial Report for Fiscal Year 2009-2010 and Related Actions – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Award Contract to Granite Construction Company, of Watsonville, California, for the Construction of the Empire Improvement Project - Phase 1A; Approval to Award Construction Management and Inspection Services to Nolte Associates, Inc., of Manteca, California; and Related Items Associated with the Award ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

- 9:15 a.m. Public Hearing to Consider the Formation of the Marshall Avenue Lighting District and Conduct a Ballot Procedure and Levy of the Annual Assessment in Compliance with Proposition 218 - Public Works ([View Item](#))

VII. Correspondence

1. This Board has received from the State Fish and Game Commission a Notice of Findings regarding the American pika. ([View Item](#))
(Recommendation: Refer to the Fish and Wildlife Committee.)
2. This Board has received a letter from the California Emergency Management Agency regarding the designation of Stanislaus County, and contiguous counties, as disaster areas by the U.S. Small Business Administration as a result of the economic impacts caused by the Modesto Office Complex Fire that occurred August 2, 2009. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office-Office of Emergency Services and Stanislaus Economic Development and Workforce Alliance.)
3. This Board has received the following claims: Sonya Wright; and, Thomas W Cabral.
(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