



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

February 2, 2010

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. Public Comment Period

III. Consent Calendar

IV. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for January 26, 2010 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1070 Relating to the Regulation of Nuisance Noise – County Counsel ([View Item](#))
- * 3. Approval of Appointment of Paul Baxter to the Stanislaus County Community Health Center Board ([View Item](#))
- * 4. Acceptance of the Resignation of:
 - a. Benandrew Briggs from the Mental Health Board ([View Item](#))
 - b. Paul Brehm from the Advisory Board on Substance Abuse Programs ([View Item](#))
 - c. Andrea Lotz from the Stanislaus County Animal Advisory Board ([View Item](#))
- * 5. Approval to Authorize the Chairman of the Stanislaus County Board of Supervisors to Sign and Submit Property Owner Ballots in Support of the Street Lighting Assessment for the Keyes Community Services District for those Properties Owned by Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Rename the Behavioral Health and Recovery Services Turlock Regional Services Outpatient Clinic to Turlock Recovery Services and to Submit Change of Permit Application to the California State Board of Pharmacy – Behavioral Health and Recovery Services ([View Item](#))
- * 2. Approval of a 60 Day Non-Compensable Time Extension to Premises System, Inc. for the Improvements and Upgrades to the Electronic Security and Fire Alarm Systems at the Juvenile Justice Center – Chief Executive Office ([View Item](#))
- * 3. Approval of an Application for the Year 2010 National Association of Counties (NACO) Achievement Award for the Successful Accomplishments in the Category of the “Parks and Recreation” to Highlight the Partnership between the County, the Empire Unified School District and the Friends of the Empire Community Pool for the Construction of the Stanislaus Regional Water Safety Training Center-Empire Community Pool – Chief Executive Office ([View Item](#))
- 4. Approval of a Memorandum of Understanding (MOU) by and between the Jurisdictions in the Merced to Sacramento Region for the Purpose of Creating a Working Group to Collaborate with the California High Speed Rail Authority (CHSRA) to Assist in Planning and Development for Improved Passenger Rail Transportation between the Regions – Chief Executive Office ([View Item](#))

C. Department of Public Works

D. Department of Planning and Community Development

E. County Counsel

V. Scheduled Matters

- 9:15 a.m. Public Hearing to Consider the Introduction and Waiving of the First Reading of Ordinance C.S. 1071 to Increase the Clerk Recorder Base Recording Fee from \$4.00 to \$10.00 Per First Page ([View Item](#))

9:20 a.m. Public Hearing to Consider Adopting a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Plan for the Fink Road Landfill In-fill Project ([View Item](#))

VI. Correspondence

1. This Board has received a letter from Riverside County Supervisor John Tavaglione requesting opposition to the U.S. Preventative Services Taskforce's recommendation to reduce the frequency of mammograms. ([View Item](#))
(Recommendation: Refer to the Health Services Agency.)
2. This Board has received a letter from the Western Center on Law & Poverty regarding Stanislaus County's income eligibility and cost-sharing policies for the Medically Indigent Adults (MIA) program. ([View Item](#))
(Recommendation: Refer to the Health Services Agency and the Chief Executive Office.)
3. This Board has received a letter from Trim Masters, Inc. regarding their plans to layoff 186 employees beginning on March 31, 2010, at its facility at 201 S. McClure Road in Modesto, 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.)
4. This Board has received a letter from the West Stanislaus Resource Conservation District Board of Directors requesting the Board of Supervisors to allow them to replace their Annual Audit with a Bi-Annual Audit. ([View Item](#))
(Recommendation: Refer to the Auditor-Controller.)
5. This Board has received a letter from NI Industries, a TriMass Company, regarding their plans to layoff 15 employees on March 30, 2010 and March 31, 2010, 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.)
6. This Board has received the following claims: Paul Cipriano; Daniel Martell; Sophia Pena; Bobby Williams; and, Denise Ubides.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VII. Board of Supervisors' Reports

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

IX. Adjournment

- X. Closed Session: Conference with Legal Counsel - Significant Exposure to Litigation: One Case. Government Code Section 54956.9(b).