



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 9, 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. Presentation:
 - A. Adopt a Pet – Department of Animal Services
 - B. Employee Service Awards:
 - Honored for Thirty-Five Years of Services:**
 - Edwin Espinosa - Department of Environmental Resources
 - Honored for Thirty Years of Services:**
 - Phyllis Camboia - Community Services Agency
 - Guadalupe Garza - Community Services Agency
 - Connie Watson - Sheriff's Department
 - Honored for Twenty-Five Years of Services:**
 - Maria De Anda - Community Services Agency
 - C. Stanislaus County Safety Leadership Recognition

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for February 2, 2010 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second 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](#))

B. Chief Executive Office

- * 1. Approval to Exchange Two Pieces of Medical Equipment with Doctors Medical Center – General Services Agency ([View Item](#))
- * 2. Approval to Accept the Final Update on Emergency Contract to Repair the 12th Street Office Building in Accordance with Public Contract Code Section 22050 – Chief Executive Office ([View Item](#))
- * 3. Approval to Award Contract for the Preparation of the Comprehensive General Plan Update to ICF Jones & Stokes – Planning and Community Development ([View Item](#))
- * 4. Approval of Appointment of the 2010 Discipline/Equal Employment Opportunity (EEO) Grievance Appeals Board – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the State Route 219 Widening Project, Parcel Owner Beverly Irene Tillema, Trustee, APN: 046-006-033, 10-Sta-219-KP 5.70, Parcel 15326 ([View Item](#))
- * 2. Approval to Adopt the Negative Declaration for the McHenry Avenue Widening - Phase 1 (Ladd Rd to Hogue Rd) Project ([View Item](#))
- * 3. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11, Section 11.08.020 of the Stanislaus County Code, Adding No Parking Zones on Reno Avenue, Santa Fe Avenue and Eleanor Avenue in the Stanislaus County Unincorporated Areas ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a letter from the State of California Fish and Game Commission regarding a notice of proposed regulatory action relating to the barramundi fish. ([View Item](#))
(Recommendation: Refer to the Fish and Wildlife Committee.)
2. This Board has received the following claims: Stefani May; Julie Sweetser; Jonathan Romero; Ronald Scott Jr.; and, Earl L. Betts.
(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. Announcements:

A. Stanislaus County Board of Supervisors Planning Workshop

Friday, February 12, 2010 at 8:00 a.m. - 3:00 p.m.

The Martin Petersen Event Center

720 12th Street, Modesto, CA

B. Stanislaus County 8th Annual Community Conference

Tuesday, February 9, 2010 at 6:00 p.m. - 8:30 p.m.

Wednesday, February 10, 2010 at 6:30 p.m. - 8:30 p.m.

County Center III/Learning Center

912 Oakdale Road, Modesto, CA 95358

XI. Adjournment

XII. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organizations: California Nurses' Association (CNA); Stanislaus County Employees Association (SCEA)/AFSCME Local 10; Service Employees' International Union (SEIU), Local 521; Committee of Interns and Residents (CAIR/CIR); County Attorneys' Association (CAA); Deputy Sheriffs' Association (DSA); Stanislaus County Sheriffs Supervisors' Association (SCSSA); Stanislaus County Deputy Probation Officers' Association (SCDPOA); Stanislaus Regional Emergency Dispatchers' Association (SREDA); Stanislaus County Group Supervisors' Association (SCGSA); Stanislaus County Sheriff Management Association (SCSMA); Stanislaus County District Attorney Investigators' Association (SCDAIA); Stanislaus Sworn Deputy Association (SSDA); and, United Domestic Workers (UDW). Government Code Section 54957.6. Conference with Legal Counsel - Existing Litigation: Two Cases: Building Industry Association of Central California v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 622705; and, James Wells, et al. v. County of Stanislaus, et al., United States District Court, Eastern District of California, Case No. 1:08-CV-01146-OWW-GSA. Government Code Section 54956.9(a). Conference with Legal Counsel - Anticipated Litigation: One Case. Government Code Section 54956.9(c).