



**BOARD OF SUPERVISORS**

**William O'Brien, 1<sup>st</sup> District**  
**Vito Chiesa, 2<sup>nd</sup> District**  
**Jeff Grover, 3<sup>rd</sup> District**  
**Dick Monteith, 4<sup>th</sup> District**  
**Jim DeMartini, 5<sup>th</sup> District**

1010 Tenth Street, Suite 6500, Modesto, CA 95354  
Phone: 209.525.4494 Fax: 209.525.4420

**AGENDA**

March 9, 2010

9:00 A.M.

Chambers – Basement Level  
1010 10<sup>th</sup> Street  
Modesto, California  
[www.stancounty.com/board/index.shtm](http://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](http://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 10<sup>th</sup> 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](http://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](http://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](http://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 March 2, 2010 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1073 Repealing Chapter 9.65 of the Stanislaus County Code Regarding Establishment of the Stanislaus Family Justice Center Commission – Chief Executive Office ([View Item](#))
- \* 3. Approval to Commend:
  - a. David Ingersoll, Director of the Department of Child Support Services, Upon his Retirement from Stanislaus County ([View Item](#))
  - b. Stephen Smith, Assistant Auditor-Controller, Upon his Retirement from the Stanislaus County Auditor-Controller Department ([View Item](#))

#### B. Chief Executive Office

- \* 1. Approval to Declare Forty-Two County Vehicles as Surplus and Authorize Their Sale – General Services Agency ([View Item](#))
- \* 2. Approval to Issue Invitation for Bids to Provide Stanislaus County Natural Gas – General Services Agency ([View Item](#))
- \* 3. Approval to Set a Public Hearing for April 6, 2010, at 9:05 a.m. to Adopt a Negative Declaration for the JND Thomas Co., Inc., Application for Permit to Operate a Food Processing By-Product Use Site – Environmental Resources ([View Item](#))
- \* 4. Approval to Set a Public Hearing on March 30, 2010 at 9:05 a.m. to Consider the Adoption of Updated County Public Facility Fees Pursuant to Title 23 of Stanislaus County Ordinance Code – Chief Executive Office ([View Item](#))
- 5. Authorization of a Letter of Support for the Central Valley Next Generation Broadband Infrastructure Plan as part of an Application for American Recovery and Reinvestment Act Broadband Funding – Chief Executive Office ([View Item](#))

#### C. Department of Public Works

- \* 1. Approval of a Resolution Authorizing the Public Works Transit Division Manager to Act as Certifying Representative for All Federal and State Grant and Funding Activities Initiated By and For the Stanislaus County Public Works Transit Division and Stanislaus Regional Transit (“StaRT”) ([View Item](#))
- \* 2. Approval of Purchase Agreement to Acquire Road Right-of-Way Easement for the Las Palmas Avenue at Sycamore Avenue Intersection Project, Parcel Owner Jorge Gonzalez, APN: 048-003-047 ([View Item](#))
- \* 3. Approval to Award a Contract to SPX Corporation for the Purchase and Installation of Electronic Fareboxes for the County's Stanislaus Regional Transit (StaRT) Public Transit Buses ([View Item](#))

#### D. Department of Planning and Community Development

#### E. County Counsel

### V. Scheduled Matters

## VI. Correspondence

1. This Board has received a letter from the State Fish and Game Commission regarding the listing of the Mountain Yellow-Legged Frog as an endangered species. ([View Item](#))  
(Recommendation: Refer to the Fish and Wildlife Committee.)
2. This Board has received a letter from the California Department of Veterans Affairs regarding the level of funding received in Stanislaus County by the Department of Aging and Veterans Services for the period of July 1, 2008 through June 30, 2009. ([View Item](#))  
(Recommendation: Refer to the Department of Aging and Veterans Services.)
3. This Board has received a letter from the Keyes Community Services District regarding the results of the ballot procedure for the Keyes Lighting District Assessment. ([View Item](#))  
(Recommendation: Refer to the Auditor-Controller.)
4. This Board has received a letter from the United States Department of Agriculture regarding the results of the desk review of audit reports for Federal assistance programs administered by Stanislaus County. ([View Item](#))  
(Recommendation: Refer to the Community Services Agency and the Auditor-Controller.)
5. This Board has received the following claims: Shu-Hsia Lee; Eladio Ramirez; Robert Davis; Robin E. Torres; and, Bertha Durham.  
(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).