



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

March 16, 2010

Special Meeting
5:30 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
5:30 P.M.

- I. Closed Session: Conference with Legal Counsel - Anticipated Litigation: One Case. Government Code Section 54956.9(c). Conference with Legal Counsel - Significant Exposure to Litigation: One Case. Government Code Section 54956.9(b). 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); and, Stanislaus Sworn Deputy Association (SSDA). Government Code Section 54957.6.

Regular Meeting
6:30 P.M.

- II. Pledge of Allegiance to the Flag
- III. Presentation: Bette Belle Smith Day of Service
- IV. Public Comment Period
- V. Consent Calendar
- VI. Agenda Items
- A. Miscellaneous
- * 1. Approval of the Minutes for March 9, 2010 ([View Item](#))
 - * 2. Approval of Appointment of:
 - a. Carmen Morad to the Stanislaus County Equal Rights Commission ([View Item](#))
 - b. Kelly Hayes to the Stanislaus County Animal Advisory Board ([View Item](#))
 - c. Kristi Lynn Ah You to the Stanislaus County Child Abuse Prevention Council ([View Item](#))
 - * 3. Approval to Commend Edwin Espinosa Upon his Retirement from Stanislaus County Department of Parks and Recreation ([View Item](#))
 - * 4. Approval of the Reappointment of Harold Junker and Nelda Parman to the Stanislaus County Child Abuse Prevention Council ([View Item](#))
 - * 5. Approval to Commend George Gaekle for his Representation on the Central Valley Rail Committee ([View Item](#))
- B. Chief Executive Office
- * 1. Approval to Issue a Request for Proposal (RFP) for Fiscal Year 2010-2011 Older Americans Act Title III and Title VII Programs for Various Services for Seniors – Aging & Veterans Services ([View Item](#))
 - * 2. Approval to Modify the West Stanislaus Resource Conservation District Reporting Requirement from an Annual to a Biennial Audit – Auditor-Controller ([View Item](#))

- * 3. Approval of an Amendment to an Agreement with Crestwood Behavioral Health, Inc. for Mental Health Services for Fiscal Year 2009-2010 – Behavioral Health and Recovery Services ([View Item](#))
- * 4. Implementation of Last, Best, and Final Offer From the County to the Sergeant’s Bargaining Unit Represented by the Stanislaus County Sheriffs’ Supervisor Association – Chief Executive Office ([View Item](#))
- * 5. Authorization to Establish a Project Budget and Enter into an Agreement with PSOMAS, an Engineering Firm, for Master Planning, Design and Construction Support Services for Upgrades to the Frank Raines Regional Park Water Filtration System (Potable and Non-Potable) and Related Items – Environmental Resources ([View Item](#))
- * 6. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the following Properties:
 - a. 1215 Imperial Avenue, Modesto, CA, CE No. 09-0744 ([View Item](#))
 - b. 1219 Imperial Avenue, Modesto, CA, CE No. 09-0731 ([View Item](#))
- * 7. Approval to Set a Public Hearing on April 27, 2010, at 9:10 a.m. to Introduce and Waive the First Reading of Ordinances to:
 - a. Amend Existing Fees for the Department of Environmental Resources to Include a New Fee for the Aboveground Petroleum Storage Act (APSA) Program ([View Item](#))
 - b. Amend Existing Fees for the Department of Public Works Engineering Division ([View Item](#))
 - c. Adopt a Parking Penalties Schedule and Adjust Existing Parking Penalties Collected by the Sheriff’s Department ([View Item](#))
 - d. Adopt a Fee Schedule and Increase Existing Fees Collected by the Sheriff’s Department for Carry Concealed Weapons Permits and Livescan/Fingerprint Fees ([View Item](#))
- * 8. Approval to Set a Public Hearing on May 18, 2010, at 6:35 p.m. to Introduce and Waive the First Reading of an Ordinance Increasing Existing Used Book Fees at Stanislaus County Library ([View Item](#))
- * 9. Approval for the Backcountry Horsemen of California, to Have Exclusive Use Utilizing Areas of Woodward Reservoir Regional Park for their American Competitive Trail Horse Association, Competitive Trail Challenge Beginning April 2, 2010 and Ending April 4, 2010 and Waiver of Fees for Exclusive Use – Parks and Recreation ([View Item](#))
- * 10. Approval for Nineveh Outreach to Have Exclusive Use Utilizing Areas of Oregon Drive and Salida Neighborhood Parks on Saturdays from March 27, 2010 through December 18, 2010 to Provide Food and Clothing to Needy and Low Income Families and Waiver of Fees for Exclusive Use – Parks and Recreation ([View Item](#))
- 11. Acceptance of Internal Audit Reports Prepared by the Internal Audit Division of the Auditor-Controller’s Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Section 11.08.110 of the Stanislaus County Code to Repeal Blue Curb Markings on Lapham Drive (South Modesto Area), Atlantic Drive (South Modesto Area) and Magnolia Street (Salida Area) ([View Item](#))
- * 2. Approval to Set a Public Hearing and Conduct a Ballot Procedure in Compliance with Proposition 218 on May 4, 2010 at 9:05 a.m. Regarding the Formation of the County Service Area 28-Grayson and the Levy of a Specific Benefit Assessment ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Open a 30-day Public Comment Period and Set a Public Hearing on April 27, 2010 at 9:05 a.m. to Consider the Approval of the Fiscal Year 2010-2011 Annual Action Plan; An Amendment to the Fiscal Year 2007-2012 Consolidated Plan; and, An Amendment to the Fiscal Year 2008-2009 Annual Action Plan ([View Item](#))

E. County Counsel

VII. Scheduled Matters

VIII. Correspondence

- 1. This Board has received a letter from the City of Waterford regarding their plans to purchase land for their River Front Parkland on the Tuolumne River off of Hickman Road in Waterford, CA. (Recommendation: Refer to the Department of Planning and Community Development and the Department of Parks and Recreation.) ([View Item](#))
- 2. This Board has received the following claims: Bertha Durham; Debra Harper; Tabita McNutt; Paul D. Yankey; and, Kamisha Lyles. (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. Adjournment