



**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**

May 18, 2010

6:30 P.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. Presentation:
  - A. Commendations for the 2010 Stanislaus County Outstanding Senior Citizens of the Year in Celebration of Older Americans Month
  - B. 2010 Stanislaus County Recycling Poster Contest Winners

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for May 4, 2010 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinances:
  - a. C.S. 1074 to Amend Existing Fees Collected By the Department of Environmental Resources to Include a New Fee for the Aboveground Petroleum Storage Act (APSA) Program ([View Item](#))
  - b. C.S. 1075 to Adopt New Fees and Increase Existing Fees for the Department of Public Works Engineering Division ([View Item](#))
  - c. C.S. 1076 to Adopt a Parking Penalties Schedule and Increase Existing Parking Penalties Collected By the Sheriff’s Department ([View Item](#))
  - d. C.S. 1077 to Increase Existing Fees Collected By the Sheriff’s Department for Carry Concealed Weapons Permits ([View Item](#))
  - e. C.S. 1080 to Amend Subsection “A” of Section 20.52.200, Dedications, of Title 20 of the Stanislaus County Code – Public Works ([View Item](#))
  - f. C.S. 1081 to Amend Subsection “A” of Section 20.16.090, Improvements Required, of Title 20 of the Stanislaus County Code – Public Works ([View Item](#))
  - g. C.S. 1087 to Increase Existing Fees Collected By the Sheriff’s Department for Fingerprint Processing ([View Item](#))
- \* 3. Approval of Appointments of:
  - a. Maria Ontiveros to the Stanislaus County Mental Health Board ([View Item](#))
  - b. Lourdes Uranday, Greg Vincelet, and, Michael Frantz to the Stanislaus Economic Development and Workforce Alliance Board ([View Item](#))
- \* 4. Approval of Commendations for the:
  - a. Association of Fundraising Professionals Yosemite Chapter Upon the Celebration of their 50th Year Anniversary ([View Item](#))
  - b. King Kennedy Memorial Center Board of Directors Upon the Celebration of the 40th Annual Juneteenth Celebration ([View Item](#))
- \* 5. Approval to Render Specified Election Services to the City of Hughson for a Special Municipal Recall Election on August 24, 2010 ([View Item](#))

B. Chief Executive Office

- \* 1. Approval and Authorization for the Agricultural Commissioner to Sign the Fiscal Year 2010-2011 Cantaloupe Surveillance Contract with the California Cantaloupe Advisory Board – Agricultural Commissioner ([View Item](#))
- \* 2. Approval to Adopt the Property Tax Administration Cost Recovery Plan – Auditor-Controller ([View Item](#))
- \* 3. Approval to Authorize the Auditor-Controller to Advance Funds, Pursuant to Government Code Section 23010, to the Oakdale Rural Fire District for Operational Expenses in an Amount Not to Exceed \$1,445,000 – Auditor-Controller ([View Item](#))

- \* 4. Approval of Amendment No. 1 to the Contract for July 1, 2009 through June 30, 2011 between the Victims' Compensation and Government Claims Board and the District Attorney's Office for a Paralegal to Track, Research and Report on Restitution to Victims of Violent Crimes – District Attorney ([View Item](#))
- \* 5. Approval to Donate Various Medical Equipment to Loma Linda Global Health Institute – General Services Agency ([View Item](#))
- \* 6. Authorization for the Health Services Agency to Support Olivia Tong's Application for an H-1B VISA (U.S. Work Permit) – Health Services Agency ([View Item](#))
- \* 7. Approval for Bonita Elementary School, Newman-Crows Landing Unified School District, to Have Exclusive Use of Bonita Pool in Crows Landing on May 21, 2010, for their Third Annual End of the Year Reading Incentive Pool Celebration – Parks and Recreation ([View Item](#))
- \* 8. Approval of a Resolution in Support of the Stanislaus Arts Council's Grant Application to the California Arts Council for \$15,000 – Chief Executive Office ([View Item](#))
- \* 9. Approval to Increase Appropriations in the Health Services Agency Public Health Fiscal Year 2009-2010 Budget by \$162,963 for the California Children's Services Program Funded by Departmental Fund Balance – Health Services Agency ([View Item](#))
- \* 10. Approval for the Chairman of the Board of Supervisors to Sign a Letter of Support of the Del Puerto Healthcare District's Low Interest Loan Application Request for Clinical Facilities Construction Funding to the United States Department of Agriculture (USDA) – Chief Executive Office ([View Item](#))
- 11. Approval of the Recommended Steps to Support the Transition Related to the Closing of the Stanislaus County Sponsored Stanislaus Family Medicine Residency Program to Include a Reduction-in-Force Action Effective June 30, 2010, and Opening of the Valley Consortium for Medical Education Sponsored Valley Family Medicine Residency Program Effective July 1, 2010 – Health Services Agency ([View Item](#))
- 12. Approval of the Reduction-in-Force of Six Filled Full-time Positions and the Deletion of Eleven Vacant Positions from the Health Services Agency Budget Effective August 14, 2010 – Health Services Agency ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Amendment No. 4 to Agreement No. 2004-1 with BKF Engineers, for Additional Engineering Service for the Geer Road at Santa Fe Avenue Intersection Improvement Project ([View Item](#))
- \* 2. Approval to Adopt the Results of the Ballot Procedure which Failed to Approve the Formation of County Service Area 28-Grayson in Compliance with Proposition 218 ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

6:35 p.m. Public Hearings to Consider the Adjustment of Fees as Follows:

- A. Approval to Introduce and Waive the First Reading of an Ordinance Increasing Existing Used Book Fees at Stanislaus County Library ([View Item](#))

- B. Approval to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend Existing Fees for Planning Services – Planning and Community Development ([View Item](#))
- C. Approval to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend Existing Fees for Building Permits – Planning and Community Development ([View Item](#))

6:40 p.m. Public Hearing to Consider the Introduction, Waiving of the Reading, and Adoption of Planning and Community Development Department Ordinance Amendment No. 2009-01, an Ordinance Adding Subsection “G” to Section 21.20.030 of Title 21 of the Stanislaus County Code Relating to Truck Parking in the Agricultural Zone – Planning and Community Development ([View Item](#))

## VII. Correspondence

1. This Board has received a letter from the State of California Fish and Game Commission regarding the rejection of the petition to list the American Pika as a threatened species. (Recommendation: Refer to the Fish and Wildlife Committee.) ([View Item](#))
2. This Board has received a copy of the 2009 Annual Report from Community Hospice. (Recommendation: Acknowledge receipt of report.) ([View Item](#))
3. This Board has received a notice from the Central Valley Regional Water Quality Control Board regarding the proposed permit renewal for the Sacramento Regional County Sanitation District’s Regional Wastewater Treatment Plant discharge to the Sacramento River. (Recommendation: Refer to the Department of Public Works, Department of Environmental Resources and the Agricultural Commissioner and Sealer of Weights and Measures.) ([View Item](#))
4. This Board has received a copy of the 2009 Annual Report from the California Partnership for the San Joaquin Valley. (Recommendation: Acknowledge receipt of report.) ([View Item](#))
5. This Board has received a letter from MBK Engineers regarding the Merced Irrigation District Petition for Temporary Transfer to various water districts including the Oak Flat Water District. (Recommendation: Refer to the Department of Public Works, Department of Environmental Resources, and the Agricultural Commissioner and Sealer of Weights and Measures.) ([View Item](#))
6. This Board has received a notice from the State Water Resources Control Board regarding the South Sutter Water District Petition for Temporary Transfer to various water districts including the Oak Flat Water District. (Recommendation: Refer to the Department of Public Works, Department of Environmental Resources, and the Agricultural Commissioner and Sealer of Weights and Measures.) ([View Item](#))
7. This Board has received a letter from the Mountain-Valley Emergency Medical Services Agency regarding the Joint Exercise Powers Agreement. (Recommendation: Refer to the Chief Executive Officer.) ([View Item](#))

8. This Board has received a notice from the U.S. Surface Transportation Board regarding the granting of the City of Modesto's request for a 180-day extension of the interim trail use/rail banking negotiation period.  
(Recommendation: Refer to the Department of Public Works.) ([View Item](#))
9. This Board has received a notice regarding the public review period of the Delta Wetlands Project Draft Environmental Impact Report ending on June 28, 2010.  
(Recommendation: Refer to the Department of Public Works.) ([View Item](#))
10. This Board has received a letter from the California Mental Health Planning Council regarding information on establishing Crisis Residential Facilities.  
(Recommendation: Refer to Behavioral Health and Recovery Services.) ([View Item](#))
11. This Board has received the following claims: Robert Rowe; Elinar Joseph Casas; and, Luis Rosales.  
(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