



**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**

August 17, 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. Moment of Silence for Stanislaus County Deputy District Attorney Nate Baker and Tony Refuerzo of the Department of Public Works

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for August 3, 2010 ([View Item](#))
- \* 2. Approval of Appointment of Carmen Morad to the In-Home Supportive Services Advisory Committee ([View Item](#))
- \* 3. Approval to Proclaim August 2010 as Assyrian Heritage Month in Stanislaus County ([View Item](#))
- \* 4. Approval to Adopt an Amendment to the Conflict of Interest Code of the Stanislaus County Assessment Appeals Board ([View Item](#))

B. Chief Executive Office

- \* 1. Approval to Accept the Third Update of the Immediate Action Plan to Secure the Men's Honor Farm in Accordance with Public Contract Code Section 22050 for the Abatement, Demolition and Clean-Up of the Destroyed Barracks – Chief Executive Office ([View Item](#))
- \* 2. Approval of the Labor Agreement Between the County and Service Employees International Union Local 521 Representing the Community and Health Services Bargaining Unit – Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Adopt Plans and Specifications for Improvements at South Ninth Street and Latimer Avenue Intersection - Federal Project No. HSIPL-5938(161) ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

6:35 p.m. Public Hearing to Consider Planning Commission's Recommendation for Approval of Community Plan Amendment No. 2009-01 and Rezone Application No. 2009-01, Pelandale Commercial, a Request to Amend the Salida Community Plan and Zoning Designation of an 8.71 Acre Parcel from Highway Commercial Planned Development (HCPD) to Planned Development (PD) and Rezone Expired PD (151) to a New PD to Permit Construction of 107,000 Square Feet of New Buildings for Retail and Drive Thru Businesses on Property Located at the Northeast Corner of Pelandale Avenue and Sisk Road, in the Salida Area ([View Item](#))

VII. Correspondence

- 1. This Board has received a notice from the Modesto Irrigation District and the Turlock Irrigation District regarding the re-licensing of the Don Pedro Project. (Recommendation: Refer to the Department of Public Works.) ([View Item](#))

2. This Board has received a letter from the State of California Department of Public Health regarding the ongoing investigation of several former and current dry cleaners in the Modesto area.  
(Recommendation: Refer to the Department of Environmental Resources.) ([View Item](#))
3. This Board has received a letter from the U.S. Department of Housing and Urban Development regarding the use of Neighborhood Stabilization Program funding by September 19, 2010.  
(Recommendation: Refer to the Department of Planning and Community Development.) ([View Item](#))
4. This Board has received a notice from the San Francisco Planning Department regarding the availability of and intent to adopt a Mitigated Negative Declaration for the rehabilitation of the existing San Joaquin water pipelines located in Tuolumne, Stanislaus and San Joaquin Counties.  
(Recommendation: Refer to the Department of Public Works.) ([View Item](#))
5. This Board has received a copy of the Financial Statements, June 30, 2009, from the West Side Community Healthcare District.  
(Recommendation: Refer to the Auditor-Controller.) ([View Item](#))
6. This Board has received a copy the San Joaquin Valley Air Pollution Control District's 2010-2011 Adopted Budget.  
(Recommendation: Acknowledge receipt of report.) ([View Item](#))
7. This Board has received the Stanislaus County Civil Grand Jury Final Report 2009-2010.  
(Recommendation: Acknowledge receipt of report.) ([View Item](#))
8. This Board has received a letter from the County Clerk-Recorder and Registrar of Voters requesting a Board of Supervisors member to participate on the Election Observer Panel for the upcoming City of Hughson Municipal Special Recall Election on Tuesday, August 24, 2010.  
(Recommendation: Accept invitation.) ([View Item](#))
9. This Board has received the following claims: Tina Horta; Denise L. Dorrity (2); Suzan Wilson; Norma Campos; Patti Estrada; David Estrada; Debra L. Harper; Monica S. Pena; and, Paul Daniel Yankey.  
(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

#### XI. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organization: Stanislaus County Deputy Probation Officers' Association. Government Code Section 54957.6.