



**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**

October 5, 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. Presentation: A. October 2010 as Italian Heritage Month in Stanislaus County

- B. Commendation for Debbie Heibert Upon her Retirement
- C. Pacific Gas and Electric Company (PG&E) Presentation On Gas Lines in Stanislaus County

### III. Public Comment Period

### IV. Consent Calendar

### V. Agenda Items

#### A. Miscellaneous

- \* 1. Approval of the Minutes for September 28, 2010 ([View Item](#))
- \* 2. Approval of Appointment of:
  - a. Edward King to the Economic Development Action Committee ([View Item](#))
  - b. Judith Callaway to the Assessment Appeals Board ([View Item](#))
- \* 3. Acceptance of the Resignation of Paul Souza from the Empire Sanitary District Board of Directors ([View Item](#))
- \* 4. Approval to Proclaim, in Conjunction with National and Statewide Events, October 17 through October 23, 2010, as “Second Chance Week” in Stanislaus County – Environmental Resources ([View Item](#))

#### B. Chief Executive Office

- \* 1. Approval to Accept the California Energy Commission Energy Efficiency Conservation Block Grant (EECBG) Funding Award and Execute the Program Pursuant to Guidelines – Chief Executive Office ([View Item](#))
- \* 2. Approval to Accept the Seventh Update on 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](#))
- \* 3. Approval of Labor Agreement Between the County and the Stanislaus County Deputy Probation Officers’ Association Representing the Deputy Probation Officers’ Bargaining Unit – Chief Executive Office ([View Item](#))
- \* 4. Approval to Use Public Facility Fees to Purchase Collection Materials Such as Books, DVD’s, Audiovisual and Other Materials for the Stanislaus County Library – Library ([View Item](#))
- \* 5. Approval of a Resolution of Intent to Participate in the Great California ShakeOut Annual Statewide Earthquake Drill and Work Toward Becoming a Safer Community – Office of Emergency Services ([View Item](#))
- \* 6. Approval to Re-Establish the Agreement for Participation in the Stanislaus Operational Area Organization Between Stanislaus County and the Nine Incorporated Cities – Office of Emergency Services ([View Item](#))
- \* 7. Approval of the Agreement for the Sheriff to Retire One Canine from the Sheriff’s Department Canine Unit – Sheriff ([View Item](#))
- \* 8. Approval to Accept the Report on Tobacco Securitization Funds and Recommended Actions by the County Treasurer ([View Item](#))
- \* 9. Acceptance of the Stanislaus County Treasury Pool’s August 2010 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- \* 10. Approval to Apply for the State of California, Habitat Conservation Fund Program, Wildlife Area Activities Project – Parks and Recreation ([View Item](#))

- \* 11. Approval to Authorize the Chief Executive Officer to Sign the Memorandum of Agreement with the Paradise South Weed and Seed Steering Committee to Provide the Targeted Technology Training (Computer Skills) Classes in the Targeted Weed and Seed Area During Fiscal Year 2010-2011 – Chief Executive Office ([View Item](#))
- 12. Approval of the Agreement for the Sheriff to Purchase One Canine from the Stanislaus Sheriff's K9 Association – Sheriff ([View Item](#))
- 13. Approval of a Resolution Approving Documents Relating to the Transfer of Assets by the Gallo Center for the Arts, a Limited Liability Company to Gallo Center for the Arts, Incorporated; and Related Actions – Chief Executive Office ([View Item](#))
- 14. Approval to Accept a Report on the In-Home Supportive Services (IHSS) Program – Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Authorize the Purchase of Two Mighty Sweep MS2003KO Self-Propelled Broom Vehicles ([View Item](#))
- \* 2. Approval to Substitute a Subcontractor on the ARRA Hughson Sphere of Influence Cape Seal Project ([View Item](#))
- \* 3. Approval to Enter into a Contract with Pape Machinery for the Purchase of Two 2011 John Deere Graders, Two 2011 John Deere Loaders 4Yd, One 2011 John Deere Loader 3Yd, and One 2011 John Deere Backhoe ([View Item](#))
- \* 4. Approval to Transfer Title of County Owned Properties, Assessor's Parcel Numbers 018-072-036 and 018-073-016, to the City of Hughson ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Authorize the Director of the Department of Planning and Community Development to Enter Into a Memorandum of Agreement with the Paradise South Weed and Seed Steering Committee to Provide Neighborhood Cleanup and Related Neighborhood Restoration Program Activities in the Targeted Weed and Seed Area During Fiscal Year 2010-2011 ([View Item](#))

E. County Counsel

VI. Scheduled Matters

9:05 a.m. Sitting as the Stanislaus County Capital Improvements Financing Authority ([View Item](#))

- I. Call to Order
- II. Consent Calendar (Those items marked with an \*)
  - \*A. Election of Officers (Chairman and Vice-Chair)
  - \*B. Approval of Minutes of June 24, 2008
- III. Agenda Items
  - A. Approval of a Resolution Approving Documents Relating to the Transfer of Assets by the Gallo Center for the Arts, a Limited Liability Company to Gallo Center for the Arts, Incorporated; and Related Actions – Chief Executive Office
- IV. Public Forum
- V. Adjournment

## VII. Correspondence

1. 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 Gubernatorial General Election on Tuesday, November 2, 2010.  
(Recommendation: Accept invitation.) ([View Item](#))
2. This Board has received a notice from the State of California Fish and Game Commission regarding a proposed emergency regulatory action relating to the incidental take of the Mountain yellow-legged frog.  
(Recommendation: Refer to the Fish and Wildlife Committee.) ([View Item](#))
3. This Board has received the following claims: Pamela D. Brown; Daniel Davis; Sean Sullivan; Antonio Paz; Lona Hatley; Keith Gibson; Debra L. Harper.  
(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:

Tuesday, October 5, 2010

Board of Supervisors Tour of the New Animal Services Facility Site

Crows Landing Road and Cornucopia Way, Modesto

### XI. Adjournment

### XII. Closed Session: Conference with Legal Counsel - Existing Litigation. One Case: Maria Alvarez, et al. v. County of Stanislaus, Stanislaus County Superior Court Case No. 612601. Government Code Section 54956.9(a).