



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

November 2, 2010

9:00 A.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.

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 October 26, 2010 ([View Item](#))
- * 2. Approval of Appointment of:
 - a. Supervisor Vito Chiesa as the Primary Member and Supervisor Jim DeMartini as the Alternate Member to the California State Association of Counties Board of Directors for 2011 ([View Item](#))
 - b. George Carr to the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
 - c. Juan Ramirez and Jeri Trainor to the Stanislaus Child Development Local Planning Council ([View Item](#))
- * 3. Acceptance of the Resignation of:
 - a. Clay Vitus from the Keyes Fire Protection District Board of Directors ([View Item](#))
 - b. Robert “Mike” Fisher from the Stanislaus County Employees Retirement Board ([View Item](#))
 - c. Jeri Trainor from the Stanislaus County Child Abuse Prevention Council ([View Item](#))
- * 4. Approval to Declare a Vacancy on the Advisory Board on Substance Abuse Programs ([View Item](#))
- * 5. Approval to Commend:
 - a. Chief Gary Thompson Upon his Retirement from the Westport Fire Protection District ([View Item](#))
 - b. Odessa Johnson Upon Being Named the 2010 Modesto Post 74 American Legion’s Citizen of the Year ([View Item](#))
 - c. Duarte Nursery Upon Being Honored as “Legends of Agriculture” by the Ag Hall of Fame ([View Item](#))
- * 6. Approval to Adopt the Amendment to the Conflict of Interest Code for the Modesto-Ceres Fire Protection Agency Joint Powers Authority ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Accept the Ninth 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](#))
- * 2. Approval of an Agreement Between the Community Services Agency and the Sheriff’s Office with the Family Justice Center Foundation for the Child Abuse Interview, Referral, and Evaluation (CAIRE) Center to be Operated at the Family Justice Center (FJC) and Adjust the Budget – Community Services Agency ([View Item](#))
- * 3. Approval for the Foster and Adoption Care Team to Have Exclusive Use of the Courthouse Lawn on Friday, November 5, 2010, During National Adoption Month for Their Celebration of Adoption Event – Parks and Recreation ([View Item](#))
- 4. Consideration and Approval of the First Quarter Financial Report for Fiscal Year 2010-2011 and Related Actions – Chief Executive Office ([View Item](#))
- 5. Approval of the Reduction-In-Force of 49 Filled Positions and the Deletion of One Vacant Position in the Sheriff’s Department Budget Effective January 29, 2011 – Sheriff ([View Item](#))

C. Department of Public Works

- * 1. Approval to Authorize the Purchase of Two 2011 Heavy Duty Water Trucks, Two 2011 Heavy Duty Super Dumps, One 2011 Heavy Duty 2-Axle Truck, and One 2011 Heavy Duty Transfer Set ([View Item](#))
- * 2. Approval to Authorize the Purchase of One (1) TYMCO Model 500x Regenerative Air Sweeper Mounted on an International Cab Chassis ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval of the Finding that the City of Modesto's Sphere of Influence Expansion for the Jennings Road Wastewater Treatment Facility is Logical and Orderly ([View Item](#))

E. County Counsel

V. Scheduled Matters

VI. Correspondence

- 1. This Board has received from the California Department of Public Health the Local Primary Agency Annual Evaluation Report for Fiscal Year 2009-2010 for the Stanislaus County's Department of Environmental Resources to review the status of the small water system program. (Recommendation: Refer to the Department of Environmental Resources.) ([View Item](#))
- 2. This Board has received the following claims: Brian Korpiel; Julio C. Lopez; Nathan Kreshon; Nick Kleckner; and. Louis John Grubeck. (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. Announcement:

Keyes Improvement Project Ribbon Cutting Ceremony
Saturday, November 6, 2010 at 11:00 a.m.
Bonita Ranch Park, Lucinda and 10th Streets, Keyes, CA

X. Sitting as the Stanislaus County In-Home Supportive Services (IHSS) Public Authority ([View Item](#))

- I. Call to Order
- II. Consent Calendar (Those items marked with an *)
 - *A. Approval of Minutes of May 25, 2010 and October 26, 2010
- III. Correspondence
 - A. None
- IV. Public Hearings
 - A. None
- V. Agenda Items
 - A. None
- VI. Public Forum
- VII. Adjournment
- VIII. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organization: United Domestic Workers (UDW). Government Code Section 54957.6.

XI. Adjournment

XII. Closed Session: Conference with Legal Counsel - Existing Litigation: Two cases: Committee Concerning Community Improvement, et al. vs. County of Stanislaus, et al., United States District Court, Eastern District California, Case No. SIV F 04-6121 LJO DLB; and, Pamela Lial. vs. County of Stanislaus, et al. United States District Court, Eastern District of California, Case No.1:09-cv-01039 LJO-GSA. Government Code Section 54956.9(a).