



**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**

December 7, 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. Moment of Silence for Starrett Kreissman, former Stanislaus County Librarian

- III. Presentation: Red Ribbon Week 2010 Best Decorated School Contest:
- 1st Place Winners:** Las Palmas Elementary School; Norman Glick Middle School; and, Grace Davis High School
- 2nd Place Winners:** Fox Road Elementary School; Dan Savage Middle School; and, Hughson High School
- 3rd Place Winners:** Lakewood Elementary School; Mark Twain Junior High School; and, Patterson High School

IV. Public Comment Period

V. Consent Calendar

VI. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for November 30, 2010 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinances:
  - a. C.S. 1093 Adopting Title 11.08.130, of the Stanislaus County Code, Adding a Tow-Away Zone on Various County Roadways Beginning in the Turlock Area – Public Works ([View Item](#))
  - b. C.S. 1094 to Amend Title 11, Section 11.08.070, of the Stanislaus County Code, Amending a No Parking Zone on Marshall Street in the Stanislaus County, Turlock Area – Public Works ([View Item](#))
- \* 3. Approval of Appointment of:
  - a. Marvin Patton and Anastacia “Pam” Reeder to the Stanislaus Child Development Local Planning Council ([View Item](#))
  - b. Willis Eddie Brown to the Empire Sanitary District Board of Directors ([View Item](#))
- \* 4. Approval to Adopt the Amendments to the Conflict of Interest Code for:
  - a. Riverbank Unified School District ([View Item](#))
  - b. Stanislaus County ([View Item](#))
- \* 5. Approval of Commendation for:
  - a. Chairman Jeff Grover Upon the Completion of his Service on the Stanislaus County Board of Supervisors ([View Item](#))
  - b. Auditor-Controller Larry Haugh Upon his Retirement from Stanislaus County ([View Item](#))
  - c. Assessor Doug Harms Upon his Retirement from Stanislaus County ([View Item](#))

B. Chief Executive Office

- \* 1. Approval to Enter Into a Three-Year Agreement for State Government Relations Services with Peterson Consulting, Inc. and Shaw/Yoder/Antwih, Inc. – Chief Executive Office ([View Item](#))
- \* 2. Approval of the Installation of an Electronic Sign by the Gallo Center for the Arts – Chief Executive Office ([View Item](#))
- \* 3. Approval to Issue a Notice of Withdrawal of the Designation as the Medi-Cal Managed Care Local Initiative to Anthem Blue Cross, Formerly Blue Cross of California – Health Services Agency ([View Item](#))
- \* 4. Approval of the Closure of the Stanislaus County Library on Various Days in 2011 and 2012 – Library ([View Item](#))

- \* 5. Approval to Increase Appropriations for Fiscal Year 2010-2011 for Surveying Services at Del Puerto Canyon, Frank Raines Off-Highway Vehicle Park, Funded by the State of California Off-Highway Motor Vehicle Recreation Local Assistance Grant and Matching Funds from Departmental Off-Highway Vehicle Fund Balance – Parks and Recreation ([View Item](#))
- \* 6. Approval of a Memorandum of Understanding (MOU) with the City of Modesto for the Annexation of the Jennings Road Wastewater Treatment Plant Facility – Public Works ([View Item](#))
- 7. Implementation of Last, Best, and Final Offer from the County to the Sworn Deputy Sheriff’s Bargaining Unit Represented by the Stanislaus Sworn Deputies Association – Chief Executive Office ([View Item](#))
- 8. Approval of the Reduction-In-Force of 23 Full-Time Positions and the Deletion of Two Vacant Funded Positions in the Sheriff’s Department Budget Effective January 29, 2011 – Sheriff ([View Item](#))

C. Department of Public Works

D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing for December 21, 2010, at 6:35 p.m., to Consider the Planning Commission's Recommendation for Approval of General Plan Amendment No. 2010-01 and Rezone Application No. 2010-01, El Rematito Marketplace ([View Item](#))

VII. Scheduled Matters

VIII. Correspondence

- 1. This Board has received a notice from the California Department of Transportation regarding the announcement of the availability of the Draft Mitigated Negative Declaration/Initial Study/Environmental Assessment for the State Route 99/219 (Kiernan Avenue) Interchange and the public hearing that will be held on Monday, December 6, 2010. (Recommendation: Refer to the Department of Public Works.) ([View Item](#))
- 2. This Board has received a letter from the State Water Resources Control Board regarding a Petition for Temporary Transfer of water between the Department of Water Resources and the United States Bureau of Reclamation. (Recommendation: Refer to the Agricultural Commissioner and the Sealer of Weights and Measures; the Department of Planning and Community Development, the Department of Environmental Resources; and, the Department of Public Works.) ([View Item](#))
- 3. This Board has received the following claims: Jorge R. Serrano (amended copy); Birgit Fladager; Guy Ralph Perea Sr.(II); David Steven Hernandez; and, David Steven Hernandez. (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. 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 November 30, 2010
- III. Correspondence
  - A. None
- IV. Public Hearings
  - A. None
- V. Agenda Items
  - A. None
- VI. Public Forum
- VII. Adjournment

XII. Adjournment

XIII. Closed Session: Conference with Legal Counsel - Existing Litigation: One Case: County of Sacramento, et al. v. State of California, et al., Sacramento County Superior Court Case No. 34-2010-00090983. Government Code Section 54956.9(a); and, 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; County Attorneys' Association (CAA); Deputy Sheriffs' Association (DSA); Stanislaus County Sheriffs Supervisors' Association (SCSSA); Stanislaus County Deputy Probation Officers' Association; Stanislaus Regional Emergency Dispatchers' Association; Stanislaus County Group Supervisors' Association; Stanislaus County Sheriff Management Association; Stanislaus County District Attorney Investigators' Association; and, Stanislaus Sworn Deputy Association (SSDA). Government Code Section 54957.6.