



**BOARD OF SUPERVISORS**

**William O'Brien, 1<sup>st</sup> District**  
**Vito Chiesa, 2<sup>nd</sup> District**  
**Terry Withrow, 3<sup>rd</sup> District**  
**Dick Monteith, 4<sup>th</sup> District**  
**Jim DeMartini, 5<sup>th</sup> District**

1010 10th Street, Suite 6500  
Modesto, CA 95354

Phone: 209.525.4494 Fax: 209.525.4420

**AGENDA**

January 25, 2011

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 Department of Public Works Employee Chuck Kincaid and for Behavioral Health and Recovery Services Employee Kristi Olson

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for January 18, 2011 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1095 to Amend Section 3.08.290 of the Stanislaus County Code Relating to Hiring Preference for Veterans – Chief Executive Office ([View Item](#))
- \* 3. Approval of Appointment of Joe Muratore to the Economic Development Action Committee ([View Item](#))
- \* 4. Acceptance of the Resignation of:
  - a. Robert Taylor from the Keyes Community Services District Board of Directors ([View Item](#))
  - b. Robert Wikoff from the Emergency Medical Services Committee ([View Item](#))
- \* 5. Approval to Commend Cheryl McSparin Upon her Retirement from Department of Child Support Services ([View Item](#))
- \* 6. Approval to Authorize the Chairman of the Stanislaus County Board of Supervisors to Sign and Submit Property Owner Ballots in Support of the Assessments Ballot for the North McHenry No. 1 Lighting District Fiscal Year 2011-2012 for those Properties Owned by Stanislaus County ([View Item](#))

B. Chief Executive Office

- \* 1. Approval of the Amendment to the Agreement with 7<sup>th</sup> Avenue Center, LLC to Provide Mental Health Services for Fiscal Year 2010-2011 – Behavioral Health and Recovery Services ([View Item](#))
- \* 2. Approval to Accept the Fourteenth 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 Matters Related to the Juvenile Commitment Center Construction Project Including: Using the Juvenile Justice Facilities Master Plan as Accepted by the Board of Supervisors in March of 2009 as the Plan Required by the State Corrections Standards Authority for Funding Under the Department of Corrections 2007 Local Youthful Offender Rehabilitative Facility Construction Funding Program (SB 81); and Approval of the Mitigated Negative Declaration Pursuant to the California Environmental Quality Act (CEQA) for the Project – Chief Executive Office ([View Item](#))
- \* 4. Approval to Extend the Memorandum of Understanding Between Stanislaus County, the Cities of Modesto, Oakdale, and Riverbank, and the Modesto and Oakdale Irrigation Districts Relating to the Formation and Operation of the Stanislaus and Tuolumne Rivers Groundwater Basin Association – Environmental Resources ([View Item](#))
- \* 5. Approval to Use Public Facility Fees for Woodward Reservoir Regional Park Improvements, Increase Appropriations for Fiscal Year 2010-2011 Budget by \$856,000, and Enter Into a Master Agreement with Outdoor Creations for the Purchase of Concrete Picnic Tables – Parks and Recreation ([View Item](#))

- \* 6. Approval to Apply for, Administer, and Receive Funds Under the Save Mart, S-Mart, S.H.A.R.E.S. Program or the Raleys Quality of Life Program – Park and Recreation ([View Item](#))
- \* 7. Approval of the Reduction-In-Force of One Full-Time Position, the Deletion of One Vacant Position, and the Addition of One Position in the Stanislaus Animal Services Agency Effective March 26, 2011 – Stanislaus Animal Services Agency ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Adopt the Plans and Specifications for Federal Project No. HSIP-5938(160) Titled “Hatch Road at Crows Landing Road Traffic Signal Upgrade Project” and Included in the Highway Safety Improvement Program ([View Item](#))
- \* 2. Approval to Set a Public Hearing for March 15, 2011, 9:05 a.m. to Consider the Addition of Alley Lighting to the Airport Neighborhood Lighting District and to Conduct an Assessment Ballot Procedure and Public Hearing Regarding the Matter in Compliance with California Government Code Article XIII D - Proposition 218 ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

- 1. This Board has received the following claims: Alejandro Tapia; Erika Taylor; Florcita Valdez; Jose and Josephina Vega; Debra L. Harper (2); and, Bill Carl Hinchman Jr. (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. 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 January 18, 2011
- III. Correspondence
  - A. None
- IV. Public Hearings
  - A. None
- V. Agenda Items
  - A. None
- VI. Public Forum
- VII. Adjournment

XI. Adjournment

XII. Closed Session: Conference with Legal Counsel - Significant Exposure to Litigation: One Matter. Central Valley Water Regional Water Quality Control Board Waste Discharge Requirements Order R5-2009-0051 concerning operations at the Geer Road Landfill. Government Code Section 54956.9(b).