



BOARD OF SUPERVISORS

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

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Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

April 26, 2011

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. Presentation: May 2011 as Older Americans Month in Stanislaus County

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for April 19, 2011 ([View Item](#))
- * 2. Approval of Appointment of Community Services Agency Director, Christine Applegate to the Children and Families Commission (Proposition 10) ([View Item](#))
- * 3. Approval to Proclaim:
 - a. May 2011 as Asthma Awareness Month in Stanislaus County ([View Item](#))
 - b. May 2011 as Mental Health Month in Stanislaus County ([View Item](#))
 - c. May 2011 as Foster Care Awareness Month in Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Post the Annual Assessment Valuation Notices on the Assessor's Web Site as an Alternative to Mailing the Notifications – Assessor ([View Item](#))
- * 2. Approval to Accept Annual Audited Financial Reports for Fiscal Year Ended June 30, 2010 – Auditor-Controller ([View Item](#))
- * 3. Approval to Adopt the Property Tax Administration Cost Recovery Plan – Auditor-Controller ([View Item](#))
- * 4. Approval to Enter into a Three-Year Lease Agreement with Robert P. Moody et al for Office Space at 301, 303, 305, and 307 Downey Avenue, Modesto for the Delivery of Mental Health Services – Behavioral Health and Recovery Services ([View Item](#))
- * 5. Approval of Labor Agreement Between the County and the County Attorneys' Association Representing the Attorneys' Bargaining Unit – Chief Executive Office ([View Item](#))
- * 6. Approval to Extend the Expiration Date of the Current Memorandum of Understanding Between the County of Stanislaus and Stanislaus County Employees Association/American Federation of State, County and Municipal Employees Local 10, from May 31, 2011 to June 30, 2012 – Chief Executive Office ([View Item](#))
- * 7. Approval to Adopt a Resolution Regarding Retirement Benefits and to Implement the Provisions Contained in the Retirement Benefits Modification Summary for Employees in the County Attorneys' Association and Stanislaus County Employees Association/American Federation of State, County and Municipal Employees Local #10 Hired on or After January 1, 2011 – Chief Executive Office ([View Item](#))
- * 8. Approval to Amend the Contract for Professional Architectural Design Services with Miller Pezzoni and Associates, Inc. for the Strategic Business Technology Data Center Improvements; and Related Actions – Chief Executive Office ([View Item](#))
- * 9. Approval to Adopt the Recommended Decision of the Nuisance Abatement Hearing Board Regarding CE No. 09-0864 at 124 Pueblo Avenue, Modesto, California – Environmental Resources ([View Item](#))
- * 10. Approval to Amend the Agreement for Legal Services with Meyers Nave, a Professional Law Corporation, for the Geer Road Landfill – Environmental Resources ([View Item](#))
- * 11. Approval to Designate Health Plan of San Joaquin as the Local Initiative Health Plan in Stanislaus County for Medi-Cal Managed Care Patients in Accordance with the State of California's Two-Plan Model for Medi-Cal Managed Care Effective January 1, 2012 – Health Services Agency ([View Item](#))

- * 12. Acceptance of the Stanislaus County Treasury Pool's March 2011 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- 13. Approval to Initiate Redistricting of Stanislaus County Supervisorial Districts by Adopting the Project Charter, Forming a Redistricting Steering Committee, Forming a Project Team, Selection of the Ad Hoc Citizen Redistricting Advisory Committee Membership, and Approval to Enter into an Agreement with Q2 Data and Research, LLC to Provide Professional Consulting Services for the County's Supervisorial Redistricting Efforts – Chief Executive Office ([View Item](#))
- 14. Approval to Accept the Health Services Agency's 2011 Annual Public Health Report to the Board of Supervisors – Health Services Agency ([View Item](#))
- 15. Approval of the Project Delivery and Construction Agreement, the Construction Agreement Between the County and the State Public Works Board, the Department of Corrections and Rehabilitation, and Corrections Standards Authority of the State of California Related to the 2007 Local Youthful Offender Rehabilitative Facility Construction Funding Program (SB 81) – Juvenile Commitment Center Project – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval of Purchase Agreement to Acquire Road Right-of-Way for the McHenry Avenue Widening Project, Parcel Owner Steven F. Sbragia and Charlotte D. Sbragia, APN: 074-002-031 ([View Item](#))
- * 2. Approval to Adopt Plans and Specifications for the 2011 Slurry Seal Project and Set the Bid Date ([View Item](#))
- * 3. Approval to Award the Construction Contract for the Hatch Road Public Facility Fees (PFF) Channelization Project, Phase 1-B to Granite Construction Company, Watsonville, California ([View Item](#))
- * 4. Approval of the Transportation Development Act Claim for Fiscal Year 2010-2011, Claim No. 2 ([View Item](#))
- * 5. Approval to Summarily Vacate Temporary Turnaround Easements on McCauly Avenue, Located in the Town of Denair ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

9:05 a.m. Public Hearings to Consider the Adjustment of Fees as Follows:

- A. Approval to Introduce and Waive the First Reading of an Ordinance to Establish New Fee and Amend Existing Fees for the Department of Public Works Engineering Division – Public Works ([View Item](#))
- B. Approval to Introduce and Waive the First Reading of an Ordinance to Establish a New Fee for Processing Delayed Claims for an Exclusion From Reassessment for Transfers Between Parents-Children and Grandparents-Grandchildren for the Assessor's Office – Assessor ([View Item](#))

VII. Correspondence

1. This Board has received a newsletter from the San Francisco Public Utilities Commission regarding the status of their San Joaquin Pipeline System Project between the San Joaquin River and the City of Tracy which is a part of their Hetch Hetchy Water System Improvement Program. (Recommendation: Refer to the Department of Planning and Community Development.) ([View Item](#))
2. This Board has received the following claims: Frances Allen; Andria Allen; and, April Sherwood (Hensley).
(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 Legal Counsel - Anticipated Litigation: Two Cases. Government Code Section 54956.9 (c). Conference with Legal Counsel - Existing Litigation: One Case: Central Valley Regional Water Quality Control Board, Cease and Desist Order R5-2011-0021. Government Code Section 54956.9 (a).