



BOARD OF SUPERVISORS

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

1010 10th Street, Suite 6500
Modesto, CA 95354

Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

May 24, 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. Moment of Silence for Agricultural Commissioner & Sealer of Weights and Measures Employee
Cynthia Darmstandler

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for May 17, 2011 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinances:
 - a. C.S. 1099 to Amend Transit Fares for Stanislaus Regional Transit (StaRT) – Public Works ([View Item](#))
 - b. C.S. 1100 to Establish New and Amend Existing Fees of the Department of Parks and Recreation ([View Item](#))
- * 3. Approval of Appointment of Karen Gorne to the Salida Municipal Advisory Council ([View Item](#))
- * 4. Approval to Declare a Vacancy on the:
 - a. Child Abuse Prevention Council of Stanislaus County ([View Item](#))
 - b. Stanislaus Economic Development and Workforce Alliance ([View Item](#))
- * 5. Approval to Proclaim June 15, 2011 as Elder and Dependent Adult Abuse Awareness Day in Stanislaus County ([View Item](#))
- * 6. Approval of a Commendation for Dr. Peter Broderick Upon being Named the California Academy of Family Physicians' 2011 Family Physician of the Year ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Adopt the Recommended Decision of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisance at 6155 Foote Road, Ceres, California and Barnhart Road, Ceres, California, Case Number 782009-ABT – Agricultural Commissioner ([View Item](#))
- * 2. Approval to Adopt the Recommended Decision of the Nuisance Abatement Hearing Board Regarding CE No. 11-0027 at 4418 Crow Road, Waterford, California – Environmental Resources ([View Item](#))
- * 3. Approval and Authorization for the Agricultural Commissioner to Sign the Fiscal Year 2011-2012 Cantaloupe Surveillance Contract with the California Cantaloupe Advisory Board – Agricultural Commissioner ([View Item](#))
- * 4. Approval and Authorization for the Agricultural Commissioner to Sign the Asian Citrus Psyllid Contract with the California Department of Food and Agriculture for Fiscal Years 2010-2011 and 2011-2012 – Agricultural Commissioner ([View Item](#))
- * 5. Approval to Retain the Certified Public Accounting Firm of Brown Armstrong Accountancy Corporation to Conduct the Annual County Audit for Fiscal Year Ending June 30, 2011 – Auditor-Controller ([View Item](#))
- * 6. Approval of Agreements for Mental Health, Alcohol and Other Drug, and Ancillary Services for Fiscal Year 2011-2012 – Behavioral Health and Recovery Services ([View Item](#))
- * 7. Approval to Accept the Fourth Update on Flooding in Various Locations in Stanislaus County and Approval to Continue the Countywide Declaration of a Local Emergency – Chief Executive Office ([View Item](#))
- * 8. Approval of the Stanislaus Child Development Local Planning Council 2011-2012 Priorities Report – Community Services Agency ([View Item](#))

- * 9. Approval to Adopt Retirement Contribution and Interest Rates for Fiscal Year 2011-2012 – StanCERA ([View Item](#))
- * 10. Approval of Revisions to the Stanislaus County Employees’ Retirement Association (StanCERA) Bylaws – StanCERA ([View Item](#))
- * 11. Acceptance of the Stanislaus County Treasury Pool’s April 2011 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- * 12. Approval of the Distribution of Excess Proceeds of \$172,074.67 from the February 24, 2010 Sale of Tax-Defaulted Properties – Treasurer-Tax Collector ([View Item](#))
- * 13. Approval to Set a Public Hearing for June 28, 2011, at 9:05 a.m., to Consider Adjustments to Stanislaus County Franchise Maximum Rates for Solid Waste Collection Services – Environmental Resources ([View Item](#))
- * 14. Approve a Memorandum of Understanding (MOU) for Cost Reimbursement and Indemnification Related to the PCCP WestPark, LLC Development Proposal at and Adjacent to the Former Crows Landing Air Facility – Chief Executive Office ([View Item](#))
- * 15. Approval for the Chairman of the Board of Supervisors to Sign a Letter of Support for Hutton House, Center for Human Services – Chief Executive Office ([View Item](#))
- 16. Approval to Adopt the Stanislaus County Multi-Jurisdictional Hazard Mitigation Plan – Office of Emergency Services/Fire Warden ([View Item](#))
- 17. Conditional Approval of the Transition of Office of Emergency Services/Fire Warden Employees to the New Modesto Regional Fire Authority Joint Powers Agency Including a Reduction-in-Force Action of Three Full-Time Filled Positions Effective June 21, 2011 – Chief Executive Office ([View Item](#))
- 18. Approval to Update the Public Safety Center Master Plan, Initiate Design for the Development of Plans and Specifications for the Replacement of Lost Jail Beds from the June, 2010 Honor Farm Fire and Related Actions Including Recommended Budget Adjustments – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval of the Transit Transportation Development Act Claim for Budget Year 2011-2012 ([View Item](#))
- * 2. Approval to Reject Apparent Low Bid Submitted by MCI Engineering, Inc. for the Hatch Road at Crows Landing Road Traffic Signal Upgrade Project and Award the Construction Contract to Granite Construction Company of Watsonville, California ([View Item](#))
- * 3. Approval to Enter into a Memorandum of Understanding with the City of Patterson for the Design, Development and Construction of Restroom Facilities at the Patterson Intermodal Bus Transfer Facility ([View Item](#))
- * 4. Approval to Adopt a Resolution Initiating Proceedings for Considering the Formation of the Kenwood Park Lighting District and For the Use of Community Development Funds for Initial Costs Associated with the Formation ([View Item](#))
- * 5. Approval to Set a Public Hearing on July 12, 2011 at 9:05 a.m. to Consider the Formation of County Service Area (CSA) No. 29 Bangs Summit, the Levy of an Annual Specific Benefit Assessment; and the Dissolution of CSA No. 20 Summit ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Adopt the Recommendations from the Nuisance Abatement Hearing Board’s Public Hearing Regarding Dangerous Building Case DAD2011-00003 Located at 510 Hatch, Modesto, California ([View Item](#))

- * 2. Approval to Set a Public Hearing for June 14, 2011 at 9:05 a.m. to Consider Lot Line Adjustment Application No. 2010-26 and Williamson Act Cancellation Application No. 2010-03, Garner ([View Item](#))

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a letter from the Oakdale Fire Protection District requesting transfer of the Stanislaus County Redevelopment Agency funds for the Valley Home Project Plan to the District. (Recommendation: Refer to the Chief Executive Office and the Department of Planning and Community Development.) ([View Item](#))
2. This Board has received a copy of the Fire/Life Safety Inspection Report for the Stanislaus County Juvenile Hall, and the County Jail on 12th Street in Modesto. (Recommendation: Refer to the Department of Environmental Resources.) ([View Item](#))
3. This Board has received a letter from Stanislaus Consolidated Fire Protection District requesting dry period funding for Fiscal Year 2011-12. (Recommendation: Refer to the Auditor-Controller.) ([View Item](#))
4. This Board has received a notice regarding the San Joaquin River National Wildlife Refuge Proposed Expansion Planning Update #1 from the U.S. Fish & Wildlife Service. (Recommendation: Refer to the Department of Environmental Resources, Fish and Wildlife Commission, and Public Works Department.) ([View Item](#))
5. This Board has received information from the San Joaquin River Restoration Program regarding the availability of the Draft Program Environmental Impact Statement/Environmental Impact Report for the Program. (Recommendation: Refer to the Department of Environmental Resources, Fish and Wildlife Commission, and Public Works Department.) ([View Item](#))
6. This Board has received a letter from Oakdale Fire Protection District requesting dry period funding for Fiscal Year 2011-12. (Recommendation: Refer to the Auditor-Controller.) ([View Item](#))
7. This Board has received the following claims: Michael William Moore; Debra Harper (2); Richard Crouch; Kathleen Crouch; George M. Morris; Maria Garcia; and, Guillermo Brambila Rodriguez. (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

- * A. Approval for the Board of Supervisors to Sign a Letter of Support of the Relicensing of the Don Pedro Project by the Modesto and Turlock Irrigation Districts ([View Item](#))

- 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 April 5, 2011
 - III. Correspondence
 - A. None
 - IV. Public Hearings
 - A. None
 - V. Agenda Items
 - A. Approval of the Labor Agreement Between the In-Home Supportive Services Public Authority of Stanislaus County and the United Domestic Workers of America Representing Stanislaus County In-Home Supportive Services Providers
 - VI. Public Forum
 - VII. Adjournment

- XI. Adjournment

- XII. Closed Session: 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.