



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

July 12, 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: A. Dr. Peter Broderick Upon Being Named the 2011 Family Physician of the Year
- B. State of Education in Stanislaus County - Tom Changnon Superintendent of Schools

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for June 28, 2011 ([View Item](#))
- * 2. Approval of Appointment of:
 - a. Sharon Joy Aston and John Degele to the Housing Authority of Stanislaus County ([View Item](#))
 - b. Lisa Archibeque to the Stanislaus County Equal Rights Commission ([View Item](#))
- * 3. Approval of Reappointment of:
 - a. Bergen Filgas, David Chapman, Robin Dickinson, Karen Servas, Vicki Fontana, and Ken Fitzgerald to the Child Abuse Prevention Council of Stanislaus County ([View Item](#))
 - b. Elwood Escobar to the Denair Fire Protection District Board of Directors ([View Item](#))
- * 4. Acceptance of the Resignation of Laura Frost from the Western Hills Water District Board of Directors ([View Item](#))
- * 5. Approval of Commendation for City Manager Charles Deschenes Upon his Retirement from the City of Waterford ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Renew the Fiscal Year 2011-2012 Older Americans Act Programs Provider Contracts for Congregate Meals, Home Delivered Meals, Homemaker Services, Assisted Transportation, Physical Fitness and Medication Management, Elder Abuse Prevention, and Ombudsman Services and Initiative – Aging and Veterans Services ([View Item](#))
- * 2. Approval for the Community Services Agency to Accept a Grant of \$10,000 from the National Children’s Alliance and to Sign the Sub-Award Agreement with the California Network of Child Advocacy Centers for the Child Abuse Interview, Referral and Evaluation (CAIRE) Center – Community Services Agency ([View Item](#))
- * 3. Approval of a Resolution Supporting the California Partnership for the San Joaquin Valley as the San Joaquin Valley Regional Broadband Consortium – Chief Executive Office ([View Item](#))
- * 4. Approval to Increase the Employee Mileage Reimbursement Rate to 55.5 Cents Per Mile Effective July 1, 2011 – Auditor-Controller ([View Item](#))
- 5. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1103, Adding Chapter 2.98 to the Stanislaus County Code to Prohibit the County from Requiring Project Labor Agreements on County Construction Projects – Chief Executive Office/County Counsel ([View Item](#))
- 6. Approval of the Plans and Specifications for the 2007 Local Youthful Offender Rehabilitative Facility Construction Program (SB81) for the Stanislaus County Juvenile Commitment Center Project; Authorize Invitation to Bids to the Recommended Pre-Qualified General Contractors, Set the Bid Date for August 24, 2011 at 2:00 p.m. and Related Actions – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval of the Fiscal Year 2011-2012 Benefit Assessment Rates for the following Lighting Districts: Airport Neighborhood, Almond Wood, Beard Industrial, Country Club-Zone A, Country Club-Zone B, Crows Landing, Deo Gloria, Denair, Empire, Fairview, Gibbs Ranch, Gilbert Road, Golden State, Hillcrest, Mancini Parks Homes, Marshall, Monterey, North Oaks, North McHenry, North McHenry #2, Olympic, Peach Blossom, Richland, Salida, Schwartz Baize, Sunset Oaks, Sylvan Village, and Tempo Park ([View Item](#))
- * 2. Approval and Acceptance of the Proposed 30 Foot Access and Public Utility Easement along Elm Avenue in the Modesto Area ([View Item](#))
- * 3. Approval to Award the Construction Contract for the 2011 Slurry Seal to Bond Blacktop, Inc., of Union City, California ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Set a Public Hearing for July 26, 2011 at 9:15 a.m. to Consider Planning Commission's Recommendation for Approval of Rezone Application No. 2010-04, Hartsog, on Property Located at 1300 Bystrum Road, Between Eugene and Joyce Avenues, in the Ceres Area ([View Item](#))
- * 2. Approval to Adopt a Resolution to Authorize the Director of Planning and Community Development, or Designee, to Apply for an Urban Greening Planning Grant, from the Strategic Growth Council of California, for Fiscal Years 2011-2012 to 2014-2015, and to Develop the Airport Neighborhood Urban Greening Master Plan, Provided Grant Funds are Awarded ([View Item](#))

E. County Counsel

VI. Scheduled Matters

- 9:05 a.m. Public Hearing to Consider the Formation of County Service Area (CSA) No. 29 Bangs Summit and the Levy of an Annual Specific Benefit Assessment; the Dissolution of CSA No. 20 Summit; and Conduct an Assessment Ballot Procedure Regarding the Matter ([View Item](#))

VII. Correspondence

1. This Board has received a copy of the Fiscal Year 2010-2011 Stanislaus County Civil Grand Jury Report regarding the Stanislaus County Coroner Facility Inspection. (Recommendation: Refer to the Sheriff.) ([View Item](#))
2. This Board has received a letter from the Village Oak Veterinary Hospital regarding the County's spay/neuter program. (Recommendation: Refer to the Stanislaus Animal Services Agency.) ([View Item](#))
3. This Board has received the following claims: Blanca Medina and Stephen Volk. (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 - Existing Litigation: Two Cases: Avalonbay Communities, Inc. v. County of Los Angeles, et al., Los Angeles County Superior Court Case No. BC386768; Robert Gaestel v. County of Stanislaus, Stanislaus County Superior Court Case No. 648873. Government Code Section 54956.9 (a).