



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

November 15, 2011

Special Meeting
5:30 P.M.

Regular Meeting
6:30 P.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.

Special Meeting
5:30 P.M.

- I. Closed Session: Conference with Labor Negotiator: Agency Negotiator: Richard Robinson. Labor Organizations: Service Employees' International Union, Local 521. Government Code Section 54957.6.

Regular Meeting
6:30 P.M.

- II. Pledge of Allegiance to the Flag

- III. Moment of Silence for Former Auditor-Controller Robert Hubbard

- IV. Presentation: A. November 2011 as National Home Care Month in Stanislaus County
 B. Stanislaus County Library 2011 Annual Report

- V. Public Comment Period

- VI. Consent Calendar

- VII. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for November 8, 2011 ([View Item](#))
- * 2. Approval of Appointment of Bobby Yamamoto to the Patterson Cemetery District Board of Directors ([View Item](#))
- * 3. Acceptance of the Resignation of:
 - a. Vaughn Brenda from the Advisory Board on Substance Abuse Programs ([View Item](#))
 - b. Harald Junker from the Child Abuse Prevention Council of Stanislaus County ([View Item](#))
- * 4. Approval to Declare a Vacancy on the Stanislaus County Emergency Medical Services Committee ([View Item](#))
- * 5. Acceptance of Appointment of David Orris, Douglas M. Kearney, and Ruby Beltran to the Western Hills Water District Board of Directors ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Negotiate an Agreement with the California Secretary of State to Comply with the Requirements of Section 301 of the Help America Vote Act of 2002 by Extending Federal Grant Funding through 2015 – Clerk-Recorder/Elections ([View Item](#))
- * 2. Approval of an Agreement to Lease Real Property for Dry-land Farming on Approximately 700 Acres of Property Adjacent to the Fink Road Landfill - Environmental Resources ([View Item](#))
- * 3. Approval to Authorize the Director of Environmental Resources to Amend the Long-Term Grazing Lease with Paul Clarot for Approximately 753 Acres of County Owned Land Adjacent to the Fink Road Landfill - Environmental Resources ([View Item](#))
- * 4. Approval of a Health Insurance Agreement Between Stanislaus County and the American Federation of State, County and Municipal Employees – Chief Executive Office ([View Item](#))

5. Approval to Implement Changes to Terms and Conditions of Employment Related to Healthcare Benefits for Employees in the Community and Health Services Bargaining Unit Represented by Service Employees International Union (SEIU) ([View Item](#))
6. Acceptance of the One Year Summary Report of the Regional Transportation Impact Fee Group; Adoption of a Resolution Approving the Preparation of a Regional Transportation Impact Fee Nexus Study; and, Approval of the Use of Public Facilities Fees – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval of the Sale and Reconveyance of Storm Drain Basin Properties in the Community of Keyes ([View Item](#))
- * 2. Approval to Purchase Network and Voice-Over Internet Telephone Equipment, Software and Services; and, Approval to Use Public Facility Fees of \$24,042 as Partial Funding for the Project ([View Item](#))
- * 3. Approval to Authorize the Purchase of One 2011 Class E-IC Thirty-Two Foot Bus for the Stanislaus County's Stanislaus Regional Transit (StaRT) Public Transit Bus Fleet from Creative Bus Sales, Inc. ([View Item](#))
- * 4. Approval to Authorize the Purchase of Three 2011 John Deere Mowers (Federal Aid Project No. CML-5938 (185)) ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding Cost Accounting to Abate Nuisance DAD2011-00003 Located at 510 E. Hatch Road, Modesto, California ([View Item](#))
- * 2. Approval to Adopt the Recommendations from the Nuisance Abatement Board Regarding Dangerous Building Case DAD2011-00006 Located at 503 and 505 Kerr Avenue, Modesto, California ([View Item](#))
- * 3. Approval to Adopt the Recommendations from the Nuisance Abatement Board Regarding Dangerous Building Case DAD2010-00001 Located at 1421 Canal Street, Modesto, California ([View Item](#))
- * 4. Approval to Adopt the Recommendations from the Nuisance Abatement Board Regarding Dangerous Building Case DAD2011-00007 Located at 507 Kerr Avenue, Modesto, California ([View Item](#))
- * 5. Approval to Submit, and if Awarded, Accept a \$1,000,000 Grant Application to the California State Department of Housing and Community Development (HCD) Under the CalHome Program to Supplement the Stanislaus County First Time Home Buyer Program ([View Item](#))
- 6. Approval to Continue Implementation of Shorter Williamson Act Contracts in Return for a Reduction in Landowner's Property Tax Relief in Calendar Year 2012 and Related Actions Under AB 1265 ([View Item](#))

E. County Counsel

VIII.Scheduled Matters

IX. Correspondence

1. This Board has received a copy of the California State Association of Counties Excess Insurance Authority 2011 Annual Report.
(Recommendation: Acknowledge receipt of the report.) ([View Item](#))

2. This Board has received a letter from The Financial Performance Center regarding their intention to permanently close the XPAL Power Inc. located at 100 Sycamore Avenue, Suite 200, Modesto, CA and relocating the corporation per the Worker Adjustment and Retraining Notification Act (WARN Act).
(Recommendation: Refer to the Alliance WorkNet and the Stanislaus Economic Development and Workforce Alliance.) ([View Item](#))
3. This Board has received a letter from the Orestimba Creek Flood Control District requesting a change from a three-year audit to a five-year audit.
(Recommendation: Refer to the Auditor-Controller.) ([View Item](#))
4. This Board has received a notice from the California Department of Fish and Game regarding the American pika being listed as a candidate for a threatened species.
(Recommendation: Refer to the Fish and Wildlife Committee.) ([View Item](#))
5. This Board has received a notice from the California Department of Fish and Game regarding their rejection of a petition to list The Cedars buckwheat as an endangered species.
(Recommendation: Refer to the Fish and Wildlife Committee.) ([View Item](#))
6. This Board has received the following claims: Javier B. Estrada and City of Waterford.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

X. Board of Supervisors' Reports

XI. Legislative, Fiscal and Management Report – Chief Executive Officer

XII. Adjournment