



## 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

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Modesto, CA 95354

Phone: 209.525.4494 Fax: 209.525.4420

## AGENDA

February 28, 2012

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. Presentations: A. Introduction of Warren Kirk, Chief Executive Officer of Doctors Medical Center
- B. Stanislaus County Superintendent of Schools Tom Changnon “Choose Civility” Update

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for February 14, 2012 ([View Item](#))
- \* 2. Acceptance of the Resignation of Nick C. Blom from the Woodland Avenue Fire Protection District Board of Directors ([View Item](#))
- \* 3. Acceptance of the City of Riverbank’s Appointment of Michelle Guzman to the Stanislaus Consolidated Fire Protection District Board of Directors ([View Item](#))
- \* 4. Approval to Commend:
  - a. Alan Autrand Upon his Retirement from the Stanislaus County General Services Agency ([View Item](#))
  - b. the McHenry Museum Upon the 100<sup>th</sup> Year Anniversary of the Museum Building, the Former McHenry Library ([View Item](#))
- \* 5. Approval to Proclaim:
  - a. March 2012 as Social Worker Recognition Month in Stanislaus County ([View Item](#))
  - b. March 2012 as Irish-American Heritage Month in Stanislaus County ([View Item](#))

B. Chief Executive Office

- \* 1. Approval to Negotiate an Agreement with the California Secretary of State to Provide Stanislaus County with Federal Funds for Complying with the Requirements of Section 261 of the Help America Vote Act of 2002 – Clerk Recorder ([View Item](#))
- \* 2. Approval to Apply for, Accept, and Enter Into Heavy Duty Engine Grant Agreements with the San Joaquin Valley Air Pollution Control District for Fiscal Years 2011-2012 and 2012-2013 – Environmental Resources/Parks and Recreation ([View Item](#))
- \* 3. Approval of an Agreement with the Yahi Bowman Archery Club for the Purpose of Using and Maintaining the Field Archery Range at Modesto Reservoir – Parks and Recreation ([View Item](#))
- \* 4. Approval to Introduce and Waive the First Reading of an Ordinance Amending Provisions of Stanislaus County Code Title 18, Chapter 6.010, Related to Parks and Recreation Organized Competitions – Parks and Recreation ([View Item](#))
- \* 5. Approval to Accept the Stanislaus County Treasury Pool’s January 2011 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- \* 6. Approval of the Reorganization of the Stanislaus County Board of Supervisor’s Division – Chief Executive Office ([View Item](#))
- 7. Approval to Accept the County Volunteer Program Annual Report for Calendar Year 2011 – Chief Executive Office ([View Item](#))
- 8. Approval of the Community Services Agency to Continue Fraud Investigations and Program Integrity Efforts for the In-Home Supportive Services Program in Fiscal Year 2011-2012 with Federal and County Funding as Implemented with the December 2011 State Budget Trigger Action, Funded from Mandated Match Contingency Funds – Community Services Agency ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Adopt Plans and Specifications for the Las Palmas Avenue at Elm Avenue and Las Palmas Avenue at Sycamore Avenue Intersection Projects and Set a Bid Opening Date ([View Item](#))
- \* 2. Approval to Apply for and Accept, if Awarded, the San Joaquin Valley Air Pollution Control District Public Benefit Grant for the Purchase of Five Alternative Fuel Vehicles ([View Item](#))
- \* 3. Approval of Stanislaus County's Consent to the Allow Right-of-Way Acquisition by the City of Modesto for the Pelandale Interchange Project ([View Item](#))
- \* 4. Approval to Apply for and Accept, if Awarded, a Transportation Investment Generating Economic Recovery (TIGER) Discretionary Grant, TIGER IV, from the United States Department of Transportation to Partially Fund the Claribel Road Widening (from Oakdale Road to McHenry Avenue) Project ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a copy of the Stanislaus Consolidated Fire Protection District's Financial Statements and Independent Auditor's Report June 30, 2011.  
(Recommendation: Refer to the Auditor-Controller.) ([View Item](#))
2. This Board has received a letter from the California Fish and Game Commission regarding the listing of the southern mountain yellow-legged frog as an endangered species and the Sierra Nevada yellow-legged frog as a threatened species.  
(Recommendation: Refer to the Fish and Wildlife Committee.) ([View Item](#))
3. This Board has received the following claims: DTG Operations Inc.; State Farm Mutual and Paul Sharp; Monica Copeland; and, Shelia Johnson.  
(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: One Case: County of Stanislaus v. City of Modesto, et al, Stanislaus County Superior Court Case No. 667396. Government Code Section 54956.9 (a).