



**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**

1010 10th Street, Suite 6500  
Modesto, CA 95354  
Phone: 209.525.4494 Fax: 209.525.4420

**AGENDA**

May 1, 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. Presentation:     A.     May 2012 as Asthma Awareness Month in Stanislaus County
- B.     May 12, 2012 Ride for Mom Event

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1.    Approval of the Minutes for April 24, 2012 ([View Item](#))
- \* 2.    Acceptance of the Resignation of Chad Vargas from the Stanislaus County Economic Development Action Committee ([View Item](#))
- \* 3.    Approval to Commend Patty Stone Upon Being Named the 2012 Liberty Bell Award Recipient by the Stanislaus County Bar Association ([View Item](#))
- \* 4.    Approval to Proclaim:
  - a.    May 2012 as Mental Health Month in Stanislaus County ([View Item](#))
  - b.    Week of May 20 - 26, 2012 National Public Works Week in Stanislaus County ([View Item](#))

B. Chief Executive Office

- \* 1.    Approval for the Agricultural Commissioner to Enter Into and Sign Various Agreements and Contracts with Various Federal and State Agencies for Fiscal Year 2012-2013 – Ag Commissioner ([View Item](#))
- \* 2.    Approval to Award Contract to Calserve, Inc. for Service of Process of Child Support Actions – Child Support Services ([View Item](#))
- \* 3.    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](#))
- \* 4.    Approval to Set a Public Hearing for May 22, 2012, at 9:05 a.m. to Consider an Increase in the Disposal Fee at the Stanislaus Waste-to-Energy Facility – Environmental Resources ([View Item](#))
- \* 5.    Approval to Submit a Grant Application for a Law Enforcement Grant from the California State Parks Off-Highway Vehicle (OHV) Grant Program to Enhance Emergency Response and Safety for the County’s Off-Highway Vehicle Parks – Sheriff ([View Item](#))
- 6.    Consideration and Approval of the Third Quarter Financial Report for Fiscal Year 2011-2012, Adjustments to the Budget, Staffing Changes, and Set a Public Hearing on June 5, 2012 at 9:05 a.m. for the Consideration and Adoption of the Budget Year 2012-2013 Proposed Budget – Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1.    Approval to Adopt Plans and Specifications for the Stanislaus County 2012 Chip Seal Program (Asphalt Rejuvenation Emulsion) and Set the Bid Opening Date ([View Item](#))
- 2.    Approval to Consider and Adopt a Resolution of Necessity to Acquire Road Right of Way by Eminent Domain for the State Route 99/State Route 219 (Kiernan Avenue) Interchange Project, Parcel Owners John R. & Carol L. Regusci, APN: 136-033-029 ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a letter from the Clerk-Recorder and Registrar of Voters inviting a member of the Board of Supervisors to be a participant on the Election Observer Panel for the Presidential Primary Election on Tuesday, June 5, 2012.  
(Recommendation: Designate a Boardmember to be on the panel.) ([View Item](#))
2. This Board has received a letter from the Dawn Food Products, Inc. regarding the permanent closure of their operations at 2407 and 2455 Tenaya Drive and 737 Riverside Drive in Modesto, CA the third phase of closure is expected to take place during a two week period beginning on May 9, 2012, and the final phase of closure is expected to take place during a two week period beginning on May 31, 2012.  
(Recommendation: Refer to the Alliance Worknet and the Stanislaus Economic Development and Workforce Alliance.) ([View Item](#))
3. This Board has received a notice from the State of California Fish and Game Commission regarding proposed regulatory action relating to Permits and Inspection of Facilities for Restricted Species.  
(Recommendation: Refer to the Fish and Wildlife Committee.) ([View Item](#))
4. This Board has received the following claims: Monica Copeland (duplicate).  
(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: Christopher Romero v. Tom Fara, et al., Stanislaus County Superior Court Case No. 630905. Government Code Section 54956.9 (a).