



**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**

July 17, 2012

**Special Meeting  
5:30 P.M.**

**Regular Meeting  
6:30 P.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.

**Special Meeting**  
**5:30 P.M.**

- I. Closed Session: Conference with Legal Counsel - Significant Exposure to Litigation: One matter related to the Cost Reimbursement, Deposit and Forfeiture Agreement dated June 19, 2012 with West Park Holding, Inc. Government Code Section 54956.9 (b). Conference with Legal Counsel - Existing Litigation: One Case: Dennis Wallace vs. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 663764. Government Code section 54956.9(a). Conference with Labor Negotiator: Agency Negotiators: Monica Nino, Nancy Bronstein and Jody Hayes. Labor Organization: County Attorneys' Association. Government Code Section 54957.6.

**Regular Meeting**  
**6:30 P.M.**

- II. Pledge of Allegiance to the Flag
- III. Presentation: 2013 Earl Pride Scholarship Awards Recipients:  
Phillip Goodwin, Leanna Jasek-Rysdahl, and Maria E. Lopez
- IV. Public Comment Period
- V. Consent Calendar
- VI. Agenda Items
- A. Miscellaneous
- \* 1. Approval of the Minutes for July 10, 2012 ([View Item](#))
  - \* 2. Approval to Authorize the Chairman of the Stanislaus County Board of Supervisors to Sign and Submit Property Owner Ballots in Opposition to the Assessment Fee for Reclamation District No. 2091 – Chase Tract for those Properties Owned by Stanislaus County ([View Item](#))
  - \* 3. Approval to Proclaim August 2012 as Child Support Awareness Month in Stanislaus County ([View Item](#))
  - \* 4. Acceptance of the Resignation of Donald G. Smith from the Denair Community Services District Board of Directors ([View Item](#))
  - \* 5. Approval to Consolidate Municipal Election for the City of Hughson with the November 6, 2012, Presidential General Election ([View Item](#))
- B. Chief Executive Office
- \* 1. Acceptance of the Accountant's Report on the Stanislaus County Treasurer's Statement of Assets as of March 23, 2012 Prepared by the Auditor-Controller's Office ([View Item](#))
  - \* 2. Approval of Nirvana Drug and Alcohol Treatment Program's Application for Certification to be a Deferred Entry of Judgment Provider – Behavioral Health and Recovery Services ([View Item](#))
  - \* 3. Approval to Authorize the Auditor-Controller, on Behalf of Behavioral Health and Recovery Services, to Pay Prior Year Invoices for Software Support and Printing Services Provided in Fiscal Year 2010-2011 ([View Item](#))
  - \* 4. Approval to Rescind the Contract Award with Cheek Construction Management, Inc. for the Strategic Business Technology Data Center Server Room Improvement Project at 3705 Oakdale Road, and Approval to Award the Contract to the Next Lowest Bidder, Barham,

Inc. of Ceres, California and Approval to Transfer Funds for the Project – Chief Executive Office ([View Item](#))

- \* 5. Approval to Accept the Report of Multi-Department Contracts and Agreements for the Period July 2010 through June 2011 – General Services Agency ([View Item](#))
- \* 6. Approval of Fiscal Year 2012-2013 Contract Renewals with the California Department of Education for the Administration of the Child Care and Development Block Grants in the Amount of \$5,260,791– Community Services Agency ([View Item](#))
- \* 7. Approval of Labor Agreement Between the County and Services Employees International Union (SEIU) Local 521 Representing the Community and Health Services Bargaining Unit and Reinstatement of Vacation Cash-out Provision for All Labor Organizations with Approved Labor Agreements Prior to July 1, 2012, and for Unrepresented Management and Confidential Employees – Chief Executive Office ([View Item](#))
- 8. Approval to Award the Construction Contract for the Honor Farm Jail Bed Replacement Project to Diede Construction Inc., and Related Actions – Chief Executive Office ([View Item](#))

#### C. Department of Public Works

- \* 1. Approval to Award a Contract for Bridge Engineering and Project Delivery Services to Nolte Vertical Five of Sacramento, California for the Shiells Road over Central California Irrigation District (CCID) Main Canal Bridge Replacement Project in Stanislaus County, Federal Project Number: BRLO-5938 (192) ([View Item](#))
- \* 2. Approval to Award a Contract for Bridge Engineering and Project Delivery Services to Quincy Engineering, Inc. of Sacramento, California, for the Cooperstown Road Over Rydberg Creek Bridge Replacement in Stanislaus County, Federal Project Number: BRLO-5838(194) ([View Item](#))
- \* 3. Approval to Award a Contract for Bridge Engineering and Project Delivery Services to Quincy Engineering, Inc. of Sacramento, California, for the Cooperstown Road over Gallup Creek Bridge Replacement in Stanislaus County, Federal Project Number: BRLO-5838(191) ([View Item](#))
- \* 4. Approval to Adopt the Mitigated Negative Declaration and Adopt Plans and Specifications for the SR 99/SR 219 (Kiernan Avenue) Interchange Project and Set Bid Opening Date ([View Item](#))

#### D. Department of Planning and Community Development

#### E. County Counsel

### VII. Scheduled Matters

- 6:35 p.m. Public Hearing to Consider the Annexation of Territory into the Denair Highway Lighting District and the Levy of a Special Benefit Assessment – Public Works ([View Item](#))

### VIII. Correspondence

1. This Board has received the following claims: Jennifer Corder and Maria C. Garcia. (Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

### IX. Board of Supervisors' Reports

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

XI. Adjournment