



**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**

December 18, 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: Public Employee Appointment: Title: Director for Child Support Services.  
Government Code Section 54957 (b).

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

- II. Pledge of Allegiance to the Flag
- III. Presentation: Volunteer Recognition and Appreciation:
- A. Laird Park Renovation Project
  - B. Valley Home Community Center Park Development Project
  - C. Stanislaus County Agricultural Center Tree Restoration Program
- IV. Public Comment Period
- V. Consent Calendar
- VI. Agenda Items
- A. Miscellaneous
- \* 1. Approval of the Minutes for December 11, 2012 ([View Item](#))
  - \* 2. Approval of Appointment of Raymond Ratto to the Modesto City-County Airport Advisory Committee ([View Item](#))
  - \* 3. Approval of the Reappointments of:
    - a. Charmaine Monte, Michelle Denise Lucas, and John Milton Robin to the Advisory Board on Substance Abuse Programs ([View Item](#))
    - b. Peter Katsufrakis, Gerald Merchant and Tom Hallinan to the Assessment Appeals Board ([View Item](#))
    - c. Bruce Merchant and Greg Gaudio to the Earl Pride Scholarship Committee ([View Item](#))
    - d. Thomas Burns, Daniel Cummins, Niamh Harrington Seavy, Brenda Hill, and Darryl Curry to the Emergency Medical Services Committee ([View Item](#))
    - e. Rod Hawkins, Michael Pratt, and Rick Fortado to the Fire Code Board of Appeals ([View Item](#))
    - f. Rosemary Banuelos to the Housing Authority of the County of Stanislaus ([View Item](#))
    - g. Connie Muller, Arie Rose Martin, and Linda E. White to the In-Home Supportive Services Advisory Committee ([View Item](#))
    - h. John P. Doering, Bruce E. Ramsey, and Jeffery R. Olson to the Law Library Board of Trustees ([View Item](#))
    - i. Carmen Morad and Leslie Beggs to the Stanislaus County Equal Rights Commission ([View Item](#))
    - j. Charmaine Lazar and Michael Kummer to the Stanislaus County Hazardous Waste Management Advisory Committee ([View Item](#))
    - k. Chad Kennedy and Betty Parker to the Stanislaus County Parks and Recreation Commission ([View Item](#))

- l. Donald Borgwardt and Angelo Clay to the Stanislaus Economic Development and Workforce Alliance Youth Advisory Council ([View Item](#))
- m. David Duran, Ronald West, and Charles Stone to the Tuolumne River Regional Park Citizens Advisory Committee ([View Item](#))
- n. William S. Pringle, Carl A. Ott, Kandis Schmidt, and Fred Wilder to the East Side Mosquito Abatement District Board of Directors ([View Item](#))
- o. Rodman Hooker and Dan Peterson to the Turlock Mosquito Abatement District Board of Directors ([View Item](#))
- p. Fritz Schali and Vee S. Hooper to the Patterson Cemetery District Board of Directors ([View Item](#))
- q. James Jasper to the Hills Ferry Cemetery District Board of Directors ([View Item](#))
- r. Thomas Maring, Edward Perry, and Ray Murphy to the West Stanislaus Resource Conservation District Board of Directors ([View Item](#))
- \* 4. Approval of the Amendment to the Conflict of Interest Code for the Westside Power Authority ([View Item](#))

**B. Chief Executive Office**

- \* 1. Approval of the Public Facilities Fees Annual Financial Report for Fiscal Year Ending June 30, 2012 – Auditor-Controller ([View Item](#))
- \* 2. Approval to Enter into a Two-Year Lease Agreement with Bernard Good, Trustee, and Letha Good for Office Space at 707 14th Street in Modesto for the Severely Emotionally Disturbed/School Based Clinic and Submit an Application to the California State Board of Pharmacy for a Pharmacy Permit as Required – Behavioral Health and Recovery Services ([View Item](#))
- \* 3. Approval to Accept the Status Report of the Emergency Repair to the Elevator Located on the Health Services Agency Campus at 830 Scenic Drive, Modesto in Accordance with Public Contract Code Section 22050 – General Services Agency ([View Item](#))
- \* 4. Approval of the Stanislaus County Legislative Platform for 2013 – Chief Executive Office ([View Item](#))
- \* 5. Acceptance of the Report of the Annual Inspections/Evaluation of the Local Jail/Detention Facilities Pursuant to Section 101045 of the State of California Health and Safety Code – Health Services Agency ([View Item](#))
- \* 6. Approval to Enter into Amendment Four of the Master Participation Agreement with Doctors Medical Center, Memorial Medical Center and the County for the Addition of an Orthopedic Physician Residency Program to be Funded by Doctors Medical Center as Part of the Valley Consortium for Medical Education Physician Training – Health Services Agency ([View Item](#))
- \* 7. Approval to Appoint Milton O'Haire to the Position of County Agricultural Commissioner and Sealer of Weights and Measures for a Four-year Term and Approval of a Starting Salary Above the Midpoint of Salary Band F (\$120,394 annually) – Chief Executive Office ([View Item](#))
- \* 8. Approval to Adopt Resolutions Implementing the Provisions of the Public Employees' Pension Reform Act (PEPRA -AB 340) Establishing New Retirement Benefit Formulas for New County Members Hired On or After January 1, 2013 and Adopt the Retirement Contribution Rates for the New Tier, Effective January 1, 2013 – Chief Executive Office ([View Item](#))
- \* 9. Approval to Award Contracts for Community Based Welfare to Work Services to Aspiranet, Center for Human Services, Central Valley Opportunity Center, Goodwill Industries, Stanislaus Literacy Center, Sierra Vista Child and Family Services Totaling \$2,088,662 – Community Services Agency ([View Item](#))

- \* 10. Approval to Adopt the Revised Public Facilities Fees (PFF) Administrative Guidelines and Revisions to the Deferral Payment Contract – Chief Executive Office ([View Item](#))
- 11. Approval to Contract with Mountain Valley Emergency Medical Services Agency to Administer Local Emergency Medical Services for Fiscal Year 2013-2014 – Health Services Agency ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Authorize the Purchase of Three 40-Foot Compressed Natural Gas (CNG) Transit Buses from New Flyer Industries Inc., and One 32-Foot CNG Transit Bus from El Dorado National California for Stanislaus County’s Stanislaus Regional Transit (StaRT) Public Transit Bus Fleet ([View Item](#))
- \* 2. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the State Route 219 Widening Project, Parcel Owner Equitybak, LP, APN: 004-057-011, 10-Sta-219-KP 6.70, Parcel 15337 ([View Item](#))
- 3. Approval of the Revised Fiscal Year 2012-2013 Transit Transportation Development Act Claim in the Amount of \$5,887,799 ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VII. Scheduled Matters

VIII. Correspondence

1. This Board has received a copy of the annual audit of the Child Care and Development Stage 2 and Stage 3 Contracts. ([View Item](#))  
(Recommendation: Acknowledge receipt of the audit report.)
2. This Board has received a notice from the U.S. Department of Transportation Federal Aviation Administration regarding their intent to prepare an Environmental Assessment to consider the potential impacts of the implementation of the Optimization of Airspace and Procedures in the Metroplex in the Northern California Area. ([View Item](#))  
(Recommendation: Refer to the Department of Planning and Community Services.)
3. This Board has received a letter from the State of California Department of Fish and Game regarding a Draft Environmental Document Regarding Falconry Regulations. ([View Item](#))  
(Recommendation: Refer to the Fish and Wildlife Committee.)
4. This Board has received the following claims: Marie W. Holman; Morris Pitti; and, Richard R. Tribble.  
(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. Announcements:

Swearing-In Ceremony for the Stanislaus County Board of Supervisors  
January 8, 2013 at 8:30 a.m. in the Basement Chambers  
1010 10<sup>th</sup> Street, Modesto, CA

XII. Adjournment