



**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**

February 12, 2013

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. Public Comment Period

### III. Consent Calendar

### IV. Agenda Items

#### A. Miscellaneous

- \* 1. Approval of the Minutes for February 5, 2013 ([View Item](#))
- \* 2. Approval of Appointment of:
  - a. Rosalinda Vierra to the Economic Development Action Committee ([View Item](#))
  - b. Bill Zoslocki and Supervisor Terry Withrow as Alternate Members to the City of Modesto Redevelopment Successor Agency Oversight Board ([View Item](#))
  - c. John Carlson, Bob Ott and Mike Natcher to the Reclamation District No. 2092 Board of Directors ([View Item](#))
- \* 3. Approval to Amend the Conflict of Interest Codes for the Graton School District and the Burbank Paradise Fire Protection District ([View Item](#))

#### B. Chief Executive Office

- \* 1. Approval to Accept the Accountant's Report on the Stanislaus County Treasurer's Statement of Assets as of September 19, 2012 Prepared by the Auditor-Controller's Office ([View Item](#))
- \* 2. Approval to Reinstate the Ceres Fire Protection District Reporting Requirement as a Biennial Audit – Auditor-Controller ([View Item](#))
- \* 3. Approval of the 2013 Annual Equal Rights/Non-Discrimination Commitment Statement – Chief Executive Office ([View Item](#))
- \* 4. Approval to Authorize the County Purchasing Agent to Negotiate and Execute a Lease Between Stanislaus County and the Senate Rules Committee, California Legislature, for the use of Tenth Street Place Suite 5800 by State Senator Cathleen Galgiani and to be Jointly Occupied by Assembly Member Adam Gray – Chief Executive Office ([View Item](#))
- \* 5. Approval for Project Manager to Complete All Necessary Actions and Execute All Documents on Behalf of the Board of Supervisors for the Lease-Revenue Bond Sale for Financing the Construction of the Juvenile Commitment Center (SB 81) Project; Approval of the Plans and Specifications for the Juvenile Commitment Center Project Driveway Improvements, Set the Bid Date for March 6, 2013, at 2:00 p.m. and Related Actions – Chief Executive Office ([View Item](#))
- \* 6. 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](#))
- \* 7. Approval to Set a Public Hearing on March 5, 2013 at 9:05 a.m. Pursuant to Section 1442.5 of the Health and Safety Code, to Consider Adjustments to the Methodology Used to Establish the Medically Indigent Adult Program Income Limits for the Hardship Eligibility Category – Health Services Agency ([View Item](#))
- 8. Approval to Ratify and Amend the Contract for Professional Design Services with Shaw Environmental, Inc. for Landfill 2, Cell 5, at the Fink Road Landfill – Environmental Resources ([View Item](#))

#### C. Department of Public Works

- \* 1. Approval of an Amendment to the Agreement Consenting to Common Use, Between the County of Stanislaus and Modesto Irrigation District for the Claribel Widening Project ([View Item](#))

- \* 2. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11, Section 11.08.020, Red Curb Marking - Streets Designated, (Shoemake Avenue), of the Stanislaus County Code ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

V. Scheduled Matters

VI. Correspondence

1. This Board has received a letter from the Construction Industry Force Account Council regarding AB 720 that amends certain sections of the California Public Contract Code creating requirements to the way certain counties use County Road Commissioner provisions. ([View Item](#))  
(Recommendation: Refer to the Public Works Department and the Chief Executive Office.)
2. This Board has received a notice from the California Department of Transportation regarding upcoming public meetings in February 2013, about the Public Draft of the California State Rail Plan. ([View Item](#))  
(Recommendation: Refer to the Public Works Department and the Chief Executive Office.)
3. This Board has received the following claims: Gustavo Vallejo; Wess L. Albrecht; and, Pacific Bell Telephone (DBA AT&T).  
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VII. Board of Supervisors' Reports

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

IX. Adjournment