



**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**

April 16, 2013

**Special Meeting**  
**5:00 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**  
**5:00 P.M.**

- I. Closed Session: Conference with Real Property Negotiator: Property: Crows Landing Air Facility, Bell Road, Crows Landing, California. Agency Negotiator: Monica Nino and Keith Boggs. Lessee: Melvin T. Wheeler & Sons, LP. Under Negotiation: Both Terms and Price of Farm Lease Agreement. Government Code Section 54956.8; 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(d)(1); and, Conference with Legal Counsel - Significant Exposure to Litigation: Multiple cases related to claims filed by the Cities of Ceres, Newman, Turlock and Waterford concerning calculation of the property tax administration fee. Government Code Section 54956.9(d)(2).

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

- II. Pledge of Allegiance to the Flag
- III. Presentation:     A.     April 2013 as Child Abuse Prevention Month and Child Abuse Prevention Council Art Contest Winners
- B.     April 14-20, 2013 as National Library Week in Stanislaus County
- IV. Public Comment Period
- V. Consent Calendar
- VI. Agenda Items
- A. Miscellaneous
- \* 1.    Approval of the Minutes for March 26, 2013 ([View Item](#))
  - \* 2.    Approval of Appointment of:
    - a.    Dave Cogdill, Jr. and Jill Anderson to the Economic Development Action Committee ([View Item](#))
    - b.    Sue Henderson to the Stanislaus Animal Services Agency Advisory Committee ([View Item](#))
  - \* 3.    Acceptance of the Resignation of:
    - a.    Paul Baxter from the Community Health Center Board ([View Item](#))
    - b.    Lynn Goldstein from the Advisory Board on Substance Abuse Programs ([View Item](#))
  - \* 4.    Approval of the Dissolution of the 49-99 System Advisory Board in Accordance with Senate Bill 1044 ([View Item](#))
  - \* 5.    Approval to Consolidate the Municipal Election for the City of Modesto with the Consolidated District (UDEL) Election to be Held on November 5, 2013 ([View Item](#))
  - \* 6.    Approval to Amend the Conflict of Interest Code of the Westport Fire Protection District ([View Item](#))
- B. Chief Executive Office
- \* 1.    Approval to Adopt the Amended Bylaws for the Stanislaus County Mental Health Board – Behavioral Health and Recovery Services ([View Item](#))

- \* 2. Approval to Accept the County Volunteer Program Annual Report for Calendar Year 2012 and Proclaim the Week of April 21, 2013 to April 27, 2013 as Stanislaus County Volunteer Week, in Conjunction with National Volunteer Week – Chief Executive Office ([View Item](#))
- \* 3. Approval to Share with the City of Modesto up to 50% of the Cost to Place a “Measure M” Vote for the Airport Neighborhood on the November 5, 2013 Ballot – Chief Executive Office ([View Item](#))
- \* 4. Approval of the Final Acceptance of the Construction of the Juvenile Commitment Facility with Roebbelen Contracting, Inc. of El Dorado Hills, California; and Related Actions – Chief Executive Office ([View Item](#))
- \* 5. Approval of Contract Renewal with the State of California Department of Health Care Services for Medi-Cal Administrative Activities (MAA) – Health Services Agency ([View Item](#))
- \* 6. Approval of the Stanislaus County California Children’s Services (CCS) and Child Health and Disability Prevention (CHDP) Plans for 2012-2013 – Health Services Agency ([View Item](#))
- \* 7. Approval to Purchase One John Deere 410K Backhoe Loader for Frank Raines Off-Highway Vehicle Park; and, Approval to Use Public Facilities Fees of \$33,000 as Partial Funding for the Purchase – Parks and Recreation ([View Item](#))
- \* 8. Approval to Award a Contract for Professional Architectural Design Services for the Development of Plans and Specifications for Renovations for a Psychiatric Health Facility at 1904 Richland Avenue, Ceres, California to Pacific Design Associates, Inc. of Modesto, California; and, Approval to Establish the Project Budget and Related Actions – Chief Executive Office ([View Item](#))
- \* 9. Approval to Accept the Final 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 22050 – General Services Agency ([View Item](#))
- \* 10. Approval of Exclusive Use Event Permit with Symbiosis Events, LLC, to Hold a Symbiosis Gathering and Music Festival in the Back (East) Area of Woodward Reservoir Regional Park from Thursday, September 19, 2013 through Monday, September 23, 2013 – Parks and Recreation ([View Item](#))
- 11. Approval of Mountain Valley Emergency Medical Services Agency’s Ambulance Provider Agreements for Stanislaus County and Approval to Use the System Enhancement Funds for Public Agency Cost to Implement the Emergency Dispatch Virtual Integration Project – Health Services Agency ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Adopt a Resolution to Authorize the Director of Public Works to Apply For, Enter Into and Sign the Financial Assistance Application for the Clean Water State Revolving Fund Program from the State Water Resources Control Board for the Planning, Design and Construction of the Parklawn Sewer Project, and Approval to Initiate Proceedings for the Formation of County Service Area (CSA) No. 30 Parklawn Neighborhood ([View Item](#))
- \* 2. Approval to Adopt a Resolution to Transfer \$1,150,000 of Stanislaus County Uncommitted Credits, Allocated by Pacific Gas and Electric (PG&E) Company, for Underground Electric Lines (Rule 20A) to the City of Oakdale ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing for April 30, 2013, at 9:05 a.m. to Consider Planning Commission's Recommendation for Approval of General Plan Amendment and Rezone Application No. PLN2012-37, Gallo Glass ([View Item](#))
- \* 2. Approval to Set a Public Hearing for April 30, 2013, at 9:10 a.m. to Consider Planning Commission's Recommendation of Denial for General Plan Amendment No. PLN2012-044, Agricultural Element Update, Due to a Lack of a Majority Vote ([View Item](#))

E. County Counsel

VII. Scheduled Matters

6:35 p.m. Approval to Close the 30-day Public Comment Period and Conduct a Public Hearing to Consider Approval of the Fiscal Year 2013-2014 Annual Action Plan (AAP) ([View Item](#))

VIII. Correspondence

1. This Board has received a copy of the “2012 Annual Report on Toxic Emission from Valley Facilities” from the San Joaquin Valley Air Pollution Control District. ([View Item](#))  
(Recommendation: Acknowledge receipt of report.)
2. This Board has received from JT2 Integrated Resources an appeal for RFP 12-58 Third Party Administrator for Workers Compensation. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office-Risk Management, General Services Agency and call for a Special Board of Supervisors Meeting in the Board Chambers on May 10, 2013 at 1:00 p.m. to consider the appeal.)
3. This Board has received the following claims: Gary Adam Brooks; Bernardo Mora; Lois Rodriguez; Dean Scott Hasten; Jeff Prine; Martin Ontiveros; Ramon Ontiveros-Capi; and, Stephanie Hankins & Gary Reed  
(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