



**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**

June 18, 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 Legal Counsel - Existing Litigation: Three cases: County of Stanislaus v. City of Modesto, Stanislaus County Superior Court Case No. 667396; City of Modesto v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 683887; Jose Martinez, et al. v. Timothy Wester, et al., United States District Court, Eastern District of California Case No. 1:13-CV-00320-LJO-SMS. Government Code Section 54956.9 (d)(1). 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. Moment of Silence for Department of Environmental Resources Employee, Bob Azevedo
- IV. Presentations: A. Commendation for Fire Warden, Assistant Director of Emergency Services, and Interim Fire Chief of the Modesto Regional Fire Authority Gary Hinshaw Upon his Retirement
- B. June 2013 as Disability Awareness Month in Stanislaus County

V. Public Comment Period

VI. Consent Calendar

VII. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for June 11, 2013 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1133 to Adjust the Distribution Allocation of Civil Filing Fees to the Stanislaus County Law Library – Chief Executive Office ([View Item](#))
- \* 3. Approval of Appointment of:
  - a. Kathy Sniffen to the Stanislaus County Commission on Aging ([View Item](#))
  - b. Cliff Howse, Jr. to the Knights Ferry Municipal Advisory Committee ([View Item](#))
- \* 4. Acceptance of the Resignation of Bergen Filgas and Ken Fitzgerald from the Stanislaus County Child Abuse Prevention Council ([View Item](#))

B. Chief Executive Office

- \* 1. Approval of Fiscal Year 2013-2014 Renewal Agreements for Contracted Program Services for Individuals and Families Receiving Temporary Aid to Needy Families, California Work Opportunities and Responsibility for Kids, Child Welfare, and Adult Services for a Total Amount of \$4,754,829 – Community Services Agency ([View Item](#))
- \* 2. Approval to Accept the Fiscal Year 2013-2014 Grant from the Department of Insurance for the District Attorney’s Office Auto Insurance Fraud Program – District Attorney ([View Item](#))

- \* 3. Approval to Increase Contract Amounts for Legal and Other Services for Chief Executive Office – Risk Management Division for Fiscal Year 2012-2013 – Risk Management ([View Item](#))
- \* 4. Approval of Agreements with Wags and Whiskers Rescue, a Non-Profit Animal Service Organization, and the City of Modesto for Interim Use of the Former Animal Shelter at 2846 Finch Road, Modesto, California; and, Authorization for the Project Manager to Complete Negotiations for the Pending Vandalism Insurance Claim and Make Necessary Repairs and Related Actions – Chief Executive Office ([View Item](#))
- \* 5. Approval of Various Matters for the Public Safety Center AB 900 Phase II/Jail Expansion Project: an Agreement with HOK for the Design of the Day Reporting Facility; Issuance of a Request for Proposals for Construction Management Services; the Jail Transition Staffing Plan; the Honor Farm Closure Plan; Retaining Expert Services for Decommissioning of the Existing Honor Farm; and, Related Actions – Chief Executive Office ([View Item](#))
- \* 6. Approval to Suspend the Annual Transfers from the Fink Road Landfill Enterprise Fund to the Fink Road Landfill Closure/Post-Closure Fund for Fiscal Year 2012-2013 and 2013-2014, and Resume in Fiscal Year 2014-2015 – Environmental Resources ([View Item](#))
- \* 7. Approval of a Municipal Lease with Genesee Finance and Leasing Corporation of Lakewood Colorado for Acquisition of Twenty-Two County Vehicles – General Services Agency ([View Item](#))
- \* 8. Approval of the Multi-Year Funding Strategy for the Ongoing Operations and Maintenance of the Regional Water Safety Training Center-Empire Community Pool, and Related Actions – Chief Executive Office ([View Item](#))
- \* 9. Approval to Accept Various Donations for the Fairview Park Renovation Project Located in the Modesto Area – Parks and Recreation ([View Item](#))
- \* 10. Approval to Submit California State Association of Counties (CSAC) Challenge Award Applications for the Community Services Agency/Valley Recovery Resources Project and for the Department of Child Support Services/Probation Department Project – Chief Executive Office ([View Item](#))
- \* 11. Approval of Independent Contractor Agreements in Excess of \$100,000 Between the Stanislaus County Health Services Agency and Various Contractors for Fiscal Year 2012-2013 – Health Services Agency ([View Item](#))
- \* 12. Approval of Year End Budget Adjustments for the Chief Executive Office - General Fund Contribution to Other Programs and Risk Management Division Funded from Retained Earnings and Appropriations for Contingencies – Chief Executive Office ([View Item](#))
- \* 13. Approval of Amendment to Extend the Agreement with Doctors Medical Center for Fee for Service Inpatient Psychiatric Services Through July 31, 2013 – Behavioral Health and Recovery Services ([View Item](#))
- 14. Approval to Accept the First Annual Veterans Advisory Commission’s Report to the Board of Supervisors and Direct the Commission to Develop with County Staff, Options for Implementation of a Facility Plan – Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Claribel Road Widening Project, Parcel Owner: K. Darpinian & Sons, Inc., a California Corporation; APN: 074-015-007 (Portion), 074-015-010 (Portion), and 074-015-015 (Portion and Access Easement) ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VIII. Scheduled Matters

6:35 p.m. Public Hearing to Consider Adjustments to the Stanislaus County Franchise Maximum Rates for Solid Waste Collection Services ([View Item](#))

IX. Correspondence

1. This Board has received a letter from the U.S. Department of Housing and Urban Development regarding Stanislaus County's Fiscal Year 2013 funding allocations for housing, community and economic development activities, and assistance for low- and moderate-income persons and special populations. ([View Item](#))  
(Recommendation: Refer to the Department of Planning and Community Development.)
2. This Board has received the following claims: Justin Don Norwood; Jack Allen Smith; and, Cassandra Lynne Costa.  
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

X. Board of Supervisors' Reports

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

XII. Adjournment