



BOARD OF SUPERVISORS

William O'Brien, 1st District
Vito Chiesa, 2nd District
Terry Withrow, 3rd District
Dick Monteith, 4th District
Jim DeMartini, 5th District

1010 10th Street, Suite 6500
Modesto, CA 95354
Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

August 27, 2013

9:00 A.M.

Chambers – Basement Level
1010 10th Street
Modesto, California
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.

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 10th 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.

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. 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.

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. Presentations: A. Employee Service Awards
- Thirty-Five Years of Service:**
Soledad Raya – Sheriff’s Department
- Twenty-Five Years of Service:**
Dorothy Nunes – Animal Services
Rachel White – General Services Agency
- B. Stanislaus County Superintendent of Schools Tom Changnon “Choose Civility Initiative”

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for August 20, 2013 ([View Item](#))
- * 2. Approval of the Reappointment of Vicki Bauman and Manuela Paredes-Walsborn to the Stanislaus County Children and Families Commission ([View Item](#))
- * 3. Approval of Amendments to the Conflict of Interest Code for the Denair Unified School District ([View Item](#))
- * 4. Approval to Proclaim September 2013 as National Recovery Month in Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approve the Distribution of Excess Proceeds of \$22,738.69 from the February 29, 2012 Sale of Tax-Defaulted Properties – Treasurer-Tax Collector ([View Item](#))
- * 2. Acceptance of the Stanislaus County Treasury Pool’s July 2013 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- * 3. Acceptance of the Annual Reports for the County of Stanislaus Tobacco Endowment Funds, Series 2002 and Series 2006, for Fiscal Year Ending June 30, 2013 – Treasurer-Tax Collector ([View Item](#))
- * 4. Approval of Agreements with the California Department of Public Health for the Human Immunodeficiency Virus/Acquired Immune Deficiency Syndrome (AIDS) Surveillance, Prevention, and Care Programs – Health Services Agency ([View Item](#))
- 5. Approval of the Fourth Annual Stanislaus County Board of Supervisors’ Effective Partnership Recognition for the Community Services Agency and Public Works Geographic Information System (GIS) – Chief Executive Office ([View Item](#))
- 6. Approval of the Real Estate Fraud Prosecution Trust Fund Annual Report Covering Fiscal Year 2012-2013 – District Attorney ([View Item](#))
- 7. Approval of Matters Related to the Public Safety Center Expansion Project (AB 900 Phase II); Submit Schematic Design Drawings and a Possible Change to the Project Scope for Additional Maximum Security Beds if Within the Approved Project Budget to the State of California; Approve the Site Development Study; Complete the Required Real Estate Due Diligence; and, Establish the Total Approved Project Budget and Related Actions – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Award a Construction Contract for the Salida Sidewalk Repair Project, Phase 1, to Sinclair General Engineering Construction, Inc., of Oakdale, California ([View Item](#))
- * 2. Approval to Award the Construction Contract for the 2013 Slurry Seal to California Pavement Maintenance Company of Sacramento, California ([View Item](#))
- * 3. Approval to Award Asphalt Rejuvenation Emulsion Contract for the Stanislaus County 2013 Chip Seal Program (Polymer Asphalt Rejuvenation Emulsion) to Telfer Oil Company of Martinez, California ([View Item](#))
- * 4. Approval to Award a Construction Contract for the Frank Raines Regional Park Water Filtration System Project, Phase 1, to Aztec Consultants, Inc. of San Ramon, California ([View Item](#))
- * 5. Approval to Summarily Vacate all of Gallo Park Way, a Portion of Santa Rita Avenue, S. Santa Ana Avenue, Hermosa Avenue, Portions of Three Undeveloped Alleys Located between Santa Rita Avenue and S. Santa Cruz Avenue and South of Tenaya Drive, Lying within Lots 8 and 9 of the Hermosa Tract, South of the City of Modesto ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Authorize the Release of the Fiscal Year 2012-2013 Draft Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant (CDBG) and Emergency Solutions Grant (ESG) Programs for Public Review to End on September 17, 2013 and Set a Public Hearing for September 17, 2013 ([View Item](#))

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a letter from Jensen and Jensen Attorneys regarding a Tulare County ordinance relating to walnut theft. ([View Item](#))
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures.)
2. This Board has received a letter from Silgan Containers Manufacturing Corporation regarding the temporary layoff of approximately 172 employees at their 3250 Patterson Road, Riverbank, CA facility beginning the week of October 20, 2013 and expects to recall employees in January 2014 per the Workers Adjustment and Retraining Notification (WARN Act) requirements.
(Recommendation: Refer to the Alliance WorkNet and the Stanislaus Economic Development and Workforce Alliance.) ([View Item](#))
3. This Board has received the following claims: Evgeniy Viktorochich Gubanov; Anushik Ebeyan, and Ronald E Dafford.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VIII. Board of Supervisors' Reports

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

X. Announcements:

Public Dedication Ceremony for the Public Safety Center - Unit 2 New Jail Facility
Tuesday, September 10, 2013 at 4:00 p.m.
Stanislaus County Public Safety Center
200 E. Hackett Road, Ceres, CA

XI. Adjournment

XII. Closed Session: Conference with Legal Counsel - Existing Litigation: One case: County of Stanislaus v. City of Modesto, Stanislaus County Superior Court Case No. 667396. Government Code Section 54956.9 (a). Conference with Legal Counsel - Significant Exposure to Litigation: One matter. Government Code Section 54956.9 (d)(2).