



**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**

November 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. Presentation: November 2013 as Family Caregivers Month and November 10-16, 2013 as In-Home Supportive Services Home Care Workers Recognition Week in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar
- V. Agenda Items
- A. Miscellaneous
- \* 1. Approval of the Minutes for November 5, 2013 ([View Item](#))
  - \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1138 Regulating Groundwater Resources within the County of Stanislaus ([View Item](#))
  - \* 3. Approval of Reappointment of Lance Perry and Vern Wheeland to the Crows Landing Community Services District Board of Directors ([View Item](#))
  - \* 4. Acceptance of the Resignation of Chip Langman from the Mental Health Board ([View Item](#))
  - \* 5. Approval to Amend the Term Ending Date of David Scheel on the Crows Landing Community Services District Board of Directors ([View Item](#))
- B. Chief Executive Office
- \* 1. Approval to Authorize the Director of the Department of Environmental Resources to Enter into a Grant Agreement with the California Department of Public Health for Implementation of Local Primacy Delegation for the Local Drinking Water Program – Environmental Resources ([View Item](#))
  - \* 2. Approval for the Director of Environmental Resources to Apply for, Enter Into, and Sign Routine Grant Agreements and Contracts for Various State and Regional Programs for Fiscal Year 2014-2015 and the Two Year Waste Tire Cleanup Grant for Fiscal Years 2014-2015 and 2015-2016 – Environmental Resources ([View Item](#))
  - \* 3. Approval for the Director of Parks and Recreation to Apply for, Enter Into, and Sign Routine Grant Agreements and Contracts for the Off-Highway Motor Vehicle Recreation Division Grants and San Joaquin Valley Air Pollution Control District Public Benefit Grant for Fiscal Year 2014-2015 – Parks and Recreation ([View Item](#))
  - \* 4. Approval to Negotiate the Final Project Delivery and Construction Agreement and the Jail Construction Agreement with the California State Public Works Board, Department of Corrections and Rehabilitation, and the Board of State and Community Corrections and Authorize the Chairman of the Board to Execute the Final Agreements and Related Actions – Chief Executive Office ([View Item](#))
  - 5. Consideration of the Mental Health Board Annual Report – Behavioral Health and Recovery Services ([View Item](#))
- C. Department of Public Works
- \* 1. Approval to Transfer the Remaining Balance in Public Works Improvement of Pelandale/Sisk/Hwy 99 Trust Fund to the City of Modesto, in Support of the Pelandale Interchange Project ([View Item](#))
  - \* 2. Approval of a Purchase Agreement to Acquire Road Right-of-Way for the Claribel Road Widening Project, Parcel Owner: Martin Family Holdings LLC, a California Limited Liability Company, Assessor’s Parcel Numbers: 083-002-001 and 016 (Portion) ([View Item](#))
- D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a letter from the Stanislaus County Superintendent of Schools regarding the 2013 Williams Report for Stanislaus County Schools. ([View Item](#))  
(Recommendation: Acknowledge receipt of report.)
2. This Board has received a letter from the California Department of Fish and Wildlife regarding the extension of the public review period for the Draft Environmental Impact Report for the proposed Salmon Conservation and Research Facility and related Management Actions Project. ([View Item](#))  
(Recommendation: Refer to the Fish and Wildlife Committee.)
3. This Board has received the following claims: Rusty Morton and Sandra Guterrez.  
(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:

Special Meeting of the Board of Supervisors to be Held on November 15, 2013 at 9:00 a.m. for a Closed Session Regarding Labor Negotiations

XI. Adjournment

XII. Closed Session: Conference with Legal Counsel - Existing Litigation: One Case: James Anderson, et al. v. Stanislaus County, et al., Stanislaus County Superior Court Case No. 668505. Government Code Section 54956.9 (d)(1). Public Employee Appointment: Title: Chief Executive Officer. Government Code Section 54957(b).