



## 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

December 3, 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. A Moment of Silence for Albert Beltrami former Chief Administrative Officer for Stanislaus County from January 8, 1991 through January 8, 1993

- III. Presentation: Red Ribbon Week 2013 Best Decorated School Contest:
- 1st Place Winners:** Walnut Elementary School; Turlock Junior High School; and, Gregori High School
- 2nd Place Winners:** Von Renner Elementary School; Hanshaw Middle School; and, Waterford High School
- 3rd Place Winners:** Osborn Two-Way Immersion Academy; Roosevelt Junior High School; and, Hughson High School

IV. Public Comment Period

V. Consent Calendar

VI. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for:
  - a. November 12, 2013 Regular Meeting ([View Item](#))
  - b. November 15, 2013 Special Meeting ([View Item](#))
- \* 2. Acceptance of the Resignations of:
  - a. Pamela Cullors from the Stanislaus County Equal Rights Commission ([View Item](#))
  - b. Robin Dickinson from the Stanislaus County Child Abuse Prevention Council ([View Item](#))
  - c. Donald Borgwardt and Sussana Ontiveros from the Stanislaus Economic Development and Workforce Alliance Youth Advisory Council ([View Item](#))
- \* 3. Approval of Appointments In Lieu of Election of Mark Hodges and Ray Gene Veldhuis to the Sand Creek Flood Control District Board of Directors ([View Item](#))
- \* 4. Approval of Appointments In Lieu of Election of Tim Johnson and David Long to the Eastside Water District Board of Directors ([View Item](#))
- \* 5. Approval to Accept the Results of the November 12, 2013 Landowner Election of the Western Hills Water District Resulting in the Election of David Orris, Carmen Kearney and Guillermo Marrero to the Board of Directors ([View Item](#))
- \* 6. Approval of the Appointment of Dr. Linda Nowak to the Stanislaus County Economic Development Action Committee ([View Item](#))
- \* 7. Approval of Request from the Oakdale Fire Protection District to Declare a Vacancy on the Board of Directors for the District ([View Item](#))
- 8. Approval to Accept the Clerk-Recorder's Certified Statement of the Results of the Consolidated District Election Held Tuesday, November 5, 2013, and Declare the Results ([View Item](#))

B. Chief Executive Office

- \* 1. Approval to Award an Agreement Between Stanley Convergent Security Solutions and the Sheriff's Department to Upgrade and Expand the Key Card Access Control System – Sheriff ([View Item](#))
- \* 2. Approval of Acceptance of the Stanislaus County Treasury Pool's October 2013 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- \* 3. Approval to Introduce and Waive the First Reading of an Ordinance Amending Chapter 16.55 of the Stanislaus County Code, and Adopting by Reference the California Fire Code, 2013 Edition with Certain Changes, Additions, and Modifications thereto and to

Set a Public Hearing on December 17, 2013 at 6:35 p.m. – Office of Emergency Services ([View Item](#))

- \* 4. Approval for the Sheriff to Enter into a Contract for Law Enforcement Services with the City of Hughson and the City of Waterford – Sheriff ([View Item](#))

C. Department of Public Works

D. Department of Planning and Community Development

- \* 1. Approval to Adopt the Recommendations from the Nuisance Abatement Hearing Board’s Public Hearing Regarding Dangerous Building Case DAD2012-00010 Located at 1605 Vernon Avenue, Modesto ([View Item](#))

E. County Counsel

- \* 1. Approval of an Employment Agreement Between Stanislaus County and Stanley Risen to Serve as Chief Executive Officer ([View Item](#))

VII. Scheduled Matters

VIII. Correspondence

1. This Board has received a copy of the report “In School + On Track: Attorney General’s 2013 Report on California’s Elementary School Truancy & Absenteeism Crisis” from Kamala D. Harris, the California Attorney General.  
(Recommendation: Refer to the District Attorney and the Sheriff.) ([View Item](#))
2. This Board has received a notice that the San Joaquin Valley Unified Air Pollution Control District will hold a public hearing on December 19, 2013 regarding Rules 4621 and 4622 concerning Gasoline Transfers.  
(Recommendation: Refer to the Department of Environmental Resources.) ([View Item](#))
3. This Board has received from the Modesto Irrigation District (MID) and the Turlock Irrigation District (TID), the Don Pedro Newsletter Volume 3 regarding the relicensing of the Don Pedro Project.  
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures, the Fish and Wildlife Committee and the Public Works Department.) ([View Item](#))
4. This Board has received a Notice of Preparation and a Notice of Public Scoping Meetings/Request for Scoping Comments on the preparation of an Environmental Impact Statement and Report for the San Luis Transmission Project that will go through Stanislaus County.  
(Recommendation: Refer to the Chief Executive Office and the Department of Planning and Community Development.) ([View Item](#))
5. This Board has received the following claims: Marco Camacho, a minor; Harvey Crump; Bruce Hammerstrom; Chris Turpitt; Josephine Salluce; Harold Harless; CSAA IE; Penny Webster; Allstate Insurance as subrogee of Tim Bonne; and, Myron Lee Warren.  
(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

XII. Closed Session: Closed Session: Conference with Legal Counsel - Existing Litigation: Two cases: City of Modesto v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 683887; and, Forensic Consultants' Medical Group, Inc. v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 626798. 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, Hughson, Oakdale, Newman, Patterson, Riverbank, Turlock and Waterford concerning calculation of the property tax administration fee. Government Code Section 54956.9 (d)(2).