



**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 De Martini, 5<sup>th</sup> District**

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

**AGENDA**

September 30, 2014

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.

**CLOSED SESSION:** Is the portion of the meeting conducted in private without the attendance of the public or press to discuss certain confidential matters specifically permitted by the Brown Act. The public will be provided an opportunity to comment on any matter to be considered in closed session prior to the Board adjourning into closed session.

**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: October 2014 as Italian Heritage Month in Stanislaus County

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for September 23, 2014 ([View Item](#))
- \* 2. Acceptance of Appointment of Stephen Perez to the El Solyo Water District Board of Directors ([View Item](#))
- \* 3. Acceptance of the Resignation of Manuel Vierra from the West Stanislaus Fire Protection District ([View Item](#))

B. Chief Executive Office

- \* 1. Approval of an Agreement with the California Department of Pesticide Regulation for Pesticide Disposal and Adjust the Budget – Agricultural Commissioner ([View Item](#))
- \* 2. Approval to Accept an Update on the Status of the Emergency Repairs at the Gallo Center for the Arts, Inc. in Accordance with Public Contract Code Sections 20134 and 22050 to Repair Water Damage and Restore Essential Operations – Chief Executive Office ([View Item](#))
- \* 3. Approval to Proclaim the Week of October 20 through October 26, 2014 as Second Chance Week in Stanislaus County, in Conjunction with National and Statewide Events Promoting Reuse and Recycling Activities – Environmental Resources ([View Item](#))
- \* 4. Approval to Adopt the Recommended Decision of the Nuisance Abatement Hearing Board Regarding CE No. 14-0050 at 101 North G Street, Empire, California – Environmental Resources ([View Item](#))
- \* 5. Approval of a Contract with the California Department of Public Health for the Women, Infants, and Children (WIC) Supplemental Nutrition Program from October 1, 2014 through September 30, 2015 – Health Services Agency ([View Item](#))
- \* 6. Acceptance of the Stanislaus County Treasury Pool's August 2014 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- \* 7. Approval to Amend the Contract with Tait North America, Inc. for Phase Two of the Regional Interoperability Communications Project for Stanislaus County First Responders – Sheriff ([View Item](#))
- \* 8. Approval to Select and Award, as a Result of a Request for Proposals Process, an Independent Contractor Agreement to ABM Onsite Services – West, Inc. for the Provision of Building Maintenance Services at the Stanislaus County Psychiatric Health Facility – Behavioral Health and Recovery Services ([View Item](#))
- \* 9. Approval to Adopt the Sixth Amendment to the Joint Exercise of Powers Agreement of the California County Tobacco Securitization Agency Relating to the Creation of the Bond Issue Standing Committee – Treasurer-Tax Collector ([View Item](#))
- 10. Approval of Matters Related to the Surplus Disposition of the Former Honor Farm at 8224 W. Grayson Road, East of the Community of Grayson; Award a Construction Contract to Synagro-WWT, Inc. for the Wastewater Treatment Facility Decommissioning and Closeout; Execute a Conditional Agreement for Purchase and Sale to Camp Taylor, a Non-profit Organization; Approve Establishment of the Project Budget; Authorize the County to Sign the Conditional Use Permit Application to be Submitted by Camp Taylor; and, Related Actions – Chief Executive Office ([View Item](#))

11. Approval to Enter an Agreement with Financial Marketing Concepts, Inc. for Participation in the Coast2Coast Rx Discount Card Program – Chief Executive Office ([View Item](#))
12. Approval of Exclusive Use Agreement/Permit with Symbiosis Events, LLC, to Hold a Symbiosis Gathering and Music Festival in the Back Area of Woodward Reservoir Regional Park from Thursday, September 17, 2015 through Sunday, September 20, 2015 and Find the Project Categorically Exempt from the California Environmental Quality Act – Parks and Recreation ([View Item](#))
13. Approval to Adopt the Fiscal Year 2014-2015 Mental Health Services Act Plan Update Increasing the Budget and Position Allocations; and, Approval to Authorize the Behavioral Health Director to Submit the Plan Update to the Mental Health Services Oversight and Accountability Commission – Behavioral Health and Recovery Services ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Reject Bid for the Crows Landing Air Facility Test Well Project – Contract No. 8013 ([View Item](#))
- \* 2. Approval of a Purchase Agreement to Acquire Right-of-Way and Temporary Construction Easement for the Claribel Road at Burlington Northern Santa Fe Railroad Crossing Project, Parcel Owner: Elza Youngman, Barbara Youngman, Perry R. Youngman, and The Randy and Cheryl Youngman Living Trust, Assessor's Parcel Number (APN): 075-024-001 (Portion) ([View Item](#))
- \* 3. Approval of an Easement Agreement to Acquire an Easement for the Claribel Road Truck Turning Radius for the Claribel Road at Burlington Northern Santa Fe Railroad Crossing Project, Property Owner: BNSF Railway Company, a Delaware Corporation ([View Item](#))
- \* 4. Approval to Award a Contract for All-Inclusive Bridge Engineering Services to Drake Haglan & Associates of Rancho Cordova, California, for the Gilbert Road Over Turlock Irrigation District Ceres Main Canal Bridge Rehabilitation/Replacement Project in Stanislaus County, Federal Project Number: BRLO-5938 (190) ([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 San Joaquin Valley Air Pollution Control District regarding a new grant opportunity for public agencies to fund clean-air transportation projects. (Recommendation: Refer to the Department of Public Works.) ([View Item](#))
2. This Board has received a letter from the Clerk-Recorder and Registrar of Voters inviting a member of the Board of Supervisors to be a participant on the Election Observer Panel for the Gubernatorial General Election on Tuesday, November 4, 2014. (Recommendation: Designate a Boardmember to be on the panel.) ([View Item](#))

3. This Board has received a letter from Silgan Containers giving notice of the temporary layoff of employees at their Riverbank location at 3250 Patterson Road; employees are expected to be recalled in January 2015, per the Worker Adjustment and Retraining Notification Act (WARN Act). ([View Item](#))  
(Recommendation: Refer to the Stanislaus Economic Development and Workforce Alliance and the Alliance WorkNet.)
4. This Board has received letters from the Governor's Office of Emergency Services regarding the disaster designation of Stanislaus County, and other California counties, by the U.S. Department of Agriculture and the U.S. Small Business Administration due to agricultural losses caused by drought that occurred on January 1, 2014 and continuing. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures, Department of Environmental Resources, Department of Public Works, Office of Emergency Services, and the Stanislaus Economic Development and Workforce Alliance.)
5. This Board has received the following claims: Clifton Williams, Jr.; and, Irma Felix.  
(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. Adjournment

- XI. Closed Session: Conference with Legal Counsel - Existing Litigation: One Case: Lindsee Leonardo v. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 630620. Government Code Section 54956.9 (d)(1). Conference with Labor Negotiator - Agency Negotiators: Stan Risen, Nancy Bronstein and Jody Hayes. Labor Organizations: California Nurses Association (CNA); Stanislaus County Employees Association (SCEA/AFSCME Local 10); Service Employees International Union (SEIU), Local 521; County Attorney's Association (CAA); Deputy Sheriff's Association (DSA); Stanislaus County Sheriff's Supervisor Association (SCSSA); Stanislaus County Deputy Probation Officers' Association (SCDPOA); Stanislaus Regional Emergency Dispatchers' Association (SREDA); Stanislaus County Probation Corrections Officers' Association (SCPCOA); Stanislaus County Sheriff's Management Association (SCSMA); Stanislaus County District Attorney Investigators' Association (SCDAIA); and, Stanislaus Sworn Deputies Association (SSDA). Government Code Section 54957.6.