



BOARD OF SUPERVISORS

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

1010 10th Street, Suite 6500
Modesto, CA 95354

Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

July 29, 2014

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.

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.

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. Public Comment Period

III. Consent Calendar

IV. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for July 22, 2014 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 1152 Adding Chapter 9.48 to the Stanislaus County Ordinance Code Concerning the Purchase and Sale of Walnuts – Agricultural Commissioner ([View Item](#))
- * 3. Acceptance of the Resignation of:
 - a. Amy Taylor from the Earl Pride Scholarship Committee ([View Item](#))
 - b. John M. Morris from the El Solyo Water District Board of Directors ([View Item](#))
- * 4. Approval of Amendments to the El Solyo Water District By-Laws ([View Item](#))
- * 5. Approval to Proclaim September 2014 as Childhood Cancer Awareness Month in Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approval of the Second Amendment to the Agreement with Aegis Treatment Centers, LLC for the Provision of Narcotic Replacement Therapy Services for Fiscal Year 2013-2014 – Behavioral Health and Recovery Services ([View Item](#))
- * 2. Approval for the Department of Child Support Services to Jointly Apply for the Federal Office of Child Support Enforcement, Behavioral Interventions for Child Support Services Grant, with Merced and Kern County Departments of Child Support Services, and Accept the Grant if Awarded Over a Five Year Period Beginning October 2014 – Child Support Services ([View Item](#))
- * 3. Approval to Ratify the Hughson Fire Protection District Ordinance Adopting and Amending the 2013 California Fire Code – Office of Emergency Services ([View Item](#))
- * 4. Approval of a Temporary Extension of the Labor Agreement Between the County of Stanislaus and the Stanislaus County District Attorney Investigators Association and the Provisions Contained in this Agreement – Chief Executive Office ([View Item](#))
- * 5. Approval to Declare County Property Located at 8224 West Grayson Road, Modesto, California, Commonly Known as the Former Honor Farm, as Surplus and Adopt a Resolution Declaring the County's Intent to Sell the Surplus Property, Set Minimum Price, and Related Actions – Chief Executive Office ([View Item](#))
- * 6. 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](#))
- * 7. Approval to Set a Public Hearing on August 19, 2014 at 6:35 p.m. to Consider the Adoption of the Revised Public Facilities Fees (PFF) and the Administration of the Program ([View Item](#))
- * 8. Approval to Authorize the Extension of the Termination Date of the Memorandum of Understanding between the City of Turlock and Stanislaus County for Assembly Bill 939 Waste Reduction and Recycling Program Services to September 30, 2014 – Environmental Resources ([View Item](#))
- 9. Approval to Adopt the East Stanislaus Integrated Regional Water Management Plan – Environmental Resources ([View Item](#))

C. Department of Public Works

- * 1. Approval of the Fiscal Year 2014-2015 Benefit Assessment Rates for the Following Lighting Districts: Airport Neighborhood, Almond Wood, Beard Industrial, Country Club-Zone A, Country Club-Zone B, Crows Landing, Deo Gloria, Denair, Empire, Fairview, Gibbs Ranch, Gilbert Road, Golden State-Zone A, Golden State-Zone B, Hillcrest, Kenwood Park, Mancini Park Homes, Marshall, Monterey, North Oaks, North McHenry, North McHenry #2, Olympic, Peach Blossom, Richland, Salida, Schwartz Baize, Sunset Oaks, Sylvan Village, and Tempo Park ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Set a Public Hearing for August 19, 2014, at 6:40 p.m. to Consider Planning Commission's Recommendation for Approval of General Plan Amendment and Rezone Application No. PLN2012-0038, Brite Transport Systems, Inc., a Request to Expand an Existing Agricultural Trucking Business with the Addition of an RV Storage/Parking Facility Located at 5101 Claus Road, in the Riverbank Area; and, a Negative Declaration ([View Item](#))
- * 2. Approval to Open a 30-day Public Comment Period and Set a Public Hearing on September 9, 2014 at 9:05 a.m. to Consider Approval of a Citizen Participation Plan for the U.S. Department of Housing and Urban Development (HUD) Grants ([View Item](#))

E. County Counsel

V. Scheduled Matters

- 9:05 a.m. Public Hearing to Consider Planning Commission's Recommendation for Approval of Rezone Application No. PLN2013-0103, Dollar General, a Request to Rezone a 1.75 Acre Parcel to Allow Construction of a Dollar General Retail Store on the Southwest Side of Fresno Avenue, in the Denair Area; and a Negative Declaration – Planning and Community Development ([View Item](#))

VI. Correspondence

1. This Board has received a letter from Cook Brown Attorneys at Law regarding the County's designated third party public contract documents distributor, Public Purchase and their method of distribution to the Sacramento Regional Builders Exchange per Public Contract Code Section 20103.7. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office - Capital Projects.)
2. This Board has received a copy of the California Emerging Technology Fund 2013-2014 Annual Report. ([View Item](#))
(Recommendation: Refer to the Chief Executive Officer and Strategic Business Technology.)
3. This Board has received a letter from the U.S. Department of Housing and Urban Development regarding the approval of Stanislaus County's Annual Action Plan for the Community Development Block Grant and the Emergency Shelter Grant for a total amount of \$2,310,645. ([View Item](#))
(Recommendation: Refer to the Department of Planning and Community Development.)
4. This Board has received the Stanislaus County Grand Jury's 2013-2014 Final Report. ([View Item](#))
(Recommendation: Acknowledge receipt of report.)

5. This Board has received a letter from the American Lung Association of California regarding the new grading methodology that will be used in the State of California Tobacco Control Report regarding cities and counties. ([View Item](#))
(Recommendation: Refer to the Behavioral Health and Recovery Services and Health Services Agency.)
6. This Board has received the following claims: Blanca Vargas; Esperanza Cruz; Clifton Williams, Jr. ; Clark Pest Control; Frank Lopez; and, Kent V. Larson
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VII. Board of Supervisors' Reports

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

IX. Adjournment

- X. Closed Session: 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 Attorneys' Association (CAA); Deputy Sheriffs' Association (DSA); Stanislaus County Deputy Probation Officers' Association (SCDPOA); Stanislaus Regional Emergency Dispatchers' Association (SREDA); Stanislaus County Probation Corrections Officers' Association (SCPCOA); and, Stanislaus County District Attorney Investigators' Association (SCDAIA).
Government Code Section 54957.6.