



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

October 27, 2015

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. Invocation

- III. Presentation:
- A. Children and Families Commission 2015 Annual Report
 - B. The Transportation Development Act and the Unmet Transit Needs Process – Stanislaus Council of Governments

IV. Public Comment Period

V. Consent Calendar

VI. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for October 20, 2015 ([View Item](#))
- * 2. Approval to Proclaim November 2015 as Adoption and Permanency Awareness Month in Stanislaus County ([View Item](#))
- * 3. Acceptance of the Resignation of Kay Dunkel from the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
- * 4. Approval of Appointments In Lieu of Landowner Election and Declare Vacancies:
 - a. Joe Sallaberry and Butch Watkins to the Reclamation District 2063 Board of Directors and Declare a Vacancy ([View Item](#))
 - b. Fred E. Beltran and Frank Arnaudo to the Oak Flat Water District Board of Directors and Declare a Vacancy ([View Item](#))
- * 5. Approval of Appointments In Lieu of Landowner Election of:
 - a. Ivan E. Bays, John Esobar, Earl Perez, and James Jasper to the Del Puerto Water District Board of Directors ([View Item](#))
 - b. Lee Sully to the Reclamation District 2092 Board of Directors ([View Item](#))
 - c. Henry Bettencourt, Greg Nunes, and Stephen Perez to the El Solyo Water District Board of Directors ([View Item](#))
 - d. Roy Orlando and Donald Harper to the Rock Creek Water District Board of Directors ([View Item](#))
 - e. Douglas Kearney and Maria Loeza to the Western Hills Water District Board of Directors ([View Item](#))
 - f. Frank Freitas, Patrick Cerutti, Douglas Lucas, and Michael Dompe to the Newman Drainage Water District Board of Directors ([View Item](#))
- 6. Approval of Appointments In Lieu of Election and Vacancies of:
 - a. Henry R. Galvin and Donald Little to the Westley Community Services District Board of Directors ([View Item](#))
 - b. James Brugger to the Denair Municipal Advisory Council ([View Item](#))
 - c. Hortencia Franco to the South Modesto Municipal Advisory Council ([View Item](#))
 - d. Christopher D. Hempleman and Winnie Mullins to the Valley Home Municipal Advisory Council ([View Item](#))
- 7. Approval of Appointment In Lieu of Election Where No Candidates Filed for:
 - a. Crows Landing Community Services District Board of Directors ([View Item](#))
 - b. Grayson Community Services District Board of Directors ([View Item](#))
 - c. Knights Ferry Community Services District Board of Directors ([View Item](#))
 - d. Empire Municipal Advisory Council ([View Item](#))
 - e. Hickman Municipal Advisory Council ([View Item](#))
 - f. Knights Ferry Municipal Advisory Council ([View Item](#))
 - g. Westport Fire Protection District Board of Directors ([View Item](#))

8. Approval of Appointments In Lieu of Election of:
 - a. Ronald Roberts, Curtis D. King, and Diana Culwell-Caro to the Burbank-Paradise Fire Protection District Board of Directors ([View Item](#))
 - b. Harlan Smith and Jerry Hancock to the Ceres Fire Protection District Board of Directors ([View Item](#))
 - c. Emil Rusca, Mark Brubaker, and Tom Bert to the Salida Fire Protection District Board of Directors ([View Item](#))
 - d. David Landers, Jr., William Alexander, Jeff Reed, and Mario Amaya to the Keyes Municipal Advisory Council ([View Item](#))
 - e. T.J. McDonald, Ronald C. Allen, and Karl F. Curnow to the Denair Community Services District Board of Directors ([View Item](#))
 - f. Francisco J. Diaz and Susan Stransky to the Monterey Park Tract Community Services District Board of Directors ([View Item](#))
 - g. John Martin and Karen Gorne to the Salida Municipal Advisory Council ([View Item](#))
 - h. Larry Byrd and Nick C. Blom to the Modesto Irrigation District Board of Directors ([View Item](#))
 - i. John M. Azevedo to the Patterson Irrigation District Board of Directors ([View Item](#))
 - j. Rob Santos to the Turlock Irrigation District Board of Directors ([View Item](#))
 - k. L.B. Haney to the Empire Sanitary District Board of Directors ([View Item](#))
 - l. Gary Horton, Donna J. Murphy, and Brad Johnson to the Salida Sanitary District Board of Directors ([View Item](#))
 - m. Greg Petz and Lee DelDon to the West Stanislaus Irrigation District Board of Directors ([View Item](#))

B. Chief Executive Office

- * 1. Approval of Total Appropriations/Budgetary Limit for Annual Appropriations of Tax Revenue for Fiscal Year 2015-2016 in Accordance with the Provisions of Proposition 4 and 111 – Auditor-Controller ([View Item](#))
- * 2. Approval to Award an Agreement with JHK Construction, Inc., a California Corporation, for the Community Services Agency Impact-Resistant Glass and Workstations with Pass-Through Reception Counters Project – Community Services Agency ([View Item](#))
- * 3. Approval of a Temporary Staff Assignment of a Community Services Agency Manager to the California State Department of Health Care Services – Community Services Agency ([View Item](#))
- * 4. Approval to Adopt the Recommended Decisions of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisances at:
 - a. 716 Turner Street, Modesto, California – Environmental Resources ([View Item](#))
 - b. 1717 Donald Street, Modesto, California – Environmental Resources ([View Item](#))
 - c. 921 Dover Avenue, Modesto, California – Environmental Resources ([View Item](#))
- * 5. Approval to Extend the Stanislaus County Refuse Removal Franchise Agreement with Turlock Scavenger Company through November 5, 2019 – Environmental Resources ([View Item](#))
- * 6. Approval of Amendment to the Amended and Restated Farm Lease Agreement with Melvin T. Wheeler & Sons, L.P. for 1,112 Acres at the Crows Landing Air Facility – General Services Agency ([View Item](#))
- * 7. Approval to Declare Vehicles and Heavy Equipment as Surplus and Authorize the Sale – General Services Agency ([View Item](#))
- * 8. Approval to Accept the Stanislaus County Treasury Pool’s September 2015 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))

- * 9. Approval to Appoint a Manager III Candidate in the Chief Executive Office - Capital Projects Division Above the Midpoint of the Salary Band – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Declare the Intention Pursuant Public Contract Code Section 22031 to Allow County Workforce to Perform Paving Projects on Quincy Road, Elm Avenue, and Washington Road ([View Item](#))
- * 2. Approval of an Amendment to the Professional Design Services Master Agreement with Harris & Associates for On-Call Construction Management Services ([View Item](#))
- * 3. Approval to Adopt the California Environmental Quality Act Negative Declaration and Approve the Preliminary Plans for the Shiells Road over Central California Irrigation District Main Canal Bridge Replacement Project ([View Item](#))
- * 4. Approval to Award a Construction Contract for the Hatch Road at Santa Fe Avenue Intersection Improvement Phase 3 Project, to George Reed, Inc., of Modesto, California ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VII. Scheduled Matters

VIII. Correspondence

- 1. This Board has received the following claim: John T. Kerestesy, II.
(Recommendation: Acknowledge receipt of claim 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: Conference with Legal Counsel - Significant Exposure to Litigation: One case related to Measure F on the November 3, 2015 ballot. Government Code Section 54956.9 (d)(2).