



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

March 1, 2016

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: Commendation for Christine Ferraro Tallman, Clerk of the Board of Supervisors, Upon her Retirement from Stanislaus County

IV. Public Comment Period

V. Consent Calendar

VI. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for February 9, 2016 ([View Item](#))
- * 2. Approval of the Appointment of Elizabeth King as the Americans with Disabilities Act Title II and Civil Rights Title VI Coordinator for Stanislaus County ([View Item](#))
- * 3. Acceptance of the Resignation of Deidre Thomas from the Denair Community Services District Board of Directors ([View Item](#))
- * 4. Approval of Reappointment of Marla Uliana to the Youth Advisory Council of the Stanislaus Economic Development and Workforce Alliance Board ([View Item](#))
- * 5. Approval of Appointment of:
 - a. Sean McCarthy to the Knights Ferry Community Services District Board of Directors ([View Item](#))
 - b. Tonya Woody and Megan Vivo to the Hickman Municipal Advisory Council ([View Item](#))
- * 6. Approval of a Commendation for Brenda McCormick Upon her Retirement from the Stanislaus County Department of Planning and Community Development ([View Item](#))
- * 7. Approval to Proclaim March 2016 as Social Worker Recognition Month in Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approval of a Three-Year Agreement for Federal Government Relations with Pillsbury Winthrop Shaw Pittman LLP – Chief Executive Office ([View Item](#))
- * 2. Approval to Enter into a Concession Lease Agreement with PFD Management, a California Corporation, for the Provision of a Cafeteria Solution at the Stanislaus County Community Services Facility – Community Services Agency ([View Item](#))
- * 3. Acceptance of the Stanislaus County Treasury Pool’s January 2016 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- * 4. Acceptance of Accountant’s Report on the Stanislaus County Treasurer’s Statement of Assets as of September 28, 2015 – Auditor-Controller ([View Item](#))
- * 5. Approval to Issue a Request for Proposals for a First Responder Distributed Antenna System at the AB 900 Public Safety Expansion Projects One and Three – Chief Executive Office ([View Item](#))
- 6. Acceptance of a Report on the County Employee Safety Program and Approval to Use Fiscal Year 2014-2015 Savings in the Workers’ Compensation Program to Fund Employee Recognition Activities – Risk Management ([View Item](#))
- 7. Approval of an Agreement with Sally Swanson Architects to Provide a Countywide Self-Evaluation and Transition Plan Pursuant to the Americans with Disabilities Act, and Section 504 of the Rehabilitation Act of 1973; Approval to Establish a Project Budget; and Related Matters – Chief Executive Office ([View Item](#))

C. Department of Public Works

- * 1. Approval to Award a Contract for All-Inclusive Engineering Services to Mark Thomas and Company for the following Projects:
 - a. Geer Road at Whitmore Avenue Intersection Project in Stanislaus County ([View Item](#))
 - b. Carpenter Road at Whitmore Avenue Intersection Project in Stanislaus County ([View Item](#))
 - c. Crows Landing Road at Grayson Road Intersection Project in Stanislaus County ([View Item](#))
 - d. Geer Road at Santa Fe Avenue Intersection Project in Stanislaus County ([View Item](#))
 - e. Bridge Preventive Maintenance Program Project in Stanislaus County ([View Item](#))
- * 2. Approval of an Agreement for Acquisition of Properties for the Santa Fe Avenue Over the Tuolumne River Bridge Replacement Project, Grantor: Vincent E. Lane, Trustee of the Vincent E. Lane and Billie J. Lane 1993 Revocable Living Trust, Assessor's Parcel Number: 009-020-015,016 (Portion) ([View Item](#))
- * 3. Approval to Purchase Four Paratransit Compressed Natural Gas Buses and One Clean Diesel Bus from Creative Bus Sales, Incorporated in Chino, California for the Stanislaus County Public Transit System ([View Item](#))
- * 4. Approval to Adopt a Resolution Initiating Proceedings for the Annexation of Parcels into County Service Area 27 - Empire ([View Item](#))
- * 5. Approval to Purchase a Clean Diesel Commuter Bus from Motor Coach Industries for Stanislaus County's Public Transit System, Stanislaus Regional Transit Fleet ([View Item](#))
- * 6. Approval to Adopt a Resolution Initiating Proceedings for the Formation of the Fruit Yard Lighting District ([View Item](#))

D. Department of Planning and Community Development

VII. Scheduled Matters

- 9:05 a.m. Public Hearing to Consider an Appeal of Planning Commission's Approval of Use Permit Application No. 2015-0023, Verizon Wireless - Moffett Road, a Request to Construct a New Wireless Communication Facility on a 30+/- Acre Parcel Located Within the A-2-10 (General Agriculture) Zoning District, Within the City of Ceres' Sphere of Influence – Planning and Community Development ([View Item](#))
- 9:10 a.m. Public Hearing Pursuant to the Tax and Equity Fiscal Responsibility Act (TEFRA) to Consider Approval of a Resolution to Authorize Membership in the California Municipal Finance Authority, for the Purpose of Issuing Conduit Revenue Bonds in the Amount of \$9.5 Million, for Use by Golden Valley Health Centers – Chief Executive Office ([View Item](#))

VIII. Correspondence

- 1. This Board has received a letter from the Governor's Office of Emergency Services regarding the U.S. Small Business Administration's declaration of several counties and their contiguous counties, including Stanislaus County, as disaster areas due to the economic impacts caused by the ocean conditions resulting in delayed commercial Dungeness Crab Season. ([View Item](#)) (Recommendation: Refer to the Stanislaus Economic Development and Workforce Alliance.)

2. This Board has received a copy of the Stanislaus County Audit Report, Road Fund from July 1, 2010 through June 30, 2013. ([View Item](#))
(Recommendation: Refer to the Department of Public Works.)
3. This Board has received a letter from the California State Fish and Game Commission regarding the incidental take of the tri-colored black bird. ([View Item](#))
(Recommendation: Refer to the Fish and Wildlife Commission.)
4. This Board has received a letter from Sutter Health, per the Worker Adjustment and Retraining Notification Act, regarding the elimination of positions and plans to terminate the employment of a number of employees at Memorial Medical Center and other locations in Modesto, CA commencing on April 25, 2016. ([View Item](#))
(Recommendation: Refer to the Stanislaus Economic Development and Workforce Alliance and the Alliance Worknet.)
5. This Board has received the following claims: Jeremy Robert Allen; Jhovany Lopez; David Bernal; Dorothy Bernal; Robert Bernal individually and as Guardian Ad Litem for Angelicia Bernal; Nicolas Charron; Brian Fawlkes; Maria Hermenegildo; Claude Womak; Gilliland Lucas; Justin Kier; NuPhaeya Hassen, a minor by and through her Guardian Ad Litem Rita Tilley; Cypress Insurance Company, as subrogee of Bertolotti Modesto Disposal; and, Suzanne P. Bristow.
(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: Conference with Legal Counsel - Existing Litigation: Two Cases: Martin Ontiveros, et al. v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 2001997 and Dennis Wallace vs. County of Stanislaus, et al, Stanislaus County Superior Court Case No. 663764. Government Code Section 54956.9(d)(1). Conference with Legal Counsel - Anticipated Litigation: One Case. Government Code Section 54956.9 (b)(4).