



**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**

January 11, 2011

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. Election of Supervisor Dick Monteith as the 2011 Chairman and Supervisor William O'Brien as the 2011 Vice-Chairman of the Stanislaus County Board of Supervisors ([View Item](#))
  
- III. Public Comment Period
  
- IV. Consent Calendar
  
- V. Agenda Items
  - A. Miscellaneous
    - \* 1. Approval of the Minutes for December 21, 2010 ([View Item](#))
    - \* 2. Approval of the 2011 Stanislaus County Board of Supervisors Committee Assignments ([View Item](#))
    - \* 3. Acceptance of the Resignation of:
      - a. Bill Crampton from the Stanislaus Consolidate Fire Protection District Board of Directors ([View Item](#))
      - b. Rebecca Robinson from the Stanislaus Child Development Local Planning Council ([View Item](#))
    - \* 4. Approval of Appointment of:
      - a. Juan Quijano to the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
      - b. Robert J. Crabtree to the Stanislaus County Planning Commission ([View Item](#))
      - c. Dr. Sarah Gottschalk to the Stanislaus County Animal Advisory Board ([View Item](#))
    - \* 5. Approval of Reappointment of:
      - a. Randy Heldt to the Advisory Board on Substance Abuse Programs ([View Item](#))
      - b. Anthony Smith to the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
      - c. David Duran, Ronald West and Charles Stone to the Tuolumne River Regional Park Citizens Advisory Committee ([View Item](#))
      - d. B. Carl Edwards, Carlos Estacio, Charlotte Kollmeyer and A. Dirk Hoek to the Housing Authority of Stanislaus County ([View Item](#))
      - e. Dave Cerutti, Marlene Wilson and Patricia Hitch to the Stanislaus County Animal Advisory Board ([View Item](#))
      - f. Ronald West to the Stanislaus County Parks and Recreation Commission ([View Item](#))
      - g. M. Robert Adkison to the Airport Advisory Committee ([View Item](#))
      - h. E. Vernon Seeley to the Assessment Appeals Board ([View Item](#))
      - i. Roy Wasden, Mary Ann Lee and Paul Baxter to the Emergency Medical Services Committee ([View Item](#))
      - j. Timothy Ragsdale and Bryan Nicholes to the Fire Code Board of Appeals ([View Item](#))
      - k. Arie Rose Martin and Linda E. White to the In-Home Supportive Services Advisory Committee ([View Item](#))
      - l. John P. Doering, Bruce Ramsey and Jeffery Olson to the Law Library Board of Trustees ([View Item](#))
      - m. Richard Gibson and Pamela Neronha to the San Joaquin Valley Air Pollution Control District Citizens Advisory Committee ([View Item](#))
      - n. Dionicio Daniel Cruz and Jeremiah Williams to the Stanislaus County Equal Rights Commission ([View Item](#))
      - o. Wayne Pacheco to the Stanislaus County Hazardous Waste Management Advisory Committee ([View Item](#))
      - p. Leticia Ruano and Angelo Clay to the Stanislaus Economic Development and Workforce Alliance Youth Advisory Council ([View Item](#))

- q. Ismael Saldana and Paul Antigua to the Stanislaus-Ceres Redevelopment Commission ([View Item](#))
- r. Rodman Hooker to the Turlock Mosquito Abatement District Board of Directors ([View Item](#))
- \* 6. Approval to Proclaim:
  - a. January 2011 as Mentor Appreciation Month in Stanislaus County ([View Item](#))
  - b. January 23-29, 2011, as Family Services Specialist Recognition Week in Stanislaus County ([View Item](#))
- \* 7. Approval to Commend Ray Rasmussen Upon his Retirement from the Stanislaus County Office of Auditor-Controller ([View Item](#))

B. Chief Executive Office

- \* 1. Approval to Accept the Thirteenth Update on the Immediate Action Plan to Secure the Men's Honor Farm in Accordance with Public Contract Code Section 22050 for the Abatement, Demolition and Clean-Up of the Destroyed Barracks – Chief Executive Office ([View Item](#))
- \* 2. Acceptance of the Stanislaus County Treasury Pool's November 2010 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- \* 3. Approval of Sub Grant Agreement with the Southern Regional Children's Advocacy Center for Closed-Circuit Television and/or Recording Equipment for Use in Criminal Child Abuse Cases and Training – District Attorney ([View Item](#))
- \* 4. Approval to Accept the Fiscal Year 2010-2011 Grant From California Emergency Management Agency for the Unserved/Underserved Victim Advocacy Outreach Program – District Attorney ([View Item](#))
- \* 5. Approval of the Woodward Reservoir Regional Park Betterment Project and Expenditure in the Amount of \$228,276 Pursuant to the Robeti-Z'berg-Harris Block Grant Program in the California Clean Water, Clean Air, Safe Neighborhoods Parks and Coastal Protection Bond Act of 2002 – Parks and Recreation ([View Item](#))
- \* 6. Approval to Enter into a Master Agreement with R.J. Thomas Mfg. Co., Inc., for the Purchase of Metal Campfire Rings and Pedestal Grills for Various Parks Facilities Throughout Stanislaus County – Parks and Recreation ([View Item](#))
- \* 7. Approval to Reduce the County's Elected Sheriff-Coroner Annual Salary by Five Percent in Addition to the Five Percent Salary Deduction Approved for County Employees Effective from July 3, 2010 Through June 30, 2012 – Sheriff ([View Item](#))
- \* 8. Approval to Rescind the Reduction-In-Force of Three Full-Time Positions in the Sheriff's Department Contract Cities Budget Effective Upon Board of Supervisors Approval – Sheriff ([View Item](#))
- \* 9. Approval to Negotiate and Execute Agreements for Project Management Services and Digitization of Stanislaus County Official and Vital Records for the Film Conversion Project – Clerk-Recorder ([View Item](#))
- 10. Approval to Enter a Joint Powers Agreement with City of Modesto and Salida Fire Protection District to Create Modesto Regional Fire Authority – Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Set a Public Hearing for March 1, 2011, at 9:05 a.m., to Consider Changes in Methodology for Calculating Assessments and to Conduct an Assessment Ballot Procedure and Public Hearing in Compliance with Proposition 218 for the North McHenry #1 Lighting District ([View Item](#))

- \* 2. Approval to Adopt a Resolution to Initiate Proceedings for Considering the Addition of Alley Lighting to the Airport Neighborhood Lighting District and to Conduct an Assessment Ballot Procedure and Public Hearing Regarding the Matter in Compliance with Proposition 218 ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Open a 30-day Public Comment Period and Set a Public Hearing on February 15, 2011 at 6:35 p.m. to Consider Approval of Amendments to the Fiscal Year 2007-2012 Consolidated Plan and Fiscal Year 2010-2011 Annual Action Plan to Incorporate the Neighborhood Stabilization Program 3 (NSP3) with Funding of \$4,175,947 ([View Item](#))
- \* 2. Approval to Open a 30-day Public Comment Period and Set a Public Hearing on February 15, 2011 at 6:40 p.m. to Consider: Approval of an Amendment to the Fiscal Year 2007-2012 Consolidated Plan to Add the City of Hughson to the Urban County; and, Approval of the Fiscal Year 2011-2012 Annual Action Plan ([View Item](#))

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a letter from the Stanislaus County Superintendent of Schools regarding the 2010 Williams Report for Stanislaus County Schools. ([View Item](#))  
(Recommendation: Acknowledge receipt of report.)
2. This Board has received a Proposition 65 Notification from the California Department of Toxic Substances Control regarding 13 residential units in the vicinity of the former Elwoods Cleaners and former Service Cleaners in Modesto, CA. ([View Item](#))  
(Recommendation: Refer to the Department of Environmental Resources.)
3. This Board has received a letter from the Missing in America Project regarding the disposition of unclaimed remains of veterans and their dependents. ([View Item](#))  
(Recommendation: Refer to the Department on Aging/Veterans Services.)
4. This Board has received a copy of the Comprehensive Annual Financial Report for the Fiscal Years ended June 30, 2010 and 2009 from the Stanislaus County Employees' Retirement Association. ([View Item](#))  
(Recommendation: Acknowledge receipt of report.)
5. This Board has received the following claims: Brian Felser, Tina Felser; Nick Maynard; David Leamon; Guadalupe Rodriguez, Antonio Paez; and, Ailin Yadegarian.  
(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. Sitting as the Stanislaus County In-Home Supportive Services (IHSS) Public Authority ([View Item](#))
  - I. Call to Order
  - II. Consent Calendar (Those items marked with an \*)
    - \*A. Approval of Minutes of December 21, 2010
  - III. Correspondence
    - A. None
  - IV. Public Hearings
    - A. None
  - V. Agenda Items
    - A. None
  - VI. Public Forum
  - VII. Adjournment
  
- XI. Adjournment
  
- XII. Closed Session: Conference with Legal Counsel - Existing Litigation: Two Cases: Building Industry Association of Central California v. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 622705; Leslie Cook v. Stanislaus County, et al., Stanislaus County Superior Court Case No. 660775. Government Code Section 54956.9 (a). Conference with Legal Counsel - Significant Exposure to Litigation: One case pursuant to Government Code Section 54956.9 (b)(A). One case pursuant to Section 54956.9 (b)(B): California Unions for Reliable Energy have expressed concern regarding the County's compliance with the California Environmental Quality Act for the Fink Road Landfill Solar Farm Project.