



AGENDA

March 26, 2002

9:00 A.M.

Chambers – Basement Level

1010 10th Street

Modesto, California

www.co.stanislaus.ca.us/board/default.htm

The Board of Supervisors welcomes you to its meetings which are regularly held each Tuesday, and your interest is encouraged and appreciated.

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 at the beginning of the meeting under the section titled "Consent Calendar." If you wish to have an item removed from the Consent Calendar, please make your request at the time the Board Chairperson asks if any member of the public wishes to remove an item from consent.

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.

PUBLIC COMMENT PERIODS: 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 will be limited to a maximum of 5 minutes.

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.

I. Pledge of Allegiance to the Flag

- II. Presentations:
 - A. 2001 Joint Center Sustainable Community Award
 - B. Proclamation to the Girl Scout Troops Proclaiming the Week of 3/10/02 as Girl Scout Week in Stanislaus County
 - C. Commendation to Assistant County Counsel, Vern Seeley, upon His Retirement from County Service

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for March 12, 2002 and March 19, 2002 ([View Item](#)) ([View Item](#))

- * 2. Approval of Appointment of Daniel Downey to the Commission on Aging ([View Item](#))
- * 3. Approval of Reappointments of Nancy Smith, David Cerutti, Marlene Katsufrakis and Cleta Triplett to the Animal Advisory Board ([View Item](#))
- * 4. Approval of Commendations for:
 - a. Minority Women of the Year Awards for 2002 ([View Item](#))
 - b. Roland Nyegaard, M.D. as the Recipient of the 2002 John Darroch Memorial Award ([View Item](#))
 - c. John Turner as the Recipient of the 2001 Equal Rights Award ([View Item](#))
- * 5. Approval to Proclaim the Week of:
 - a. April 7 through 13, 2002 as International Building Safety Week in Stanislaus County ([View Item](#))
 - b. April 14 through 20, 2002 as Safety Seat Checkup Week in Stanislaus County ([View Item](#))
 - c. April 1, 2002 as Cesar Chavez Day of Service and Learning in Stanislaus County ([View Item](#))
- * 6. Acceptance of Resignation of Robert Fores from the Library Advisory Board ([View Item](#))
- * 7. Approval of Appointments In-Lieu of Election of Steve Wilson, Noralynn Goad, Lawrence Elliott, Christopher Mondo, Pat Shade, Roy Santiago, Kurt Vander Weide, J. Wilmar Jensen, Lee Sturgill, Todd Hand, James De Martini, Ruthanne Lara, and Diane Sol to the Republican Party County Central Committee ([View Item](#))
- * 8. Approval of Appointments In-Lieu of Election of Inalee Bhend, Rickey McGill, Daniel Downey, Lisa Mantarro Moore, Marco Sepulveda Hallinan, Maggie Mejia, Mike Lenahan, Sandra Lucas, Ora Scruggs, Ken Groves and Mary Schatz to the Democratic Party County Central Committee ([View Item](#))
- * 9. Acceptance of the Clerk-Recorder's Declaration of the Results of the Consolidated Election Conducted on March 5, 2002 ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Accept Federal Substance Abuse and Mental Health Services Administration Block Grant Funding for the Dual Diagnosis Project for Fiscal Year 2001/2002 - Behavioral Health and Recovery Services ([View Item](#))
- * 2. Approval of Stanislaus Arts Council's Request for Authorization to Submit a Grant Application to the California Arts Council for Program Funding ([View Item](#))
- * 3. Approval of an Increase in the Workers' Compensation Trust Account for Payment of Benefits to Recipients - Risk Management ([View Item](#))
- * 4. Authorization for the Director of the Department of Employment and Training (DET) or his Designee, to Execute an Agreement and any Subsequent Agreements with the State of California Employment and Development Department to Conduct the 2002 Labor Market Survey in Stanislaus County ([View Item](#))
- * 5. Authorization to Submit a Pre-Application for the Urban Park and Recreation Recovery Rehabilitation Grant for the Fairview Neighborhood Park Development Project - Environmental Resources ([View Item](#))
- * 6. Approval for the Sheriff to Redirect Previously Approved Public Facility Fees to the Equestrian Center Project ([View Item](#))
- * 7. Approval of Updated Bylaws Governing the Juvenile Hall Service League – Probation ([View Item](#))
- * 8. Approval to Authorize the Health Services Agency to Issue a Request for Proposals for the Relocation of the McHenry Medical Office ([View Item](#))
- * 9. Approval to Adopt a Resolution to Implement Government Code Section 31641.56, Which Would Allow Employees to Buy-Back Part-Time Service Rendered between Full-Time Service Periods ([View Item](#))

10. Approve Certain Transportation Control Measures that will Help Mitigate Negative Impacts to Air Quality and that will Begin to Address the "Severe Status" Classification of the Valley Air Quality ([View Item](#))
11. Approval to Contract for the Building of the 2002 County Exhibit at the 2002 California State Fair ([View Item](#))
12. Consideration and Approval of the Mid-Year Fiscal Report ([View Item](#))

C. Department of Public Works

- * 1. Approval of Plans and Specifications for the Albers Road Widening Project from Claribel Road to Warnerville Road ([View Item](#))
- * 2. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11 of the Stanislaus County Code, Adding No Parking Zones on Coffee Road, Crows Landing Road, and Frazine Road; and, Amending an Existing No Parking Zone on Imperial Avenue ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Set a Public Hearing on April 16, 2002 at 7:35 p.m. for Rezone Application No. 2001-19 - Ray Gritton ([View Item](#))
- * 2. Approval to Rescind Williamson Act Contract No. 91-4213 (Modesto Area, District 3) and Approve Two New Contracts Pursuant to Minor Lot Line Adjustment Application No. 2002-01 and Authorize the Planning Director to Execute New Contracts ([View Item](#))

E. County Counsel

VI. Scheduled Matters

- 9:25 a.m. Public Hearing to Consider the Approval of Final Cost Reimbursement for Demolition of a Structure Located at 5001 E. Monte Vista Avenue, Denair, California ([View Item](#))
- 9:30 a.m. Public Hearing to Consider the Adoption of the Draft 2002-2007 Community Development Block Grant Consolidated Plan and the Draft Annual Work Plan for FY 2002-2003 ([View Item](#))

VII. Correspondence

1. This Board has received a letter from the Department of Social Services notifying us that Stanislaus County qualifies for Refugee Employment Social Services funding effective October 1, 2002.
(Recommendation: Refer to the Community Services Agency.)
2. This Board has received a letter from the Department of Fish and Game regarding proposed regulatory action relative to Mammal Hunting and Trapping.
(Recommendation: Refer to the Department of Environmental Resources and the Agricultural Commissioner.)
3. This Board has received a letter from the California State Association of Counties with information regarding the passage of Proposition 42 which dedicated sales tax on gasoline to transportation.
(Recommendation: Refer to the Department of Public Works.)

4. This Board has received a letter from Urban Futures Incorporated regarding the Ceres Redevelopment Agency's process in preparing an amendment to the Redevelopment Plan for the Ceres Redevelopment Project.
(Recommendation: Acknowledge receipt and refer to the Department of Planning and Community Development.)
5. This Board has received a letter from the Victim Compensation and Government Claims Board encouraging all Counties to utilize the funds allocated to them to provide group mental health counseling and education or activities to promote tolerance for individuals who may be at risk for discrimination as a result of the events on September 11, 2001.
(Recommendations: Refer to the Department of Behavioral Health and Recovery Services.)
6. This Board has received a letter from the State of California Health and Human Services Agency regarding the changes to the Health Insurance Portability and Accountability Act (HIPAA).
(Recommendation: Refer to the Health Services Agency and the Chief Executive Office - Risk Management Division.)
7. This Board has received a letter from Americ Disc USA-California regarding the possible layoff of their employees from their Stanislaus County site.
(Recommendation: Refer to the Department of Employment and Training.)
8. This Board has received a letter from California State Senator Joseph Dunn requesting support for SB1509, which is legislation that would financially reward cities and counties for approving new affordable housing developments.
(Recommendation: Refer to the Chief Executive Office and the Department of Planning and Community Development.)
9. This Board has received the following claims: Estate of Sam Hauter, Wahbia Alghazaly Moneef Hauter, Sedqi Hauter, Rassam Hauter, Moneef Hauter, Maher Hauter, Mosheer Hauter, Moshtak Hauter, a minor, Ashwak Hauter, a minor, Burhan Hauter, a minor, Hamzah Hauter, a minor, by and through their Guardian ad Litem, Wahbia Hauter (Amended Claim); Monica A. Valladares; Geico Insurance for their insured Piedy Kittrell; Steven C. Lewis; Jorge Moran; Mercury Insurance for their insured Mary E. Rutherford; and, Christine Wade.
(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 Real Property Negotiators: Property: Vacant Property in Grayson, CA (APN 16-34-03 and APN 16-34-06). Agency Negotiators: Reagan M. Wilson and Patty Hill Thomas. Owner Negotiators: Harold/Jeff Arambel; and, Trinidad Gutierrez. Under Negotiation: Both Terms of Payment and Price - Government Code Section 54956.5(b). Public Employee Appointment: Title: Agricultural Commissioner – Government Code Section 54954.5(e). Public Employee Performance Evaluation: Title: Chief Executive Officer – Government Code Section 54954.5(e).