



BOARD OF SUPERVISORS

Pat Paul, 1st District
Thomas W. Mayfield, 2nd District
Nick W. Blom, 3rd District
Raymond Clark Simon, 4th District
Paul W. Caruso, 5th District

1010 Tenth Street, Suite 6500, Modesto, CA 95354
Phone: 209.525.4494 Fax: 209.525.4410

AGENDA

October 29, 2002

9:00 A.M.

Chambers – Basement Level
1010 10th Street
Modesto, California

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. Presentation: Proclamation for October 2002 as California Children’s Services Month in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar
- V. Agenda Items
 - A. Miscellaneous
 - * 1. Approval of the Minutes for:
 - a. October 8, 2002 ([View Item](#))
 - b. October 15, 2002 ([View Item](#))
 - * 2. Acceptance of Resignations of:

- a. Noé Páramo from the Stanislaus County Children’s Council ([View Item](#))
 - b. Saúl García from the Equal Rights Commission ([View Item](#))
 - c. Jeanette Lyng Robinson and Apryl Neal from the Workforce Investment Board Youth Advisory Council ([View Item](#))
 - d. Ken Beswick from Reclamation District #2063 ([View Item](#))
 - * 3. Approval to Amend the Stanislaus County Conflict of Interest Code ([View Item](#))
 - * 4. Approval to Proclaim:
 - a. October 2002 as California Children’s Services Month in Stanislaus County ([View Item](#))
 - b. November 2002 as California Court Adoption and Permanency Month in Stanislaus County ([View Item](#))
 - c. Hmong New Year Celebration in Stanislaus County on November 16 and 17, 2002 ([View Item](#))
 - * 5. Approval to Adjust the Term Ending Date for Anne Starck on the Commission on Aging ([View Item](#))
- B. Chief Executive Office**
- * 1. Approval of Fiscal Year 2002-2003 Contracts with the California Department of Food and Agriculture and the California Department of Pesticide Regulation for Pest Detection and Pesticide Use Enforcement and Approval to Adjust the Budget and Amend the Salary and Position Allocation Resolution – Agricultural Commissioner ([View Item](#))
 - * 2. Approval of Agreement with State Department of Mental Health to Fund a Staff Support Technician to Provide Administrative Support for the Building the Employment Services Team – Behavioral Health and Recovery Services ([View Item](#))
 - * 3. Approval of Agreement with the State Department of Mental Health for the Provision of Mental Health Services for Fiscal Year 2002-2003 – Behavioral Health and Recovery Services ([View Item](#))
 - * 4. Approval of Amendment No. 1 to the Agreement Between City of Modesto and County of Stanislaus Relating to Administration of Service Agreement for Supply and Acceptance of Solid Waste – Environmental Resources ([View Item](#))
 - * 5. Approval to Administer and Receive Beverage Container Recycling Funds from the California Department of Conservation and Act as the Lead Agency for the Participating Cities – Environmental Resources ([View Item](#))
 - * 6. Approval for the Health Services Agency to Negotiate and Enter into a Lease/Purchase Agreement with Lasalle Bank National Association for the Replacement of a Nuclear Medicine Imaging Camera and Related Equipment with a Principal Amount Not to Exceed \$345,000.00 ([View Item](#))
 - * 7. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Chapter 9.60 of the Stanislaus County Code Concerning Fair Hearing Processes of the Indigent Health Care Program – Health Services Agency ([View Item](#))
 - * 8. Approval of an Updated Indigent Health Care Program (IHCP) Scope of Benefits and Benefit Exclusions Reflecting Changes Resulting from the Closure of Stanislaus Medical Center and Clarifying Language Related to Existing Board Approved Medical and Dental Benefits – Health Services Agency ([View Item](#))
 - * 9. Approval of Agreement Between the Office of Statewide Health Planning and Development (OSHPD) and Stanislaus County Health Services Agency Under Which OSHPD Provides Training Funds to the Health Services Agency Under the Song-Brown Family Physician Training Act – Health Services Agency ([View Item](#))

- * 10. Approval of Report from Supplemental Law Enforcement Oversight Committee (SLEOC) Related to Supplemental Law Enforcement Services for Fiscal Year 2001-2002 – Sheriff ([View Item](#))
- * 11. Approval to Accept Department of Education Third Year Funding to Continue Transitional Road to After Custody and Self-Sufficiency (TRACS) Program for Inmates; Establish Appropriations and Revenues; and Authorize the Sheriff to Sign Necessary Agreements – Sheriff ([View Item](#))
- * 12. Approval for Sheriff to Contract with the California Department of Corrections (CDC) to Establish a Partnership in a State Monitored Inmate Programs and Recidivism Study – Sheriff ([View Item](#))
- * 13. Approval to Accept the Stanislaus County Treasury Pool’s August, 2002 Monthly Investment Report – Treasurer/Tax Collector ([View Item](#))
- * 14. Approval of Amendment No. 1 to the Agreement for Farm Management Services with Sunflower Ranch Management Company, Inc., for the County's Agricultural Property Located Adjacent to the Fink Road Landfill - Public Works ([View Item](#))
- 15. Approval to Apply to the Department of Health Services, Sexually Transmitted Disease Branch, and to Accept Funds in the Amount of \$40,000 for the Chlamydia Screening Project (ClaSP) for Continued Screening of Chlamydia in Stanislaus County – Health Services Agency ([View Item](#))
- 16. Approval to Accept the Fiscal Year 2001-2002 Third Annual Report from the Stanislaus County Family Violence Death Review Team – Health Services Agency ([View Item](#))
- 17. Approval to Purchase a Used Helicopter from E&J Gallo Winery Incorporated; Sell Surplus, Used Aircraft Including Parts and Adjust the Budget – Sheriff ([View Item](#))
- 18. Approval of the Telecommunications Strategy for County Departments ([View Item](#))

C. Department of Public Works

- * 1. Approval to Increase Appropriations and Estimated Revenue for the Albers Road Widening Project ([View Item](#))
- * 2. Approval of a Summary Abandonment of Acacia Street and a Portion of Mission Street in the Town of Salida ([View Item](#))
- * 3. Approval to Appropriate Funds for the Construction of the Pelican Road Flood Repair Project ([View Item](#))
- * 4. Approval of Amendment No. 1 to a Right-of-Way Acquisition Agreement for Property at the Northwest Corner of Albers Road and Patterson Road ([View Item](#))
- * 5. Approval of Amendment to Professional Services Agreement with Nichols Consulting Engineers ([View Item](#))
- * 6. Approval to Direct the Auditor-Controller to Increase Appropriations and Estimated Revenue for the Fiscal Year 2000/01 Asphalt Concrete Overlay Program Project ([View Item](#))
- * 7. Approval of the Institution of Proceedings for the Formation of County Service Area No. 20 – Summit ([View Item](#))
- * 8. Approval of the Institution of Proceedings for the Formation of County Service Area No. 17 – Sunray Estates ([View Item](#))
- * 9. Approval of the Subdivision Improvements for the Lands of Adam Planned Development, Parcel Map No. 95-27 ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval of Salida Planned Development Park and Road Account Expenditures ([View Item](#))

- * 2. Approval to Authorize the Expenditure of \$25,000 of Home Investment Partnership (H.O.M.E.) Program Funds for the Purchase of a Single Family Residential Lot in the Riverdale Park Neighborhood ([View Item](#))
- * 3. Approval to Set a Public Hearing on December 10, 2002 at 9:25 a.m. Regarding the Review of the Stanislaus County Redevelopment Agency Plan and Implementation Plan ([View Item](#))
- * 4. Approval to Set a Public Hearing on November 12, 2002 at 9:25 a.m. for Rezone Application No. 2002-16, Grayson Community Center ([View Item](#))

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received information regarding the Transportation Sales Tax Initiative for Stanislaus County.
(Recommendation: Action request by Supervisor Paul.)
2. This Board has received a letter from the Madera County Board of Supervisors requesting opposition to Proposition 50 on the November 5, 2002 Election.
(Recommendation: Board consideration and action.) ([View Item](#))
3. This Board has received a re-notice from the State Water Resources Control Board regarding an application to appropriate water by permit for the Thomson Family Trust to divert water from tributaries which are tributary to Angels Creek thence New Melones Reservoir.
(Recommendation: Refer to the Department of Environmental Resources.)
4. This Board has received a notice from the State Board of Corrections regarding an update of Public Hearing dates for the revision of the Minimum Standards for Local Juvenile Facilities.
(Recommendation: Refer to the Chief Probation Officer.)
5. This Board has received a letter from Clerk-Recorder requesting designation of a member of the Board to serve on the Ballot Processing Panel for the November 5, 2002 Consolidated General Election.
(Recommendation: Designation of Board Members.)
6. This Board has received a copy of the San Joaquin Valley Drainage Monitoring Program 1998 from the State Department of Water Resources.
(Recommendation: Refer to the Department of Environmental Resources and to the Agricultural Commissioner.)
7. This Board has received a letter from the State Office of the Director of Emergency Services regarding the declaration of Stanislaus County as a contiguous County as a disaster area due to the wildfire in Santa Clara County.
(Recommendation: Refer to the Emergency Services/CEO.)
8. This Board has received a letter from the Judicial Council of California seeking comment on a revised model for appointment, evaluation, discipline and removal of the Chief Probation Officer.
(Recommendation: Refer to the Chief Executive Officer.)

9. This Board has received a letter from the California Department of Child Support Services regarding general information on new legislation AB 2934 and AB 3032.
(Recommendation: Refer to the Department of Child Support Services.)
10. This Board has received the following claims: Jacqueline Ramirez (Minor); Maximiliana Mora; David Frank Koot; Larry Harper; Joan Stark; Frances Burnett; and, Benjamin Overton.
(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
 - A. First Quarter Financial Report, July-September 2002 ([View Item](#))
 - B. Consideration of Resolution for CSAC Board of Directors Urging the State of California to Recognize and Accept its Administrative Oversight and Fiscal Responsibilities to the Mandated In-Home Supportive Services Program ([View Item](#))
- X. Closed Session: Conference with Legal Counsel – Existing Litigation - One Case: Majorie Dalmaceda and Nica Dalmaceda, a minor, by and through her Guardian ad Litem, Majorie Dalmaceda, vs. the County of Stanislaus, David J. Gaddy, and Does One through Hundred – #306966, filed in Superior Court on December 21, 2001. Pursuant to Government Code Section 54956.9.
Public Employee/Employment - Consider Recommendation – Appointment: Chief Probation Officer, Pursuant to Government Code Section 54954.5(e) – 54957.
- XI. Adjournment