



BOARD OF SUPERVISORS

Pat Paul, 1st District
Thomas W. Mayfield, 2nd District
Jeff Grover, 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

January 14, 2003

9:00 A.M.

Chambers – Basement Level
1010 10th Street
Modesto, California

www.co.stanislaus.ca.us/BOS/AGENDA/agenda.pdf

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.

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. Presentation:
 - A. Ten Year Service Award for Supervisor Thomas W. Mayfield
 - B. Resolution Proclaiming the Week of January 27, 2003 as Family Services Specialist Recognition Week in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for January 7, 2003 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 817 to Amend Title 11 of the Stanislaus County Code, Pertaining to Traffic Control Establishing Speed Zones on Various County Roads ([View Item](#))
- * 3. Approval of Appointments of:
 - a. Anthony B. Riley to the Stanislaus County Equal Rights Commission ([View Item](#))
 - b. Kay Dunkel to the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
- * 4. Approval of Amendments to the Conflict of Interest Codes for the Stanislaus County Redevelopment Agency, Modesto City Schools and the Empire Sanitary District ([View Item](#))
- * 5. Approval to Proclaim February 14, 2003 as “A Day for Hearts: Congenital Heart Defect Awareness Day” in Stanislaus County ([View Item](#))
- * 6. Approval of Reappointment of Anthony J. Cusenza to the Stanislaus County Planning Commission ([View Item](#))
- 7. Approval of 2003 Stanislaus County Board of Supervisors Committee Assignments ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Award a Construction Contract to the Low Bidder Silviera Construction for the Tenant Improvements for the Grand Jury at 1201 I Street on the 3rd Floor ([View Item](#))
- * 2. Approval for the Community Services Agency to Charge a Fee of \$630 for Each Stepparent Adoption Processed – Community Services Agency ([View Item](#))
- * 3. Approval of Acceptance of Fiscal Year 2002-2003 Grant from Department of Justice for District Attorney’s Office Spousal Abuser Prosecution Program Grants and Direct the Auditor Controller to Make the Budget Adjustment – District Attorney ([View Item](#))
- * 4. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding:
 - a. 2101 Robertson Road, Modesto, California, Hearing No. CE01-945 ([View Item](#))
 - b. 201 Carpenter Road, Modesto, California, Hearing No. CE01-1242 ([View Item](#))
 - c. 800 East Hatch Road, Modesto, California, Hearing No. CE02-168 ([View Item](#))
 - d. 4512 Finney Road, Salida, California, Hearing No. CE02-1608 ([View Item](#))
 - e. 434 Empire Avenue, Modesto, California, Hearing No. CE02-1863 ([View Item](#))
 - f. 2345 Ridge Road, Modesto, California, Hearing No. CE02-1080 ([View Item](#))
 - g. 531 Maze Boulevard, Modesto, California, Hearing No. CE02-1610 ([View Item](#))
 - h. 1534 Imperial Avenue, Modesto, California, Hearing No. CE01-2143 ([View Item](#))
 - i. 11707 Yosemite Boulevard, Waterford, California, Hearing No. CE02-1978 ([View Item](#))
 - j. 5816 Central Avenue, Ceres, California, Hearing No. CE02-820 ([View Item](#))
- * 5. Approval of the Renewal of the Agreement Between the County of Stanislaus and Scenic Faculty Medical Group, Inc. (SFMC) to Provide Both Administrative and Teaching Related Services to the Family Practice Residency Program at Stanislaus County Health Services Agency – Health Services Agency ([View Item](#))
- * 6. Approval for the Sheriff to Enter into Negotiations and Sign a Contract for the Purchase of a Chemical Agent Detection Device - Sheriff ([View Item](#))
- 7. Approval of the Employee Mentor Program Progress Report and Authorize a Proclamation Acknowledging the Month of January 2003 as Mentoring Month in Stanislaus County ([View Item](#))

C. Department of Public Works

- * 1. Approval to Increase Appropriations and Estimated Revenue for Environmental Studies for the 2001-2002 A.C. Overlay Program Project ([View Item](#))
- * 2. Approval of an Agreement for Road Right-of-Way Acquisition at the Northwest Corner of Glenn Avenue and Dallas Street in the South Modesto Area for the School Sidewalk Program ([View Item](#))
- * 3. Approval and Acceptance of the Subdivision Improvements and Waiving the One Year Maintenance Period for Rode Industrial Park, Vesting Tentative Parcel Map No. 98-26 ([View Item](#))
- * 4. Approval to Pay for Piping and Pump Equipment Rental for CSA No. 10 – Salida ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Rescind a Portion of Williamson Act Contract No. 0466/1969 and 1144/1972 (State Route 4, Farmington, District 1) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2002-32 and Authorize the Planning Director to Execute a New Contract ([View Item](#))
- * 2. Approval to Rescind a Portion of Williamson Act Contract No. 0845/1972 (Magnolia Ave., Patterson, District 5) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2002-45 and Authorize the Planning Director to Execute a New Contract ([View Item](#))
- * 3. Approval to Rescind a Portion of Williamson Act Contract No. 2144/1976 (Loquat Ave., Patterson, District 5) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2002-46 and Authorize the Planning Director to Execute a New Contract ([View Item](#))
- * 4. Approval to Rescind a Portion of Williamson Act Contract No. 0301/1971 (E. Grayson Rd., Denair, District 2) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2002-44 and Authorize the Planning Director to Execute a New Contract ([View Item](#))
- * 5. Approval of Salida Planned Development Road Account Expenditures ([View Item](#))
- * 6. Consideration of an Amendment to the Stanislaus County Program Income Reuse Plan to Include Housing and Assistance Services for the Homeless; and, Consider the Approval of \$13,000 to Assist in the Provision of Housing for the Homeless in the City and Surrounds of Turlock ([View Item](#))

E. County Counsel

VI. Scheduled Matters

- 9:25 a.m. Public Hearing to Consider the Formation of County Service Area No. 17 - Sunray Estates, and to Conduct a Ballot Procedure in Compliance with Proposition 218 ([View Item](#))
- 9:30 a.m. Public Hearing to Consider the Formation of County Service Area No. 20 - Summit, and to Conduct a Ballot Procedure in Compliance with Proposition 218 ([View Item](#))
- 9:35 a.m. Public Hearing to Consider the Approval of Rezone Application No. 2002-07 - Valley Peterbilt, Inc. A Request to Rezone from A-2-40 (General Agriculture) to Planned Development on 11.7 Acres for Construction of a Truck Sales and Service Facility on Golden State Boulevard at Barnhart Road in the Turlock/Keyes Area. A Mitigated Negative Declaration will be Considered ([View Item](#))

9:40 a.m. Public Hearing to Consider the Appeal of Planning Commission Decision of Denial for Vesting Tentative Subdivision Map No. 2001-01 - Del Rio Vista. A Request to Create 78 Parcels with an Average Parcel Size of Over 20,000+ Square Feet from a 43.8 Acre Site in the R-A (Rural Residential) Zoning District, in the Del Rio Area. **The Applicants Have Requested a Continuance to the February 4, 2003 or February 11, 2003 Meeting.** ([View Item](#))

VII. 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 Stanislaus County as a disaster area due to damages caused by drought conditions beginning January 1, 2002.
(Recommendation: Refer to the Agricultural Commissioner, Office of Emergency Services, and the Chief Executive Office - Risk Management Division.)
2. This Board has received the following claim: James Pullin.
(Recommendation: Acknowledge receipt of claim 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. Verbal Report on the Governor's 2003-2004 Budget Proposal ([View Item](#))

X. Recess

- XI. Closed Session: Existing Litigation: Protect Our Water vs. County of Stanislaus. Stanislaus County Superior Court Case No. 273599. Government Code Section 5954.5(c).



AGENDA
January 14, 2003

6:30 P.M.
Joint Meeting
Stanislaus County Board of Supervisors
Turlock Irrigation District

333 Canal Drive
Turlock, California

www.co.stanislaus.ca.us/BOS/AGENDA/agenda.pdf

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.

REASONABLE ACCOMMODATIONS: In compliance with the Americans with Disability 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. Reconvene as the Stanislaus County Board of Supervisors
- II. Joint Board of Supervisors and Turlock Irrigation District Discussion Topics
 - A. Walnut Avenue Energy Center
 - B. Transmission Projects
 - C. Fiber Optic and Communications Project

- D. Westside Power Authority
- E. Waste-to-Energy Facility
- F. Groundwater Basin Study
- G. Drinking Water
- H. Tuolumne River Study
- I. Tuolumne River Restoration Project

III. Adjournment