



**BOARD OF SUPERVISORS**

**Pat Paul, 1<sup>st</sup> District**  
**Thomas W. Mayfield, 2<sup>nd</sup> District**  
**Jeff Grover, 3<sup>rd</sup> District**  
**Raymond Clark Simon, 4<sup>th</sup> District**  
**Paul W. Caruso, 5<sup>th</sup> District**

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

**AGENDA**

April 15, 2003

6:30 P.M.

Chambers – Basement Level  
1010 10<sup>th</sup> 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.

**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: Resolution Proclaiming April as Child Abuse Prevention Month in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar
- V. Agenda Items
  - A. Miscellaneous
    - \* 1. Approval of the Minutes for April 8, 2003 ([View Item](#))
    - \* 2. Acceptance of a Vacancy on the Industrial Fire District Board ([View Item](#))

- \* 3. Approval to Proclaim May 12-16, 2003 as Jury Appreciation Week in Stanislaus County ([View Item](#))

B. Chief Executive Office

- \* 1. Approval of Amendment to the Animal Advisory Board By-Laws – Animal Services ([View Item](#))
- \* 2. Approval to Accept Grant from the Federal Emergency Management Agency for Emergency Operations Planning and Establish the Budget ([View Item](#))
- \* 3. Approval to Submit a Request for a Waiver of Work Requirement/Time Limitations in the Food Stamp Program for Able-Bodied Adults Without Dependent Children (ABAWD) – Community Services Agency ([View Item](#))
- \* 4. Approval to Authorize the District Attorney’s Office to Close Between the Hours of 12:00 P.M. and 1:00 P.M. – District Attorney ([View Item](#))
- \* 5. Approval to Contract with the California Department of Health Services for Medi-Cal Administrative Activities (MAA) for the Period July 1, 2003 through June 30, 2006 – Health Services Agency ([View Item](#))
- \* 6. Approval for the Sheriff to Utilize Criminal Justice Facilities Funds to Upgrade the Wiring and Network Capabilities at the Downtown Men’s Jail – Sheriff ([View Item](#))
- \* 7. Approval for the Sheriff to Purchase Replacement Refrigerated Food Delivery Van - Sheriff ([View Item](#))
- 8. Approval to Award the Demolition and Abatement Contract to Delta Oilfield Services, Inc. for the 12<sup>th</sup> Street Office and Parking Garage Project; Approval of the Plans and Specifications and Authorize the Issuance of a Notice Inviting Bids for the Construction of the Project on May 21, 2003 at 2:30 p.m.; and, Related Actions ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Summary Abandonment of Two Public Utility Easements off Codoni Avenue, East of Modesto ([View Item](#))
- \* 2. Approval to Authorize the Auditor-Controller to Increase Appropriations and Estimated Revenue by \$22,234.01 for Road and Bridge Operations ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing on May 6, 2003 at 9:25 a.m. for Rezone Application No. 2002-11 - The Auto Prestige ([View Item](#))

E. County Counsel

- \* 1. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Section 6.68.030 of the Stanislaus County Code Relating to Itinerant Vendor Permits ([View Item](#))

VI. Scheduled Matters

6:35 p.m. Public Hearing to Consider General Plan Amendment Application No. 2002-05, Rezone Application No. 2002-14 and Lot Line Adjustment Application No. 2002-34-American Chevrolet. A Request to Change the General Plan Designation from Urban Transition to Planned Development and to Change the Zoning District from General Agriculture (A-2-10) to Planned Development to Allow for Expanded Truck Parking on 1.66 Acres, Located on the East Side of McHenry Avenue, Between Bangs Avenue and Kiernan Avenue, in the Modesto Area. A Mitigated Negative Declaration will be Considered. ([View Item](#))

- 6:40 p.m. Public Hearing to Consider General Plan Amendment No. 2002-01 and Rezone Application No. 2002-05 - Santa Fe Mini Storage / Robert B. Wallace. A Request to Amend the General Plan and Zoning Designation from Low Density Residential (LDR) / Rural Residential (R-A) to a Planned Development (P-D) Allowing for the Development of a Mini-Storage Facility on 1.74 Acres, in the Denair Area. The Site is Located Northeast of the Gratton Road and East Monte Vista Avenue Intersection. A Mitigated Negative Declaration will be Considered. ([View Item](#))
- 6:45 p.m. Public Hearing to Consider General Plan Amendment No. 2002-03 and Rezone Application No. 2002-09 - Juan M. Garcia. A Request to Amend the General Plan Designation from Commercial to Medium-High Density and the Zoning Designation from C-1 (Neighborhood Commercial) to R-3 (Multiple-Family Residential) to Allow a Single-Family Dwelling on a 7,000 Square Foot Lot Located on the North Side of Broadway Avenue, in the Modesto Area. A Mitigated Negative Declaration will be Considered. ([View Item](#))
- 6:50 p.m. Public Hearing to Consider General Plan Amendment Application No. 2002-08, Rezone Application No. 2002-20, Parcel Map Application No. 2002-30 and Ordinance Amendment Application No. 2002-02 - West Patterson Master Development Plan and Keystone Pacific Business Park. ([View Item](#))
- 6:55 p.m. Public Hearing to Consider General Plan Amendment No. 2002-06 and Rezone Application No. 2002-15 - John Hettinga. A Proposal to Create a Planned Development Zone to allow Placement of a Billboard Sign on 4 acres Located at 5584 Pirrone Road, in Salida. ([View Item](#))
- 7:00 p.m. Public Hearing to Consider General Plan Amendment Application No. 2003-02 - Park Development Requirement Text Amendment to Policy Twenty-One of the County General Plan Land Use Element Pertaining to Methods by which Parkland Requirements Can be Met. ([View Item](#))

## VII. Correspondence

1. This Board has received a letter from the Reclamation Board regarding the encroachment permit process for projects on Board regulated streams.  
(Recommendation: Refer to the Department of Planning and Community Development; Department of Environmental Resources and Department of Public Works; and, direct these Departments to cooperate with the Reclamation Board by notifying applicants through the permit process.)
2. This Board has received letters from Sutter and Calaveras Counties requesting support of continued Federal funding for California's Cooperative Wildlife Services Program.  
(Recommendation: Refer to the Chief Executive Officer.)
3. This Board has received a copy of the Dairy CARES Annual Report from the Community Alliance for Responsible Environmental Stewardship.  
(Recommendation: Refer to the Agricultural Commissioner and the Department of Environmental Resources.)

4. This Board has received a letter from California Nut Company of Denair regarding the expected partial closure date of their packaging plant sometime between May 15, 2003 and June 6, 2003. (Recommendation: Refer to the Department of Employment and Training. See the Department's memo attached to correspondence.)
5. This Board has received a letter regarding the permanent closure of ATB Packing Company's Turlock honeydew melon packing facility; the layoff of employees will occur in the last week of June or the first week of July. (Recommendation: Refer to the Department of Employment and Training. See the Department's memo attached to correspondence.)
6. This Board has received a letter regarding the permanent closure of B&E Supply Company of Turlock; the layoff of employees will occur in the last week of June or the first week of July. (Recommendation: Refer to the Department of Employment and Training. See the Department's memo attached to correspondence.)
7. This Board has received the following claims: Billy Reeves; Marsha M. Bogdon; Cayetano G. Lopez; Marco Perez; and, Alicia Antle. (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