



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

April 29, 2003

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.

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. Public Comment Period
- III. Consent Calendar
- IV. Agenda Items
 - A. Miscellaneous
 - * 1. Approval of the Minutes for April 15, 2003 ([View Item](#))

- * 2. Approval to Adopt and Waive the Second Reading of Ordinance:
 - a. C.S. 836 to Amend Section 6.68.030 of the County Code Relating to Itinerant Vendor Permits ([View Item](#))
 - b. C.S. 834 a Development Agreement by and between the County of Stanislaus and the Keystone Pacific Business Park, LLC ([View Item](#))
- * 3. Approval to Proclaim:
 - a. May 2003 as Teen Pregnancy Prevention Month in Stanislaus County ([View Item](#))
 - b. May 2003 as Mental Health Month in Stanislaus County ([View Item](#))
 - c. May 2003 as Foster Care Awareness Month and August 9, 2003 as Foster Parent and Relative Care Provider Appreciation Day in Stanislaus County ([View Item](#))
 - d. May 4-10, 2003 as Multipurpose Senior Services Program Week in Stanislaus County ([View Item](#))
 - e. May 6-12, 2003 as Nurses Week in Stanislaus County ([View Item](#))
 - f. May 4-10, 2003 as National Arson Awareness Week in Stanislaus County ([View Item](#))
- * 4. Acceptance of the Resignation of:
 - a. John W. Mayol from the Business and Workforce Alliance Board ([View Item](#))
 - b. Jean “John” Enero from the Treasury Oversight Committee ([View Item](#))
- * 5. Approval of Commendation for:
 - a. Duane Nelson Upon Receiving the First Edmund G. “Pat” Brown Award from the Stanislaus County Democratic Central Committee and RCAMedia Center Partners ([View Item](#))
 - b. Kenneth E. Mitchem, M.D. Upon Receiving the Annual John Darroch Memorial Award ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Set Public Hearings on May 20, 2003:
 - a. 6:35 p.m. Consider a Request from the Central Valley Center for the Arts for Stanislaus County Capital Improvements Financing Authority to Issue Conduit Revenue Bonds on their Behalf Pursuant to the Tax and Equity Fiscal Responsibility Act ([View Item](#))
 - b. 6:40 p.m. Consider Adoption of the Ordinance Establishing New Fees and Amending Other Existing Fees of the Department of Environmental Resources ([View Item](#))
 - c. 6:45 p.m. Consider Approval of Increase in Building Permit Fees – Public Works ([View Item](#))
 - d. 6:50 p.m. Consider Establishing New Fees and Increasing Other Existing Fees for Copies of Public Records – County Counsel ([View Item](#))
 - e. 6:55 p.m. Consider Adoption of New Fees and Amending Other Existing Fees of the Agricultural Commissioner Department ([View Item](#))
 - f. 7:00 p.m. Consider Adoption of the Ordinance Establishing New Fees and Amending Other Existing Fees of the Department of Animal Services ([View Item](#))
- * 2. Approval to Renew the Agreement with Sierra Vista Child and Family Services for the Provision of Specialized Services to Children Ages 0 Through 5 with Special Needs – Behavioral Health and Recovery Services ([View Item](#))
- * 3. Approval to Name the New Salida Branch Library the Nick W. Blom Salida Regional Library ([View Item](#))
- * 4. Authorize the Chief Executive Officer to Execute on Behalf of the Department of Employment and Training a Lease with the City-County Joint Powers Agency for 5729 Sq. Ft. of the Ground Floor of 1010 10th Street ([View Item](#))

- * 5. Approval of the Status Report of Emergency Action on Courts Elevator Modification ([View Item](#))
- * 6. 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](#))
- * 7. Approval of an Increase in Appropriations for the Redevelopment Agency for Construction Expenses for the Salida Storm Drain, Salida Storm Drain Basin and Shackelford Sewer Transfer and Collection System – Planning ([View Item](#))
- * 8. Approval of the Stanislaus County Treasury Pool’s February, 2003 Monthly Investment Report – Treasurer/Tax Collector ([View Item](#))
- 9. Approval of a Status Report on the Stanislaus Integrated Services Agency – Behavioral Health and Recovery Services ([View Item](#))
- 10. Approval to Accept the Community Services Agency’s Annual Report: “Statewide Automation Welfare System (SAWS) Consortium IV (C-IV) Project” ([View Item](#))
- 11. Approval of the Electronic Government (E-Government) Status Report which Provides the Current Status and Future Directions in the Implementation of E-Government ([View Item](#))

C. Department of Public Works

- * 1. Approval to Hold a Traditional Cinco de Mayo Parade on Several County Roads on May 3, 2003 ([View Item](#))
- * 2. Approval to Increase Appropriations and Estimated Revenue for the Albers Road / Warnerville Road Improvements Project ([View Item](#))
- * 3. Approval of a Summary Abandonment of Portions of Old Oak Flat Road, Lying Between Oak Flat Road Station 19+00 and Diablo Grande Parkway Station 248+00 – Approximately 4.3 Miles ([View Item](#))
- * 4. Approval of the Subdivision Improvement Agreement for the Summit Corporate Center Phase 1 ([View Item](#))
- * 5. Approval of Plans and Specifications for the AC Overlay Program FY 2001/2002 Project ([View Item](#))
- * 6. Approval to Increase Appropriations for the Abbie Street-South Avenue Curb and Gutter Project ([View Item](#))
- * 7. Approval of a Property Exchange Between the Developer of Bonita Ranch Subdivision and the County, Located in the Town of Keyes ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Rescind a Portion of Williamson Act Contract No. 77-2733 (Illinois Road, District 3) and Approve New Contracts Pursuant to Minor Lot Line Adjustment 2003-03 and Authorize the Planning Director to Execute New Contracts ([View Item](#))
- * 2. Approval of Salida Planned Development Park Account Expenditures ([View Item](#))

E. County Counsel

- * 1. Approval of Resolution Authorizing Issuance of Denair Unified School District General Obligation Bonds, Election of 2001, Series B ([View Item](#))

V. Scheduled Matters

- 9:30 a.m. Public Hearing to Consider Appeal of Planning Commission Decision of Denial for Vesting Tentative Parcel Map Application 2002-37 and Exception Application 2002-07 - Dan and Sharon Schwartz ([View Item](#))

VI. Correspondence

1. This Board has received a copy of the Environmental Assessment/Initial Study from the Department of Transportation regarding the widening of Route 219.
(Recommendation: Refer to the Department of Public Works and the Department of Planning and Community Development.)
2. This Board has received a letter from the Merced County Board of Supervisors requesting approval of the compromise submitted by the California Electric Transportation Coalition to the Zero Emission Vehicle (ZEV) Clean Air Program. ([View Item](#))
(Recommendation: Adopt a resolution supporting the compromise.)
3. This Board has received a copy of the “Annual Air Toxics Report for the Year 2002” from the San Joaquin Valley Air Pollution Control District.
(Recommendation: Acknowledge receipt of report.)
4. This Board has received from the Great Valley Center a copy of the “Renewable Energy: Strategic Opportunities for the Great Central Valley”.
(Recommendation: Refer to the Department of Environmental Resources.)
5. This Board has received a copy of “Frequently Asked Questions about Selling Government Assets” from the Reason Foundation.
(Recommendation: Refer to the CEO-Purchasing Division.)
6. This Board has received a copy of the “Tribal Casinos and Their Impacts on a California Community” from the Coachella Valley Coalition for Responsible Sovereignty.
(Recommendation: Refer to the Chief Executive Office.)
7. This Board has received the following claims: Alka Dholakia; Lexus Parkin by and through her Guardian ad Litem, Francis L. Riddle; Linda Gage; Gion & Robert Whitcomb; Vickie Bigelow; Curtis Bigelow; Wilford Bigelow; and, Aldo R. Thomas.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VII. Board of Supervisors’ Reports

VIII. Legislative, Fiscal and Management Report – Chief Executive Officer

- A. Verbal Report on the Regional Water Quality Board’s Rule Making on Discharge of Storm Water from Agricultural Land ([View Item](#))

IX. Adjournment

- X. Closed Session: Conference with Legal Counsel -- Existing Litigation - Three Cases: West Stanislaus Fire Protection District vs. Stanislaus County, San Joaquin County Superior Court Case No. CV 014449; Protect Our Water, et al. vs. County of Stanislaus, Stanislaus County Superior Court Case No. 273599; and, Elizabeth Sanchez vs. County of Stanislaus, et al., Stanislaus County Superior Court Case No. 291835-- Pursuant to Government Code section 54956.9 (a).