



**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**

September 23, 2003

9:00 A.M.

Chambers – Basement Level  
1010 10<sup>th</sup> Street  
Modesto, California

[www.co.stanislaus.ca.us/BOS/AGENDA/agenda.pdf](http://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. Public Comment Period

III. Consent Calendar

IV. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for September 16, 2003 ([View Item](#))
- \* 2. Approval to Proclaim the Week of October 6, 2003 as Lawsuit Abuse Awareness Week in Stanislaus County ([View Item](#))

- \* 3. Approval of Appointment of Wendy Byrd to the Stanislaus County Equal Rights Commission ([View Item](#))
- \* 4. Approval to Amend the Conflict of Interest Code for the Stanislaus County Planning Commission ([View Item](#))
- \* 5. Approval of Request from the Haven Women's Center for Use of the Courthouse Lawn on October 1, 2003 ([View Item](#))

**B. Chief Executive Office**

- \* 1. Approval for the Agricultural Commissioner to Contract for Fiscal Year 2003-2004 with:
  - a. California Department of Food and Agriculture for Pest Detection, High Risk Inspection, Glassy-Winged Sharpshooter Program, Egg Quality, Nematode Control, Organic Program, Nursery Inspections and Red-Imported Fire Ant Program ([View Item](#))
  - b. California Cantaloupe Advisory Board for Cantaloupe Surveillance ([View Item](#))
  - c. United States Department of Agriculture for Wildlife Services ([View Item](#))
- \* 2. Approval to Authorize the Chief Executive Officer to Sign Open Space Subvention Act Application Reports as the Designated Authorized Representative for Stanislaus County – Assessor ([View Item](#))
- \* 3. Approval to Waive All the Camping Fees on Friday, September 26 and Saturday, September 27, 2003 at the Frank Raines Regional Park for a Volunteer Work Day – Parks and Recreation ([View Item](#))
- \* 4. Approval of the Exchange of Staff Between Aguascalientes, Mexico and Stanislaus County to Enrich Cultural Competency of our Mutual Staff – Community Services Agency ([View Item](#))
- \* 5. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Following Properties:
  - a. 3608 Tamarack Avenue, Ceres, California (CE No. 03-1152) ([View Item](#))
  - b. 7745 Monterey Avenue, Ceres, California (CE No. 02-1921) ([View Item](#))
  - c. 325 E Street, Empire, California (CE No. 03-390) ([View Item](#))
  - d. 4924 2nd Street, Empire, California (CE No. 02-2316) ([View Item](#))
  - e. 29948 Yosemite Boulevard, La Grange, California (CE No. 02-1574) ([View Item](#))
  - f. 1117 Alamo Avenue, Modesto, California (CE No. 03-951) ([View Item](#))
  - g. 1801 Poland Road, Modesto, California (CE No. 03-617) ([View Item](#))
  - h. 1513 Glenn Avenue, Modesto, California (CE No. 03-1234) ([View Item](#))
  - i. 1315 Holm Avenue, Modesto, California (CE No. 03-1501) ([View Item](#))
  - j. 512 Glenn Avenue, Modesto, California (CE No. 03-750) ([View Item](#))
- \* 6. Approval to Formally Discontinue the Community Health Advisory Committee as Recommended by the Committee Members – Health Services Agency ([View Item](#))
- \* 7. Approval for the Health Services Agency to Accept a Modification to the Metropolitan Medical Response System (MMRS) 2003-2005 Contract to Change the Payment Schedule, Statement of Work, and Delivery Schedule and Accept an Additional \$280,000 in Funds – Health Services Agency ([View Item](#))
- \* 8. Approval to Submit Refunding Application to the California Family Health Council for Continuation of Federal Title X Family Planning Grant for Calendar Year 2004 – Health Services Agency ([View Item](#))
- \* 9. Approval of an Independent Contractor Agreement with Robert Caton, M.D., for the Provision of Orthopedic Specialty Clinic Services at Stanislaus County Health Services Agency ([View Item](#))

- \* 10. Approval to Accept the Report of Annual Inspection/Evaluation of Local Jail/Detention Facilities Pursuant to the State of California Health and Safety Code Section 459 – Health Services Agency ([View Item](#))
- \* 11. Approval to Close the Riverbank Library on October 11, 2003 During the Annual Riverbank Cheese and Wine Exposition – Library ([View Item](#))
- \* 12. Approval to Accept State Supplemental Law Enforcement Services Funding for Countywide Law Enforcement, Jail and Prosecution Services in Fiscal Year 2003-2004 and Appoint the Oversight Committee – Sheriff/District Attorney ([View Item](#))
- 13. Approval to Authorize the County to be Included in an Environmental Review and Analysis as an Optional Water Purveyor for the Salida Community Plan Area ([View Item](#))

C. Department of Public Works

D. Department of Planning and Community Development

- \* 1. Approval of Rules and Regulations for the Stanislaus County Airport Land Use Commission ([View Item](#))
- \* 2. Approval to Set a Public Hearing on October 21, 2003 at 6:35 p.m. for Williamson Act Cancellation Application No. 2002-01 and Use Permit Application No. 2002-53 - Catholic Church Cemetery ([View Item](#))

E. County Counsel

- \* 1. Approval to Adopt a Resolution Creating and Implementing the Stanislaus County Replacement Benefits Plan ([View Item](#))

V. Scheduled Matters

VI. Correspondence

1. This Board has received a copy of the U.S. Department of the Interior Bureau of Land Management’s “Public Rewards from Public Lands, 2003 California”.  
(Recommendation: Refer to the Department of Planning and Community Development.)
2. This Board has received a copy of the Demographic and Employment Forecasts for the Population, Residential and Job Growth in the Inter-Regional Partnership Region of Alameda, Contra Costa, San Joaquin, Santa Clara and Stanislaus Counties.  
(Recommendation: Refer to the Department of Planning and Community Development and the Chief Executive Office.)
3. This Board has received the following claims: Lusamerica Foods, Inc., a California Corporation and Paul Allen Freeman; Ralph Kevin Keeler; California State Automobile Association for their insured Susan M. and John Bussard; Sergio Estrada; and, Frank R. Gomes, Sr.  
(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 Land Ownership Issues at the Fink Road Landfill Raised During the September 16, 2003 Board Meeting

IX. Adjournment

- X. Closed Session: Conference with Legal Counsel-Existing Litigation: Jose Lopez et al vs. County of Stanislaus et al. Stanislaus County Superior Court Case No. 309778. Protect Our Water v. County of Stanislaus et al. Stanislaus County Superior Court Case No. 273599. Government Code Section 54954.5(c). Employee Relations: Employee Relations Officer Patty Hill Thomas. Proposed Labor Organization of Sheriff's Lieutenants. Pursuant Government Code Section 54954.9(e).