



**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**

December 9, 2003

9:00 A.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:
  - A. SBC Foundation Presentation of a \$24,250 Grant for Connecting Stanislaus Targeted Technology Training
  - B. Commendation for the Partnership Stanislaus County Youth for Christ Teen Parents Program and the Stanislaus County Health Services Agency
  - C. Commendation for Beyer High School Girls Golf Team
- III. Public Comment Period

#### IV. Consent Calendar

#### V. Agenda Items

##### A. Miscellaneous

- \* 1. Approval of the Minutes for November 25, 2003 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinances:
  - a. C.S. 859 to Amend Title 11 of the Stanislaus County Code, Adding No Parking Zones, Yellow Zones, and No Truck Parking Zones on Various Locations ([View Item](#))
  - b. C.S. 864 to Amend Title 11 of the Stanislaus County Code, Pertaining to Traffic Control to Establish Speed Zones on Various County Roads ([View Item](#))
- \* 3. Approval of the Appointment of Norman W. Crow to the West Stanislaus Resource Conservation District Board ([View Item](#))
- \* 4. Approval to Consolidate the Riverbank Unified School District Bond Election with the General Primary Election on March 2, 2004 ([View Item](#))
- \* 5. Approval to Consolidate the Valley Home Joint School District Bond Measure “S” Election with the General Primary Election on March 2, 2004 ([View Item](#))
- \* 6. Approval of Commendations for:
  - a. California State Agricultural Secretary Bill Lyons, Jr. for his Service to the Citizens of the State of California ([View Item](#))
  - b. Stanislaus County Fire Fighters who Served in the 2003 Southern California Fires ([View Item](#))
  - c. the Turlock Amateur Radio Club Upon their 75<sup>th</sup> Anniversary ([View Item](#))
- \* 7. Approval of a Request from the District Attorney’s Office Victim Services Program for Use of the Courthouse Lawn on Thursday, December 11, 2003 for the Sixth Annual Homicide Victims’ Memorial Tree Lighting Ceremony and Candlelight Vigil ([View Item](#))

##### B. Chief Executive Office

- \* 1. Approval and Acceptance of Transfer of Two Weighing Devices Owned by the State of California to Stanislaus County – Agricultural Commissioner ([View Item](#))
- \* 2. Approval of Funding for Development of a Groundwater Management Plan and Current Phases of Models for the Modesto Groundwater Basin – Environmental Resources ([View Item](#))
- \* 3. Approval of Minor Language Changes for Certain Food Categories in the Environmental Resources Fee Schedule – Environmental Resources ([View Item](#))
- \* 4. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Following Properties:
  - a. 22160 Highway 33, Crows Landing, California – CE No. 02-1735 ([View Item](#))
  - b. 1831 Euclid Road, Hughson, California – CE No. 03-309 ([View Item](#))
  - c. 1501 Crawford Road, Modesto, California – CE No. 03-1614 ([View Item](#))
  - d. 1313 Inyo Avenue, Modesto, California – CE No. 03-2679 ([View Item](#))
  - e. 1417 Holm Avenue, Modesto, California – CE No. 03-2201 ([View Item](#))
  - f. 2705 Parkdale Drive, Modesto, California – CE No. 03-490 ([View Item](#))
  - g. 933 Alamo Avenue, Modesto, California – CE No. 03-1892 ([View Item](#))
  - h. 620 Alpine Avenue, Modesto, California – CE No. 03-1232 ([View Item](#))
  - i. 610 Laurel Avenue, Modesto, California – CE No. 03-977 ([View Item](#))
  - j. 3300 Maze Boulevard, Modesto, California – CE No. 03-2356 ([View Item](#))
  - k. 1417 Normandy Drive, Modesto, California – CE No. 03-2598 ([View Item](#))
  - l. 929 Alamo Avenue, Modesto, California – CE No. 03-1891 ([View Item](#))
  - m. 1502 Marin Avenue, Modesto, California – CE No. 03-1673 ([View Item](#))

- n. 937 Alamo Avenue, Modesto, California – CE No. 03-1893 ([View Item](#))
- o. 5525 10th Street, Keyes, California – CE No. 03-1677 ([View Item](#))
- p. 0 Apricot Avenue, Patterson, California – CE No. 03-1394 ([View Item](#))
- \* 5. Approval of the Agreement for the State’s Emergency Medical Services Appropriation for Fiscal Year 2002-2003 for Emergency Services – Health Services Agency ([View Item](#))
- \* 6. Approval to Accept the Continuation of Funding from the Department of Health Services – Community Challenge Grant Program for Fiscal Year 2003-2004 for the Teen Pregnancy Prevention Project – Health Services Agency ([View Item](#))
- \* 7. Approval to Accept the 2003 State Homeland Security Grant Program Part II, Supplemental Appropriation, for the Enhancement of Local Emergency Response to Weapons of Mass Destruction (WMD) and Related Budget Actions ([View Item](#))
- \* 8. Approval of Completion and Acceptance of the Abatement and Demolition Project by Delta Oilfield Services, Inc. at the Future Site of Gallo Arts Center ([View Item](#))
- \* 9. Approval of the Substitution of the Pre-Engineered Building Supplier for the Grayson Community Center and Park Project ([View Item](#))
- \* 10. Approval to Proceed with the Design for Remodeling the Animal Control Quarantine Building at 2846 Finch Road, Modesto, and Related Actions ([View Item](#))
- \* 11. Approval to Accept Fourth Year Juvenile Justice Crime Prevention Act Funding for Fiscal Year 2004/2005 to Fund Three Programs Created to Reduce Juvenile Crime Locally and Correct the Fiscal Year 2003-2004 Budget – Probation ([View Item](#))
- \* 12. Approval of the Stanislaus County Treasury Pool’s September 2003 Monthly Investment Report – Treasurer/Tax Collector ([View Item](#))
- \* 13. Approval to Award a Contract to Provide Food Services at Juvenile Hall between Stanislaus County and ARC Catering and Specialties ([View Item](#))
- \* 14. Approval to Accept a State of California Development Grant for La Grange Off-Highway Vehicle Park for the Completion of a Water System – Parks and Recreation ([View Item](#))
- \* 15. Approval to Renew the Agreement Between Stanislaus County and the Nine Incorporated Cities for Participation in the Stanislaus Operational Area Organization for Enhancing Large Scale Emergency Management ([View Item](#))
- \* 16. Approval to Appoint Gary Hinshaw as the Fire Warden/Assistant Director for the Office of Emergency Services at a Salary Above the Mid-Point of the Band and Extend an Existing Agreement with the City of Modesto ([View Item](#))
- 17. Approval to Adopt a Resolution in Support of the East San Joaquin County Water Quality Coalition for the Conditional Waiver of Waste Discharge Requirements for Discharges From Irrigated Lands – Agricultural Commissioner ([View Item](#))
- 18. Approval to Introduce and Waive the First Reading of the Ordinance to Amend Chapter 7, Section 7.12.030 of the Stanislaus County Code for the Holding of Administrative Hearings – Animal Services ([View Item](#))
- 19. Approval to Proceed with Steps Necessary to Transfer Title of the Crows Landing Air Facility from the Federal Government to Stanislaus County, to Establish a Planning and Operating Budget, and Related Actions ([View Item](#))

C. Department of Public Works

- \* 1. Approval of an Amendment to Extend the Facilities Lease Agreement for an Additional Five Years Between the City of Modesto and the County of Stanislaus to Lease Facilities in the Modesto Transportation Center ([View Item](#))
- \* 2. Approval of an Agreement for Sharing Cost of Electrical Facilities with Caltrans Along State Highways ([View Item](#))
- \* 3. Approval to Increase Appropriations and Estimated Revenue, in the Project Account, for the Compressed Natural Gas (CNG) Vehicle Fueling Facility Project ([View Item](#))

- \* 4. Approval to Increase Appropriations for the Shackelford Neighborhood Improvement Project for Design Services ([View Item](#))
- \* 5. Approval of Plans and Specifications for the Wincanton Basin Storm Drain Discharge System Project and Approval to Set the Bid Opening Date for January 7, 2004, No Later Than 2:30 p.m. ([View Item](#))
- \* 6. Approval for the City of Ceres to Fuel their Compressed Natural Gas Vehicles at Stanislaus County Public Works Compressed Natural Gas Fueling Station ([View Item](#))
- \* 7. Approval of the Installation of Stop Signs in the Valley Home Area at Michigan Avenue at Minnesota Avenue and Texas Avenue at Minnesota Avenue ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing on January 6, 2004 at 9:25 a.m. to Open a 30-Day Public Comment Period Regarding the Reallocation of a Portion of Fiscal Year 2002/2003 Community Development Block Grant Funds to Other Activities ([View Item](#))
- \* 2. Approval to Set a Public Hearing on February 10, 2004 at 9:25 a.m. to Consider the Adoption of the Reallocated Portion of Fiscal Year 2002/2003 Community Development Block Grant Funds to Other Activities ([View Item](#))

E. County Counsel

VI. Scheduled Matters

9:20 a.m. Public Hearing to Consider the Adoption of Updated Fire Protection Facility Fees for the Oakdale Rural Fire Protection District to be Imposed Upon New Development that Occurs Within the District ([View Item](#))

9:25 a.m. Public Hearing to Consider the Adoption of Updated Fire Protection Facilities Fees for the Salida Fire Protection District to be Imposed Upon New Development that Occurs Within the District ([View Item](#))

9:30 a.m. Sitting as the Redevelopment Agency ([View Item](#))

- I. Call to Order
- II. Consent Calendar (Those items marked with an \*)
- III. Approval of Minutes
  - \*A. Minutes of August 12, 2003
- IV. Correspondence
  - A. None
- V. Public Hearings
  - A. None
- VI. Agenda Items
  - \*A. Receipt of Statement of Indebtedness
  - \*B. Acceptance of Financial Report of the Stanislaus County Redevelopment Agency to the Board of Supervisors as Required by Health and Safety Code Section 33080.1.C.
  - C. Acceptance of the 2002/2003 Redevelopment Agency Activities Report
  - D. Consideration to Adopt a Finding That the Shackelford Neighborhood Sewer Collection and Transfer System Meets the Requirements of Health and Safety Code Section 33334.2(e)(2)
- VII. Public Forum

## VIII. Adjournment

- 9:35 a.m. Public Hearing to Consider Rezone Application No. 2003-06 and Vesting Tentative Subdivision Map Application No. 2003-02 - Del Rio Lago Subdivision, a Request to Create 47 Parcels with an Average Parcel Size of Over 20,000+ Square Feet from a 43.5 Acre Site in a New P-D (Planned Development) Zoning District Located on the East Side of Carver Road, South of Thunderbird Drive, in the Del Rio Area. A Mitigated Negative Declaration will be Considered. **(Continued from the November 25, 2003 Meeting)** ([View Item](#))

## VII. Correspondence

1. This Board has received a letter from the State of California regarding AB 846 that prohibits smoking within 20 feet of main entrances, exits, and operable windows of any building owned, leased, and occupied by the County beginning January 1, 2004. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office.)
2. This Board has received a copy of the 2003 California State Association of Counties Annual Report. ([View Item](#))  
(Recommendation: Acknowledge receipt of report.)
3. This Board has received a copy of the 2003 California State Association of Counties Excess Insurance Authority Annual Report. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office - Risk Management Division.)
4. This Board has received a letter from the Federal Emergency Management Agency regarding the proposed Base Flood Elevations (BFEs) determinations in the unincorporated areas of Stanislaus County ([View Item](#))  
(Recommendation: Refer to the Department of Planning and Community Development, Department of Public Works and Emergency Services.)
5. This Board has received the following claims: Danny Paul Jenkins, Sr.; and, Tamara Shannon.  
(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. Verbal Report on AB 1492 – Williamson Act Changes

## X. Adjournment

- XI. Closed Session: Conference with Legal Counsel: Anticipated Litigations – Significant Exposure to Litigation (1) Potential Case. Government Code Section 54954.5(c). Labor Negotiations: Agency Negotiator Patricia Hill Thomas. Labor Organization: United Domestic Workers. Pursuant Government Code Section 54954.9(e).

**ANNOUNCEMENTS:**

A. Board of Supervisors Closed Session Special Meeting

December 16, 2003 at 3:00 p.m.

1010 Tenth Street, Chambers Conference Room

Modesto, CA

Closed Session: Public Employee Appointment: Title: Chief Executive Officer. Government Code Section 54954.5(e)

B. Reception in Honor of the Stanislaus County Fire Fighters who served in the 2003 Southern California

Fires will be held on:

December 16, 2003 at 5:30 p.m. (prior to the Board of Supervisors Meeting)

Basement Foyer

1010 Tenth Street

Modesto, CA