



**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: 209.525.4420

**AGENDA**

September 14, 2004

**Special Meeting**  
**8:30 A.M.**

**Regular Meeting**  
**9:00 A.M.**

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

[www.co.stanislaus.ca.us/BOS/AgenMin.htm](http://www.co.stanislaus.ca.us/BOS/AgenMin.htm)

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.

**Special Meeting**  
**8:30 A.M.**

- I. Closed Session: Labor Negotiations: Agency Negotiator Patricia Hill Thomas. Labor Organization UDW. Government Code Section 54954.5(f).

**Regular Meeting**  
**9:00 A.M.**

II. Pledge of Allegiance to the Flag

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for August 24, 2004 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 893 Relating to the Regulation of Primary and Secondary On-Site Wastewater Treatment Systems and Approval to Amend Measure X Guidelines – Environmental Resources ([View Item](#))
- \* 3. Approval of Amendments to the Conflict of Interest Codes for the Salida Union School District and the Riverbank Unified School District ([View Item](#))
- \* 4. Approval of a Request from JAFCO Canine Management for Use of the Woodward Reservoir for their Annual Police K-9 Training Seminar on September 24 through September 26, 2004 ([View Item](#))
- \* 5. Approval of Request from E Clampus Vitus for Use of the La Grange Gold Dredge Historical Site on Friday October 15, 2004 through Sunday October 17, 2004 ([View Item](#))
- \* 6. Approval of Request from Hughson High School for Use of the Modesto Reservoir Area from September 2004 through November 2004 for their Cross-Country Team Practices and Two Cross-Country Track Meets ([View Item](#))
- \* 7. Approval to Accept the Clerk-Recorder’s Declaration of the Results of the Oak Valley Hospital District Special Bond Election Held on August 31, 2004 ([View Item](#))
- \* 8. Approval of the Appointments of Gabe Juarez, Celeste Edwards, Judy Ensley and Elizabeth Habib-Sakuma, and the Re-Appointments of James Merriam and Paul Van Tress to the Youth Advisory Council of the Stanislaus Economic Development and Workforce Alliance ([View Item](#))
- \* 9. Approval of Appointments In-Lieu of Election:
  - a. James Teter and Paul A. Westburg to the Oak Valley Hospital District Board ([View Item](#))
  - b. Jeannette Kessler and Edward Maring to the Del Puerto Health Care District Board ([View Item](#))
  - c. Renita Bassett and Dail Avila to the West Side Community Health Care District Board ([View Item](#))
  - d. Clifford W. Koster, Ivan E. Bays, Peter Lucich, Fred Vogel, Earl Perez, Thomas W. Dompe and Jim Jasper to the Del Puerto Water District Board ([View Item](#))
- \* 10. Acceptance of the Resignations of:
  - a. Don Viss from the Stanislaus Consolidated Fire Protection District Board ([View Item](#))
  - b. Linda Vargo from the Juvenile Hall Service League ([View Item](#))
- \* 11. Approval to Proclaim the Week of September 27 through October 1, 2004 as Cultural Awareness Week in Stanislaus County ([View Item](#))
- \* 12. Approval of the Appointment of Kathaleen Allen to the Empire Municipal Advisory Council ([View Item](#))

B. Chief Executive Office

- \* 1. Approval and Acceptance of the Auditor-Controller's Report on Stanislaus County's Revolving Funds as of June 30, 2004 – Auditor-Controller ([View Item](#))
- \* 2. Approval of an Amendment to the Agreement with the United Advocates for Children of California for the Provision of Mental Health Education, Advocacy and Support Services – Behavioral Health and Recovery Services ([View Item](#))
- \* 3. Approval to Not Enter into a Memorandum of Understanding with the California Department of Social Services (CDSS) for the Emergency Food Assistance Program (EFAP) – Community Services Agency ([View Item](#))
- \* 4. Authorization to Extend the Existing Contract with Clean Harbors Environmental Services, Inc. for Removal and Disposal of Hazardous Waste at the Household Hazardous Waste Collection Facility to June 30, 2005 – Environmental Resources ([View Item](#))
- \* 5. Approval of the Letter of Agreement to Contract with Toyon Associate, Inc. for Preparation of the Required Annual Medicare and Medi-Cal Rural Health Clinic Cost Report, Related Schedules and Questionnaires – Health Services Agency ([View Item](#))
- \* 6. Approval to Authorize the Registrar of Voters to Accept Two Federal Grants from the Help America Vote Act of 2002 for Voter Education/Pollworker Education and Election Assistance for Individuals with Disabilities – Clerk Recorder ([View Item](#))
- \* 7. Approval of Kaiser Permanente's Voluntary Regional Transportation Contribution (VRTC) and Public Facility Fee (PFF) for the Proposed New Kaiser Permanente Medical Center in the North Salida Area ([View Item](#))
- \* 8. Approval of a Public Reception for the Chief Executive Officer, Richard W. Robinson, on September 28, 2004 ([View Item](#))
- 9. Approval to Accept the Report and Recommendations of the Department of Environmental Resources Regarding the Stanislaus Wildlife Care Center ([View Item](#))

C. Department of Public Works

- \* 1. Approval of the Filing and Recording of the Final Map for Bonita Ranch Unit 1A Subdivision ([View Item](#))
- \* 2. Approval of the Subdivision Improvement Agreement for the Pentecost Industrial Subdivision ([View Item](#))
- \* 3. Approval of Amendment No. 1 to Project 2004-01 and a Budget Increase for the Scour Countermeasures Phase of the Hickman Road Bridge Project at Tuolumne River ([View Item](#))
- \* 4. Approval to Award Contract for the Tuolumne River Bridge at Waterford Project to Steelhead Constructors, Inc., of Redding, California ([View Item](#))
- \* 5. Approval of Annexation of Territory to the Empire Highway Lighting District without an Election – (Norman Glick School Annexation) ([View Item](#))
- \* 6. Approval to Install Stop Signs at Various County Locations ([View Item](#))
- \* 7. Approval of Contract Change Order No. 1 and Increase of Appropriations in the Project Account – Knights Ferry School Access Road ([View Item](#))
- \* 8. Approval of the Subdivision Improvement Agreement and the Filing and Recording of the Final Map for Sterling Ranch Unit No. 2 Subdivision ([View Item](#))
- \* 9. Approval of Revised Specifications for the School Sidewalk Project at Various Locations and Approval to Set the Bid Opening Date as October 13, 2004, at 2:30 p.m. ([View Item](#))

#### D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing on September 28, 2004 at 9:25 a.m. to Consider the Introduction, Waiving of the Reading, and Adoption of a Redevelopment Ordinance Extending the Redevelopment Plan for the Maximum Period Allowed Pursuant to Health and Safety Code Section 33333.2(C) ([View Item](#))
- \* 2. Approval to Award the Construction Contract for the Installation of Shade Shelters at Murphy Park in Salida to M. A. K. Associates, Inc. dba Playgrounds Unlimited of Sunnyvale, California ([View Item](#))
- \* 3. Approval to Rescind All or a Portion of Williamson Act Contract No. 1977-2857 (River Road, Oakdale Area) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2004-39 and Authorize the Planning Director to Execute a New Contract ([View Item](#))
- \* 4. Approval to Set a Public Hearing on September 28, 2004 at 9:30 a.m. to Consider the Introduction, Waiving of the Reading, and Adoption of Planning and Community Development Department Ordinance Amendment No. 2004-02, an Ordinance Amending Title 21 of the Stanislaus County Code Relating to Large Scale Retail Businesses ([View Item](#))
- \* 5. Approval to Set a Public Hearing on October 5, 2004 at 9:25 a.m. to Consider Rezone Application 2003-15 - Raman V. Patel, and Adoption of the Related Mitigated Negative Declaration ([View Item](#))
- \* 6. Approval to Set a Public Hearing on September 28, 2004 at 9:40 a.m. to Consider Specific Plan Amendment Application No. 2002-01 and Tentative Map Application No. 2002-05 - Diablo Grande Unit 2A, and Adoption of the Related Mitigated Negative Declaration ([View Item](#))
- \* 7. Approval to Set a Public Hearing on September 28, 2004 at 9:35 a.m. to Consider Williamson Act Cancellation No. 2004-02 and Use Permit Application No. 2003-26 - Forrest Aarvig and Related Actions ([View Item](#))

#### E. County Counsel

#### VI. Scheduled Matters

- 9:30 a.m. Public Hearing to Consider the Adoption of the Final Budget for Fiscal Year 2004-2005 and Related Actions and Adjustments ([View Item](#))

#### VII. Correspondence

1. This Board has received a Notice of Public Hearings from the California Board of Corrections regarding proposed revisions to the Minimum Standards for Local Detention Facilities. (Recommendation: Refer to the Sheriff and the Probation Department.) ([View Item](#))
2. This Board has received a notice from the U.S. Fish and Wildlife Service regarding the final rule designating the California Tiger Salamander as a threatened species and a proposed rule to designate critical habitat for this animal. ([View Item](#)) (Recommendation: Refer to the Agricultural Commissioner and the Department of Planning and Community Development.)

3. This Board has received letters from the State of California Office of Emergency Services regarding the U.S. Department of Agriculture and the U.S. Small Business Administration granting a disaster designation for the County of Alameda and the contiguous counties of Contra Costa, San Joaquin, Santa Clara, and Stanislaus due to agriculture losses caused by drought that occurred on March 1, 2004 and continuing. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner and the CEO/ Office Emergency Services.)
4. This Board has received a letter from the State of California Office of Emergency Services regarding the U.S. Small Business Administration granting a disaster designation for the County of Merced and the contiguous counties of Fresno, Mariposa, Madera, San Benito, Santa Clara, Stanislaus and Tuolumne due to abnormal high temperatures and windy conditions that occurred on March 25, 2004. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner and the CEO/ Office Emergency Services.)
5. This Board has received a letter from the San Joaquin Valley Rail Committee regarding the creation of a Joint Powers Authority to oversee the operation of the San Joaquin trains as authorized by Senate Bill 457. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office and Stanislaus County members of the San Joaquin Valley Rail Committee)
6. This Board has received the following claims: Cheryl Brey; Nissan North America, Inc. and Nissan Technical Center, North America, Inc. (“Nissan”); Jerry Lewis Pumphery; Raquel Zepeda; Jorge Julius Sales; Larry Womack; Roman Ornelas; Vickie Huntley McCafferty; Carl H. Hoglund; Chris Neal; Mychelle Vylonis; Clement Quinton Hayes and Sandie Goings; Roger G. Ladd; and, Annette deBoer.  
(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