



**BOARD OF SUPERVISORS**

- William O'Brien, 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*
- Jim DeMartini, 5<sup>th</sup> District*

1010 Tenth Street, Suite 6500, Modesto, CA 95354  
Phone: 209.525.4494 Fax: 209.525.4420

**AGENDA**

January 11, 2005

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.

- I. Pledge of Allegiance to the Flag
- II. Presentation:
  - A. California State Association of Counties Challenge Award for the Community Services Agency's Camp ALWAYS – A Life With Adoption Yields Success
  - B. Resolution Proclaiming the Week of January 9, 2005 as Family Services Specialist Recognition Week in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar

## V. Agenda Items

### A. Miscellaneous

- \* 1. Approval of the Minutes for:
  - a. January 4, 2005 Regular Session ([View Item](#))
  - b. January 4, 2005 Special Session – Board of Supervisors Orientation ([View Item](#))
- \* 2. Approval of the Stanislaus County Board of Supervisors’ 2005 Meeting Calendar ([View Item](#))
- \* 3. Acceptance of the Resignations of:
  - a. John Hernandez from the Mental Health Board ([View Item](#))
  - b. Anita Hellam from the Advisory Board on Substance Abuse Programs ([View Item](#))
  - c. Carl L. Ott to the East Side Mosquito Abatement District ([View Item](#))

### B. Chief Executive Office

- \* 1. Approval to Enter into an Agreement with the State Department of Mental Health for State Hospital Bed Usage for Fiscal Year 2004/2005 – Behavioral Health and Recovery Services ([View Item](#))
- \* 2. Authorization to Issue a Request for Proposal for the Provision of Services to Children by Family Resource Centers as Part of the Child Welfare Services Redesign Project – Community Services Agency ([View Item](#))
- \* 3. Approval for Environmental Resources to Accept Funds from the State Water Resources Control Board and to Contract with Environmental Contractors for the Clean Up of Soil and Groundwater Contamination on the Following Properties:
  - a. 632 Ninth Street, Turlock, California ([View Item](#))
  - b. 722 First Street, Turlock, California ([View Item](#))
- \* 4. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Following Properties:
  - a. 1010 Santa Fe Avenue, Modesto, California – CE No. 04-1424 ([View Item](#))
  - b. 901 Watson Avenue, Modesto, California – CE No. 03-2904 ([View Item](#))
  - c. 1740 Denver Street, Modesto, California – CE No. 04-3047 ([View Item](#))
  - d. 1500 Grimes Avenue, Modesto California – CE No. 04-1319 ([View Item](#))
- \* 5. Approval to Accept the Stanislaus County Treasury Pool’s November 2004 Monthly Investment Report – Treasurer/Tax Collector ([View Item](#))
- 6. Approval to Participate in the State-County Property Tax Administration Grant Program and Amend the Salary and Position Allocation Resolution – Assessor ([View Item](#))

### C. Department of Public Works

- \* 1. Approval of Amendment to the Agreement for Sharing Cost of Electrical Facilities with Caltrans ([View Item](#))
- \* 2. Approval of Memorandum of Understanding (MOU) with Modesto Irrigation District Regarding Costs to Relocate Electric Utilities in County Right-of-Way ([View Item](#))

### D. Department of Planning and Community Development

- \* 1. Approval to Rescind All or a Portion of Williamson Act Contract No. 1972-1015 and 1973-1250 (Sequoia Road, Patterson Area) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2004-50 (Del Mar Seed Co. - Jon and Tami Maring) and Authorize the Planning Director to Execute a New Contract ([View Item](#))

### E. County Counsel

## VI. Scheduled Matters

- 9:25 a.m. Public Hearing to Consider an Appeal of Planning Commission Decision for Use Permit Application No. 2004-13, McHenry Golf Center, a Request to Establish a Golf Driving Range on an 18+ Acre Parcel in the A-2-40 (General Agriculture) Zoning District on McHenry Ave., North of Kiernan Ave./Claribel Rd., in the North Modesto Area **(Written Requests from the Applicant and Appellant have been received to remand this Application back to the Planning Commission)** ([View Item](#))
- 9:30 a.m. Public Hearing to Consider Rezone Application No. 2004-05 and Parcel Map Application No. 2004-14, Kelly Business Park, a Request to Rezone 4.35 Acres from A-2-40 (General Agriculture) to PD (Planned Development) and to Create Two Parcels to Allow the Development with Commercial/Industrial Uses Consistent with Others in the Surrounding Vicinity and to Allow a New Gymnasium to be Constructed Adjacent to an Existing Church Within the Proposed PD. The Project is Located East of Highway 99 on Pirrone Road and Pirrone Court, in the Salida Area. A Mitigated Negative Declaration Will Be Considered ([View Item](#))

## VII. Correspondence

1. This Board has received a letter from the California Housing Finance Agency regarding the approval of round one of Fiscal Year 2004/2005 HELP Program funding for Stanislaus County in the amount of \$562,500. ([View Item](#))  
(Recommendation: Refer to the Stanislaus County Redevelopment Agency.)
2. This Board has received the following claim: Alaina Costa.  
(Recommendation: Acknowledge receipt of claim 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. Approval to Authorize the Chairman of the Board of Supervisors to Send a Letter to the Governor Requesting that Proposition 42 Transportation Funds not be Diverted to the State's General Fund ([View Item](#))

## X. Adjournment