



BOARD OF SUPERVISORS

William O'Brien, 1st District
Thomas W. Mayfield, 2nd District
Jeff Grover, 3rd District
Ray Simon, 4th District
Jim DeMartini, 5th District

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

AGENDA

August 16, 2005

Special Meeting
6:00 P.M.

Regular Meeting
6:30 P.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 PERIOD: 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.

BOARD AGENDAS AND MINUTES: Board agendas, Minutes, and copies of items to be considered by the Board of Supervisors are typically posted on the Internet on Friday afternoons preceding a Tuesday meeting at the following website: www.co.stanislaus.ca.us/BOS/AgenMin.htm

AUDIO/VIDEO BROADCAST: All Board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: www.co.stanislaus.ca.us/BOARD/broadcastingsched.htm. In addition, a live audio/video broadcast of this meeting can be heard/seen via the World Wide Web at: www.co.stanislaus.ca.us/referencemov/bosaudio.htm.

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
6:00 P.M.

- I. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organization: SEIU. Government Code Section 54954.5(f).

**Regular Meeting
6:30 P.M.**

- I. Pledge of Allegiance to the Flag

- II. Presentation:
 - A. Resolution Commending Deputy Executive Officer Richard Jantz Upon his Retirement from County Service

 - B. Resolutions Honoring Stanislaus County Residents, Army Private First Class Oscar Sanchez and Marine Corporal Michael D. Anderson, Jr., who Lost their Lives in Iraq While in the Service of the United States of America

- III. Public Comment Period

- IV. Consent Calendar

- V. Agenda Items
 - A. Miscellaneous
 - * 1. Approval of the Minutes for August 9, 2005 ([View Item](#))
 - * 2. Acceptance of the Resignation of Mike Burns from the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
 - * 3. Approval of Appointments of:
 - a. Charmaine Lazar to the Hazardous Waste Management Advisory Committee ([View Item](#))
 - b. Brad de la Cruz to the Mental Health Board ([View Item](#))
 - c. Zena Gilbert to the Stanislaus County Local Task Force on Solid Waste Management as the Representative for the City of Waterford ([View Item](#))
 - d. Armando Garcia to the Stanislaus Consolidated Fire Protection District Board of Directors as the City of Waterford's Representative ([View Item](#))
 - * 4. Approval to Consolidate Elections for the Special Statewide Consolidated Election to be Held on November 8, 2005 for:
 - a. City of Waterford for a Sales Tax Proposition ([View Item](#))
 - b. Riverbank Unified School District for the Issuance of School Bonds ([View Item](#))
 - c. Newman-Crows Landing Unified School District for the Issuance of School Bonds ([View Item](#))
 - d. Hughson Fire Protection District to Increase the Membership of their Board of Directors ([View Item](#))

 - B. Chief Executive Office
 - * 1. Approval of Fiscal Year 2004-2005 Amended Egg Quality Contract with the California Department of Food and Agriculture – Agricultural Commissioner ([View Item](#))
 - * 2. Approval of Fiscal Year 2005-2006 Wildlife Services Contract with the United States Department of Agriculture – Agricultural Commissioner ([View Item](#))
 - * 3. Approval of Fiscal Year 2005-2006 Contracts with the California Department of Food and Agriculture: Pest Detection, Organic, Red Imported Fire Ant, Weighmaster, Petroleum, and Egg Quality – Agricultural Commissioner ([View Item](#))
 - * 4. Approval of Fiscal Year 2005-2006 Cantaloupe Surveillance Contract with the California Cantaloupe Advisory Board – Agricultural Commissioner ([View Item](#))

- * 5. Approval of Fiscal Year 2005-2006 Pesticide Use Reporting Contract with the California Department of Pesticide Regulation – Agricultural Commissioner ([View Item](#))
- * 6. Approval of Renewal Agreement with the University of California, Davis for Staff Training – Community Services Agency ([View Item](#))
- * 7. Approval of an Agreement with the Haven Women’s Center of Stanislaus for the Provision of Domestic Violence Services – Community Services Agency ([View Item](#))
- * 8. Approval to Replace a Member and Add an Alternate Attorney to the 2005 Discipline/Equal Employment Opportunity (EEO) Grievance Appeals Board ([View Item](#))
- * 9. Approval of Appointment of the Deputy Director of Parks and Recreation Candidate Above the Mid-Point of Management Pay Band E ([View Item](#))
- * 10. Approval to Temporarily Close Frank Raines Off-Highway Vehicle Park during the High and Extreme Fire Danger Season – Parks and Recreation ([View Item](#))
- * 11. Approval to Proceed with the Woodward Reservoir Saddle Dam Project, to Authorize the Transfer of Funds in the Amount of \$585,811 from Appropriations for Contingencies for the Project, and to Award the Contract for Construction to T. L. Peterson of Cottonwood, California – Parks and Recreation ([View Item](#))
- * 12. Approval to Proceed with the Woodward Reservoir Improvement Project to Install Twelve (12) Double Vaulted Chemical Restrooms, Authorization to Use up to \$475,000 of Public Facilities Fees for the Project, and to Award Contract for Construction to Cunningham and Sons, Inc., of Oakdale, California – Parks & Recreation ([View Item](#))
- * 13. Approval to Enter into a New Agreement with the Stanislaus County Children and Families Commission for the Provision of Medical Services and Benefits Coverage Assistance for Healthy Cubs Beneficiaries – Health Services Agency ([View Item](#))
- 14. Authorization to Solicit Proposals from Qualified Tenants to Lease a Portion of the Crows Landing Air Facility, Authorization to Enter into an Agreement to Prepare a Munitions Guidance Document, and Accept an Update on the Crows Landing Air Facility Planning and Related Actions ([View Item](#))

C. Department of Public Works

- * 1. Approval to Summarily Vacate a 15-Foot Irrigation Easement in the Sierra Sunset Subdivision East of Oakdale ([View Item](#))
- * 2. Approval of Agreement No. LF-2005-02 with Kleinfelder, Inc., for Environmental Monitoring at the Geer Road Landfill for Fiscal Year 2005-2006 ([View Item](#))
- * 3. Approval of Agreement No. LF-2005-02 with SCS Field Services for Non-Routine Landfill Repair/Engineering Consulting Support Services and Operation, Monitoring, and Maintenance at the Closed Geer Road Landfill for Fiscal Year 2005-2006 ([View Item](#))
- * 4. Approval of Agreement No. LF-2005-03 with SCS Field Services for Non-Routine Landfill Repair/Engineering Consulting Support Services at the Fink Road Landfill for Fiscal Year 2005-2006 ([View Item](#))
- * 5. Approval to Adopt the Engineer’s Report and to Initiate Proceedings to Form County Service Area No. 21-Riopel (in Denair), and to Set a Public Hearing on October 11, 2005, at 9:25 a.m., to Conduct a Ballot Procedure in Compliance with Proposition 218 ([View Item](#))
- * 6. Approval of Plans and Specifications for the 2005 County Road Resurfacing – Phase 1 Project and Approval to Set the Bid Opening Date for August 31, 2005, 2:00 P.M. ([View Item](#))
- 7. Authorization for an Investigation into the Potential Development of a Recycling Center at the Fink Road Landfill and an Expansion of the Household Hazardous Waste Program ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Set a Public Hearing on August 23, 2005 at 9:25 a.m. to Consider Rezone Application No. 2005-06 - Woods Furniture, Inc. ([View Item](#))
- * 2. Approval to Set a Public Hearing for September 20, 2005 at 6:40 p.m. to Consider the Approval of the 2004-2005 Community Development Block Grant Draft Consolidated Annual Performance Evaluation Report (CAPER) ([View Item](#))
- * 3. Authorization to Release the 2004-2005 Draft Consolidated Annual Performance Evaluation Report for the Community Development Block Grant Program for a Thirty (30) Day Review to End on September 20, 2005 ([View Item](#))

E. County Counsel

- * 1. Approval to Grant the Claim of the Fleur de Ville Homeowners Association for Refund of \$2,305.30 in Assessments Levied by the Salida Highway Lighting District in 1998, 1999 and 2000 ([View Item](#))

VI. Scheduled Matters

6:40 p.m. Public Hearing to Consider General Plan Amendment #2005-06 and Rezone Application #2005-07, Larry Turner, A Request to Amend the General Plan and Rezone a 5.16 Acre Property Located at 3730 N. Dakota Ave., West of Modesto, to Planned Development (PD) for the Purpose of Allowing a Concrete Pumping Business to Remain on the Subject Property and to Add Future Phases for Planned Industrial Uses. A Negative Declaration Will Be Considered ([View Item](#))

6:45 p.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 May 24, 2005
- IV. Correspondence
 - A. None
- V. Public Hearings
 - A. None
- VI. Agenda Items
 - A. Consideration to Accept Fiscal Report Prepared by Urban Analytics and Authorize Executive Director to Take Next Steps Toward the Issuance of a \$12,570,000 Tax Allocation Bond, Which Includes the Execution of Agreements Between the Agency, Underwriter, Disclosure Counsel, and Bond Counsel and Direct Staff to Return to the Agency Prior to its Issuance
- VII. Public Forum
- VIII. Adjournment

VII. Correspondence

- 1. This Board has received a letter from the Governor's Office of Emergency Services regarding the U.S. Department of Agriculture's granting of a Secretarial disaster designation for the counties of Fresno, Kern, Madera, Merced, and Tulare, and the contiguous counties of Inyo, Kings, Los Angeles, Mariposa, Mono, Monterey, San Benito, San Bernardino, San Luis Obispo, Santa

Barbara, Santa Clara, Stanislaus, Tuolumne, and Ventura due to agriculture losses caused by rain and hailstorms that occurred from April 28, 2005, and ending on May 9, 2005.
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures and the Office of Emergency Services.) ([View Item](#))

2. This Board has received the following claims: Terri and William Veneman; and, Erica Inacio.
(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 Update on West Nile Virus

X. Adjournment