



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

September 27, 2005

9:00 A.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 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.

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/reference/mov/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.

- I. Pledge of Allegiance to the Flag
- II. Moment of Silence for Department of Public Works Employee Doug Taylor
- III. Presentation:
 - A. Employee Service Awards

Honored for Thirty Years of Service:
John Turner - Community Services Agency

Honored for Twenty-Five Years of Service:

Robert Presto	-	Community Services Agency
Liana Mahn	-	Community Services Agency
James R. Bolt	-	Auditor-Controller's Office
Claudia Cunningham	-	Auditor-Controller's Office
Larry D. Haugh	-	Auditor-Controller's Office
Ron Grider	-	Public Works Department
William Jones	-	Public Works Department
James S. Duval	-	Planning Department

- B. Legislative Update by Don Peterson, of Peterson Consulting, Inc., Stanislaus County's Legislative Advocate

IV. Public Comment Period

V. Consent Calendar

VI. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for September 20, 2005 ([View Item](#))
- * 2. Approval of a Commendation for Captain Charles Winn Upon his Retirement as Commander of the Modesto California Highway Patrol Office ([View Item](#))
- * 3. Approval to Proclaim October 2005 as Family Domestic Violence Awareness Month in Stanislaus County ([View Item](#))
- * 4. Acceptance of the Resignations of Jim Van Heukelem and Bruce Coughlin from the Crows Landing Air Facility Steering Committee ([View Item](#))
- * 5. Approval of Appointments of Norman Crow and Robert Phillips to the Crows Landing Air Facility Steering Committee ([View Item](#))
- * 6. Approval of Appointments In-Lieu of Election Where No Candidates Filed:
 - a. Newman Drainage District Board of Directors ([View Item](#))
 - b. Knights Ferry Community Services District Board of Directors ([View Item](#))
 - c. Crows Landing Community Services District Board of Directors ([View Item](#))
 - d. Hickman Municipal Advisory Council ([View Item](#))
 - e. West Stanislaus Irrigation District Board of Directors ([View Item](#))
 - f. Central California Irrigation District Board of Directors ([View Item](#))
- * 7. Approval of Appointments In-Lieu of Election and Vacancies:
 - a. Janet Cuiriz, Jose Sanchez and Trina Miller to the Empire Sanitary District Board of Directors ([View Item](#))
 - b. Calvin Hess and Earl Glenn to the Industrial Fire Protection District Board of Directors ([View Item](#))
 - c. Kathryn Gabrielson and Pamela Hillar to the Burbank-Paradise Fire Protection District Board of Directors ([View Item](#))
 - d. Ida Tucker to the Westley Community Services District Board of Directors ([View Item](#))
 - e. Grady Jordan, Sr. and Shirley Martinez to the Monterey Park Track Community Services District Board of Directors ([View Item](#))
 - f. Henry Benavides to the Keyes Community Services District Board of Directors ([View Item](#))
 - g. Shavon Haskell to the Knights Ferry Municipal Advisory Council ([View Item](#))

- h. Curtis Erickson and Kathaleen Allen to the Empire Municipal Advisory Council ([View Item](#))
 - i. Kathryn Holloway and Mark Salsia to the Denair Municipal Advisory Council ([View Item](#))
- * 8. Approval of Appointments In-Lieu of Election:
- a. Edward Amador and Martin Avila to the Westport Fire Protection District Board of Directors ([View Item](#))
 - b. Thomas Burns, Ralph Becker and Dwaine Heinrich to the Salida Fire Protection District Board of Directors ([View Item](#))
 - c. Robert Rensted to the Ceres Fire Protection District Board of Directors ([View Item](#))
 - d. Donald Davis, Mario Jiminez, Herbert Davis, Dixielee Swatman and Kelland Murphy to the Riverdale Park Tract Community Services District Board of Directors ([View Item](#))
 - e. Angela Alvarado, Rosenda Mataka and Helen Pulido to Grayson Community Services District Board of Directors ([View Item](#))
 - f. Holman King and Donald Smith to the Denair Community Services District Board of Directors ([View Item](#))
 - g. Donald Murphy, Brad Johnson, Thomas Reeves and John Clawson to the Salida Municipal Advisory Council ([View Item](#))
 - h. Jonathan Landers and Jason Helton to the Keyes Municipal Advisory Council ([View Item](#))
 - i. Charles Fernandes and Randy Fiorini to the Turlock Irrigation District Board of Directors ([View Item](#))
 - j. Alfred Scheuber, David Reichmuth, David Fantozzi and Steve Prevostini to the Patterson Irrigation District Board of Directors ([View Item](#))
 - k. Tom Van Groningen and Paul Warda to the Modesto Irrigation District Board of Directors ([View Item](#))
- B. Chief Executive Office
- * 1. Approval of Department of Aging and Veterans Services (Area Agency on Aging) Area Plan Year-End Report for Fiscal Year 2004-2005 ([View Item](#))
 - * 2. Approval of an Amendment to an Agreement Between Doctors Medical Center Foundation and Stanislaus County Health Services Agency for Ryan White Title II Grant Funding for HIV/AIDS Intervention ([View Item](#))
 - * 3. Approval of Agreements with Toyon Associates, Inc., for Retroactive Appeal of Medicare Disproportionate Share Hospital Payments for the Cost Reporting Periods Beginning with Fiscal Year 1985-1986 Through Fiscal Year 2004-2005 – Health Services Agency ([View Item](#))
 - * 4. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the following Properties:
 - a. 3430 Moore Road, Ceres, CA, CE No. 04-2713 ([View Item](#))
 - b. 13837 Horseshoe Road, Oakdale, CA, CE No. 04-3181 ([View Item](#))
 - c. 5859 Milnes Road, Modesto, CA, CE No. 04-3637 ([View Item](#))
 - d. 913 Wheatley Avenue, Modesto, CA, CE No. 05-236 ([View Item](#))
 - e. 4818 Zinfandel Avenue, Salida, CA, CE No. 05-663 ([View Item](#))
 - f. 2330 Torrid Avenue, Modesto, CA, CE No. 05-1395 ([View Item](#))
 - g. 4204 Warda Avenue, Keyes, CA, CE No 05-1762 ([View Item](#))
 - h. 4342 Geer Road, Hughson, CA, CE No. 05-1854 ([View Item](#))

- * 5. Approval to Enter into Agreements with AMP Racing Promotions L.L.C., California Motorcycle Association, and Mutant Motorsports for Use of the LaGrange Off-Highway Vehicle Park Motocross Track on Several Weekends in the 2005-2006 Fiscal Year – Parks and Recreation ([View Item](#))
- * 6. Approval to Accept 180-Acre Land Donation Valued at \$515,000 from Helen M. Gerber to Stanislaus County for Addition to Frank Raines Regional Park ([View Item](#))
- * 7. Approval of Memorandum of Understanding for Fiscal Year 2005-2006 with the Stanislaus Economic Development and Workforce Alliance Regarding the Implementation of County-wide Economic Development Activities Including Business Attraction ([View Item](#))
- * 8. Approval of the Design Documents and Related Actions for the Clerk-Recorder Administrative Remodel at 1021 I Street and Request a Bid Date of November 2, 2005, No Later than 2:00 p.m. ([View Item](#))
- * 9. Approval of an Agreement with the Stanislaus County Superior Court to Provide Mental Health Certification Review and Medical Capacity Hearing Officer Services ([View Item](#))
- * 10. Approval to Set a Public Hearing on October 25, 2005, at 9:30 a.m. for Authorization of Stanislaus County District Attorney and Stanislaus County Sheriff’s Department Expenditure Plans for the State Supplemental Law Enforcement Services Fund (SLESF) ([View Item](#))
- * 11. Approval to Appoint Cynthia Thomlison as the Veterans Services Officer for the Department of Aging and Veterans’ Services ([View Item](#))
- * 12. Approval to Award a Contract for Theatrical Equipment for the Gallo Center for the Arts to Pook, Diemont & Ohl, Inc. ([View Item](#))
- * 13. Approval of Change Order to Clark & Sullivan for Unforeseen Site Conditions Work and Extension of Contract for the Gallo Center for the Arts Project ([View Item](#))
- * 14. Approval to Appoint the Position of Communications Manager - Chief Executive Office, at a Salary Rate Above the Mid-Point of Band D ([View Item](#))
- * 15. Authorization for the Registrar of Voters to Receive and Spend Grant Funds for Assistance for Individuals with Disabilities Including the Negotiation, Award and Execution of All Corresponding Contracts ([View Item](#))

C. Department of Public Works

- * 1. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Albers/Geer/SR 132 Intersection Improvement Project ([View Item](#))
- * 2. Authorization to Summarily Vacate a Portion of the Alley in Block One of the Townsite of Gilman, as Recorded in Volume 9 of Maps at Page 6, Stanislaus County Records ([View Item](#))
- * 3. Approval to Adopt the Mitigated Negative Declaration for Stanislaus County Intersection Improvements at Geer Road and Hatch Road; Approval of Plans and Specifications for the Intersection Improvements at Geer Road and Hatch Road and Approval to Set the Bid Opening Date as November 2, 2005, at 2:30 p.m.; Approval of Purchase Agreement to Acquire Road Right-of-Way for the Geer Road/Hatch Road Intersection Improvement Project ([View Item](#))
- * 4. Approval to Award Contract for the Sperry Avenue Utility Undergrounding Project to A. Teichert & Son, Inc., dba Angelo Utilities of Roseville, California, Approval of Change Order No.1 in the Amount of \$127,097.00, and Approval of Amendment No. 2 to Addendum No. 1 to the City of Patterson/Stanislaus County Development Cooperation Agreement (West Patterson Business Park) ([View Item](#))
- * 5. Approval to Accept Update on Emergency Contract to Repair the Methane Gas Collection System at the Geer Road Landfill ([View Item](#))

- D. Department of Planning and Community Development
 - 1. Approval of Response to U.S. Fish and Wildlife Service Final Rules Designating Critical Habitat for California Tiger Salamander and Vernal Pool Species ([View Item](#))

- E. County Counsel

VII. Scheduled Matters

- 9:25 a.m. Sitting as the In-Home Supportive Services Public Authority ([View Item](#))
 - I. Call to Order
 - II. Consent Calendar (Those Items Marked with an *)
 - III. Approval of Minutes
 - *A. Approval of the Minutes for August 23, 2005
 - IV. Correspondence
 - A. None
 - V. Public Hearings
 - A. None
 - VI. Agenda Items
 - *A. Approval to Authorize the Adoption of a Logo and Brand for the In-Home Supportive Services Public Authority of Stanislaus County
 - B. Approval to Accept the In-Home Supportive Services Advisory Committee Recipient and Provider Satisfaction Surveys
 - VII. Public Forum
 - VIII. Adjournment

VIII. Correspondence

- 1. This Board has received a letter from the Building Industry Association of Central California requesting opposition to the San Joaquin Valley Air Pollution Control District's draft Rules 9510 and 3180 which will impose new taxes and fees on new development in the nine Central Valley Counties. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office.)
- 2. This Board has received the following claims: Youtam Bedjan & Sadyouli Bedjan and Steven R. Foran.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

IX. Board of Supervisors' Reports

- X. Legislative, Fiscal and Management Report – Chief Executive Officer
 - A. Approval of Chief Executive Officer's Report on Integrated Criminal Justice Information System ([View Item](#))

XI. Adjournment