



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

October 25, 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. Presentation: Employee Service Award for Thirty Years for County Counsel Mick Krausnick

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for October 18, 2005 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Readings of Ordinances:
 - a. C.S. 935 Amending Existing Fees of the Department of Parks and Recreation ([View Item](#))
 - b. C.S. 937 Adding Section 11.42.010 Impounding Vehicles and Section 9.12.120 Reward for Information Leading to Arrest and Conviction for Unlawful Dumping to the Stanislaus County Code ([View Item](#))
- * 3. Approval of Appointment of Supervisor Jeff Grover as the Director and Supervisor Jim DeMartini as the Alternate Director to the California State Association of Counties Board of Directors ([View Item](#))
- * 4. Approval of the 2006 Board of Supervisors Meeting Calendar ([View Item](#))
- * 5. Approval to Proclaim November 15, 2005 as “America Recycles Day” in Stanislaus County ([View Item](#))
- * 6. Acceptance of Resignation of Mildred DePalma and Approval of the Appointment of Tommy “TJ” McDonald to the Denair Community Services District Board ([View Item](#))

B. Chief Executive Office

- * 1. Approval of Fiscal Year 2005-2006 Seed Certification Contract with the California Crop Improvement Association – Agricultural Commissioner ([View Item](#))
- * 2. Approval of Fiscal Year 2005-2006 Glassy-Winged Sharpshooter Contract with the California Department of Food and Agriculture – Agricultural Commissioner ([View Item](#))
- * 3. Approval of Fiscal Year 2005-2006 Contract with the California Department of Food and Agriculture for the Seed Services, Nursery Stock Inspection, Sudden Oak Death and Nematode Control Programs – Agricultural Commissioner ([View Item](#))
- * 4. Approval of Public Safety Augmentation Fund Annual Report for the Period Ending June 30, 2005 – Auditor-Controller ([View Item](#))
- * 5. Approval to Set Public Hearing for November 15, 2005 at 6:30 p.m. for the Consideration to Introduce and Waive the First Reading of an Ordinance Amending Existing Fees for the County Law Library ([View Item](#))
- * 6. Approval of Labor Agreement Between the County and California Nurses Association Representing the Registered Nurses Bargaining Unit ([View Item](#))
- * 7. Approval to Request Qualifications and Proposals to Furnish and Install Furniture, Fixtures, and Equipment (FF&E) for the 12th Street Office Building ([View Item](#))
- * 8. Authorization for the Department of Environmental Resources to Accept Allocated United States Environmental Protection Agency Contract Funds for the Implementation of the Underground Injection Control Program 2005 Phase ([View Item](#))
- * 9. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Following Properties:
 - a. CE No. 05-2008 at 16242 Clover Avenue, Patterson, California ([View Item](#))
 - b. CE No. 05-1983 at 3608 Tamarack Avenue, Ceres, California ([View Item](#))
 - c. CE No. 04-4258 at 5436 7th Street, Keyes, California ([View Item](#))
 - d. CE No. 05-2138 at 1627 Crows Landing Road, Modesto, California ([View Item](#))
 - e. CE No. 05-1868 at 1825 Denver Street, Modesto, California ([View Item](#))
- * 10. Authorization to Issue a Request for Proposals for Consultant Services to Assist in the Preparation of a Comprehensive Update of the Stanislaus County General Plan and Its Associated Environmental Impact Report – Planning and Community Development ([View Item](#))

- * 11. Approval to Accept the Fiscal Year 2005 State Homeland Security Grant Program for the Enhancement of Local Emergency Response to Terrorist Events and Establish the Budget – Office of Emergency Services ([View Item](#))
- * 12. Approval of an Agreement with Atomogy Corporation to Continue with the Development of the Integrated Countywide Justice Information System (ICJIS), by Amending the Contract with Atomogy Corporation for the Remainder of the Fiscal Year ([View Item](#))
- * 13. Approval to Proceed with the Woodward Reservoir Saddle Dam Project; Authorization to Transfer Additional Funds in the Amount of \$73,407.74 from Appropriations for Contingencies for the Project; Approval to Rescind the Contract Award to T.L. Peterson; and Approval to Award Contract for Construction to D.H. Williams Construction, Inc. of Fresno, California – Parks and Recreation ([View Item](#))
- * 14. Approval to Award a Contract for the Parking Access and Control System for the 12th Street Parking Structure to FACT Automated Entrances, Inc. ([View Item](#))
- 15. Acceptance of the Children and Families Commission’s 2004-2005 Annual Report and Revised Strategic Plan ([View Item](#))
- 16. Approval of Adoption of Goals and Measures to Support the Board of Supervisors’ Priorities ([View Item](#))

C. Department of Public Works

- * 1. Approval to Transfer Title of the Stanislaus County Owned Parcel of Land that is Underlying the City of Patterson’s Water Tank Facilities Adjacent to the Patterson Gateway Project ([View Item](#))
- * 2. Approval to Initiate Proceedings to Form County Service Area No. 21 – Riopel (in Denair), to Set Public Hearing on December 20, 2005, at 6:40 P.M., and to Conduct a Ballot Procedure in Compliance with Proposition 218 ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

- 9:25 a.m. Public Hearing to Consider an Appeal of Planning Commission Denial of Use Permit Application No. 2004-23, The Lighthouse Church, a Proposal for a Multiple Phased Church, Including a Church, K-12 School, Athletic Fields, Gardens Growing Food Products, Equestrian Facilities, Multi-purpose Room and Large Auditorium to Be Located on 27 Acres of A-2-40 Zoned Property on Delaware Road in the Hickman Area. A Negative Declaration Will Be Considered ([View Item](#))
- 9:30 a.m. Public Hearing to Consider the Approval of the Stanislaus County District Attorney and Sheriff Expenditure Plans for the State Supplemental Law Enforcement Services Funds (SLESF) ([View Item](#))

VII. Correspondence

1. This Board has received the following claim: Allied Insurance Group for their insured Steve Foran.

(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

X. Announcements:

Stanislaus County's Annual Community Retreat
Saturday, November 5, 2005 (8:00 a.m. to 1:00 p.m.)
Stanislaus County Agricultural Center

XI. Adjournment

XII. Closed Session: Public Employment: Performance Evaluation – County Chief Executive Officer.
Government Code Section 54954.5(e).