



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

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Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

November 22, 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. Public Comment Period
- III. Consent Calendar

IV. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for November 15, 2005 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of the following Ordinances:
 - a. C.S. 940 Adding Section 20.56.260 to the Stanislaus County Code Pertaining to Supplemental Capacity in Subdivision Improvements ([View Item](#))
 - b. C.S. 938 Amending Existing Fees for the County Law Library ([View Item](#))
- * 3. Approval of a Commendation for:
 - a. Stanislaus Regional 9-1-1 Employee Susan Hall for her Life Saving Heroic Action ([View Item](#))
 - b. Terry Plett, Director of the Department of Employment and Training Upon his Retirement from Stanislaus County ([View Item](#))
- * 4. Acceptance of the Resignation of David P. Keller from the Youth Advisory Commission of the Stanislaus Economic Development and Workforce Alliance ([View Item](#))
- * 5. Approval of Reappointments of:
 - a. Benny Cassinetto, Fredrick Dolling, and Gregg Haskell to the Knights Ferry Community Services District Board of Directors ([View Item](#))
 - b. Allison S. Fahey and Anita Moran-Slickton to the Rock Creek Water District Board of Directors ([View Item](#))
 - c. Johnathon Parker to the Keyes Community Services District Board of Directors ([View Item](#))
 - d. Ray Gene Veldhuis and Mark Hodges to the Sand Creek Flood Control District Board of Directors ([View Item](#))
 - e. Bobby Yamamoto, David Goubert and Kenneth Bays to the West Stanislaus Irrigation District Board of Directors ([View Item](#))
 - f. Tim Johnson, James G. Crecelius and David H. Long to the Eastside Water District Board of Directors ([View Item](#))
 - g. Rachel Hicks to the Crows Landing Community Services District Board of Directors ([View Item](#))
 - h. Raymond Lopes to the Newman Drainage District Board of Directors ([View Item](#))
 - i. John Beltran and Glenn Crow to the Orestimba Creek Flood Control District Board of Directors ([View Item](#))
 - j. Eliseu Mendonca and Armelin de Sousa to the Reclamation District 2063 Board of Directors ([View Item](#))
 - k. Dan Lamb and Wendel Trinkler to the Reclamation District 2091 Board of Directors ([View Item](#))
 - l. Bill Koster, Peter Lucich and Thomas W. Dompe to the Del Puerto Water District Board of Directors ([View Item](#))
 - m. James W. Lopes and Steve McManis to the El Solyo Water District Board of Directors ([View Item](#))
 - n. Steve Arnaudo and Fred E. Beltran to the Oak Flat Water District Board of Directors ([View Item](#))
 - o. Webb Shaffer to the Western Hills Water District Board of Directors ([View Item](#))
- * 6. Approval of Appointments of:
 - a. Warren Brumley and Karrie Jo Cairns to the Empire Municipal Advisory Council ([View Item](#))
 - b. Sally Goehring to the Knights Ferry Municipal Advisory Council ([View Item](#))
 - c. Karlyn Rhodes Echols to the Rock Creek Water District Board of Directors ([View Item](#))
 - d. Richard Walke to the Hickman Municipal Advisory Council ([View Item](#))

- e. Donald A. Little to the Westley Community Services District Board of Directors ([View Item](#))
 - f. Lance Perry and Levurn Berberia to the Crows Landing Community Services District Board of Directors ([View Item](#))
 - g. Dwain Sanders to the Western Hills Water District Board of Directors ([View Item](#))
 - h. Nora Gonzales and Cherrie Renfro to the Empire Sanitary District Board of Directors ([View Item](#))
 - i. Don Runyan to the Denair Municipal Advisory Council ([View Item](#))
 - * 7. Approval to Proclaim December 2005 as Drunk and Drugged Driving (3D) Prevention Month in Stanislaus County ([View Item](#))
 - * 8. Approval of Request from the Calvary Seniors for Use of the Recreation Hall at Frank Raines Regional Park ([View Item](#))
- B. Chief Executive Office
- * 1. Approval of a Contract Amendment with the California Department of Education for the Administration of the Child Care and Development Block Grants – Community Services Agency ([View Item](#))
 - * 2. Approval to Set a Public Hearing for December 13, 2005 at 9:30 a.m. to Consider Stanislaus County Franchise Refuse Collection Rate Adjustments for Residential, Commercial and Drop-Box Refuse Services – Environmental Resources ([View Item](#))
 - * 3. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Following Properties:
 - a. CE No. 05-2065 at 4813 McHenry Avenue, Modesto, California ([View Item](#))
 - b. CE No. 05-1543 at 1406 South Avenue, Modesto, California ([View Item](#))
 - c. CE No. 05-1357 at 1828 Ohio Avenue, Modesto, California ([View Item](#))
 - d. CE No. 05-1667 at 2230 Golf Road, Turlock, California ([View Item](#))
 - e. CE No. 05-2513 at 720 Lassen Avenue, Modesto, California ([View Item](#))
 - f. CE No. 04-4122 at 8831 Rodden Road, Oakdale, California ([View Item](#))
 - g. CE No. 05-2221 at 1201 Inyo Avenue, Modesto, California ([View Item](#))
 - h. CE No. 05-1879 at 1809 Denver Street, Modesto, California ([View Item](#))
 - i. CE No. 05-1180 at 1628 Glenn Avenue, Modesto, California ([View Item](#))
 - j. CE No. 05-1701 at 315 E Street, Empire, California ([View Item](#))
 - * 4. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisance CE No. 04-787 at 5400 Pioneer Road, Hughson, California ([View Item](#))
 - * 5. Approval for the Health Services Agency to Enter Into a Memorandum of Understanding with San Joaquin County to Provide a Regional Immunization Registry with the Department of Health Services for Fiscal Year 2005-2006 ([View Item](#))
 - * 6. Approval to Modify the Library's Operating Hours in Conjunction with the Holiday Closures on December 25 and 26, 2005, and January 1 and 2, 2006 ([View Item](#))
 - * 7. Approval to Set a Public Hearing on December 6, 2005, at 9:30 a.m. to Consider the Adoption and Certification of the Program Environmental Impact Report (EIR) for the Stanislaus County/Highway 99 Corridor Enterprise Zone (Zone 40) – Planning and Community Development ([View Item](#))
 - * 8. Approval to Enter Into an Agreement to Provide Law Enforcement Services for Waterford Unified School District – Sheriff ([View Item](#))
 - * 9. Approval to Establish a Civil Filing Fee for an Alternative Dispute Resolution Program for the Superior Court ([View Item](#))
 - * 10. Approval to Reject All Bids Received for the Clerk Recorder Tenant Improvements Project and Direct Staff to Identify Cost Savings to Redesign the Project ([View Item](#))

- * 11. Approval of Completion and Acceptance of the Main Library Tenant Improvements Project ([View Item](#))
- * 12. Approval of a Topping Off Steel Event for the Gallo Center for the Arts ([View Item](#))

C. Department of Public Works

- * 1. Approval to Transfer Funds from the Public Facility Fee Program to the Albers/Geer/SR 132 Intersection Improvement Project ([View Item](#))
- * 2. Approval to Award Contract for the Geer Road and Hatch Road Intersection Improvement Project to George Reed, Inc., of Modesto, California and Related Actions Associated with the Project ([View Item](#))

D. Department of Planning and Community Development

- 1. Approval of the Salida Community Plan Update and Specific Plan Processing Guidance Package and Cost Recovery Agreement, and Approval for EIP Associates to Prepare a Scope of Work and Cost Estimate for Professional Services for the Salida Community Plan Environmental Impact Report (EIR) and Other Related Documents ([View Item](#))

E. County Counsel

V. Scheduled Matters

- 9:25 a.m. Public Hearing to Consider the Introduction and Waiving of the First Reading of an Ordinance to Amend Existing Fees of the Department of Agriculture and Weights and Measures; Increase the Budget and Make Staffing Adjustments ([View Item](#))

VI. Correspondence

- 1. This Board has received a letter from the United States Department of the Interior, Fish and Wildlife Services regarding the comment period for their intent to conduct 5-year reviews of 31 species in California and Nevada currently listed as endangered or threatened under the Endangered Species Act. ([View Item](#))
(Recommendation: Refer to the Department of Planning and Community Development, the Agricultural Commissioner and Sealer of Weights and Measurers, the Department of Parks and Recreation and the Fish and Wildlife Committee.)
- 2. This Board has received a copy of the Stanislaus County Assessment Practices Survey Report from the State Board of Equalization. ([View Item](#))
(Recommendation: Refer to the Assessor and the Chief Executive Officer.)
- 3. This Board has received a letter from California Department of Finance regarding the requirement of redevelopment agencies to shift \$250 million in property tax revenues to K-12 schools and community colleges during the 2004-05 and 2005-06 fiscal years. ([View Item](#))
(Recommendation: Refer to the Auditor-Controller, the Department of Planning and Community Development, and the Chief Executive Officer.)
- 4. This Board has received the following claims: City of Modesto; Leocadio Sanchez; and, James N. Gibson.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VII. Board of Supervisors' Reports

VIII. Legislative, Fiscal and Management Report – Chief Executive Officer

IX. Adjournment

Item Too Late for the Agenda Regarding Declaring the results of the Election

Item Too Late for the Agenda Regarding Appointment to Keyes CSD