



**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**  
**Ray 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 10, 2006

9:00 A.M.

Chambers – Basement Level  
1010 10<sup>th</sup> 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](http://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](http://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](http://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. Election of the Chairman and Vice-Chairman of the Board of Supervisors for 2006
- III. Approval of the Annual Progress Report for the Stanislaus County Employee Mentor Program and Approval of a Proclamation Acknowledging the Month of January 2006 as Mentoring Month in Stanislaus County, Consistent with the National Mentor Month Distinction ([View Item](#))

- IV. Presentation:     A.     Family Services Specialist Recognition Week in Stanislaus County
- B.     Court Appointed Special Advocates for Children (CASA) Program

V. Public Comment Period

VI. Consent Calendar

VII. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for December 20, 2005 ([View Item](#))
- \* 2. Acceptance of the Resignations of:
  - a. Michael Thompson from the Advisory Board on Substance Abuse Programs ([View Item](#))
  - b. James H. Williams from the Stanislaus County Children’s Council ([View Item](#))
  - c. John McDonnell from the Stanislaus Economic Development and Workforce Alliance Board ([View Item](#))
  - d. Judy Ensley and David P. Keller from the Youth Advisory Commission of the Stanislaus Economic Development and Workforce Alliance Board ([View Item](#))
- \* 3. Approval of the Appointment of Patrick Alves to the Storm Drain District No. 8 Board ([View Item](#))
- \* 4. Approval of Request for Use of the Courthouse Lawn from the City of Modesto for their 11<sup>th</sup> Annual Family Cycling Festival on Saturday, May 20, 2006 ([View Item](#))
- \* 5. Approval to Amend the Stanislaus County Board of Supervisors’ Meeting Calendar to Reinstate the Meeting on March 7, 2006 and to Cancel the Meeting on March 14, 2006 ([View Item](#))
- \* 6. Approval of the United States Board on Geographic Names Recommendation to Change the Name of Robinson Creek to Robison Creek, a Stream in Stanislaus County ([View Item](#))

B. Chief Executive Office

- \* 1. Approval to Adopt and Implement the Stanislaus County Fingerprint Resolution for Employment, Licensing and Certification ([View Item](#))
- \* 2. Approval of a Three-Year Agricultural Lease for Approximately 1,112 Acres of Property Located on the Former Crows Landing Air Facility in Westside Stanislaus County and Authorization of Lease Modifications ([View Item](#))
- \* 3. Approval to Enter Into an Agreement with PSC 21<sup>st</sup> Century EMI for the Sorting and Recycling of Latex Paint Collected at the Household Hazardous Waste Collection Facility at the Morgan Road Maintenance Yard – Environmental Resources ([View Item](#))
- \* 4. Approval to Accept the Report of Annual Inspection/Evaluation of Local Jail/Detention Facilities Pursuant to Section 101045 of the State of California Health and Safety Code – Environmental Resources ([View Item](#))
- \* 5. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Following Properties:
  - a. 712 River Road No. 4, Modesto, California (CE No. 05-1745) ([View Item](#))
  - b. 4919 Brooklyn Court, Empire, California (CE No. 05-1957) ([View Item](#))
- \* 6. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisance CE No. 05-254 at 221 Crockett Avenue, Modesto, California ([View Item](#))

- \* 7. Approval of the Amended Master Agreement and Memorandum of Understanding with the State Department of Health for AIDS Services from July 1, 2004 through June 30, 2007 – Health Services Agency ([View Item](#))
- \* 8. Acceptance of the Stanislaus County Treasury Pool’s November 2005 Monthly Investment Report ([View Item](#))
- 9. Approval to Authorize the Registrar of Voters to Apply for, Receive and Spend up to \$2,438,812.87 in Federal Help America Vote Act (HAVA) Section 301 Grant Funds – Clerk/Recorder ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Annexation of Territory to the Hillcrest Estates Lighting District Without an Election – (Leer Court at Del Rio APN: 004-004-091) ([View Item](#))
- \* 2. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Albers Road and Geer Road Intersection Improvements (Albers Road and Milnes Road) – Oakdale Farms, Inc. ([View Item](#))
- \* 3. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Albers Road and Geer Road Intersection Improvements (Albers Road and Milnes Road) – Perez Trust ([View Item](#))
- \* 4. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Albers Road and Geer Road Intersection Improvements (Albers Road and Fox Road) – Mireles ([View Item](#))
- \* 5. Approval of an Agreement with North American Technical Services (NATS) to Provide Material Testing for Various Public Works Department Projects for a Period of One Year ([View Item](#))
- 6. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Albers Road and Geer Road Intersection Improvements (Geer Road and Fox Road) – Mayfield Trust ([View Item](#))

D. Department of Planning and Community Development

- 1. Approval of a Memorandum of Understanding with the Modesto Irrigation District to Evaluate the Need of the Unincorporated Territory Within the District’s Boundaries with Regard to Water Supply, Existing Infrastructure, and Necessary Infrastructure to Deliver Water Therein ([View Item](#))

E. County Counsel

VIII.Scheduled Matters

IX. Correspondence

- 1. This Board has received a letter of resignation from the Health Services Agency Managing Director Margaret Szczepaniak effective February 3, 2006. ([View Item](#)) (Recommendation: Accept resignation.)

2. This Board has received a letter from the Governor's Office of Emergency Services regarding the U.S. Small Business Administration disaster designation for the County of San Joaquin and the contiguous counties of Alameda, Amador, Calaveras, Contra Costa, Sacramento and Stanislaus, due to agriculture losses caused by the excessive rain that occurred March 1 through May 31, 2005. [\(View Item\)](#)  
(Recommendation: Refer to the Office of Emergency Services, the Agricultural Commissioner and Sealer of Weights and Measures, and the Stanislaus Economic Development and Workforce Alliance.)
3. This Board has received a letter from the California Fish and Game Commission and the Board of Forestry and Fire Protection requesting information regarding the protection of oak woodlands in Stanislaus County. [\(View Item\)](#)  
(Recommendation: Refer to the Department of Planning and Community Development.)
4. This Board has received a letter from Mid Valley Water Ski Club regarding exclusive use of the Modesto Reservoir ski site. [\(View Item\)](#)  
(Recommendation: Refer to the Chief Executive Office, County Counsel and Department of Parks and Recreation.)
5. This Board has received the following claims: Dominga Negrete; Sylvia Titus, Individually and on behalf of the three minor children of Dewayne F. Titus, as his heirs-at-law; Pamela Franco; Ruben Monarrez; Henry R. Thiel and Carole M. Thiel; Ryan Richard Thiel and Gianna Caroline Thiel-Celestine; Jesus Valdez; Alexis Clement; Christina Robles; Yun J. En; Cristina Souza, et al.; Marie L. Joiner; Eva Miller; Laura L. Henley; Karla VanBuren; Tim Kancianich; Monica Markham; and, Leonard W. Griggs  
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

X. Board of Supervisors' Reports

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

XII. Announcements:

A. Tour of Modesto Irrigation District Facilities

Wednesday, January 11, 2006

Leave 1010 Tenth Street Place at 8:30 a.m. and Return at 2:15 p.m.

XIII. Adjournment

XIV. Closed Session: Conference with Legal Counsel: Anticipated Litigation – Significant Exposure to Litigation. One Potential Case. Government Code 54954.5(c).