



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

February 14, 2006

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: Recognition of Christine Ferraro Tallman as a Recipient of the Certified Clerk of the Board Designation by the California Clerk of the Board of Supervisors Association

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for February 7, 2006 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of the following Ordinances:
 - a. C.S. 947 Amending Title 11 of the Stanislaus County Code Adding a Speed Zone on Tuolumne Road in the Turlock area, Morrow Road in the Modesto area, and Bartch Avenue in the Patterson area ([View Item](#))
 - b. C.S. 948 Amending Title 11 of the Stanislaus County Code Adding a No Parking Zone on “C” Street in Empire and Nunes Road in Keyes; and, Amending a No Parking for Specific Times Zone on Boyce Lane in the Modesto area ([View Item](#))
- * 3. Acceptance of the Resignation of Stacey Morgan-Foster, J.D. from the Stanislaus Economic Development and Workforce Alliance ([View Item](#))
- * 4. Approval of the Appointment of Kristine Costa to the Mountain View Volunteer Fire Protection District Board ([View Item](#))
- * 5. Approval to Proclaim the Week of February 13 through February 17, 2006 as Stanislaus County Employee Wellness Week ([View Item](#))
- * 6. Approval to Proclaim the Month of March 2006 as Social Worker Recognition Month in Stanislaus County – Community Services Agency ([View Item](#))
- * 7. Approval to Set a Public Hearing on March 21, 2006 at 6:45 p.m. to Consider an Appeal of the Planning Commission's Decision to Uphold Staff Determination Regarding the Use of a Structure at 6137 McCracken Road, Westley as a Second Dwelling ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Establish a Request for Proposal Process to Select Providers to Operate Older Americans Act and Older Californians Act Programs for Fiscal Year 2006-2007 – Aging and Veterans Services ([View Item](#))
- * 2. Approval to Issue a Request for Proposal for an Insurance Broker for Link2Care, the In-Home Supportive Services Public Authority of Stanislaus County – Community Services Agency ([View Item](#))
- * 3. Approval to Contract with Southwestern Bell Corporation (SBC) to Lease Fiber Optic Voice and Data Lines to Communicate Between Departments – Strategic Business Technology ([View Item](#))
- * 4. Approval to Amend the Salary and Position Allocation Resolution to Change One Position Classification as Approved by the Local Agency Formation Commission (LAFCO) ([View Item](#))
- * 5. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Following Properties:
 - a. 401 Imperial Avenue, Modesto, California (CE No. 05-2933) ([View Item](#))
 - b. 1500 Eureka Street, Modesto, California (CE No. 05-2198) ([View Item](#))
 - c. Maze and Spencer Boulevard, Modesto, California (CE No. 05-2847) ([View Item](#))
 - d. 3730 Dakota Avenue, Modesto, California (CE No. 04-2056) ([View Item](#))
 - e. 531 Sutter Avenue, Modesto, California (CE No. 05-2416) ([View Item](#))
- * 6. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the Cost Accounting to Abate the Nuisances at the Following Properties:
 - a. 510 East Hatch Road, Modesto, California (CE No. 04-4020) ([View Item](#))
 - b. 442 Olivero Road, Modesto, California (CE No. 04-3746) ([View Item](#))
- * 7. Approval of the Closure of the Stanislaus County Library on Various Holidays in 2006-2007 ([View Item](#))

- * 8. Approval to Accept the Bill and Melinda Gates Foundation Grant in the Amount of \$72,000 to Provide Public Access Computer Hardware and Software Upgrades to the Stanislaus County Free Library System ([View Item](#))
- * 9. Approval to Award Two and One-Half Year Agreements for Promoting Safe and Stable Families, Child Abuse Prevention, Intervention, and Treatment, and County Children’s Trust Fund Services – Community Services Agency ([View Item](#))
- 10. Approval to Accept a Report Regarding the Public Health Department’s Sexually Transmitted Disease Program – Health Services Agency ([View Item](#))
- 11. Approval to Accept a Grant from the National Children’s Alliance for the Child Abuse Interview, Referral and Evaluation (CAIRE) Center – Community Services Agency ([View Item](#))
- 12. Approval of a Memorandum of Understanding with the City of Patterson to Research and Identify Potential Cooperative Regional Water Treatment Options for Communities on the West Side of Stanislaus County and Authorize Expenditure of Funds for County Participation ([View Item](#))

C. Department of Public Works

- * 1. Approval to Limit the American Avenue Access at Kiernan Avenue to Right Turns Only ([View Item](#))
- * 2. Approval of the Stewart Road Frontage Improvements and Approval of the Filing and Recording of the Final Map of Leer Court at Del Rio Subdivision North of Modesto ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

- 1. Approval to Introduce, Waive the Reading and Adopt as an Urgency Measure, an Ordinance Amending Provisions of the Itinerant Vendor Ordinance (Chapter 6.68) to Regulate Sales by Roadside Vendors ([View Item](#))

VI. Scheduled Matters

9:25 a.m. Public Hearing to Consider the Formation of the Paradise South Landscape and Lighting District (West Modesto Area) and to Conduct a Ballot Procedure and Levy of the Annual Assessment in Compliance with Proposition 218 ([View Item](#))

9:30 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 *)

*A. Approval of the Minutes for September 27, 2005

III. Correspondence

A. None

IV. Public Hearings

A. None

V. Agenda Items

A. Approval to Issue a Request for Proposal for an Insurance Broker for Link2Care, the In-Home Supportive Services Public Authority of Stanislaus County

B. Acceptance of the First Year Progress Report for Link2Care, the In-Home Supportive Services Public Authority of Stanislaus County

VI. Public Forum

VII. Adjournment

VII. Correspondence

1. This Board has received a copy of the 2006 Business Issues and Legislative Guide from the California Chamber of Commerce. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office-Economic Development.)
2. This Board has received a letter from the California Regional Water Quality Control Board Central Valley Region regarding the Rotational Intensive Basin Monitoring Program that is being conducted in the County from November 2005 through October 2006 as part of the statewide Surface Water Ambient Monitoring Program (SWAMP). ([View Item](#))
(Recommendation: Refer to the Department of Environmental Resources.)
3. This Board has received a letter from the United States Department of the Interior, Bureau of Land Management, regarding a workshop for representatives of County government, State agencies and local non-governmental organizations to discuss the social and economic aspects of public lands on March 1, 2006 in Jackson, CA. ([View Item](#))
(Recommendation: Refer to the Department of Planning and Community Development, the Department of Environmental Resources, and the Department of Parks and Recreation.)
4. This Board has received a letter from the University of California, Davis Extension regarding a course on Timber Harvest Planning and Regulation in California to be held on March 17, 2006 in Redding, CA. ([View Item](#))
(Recommendation: Refer to the Department of Planning and Community Development.)
5. This Board has received a letter from the Madera County Board of Supervisors requesting opposition to the proposed State changes to auto insurance rating factors. ([View Item](#))
(Recommendation: Refer to the Chief Executive Office.)
6. This Board has received a letter from the City of Modesto regarding the proposed Regional Water Treatment Plant within the Agricultural Preserve to provide drinking water for the west and downtown areas of the City. ([View Item](#))
(Recommendation: Refer to the Department of Planning and Community Development.)
7. This Board has received a letter from Valley Fresh extending the mass lay off of approximately 416 employees, per the Worker Adjustment and Retraining Notification (WARN) Act, by two weeks for the time period between February 13, 2006 and February 26, 2006. ([View Item](#))
(Recommendation: Refer to the Department of Employment and Training, and the Stanislaus Economic Development and Workforce Alliance.)
8. This Board has received the following claims: Anny Schomburg; Ivy J. Forrest; and, Steve Strout.
(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. Approval of the Stanislaus County Legislative Platform for 2006 ([View Item](#))

X. Adjournment

XI. Closed Session: Conference with Legal Counsel - Existing Litigation: The Committee Concerning Community Improvement, et al. vs. City of Modesto, County of Stanislaus, et al., United States District Court Case No. CIV F 04-6121. Government Code Section 54954.5 (c).