



**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**

March 7, 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 shall be heard once for up to 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 is 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/referencemov/bosaudio.htm](http://www.co.stanislaus.ca.us/referencemov/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: A. Proclaim the Month of March 2006 as Social Worker Recognition Month in Stanislaus County

B. Employee Service Awards  
**Those Honored for Thirty Years of Service:**  
Raymond Rasmussen - Auditor-Controller

**Those Honored for Twenty-Five Years of Service:**

Sgt. Robert Roton - Sheriff's Office  
Margaret Garcia - Community Services Agency

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- \* 1. Approval of the Minutes for February 28, 2006 ([View Item](#))
- \* 2. Approval to Proclaim the Week of March 12-18, 2006 as Girl Scout Week in Stanislaus County ([View Item](#))
- \* 3. Approval of Commendations for:
  - a. Fran Sutton-Berardi, Executive Officer of the Local Agency Formation Commission Upon her Retirement from Stanislaus County ([View Item](#))
  - b. Turlock Rural Fire District Recognition ([View Item](#))
- \* 4. Acceptance of the Resignation of Ed Brush from the 49-99 Library System Lay Advisory Board ([View Item](#))
- \* 5. Approval of Requests from the:
  - a. HobieCat Fleet 20 for Use of Woodward Reservoir for their 15<sup>th</sup> Annual HobieCat Regatta on May 20 and 21, 2006 ([View Item](#))
  - b. Sacramento PITS for Use of Frank Raines Park Off-Highway Vehicle Area for April 22 and 23, 2006 and October 21 and 22, 2006 ([View Item](#))
  - c. Chris Ricci Presents, Inc. for Use of the Courthouse Lawn for the Xclamation Festival on Saturday, July 22, 2006 ([View Item](#))

B. Chief Executive Office

- \* 1. Approval to Enter into an Agreement with the State Department of Mental Health for State Hospital Bed Usage for Fiscal Year 2005-2006 – Behavioral Health and Recovery Services ([View Item](#))
- \* 2. Approval to Set a Public Hearing for April 4, 2006 at 9:25 a.m. to Introduce and Waive the First Reading of an Ordinance to Establish a New Point of Sale Fee for the Department of Agriculture and Weights and Measures ([View Item](#))
- \* 3. Approval to Set a Public Hearing for April 4, 2006 at 9:25 a.m. to Introduce and Waive the First Reading of an Ordinance to Amend Existing Fees for the Department of Agriculture and Weights and Measures ([View Item](#))
- \* 4. Approval to Set a Public Hearing on April 4, 2006 at 9:25 a.m. to Introduce and Waive the First Reading of an Ordinance to Establish New Fees and Amend Existing Fees of the Department of Environmental Resources ([View Item](#))
- \* 5. Approval of Amended Fiscal Year 2005-2006 Contract with the California Department of Food and Agriculture for the Seed Services, Nursery Stock Inspection, Sudden Oak Death, Nematode Control and High Risk Programs – Agricultural Commissioner ([View Item](#))
- \* 6. Approval to Add a New Deputy Probation Officer II Position as Part of the Mental Health Services Act Funding to Work with Adult Probationers with Mental Health Needs – Chief Executive Office ([View Item](#))
- \* 7. Approval of a Letter of Endorsement to the California Public Utilities Commission in Support of the United Way of Stanislaus and Mother Lode as the 2-1-1 Service Provider for Stanislaus County ([View Item](#))

- \* 8. Approval to Submit Application for the Fiscal Year 2006 Emergency Management Performance Grant for Emergency Preparedness – Office of Emergency Services ([View Item](#))
- \* 9. Approval to Reject the Two Bids Received for the Empire Park American Disabilities Act (ADA) Pathway Project, Determine the Project Can Be More Economically Performed by Employees of the County, and Authorize the Completion of the Project by the Stanislaus County Departments of Public Works and Parks and Recreation – Parks and Recreation ([View Item](#))
- \* 10. Acceptance of the Stanislaus County Treasury Pool’s January 2006 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- 11. Approval of a Resolution Regarding the Issuance by the California County Tobacco Securitization Agency of Subordinate Bonds or Refunding Bonds for the Benefit of the County, Authorizing the Execution and Delivery of or Approval of Certain Documents in Connection Therewith, Reappointing the Directors of the Stanislaus County Tobacco Funding Corporation and Approving Certain Other Related Actions ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Installation of Stop Signs in the Modesto/Ceres Area on River Road at Avon Street ([View Item](#))
- \* 2. Approval and Acceptance of the Street Improvements Along Washington and Nunes Roads for Tentative Parcel Map No. 2004-12 (in Keys) ([View Item](#))
- \* 3. Authorize the Amendment of the Existing Contract for the Preparation of Project Study Reports for the Hammett Road and Kiernan Avenue Interchanges ([View Item](#))
- \* 4. Approval of the Subdivision Improvement Agreement and the Filing and Recording of the Final Map for Riopel Subdivision in Denair ([View Item](#))
- 5. Approval to Accept Status Report on Reorganization of Building Permit Function ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Authorization for Staff to Proceed with the Preparation of the Salida Community Plan Environmental Impact Report and Related Documents Through a Contract with EIP Associates and Related Actions ([View Item](#))

E. County Counsel

VI. Scheduled Matters

VII. Correspondence

1. This Board has received a letter from the Riverbank Oil Transfer, LLC (ROT) requesting comments regarding their modification to their Class 1 permit with the California Environmental Protection Agency (CalEPA). ([View Item](#))  
(Recommendation: Refer to the Department of Environmental Resources.)
2. This Board has received a letter from the Oakdale Rural Fire District requesting an increase in their advance of anticipated revenue for Fiscal Year 2005-2006. ([View Item](#))  
(Recommendation: Refer to the Auditor-Controller.)
3. This Board has received the second Williams Settlement Report from the Stanislaus County Office of Education. ([View Item](#))  
(Recommendation: Acknowledge receipt of information.)

4. This Board has received the following claims: Laura Dominguez; Holly Olberg; Alfredo Torres; Cheryl Ariana Lynn; Steven Parmley; and, George Patterson.  
(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

X. Announcements

XI. Adjournment

XII. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Rick Robinson. Labor Organization: Stanislaus County Sheriff's Supervisors Association and the Stanislaus County Sheriff's Management Association. Government Code Section 54954.5(f). Conference with Legal Counsel: Anticipated Litigation – Significant Exposure to Litigation. One Potential Case. Government Code Section 54954.5(c). Public Employment: Performance Evaluation – County Chief Executive Officer. Government Code Section 54954.5(e).