



**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**

April 18, 2006

6:30 P.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. Presentation:
  - A. April 2006 as Child Abuse Prevention Month in Stanislaus County
  - B. April 23-29, 2006 as Victim's Rights Week in Stanislaus County

III. Public Comment Period

IV. Consent Calendar

## V. Agenda Items

### A. Miscellaneous

- \* 1. Approval of the Minutes for April 11, 2006 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of the following Ordinances:
  - a. C.S. 951 Amending Existing Fees for the Department of Agriculture and Weights and Measures Concerning Phytosanitary Certificates and Certified Producers Certificates ([View Item](#))
  - b. C.S. 952 Establishing New Fees and Amending Existing Fees for the Department of Environmental Resources ([View Item](#))
- \* 3. Approval to Proclaim:
  - a. May 1, 2006 as Law Day in Stanislaus County ([View Item](#))
  - b. May 2006 as Elder and Dependent Adult Abuse Awareness Month in Stanislaus County ([View Item](#))
- \* 4. Approval of Request from River Oaks 4-H Group for Use of the Kiwanis Camp and the Joe Domecq Wilderness Area on May 4-7, 2006 for their First Annual Poker, Ride, Walk or Jog Event ([View Item](#))
- \* 5. Approval of Appointment of Vern Seeley to the Assessment Appeals Board ([View Item](#))

### B. Chief Executive Office

- \* 1. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the following Properties:
  - a. 2030 Claribel Road/5000 Oakdale Road, Modesto, CA, CE No. 05-2734 ([View Item](#))
  - b. 3924 Central Avenue, Ceres, CA, CE No. 05-2816 ([View Item](#))
  - c. 1425 Lombardy Drive, Modesto, CA, CE No. 05-2977 ([View Item](#))
  - d. 803 N. Vincent Road, Turlock, CA, CE No. 04-2618 ([View Item](#))
  - e. 2301 and 2303 Poland Road, Modesto, CA, CE No. 04-3595 ([View Item](#))
- \* 2. Approval of Area Agency on Aging Fiscal Year 2006-2007 Planning and Service Area (PSA) Plan Update ([View Item](#))
- \* 3. Approval of the Second Status Report of the Emergency Replacement of the Courthouse Boiler System – Chief Executive Office ([View Item](#))
- \* 4. Approval to Continue the County-wide Declaration of the Local State of Emergency for Stanislaus County Due to Weather and Flooding Conditions ([View Item](#))
- \* 5. Approval to Declare the Emergency Contract to Repair the Sewage Lift Station at the Public Safety Center as Substantially Complete – General Services Agency ([View Item](#))
- \* 6. Approval to Amend the Contract with the California Department of Health Services for Medi-Cal Administrative Activities (MAA) for the Period July 1, 2003 through June 30, 2008 – Health Services Agency ([View Item](#))
- \* 7. Approval to Use Public Facilities Fees to Purchase Vehicles and Equipment for Stanislaus County Regional Parks – Parks and Recreation ([View Item](#))
- \* 8. Approval of the Plans and Specifications for the Riverdale Park and Fishing Access Project at an Estimated Cost of \$760,200 and Authorization to Set the Bid Opening Date as May 31, 2006, at 2:00 p.m. – Parks and Recreation ([View Item](#))
- \* 9. Approval to Award the Construction Contract for the Woodward Reservoir Wastewater Facilities Upgrade Project to Amerine Systems, Inc., of Oakdale, California in the amount of \$269,573 and Approval of the Amendment No. 2 to the Woodward Reservoir License Agreement with South San Joaquin Irrigation District – Parks and Recreation ([View Item](#))
- 10. Approval to Implement a Bridge to College Program for Emancipated Foster Youth in Stanislaus County – Alliance Worknet ([View Item](#))

11. Approval to Adopt a Resolution Initiating the Expansion of the Stanislaus County Enterprise Zone 40 by Approximately 5,472 Acres and Authorization to Submit a Zone Expansion Application Request to the State of California ([View Item](#))
12. Acceptance of the Update on the Budget Status of Behavioral Health and Recovery Services and Related Recommendations; Approval to Set a Public Hearing on May 16, 2006, at 6:40 p.m., Pursuant to Section 1442.5 of the Health and Safety Code, in Preparation for the Closure of the Ceres Regional Services, Eastside Regional Services in Oakdale, and Patterson Regional Services; and Decrease Staffing ([View Item](#))
13. Consideration of a Report from the Clerk Recorder Election’s Division Regarding Use of Technology that Will Assist Voters in the Election Process ([View Item](#))

C. Department of Public Works

- \* 1. Approval of Annexation of Territory to the Denair Highway Lighting District Without an Election – (Cotter APN: 024-035-019) ([View Item](#))
- \* 2. Approval of the Subdivision Improvement Agreement and the Filing and Recording of the Final Map for “Diablo Grande, The Vineyards II” Subdivision ([View Item](#))
- \* 3. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Albers Road and Geer Road Intersection Improvements Project (Geer Road and Fox Road) ([View Item](#))
- \* 4. Approval to Award the Contract for the Reconstruction of the Sperry Avenue Project (Rogers Road to Baldwin Road) to DeSilva Gates Construction LP, of Dublin, California; and, Approval of Associated Activities with the Delivery and Completion of the Project ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

- 6:40 p.m. Public Hearing to Consider General Plan Amendment No. 2005-12, Rezone Application No. 2005-16, Parcel Map Application No. 2005-11, and Exception Application No. 2005-06, Carl & Terri Hagens, a Request to Amend the General Plan from Urban Transition to Estate Residential, Rezone from A-2-10 (General Agriculture) to R-A (Rural Residential), Create Parcels of 3.3 and 4.3 Acres and a 1.2 Acre Remainder with an Exception for Parcels Exceeding the Normal Width to Depth Ratio, Located at 4649 N. Gratton Road, Denair ([View Item](#))
- 6:45 p.m. Public Hearing to Consider the Certification of the Final Environmental Impact Report and Adoption of General Plan Amendment No. 2004-03, a Focused General Plan Update of the County’s Circulation Element and Related Elements ([View Item](#))
- 6:50 p.m. Public Hearing for the Consideration of the Adjustment of Fees for the Following Departments:
- A. Approval to Introduce and Waive the First Reading of an Ordinance to Increase Existing Fees and Establish New Fees for the Clerk Recorder Department ([View Item](#))
  - B. Approval to Introduce and Waive the First Reading of an Ordinance to Adopt the Department of Planning and Community Development 2006 Fee Schedule ([View Item](#))

## VII. Correspondence

1. This Board has received a letter from the Regional Council of Rural Counties requesting a resolution of support for reform of the Federal Endangered Species Act. ([View Item](#))  
(Recommendation: Refer to the Department of Environmental Resources and the Fish and Wildlife Commission and the Agricultural Commissioner and Weights and Measures.)
2. This Board has received the following claims: John Groll and Wilma Romjue.  
(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. Adjournment