



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

1010 Tenth Street, Suite 6500, Modesto, CA 95354
Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

July 25, 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: A. Employee Service Awards

Those Honored for Twenty-Five Years of Service:

- Evelyn Genn - Community Services Agency
- William Medeiros - Community Services Agency
- Susan Naron - Community Services Agency
- Susan Nelson - Community Services Agency
- Thomas Snow Jr. - Community Services Agency

- B. Legislative Update by Don Peterson of Peterson Consulting, Inc., Stanislaus County's Legislative Advocate

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for July 18, 2006 ([View Item](#))
- * 2. Approval of Requests to Consolidate with the November 7, 2006 Gubernatorial General Election from the:
 - a. Turlock Unified School District for the Issuance of Two General Obligation School Bond Elections ([View Item](#))
 - b. City of Ceres for a Special Municipal Election ([View Item](#))
- * 3. Approval of the Appointment of Coleen A. Sanguinetti to the Crows Landing Community Services District Board of Directors ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Enter Into an Agreement with the State Department of Mental Health for Fiscal Year 2006-2007 through Fiscal Year 2008-2009 to Administer the Managed Mental Health Care Plan for Stanislaus County Medi-Cal Beneficiaries – Behavioral Health and Recovery Services ([View Item](#))
- * 2. Approval to Increase the Agreement Amount for Fiscal Year 2006-2007 Between Behavioral Health and Recovery Services and Sodexo Operations, LLC ([View Item](#))
- * 3. Approval to Redistribute Funds in the Fiscal Year 2003 Homeland Security Grants, Parts I and II – Office of Emergency Services ([View Item](#))
- * 4. Approval of the Tenth Status Report of the Emergency Replacement of the Courthouse Boiler System – Chief Executive Office ([View Item](#))
- * 5. Approval to Apply for, Accept if Awarded and Administer a Grant from the State of California Off-Highway Vehicle (OHV) Grant Program in the Amount of \$114,000 for the Operation and Maintenance of the OHV area in La Grange Regional Park for Fiscal Year 2006-2007 – Parks and Recreation ([View Item](#))
- * 6. Approval to Apply for, Accept if Awarded and Administer a Grant from the State of California Off-Highway Vehicle (OHV) Grant Program in the Amount of \$365,485 for the Planning, Operation and Maintenance of the OHV area in Frank Raines Regional Park for Fiscal Year 2006-2007 – Parks and Recreation ([View Item](#))
- 7. Approval of a Presentation on the Regional Interoperable Communication Project – Office of Emergency Services ([View Item](#))

C. Department of Public Works

- * 1. Approval of Annexation of Territory to the Denair Highway Lighting District Without an Election – (Hideaway Terrace APN: 024-012-016) ([View Item](#))
- * 2. Approval to Adopt Plans and Specifications for the Road Resurfacing – Overlay Mitchell Road from the Tuolumne River to Modesto City Limits – City of Riverbank Street Overlays Project; and, Approval to Set Bid Opening Date as August 23, 2006, at 2:00 P.M. ([View Item](#))

- * 3. Approval to Increase Appropriations in the Project Account of the Carver Road Realignment at Ladd Road Project to Cover Expenses Incurred During the Development of the Design Phase, Up to the Award of the Construction Contract ([View Item](#))
- * 4. Approval to Declare the Sur-Lite McGill Environmental Systems Landfill Gas Flare at the Geer Road Landfill as Surplus ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

- 1. Approval to Set August 15, 2006 as the Date to Consider the Report Regarding the Impacts of the Proposed Thirty (30) Year Land Use Restriction Initiative ([View Item](#))

VI. Scheduled Matters

- 9:20 a.m. Public Hearing to Consider the Introduction, Waiving of the Reading, and Adoption of Planning and Community Development Department Ordinance Amendment No. 2006-03 an Ordinance Amending Title 21 of the Stanislaus County Code Relating to the Regulation of Produce Stands and Produce Markets ([View Item](#))
- 9:25 a.m. Public Hearing to Consider Annexation of Territory to the Bret Harte Landscape and Lighting District (South Modesto Annexation), and to Conduct a Ballot Procedure and Levy of the Annual Assessment in Compliance with Proposition 218 ([View Item](#))
- 9:30 a.m. Public Hearing to Consider the Approval of the 2006/2007 Annual Assessments for County Service Area Nos. 4 through 14, 16 through 22 and Landscape and Lighting Districts Including Howard/McCracken, Riverdale, Riverview, and Shackelford ([View Item](#))

VII. Correspondence

- 1. This Board has received a letter from the California Wildlife Conservation Board regarding the upcoming consideration of funding for two projects in Stanislaus County: the San Joaquin River Riparian Restoration - Hageman Site and the Tuolumne River Riparian Restoration – Big Bend site. ([View Item](#))
(Recommendation: Refer to the Departments of Environmental Resources and Parks and Recreation and the Fish and Wildlife Committee.)
- 2. This Board has received a letter from the United States Department of Justice regarding the regional planning process for the Eastern District’s Gang Prevention Summit to be held on November 28–29, 2006 in Fresno, California. ([View Item](#))
(Recommendation: Refer to the Sheriff’s Department, District Attorney’s Office and Probation Department.)
- 3. This Board has received the following claims: Elmer Casing; Ruben and Alicia Garcia; Tim Whitehead; Tanco, Inc.; and, State Farm Insurance/Perez.
(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

XI. Closed Session: Conference with Legal Counsel: Anticipated Litigation – Significant Exposure to Litigation. One Potential Case. Government Code 54954.5(c). Conference with Legal Counsel: Existing Litigation: City of Modesto vs. Joan L. Whitacre, et al., Stanislaus County Superior Court Case No. 380984. Government Code Section 54954.5 (c).