



**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**

August 29, 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/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: California State Association of Counties (CSAC) Finance Corporation
- III. Public Comment Period
- IV. Consent Calendar
- V. Agenda Items
  - A. Miscellaneous
    - \* 1. Approval of the Minutes for August 22, 2006 ([View Item](#))

- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 969 Amending Portions of Stanislaus County Code Chapter 16.55 to Update the Fire Code – Office of Emergency Services ([View Item](#))
- \* 3. Approval of Appointment of Jonathan Christopher Rogers to the Stanislaus County Equal Rights Commission ([View Item](#))
- \* 4. Approval of Request from Escalon High School for Use of the Woodward Reservoir Undeveloped Area on Wednesday, October 4, 2006 for their Escalon Cross Country Invitational ([View Item](#))
- \* 5. Approval to Proclaim September 2006 as Alcohol and Drug Addiction Recovery Month in Stanislaus County ([View Item](#))

**B. Chief Executive Office**

- \* 1. Approval of Fiscal Year 2006-2007 Pesticide Use Reporting Contract with the California Department of Pesticide Regulation – Agricultural Commissioner ([View Item](#))
- \* 2. Approval to Increase Fink Road Landfill’s Fixed Asset Appropriations for the Fiscal Year 2006-2007 for Additional Costs Associated with the Purchase of a D8-T Bulldozer – Public Works ([View Item](#))
- \* 3. Approval to Adopt the 2006-2007 Property Tax Rates – Auditor-Controller ([View Item](#))
- \* 4. Approval of Internal Audit Division’s Audit Schedule for the Period July 2006 to June 2007 – Auditor-Controller ([View Item](#))
- \* 5. Approval to Waive the Employee Repayment of Relocation Expenses – Behavioral Health and Recovery Services ([View Item](#))
- \* 6. Approval of Memorandum of Understanding for Fiscal Year 2006-2007 with the Stanislaus Economic Development and Workforce Alliance Regarding the Implementation of County-wide Economic Development Activities Including Business Attraction – Chief Executive Office ([View Item](#))
- \* 7. Approval to Appoint the Outpatient Pharmacy Manager for the Health Services Agency Outpatient Pharmacy at a Salary Above the Mid-Point of the Band ([View Item](#))
- \* 8. Approval to Declare the Health Services Agency as the Stanislaus County Department to Request, Receive and Administer the Medi-Cal and Healthy Families Outreach, Enrollment, Retention and Utilization (OERU) Funding from the State of California Department of Health Services (DHS), during Fiscal Years 2006-2007, 2007-2008 and 2008-2009 ([View Item](#))
- \* 9. Approval of the California Department of Health Services Contract for the Nutrition Network Project with the Health Services Agency ([View Item](#))
- \* 10. Approval of Professional Services Agreement between Modesto Radiological Medical Group, Inc. and the Health Services Agency for the Provision of Professional and Technical Diagnostic Imaging Services ([View Item](#))
- \* 11. Approval of Department of Aging and Veterans Area Plan Year-End Report for Fiscal Year 2005-2006 ([View Item](#))
- \* 12. Approval to Accept the Stanislaus County Treasury Pool’s July 2006 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))
- \* 13. Approval of the 2006 Stanislaus County Treasury Pool Investment Policy – Treasurer-Tax Collector ([View Item](#))
- \* 14. Approval of Change Orders to Clark & Sullivan to Extend Contract Duration by Thirty-Two Calendar Days Due to Inclement Weather for the 2004-2005 Winter and by Three Calendar Days Due to Construction Design Modifications – Chief Executive Office ([View Item](#))

- \* 15. Approval of Labor Agreement Between the County and the Stanislaus County Deputy Probation Officers' Association (SCDPOA) Representing the Deputy Probation Officers' Bargaining Unit ([View Item](#))
- \* 16. Approval to Award a Contract to ISEC Construction Services in the amount of \$1,924,731 for the Next Phase of the Gallo Center for the Arts Project, Bid Package 5, Interior Finishes; and Related Actions – Chief Executive Office ([View Item](#))
- 17. Approval to Finalize and Award a Contract for Planning Services Relating to the Development of a Needs Assessment and a Master Plan for the Sheriff's Public Safety Center, Jail and Coroner Facilities – Chief Executive Office ([View Item](#))

#### C. Department of Public Works

- \* 1. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11 of the Stanislaus County Code, Adding a No Parking Zone on Crows Landing Road in the Ceres Area ([View Item](#))
- \* 2. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11 of the Stanislaus County Code, Adding a Speed Zone on Lowe Road in the Hughson Area and Flamingo Drive in the Modesto Area; and, Amending a Speed Zone on Woodland Avenue in the Modesto Area ([View Item](#))

#### D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing on September 19, 2006 at 6:45 p.m. to Consider Rezone Application No. 2006-05, Excell Center ([View Item](#))
- 2. Authorization to Release the 2005-2006 Draft Consolidated Annual Performance Evaluation Report (CAPER) for the Community Development Block Grant Program for a Fifteen (15) Day Review to End on September 13, 2006, and Request to Set a Public Hearing on September 19, 2006 at 6:40 p.m. to Consider Adoption of the Community Development Block Grant FY 2005-2006 Consolidated Annual Performance Evaluation Report (CAPER) ([View Item](#))

#### E. County Counsel

### VI. Scheduled Matters

### VII. Correspondence

1. This Board has received two letters from the City of Modesto Police Department on behalf of the Law Enforcement Executive Association (LEX) opposing the issuance of Medical Marijuana Cards and the syringe distribution programs without additional controls. ([View Item](#)) (Recommendation: Refer to the Health Services Agency and County Counsel.)
2. This Board has received the following claims: Robin M. Stanley and Caroline Michaelis. (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