



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

December 19, 2006

**Special Meeting
6:00 P.M.**

**Regular Meeting
6:30 P.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/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.

**Special Meeting
6:00 P.M.**

- I. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organizations: SEIU, AFSCME, and County Attorneys' Association (CAA). Government Code Section 54957.6.

Regular Meeting
6:30 P.M.

II. Pledge of Allegiance to the Flag

III. Presentation: Tribute to Chairman Ray Simon Upon his Retirement

IV. Public Comment Period

V. Consent Calendar

VI. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for December 12, 2006 ([View Item](#))
- * 2. Acceptance of the Resignations of:
 - a. David Jones from the South Modesto Municipal Advisory Council ([View Item](#))
 - b. Judie Piscitello from the Stanislaus Economic Development and Workforce Alliance Youth Advisory Council ([View Item](#))
 - c. Dr. Mike Kline from the Animal Advisory Board ([View Item](#))
- * 3. Approval of Reappointments of:
 - a. Dan Madden to the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
 - b. Robert Adkison to the Airport Advisory Committee ([View Item](#))
 - c. Carl Collins, Peter Katsufakis, and Gerald Merchant to the Assessment Appeals Board ([View Item](#))
 - d. Thomas Burns, Robert Wikoff and John Cremin to the Emergency Medical Services Committee ([View Item](#))
 - e. Rod Hawkins and Richard Heckendorf to the Fire Code Board of Appeals ([View Item](#))
 - f. Richard Carpenter, Michael Kummer, Charmaine Lazar and Andrew Van Allen to the Hazardous Waste Management Advisory Committee ([View Item](#))
 - g. Jose Acosta, Dwight Bateman, George Sharp, Kenny Brown, Mary Burch and Connie Muller to the In-Home Supportive Services Advisory Committee ([View Item](#))
 - h. Michael Krausnick and Bruce Ramsey to the Law Library Board of Trustees ([View Item](#))
 - i. Catalina Elsasser to the Stanislaus County Animal Advisory Board ([View Item](#))
 - j. Leslie Beggs to the Stanislaus County Equal Rights Commission ([View Item](#))
 - k. Paul Antigua and Ismael Saldana to the Stanislaus-Ceres Redevelopment Commission ([View Item](#))
 - l. Traci Trujillo to the State Council on Developmental Disabilities, Area Board 6 ([View Item](#))
 - m. B. C. Edwards, A. Dirk Hoek and Carlos Estacio III to the Housing Authority of the County of Stanislaus ([View Item](#))
 - n. Mike Lynch, Charles Stone, Ronald West and David Duran to the Tuolumne River Regional Park Citizens Advisory Committee ([View Item](#))
 - o. Carl Ott, Fred Wilder, William Pringle and Kandy Schmidt to the East Side Mosquito Abatement District Board ([View Item](#))
 - p. Jack Leguria and Heidi McNally-Dial to the Economic Development Action Committee ([View Item](#))

- q. Warren Brumley and Ronald West to the Stanislaus County Parks and Recreation Commission ([View Item](#))
- r. Matthew Boulware, Tom Maring and Ray Murphy to the West Stanislaus Resource Conservation District ([View Item](#))
- s. Marie Assali to the Stanislaus County Planning Commission ([View Item](#))
- t. Ken De Vore to the Advisory Board on Substance Abuse Programs ([View Item](#))

B. Chief Executive Office

- * 1. Approval of the Closure of Animal Services on Various Days in 2007 ([View Item](#))
- * 2. Approval to Appoint a Part-Time County Veterinarian for Animal Services at a Salary Above the Mid-point of Band E ([View Item](#))
- * 3. Approval of Contracts for Animal Services with the Cities of Ceres, Hughson, Newman, Patterson, Riverbank and Waterford – Animal Services ([View Item](#))
- * 4. Approval to Proceed with the Final Emergency Dispatch Backup Radio System Implementation Plan and Approval to Enter into a Lease Agreement for a New Radio Tower and Establish the Project Budget – Chief Executive Office ([View Item](#))
- * 5. Approval to Authorize the Chief Executive Officer to Enter into an Agreement Between Stanislaus County and the City of Turlock to Exchange Radio Communication Frequencies – Chief Executive Office ([View Item](#))
- * 6. Approval of the Fifth Status Report of the Emergency Replacement of the Heating and Air Conditioning Units at the Family Practice Center for Health Services Agency – Chief Executive Office ([View Item](#))
- * 7. Approval to Adopt a Resolution Designating Boundaries of Proposed Survey Area of the Riverbank Redevelopment Agency that Includes Certain Unincorporated Lands Within the Sphere of Influence of the City of Riverbank – Chief Executive Office ([View Item](#))
- * 8. Approval to Fund an Economic Development Bank Proposal for Fiscal Year 2006-2007 from the City of Riverbank for Infrastructure Development Associated with the Riverbank Sports Complex Project – Chief Executive Office ([View Item](#))
- * 9. Approval to Accept an AT&T Excelsior Technology Grant to Purchase a Mobile Community Technology Learning Laboratory for the On-Going Connecting Stanislaus Community Wide Technology Outreach Strategy – Chief Executive Office ([View Item](#))
- * 10. Approval to Increase Salary Steps for Clerical/Community Aid I Effective December 23, 2006 in Response to the Increase in the State of California Minimum Wage – Chief Executive Office ([View Item](#))
- * 11. Approval to Accept Local Assistance Funding from the California Department of Health Services to Support Tuberculosis (TB) Prevention and Control Activities in Fiscal Year 2006-2007 – Health Services Agency ([View Item](#))
- * 12. Approval of the Delegation of Authority to the Health Services Agency Managing Director to Conduct and Direct the Operations of the Health Services Agency, Including Signature Authority of Administrative Documents Related to the Health Services Agency on Behalf of the County of Stanislaus ([View Item](#))
- * 13. Approval to Add Positions to Behavioral Health and Recovery Services in Support of the Proposition 63/Mental Health Services Act Budget Unit for Support and Peer Recovery Services ([View Item](#))
- * 14. Approval to Initiate the Second Election Opt-In Period in Accordance with Section 6 of the Enhanced Retirement Benefit Agreement between Stanislaus County and All Employee Organizations dated February 12, 2002 – Stanislaus County Employees Retirement Association (StanCERA) ([View Item](#))

- * 15. Approval of the Plans and Specifications for the Paradise Medical Office Remodel Project at 401 Paradise Road, Building E, Modesto, California; Approval of the Project Budget and to Set the Bid Opening Date as February 7, 2007, no later than 2:00 PM, and Related Actions – Chief Executive Office ([View Item](#))
- * 16. Approval to Amend the Rules of Behavior for the Stanislaus County Library System ([View Item](#))
- * 17. Approval of Professional Services Agreement Between the Scenic Faculty Medical Group (SFMG) and Stanislaus County for Provision of Professional Primary Care Services to the Health Services Agency ([View Item](#))
- 18. Approval of the Report by the Health Services Agency on the Relationship with Mountain Valley Emergency Medical Services Agency ([View Item](#))

C. Department of Public Works

- * 1. Approval of Modification to the Public Facility Fee’s Regional Transportation Impact Fee (RTIF) Project List ([View Item](#))
- * 2. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Sections 11.04.030, 11.04.040, 11.04.050, and 11.04.060 of the Stanislaus County Code, Amending and Repealing Speed Zones at Various Locations in the Turlock Area and in the Modesto Area ([View Item](#))
- * 3. Approval of Agreement for Acquisition of Property Affecting Portions of APN: 021-026-016 and APN: 021-026-056, Known as the Hansen Ranch, Located on the South Side of Sperry Avenue, East and West of the Delta Mendota Canal ([View Item](#))
- * 4. Approval to Increase Morgan Shop’s Fixed Asset Appropriations for the Fiscal Year 2006-2007 for Costs Associated with the Purchase of Three Electronic Message Boards ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Rescind All or a Portion of Williamson Act Contract No. 1972-0922 (Barnhart Road, South of Ceres) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2006-10 (West Coast Grape Farms – Yori) and Authorize the Planning Director to Execute a New Contract ([View Item](#))
- * 2. Approval to Rescind All or a Portion of Williamson Act Contract No. 1972-609 and 1983-3854 (Swanson Road, West of Hickman) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2006-35 (Alberto and Short) and Authorize the Planning Director to Execute a New Contract ([View Item](#))

E. County Counsel

VII. Scheduled Matters

- 6:40 p.m. Public Hearing to Consider General Plan Amendment Application No. 2005-09, Community Plan Amendment Application No. 2005-02, Rezone Application No. 2005-09, and Tentative Map Application No. 2005-05, Park View Estates, a Request to Amend the General Plan, Salida Community Plan, and the Zoning District of an 0.86 Acre Parcel, and to Create Six (6) Residential Lots Ranging in Size from 4,649 to 4,252 Square Feet. The Proposal Is to Change the General Plan and Community Plan Designations from “Agriculture” to “Planned Development” and to Change the Zoning District from A-2-40 (General Agriculture) to PD (Planned Development) on Property Located at 5554 Finney Road, in the Salida Area. A Negative Declaration Will Be Considered ([View Item](#))

- 6:45 p.m. Public Hearing to Consider General Plan Amendment No. 2006-01 and Rezone Application No. 2006-03, Johnny and Ninwa Decker, a Request to Change General Plan and Zoning Designations of a 26,072.5 Square Foot Parcel from Urban Transition/A-2-10 to Low Density Residential (LDR) and R-1 (Single Family Residential) to Allow for Development of the Site for Single Family Residences on Property Located at 844 River Road, in the Modesto / Ceres Area. A Negative Declaration Will Be Considered ([View Item](#))
- 6:50 p.m. Public Hearing to Consider General Plan Amendment Application No. 2006-03, and Rezone Application No. 2006-08, Flory Industries, a Request to Rezone and Amend the General Plan to PD (Planned Development) Zoning District, to Allow an Existing Equipment Manufacturer to Expand, for Outdoor Storage and Employee Parking, onto an Additional 10.8 Acres (Currently Zoned Ag). The Parcel Is Currently 39.25 Acres and Has Divided Zoning. The Developed Portion Is 16.55, Zoned PI-13 (Planned Industrial), and the Remaining 11.9 Acre Portion of the Property Will Remain in Agricultural Production. The A-2-40 (General Agriculture) Zoned Portion Is 22.70 Acres. The Parcel is Located at 4737 Toomes Road, in the Salida Area. A Negative Declaration Will Be Considered ([View Item](#))

VIII. Correspondence

1. This Board has received a letter from the U.S. Department of Veterans Affairs regarding the site location of the new community based outpatient clinic and nursing home in the San Joaquin Valley. ([View Item](#))
(Recommendation: Refer to the Department on Aging and Veterans Services and the Chief Executive Office-Capital Projects.)
2. This Board has received a letter from Patterson Frozen Foods, Inc. updating the County on their plans to initiate a plant closing at its frozen food processing, warehousing and harvesting operations located in Patterson, CA at 100 West Las Palmas Avenue within a 14-day period beginning February 6, 2007, pursuant to the Worker Adjustment and Retraining Notification (WARN) Act. ([View Item](#))
(Recommendation: Refer to the Alliance Worknet and the Stanislaus Economic Development and Workforce Alliance.)
3. This Board has received a letter from the Hispanic Leadership Council of Stanislaus County requesting sponsorship of the Martin Luther King, Jr. Commemoration Remembrance Event to be held on January 13, 2007. ([View Item](#))
(Recommendation: Refer to the Chief Executive Officer.)
4. This Board has received the following claims: Cristina Linares; Zafrir Solomon; National General Insurance Company, a GMAC Insurance Company for their insured Basile Basiliko (Tatum Basiliko); Willow Pointe Apartments; Alisa Dunnigan; and, Nicholas W. Keuning.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

IX. Board of Supervisors' Reports

X. Legislative, Fiscal and Management Report – Chief Executive Officer

XI. Announcements:
2007 Swearing-In Ceremony
Tuesday, January 9, 2007 at 8:30 a.m.
Board of Supervisors' Chambers
Basement of 1010 Tenth Street, Modesto

XII. Adjournment