



**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**  
**Dick Monteith, 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**

February 6, 2007

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/AgemMin.htm](http://www.co.stanislaus.ca.us/BOS/AgemMin.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: Recognition of the Successful Prosecution of the Home Invasion Case by the District Attorney Staff and Sheriff Officers
- III. Public Comment Period

#### IV. Consent Calendar

#### V. Agenda Items

##### A. Miscellaneous

- \* 1. Approval of the Minutes for January 30, 2007 ([View Item](#))
- \* 2. Approval of Appointments of:
  - a. Kathleen Cleek to the Stanislaus County Local Task Force on Solid Waste Management ([View Item](#))
  - b. John Swicegood to the South Modesto Municipal Advisory Council ([View Item](#))
  - c. Dr. Frankie Houck Bonifacio to the Stanislaus County Animal Advisory Board ([View Item](#))
  - d. Dominic Salluce to the Economic Development Action Committee ([View Item](#))
- \* 3. Approval of Reappointments of:
  - a. Will O'Bryant to the Economic Development Action Committee ([View Item](#))
  - b. Ralph Curtis, Jeff Grover, Kathy Halsey, Kirk Lindsey, Jim Theis, Paul Van Konynenburg, Ross Briles, Gloria Cordle, Joe Duran, John Evans, Sharon Silva, and Tom Van Groningen to the Stanislaus Economic Development and Workforce Alliance ([View Item](#))
- \* 4. Approval of Amendments to the 2007 Stanislaus County Board of Supervisors Committee Assignments ([View Item](#))

##### B. Chief Executive Office

- \* 1. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding CE No. 04-1689 at 722 S. 1st Street, Turlock, CA – Environmental Resources ([View Item](#))
- \* 2. Approval of a Contract Amendment with the California Department of Education for the Administration of the Child Care and Development Block Grant – Community Services Agency ([View Item](#))
- \* 3. Approval of the Appointment of a Manager III in the Child and Family Services Division of the Community Services Agency at a Salary Range of \$36.34 per hour, above the Mid-Point of Band C ([View Item](#))
- \* 4. Approval of Revisions to Regulations for Use of Stanislaus County Library Special Purpose Rooms ([View Item](#))
- \* 5. Approval to Continue the Countywide Proclamation of the Existence of a Local Emergency Due to the Extreme January 2007 Freeze in Stanislaus County ([View Item](#))
- \* 6. Approval to Adopt the Recommendations of the Stanislaus County Fire Authority to Enter into a Contract with Salida Fire Protection District to Provide Fire Training Coordinator Services Through the Less Than Countywide Fire Tax ([View Item](#))
- 7. Approval to Introduce, Waive the Reading and Adopt as an Urgency Measure, an Ordinance Amending Stanislaus County Code Chapter 9.90 Relating to the Stanislaus County Community Health Center Board ([View Item](#))

##### C. Department of Public Works

- \* 1. Approval of Annexation of Territory to the Denair Highway Lighting District Without an Election for the Dotson/Brand Annexation ([View Item](#))
- \* 2. Approval to Adopt the Results of the Ballot Procedure, Annex the North Ceres Territory to the Bystrum Landscape and Lighting District and Levy the 2007/2008 Annual Assessment in Compliance with Proposition 218 (North Ceres Annexation) ([View Item](#))

- \* 3. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the State Route 219 Widening Project, Parcel Owner Mathew Bruno ([View Item](#))
- \* 4. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the State Route 219 Widening Project, Parcel Owner Ronald J. Malik ([View Item](#))
- \* 5. Approval to Consider and Adopt a Resolution of Necessity to Acquire Real Property or Interest in Real Property by Eminent Domain for the State Route 219 Widening Project, Parcel Owner Charles Phillips ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Set a Public Hearing on February 27, 2007 at 9:20 a.m. to Consider the Introduction, Waiving of the Reading, and Adoption of an Ordinance Amending Chapters 21.08 and 21.104 of the Stanislaus County Code Relating to Yard Set-Backs and Expiration of Variances ([View Item](#))

E. County Counsel

VI. Scheduled Matters

9:25 a.m. Public Hearing to Consider Williamson Act Cancellation Application No. 2006-01 and Use Permit Application No. 2006-03, Turlock Sportsman's Club, a Request to Cancel Williamson Act Contract No. 78-3489 to Allow Operation of a Recreational Vehicle Camp with Electrical and Sewer Hook-ups for Use by Individual Recreation Vehicles on a 13 Acre Parcel, in the A-2-40 (General Agriculture) Zoning District. The Parcel is Located at the Northwest Corner of Crows Landing Road and Carpenter Road, in the Patterson/Newman Area. A Negative Declaration Will Be Considered for the Project ([View Item](#))

VII. Correspondence

1. This Board has received a letter from the Modesto Chamber of Commerce regarding rent control for mobile home parks. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office and County Counsel.)
2. This Board has received a letter from the Governor's Office of Emergency Services regarding the U.S. Business Administration's declaration of several Counties as primary and their contiguous Counties, one of which Stanislaus County, as disaster areas due to the economic impacts caused by freezing conditions that occurred January 11, 2007, and continuing. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures and to the Office of Emergency Services.)
3. This Board has received a letter from the Stanislaus Medical Society is requesting the implementation of SB 1773 which allows the levying of an additional penalty assessment under the Emergency Medical Services (Maddy) Fund. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Office, County Counsel and Health Services Agency.)

4. This Board has received a letter from the State Department of Corrections and Rehabilitation regarding a change in its policy regarding mental health services for parolees. ([View Item](#))  
(Recommendation: Refer to Behavioral Health and Recovery Services; Chief Probation Officer, District Attorney and the Sheriff.)
5. This Board has received a letter from Patterson Frozen Foods updating their plans to initiate a plant closing in its frozen food processing, warehousing and harvesting operations located at 100 W. Las Palmas Avenue, Patterson, CA expected to take place within a 14 day period beginning March 26, 2007. ([View Item](#))  
(Recommendation: Refer to the Alliance Network, the Stanislaus Economic Development and Workforce Alliance, and the Department of Environmental Resources.)
6. This Board has received a letter from the Secretary of State regarding the approval of Iron Mountain as a certified ballot tally software source code escrow company and their facility per Section 20639 of the California Administrative Code. ([View Item](#))  
(Recommendation: Refer to the Clerk-Recorder and Election Officer.)
7. This Board has received the following claims: Francisco E. Vivera; Monica Balmanno; Robert Gobble with Rileys Striping, Inc.; and, Mary Guerrero.  
(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 Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organizations: County Attorneys' Association (CAA). Government Code Section 54957.6.