



BOARD OF SUPERVISORS

William O'Brien, 1st District
Thomas W. Mayfield, 2nd District
Jeff Grover, 3rd District
Dick Monteith, 4th District
Jim DeMartini, 5th District

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

AGENDA

March 27, 2007

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/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. Public Comment Period
- III. Consent Calendar

IV. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for March 20, 2007 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 985 to Amend Sections 11.04.040, 11.04.050, 11.04.060, 11.04.070 of the Stanislaus County Code, Amending and Adding Speed Zones on Toomes Road (Salida Area) and Crows Landing Road (Modesto Area) ([View Item](#))
- * 3. Acceptance of the Resignations of:
 - a. Daniel Ortiz from the Economic Development Action Committee ([View Item](#))
 - b. Leo Avila, Jr. from the Housing Authority of the County of Stanislaus' Board of Commissioners ([View Item](#))
- * 4. Approval of Appointments of:
 - a. Rodman Hooker to the Turlock Mosquito Abatement Board of Directors ([View Item](#))
 - b. Mary Jill Klajic to the Commission on Aging ([View Item](#))
- * 5. Approval to Proclaim April 15-21, 2007 as National Library Week in Stanislaus County ([View Item](#))
- * 6. Approval of Request from the River Oaks 4-H for Use of the Woodward Reservoir Undeveloped Area on May 3 through 6, 2007 for their 2nd Annual 4-H Poker Ride, Run or Walk Event ([View Item](#))

B. Chief Executive Office

- * 1. Approval to Set a Public Hearing on April 17, 2007, at 6:45 p.m., to Appoint Matthew Joseph Machado, P.E., as the Stanislaus County Road Commissioner ([View Item](#))
- * 2. Approval to Accept the Report of Annual Inspection/Evaluation of Local Jail/Detention Facilities Pursuant to Section 101045 of the State of California Health and Safety Code - Environmental Resources ([View Item](#))
- * 3. Approval of a Memorandum of Understanding with the West Modesto King Kennedy Neighborhood Collaborative for \$153,842 for Meeting Program Requirements of the Kaiser Permanente Healthy Eating Active Living-Community Health Initiative - Health Services Agency ([View Item](#))
- * 4. Approval to Proceed with the Next Phases of Bidding and Construction for the Founders Room, Administration Area, and the Remaining Portions of the Plaza for the Gallo Center for the Arts Project, and Related Actions ([View Item](#))
- 5. Acceptance of the Sheriff's Report to the Community on the First 250 Days in Office ([View Item](#))

C. Department of Public Works

- * 1. 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 Gary Max and Linda Thompson, Co-Trustees, et al, APN: 003-019-012 ([View Item](#))
- * 2. 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 Donald G. Beachler, et ux, APN: 003-019-011 ([View Item](#))
- * 3. Approval of the Transportation Development Act Claim for Fiscal Year 2006/2007 ([View Item](#))
- * 4. Approval to Award Consulting Contract to GDR Engineering for the Design of the Albers Road Widening – Phase II Project (Claribel Road to Milnes Road) ([View Item](#))

- * 5. Approval to Adopt a Negative Declaration and Approve a Purchase Agreement to Acquire Road Right-of-Way on the Southwest Corner of Carver Road and Ladd Road from James J. Saras and Lori Saras for the Carver Road Realignment at Ladd Road Project ([View Item](#))
- * 6. Approval to Award Consulting Contract to Associated Engineering Group, Inc., for the Design of the Las Palmas Avenue at Sycamore Avenue and Las Palmas Avenue at Elm Avenue Traffic Signal Projects ([View Item](#))
- * 7. Approval to Set a Public Hearing for April 17, 2007 at 6:50 p.m. to Introduce, Waive the Reading and Adopt as an Urgency Measure, an Ordinance Adding Chapter 6.74 “Junk Dealers and Scrap Metal Recyclers” to the Stanislaus County Code ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Set a Public Hearing on April 17, 2007 at 6:35 p.m. to Consider Rezone Application No. 2006-07, Golden State Commercial Center ([View Item](#))
- * 2. Approval to Set a Public Hearing on April 17, 2007 at 6:40 p.m. to Consider Rezone Application No. 2004-11 and Parcel Map Application No. 2004-30, Valley Lexus ([View Item](#))

E. County Counsel

- 1. Consideration of Direction to Staff Regarding a Mobile Home Park Rent Stabilization Ordinance ([View Item](#))

V. Scheduled Matters

9:20 a.m. Public Hearing to Consider an Appeal of Planning Commission’s Denial of Vesting Tentative Parcel Map Application No. 2006-02, Furtado Family Trust, a Request to Create 13 Parcels of 80± Acres, One 70± Acre Parcel, and One 117± Acre Remainder Parcel from Two Existing Parcels Totaling 1,147 Acres in the A-2-40 (General Agriculture) Zoning District. This Project Site is Enrolled in a Williamson Act Contract. The property is Located Southeast of the Intersection of Tim Bell and Warnerville Roads, Northeast of the Waterford area. A Mitigated Negative Declaration will be Considered. APN: 011-005-007 and 011-005-021 ([View Item](#))

VI. Correspondence

- 1. This Board has received the following claims: Kenneth Hughes; BV Farms, LLC; and, Karina Rios.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VII. Board of Supervisors’ Reports

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

IX. Adjournment

- X. Closed Session: Conference with Labor Negotiator - Agency Negotiator: Richard Robinson. Labor Organization: United Domestic Workers and AFSCME Local 10. Government Code Section 54957.6.