



**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**

May 1, 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/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:
  - A. May 2007 as Asthma Awareness Month in Stanislaus County
  - B. United Way Betty Belle Smith Campaigner of the Year Award to Denny Hoeh of the Department of Environmental Resources
  - C. May 2007 as Older Americans Month in Stanislaus County

- D. May 2007 as Elder and Dependent Adult Abuse Awareness Month in Stanislaus County

### III. Public Comment Period

### IV. Consent Calendar

### V. Agenda Items

#### A. Miscellaneous

- \* 1. Approval of the Minutes for April 24, 2007 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinances:
  - a. C.S. 986 to Amend Existing Fees for the Coroner's Office in the Sheriff's Department ([View Item](#))
  - b. C.S. 987 to Establish Fees Relating to Vehicle Releases in the Sheriff's Department ([View Item](#))
  - c. C.S. 988 to Establish Fees for the Jail Alternative Programs in the Sheriff's Department ([View Item](#))
- \* 3. Approval of Appointment of Tyler Downing and Charles Aguilar to the Mental Health Board ([View Item](#))
- \* 4. Approval of Commendation for Betty Bickner Upon her Retirement from the Stanislaus County Sheriff's Department ([View Item](#))
- \* 5. Approval of Request from the Yahi Bowmen Archery Club for Use of the Modesto Reservoir Archery Range on Saturday, May 5, 2007 and Sunday, May 20, 2007 for Tournaments ([View Item](#))
- \* 6. Approval to Proclaim:
  - a. May 2007 as Foster Care Awareness Month and May 10, 2007 as Foster Parent and Relative Care Provider Appreciation Day in Stanislaus County ([View Item](#))
  - b. May 6 through 12, 2007 as Building Safety Week in Stanislaus County ([View Item](#))
  - c. May 2007 as Mental Health Month in Stanislaus County ([View Item](#))
- \* 7. Approval of the Adoption of the Conflict of Interest Codes for the:
  - a. Solid Waste-to-Energy Executive Committee ([View Item](#))
  - b. Stanislaus Waste-to-Energy Financing Agency ([View Item](#))

#### B. Chief Executive Office

- \* 1. Approval of Area Agency on Aging Fiscal Year 2007-2008 Planning and Service Area (PSA) Plan Update ([View Item](#))
- \* 2. Authorization to Apply for, Administer and Receive Beverage Container Recycling Funds from the California Department of Conservation - Environmental Resources ([View Item](#))
- \* 3. Approval to Submit Application for the Fiscal Year 2007 Emergency Management Performance Grant for Emergency Preparedness - Office of Emergency Services ([View Item](#))
- \* 4. Approval of Final Acceptance of the Theatrical Equipment Provided by Pook, Diemont, and Ohl, Inc., for the Gallo Center for the Arts - Chief Executive Office ([View Item](#))
- \* 5. Approval for the Purchase of Nine Compressed Natural Gas (CNG) Vehicles - Public Works ([View Item](#))
- 6. Approval to Adopt a Resolution in Support of the Bid for the 2010 Western States Police and Fire Games by the Local Organizing Committee – Sheriff ([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 Marino A. Giannini, et ux, APN: 078-015-017 ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

- 9:15 a.m. Approval of the Community Development Block Grant (CDBG) Consolidated Plan Fiscal Years 2007-2012 and Annual Action Plan for Fiscal Year 2007-2008 that Includes the \$2,545,900 Community Development Block Grant (CDBG) Award; and \$109,700 Emergency Shelter Grant (ESG) Award; for a total of \$2,655,600 for Fiscal Year 2007-2008 ([View Item](#))

VII. Correspondence

1. This Board has received a letter from the Oakdale Fire Protection District requesting the dry-period financing for Fiscal Year 2007-2008. ([View Item](#))  
(Recommendation: Refer to the Auditor-Controller.)
2. This Board has received the following claims: a minor, by and through his Guardian, Kevin Short; Roberta Manning; and CSAA – Thomas & Sandra Nett  
(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. Announcements:

Dedication of the Agricultural Center Memorial Garden and Flagpole Ceremony  
Tuesday, May 1, 2007 at 2:00 p.m.  
3800 Cornucopia Drive  
Modesto, CA

XI. Adjournment

XII. Closed Session: Conference with Legal Counsel: Existing Litigation: Stanford University Hospital and Clinics vs. County of Stanislaus, et al. Stanislaus County Superior Court Case No. 105050964. Government Code section 54956.9 (a).