



**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 8, 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 Mental Health Month in Stanislaus County
  - B. Airport Advisory Committee 2006 Annual Report
- III. Public Comment Period

#### IV. Consent Calendar

#### V. Agenda Items

##### A. Miscellaneous

- \* 1. Approval of the Minutes for May 1, 2007 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinances:
  - a. C.S. 989 Establishing Fees Relating to the Areas of Agricultural Registration and Notification and Vertebrate Pest Control for the Department of Agriculture and Weights and Measures ([View Item](#))
  - b. C.S. 990 Adding and Increasing Existing Fees for the Department of Agriculture and Weights and Measures ([View Item](#))
  - c. C.S. 991 Amending Chapter 9.82 “Applied Labor Rate” of the Stanislaus County Code Based on Commercial and Non-Commercial Device Testing Fees for the Department of Agriculture and Weights and Measures ([View Item](#))
- \* 3. Approval of Appointment of Angela Sue Henderson to the Stanislaus County Free Library Advisory Board ([View Item](#))
- \* 4. Approval of Senior Award Resolutions for the Department of Aging and Veterans Services and Commission on Aging in Celebration of Older Americans Month ([View Item](#))
- \* 5. Approval to Set a Public Hearing on June 5, 2007, at 9:15 a.m., to Consider an Appeal of the Planning Commission's Denial of the Appeal of Staff Approval Application No. 2007-09 and Lot Line Adjustment No. 2006-45 - Cilion, Inc. Ethanol Facility ([View Item](#))
- \* 6. Approval to Cancel the Public Hearing Set for May 15, 2007, at 6:40 p.m., to Consider the Appeal of the Planning Commission’s Conditions of Approval Nos. 10, 11, 12, 43 and 44 for Use Permit No. 2006-36 – Fiscalini Cheese Company ([View Item](#))
- \* 7. Approval of Request from the Northern California INT League Requesting Exclusive Use of the Back Dam Area at the Modesto Reservoir for their June INT Stops on June 9 and 10, 2007 ([View Item](#))

##### B. Chief Executive Office

- \* 1. Approval of Fiscal Year 2007-2008 Pesticide Use Reporting Contract with the California Department of Pesticide Regulation - Agricultural Commissioner ([View Item](#))
- \* 2. Approval of Fiscal year 2007-2008 Wildlife Services Contract with the United States Department of Agriculture - Agricultural Commissioner ([View Item](#))
- \* 3. Approval to Set Public Hearing on May 22, 2007, at 9:20 a.m., to Adopt the Property Tax Administration Cost Recovery Plan for Fiscal Year 2006-2007 - Auditor-Controller ([View Item](#))
- \* 4. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding CE No. 07-40 at 1347 N. Carpenter Road, Modesto, California - Environmental Resources ([View Item](#))
- \* 5. Approval to Apply for and Receive Household Hazardous Waste Grant Funds from the California Integrated Waste Management Board - Environmental Resources ([View Item](#))
- \* 6. Approval of Underground Storage Tank Local Oversight Program Contract with the State Water Resources Control Board - Environmental Resources ([View Item](#))
- \* 7. Approval of the Stanislaus County False Health Care Claims Policy - Chief Executive Office ([View Item](#))
- \* 8. Approval to Rescind Authorization for the General Services Agency to Negotiate a Contract with PRIDE Industries for Janitorial Services, to Cancel Request for Proposal (RFP) No. 06-44-TE; and to Direct the General Services Agency to Prepare a New RFP for Janitorial Services ([View Item](#))

- \* 9. Approval to Seek Bids for Security Fencing at the Paradise Medical Office - Chief Executive Office ([View Item](#))
- \* 10. Approval of Labor Agreement between the County and Stanislaus County Employees Association (SCEA), American Federation of State, County and Municipal Employees (AFSCME Local #10) - Chief Executive Office ([View Item](#))
- \* 11. Approval of Compensation Changes for Management, Confidential and Unrepresented Extra-Help Employees - Chief Executive Office ([View Item](#))
- \* 12. Approval to Authorize the Auditor-Controller to Advance Funds to Oakdale Rural Fire District for Operational Expenses Under Government Code Section 23010 in an Amount Not to Exceed \$1,360,607 ([View Item](#))
- \* 13. Approval of the Agreement between the San Joaquin Delta Community College and Stanislaus County for the Sheriff to Provide Law Enforcement Training in Stanislaus County ([View Item](#))
- \* 14. Approval to Transfer Funds from Appropriations for Contingencies to Fund Increased Costs of Indigent Defense Services – Chief Executive Office ([View Item](#))
- \* 15. Approval of Matters Relating to the Gallo Center for the Arts; Approval to Modify the Contract for Plaza Concrete; and Approval of Interior Finishes Change Orders within the Existing Project Budget - Chief Executive Office ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Authorize the Transit Manager to Enter into Memorandums of Understanding with the Cities of Turlock, Ceres, Newman, Patterson, Waterford, and Hughson and the Riverbank/Oakdale Transit Authority (ROTA) Regarding Ownership and Maintenance of County-Purchased Bus Shelters, Benches, Map/Information Holders and Bus Stop Signs ([View Item](#))
- \* 2. Approval of a Resolution Authorizing the Transit Manager to Act as the Certifying Representative for All Federal and State Grant Activities Initiated by and for Stanislaus Regional Transit (StaRT) ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

- 9:20 a.m. Public Hearing to Consider the Approval to Introduce and Waive the First Reading of an Ordinance to Adopt the Stanislaus County Fire Prevention Bureau Amended Fee Schedule ([View Item](#))

VII. Correspondence

1. This Board has received a letter from the Stanislaus Consolidated 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 a letter from the Stanislaus County Mayors requesting support for an application for funding that has been submitted to the Economic Development Bank in the amount of \$250,000. ([View Item](#))  
(Recommendation: Refer to the Chief Executive Officer.)

3. This Board has received a copy of Reclamation District 2091's Fiscal Year 2007-2008 Budget. (Recommendation: Refer to the Auditor-Controller.) ([View Item](#))
4. This Board has received a copy of The James Irvine Foundation Expanding Opportunity for the People of California brochure regarding their grant-making principles. ([View Item](#)) (Recommendation: Refer to the Chief Executive Office.)
5. This Board has received the following claims: Terrance Jackson, and Joanne Petrosky. (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