



**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 22, 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: May 2007 as Foster Parent Month in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar

## V. Agenda Items

### A. Miscellaneous

- \* 1. Approval of the Minutes for May 15, 2007 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 995 to Adopt the Stanislaus County Fire Prevention Bureau Amended Fee Schedule ([View Item](#))
- \* 3. Approval to Adopt the Amended Local Rules and Regulations of the Stanislaus County Assessment Appeals Board ([View Item](#))
- \* 4. Approval of Appointment of Jose Cisneros to the In-Home Supportive Services Advisory Committee ([View Item](#))
- \* 5. Approval of Appointment of Pam Villarreal as a Deputy Clerk of the Board of Supervisors ([View Item](#))
- \* 6. Approval of a Commendation for Steve Benak, MD as the 2007 John Darroch Memorial Award Recipient ([View Item](#))
- \* 7. Approval of Request from the Rotary Club of Modesto North for Use of the Frank Raines Regional OHV Park and the Grayson Community Center Restrooms on Saturday, June 9, 2007 for their Canyon Classic Century Event ([View Item](#))
- \* 8. Approval of a Commendation for Dale Butler for his Years of Service to the Hispanic Leadership Council ([View Item](#))
- \* 9. Approval of Reappointment of John Fantazia to the Local Task Force on Solid Waste Management ([View Item](#))

### B. Chief Executive Office

- \* 1. Approval to Retain the Certified Public Accounting Firm of Bartig, Basler & Ray to Conduct the Annual County Audit for Fiscal Year Ending June 30, 2007 - Auditor-Controller ([View Item](#))
- \* 2. Approval to Participate in the Individual Development Savings Account Program for Young Adults and Youth in Foster Care - Community Services Agency ([View Item](#))
- \* 3. Approval of Fiscal Year 2007-2008 Renewal Agreements for Contracted Program Services for Individuals and Families Receiving Temporary Aid to Needy Families, Child Welfare Services and Adult Services - Community Services Agency ([View Item](#))
- \* 4. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding CE No. 07-37 at 503 S. Santa Cruz Avenue, Modesto, California - Environmental Resources ([View Item](#))
- \* 5. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board Regarding the Cost Accounting to Abate the Nuisance CE No. 06-669 at 1501 Crawford Road, Modesto, California - Environmental Resources ([View Item](#))
- \* 6. Authorization to Apply for, Administer and Receive Funds for a Used Oil Recycling Grant from the California Integrated Waste Management Board - Environmental Resources ([View Item](#))
- \* 7. Approval to Set a Public Hearing for June 26, 2007, at 9:20 a.m., to Consider Increases in the AB 939 and Household Hazardous Waste Program Fees at the Stanislaus Resource Recovery Facility ([View Item](#))
- \* 8. Approval to Change Hours of Operation at the Denair, Empire, Hughson, and Keyes Libraries and at the Nick W. Blom Salida Regional Library ([View Item](#))
- \* 9. Approval to Adopt a Resolution Authorizing the Chief Probation Officer to Accept Seventh Year Juvenile Justice Crime Prevention Act Funding in the Amount of \$1,642,864 for Fiscal Year 2007/2008 ([View Item](#))

- \* 10. Approval to Apply for and Accept a Juvenile Accountability Grant from the Corrections Standards Authority to Provide Services and Activities to Assist Youthful Offenders in Curbing their Criminal Behaviors – Probation ([View Item](#))
- \* 11. Acceptance of the Stanislaus County Treasury Pool's April 2007 Monthly Investment Report ([View Item](#))
- \* 12. Approval of the Distribution of Excess Proceeds of \$369,093.51 from the March 1, 2006 Sale of Tax Defaulted Properties based on the attached claims - Treasurer Tax Collector ([View Item](#))
- \* 13. Approval to Apply for and Accept a Grant Application from the Stewardship Council, Youth Investment Program 2007, for the Empire Community Swimming Pool Project – Parks and Recreation ([View Item](#))
- \* 14. Approval to Authorize the Auditor-Controller to Advance Funds to Stanislaus Consolidated Fire District for 2007-2008 Operational Expenses Under Government Code 23010 in an Amount Not to Exceed \$6,062,121 ([View Item](#))
- \* 15. Approval of Funds Administration Agreement for Scott Trotter Construction of Fresno, Concession Equipment Contractor, for the Gallo Center for the Arts – Chief Executive Office ([View Item](#))
- 16. Approval of Illegal Dumping Status Report - Chief Executive Office ([View Item](#))
- 17. Consideration and Approval of the Third Quarter Financial Report for Fiscal Year 2006-2007, Transfers from Appropriations for Contingencies and Set a Public Hearing for the Consideration and Adoption of the Fiscal Year 2007-2008 Proposed Budget - Chief Executive Office ([View Item](#))

#### C. Department of Public Works

- \* 1. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Section 11.04.060 of the Stanislaus County Code by Adding a Speed Zone on Cogswell Road in the Hickman Area ([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 John A. Paoluccio, et ux, APN: 078-013-013 ([View Item](#))
- \* 3. Approval of the Transit Transportation Development Act Claim for Fiscal Year 2007-2008 ([View Item](#))
- \* 4. Approval and Acceptance of the Park and Landscaped Storm Drain Basin Improvements for Sterling Ranch Unit No. 2 Subdivision in Denair ([View Item](#))
- \* 5. Approval and Acceptance of the Subdivision Improvements for Sterling Ranch Unit No. 3 Subdivision in Denair ([View Item](#))
- \* 6. Approval and Acceptance of the Subdivision Improvements for Sterling Ranch Unit No. 4 Subdivision in Denair ([View Item](#))
- \* 7. Approval to Summarily Vacate a Portion of Alpine Avenue off Crows Landing Road and Hatch Road at the End of Eureka Street in Stanislaus County ([View Item](#))
- \* 8. Approval to Adopt Plans and Specifications for the Carpenter Road Realignment 1.5 Miles North of Crows Landing Road Project and Set the Bid Opening Date as June 27, 2007, at 2:00 p.m. ([View Item](#))
- \* 9. Approval to Adopt Plans and Specifications for the Geer Road at Service Road Intersection Project and Set the Bid Opening Date as June 27, 2007, at 2:30 p.m. ([View Item](#))

#### D. Department of Planning and Community Development

- \* 1. Approval of the Finding that the City of Waterford's Sphere of Influence Expansion is Logical and Orderly ([View Item](#))

E. County Counsel

1. Approval to Introduce and Waive the First Reading of an Ordinance Adding Chapter 9.86 to the Stanislaus County Code to Regulate Medical Marijuana Dispensaries ([View Item](#))

VI. Scheduled Matters

- 9:20 a.m. Public Hearing to Consider the Adoption of the Property Tax Administration Cost Recovery Plan for Fiscal Year 2006-2007 - Auditor-Controller ([View Item](#))

VII. Correspondence

1. This Board has received Form 10-K of Covanta Holding Corporation for the year ended December 31, 2006 and Form 10-Q for the first quarter ended March 31, 2007 from Covanta Energy Corporation. ([View Item](#))  
(Recommendation: Refer to the Department of Environmental Resources.)
2. This Board has received a letter from The Hershey Company regarding their plans to initiate a plant closure of its Oakdale facility located at 1400 S. Yosemite Ave. in Oakdale, CA, with the first group of employees scheduled to be laid off on July 9, 2007 in connection with the transfer of the first product lines to other facilities per the Worker Adjustment and Retaining Notification Act (WARN Act). ([View Item](#))  
(Recommendation: Refer to the Alliance Worknet, and the Stanislaus Economic Development and Workforce Alliance.)
3. This Board has received the following claims: Ricky Ashmum and Andrew David Kajioka.  
(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

- A. Approval to Adopt Official County Position on Pending Legislative Bills and/or State Budget Issues Including SB 59 (Cogdill), SB 286 (Lowenthal/Dutton), and Increased Funding for Child Support Services Funding Augmentation ([View Item](#))

X. Adjournment

- XI. Closed Session: Conference with Legal Counsel: Existing Litigation: Sonya Maher vs. County of Stanislaus Parks Department, Stanislaus County Superior Court Case No. 379051. Government Code Section 54956.9.