



BOARD OF SUPERVISORS

- Pat Paul**, 1st District
- Thomas W. Mayfield**, 2nd District
- Nick W. Blom**, 3rd District
- Raymond Clark Simon**, 4th District
- Paul W. Caruso**, 5th District

1010 Tenth Street, Suite 6500, Modesto, CA 95354
Phone: 209.525.4494 Fax: 209.525.4410

AGENDA

August 8, 2000

9:00 A.M.

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.

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.

- I. Pledge of Allegiance to the Flag
- II. Presentations:
 - A. Presentation of Video Measuring the Quality of Life in Modesto
 - B. Presentation of 2000 National Association of Counties Awards for Families in Partnership and Family Decision Meetings
- III. Public Comment Period
- IV. Consent Calendar
- V. Agenda Items
 - A. Miscellaneous
 - * 1. Approval of Minutes for July 11, 2000

- * 2. Approval to Set a Public Hearing on August 22, 2000, at 9:30 a.m. to Consider an Appeal of the Planning Commission's Approval of Parcel Map Application No. 2000-11 for K & D Enterprises by Michael E. Wagner
- * 3. Approval to Adopt Ordinance C.S. 734 Regarding the Institute of a Passport Photograph Fee of \$15.00
- * 4. Approval to Change the Time of the Stanislaus County Board of Supervisors' Meeting on August 29, 2000 to 6:00 P.M.
- * 5. Approval to Consolidate with the November 7, 2000 Statewide General Election the:
 - a. City of Hughson's Measure on the Ballot to Establish a Charter for the City and a Measure for Advisory Vote to Abolish the City Police Force and Instead Contract with the Stanislaus County Sheriff's Office
 - b. City of Riverbank's General Municipal Election
 - c. City of Waterford's General Municipal Election
- * 6. Approval of Resolutions to Commend the Center of Human Services Upon their 30th Anniversary and Commendations for the 2000 Children First Distinguished Leadership Awards for J. Allen Beebe, Richard Lang and Bill and Mary Lyons Family
- * 7. Approval of Reappointments of:
 - a. Randy Pirtle to the Mountain-Valley Emergency Medical Services Agency's Regional Advisory Committee
 - b. Ed Lara and Robert Kimball to the West Stanislaus Fire Protection District
- * 8. Approval of Appointments of:
 - a. Billy A. Wallen to the Economic Development Action Committee
 - b. Roger Beymer to the Valley Home Fire Protection District
 - c. Dale Lundquist to the Denair Fire Protection District
 - d. Julius C. Manrique to the 49-99 library System Lay Advisory Board
 - e. Marlene Katsufrakis and Warren M. Soelling to the Animal Advisory Board
 - f. Chris Hempleman to the Agricultural Advisory Board
 - g. Chris Hempleman to the Mayor's Committee for the Employment of Persons with Disabilities
 - h. Joseph Gilman Byrne to the Hazardous Waste Management Advisory Committee
- * 9. Accept the Resignation of Dominic Moore from the Riverdale Park Tract Community Services District
- * 10. Approval to Amend the Terms of Colleen Bare and Robert Fores of the Library Advisory Board
- * 11. Approval to Remove Hamilton Machado from the Hills Ferry Cemetery District
- 12. Approval of a Resolution by Coalition of Latino Organizations United in Trust Supporting the Rapid Development of the University of California Merced

B. Chief Executive Office

- * 1. Approval of Establishment of the Children and Families First Commission as part of Stanislaus County Government
- * 2. Approval of Employee Suggestion Program Award for an Employee of Stanislaus Behavioral Health Center
- * 3. Approval for Chief Executive Office to Contract for Limited Master Planning Services Related to the Library Master Development Effort

- * 4. Approval of Revised Agreement with Oak Valley Hospital for the Provision of Staff and Equipment to Operate the Oakdale Prenatal Clinic
- * 5. Approval of the Workforce Investment Board/Board of Supervisors Cooperative Agreement – Department of Employment and Training
- * 6. Approval of the Stanislaus County Future Factory Service Delivery Partners Memorandum of Understanding - Department of Employment and Training
- * 7. Approval to Request, Receive and Expend Workforce Investment Act (WIA) Rapid Response Funds - Department of Employment and Training
- * 8. Approval to Receive and Expend Workforce Investment Act (WIA) Funds - Department of Employment and Training
- * 9. Approval of Appointment of New Workforce Investment Board Members - Department of Employment and Training
- * 10. Approval to Submit the Victim/Witness Grant Application for Fiscal Year 2000/2001 and to Adopt a Resolution – District Attorney
- * 11. Adoption of Recommendation of the Nuisance Abatement Hearing Board Regarding Abatement Hearing No. 2000-01 – Environmental Resources
- * 12. Approval of Child Health and Disability Prevention Plan for 2000-01 – Health Services Agency
- * 13. Approval of Contract with the State of California Department of Health Services for Medical Administrative Activities Dates July 1, 2000 through June 30, 2003 - Health Services Agency
- * 14. Approval to Contract with Mountain Valley Emergency Medical Services Agency for 2000-2001 to Administer Local Emergency Medical Services - Health Services Agency
- * 15. Approval of the State Department of Health AIDS Master Contract and Memorandum of Understanding (#00-90107) - Health Services Agency
- * 16. Authorization for Exclusive Use of Salida Park for Town and Country Festival and Parade on August 19, 2000 by Salida Civic Association – Parks and Recreation
- * 17. Approval of the Funding Agreement for the Purchase of Compressed Natural Gas (CNG) Vehicles – Public Works
- * 18. Authorize the Sheriff to Accept a Lease Agreement with H. Naraghi Farms to Lease Property at the Less-Than-Market-Value Amount of \$1.00 Annually
- * 19. Approval to Adjust the Salary Range for the One Position Class of Interpreter and Amend the Salary and Position Allocation Resolution – Superior Court
- * 20. Acceptance of the Stanislaus County Treasury Pool’s April and May 2000 Monthly Investment Report – Treasurer/Tax Collector
- * 21. Approval to Discharge Treasurer/Tax Collector of Accountability for County Departmental Accounts Which are Uncollectible for the Period of May 1-31, 2000
- * 22. Approval to Discharge Treasurer/Tax Collector of Accountability for County Departmental Accounts Which are Uncollectible for the Period of June 1-30, 2000
- * 23. Approval of the Distribution of Excess Proceeds from the March 23, 1999 Sale of Tax Defaulted Property Belonging to William L. and Carol J. Platt
- 24. Approval of Agreement for the Donation, by the Mistlin Family, of the Chief Estanislao Fountain to the County of Stanislaus
- 25. Approval of Revised Glassy Winged Sharpshooter Contract for Fiscal Year 2000-2001 with the California Department of Food and Agriculture – Agricultural Commissioner

26. Approval of Dove Project (Oracle Financial Management System and PeopleSoft Human Resources/Payroll System) Status Report and Related Recommendations – Auditor/Controller
27. Approval of an Agreement with California State University, Stanislaus for Mobility/Transportation Study – Community Services Agency

C. Public Works Department

- * 1. Approval of Summary Abandonment of an Irrigation and Drainage Easement Across Parcel “B” of Book 31, Parcel Maps, Page 59

D. Department of Planning and Community Development

- * 1. Approval of Salida Planned Development Road Account Expenditure
- * 2. Approval of Salida Planned Development Park Account Expenditure
- 3. Approval to Set Public Hearing for Salida Community Plan Update - Stanislaus County and RRM Design Group for August 29, 2000 at 7:00 p.m.

E. County Counsel

- * 1. Approval to Accept Settlement Payments in the Case County of Alameda, ET AL. v. PG & E
- 2. Approval to Adopt a Resolution Supporting the North American Numbering Plan Administration’s Selection of Alternative 10B Retaining the 209 Area Code in Stanislaus County

VI. Scheduled Matters

9:25 a.m. - Public Hearing to Approve Annual Grantee Performance Report for Fiscal Year 1999/00 - Community Development Block Grant Program

9:30 a.m. - Public Hearing to Consider the Approval of the Stanislaus County/City of Turlock Consortium Consolidated Plan for the Home Investment Partnership Program

9:35 a.m. - Public Hearing to Consider the Approval of Rezone Application No. 2000-10 - Lemke Construction, to Develop a Self-Storage Facility on 4.4 Acres in the A-2-40 (General Agriculture) Zoning District. The Property is Located on the East Side of Pirrone Road, South of the Hammett Road Interchange, in the Salida Area. A Mitigated Negative Declaration will be Considered. APN: 136-08-27

VII. Correspondence

1. This Board has received a letter from Governor Gray Davis regarding the certification of our Local Workforce Investment Board.
(Recommendation: Refer to the Department of Employment and Training.)

2. This Board has received a letter from the State Water Resources Control Board and a copy of an Order Authorizing Temporary Changes in Place of Use, involving the transfer/exchange of up to 75,000 acre-feet of water under the Department of Water Resources' Water Right Permit 16482 (Application 17512).
(Recommendation: Refer the Department of Environmental Resources and to the Agricultural Commissioner.)
3. This Board has received a copy of the San Joaquin Valley Air Pollution Control District's 2000-2001 Recommended Budget.
(Recommendation: Accept report and refer to the Department of Environmental Resources.)
4. This Board has received a letter from the Californians United Against Drug Abuse requesting opposition against Proposition 36 regarding drug treatment programs.
(Recommendation: Refer to the Sheriff.)
5. This Board has received a copy of the East Side Mosquito Abatement District's FY 2000-2001 Budget.
(Recommendation: Refer to the Auditor-Controller.)
6. This Board has received a letter from Mr. Sebastian Jones regarding the adoption of a program for a Funeral Escort Service in Stanislaus County.
(Recommendation: Discussion and possible referral to County Counsel.)
7. This Board has received a letter from the California Environmental Protection Agency, Department of Toxic Substances Control requesting comments on its Proposed California Environmental Quality Act Proposed Negative Declaration for the Reuse of Lead-Contaminated Soils for the California Department of Transportation (Caltrans).
(Recommendation: Refer to the Department of Environmental Resources and Department of Public Works.)
8. This Board has received a letter from the State Water Resources Control Board, Division of Water Rights regarding the State of California Appropriative Water Right Permit Requirements.
(Recommendation: Refer to the Department of Planning & Community Development and the Department of Public Works.)
9. This Board has received from the Sheriff's Department a letter of formal response to Grand Jury Final Report Part 10, concerning Video Arraignments.
(Recommendation: Accept response.)
10. This Board has received a letter from the West Stanislaus County Fire Protection District regarding the Annual review of Capital Facilities Fees collected by the West Stanislaus County Fire Protection District on certain new development for FY 1998-1999.
(Recommendation: Refer to the Department of Public Works, Auditor-Controller and the CEO.)

11. This Board has received Resolution No. 2000-303 from the Modesto City Council, approving an amendment to the Modesto Urban Area General Plan revising the General Plan adopted land use diagram to designate 7.0 acres of the west side of Carpenter Road between Woodland and Torrid Avenues from residential to commercial.
(Recommendation: Refer to the Department of Planning and Community Development.)
12. This Board has received a letter from the City of Riverbank requesting review and assistance for the Jacob Myers Park Community-Built Playground Project.
(Recommendation: Refer to the CEO.)
13. This Board has received the following claims: Cesar Tovar; Harley Swartz, Sr., Linda Swartz King, Patricia Swartz Shortner, and Harley Swartz, Jr., as surviving heirs of Lela Swartz, deceased; Justin Melton; Babette Adkins-Parker, for herself individually and as Guardian Ad Litem for DreannaMena Adkins-Fremstad and DonRobert Adkins-Fremstad, minors; Milton T. Medeiros; Sidney Lankford; David Jon Vargas; Carriann Louise Silva; Marlene Whitten; Michelle Azevedo; Marcia Ciraola; Robin Lynn Wright; Cecil Cook; Lawrence Jones; Abigale Post; Frank Martinez; Timothy Robert Platt; and, Todd kay Rivett and Bob Shively.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Officer-Risk Management.)

VIII. Board of Supervisors' Reports

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

- A. Approval for the Board of Supervisors to Issue a Resolution in Opposition of Proposition 36 – Drugs, Probation and Treatment Program
- B. 2000-2001 Final Budget Discussions

X. Adjournment

XI. Closed Session: Conference with Legal Counsel Anticipated Litigation: Significant exposure to litigation: two potential cases. Government Code Section 54954.5(c).