



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

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Phone: 209.525.4494 Fax: 209.525.4410

AGENDA

October 8, 2002

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.

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. Presentation:
 - A. Proclamation of the Month of October 2002 as "The Grapes of Wrath Month" to Encourage Reading and Story Sharing Within Stanislaus County's Diverse Cultural Communities
 - B. Presentation of Employee Suggestion Award to Shelly Antonucci – Child Support Services
 - C. Presentation of Turlock Broadway Street Mixed Use Workshop and a Turlock Regional Library Site Opportunity ([View Item](#))

III. Public Comment Period

IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for October 1, 2002 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 809 to Amend Title 11 of the Stanislaus County Code; Adding Two-Hour Parking Zones on Lassen Avenue and Ustick Road; Amending No Parking Zones on Covert Road and Finney Road; Adding a Yellow Zone on Finney Road; and Adding Parking Prohibited on Certain Streets at Certain Hours on McHenry Avenue ([View Item](#))
- * 3. Approval of Appointment of Dwight Bateman to the Stanislaus County Children's Council ([View Item](#))
- * 4. Approval to Proclaim October 23 – October 31, 2002, as Red Ribbon Week in Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approval for Issuance and Sale of 2002-2003 Tax and Revenue Anticipation Notes (TRAN) in an Aggregate Principal Amount Not to Exceed \$35 Million ([View Item](#))
- * 2. Approval to Accept Annual Report on Evaluation of the County Purchasing Card Program and Policies ([View Item](#))
- * 3. Approval to Adopt the Decision of the Nuisance Abatement Hearing Board Regarding 5512 Terminal Avenue, Riverbank, California, Hearing No. CE 01-1318 – Environmental Resources ([View Item](#))
- * 4. Approval of a Resolution Recognizing the Tuolumne River as a Regional Asset and Pledging Support to the Tuolumne River Coalition for the Enhancement and Stewardship of the Tuolumne River Corridor – Parks and Recreation ([View Item](#))
- * 5. Approval to Apply to the Department of Health Services, STD Branch, and Accept Funds if Awarded, for the Community Health Action Project (CHAP) Grant to Enable the Health Services Agency to Develop and Facilitate Local Community-Directed STD Prevention Interventions – Health Services Agency ([View Item](#))
- 6. Approval to Accept the Report from and Adopt the Recommendations of the In-Home Supportive Services (IHSS) Advisory Committee – Community Services Agency ([View Item](#))
- 7. Approval of Annual Report on the Substance Abuse Crime Prevention Act (Proposition 36) Implementation – Behavioral Health and Recovery Services ([View Item](#))
- 8. Approval to Authorize an Amendment to the City of Patterson and County Development Cooperation Agreement to Reflect the Entire Proposed West Patterson Business Park Area ([View Item](#))
- 9. Authorization to Execute Agreements which would Result in the Purchase of Land, and the Construction of a Condominium Office Building for the County, the Stanislaus County Employees Retirement Association and a Private Developer in Conjunction with the Construction of a County Parking Garage on Property Located at 12th and I Streets in Modesto and Related Actions ([View Item](#))

C. Department of Public Works

- * 1. Approval of Plans and Specifications for Salida North Basin Expansion, Phase I, Generally Bounded by Ciccarelli Road, U.S. Highway 99, and MID Lateral 8 ([View Item](#))
- * 2. Approval of Plans and Specifications for the Crows Landing Road at Butte Avenue, Winmoore Way, and Hatch Road Signalization and Intersection Improvements ([View Item](#))

- * 3. Approval to Award Contract for the Carpenter Road Realignment 2.0 Miles North of Crows Landing Road to George Reed, Inc., of Lodi, California ([View Item](#))
- * 4. Approval of the Institution of Proceeding for the Formation of County Service Area No. 18 – Atlas Park ([View Item](#))
- * 5. Approval of the Institution of Proceeding for the Formation of County Service Area No. 19 – Tuolumne – Gratton ([View Item](#))
- * 6. Approval to Hold a Harvest Festival at 3350 Lester Road, Denair, California on October 31, 2002 ([View Item](#))
- 7. Discussion of the Report on the Draft Environmental Impact Report (EIR) on Fink Road Landfill and Direction to Staff for Modifications to the Draft EIR for a Project Sized Only for the Needs of Stanislaus County (**to be Heard Tonight, 7:00 p.m., at the Agricultural Center, Harvest Hall, 3800 Cornucopia Way, Modesto, CA**) ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

9:25 a.m. Public Hearing to Consider the Approval of Final Cost Reimbursement for the Demolition of a Structure Located at 1831 John Street, Modesto, California – Public Works ([View Item](#))

VII. Correspondence

1. This Board has received a letter from the United States Department of the Interior regarding the proposed designation of Critical Habitat for four Vernal Pool crustaceans and eleven Vernal Pool plants in California and Southern Oregon.
(Recommendation: Refer to the Agricultural Commissioner, Environmental Resources, Planning and Community Development, and Public Works.)
2. This Board has received a copy of the Annual Report of the 49-99 Cooperative Library System.
(Recommendation: Accept Report.)
3. This Board has received a letter from the Oroville-Wyandotte Irrigation District regarding Petition for Temporary Transfer of Water Rights.
(Recommendation: Refer to the Agricultural Commissioner and Environmental Resources.)
4. This Board has received a letter of resignation from Chief Probation Officer, Linda Duffy, announcing her resignation effective November 9, 2002.
(Recommendation: Acknowledge receipt of resignation.)
5. This Board has received a letter from Assemblyman, Dave Cogdill, regarding State Superintendent Delaine Eastin's decision to close all regional Ag-Education offices in California.
(Recommendation: Refer to the Chief Executive Office, Cooperative Extension and Agricultural Commissioner.)
6. This Board has received a letter from the State Department of Finance regarding the requirement for redevelopment agencies to shift \$75 million in property tax revenues to the Education Revenue Augmentation Fund (ERAF) during the 2002-03 Fiscal Year.

(Recommendation: Refer to the Auditor-Controller, Chief Executive Office, Treasurer-Tax Collector, and Planning and Redevelopment.)

7. This Board has received a Notice of Proposed Regulatory Actions from the State Board of Corrections regarding Minimum Standards for Local Juvenile Facilities and Local Adult Detention Facilities.

(Recommendation: Refer to the Sheriff, Probation Department, Chief Executive Office, Health Services Agency, and Superior Court.)

8. This Board has received the following claims: Anthony Michael Narvaez and Andrew Martin Narvaez, minors, by and through their Guardian Ad Litem Regina Rios.

(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. **Announcement:**

Next Tuesday's Meeting will be a Joint Meeting Between the Stanislaus County Board of Supervisors and the Hughson City Council

The Meeting will be Held at 7:00 p.m. on Tuesday, October 15, 2002 at Hughson City Hall, 7018 Pine Street in Hughson, California

XI. Recess

- XII. Closed Session: Conference with Legal Counsel – Existing Litigation - One Case: Gina Arata vs. the County of Stanislaus, A Government Entity; Modesto Irrigation District, A Government Entity; Betty J. Harger Van Duyn Trust; John O. Van Duyn: H & J Ranch; Berberian Farms, Corp. and Does One through Fifty – Superior Court Case #291080. Pursuant to Government Code Section 54956.9.

XIII. Reconvene at the Agricultural Center, Harvest Hall, 3800 Cornucopia Way, Modesto, California

7:00 p.m. Discussion of the Report on the Draft Environmental Impact Report (EIR) on Fink Road Landfill Expansion and Direction to Staff for Modifications to the Draft EIR for a Project Sized Only for the Needs of Stanislaus County

XIV. Adjournment

See Item C-7,
Resolution 2002-794,
for motion & vote