



**BOARD OF SUPERVISORS**

**Pat Paul, 1<sup>st</sup> District**  
**Thomas W. Mayfield, 2<sup>nd</sup> District**  
**Jeff Grover, 3<sup>rd</sup> District**  
**Raymond Clark Simon, 4<sup>th</sup> District**  
**Paul W. Caruso, 5<sup>th</sup> District**

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

**AGENDA**

March 11, 2003

9:00 A.M.

Chambers – Basement Level  
1010 10<sup>th</sup> Street  
Modesto, California

[www.co.stanislaus.ca.us/BOS/AGENDA/agenda.pdf](http://www.co.stanislaus.ca.us/BOS/AGENDA/agenda.pdf)

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.

**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: Proclamation of Social Worker Recognition Month in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar
- V. Agenda Items
  - A. Miscellaneous
    - \* 1. Approval of the Minutes for February 25, 2003 ([View Item](#))

- \* 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 824 Providing Guidelines Concerning the Fee Payment Provisions of the Public Facility Fee Ordinance ([View Item](#))
- \* 3. Acceptance of the Resignations of:
  - a. Danielle Davis from the Stanislaus County Parks and Recreation Committee ([View Item](#))
  - b. Sharon Reeves from the Mental Health Board ([View Item](#))
  - c. Dave Simons from the Knights Ferry Municipal Advisory Council ([View Item](#))
- \* 4. Approval of Appointments of:
  - a. Shirley Foerster and Robert B. Schorr to the Mental Health Board ([View Item](#))
  - b. Jeff Ericson to the Reclamation District 2091 (Chase Levee) Board ([View Item](#))
  - c. Gail Clark to the Stanislaus County Children's Council ([View Item](#))
  - d. Bruce Frohman to the Economic Development Action Committee ([View Item](#))
- \* 5. Approval of Request from E Clampus Vitus for Use of :
  - a. La Grange Gold Dredge Historical Site on Friday, April 18, 2003 through Sunday, April 20, 2003 ([View Item](#))
  - b. La Grange Gold Dredge Camp on Friday, October 17, 2003 through Sunday, October 19, 2003 ([View Item](#))
- \* 6. Approval of the Amended Reclamation District 2091 (Chase Levee) By-Laws ([View Item](#))
- \* 7. Approval of Request from the City of Modesto for Use of the Courthouse Lawn for the 8<sup>th</sup> Annual Family Cycling Festival and Criterium on Saturday, May 17, 2003 and Approval to Proclaim the Week of May 12, 2003 as Bike Commute Week in Stanislaus County ([View Item](#))
- \* 8. Approval to Proclaim the Week of March 10, 2003 as Problem Gambling Awareness Week in Stanislaus County ([View Item](#))
- \* 9. Approval of Request from the Stanislaus County Children and Families Commission for Use of the Courthouse Lawn on Saturday, March 22, 2003 from 1:00 p.m. to 2:00 p.m. ([View Item](#))
- \* 10. Approval to Set a Public Hearing on March 25, 2003 at 9:35 a.m. to Consider an Appeal of Planning Commission Decision on Use Permit Application No. 2002-22, Grover Landscape Services, Inc. ([View Item](#))
- \* 11. Approval of Commendation for Jack Rickenbacker Upon his Retirement from the Assessor's Office ([View Item](#))

**B. Chief Executive Office**

- \* 1. Approval to Close Animal Services on Various Days in 2003 – Animal Services ([View Item](#))
- \* 2. Approval to Set a Public Hearing on June 3, 2003 at 9:25 A.M. Regarding the 2003-2004 Special Assessment for Peach Blossom Estates Street Lighting District – Auditor/Controller ([View Item](#))
- \* 3. Approval of the Status Report of Emergency Action on Courts Elevator Modification ([View Item](#))
- \* 4. Approval of the California Department of Health Services Contract for the Period July 1, 2002 through June 30, 2005 for the Childhood Lead Poisoning Prevention and Medi-Cal and Lead Program Allocation – Health Services Agency ([View Item](#))
- \* 5. Approval of the Stanislaus County Treasury Pool's January, 2003 Monthly Investment Report – Treasurer/Tax Collector ([View Item](#))
- \* 6. Approval for the Sheriff to Apply for, and Accept if Awarded, a Grant to Assist in the Regulation of Businesses Licensed to Sell Alcoholic Beverages ([View Item](#))

7. Approval to Enter into a Cooperative Agreement with the United States Department of Agriculture (USDA) Animal and Plant Health Inspection Service (APHIS) and Veterinary Services (VS) Regarding the Exotic Newcastle Disease ([View Item](#))

#### C. Department of Public Works

- \* 1. Approval of a Budget Increase for the Environmental Phase of the Shiloh Road Bridge Seismic Retrofit Project at Tuolumne River ([View Item](#))
- \* 2. Approval of the Installation of Stop Signs at Country Hill Lane and Indian Ridge Lane ([View Item](#))
- \* 3. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11 of the Stanislaus County Code, Adding a Two-Hour Parking Zone, Parking Prohibited on Certain Streets at Certain Hours, Handicapped Parking, and No Parking Zone on Various Roads ([View Item](#))
- \* 4. Approval to Increase Appropriations for the Carpenter Road Traffic Signal Project ([View Item](#))
- \* 5. Approval of an Agreement to Lease Real Property for Cattle Grazing on 760.4 Acres of Rolling Hills Adjacent to the West of the Active Fink Road Landfill ([View Item](#))
- \* 6. Approval of an Agreement Between Stanislaus County and the San Joaquin Regional Rail Commission to Continue the Study of the Extension of the Altamont Commuter Express Service to Stanislaus County ([View Item](#))

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

- \* 1. Approval to Set a Public Hearing on April 1, 2003 at 9:25 a.m. Regarding the Draft Community Development Block Grant Annual Work Plan ([View Item](#))
- \* 2. Approval to Set a Public Hearing on April 1, 2003 at 9:30 a.m. for Rezone Application No. 2002-04 and Parcel Map Application No. 2002-05 - Gerry Hughes ([View Item](#))

#### E. County Counsel

### VI. Scheduled Matters

### VII. Correspondence

1. This Board has received a request from Supervisor Waterston, Fresno County, to make a presentation before this Board on April 1, 2003 to describe Operation Clean Air.  
(Recommendation: Board direction requested.)
2. This Board has received a letter from Albertsons' Inc., regarding the permanent closure of store #7268 located at 701 N. Golden State Blvd. in Turlock which may result in the permanent layoff of some employees at this store on May 2, 2003.  
(Recommendation: Refer to the Department of Employment and Training.)
3. This Board has received a letter from StanCOG requesting a letter of support to have various regional transportation projects "earmarked" for Federal transportation funding.  
(Recommendation: Board action requested.) ([View Item](#))
4. This Board has received a copy of the Comprehensive Annual Financial Report for the County of Stanislaus for Fiscal Year Ending June 30, 2002 from the Auditor-Controller.  
(Recommendation: Acknowledge receipt of report.)

5. This Board has received a letter from the Local Government Commission regarding a model E-Waste Recycling Ordinance which deals with the disposal of toxic electronic waste (e-waste). (Recommendation: Refer to the Department of Environmental Resources, Department of Public Works and Strategic Business Technology.)
6. This Board has received a letter from the Judicial Council of California regarding the Probation Services Task Force Draft Final Report which will be available for comment on March 14, 2003. (Recommendation: Refer to the Chief Executive Office and Probation Department.)
7. This Board has received the following claims: David Johnson; Kevin Ray Hunter; Sandra Vaughn; Gerardo H. Hernandez; and, Sylvia Echols, Christopher Echols, a Minor, and Susan Palleson, a Minor. (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. Verbal Report Regarding Recent National Association of Counties Legislative Conference

#### X. Adjournment

- XI. Closed Session: Conference with Real Property Negotiators: Property Acquisition 10661 Dixon Road, Oakdale, CA (APN: 010-21-56). Agency Negotiator: Reagan M. Wilson. Owner Negotiator: Christine Shutz. Under Negotiation: Both Terms of Payment and Price. Government Code Section 54956.8. Conference with Legal Counsel-Existing Litigation: City of Modesto vs. Viacom Outdoors et al Case No. 329869. Government Code 54954.5 (c). ([View Item](#))