



**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**

May 4, 2004

**Special Meeting**  
**8:30 A.M.**

**Regular Meeting**  
**9:00 A.M.**

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

[www.co.stanislaus.ca.us/BOS/AgenMin.htm](http://www.co.stanislaus.ca.us/BOS/AgenMin.htm)

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.

**Special Meeting**  
**8:30 A.M.**

- I. Closed Session: Labor Negotiations: Agency Negotiator Patricia Hill Thomas. Labor Organization UDW. Pursuant Government Code Section 54954.9(e).

**Regular Meeting**  
**9:00 A.M.**

- I. Pledge of Allegiance to the Flag
- II. Presentations:
  - A. May 2004 as Asthma Awareness Month in Stanislaus County
  - B. May 2004 as Foster Parent Appreciation Month in Stanislaus County
- III. Public Comment Period
- IV. Consent Calendar
- V. Agenda Items
  - A. Miscellaneous
    - \* 1. Approval of the Minutes for April 27, 2004 ([View Item](#))
    - \* 2. Approval of Appointment of Cleve Morris to the Emergency Medical Services Committee ([View Item](#))
    - \* 3. Acceptance of the Resignation of Rebecca Barton-Nicholes from the Stanislaus County Children and Families Commission ([View Item](#))
    - \* 4. Approval to Consolidate the City of Waterford General Municipal Election with the General Election on November 2, 2004 ([View Item](#))
    - \* 5. Approval to Proclaim:
      - a. May 2004 as Elder and Dependent Adult Abuse Awareness Month in Stanislaus County ([View Item](#))
      - b. May 2004 as Mental Health Month in Stanislaus County ([View Item](#))
      - c. May 3 and 4, 2004 as Brown v. Board of Education Celebration Days in Stanislaus County ([View Item](#))
    - \* 6. Approval of Request from Mid-Valley Water Ski Club for Use of Modesto Reservoir on May 29, 2004 for a Tournament and July 10, 2004 for a Police Activities League Learn-to-Ski Clinic ([View Item](#))
    - 7. Approval to Proclaim May 3-9, 2004 as Mosquito and Vector Control and West Nile Virus Awareness Week in Stanislaus County ([View Item](#))
  - B. Chief Executive Office
    - \* 1. Approval of Senior Award Resolutions for Department of Aging and Veterans Services (Area Agency on Aging)/Commission on Aging for Senior Awareness Day on May 15, 2004 – Aging and Veterans Services ([View Item](#))
    - \* 2. Approval of the Plans and Specifications for the Tenant Improvements of the First Floor Public Restrooms and Checkout Counter at the Modesto Main Library and Approval to Set the Bid Opening Date as June 9, 2004 at 2:30 p.m. ([View Item](#))
    - \* 3. Approval to Design and Construct Improvements to the Nick W. Blom Regional Library Parking Lot, Roof, Landscaping, Café Space, and Other Miscellaneous Interior Finishes; Approval to Invite Proposals and Negotiate an Agreement for Beverage/Snack Concession; and Related Actions ([View Item](#))
    - \* 4. Approval to Authorize Staff to Proceed with the Preparation of Two Project Study Reports for the Hammett Road and Kiernan Avenue Interchanges and Approval of Reimbursement Agreements with Landowners Who Have Paid the Cost to Prepare the Reports ([View Item](#))
    - \* 5. Approval to Provide Mandated Peace Officer Standards and Training (POST) to Employees Hired in the Special Investigator I Classification – Community Services Agency ([View Item](#))

- \* 6. Approval of Amendment to the Agreement with the California Department of Health Services Increasing the Amount of Grant Funds from \$186,426 to \$221,226 for Fiscal Year 2003-2004 through Fiscal Year 2005-2006 for the Preventive Health Care for the Aging Program – Health Services Agency ([View Item](#))
- \* 7. Approval to Authorize the Sheriff to Apply for an Officer in the Schools Federal Cops Grant and Develop a Partnership Agreement with the Hughson Unified School District and the City of Hughson to Enhance Public Safety in the Hughson Community - Sheriff ([View Item](#))
- \* 8. Approval to Authorize the Sheriff to Sign a Contract with the California Department of Justice to Receive Funds for the Purchase and Installation of Equipment to Convert Digital Photo Images and Connect the Sheriff Department’s Digital Photo Image System to the Cal-Photo Statewide Database – Sheriff ([View Item](#))
- 9. Consideration and Approval of the County Response as Prepared by the Stanislaus County Environmental Review Committee (ERC) and the Health Executive Committee Regarding the Draft Environmental Impact Report for the Proposed Kaiser Medical Campus and Cornerstone Business Park Development Projects ([View Item](#))

C. Department of Public Works

- \* 1. Approval of the Transit Transportation Development Act Claim for Fiscal Year 2004/2005 ([View Item](#))
- \* 2. Authorization for the Transit Manager to Act as Certifying Representative for all Federal and State Grant Activities Initiated by and for Stanislaus Regional Transit (“StaRT”) ([View Item](#))
- \* 3. Approval to Set a Public Hearing and Conduct a Ballot Procedure in Compliance with Proposition 218 on July 13, 2004 at 9:25 a.m. Regarding the Formation of the Bret Harte Landscape and Lighting District and the Levy of an Annual Assessment ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Rescind All or a Portion of Williamson Act Contract No. 4179 (Blue Gum Ave., District 3) and Approve a New Contract Pursuant to Minor Lot Line Adjustment No. 2004-08 and Authorize the Planning Director to Execute a New Contract ([View Item](#))

E. County Counsel

- \* 1. Approval to Authorize the Clerk of the Board to Notify the California School Cash Reserve Program Authority to Issue Tax and Revenue Anticipation Notes on their Own Behalf ([View Item](#))
- \* 2. Approval of a Resolution Authorizing the Issuance and Sale of Ceres Unified School District Fiscal Year 2004-2005 Tax and Revenue Anticipation Notes ([View Item](#))

VI. Scheduled Matters

9:20 a.m. Public Hearing to Consider the Approval of a Request to Increase the Membership of the Patterson Cemetery District Board of Trustees from a Three-Member Board to a Five-Member Board, and Approval of Appointment of Bruce Thompson to the Patterson Cemetery District Board ([View Item](#))

9:25 a.m. Sitting as the Redevelopment Agency

- I. Call to Order
- II. Consent Calendar (Those items marked with an \*)
- III. Approval of Minutes

- \*A. Minutes of December 9, 2003 ([View Item](#))
- IV. Correspondence
  - A. None
- V. Public Hearings
  - A. None
- VI. Agenda Items
  - \*A. Acceptance of Proposal to Conduct 2003/2004 Audit ([View Item](#))
  - \*B. Repayment of \$400,000 Loan and Accrued Interest and Authorization of New \$400,000 Loan ([View Item](#))
  - C. Adoption of \$2.1 Million, 2004/2005 Fiscal Year Budget ([View Item](#))
- VII. Public Forum
- VIII. Adjournment

9:30 a.m. Public Hearing to Consider an Appeal of Planning Commission’s Decision to Approve East Oakdale Residential Projects, Including: (A) Vesting Tentative Subdivision Map No. 2001-04, Exception No. 2003-04 – HILLSBOROUGH ESTATES II. A request to create 67 parcels with minimum lot size of 20,000 square feet in R-A (Rural Residential) zoning district. The property is located at 9989 Dillwood Rd., Oakdale area. APN: 010-003-052 and 010-003-053; (B) Vesting Tentative Subdivision Map No. 2002-04 - LANDS OF SCHUTZ. A request to create 8 parcels with minimum lot size of 20,000 square feet and a 30-acre remainder in R-A (Rural Residential) zoning district. The property is located 10661 Dixon Rd., Oakdale area. APN: 010-021-56 and 010-070-01; and, (C) Vesting Parcel Map No. 2003-25, Exception No. 2003-02 – KUSHAR. A request to create 3 parcels of 1.0 to 2.8 acres and a 6.39-acre remainder in R-A (Rural Residential) zoning district. The property is located at 9984 Dillwood Rd., Oakdale area. APN: 010-001-074. A Mitigated Negative Declaration will be considered on all projects ([View Item](#))

## VII. Correspondence

1. This Board has received a letter from the Merced County Board of Supervisors requesting a letter of support for the California Department of Food and Agriculture. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner.)
2. This Board has received letters from the City of Patterson and the City of Newman requesting a delay of the final decision on the “Five-Year Countywide Integrated Waste Management Plan Review Report”. ([View Item](#))  
(Recommendation: Board action requested.)
3. This Board has received a letter from the United States Department of the Interior, Fish and Wildlife Service requesting comments and data on the proposed designation of critical habitat for the threatened California red-legged frog. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner.)
4. This Board has received the following claims: Christina M. Hinkle; and, Eddie Giuntoli.  
(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

**ANNOUNCEMENTS:**

- A. Second Annual Veterans Information Fair  
Saturday, May 8, 2004 9:00 a.m.-2:00 p.m.  
The American Legion Hall  
1001 S. Santa Cruz Aveune  
Modesto, CA