



BOARD OF SUPERVISORS

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

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Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

June 8, 2004

9:00 A.M.

Chambers – Basement Level
1010 10th Street
Modesto, California
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.

- I. Pledge of Allegiance to the Flag
- II. Public Comment Period
- III. Consent Calendar
- IV. Agenda Items
 - A. Miscellaneous
 - * 1. Approval of the Minutes for May 18, 2004 ([View Item](#))

- * 2. Approval to Adopt and Waive the Second Reading of Ordinances:
 - a. C.S. 876 Establishing New Fees and Increasing Other Existing Fees for the Office of the Assessor ([View Item](#))
 - b. C.S. 877 Establishing New Fees for the Clerk Recorder's Department ([View Item](#))
 - c. C.S. 878 Establishing New Fees and Amending Existing Fees for the Department of Environmental Resources ([View Item](#))
 - d. C.S. 879 Establishing the Department of Public Works Land Survey 2004 Fee Schedule ([View Item](#))
 - e. C.S. 880 Establishing New Fees and Amending Existing Fees for the Department of Parks and Recreation ([View Item](#))
 - f. C.S. 881 Establishing the Department of Planning and Community Development 2004 Fee Schedule ([View Item](#))
 - g. C.S. 882 Establishing New Fees and Amending Existing Fees for the Probation Department ([View Item](#))
 - h. C.S. 883 Establishing New Fees Relating to Property Tax Administrative Costs for the Office of the Treasurer-Tax Collector ([View Item](#))
 - i. C.S. 884 Establishing New Animal Court Fees for the Department of Animal Services ([View Item](#))
 - j. C.S. 885 Establishing New Fees and Increasing Other Existing Fees for the Office of the Auditor-Controller ([View Item](#))
 - k. C.S. 886 Establishing New Fees Relating to Treasurer-Tax Collector Administrative Costs ([View Item](#))
 - l. C.S. 887 Amending Existing Fees for the Department of Animal Services ([View Item](#))
- * 3. Approval to Proclaim June 2004 as National Homeownership Month in Stanislaus County ([View Item](#))
- * 4. Approval of the Appointment of Mike Navarro to the Stanislaus County Planning Commission ([View Item](#))
- * 5. Approval of a Commendation for Margaret Speed Upon her Retirement from the District Attorney Office ([View Item](#))
- * 6. Approval of Requests from the Mid-Valley Water Ski Club for Use of the Modesto Reservoir for Five Disabled Clinics and Two National Ski League Tournaments in the Summer of 2004 ([View Item](#))
- * 7. Approval of Request from the Modesto Jaycees for Use of the Courthouse Lawn and Electricity for the Fourth of July Parade ([View Item](#))
- 8. Approval to Proclaim June 2004 as "Graffiti Summer" Month in Stanislaus County ([View Item](#))

B. Chief Executive Office

- * 1. Approval of the 2004-2005 Property Tax Automated System Maintenance Agreement with Megabyte Systems, Inc. ([View Item](#))
- * 2. Approval of an Amendment to the Fiscal Year 2003-2004 Agreement with the State Department of Mental Health for Managed Mental Health Care for Stanislaus County Medi-Cal Beneficiaries – Behavioral Health and Recovery Services ([View Item](#))
- * 3. Approval to Increase Appropriations and Estimated Revenues for the Fiscal Year 2001/2002 Medi-Cal Cost Report Settlement with the State of California for the Stanislaus Behavioral Health Center – Behavioral Health and Recovery Services ([View Item](#))
- * 4. Approval to Set a Public Hearing on June 29, 2004 at 9:35 a.m. to Consider Closing the East Modesto Regional Services and Reducing the Level of Mental Health Services to

- Uninsured Persons Pursuant to Section 1442.5 of the Health and Safety Code – Behavioral Health and Recovery Services ([View Item](#))
- * 5. Approval of Multi-Year Agreement with the State Department of Alcohol and Drug Programs for the Provision of Alcohol and Drug Services for Fiscal Years 2004/2005 Through 2007/2008 – Behavioral Health and Recovery Services ([View Item](#))
 - * 6. Approval of 2003 Equal Rights Commendations for Deputy Chief Executive Officer Patricia Sweeney and County Librarian Vanessa Czopek ([View Item](#))
 - * 7. Approval of Plans and Specifications for the Remodel of the Animal Control Quarantine Building at 2846 Finch Road, Modesto; Approval to Set the Bid Opening Date as July 20, 2004, No Later than 2:30 p.m.; and Related Actions ([View Item](#))
 - * 8. Approval to Decrease, to \$25.00 Per Ton, the Disposal Fee at the Stanislaus Waste-To-Energy Facility, Effective August 1, 2004 – Environmental Resources ([View Item](#))
 - * 9. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding:
 - a. 7749 Monterey Avenue, Ceres, California – CE No. 02-1920 ([View Item](#))
 - b. 1647 Portland Avenue, Modesto, California – CE No. 03-3261 ([View Item](#))
 - c. 1637 Seattle Street, Modesto, California – CE No. 03-3865 ([View Item](#))
 - d. 560 Cowan Street, Modesto, California – CE No. 03-3418 ([View Item](#))
 - e. 617 Marshall Avenue, Modesto, California – CE No. 04-62 ([View Item](#))
 - f. 1041 Beverly Drive, Modesto, California – CE 03-3838 ([View Item](#))
 - g. 708 Avon Street, Modesto, California – CE No. 03-3817 ([View Item](#))
 - h. 928 Acacia Street, Modesto, California – CE No. 04-300 ([View Item](#))
 - i. 136 Sperry Road, Patterson, California – CE No. 04-102 ([View Item](#))
 - j. 228 H Street, Turlock, California – CE No. 04-5 ([View Item](#))
 - k. 115 G Street, Turlock, California – CE No. 04-810 ([View Item](#))
 - * 10. Approval of the Public Health Institute/Public Health Trust Grant No. 1008432 for the Tobacco Free Events Project with the Health Services Agency ([View Item](#))
 - * 11. Approval to Set a Public Hearing on June 29, 2004 at 9:30 a.m. to Consider Ending the County’s Participation in the California Healthcare for Indigents Program and Eliminating the Child Health and Disability Prevention Treatment Program for Fiscal Year 2004-2005 Pursuant to Section 1442.5 of the Health and Safety Code – Health Services Agency ([View Item](#))
 - * 12. Approval of Agreements for Physician and Related Services for Medical Care and HIV Testing for Fiscal Year 2004-2005 – Health Services Agency ([View Item](#))
 - * 13. Approval of Personal Service Contracts for Medical and Dental Services for Fiscal Year 2004-2005 - Health Services Agency ([View Item](#))
 - * 14. Approval to Authorize the Appointment of a Staff Nurse III to the Health Services Agency Specialty Clinic at Step Five of the Salary Classification – Health Services Agency ([View Item](#))
 - * 15. Approval of an Agreement to Use and Maintain the Archery Range at Modesto Reservoir Regional Park – Parks and Recreation ([View Item](#))
 - * 16. Approval to Authorize the Stanislaus County Department of Parks and Recreation to Hold the Eighth Annual Fireworks Activities on July 4, 2004 at Woodward Reservoir ([View Item](#))
 - * 17. Approval of Contract with the County of Los Angeles for the Transportation of Inmates – Sheriff ([View Item](#))
 - * 18. Approval of the Stanislaus Treasury Pool’s March 2004 Monthly Investment Report – Treasurer/Tax Collector ([View Item](#))
 - 19. Approval of the Agreement with the State Department of Mental Health for Fiscal Year 2004-2005 to Administer the Managed Mental Health Care for Stanislaus County Medi-

Cal Beneficiaries and to Operate the Mental Health Plan for Stanislaus County – Behavioral Health and Recovery Services ([View Item](#))

20. Approval of the “Five-Year Countywide Integrated Waste Management Plan Review Report,” Including the Updated Siting Element Map Showing the 129 Acre Proposed Fink Road Landfill Expansion – Environmental Resources ([View Item](#))

C. Department of Public Works

- * 1. Approval of Installation of Stop Signs at Various Locations ([View Item](#))
- * 2. Approval of Purchase Agreement to Acquire Road Right-of-Way at the Northeast Corner of the Intersection of Carpenter Road and Beverly Drive ([View Item](#))
- * 3. Approval of Plans and Specifications for the AC Overlay Program (FY 02-03) Project and Approval to set the Bid Opening Date as July 14, 2004, at 2:00 p.m. ([View Item](#))
- * 4. Approval and Acceptance of the Off-Site Street Improvements for Vesting Tentative Parcel Map No. 2002-16 (North Oaks Court, East Oakdale) ([View Item](#))
- * 5. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11 of the Stanislaus County Code, Adding Speed Zones on Lake Road, Waring Road, Dakota Road, and Repealing Speed Zones on Diablo Grande Parkway ([View Item](#))
- * 6. Approval to Award Contract (No. 2004-01) to RBF Consulting of Walnut Creek, California, for Project Design Services for the Intersections of Geer Road at Whitmore Avenue and Geer Road at Hatch Road Improvement Projects ([View Item](#))
- * 7. Authorization for the Auditor-Controller to Increase Appropriations in the Cooperstown Road Bridge Repair at Rydberg Creek Project ([View Item](#))
- * 8. Approval of Contract Between CH2MHILL and Stanislaus County for Scour Mitigation Measures for the Hickman Road Bridge ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Set a Public Hearing on June 22, 2004 at 9:25 a.m. to Consider the Introduction, Waiving of the Reading, and Adoption of Planning and Community Development Department Ordinance Amendment No. 2004-01 Relating to the Regulation of Produce Stands/Produce Markets and Seasonal Activities ([View Item](#))
- * 2. Approval to Rescind a Portion of Williamson Act Contract No. 69-0458 (Rodden Road, in the Oakdale Area) and Approve New Contract Pursuant to Minor Lot Line adjustment 2003-02 and Authorize the Planning Director to Execute New Contracts ([View Item](#))
- * 3. Approval to Rescind a Portion of Williamson Act Contract No. 807-1972 (Villa Manucha Road, in the Newman Area) and Approve New Contract Pursuant to Minor Lot Line Adjustment 2003-32 and Authorize the Planning Director to Execute New Contracts ([View Item](#))
- * 4. Authorization to Reallocate \$50,740 to Assist in the Cost for Design of the Keyes Storm Drain Infrastructure Project ([View Item](#))

E. County Counsel

V. Scheduled Matters

- 9:25 a.m. Sitting as the Redevelopment Agency ([View Item](#))
- I. Call to Order
 - II. Consent Calendar (Those items marked with an *)
 - III. Approval of Minutes
 - *A. Minutes of May 4, 2004

- IV. Correspondence
 - A. None
- V. Public Hearings
 - A. None
- VI. Agenda Items
 - *A. Authorization to Retain Kelling, Northcross and Nobriga to Prepare a Debt Capacity Study for a Cost of \$12,850
 - B. Authorize the Allocation of \$244,000 to Assist in the Cost for Design of the Keyes Storm Drain Infrastructure Project
- VII. Public Forum
- VIII. Adjournment

9:30 a.m. Public Hearing to Consider Rezone Application No. 2003-13 - Millefiore Landscape Materials, a Request to Rezone 3.56 Acres from A-2-40 (General Agriculture) to PD (Planned Development) to Operate a Landscape Materials Business which includes Recycling Wood-Chips, Bark Colorizing, Bulk Storage, Landscape Material Sales, and a Concrete Batch Plant Located on the West Side of Highway 99, South of the East Keyes Road Overpass and at the North End of Taylor Court, in the Keyes/Turlock Area. A Mitigated Negative Declaration will be Considered ([View Item](#))

VI. Correspondence

1. This Board has received a letter from the California High-Speed Rail Authority regarding the public comment period on the Draft Program Environmental Impact Report/Environmental Impact Statement. ([View Item](#))
(Recommendation: Refer to the Department of Public Works and the Environmental Review Committee.)
2. This Board has received Form 10-Q for the Quarter ending March 31, 2004, and Form 10-K for the year ending December 31, 2003 from Covanta Energy Corporation regarding the Stanislaus Waste-to-Energy Financing Agency and Covanta Stanislaus, Inc. ([View Item](#))
(Recommendation: Refer to the Department of Environmental Resources.)
3. This Board has received a copy of Health in the Heartland: The Crisis Continues a report on health status and access to care in the San Joaquin Valley from the Central Valley Health Policy Institute, California State University, Fresno. ([View Item](#))
(Recommendation: Refer to the Health Services Agency.)
4. This Board has received a copy of the California Report Card 2004: Focus on Children in Immigrant Families from Children NOW. ([View Item](#))
(Recommendation: Refer to the Community Services Agency.)
5. This Board has received the following claims: Terry Turner; Steve Flores; Paulino Ibarra; Jimmy McCleary; Lorraine Baltz; Lance E. Ellis Real Estate; Yolanda Briseno; Sidney Lankford; Rocky C. Sanderson; and, Nicolaj Svoboda.
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

VII. Board of Supervisors' Reports

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

IX. Adjournment

X. Closed Session: Conference with Legal Counsel: Anticipated Litigation – Significant Exposure to Litigation. One Potential Case. Government Code 54954.5(c). Labor Negotiations: Agency Negotiator Patricia Hill Thomas. Labor Organizations SCEA/AFSCME, SEIU, OE3, DSA, SCSSA, CAIR/CIR, CNA, UDW and Management and Confidential. Government Code Section 54954.9(e).