



**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: 209.525.4420

**AGENDA**

November 2, 2004

9:00 A.M.

Chambers – Basement Level  
1010 10<sup>th</sup> 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.

**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. Moment of Silence for Stanislaus County Superior Court Judge Wray Ladine and Former City of Modesto Mayor Richard "Dick" Lang
- III. Presentations:
  - A. Adoption and Permanency Awareness Month in Stanislaus County
  - B. Recognition of Judy Jantz of Behavior Health and Recovery Services as the Mental Health Patient Rights Advocate of the Year Award from the California Association of Mental Health Patient Rights Advocates
- IV. Public Comment Period
- V. Consent Calendar

## VI. Agenda Items

### A. Miscellaneous

- \* 1. Approval of the Minutes for October 12 and 19, 2004 ([View Item](#))
- \* 2. Approval to Adopt and Waive the Second Readings of Ordinances:
  - a. C.S. 902 Establishing Standards and Regulations Regarding Vacant Structures that have become a Public Nuisance ([View Item](#))
  - b. C.S. 903 Establishing Standards and Regulations Regarding Vacant Property that have become a Public Nuisance ([View Item](#))
- \* 3. Approval of Appointments of:
  - a. Mike Lynch to the Tuolumne River Regional Park Citizens Advisory Committee ([View Item](#))
  - b. John Clawson to the Salida Municipal Advisory Council ([View Item](#))
  - c. Mickey Peabody to the Commission on Aging ([View Item](#))
- \* 4. Approval of Amendments to the Conflict of Interest Codes for the Salida Sanitary District, Keyes Fire Protection District, Keyes Community Services District and the Stanislaus Union School District ([View Item](#))
- \* 5. Approval of the Conflict of Interest Code for the Stanislaus County Employees' Retirement Association ([View Item](#))
- \* 6. Approval to Amend the Stanislaus County Conflict of Interest Code ([View Item](#))
- \* 7. Approval of Commendation for Retiring City of Patterson Mayor Richard Dodds ([View Item](#))

### B. Chief Executive Office

- \* 1. Approval of the Auditor-Controller's Internal Audit Schedule for the Period of July 2004 - June 2005 - Auditor-Controller ([View Item](#))
- \* 2. Approval and Adoption of Proposed Amendments to the Bylaws of the Advisory Board on Substance Abuse Programs - Behavioral Health and Recovery Services ([View Item](#))
- \* 3. Approval of the 2004 Organizational Compliance Plan for Preventing Fraud and Abuse - Behavioral Health and Recovery Services ([View Item](#))
- \* 4. Approval of a Non-Compensatory Time Extension to McFadden Construction for the Grayson Community Center and Park Project Due to Delays in the Installation of PG&E Service Lines ([View Item](#))
- \* 5. Approval of a Time Extension to Menghetti Construction Regarding the Remodeling of the County Building Located at 1021 I Street, Modesto, CA ([View Item](#))
- \* 6. Approval to Authorize the Chief Executive Officer to Negotiate and Execute a Five Year Lease of a Portion of the Stanislaus County Agricultural Center, Tuolumne Building (Building E) for Continued Use by the United States Department of Agriculture ([View Item](#))
- \* 7. Approval to Increase Appropriations to Pay the Sales Tax Associated with the Upgrade of the Oracle Financial System Consistent with Previous Board Approval ([View Item](#))
- \* 8. Approval to Accept Funds from the State Water Resources Control Board and to Contract with Environmental Contractor for the Clean Up of Soil Contamination on Property at 214 South Center Street, Turlock, CA - Environmental Resources ([View Item](#))
- \* 9. Approval to Introduce and Waive the First Reading of an Ordinance Adding Subsection "C" to Section 2.44.065 of the County Code Pertaining to Compensation for Members of the Nuisance Abatement Hearing Board - Environmental Resources ([View Item](#))
- \* 10. Approval of an Agreement Between the County of Stanislaus and Scenic Faculty Medical Group, Inc. (SFMG) to Provide Administrative and Teaching Related Services to the Family Practice Residency Program for the Period of July 1, 2004 through June 30, 2006 - Health Services Agency ([View Item](#))

- \* 11. Approval for the Health Services Agency to Enter into an Agreement with the Department of Homeland Security, Federal Emergency Management Team (FEMA), to Accept Funds in the Amount of \$250,000 for the Metropolitan Medical Response System (MMRS) Fiscal Year 2004-2005 Program Continuation Grant – Health Services Agency ([View Item](#))
- \* 12. Approval to Set a Public Hearing for December 7, 2004 at 9:30 a.m. for Authorization of Stanislaus County District Attorney and Stanislaus County Sheriff Department Expenditure Plans for the State Supplemental Law Enforcement Services Fund (SLESF) – Sheriff ([View Item](#))
- \* 13. Approval to Accept the Stanislaus County Treasury Pool’s August 2004 Monthly Investment Report – Treasurer/Tax Collector ([View Item](#))
- \* 14. Approval to Submit a Grant Application to the State of California Urban Parks and Healthy Communities Program for the Empire Community Swimming Pool Project ([View Item](#))
- \* 15. Approval of the Public Facilities Fees Annual Financial Report for Fiscal Year Ending June 30, 2004 ([View Item](#))
- 16. Approval of Memorandum of Understanding for Fiscal Year 2004-2005 with the Stanislaus Economic Development and Workforce Alliance Regarding the Implementation of Countywide Economic Development Activities Including Business Attraction ([View Item](#))
- 17. Approval to Introduce and Waive the First Reading of an Ordinance Creating the In-Home Supportive Services Public Authority of Stanislaus County – Community Services Agency ([View Item](#))

C. Department of Public Works

- \* 1. Approval of the Subdivision Improvement Agreement and the Filing and Recording of the Final Map for Bonita Ranch Unit 2 Subdivision (in Keyes) ([View Item](#))
- \* 2. Approval to Award the Geer Road Landfill Final Cover Settlement Repairs Project to Foster & Sons General Engineering Contractors, Inc., of Sanger, California ([View Item](#))
- \* 3. Approval of Installation of Stop Signs at Fulkerth Road and Crows Landing Road ([View Item](#))

D. Department of Planning and Community Development

- \* 1. Approval to Rescind all or a Portion of Williamson Act Contract No. 1972-921, 1974-1660 and 1974-1789 (Clinton Road, Hughson Area) and Approve a New Contract Pursuant to Minor Lot Line adjustment 2004-02 W. David Hendley Farms) ([View Item](#))
- \* 2. Approval to Rescind all or a Portion of Williamson Act Contract No. 1970-0441 (Crabtree Road, Waterford Area) and Approve a New Contract Pursuant to Minor Lot Line adjustment 2004-38 (Jim Magante & Mary Cleary) ([View Item](#))
- \* 3. Approval to Rescind All or a Portion of Williamson Act Contract No. 1974-1760 (Ladd Road, Salida Area) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2004-61 (Donald Root-Donald Beachler) ([View Item](#))

E. County Counsel

VII. 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 August 24, 2004

- IV. Correspondence
  - A. None
- V. Public Hearings
  - A. None
- VI. Agenda Items
  - A. Approval to Set a Public Hearing on December 14, 2004 at 9:25 a.m. to Consider the 2005-2009 Draft Implementation Plan
- VII. Public Forum
- VIII. Adjournment

#### VIII. Correspondence

1. This Board has received two letters from the California Wildlife Conservation Board regarding properties in Stanislaus County that will be considered for wetland restoration and for grasslands ecological reserve. ([View Item](#))  
(Recommendation: Refer to the Fish and Game Committee and the Department of Parks and Recreation.)
2. This Board has received a letter from the Governor's Office of Emergency Services regarding the U.S. Small Business Administration declaration of the County of Merced and the contiguous counties of Fresno, Madera, Mariposa, San Benito, Santa Clara, Stanislaus and Tuolumne as disaster areas due to the agricultural losses caused by the drought that occurred March 1 through April 30, 2004. ([View Item](#))  
(Recommendation: Refer to the Agricultural Commissioner and the Chief Executive Office /Office of Emergency Services.)
3. This Board has received a letter from the California Integrated Waste Management Board regarding the availability of grant funds for cities and counties that use rubberized asphalt concrete in public re-paving projects. ([View Item](#))  
(Recommendation: Refer to the Department of Public Works.)
4. This Board has received the following claims: James Adams; Glen C. Holtham; Priscilla Adriano; Martin May DeLacy; Beverly L. Stroup (amended); Antonio Gonzalez; and, Evan Auldridge, by and through his Guardian Ad Litem, Steven Auldridge.  
(Recommendation: Acknowledge receipt of claims and refer to the Chief Executive Office - Risk Management Division.)

#### IX. Board of Supervisors' Reports

- X. Legislative, Fiscal and Management Report – Chief Executive Officer
  - A. Video Presentation on the Third Annual Community Retreat "Working Together II"

- XI. Announcements:
  - Third Annual Community Retreat "Working Together II"
  - November 6, 2004 from 8:00 a.m. to 1:00 p.m.
  - Stanislaus County Agricultural Center
  - 3800 Cornucopia Way, Modesto, CA

#### XII. Adjournment