



**BOARD OF SUPERVISORS**

**William O'Brien, 1<sup>st</sup> District**  
**Thomas W. Mayfield, 2<sup>nd</sup> District**  
**Jeff Grover, 3<sup>rd</sup> District**  
**Ray Simon, 4<sup>th</sup> District**  
**Jim DeMartini, 5<sup>th</sup> District**

1010 Tenth Street, Suite 6500, Modesto, CA 95354  
Phone: 209.525.4494 Fax: 209.525.4420

**AGENDA**

August 1, 2006

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.

**BOARD AGENDAS AND MINUTES:** Board agendas, Minutes, and copies of items to be considered by the Board of Supervisors are typically posted on the Internet on Friday afternoons preceding a Tuesday meeting at the following website: [www.co.stanislaus.ca.us/BOS/AgenMin.htm](http://www.co.stanislaus.ca.us/BOS/AgenMin.htm)

**AUDIO/VIDEO BROADCAST:** All Board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: [www.co.stanislaus.ca.us/BOARD/broadcastingsched.htm](http://www.co.stanislaus.ca.us/BOARD/broadcastingsched.htm). In addition, a live audio/video broadcast of this meeting can be heard/seen via the World Wide Web at: [www.co.stanislaus.ca.us/reference/mov/bosaudio.htm](http://www.co.stanislaus.ca.us/reference/mov/bosaudio.htm).

**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 of July 25, 2006 ([View Item](#))

- \* 2. Approval of Appointments of:
  - a. Carole Collins, Terry Gonzales, Dianne Hernandez, Patricia Khanasa, Michael Perez, Stuart Taylor, Ralph Curtis, Patricia Hill Thomas, Shari Lowe, Ken Patterson and Dr. John Walker to the Community Health Center Board ([View Item](#))
  - b. Nadine Dunker to the Stanislaus County Free Library Advisory Board ([View Item](#))
- \* 3. Approval of the Reappointment of Zena Gilbert to the Economic Development Action Committee ([View Item](#))
- \* 4. Approval to Amend the Appointment of Michael Kummer to the Hazardous Waste Management Advisory Committee ([View Item](#))
- \* 5. Approval of Requests to Consolidate the Gubernatorial General Election on Tuesday, November 7, 2006 with the:
  - a. West Side Community Healthcare District General Election ([View Item](#))
  - b. Sylvan Union School District Bond Election ([View Item](#))

#### B. Chief Executive Office

- \* 1. Approval to Introduce and Waive the First Reading of an Ordinance Amending Section 7.12.030 of the Stanislaus County Code Regarding the Composition and Duties of the Animal Court and Amend the Bylaws for the Animal Court ([View Item](#))
- \* 2. Approval of Contract with the California Highway Patrol for County-Provided Axle-Load Scale Testing Services for Fiscal Years 2006-2007 and 2007-2008 – Agricultural Commissioner ([View Item](#))
- \* 3. Approval of Fiscal Year 2006-2007 Contracts with the California Department of Food and Agriculture: Egg Quality, High Risk Inspection, Organic, Petroleum Products and Weighmaster Inspection, and Sudden Oak Death Programs – Agricultural Commissioner ([View Item](#))
- \* 4. Approval of Fiscal Year 2006-2007 Cantaloupe Surveillance Contract with the California Cantaloupe Advisory Board – Agricultural Commissioner ([View Item](#))
- \* 5. Approval of Fiscal Year 2006-2007 Wildlife Services Contract with the United States Department of Agriculture – Agricultural Commissioner ([View Item](#))
- \* 6. Approval of the Eleventh Status Report of the Emergency Replacement of the Courthouse Boiler System – Chief Executive Office ([View Item](#))
- \* 7. Approval to Continue the Countywide Proclamation of the Existence of a Local Emergency Due to a High Number of Livestock and Poultry Losses in Stanislaus County Resulting from Higher than Normal Temperatures – Chief Executive Office ([View Item](#))
- \* 8. Approval to Continue the Countywide Proclamation of the Existence of a Local Emergency to Elderly and Medically Fragile Residents of Stanislaus County Due to the Higher than Normal Temperatures – Chief Executive Office ([View Item](#))
- \* 9. Authorization to Receive and Administer Funds for a Waste Tire Cleanup and Amnesty Event Grant from the California Integrated Waste Management Board – Environmental Resources ([View Item](#))
- \* 10. Approval of Professional Services Agreement between Medex Practice Solutions, Inc. and the Health Services Agency for Professional Staffing of the Urgent Care Center ([View Item](#))
- \* 11. Approval of an Independent Contractor Agreement with Modesto Anesthesia Medical Group and an Amendment to a Personal Services Contract for Medical Services with Joy Farley, M.D. that Exceed the Cumulative \$100,000 Threshold – Health Services Agency ([View Item](#))
- \* 12. Approval to Accept the Stanislaus County Treasury Pool's June 2006 Monthly Investment Report – Treasurer-Tax Collector ([View Item](#))

- \* 13. Approval to Accept the Annual Reports for the County of Stanislaus Tobacco Endowment Funds – Series 2002 and Series 2006 for Fiscal Year Ending June 30, 2006 – Treasurer-Tax Collector ([View Item](#))
- 14. Approval of an Ordinance Adopted by the Stanislaus County Transportation Authority Establishing the Stanislaus County Traffic Relief, Safety and Road Maintenance Program and Formally Request the Stanislaus County Clerk Recorder – Elections Office to Place the Transportation Tax Initiative on the November 2006 Ballot – Designated as Measure K ([View Item](#))
- 15. Acceptance of the In-Home Supportive Services Advisory Committee 2006 Report to the Community – Community Services Agency ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Increase Appropriations and Estimated Revenue in the Project Account for the Left Turn Channelization Project (Hatch Road) to Cover Expenses Incurred During the Design Phase of the Project and Approval to Award Agreement to Overland Pacific and Cutler, Inc., for Right-of-Way Acquisition Services ([View Item](#))
- \* 2. Approval of Purchase Agreement to Acquire Road Right-of-Way for the Albers Road and Geer Road Intersections Improvements for the Albers Road at Dusty Lane Project ([View Item](#))
- \* 3. Approval to Adopt the Results of the Ballot Procedure, Annex the South Modesto Territory to the Bret Harte Landscape and Lighting District, and Levy the 2006/2007 Annual Assessment in Compliance with Proposition 218 (South Modesto Annexation) ([View Item](#))
- \* 4. Approval for the Purchasing Agent to Establish a Contract with Kleinfelder, Inc., to Conduct an Additional Groundwater Investigation at the Geer Road Landfill as Required by the California Regional Water Quality Control Board ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

V. Scheduled Matters

- 9:15 a.m. Public Hearing to Consider the Formation of County Service Area No. 24 - Hideaway Terrace (in Denair), Conduct a Ballot Procedure in Compliance with Proposition 218, and Consent to the Waiver of Conducting Authority Proceedings for the Formation of County Service Area No. 24 ([View Item](#))

VI. Correspondence

1. This Board has received a letter from the U.S. Department of Housing and Urban Development regarding the approval of the County's Annual Action Plan and the amount of the grant assistance. (Recommendation: Refer to the Department of Planning and Community Development.) ([View Item](#))
2. This Board has received a letter from the Governor's Office of Emergency Services regarding the U.S. Small Business Administration's declaration of Mariposa and the contiguous Counties of Madera, Merced, Stanislaus and Tuolumne as disaster areas due to economic injury as a result of the Ferguson Rockslide on Highway 140 that occurred on April 29, 2006. (Recommendation: Refer to the Chief Executive Office-Emergency Services and the Stanislaus Economic Development and Workforce Alliance.) ([View Item](#))

3. This Board has received the following claims: Gina Casazza; Connie Hooker; and, Steve Cracium. (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

V. Closed Session: Conference with Legal Counsel: Anticipated Litigation – Significant Exposure to Litigation. One Potential Case. Government Code 54954.5(c).