



BOARD OF SUPERVISORS

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

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Phone: 209.525.4494 Fax: 209.525.4420

AGENDA

August 15, 2006

6:30 P.M.

Chambers – Basement Level
1010 10th 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

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. 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.

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: August 2006 as Child Support Awareness Month
- III. Public Comment Period
- IV. Consent Calendar

V. Agenda Items

A. Miscellaneous

- * 1. Approval of the Minutes for August 1, 2006 ([View Item](#))
- * 2. Approval to Adopt and Waive the Second Reading of Ordinance C.S. 966 Amending Section 7.12.030 of the Stanislaus County Code Regarding the Composition and Duties of the Animal Court ([View Item](#))
- * 3. Acceptance of the Resignations of:
 - a. Shirley Martinez from the Monterey Park Tract Community Services District ([View Item](#))
 - b. Scott Meyers and James Williams from the Stanislaus Economic Development and Workforce Alliance ([View Item](#))
- * 4. Approval of Appointments of:
 - a. Alfred D. Bairos, Jr. to the Oakdale Irrigation District Board of Directors ([View Item](#))
 - b. Brian Hogan and Armando Flores to the Stanislaus Economic Development and Workforce Alliance ([View Item](#))
 - c. Vickie Thayer to the Advisory Board on Substance Abuse Programs ([View Item](#))
 - d. Michelle Marquez to the Stanislaus Child Development Local Planning Council ([View Item](#))
 - e. Steven Murov to the San Joaquin Valley Air Pollution Control District Citizens Advisory Committee (CAC) ([View Item](#))
- * 5. Approval to Consolidate the Keyes Community Services District Measure Election with the Gubernatorial General Election on Tuesday, November 7, 2006 ([View Item](#))
- * 6. Approval to Appoint Diane Nayares-Perez as a Deputy Clerk of the Board of Supervisors ([View Item](#))
- * 7. Approval to Consolidate the Oakdale Joint Unified School District Bonds Election with the Gubernatorial General Election on Tuesday, November 7, 2006 ([View Item](#))

B. Chief Executive Office

- * 1. Approval of the Transfer of Patterson Gateway Lighting District to the City of Patterson – Auditor-Controller ([View Item](#))
- * 2. Approval of Fiscal Year 2006-2007 Benefit Assessment Rates for Lighting Districts – Auditor-Controller ([View Item](#))
- * 3. Approval of Public Safety Augmentation Fund (Proposition 172) Annual Report – Auditor-Controller ([View Item](#))
- * 4. Approval to Introduce and Waive the First Reading of an Ordinance Amending Portions of Chapter 16.55 to Update the Fire Code – Office of Emergency Services ([View Item](#))
- * 5. Approval to Amend the Salary and Position Allocation Resolution Regarding the Executive Director Position in the Children and Families First Commission Office – Chief Executive Office ([View Item](#))
- * 6. Approval to Proceed with the Empire Community Swimming Pool Project, Approval to Issue a Request for Proposals for Architectural Services, and Related Actions – Parks and Recreation ([View Item](#))
- * 7. Approval to Use Public Facilities Fees to Purchase Equipment and Materials for the Stanislaus County Parks System – Parks and Recreation ([View Item](#))
- * 8. Approval to Amend the Agreement Between the County of Stanislaus and Scenic Faculty Medical Group (SFMG) for the Provision of Professional Medical Providers to Staff the County Primary Care Clinics and Approval of a Letter of Intent Between the Health Services Agency and SFMG to Conclude Contract Negotiations Prior to September 30, 2006 ([View Item](#))

- * 9. Approval to Redistribute Funds in the Fiscal Year 2004 and Fiscal Year 2005 Homeland Security Grants for Equipment and for National Incident Management System (NIMS) Instructional Contracts – Office of Emergency Services ([View Item](#))
- * 10. Approval to Use Public Facility Fees to Purchase Computer Equipment and Vehicles for the Stanislaus County Fire Warden for Support of Fire Prevention Services – Office of Emergency Services ([View Item](#))
- 11. Consideration of the Report Regarding the Impact of the Proposed Thirty (30) Year Land Use Restriction Initiative and Approval to Place the Measure on the Ballot for Voter Consideration– Chief Executive Office ([View Item](#))
- 12. Approval to Accept the Report of Vehicle Theft Case Statistics – District Attorney ([View Item](#))

C. Department of Public Works

- * 1. Approval to Adopt the Engineer’s Report and to Initiate Proceedings to Form County Service Area No. 25 - Suncrest II (in Denair), and to Set a Public Hearing on October 3, 2006, at 9:15 a.m., to Conduct a Ballot Procedure in Compliance with Proposition 218 ([View Item](#))
- * 2. Approval of the Annexation of Innovative Technology Business Park (Phase 2) to County Service Area No. 10 and Consent to the Waiver of Conducting Authority Proceedings – Innovative Technology Business Park (Phase 2) Change of Organization to County Service Area No. 10 - Salida ([View Item](#))
- * 3. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11 of the Stanislaus County Code, Adding No Parking Zones on Crows Landing Road in the Modesto Area and Lester Road and Fresno Avenue in the Denair Area; and, Amending No Parking Zones on Elm Street in the Salida Area and Lester Road in the Denair Area ([View Item](#))
- * 4. Approval to Introduce and Waive the First Reading of an Ordinance to Amend Title 11 of the Stanislaus County Code, Adding a Vehicles Exceeding Fourteen Thousand Pounds – Prohibited on Lester Road in the Denair Area ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

- 6:40 p.m. Public Hearing to Consider the Formation of County Service Area No. 23 – Hillsborough-Schutz (in East Oakdale), 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. 23 ([View Item](#))
- 6:45 p.m. Public Hearing Pursuant to Section 1442.5 of the Health and Safety Code to Consider Potential Service Level Changes for Acute Psychiatric Inpatient Services – Behavioral Health and Recovery Services ([View Item](#))
- 6:50 p.m. Public Hearing to Consider the Introduction and Waiving of the First Reading of an Ordinance to Establish a New Fee on Food Processing By-Products Utilized within Stanislaus County – Environmental Resources ([View Item](#))

VII. Correspondence

1. This Board has received a copy of the Turlock Irrigation District's 2005 Annual Report. (Recommendation: Acknowledge receipt of the report.) ([View Item](#))
2. This Board has received a copy of the Modesto Irrigation District's 2005 Annual Report. (Recommendation: Acknowledge receipt of the report.) ([View Item](#))
3. This Board has received a notice from the State Department of Corrections and Rehabilitation requesting comments regarding proposed amendments to the regulations regarding the Minimum Standards for Local Juvenile Facilities. ([View Item](#))
(Recommendation: Refer to the Sheriff, Chief Probation Officer, Chief Executive Officer, and the Health Services Agency.)
4. This Board has received a letter from the Governor's Office of Emergency Services requesting information supporting a request for a U.S. Department of Agriculture Secretarial disaster designation due to the extreme heat experienced in California over the last few weeks. (Recommendation: Refer to the Agricultural Commissioner and Sealer of Weights and Measures, the Office of Emergency Services, and Chief Executive Office.) ([View Item](#))
5. This Board has received a letter from Northrop Grumman Technical Services, Inc. and Enterprise Management Solutions Corporation providing notice that they may implement a permanent reduction-in-force that would trigger the Federal and State Worker Adjustment and Retaining Notification (WARN Act). ([View Item](#))
(Recommendation: Refer to the Alliance WorkNet and Stanislaus Economic Development and Workforce Alliance.)
6. This Board has received a letter from the Secretary of State Bruce McPherson regarding Assembly Bill 1634 (McCarthy) Special Election County Reimbursement that would reimburse counties for the November 2005 Special Election. ([View Item](#))
(Recommendation: Refer to the Clerk-Recorder-Elections Official.)
7. This Board has received the following claims: Sergio Jimenez-Gudino, Liliana Jimenez, Fatima Nicole Serna, a minor, Alma Jimenez, Miguel Ochoa, Angelina Ochoa, Adriana Coronel, Edith Arroyo Avila, Karla Miranda, a minor, Alan Barriga, a minor, Fabian Campos, a minor, Ruben Lopez, Natalie Lopez, Erica Lopez, a minor, Amanda Lopez, a minor, Maria Rosario Gudino Guerrero, Emiliano Zapata, El Grullo Jalisco Mexico, Maria Ochoa, Elven Mitchell, Joy Mitchell, Karly Mitchell, a minor, Faith Escamilla, a minor, Hailey Escamilla, a minor, Kelsie Mitchell, a minor; David Haro; Elizabeth Baker; Myles Edward Summerlin; Rod Rozevink; Mariangela M. Parez; Larry Turner; Larry Turner and D&L Concrete Pumping; and, Francisco E. Vivero. (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