



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 22, 2006

9:00 A.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/referencemov/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 for August 15, 2006 ([View Item](#))

- * 2. Approval to Adopt and Waive the Second Readings of:
 - a. Ordinance C.S. 967 Amending 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](#))
 - b. Ordinance C.S. 964 Establishing a New Fee on Food Processing By-Products Utilized within Stanislaus County ([View Item](#))
- * 3. Approval to Set a Public Hearing on September 12, 2006, at 9:20 a.m. to Consider an Appeal of the Planning Commission's Approval of Tentative Subdivision Map No. 2006-01 – Palm Estates ([View Item](#))
- * 4. Acceptance of the Resignation of Herbert D. Davis from the Riverdale Park Tract Community Services District Board of Directors ([View Item](#))

B. Chief Executive Office

- * 1. Approval of the Renewal Agreement between the Community Services Agency and the University of California, Davis for Staff Training ([View Item](#))
- * 2. Approval to Adopt the Recommendations of the Nuisance Abatement Hearing Board (Environmental Resources) Regarding the following Properties:
 - a. 3001 Pioneer Road, Hughson, CA, CE No. 05-1027 ([View Item](#))
 - b. 4342 S. Central Avenue, Ceres, CA, CE No. 06-326 ([View Item](#))
 - c. 1909 Donald Street, Modesto, CA, CE No. 06-490 ([View Item](#))
 - d. 1237 Boulder Avenue, Modesto, CA CE No. 05-1860 ([View Item](#))
- * 3. Approval of Funding to Study the Impacts of Future Water-Use Changes on the Water Resources within the Turlock Groundwater Basin – Environmental Resources ([View Item](#))
- * 4. Approval of Labor Agreement Between the County and the California Nurses' Association Representing the Registered Nurses' Bargaining Unit ([View Item](#))
- 5. Approval to Rename the Transitional Age Young Adult Drop-In Center to Josie's Place Drop-In Center – Behavioral Health and Recovery Services ([View Item](#))
- 6. Approval to Accept the Report on the Latino Emergency Communications Project ([View Item](#))

C. Department of Public Works

- * 1. Approval of Amendment No. 4 to Agreement No. 2004-01 with Dokken Engineering, Inc., for Additional Engineering Services for the Albers/Geer/State Route 132 Intersection Project ([View Item](#))
- * 2. Approval of the Annexation of Territory to the Salida Highway Lighting District Without an Election – (Innovative Technology Business Park Phase 2, APN: 136-008-014 and 136-008-015) ([View Item](#))

D. Department of Planning and Community Development

- * 1. Approval to Rescind All or a Portion of Williamson Act Contract No. 1971-0222 (Alvarado Road, South of Oakdale) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2006-29 (Lutz) ([View Item](#))
- * 2. Approval to Rescind All or a Portion of Williamson Act Contract No.1972-1119 (Montpelier Road, South of Montpelier, East of Denair) and Approve a New Contract Pursuant to Minor Lot Line Adjustment 2006-34 (Montpelier Farming Corp.) ([View Item](#))

E. County Counsel

V. Scheduled Matters

- 9:15 a.m. Public Hearing to Consider Rezone Application No. 2005-15, Carmax, a Request to Rezone 9.56 Acres of Two Expired Planned Development (PD) Zones, Located on Four Parcels with a New PD Zone to Allow Construction and Operation of an Automobile Sales and Service Dealership. The Proposed Building will be Approximately One Acre of the Site and will Require a Parcel Merger. The Project is Located at the Northeast Corner of McHenry Avenue (SR 108) and Claratina Avenue, in the Modesto Area. A Negative Declaration Will Be Considered ([View Item](#))

VI. Correspondence

1. This Board has received a letter from the California State Department of Transportation (CalTrans) regarding an open house at the Salida Public Library for the SR 219/Kiernan Avenue Widening Project on August 22, 2006 from 4:00 p.m. to 8:00 p.m. ([View Item](#))
(Recommendation: Acknowledge receipt of notice.)
2. This Board has received a notice from the California Air Resources Board regarding the public hearing to consider the adoption of California's heavy-duty diesel in-use compliance regulation. (Recommendation: Refer to the Department of Public Works and the Department of Environmental Resources.) ([View Item](#))
3. This Board has received the 2005-2006 Stanislaus County Grand Jury Final Report. ([View Item](#))
(Recommendation: Acknowledge receipt of report.)
4. This Board has received the following claims: Melissa Ortiz and Pedro Sandoval.
(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

- A. Approval to Authorize a Letter to the California Department of Water Resources Opposing the Revised Guidelines to Assembly Bill 142 for Flood Control Funding ([View Item](#))

IX. Adjournment