



**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**

November 7, 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/AgemMin.htm](http://www.co.stanislaus.ca.us/BOS/AgemMin.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/referencemov/bosaudio.htm](http://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. Presentation: November 2006 as Adoption and Permanency Awareness Month in Stanislaus County
- III. Public Comment Period

#### IV. Consent Calendar

#### V. Agenda Items

##### A. Miscellaneous

- \* 1. Approval of the Minutes for October 24, 2006 ([View Item](#))
- \* 2. Approval of the Adoption and Second Reading of Ordinance C.S. 975 Amending Title 11 of the Stanislaus County Code, Adding a 25 MPH Speed Zone on Pelican Road and Orchard Road in the Grayson Area and 35 MPH Speed Zones on Pelican Road and Dairy Road in the Grayson Area and Townhill Road in the Oakdale Area ([View Item](#))
- \* 3. Approval of Amendments to the Conflict of Interest Codes for the Salida Union School District, East Stanislaus Resource Conservation District, and the Stanislaus Child Development Local Planning Council ([View Item](#))
- \* 4. Acceptance of the Resignations of:
  - a. Judy Hill from the Mental Health Board ([View Item](#))
  - b. Eliseu Mendonca from the Reclamation District 2063 ([View Item](#))
  - c. Rebecca Ciszek and Linda Avedon from the Stanislaus County Children's Council ([View Item](#))
  - d. Rebecca Ciszek from the Stanislaus County Child Abuse Prevention Council ([View Item](#))
- \* 5. Acceptance of a Vacancy on the Housing Authority of the County of Stanislaus ([View Item](#))
- \* 6. Approval of a Commendation for the Ratto Brothers Upon being Named into the Ag Hall of Fame by the Stanislaus Ag Center Foundation ([View Item](#))
- \* 7. Approval of Request from City of Modesto for the Use of the Courthouse Lawn on Saturday, December 2, 2006 for the Celebration of Lights Holiday Parade ([View Item](#))
- \* 8. Approval of Appointment of:
  - a. Jennifer Henk and Craig Gundlach to the Stanislaus Child Development Local Planning Council ([View Item](#))
  - b. Chip Langman and Christopher Cataline to the Stanislaus County Mental Health Board ([View Item](#))
  - c. Kennan Beard III to the Oakdale Rural Fire Protection District Board of Directors ([View Item](#))

##### B. Chief Executive Office

- \* 1. Approval of the Second Status Report of the Emergency Replacement of the Heating and Air Conditioning Units at the Family Practice Center for Health Services Agency – Chief Executive Office ([View Item](#))
- \* 2. Approval to Accept the Stanislaus County Treasury Pool's September 2006 Monthly Investment Report – Treasurer/Tax-Collector ([View Item](#))
- \* 3. Approval of a Dedication Ceremony Event for the 12<sup>th</sup> Street Building and Parking Garage – Chief Executive Office ([View Item](#))
- \* 4. Approval to Receive and Expend 2006-2007 Program Year Funds from the Workforce Investment Act (WIA) for the Delivery of Employment and Training Services – Alliance Worknet ([View Item](#))
- \* 5. Approval of Modification to the Stanislaus County Workforce Investment Act (WIA) Strategic Five-Year Plan for the Delivery of Employment and Training Services – Alliance Worknet ([View Item](#))
- 6. Approval to Accept Dislocated Worker Assistance Funding from the State of California Employment Development Department to Support Employment and Training Services for Local Employees Impacted by Layoffs – Alliance Worknet ([View Item](#))
- 7. Approval of the General Services Agency Strategic Plan ([View Item](#))

8. Approval of the Chief Executive Officer's First Quarter Financial Report for Fiscal Year 2006-2007 Including Transfer from Appropriations for Contingencies and Staffing Adjustments ([View Item](#))

C. Department of Public Works

- \* 1. Approval to Award Contract for the 2006 County Road Resurfacing Project – Phase I (Jennings Road from West Main to Monte Vista Avenue) to DSS Company of Stockton, California ([View Item](#))

D. Department of Planning and Community Development

E. County Counsel

VI. Scheduled Matters

- 9:15 a.m. Public Hearing to Consider Rezone Application No. 2006-04, Best R.V. Center, a Request to Rezone a 9.99 Acre Portion of an Expired PD (Planned Development) Zone, and a Small Portion of A-2-40 (General Agriculture) with a New PD Zone to Allow Construction and Operation of a Recreational Sales and Service Business. Proposed Building Coverage Will Be Approximately 7,500 Square Feet of the Site. The Project Is Located West of Highway 99 and at the North End of Taylor Court, in the Keyes/Turlock Area. A Negative Declaration Will Be Considered. ([View Item](#))

VII. Correspondence

1. This Board has received a letter from the City of Ceres regarding their intent to pursue bond financing for the Ceres Redevelopment Project. ([View Item](#))  
(Recommendation: Refer to the Auditor-Controller.)
2. This Board has received a letter from Patterson Frozen Foods, Inc. notifying the County of their plans to initiate a plant closing at its frozen food processing, warehousing and harvesting operations located in Patterson, CA at 100 West Las Palmas Avenue within a 14-day period beginning December 20, 2006, pursuant to the Worker Adjustment and Retraining Notification (WARN) Act. ([View Item](#))  
(Recommendation: Refer to the Alliance Network and the Stanislaus Economic Development and Workforce Alliance.)
3. This Board has received a letter from the Waste Management Company notifying the County that Modesto Garbage Company, Inc/Modesto Disposal Service plans to cease their hauling and transfer operations in Modesto, CA at 2769 West Hatch Road within a 14-day period beginning December 31, 2006, pursuant to the Worker Adjustment and Retraining Notification (WARN) Act. (Recommendation: Refer to the Alliance Network, the Stanislaus Economic Development and Workforce Alliance, and the Department of Environmental Resources.) ([View Item](#))
4. This Board has received the following claims: Jon McDonald Jr.; Maurice Perkins; Arnylfo Medina; Jose Contreras; David Dolenaar; Juan Rubio-Gutierrez; Alvis Vernon Rhodes; Sandra Cripe; and, State Farm Insurance Company for their insured Charles Sales.  
(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. Announcements:

Tour of the Gallo Center for the Arts Construction Site (weather permitting)  
Corner of 10<sup>th</sup> and I Streets, Modesto, CA  
Following the Board of Supervisors' Meeting

XI. Adjournment

XII. Closed Session: Conference with Legal Counsel: Anticipated Litigation – Significant Exposure to Litigation. Two Potential Cases. Government Code Section 54956.9(b).