

THE BOARD OF SUPERVISORS  
OF THE COUNTY OF STANISLAUS  
STATE OF CALIFORNIA

Regular Session

Tuesday

December 20, 1994

All Supervisors Present

Pledge of Allegiance to the Flag

Convened for Strategic Planning Session at 2:00 p.m.

Recessed at 4:50 p.m.

Reconvened at 6:30 p.m.

Closed Session: Labor Relations: Government Code Section 54957.6 - Agency Negotiator - Eileen Melson and Employee Organizations: CNA, DSA, CAA, OE3, SCEA, SEIU 535, and SRPA.22. Supervisor Caruso abstained from discussions.

Reconvened at 7:10 p.m.

P/C unan. Adopted the consent calendar

Approved minutes of 12/13/94

94-1260

Adopted and waived second reading of Ordinance C.S. 580 to amend Chapter 2.06 for Redevelopment Agency (relating to the Modesto City Redevelopment Agency) of the Stanislaus County Code regarding Redevelopment Plan Time Limitations

94-1261 ORD-49-19 & M-54-G-10

Canceled public hearing for Dale S. Grewal Scheduled for 12/20/94

94-1262 M-17-16-6 & S-30-AF-6

Reappointed Mario Fovinci and appointed Terrance P. Withrow, Dean Martin, Peter G.

Katsufakis and Gerald Merchant to the Assessments Appeals Board 94-1263 BD-9-30

Reappointed Brenda Kachel, Rommel Manabat and Peter Pen and appointment of Phil Preston and Linda A. Sherman to the Earl Pride Scholarship Committee 94-1264 M-23-E-23

Reappointed Mike Petrie, and Rene Sunga and appointed Heidi McNally-Dial to the Economic Development Action Committee 94-1265 BD-18-A-22

Reappointed Dale Davis and Joe Holstein and appointed Dan Cockrum, Bruce Pace, Alex Beattie, Jeffery Mountain, Jim Miguel and John Drew to the Hazardous Waste Management Advisory Committee 94-1266 BD-52-15

Reappointed John Brugger, Ralph Harpster, Donald Campbell, Robert Donovan and Ron Hardman and appointment Mark P. Lockwood and Raymond L. Leverett to the Emergency Medical Care Committee 94-1267 BD-19-A-25

Appointed Patrick Young and Ken Jones to the Local Task Force on Solid Waste Management 94-1268 BD-61-13

Reappointed Marty Hess and John Hertle to Planning Commission 94-1269 BD-34-A-18

Reappointed Michael Krausnick and Jim Milan to the Law Library Trustee Board  
94-1270 BD-28-12

Reappointed Ken Burks to the Area VI Board on Developmental Disabilities 94-1271 BD-7-15

Reappointed Derk VanKonynenburg and Garth Joliff to Salida Resource Conservation District  
94-1272 DRC-4-3

Reappointed Everett Souza, Jr., Bridget Lara, Ray Murphy and George Klopping to the West  
Stanislaus Resource Conservation District 94-1273 DRC-6-22

Reappointed Mary Fitzpatrick to the Advisory Board on Substance Abuse Programs  
94-1274 BD-66-9

Reappointed William Pringle, Juan Morales and Marvin Ray to the Eastside Mosquito  
Abatement District 94-1275 DM-1-A-14

Reappointed Everett Souza to the Turlock Mosquito Abatement District 94-1276 DM-2-A-16

Reappointed Nancy-Anne Pierce, Everett Johnson and Ann Wooley to the Juvenile Hall Service  
League 94-1277 BD-50-7

Reappointed Roy Galli and Ray Macedo to the Fire Code Board of Appeals 94-1278 BD-48-6

Reappointed Rita Matthews to the Adult Day Health Care Planning Council 94-1279 BD-46-33

Reappointed B.C. Edwards to the Stanislaus County Housing Authority 94-1280 BD-25-31

Reappointed Ron Malik and Ismael Saldano to the Stanislaus-Ceres Redevelopment Commission  
94-1281 BD-62-8

Approved commendations for Dave Triplett, Marsena Buck, Harold Callahan, Rod Wells and  
Donald Fairchilds upon their Retirement 94-1282 M-33-AF-11

Authorized the Treasurer-Tax Collector to sign an interagency agreement with the cities of  
Hughson, Newman, Patterson, Riverbank, Turlock and Waterford whereby the Collection  
Division of the Treasure-Tax Collector's office will collect booking fees from defendants  
in conjunction with the collection of other Court ordered fines, fees and forfeitures and  
authorized the Collection Division retain 30% of the amount collected to offset the cost  
of collection - Treasurer-Tax Collector 94-1283 S-25-J-27

Approved Appropriations Limitation for FY 1994-95, pursuant to Article XIII B (amended),  
previously known as Proposition 4, of the California State Constitution, which includes  
the general operating County limit of \$127,355,485; using population and inflation option  
and applicable lighting districts governed by the Board - Auditor-Controller  
94-1284 S-2-H-25

Approved action to re-affirm Board's action of 7/19/94, direction the CEO and the County  
Counsel to prepare an agreement to provide fire protection and emergency services as a  
part of the 94 Fire District Consolidation Project  
94-1285 DF-1-A-10, DF-3-33, DF-19-A-28, S-33-D-25 & M-7-BB-20

Approved agreement for Unemployment Compensation Administration Services between the  
County Personnel Administrators Association (CPAAC), R.E. Harrington, Inc. and the  
County of Stanislaus for a period from 1/1/95 through 12/31/97 and authorized the  
Chairman to sign 94-1286 S-45-B-15

Declared County vehicles as surplus equipment; authorized the CEO an amended contract with  
Roger Ernst and Associates, Inc. for the sale of County property; and directed the  
Auditor-Controller to transfer all receipts from the sale of these vehicles to Fleet Services  
Index 999102 Fixed Asset Account #8475 used for vehicle replacement  
94-1287 S-4-F-11 & S-5-D-8

- Accepted the completed Bid Package 2 for the Social Services Complex Project; approved the final contract with the contractor, Campbell Construction Co., of Sacramento, CA as follows: Original Contract - \$19,809,000; Total Charges Orders - \$609,092; Final Contract Cost - \$20,418,092; authorized the Chairman, on behalf of the Board, as the awarding authority to sign the completion documents; and accepted the contract and authorized the necessary recording of the final notice of completion and all other necessary close-out activities 94-1288 M-65-C-2
- Approved the California Health Care Indigents Program (CHIP) contracts with non-county hospitals for provision of Emergency Medical Services to indigents; a. Doctors Medical Center; b. Memorial Hospital Modesto; c. Oak Valley District Hospital; d. Del Puerto Hospital; e. Emanuel Medical Center; f. Central California Rehabilitation Hospital; approved the California Health Care for Indigents Program (CHIP) contracts with the Stanislaus Foundation for Medical Care for administration and processing of payments from the Physicians's Services Account, and authorized the CEO to sign the contracts 94-1289 S-12-LO-16
- Authorized the DSS to enter into an agreement with the California Department of Social Services to provide funding for the continued administration of the Targeted Assistance (TA) Program effective 10/1/94 through 9/30/96 and authorized the Director of DSS or her Deputy Designee to sign the agreement and any amendments not to exceed the total contract amount of \$412,682 94-1290 S-27-Y-22
- Authorized the DSS to enter into an agreement with the California Department of Social Services to provide funding for the continued administration of the Refugee Employment Social Services (RESS) Program effective 10/1/94 through 9/30/96 and authorized the Director of DSS or her Deputy Designee to sign the agreement and any amendments not to exceed the total contract amount of \$394,711 94-1291 S-27-Y-23
- Authorized the Director of DSS or her Designee to sign the Memorandum of Understanding (MOU) with Fresno State University to develop the Central California Region Public Social Services Training Program for the Central Valley Welfare Directors and to pay this County's pro-rated share of participation in same in the amount of \$6,482 and authorized the Director or her Designee to sit on the Board of Directors for the Central California Region Public Social Services Training Program (also known as the Academy) 94-1292 S-27-Y-24
- Authorized the Mental Health Director to sign an agreement with Modesto City Schools for school-based Mental Health Services; authorized the Mental Health Director to sign an agreement with Family Service Agency for school-based Mental Health Services at El Vista Elementary School and authorized the Auditor-Controller to make the necessary adjustments 94-1293 S-17-AH-3
- Approved Department of Public Health to accept a Federal Prevention Grant for \$4,559.50; authorized Public Health Director to sign the application/assurance form, and certification of Children's Trust Fund Revenue summary and authorized the grant dollars to be placed in the County's Children's Trust Fund 94-1294 S-10-U-12
- Approved funding agreement for Faith Home Road at TID 5-1/2 and authorized the Chairman to sign the agreement 94-1295 CON-386-1
- Approved funding agreement for Cooperstown Road at Rydberg Creek Bridge and authorized the Chairman to sign the agreement 94-1296 CON-387-1
- Approved cooperative agreement with the State for Broadway Avenue at State Route 99 Ramps 94-1297 CON-388-1

- Approved agreement consenting to common use of MID right-of-ways for Oakdale Road at MID's lateral No. 6 and authorized the Chairman to sign the agreement  
94-1298 CON-383-4
- Approved agreement consenting to common use of MID right-of-ways for Toomes Road at Modesto Irrigation District's Lateral No. 6 and authorized the Chairman to sign the agreement  
94-1299 CON-383-5
- Approved annexation of territory to North McHenry Lighting District without an election for Funworks; approved findings; ordered that the requirements of notice, hearing and election shall not be applicable to this proceeding, pursuant to Streets and Highways C.S. 19056; ordered that the territory shall be annexed to the N. McHenry Lighting District; received and filed with Board office on 12/13/94 the petition of annexation, and ordered that pursuant to the Streets and Highways C.S. 19000, et. seq. the cost of conducting and maintaining the Lighting District shall be assessed against the individual parcels of land within the District's boundaries  
94-1300 DL-29-18
- Approved financial report of the Stanislaus County Redevelopment Agency to the Board of Supervisors as required per Health and Safety C.S. 33080.1  
94-1301 M-54-G-20

C/P unan. Authorized staff to initiate the transaction of GAIN direct services from the from the Department of Social Services to the Department of Employment and Training; authorized the Department of Employment and Training and DSS to enter into a MOU regarding GAIN services; amend the Salary and Position Allocation list to reflect the conversion of 27 extra help positions to regular full time positions; authorized the Auditor to amend Index #300400; authorized CEO to transfer up to 25 positions from the Department of Employment and Training at the appropriate state of the integration, and approved transfer of GAIN subject to: the filling of the 2 vacant management positions and until a discussion with a committee of the Board and the PIC can take place

94-1302 S-27-Y-25 (1-43

B/M unan. Authorized the DSS to extend the FY 1993/94 In-Home Supportive Services (IHSS) contract with National Homecare Systems, Inc. through 6/30/95; authorized the Chairman to sign the amendment and any subsequent amendments not to exceed the contract amount for FY 95/95, and authorized the Purchasing Division, on behalf of DSS, to issue an invitation for bid (IFB) for IHSS Services effective 7/1/95 through 6/30/98 - DSS

94-1303 S-27-Y-26 (2-389

P/C unan. Denied the granting of the modification of General Assistance regulations to coincide with changes to Welfare and Institutions Code Section 17001.5 for increase in General Assistance Grants effective 1/1/95, when the reduction is based on shared housing; have the County pursue legislative efforts to get the law that was in place reinstated, and work in conjunction with Sacramento County or other public entries in whatever legal actions they are going pursue and authorized the Counsel defend the County if a suit is filed before the Board reconvenes in January - DSS

94-1304 S-27-Y-27 (2-337

M/B unan. Authorized DER to collect hazardous wastes from eligible small businesses at the community's Household Hazardous Waste Disposal Facility on Morgan Road, Modesto - DER

94-1305 S-11-M-7 (2-05

Adjourned to sit as the Capital Improvements Financing Authority at 7:25 p.m.

unan. Approved consent calendar 5/25/93

Accepted the Executive Director's verbal report on activities of the Debt Advisory Committee

94-1260 M-63-A-2

Reconvened as the Board of Supervisors at 7:30 p.m.

B/C unan. Based on staff reports and testimony received and approved GPA #94-02 and adopted Ordinance C.S. 577 for Rezone #94-03 for B & R Enterprises, to amend the General Plan designation from Agriculture to Planned Development and to rezone from A-2-40 to Planned Development an 11.89 acre site in order to expand an existing equipment rental business for property located 1/4 mile west of McHenry Avenue, south of extension of Crawford Road in Modesto; ordered the filing of a Negative Declaration based on the Initial Study; find that significant impacts have been reduced to levels of non-significance and other project amendments and information submitted by the applicant and commenting agencies; find that the proposed General Plan amendment is consistent with the overall goals and policies of the Land Use Element of the County General Plan and the overall General Plan; find that the Planned Development zoning is consistent with the Planned Development General Plan designation; approved GPA #94-02, B&R Enterprises; find that the project will intensify use of the site, thereby necessitating dedications and improvements; accepted the cancellation value of property of \$250,000 as certified by the County Assessor; certify to the County Auditor the cancellation fee which must be paid as deferred taxes to be 12 1/2% of the that value; found that the Negative Declaration approved for GPA #94-02 and Rezone Application #94-03 constitutes the environmental documentation for this project; find that the cancellation is consistent with the purposes of the California Land Conservation Act and found that the cancellation is in the public interest; and gave tentative approval of cancellation of a 11.89 acre portion of Williamson Act Contract 77-2581 subject to payment of the cancellation fee of \$31,250. Unless the fee is paid within one year of the filing of the Certificate of Tentative Cancellation the fee shall be recomputed as provided by State Law, and approved Rezone Application #94-03, B&R Enterprises, subject to the Mitigation Measures/Development Standards

94-1306 & 94-1307 ORD-49-20, M-17-16-4, S-30-AF-4 & M-19-YY-1

C/B unan. Approved GPA #94-03 and adopted Ordinance C.S. 578 for Rezone #94-05 for Angelo Ieimini, to amend the General Plan from agriculture to commercial and to rezone from General Agriculture to General Commercial a 2.25 acre parcel located at Route 33 and Bartch Avenue, in the Patterson area; issued a Negative Declaration based on the Initial Study; find that the General Plan change to be consistent with the County General Plan; approved General Plan Amendment #94-03; find that the C-2 zone to be consistent with the Commercial General Plan designation; approved Rezone application #94-05; and make a de minimis finding regarding the Fish and Game impact fee

94-1308 & 94-1309 ORD-49-21, M-17-16-5 & S-30-AF-5

B/C unan. Continued item and set public hearing for the reorganization of the Empire, Riverbank and Waterford/Hickman Fire Protection Districts and the assimilation of the Stanislaus County Fire Safety Department into the new District to 1/31/95 at 9:30 a.m.

94-1310 DF-1-A-10, DF-3-33, DF-19-A-28, M-7-BB-20 & S-33-D-25 (2-558

C/B unan. After holding a public hearing for the Conducting Authority the Board adopted a resolution approving the reorganization of the Davis, Foothill, Hospital, Kern Canon, Mustang, Orestimba, Romero, Salado, Sunflower, Quinto, and Del Puerto Water Districts, per LAFCO Application No. 94-11, into one consolidated district named the New Del Puerto Water District and adopted boundaries consistent with the existing 11 water districts

94-1311 DW-2-18, DW-3-17, DW-4-16, DW-5-15, DW-6-17, DW-7-16, DW-8-17, DW-9-16 & DW-17-1 (2-539

Supervisor Pat Paul volunteered to serve on the San Joaquin Valley Supervisors Endangered Species Committee per a letter from Kern County Supervisor Roy Ashburn

Acknowledged receipt of claims and referred to Risk Management the following claims: Robbie Hull, David Zwald, Justin A. Traina, et al, and GTE Mobilnet of California LTD Partnership.

Board of Supervisors Reports

Legislative, Fiscal and Management Report - Chief Executive Officer

Adjourned at 8:58 a.m.

ATTESTED: REAGAN M. WILSON, Clerk  
of the Board of Supervisors  
of the County of Stanislaus  
State of California

BY: CHRISTINE FERRARO, Deputy Clerk

(The above is a summary of the minutes of the Board of Supervisors. Complete minutes are available from the Clerk of the Board's office.)