

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

Regular Session

Tuesday

February 28, 1995

All Supervisors Present

Pledge of Allegiance to the Flag

Arthur Morrello, President of Stanislaus County Aides Walk, announced the Aides Walk Committee is looking for volunteers to help with the upcoming walk. The next meeting of the committee will occur on 3/6/95 at 7:00 p.m. at the office of Helping Hands and Open Hearts located at the Beatty Building, 1024 J Street, Suite 319 & 320, Modesto.

P/M unan. Adopted the consent calendar after the CEO removed 2 items from the Consent Calendar: \*B-14, Approval for Department of Employment and Training to Accept Housing and Urban Development Funds and \*B-15, Approval of Agreement with the State Department of Alcohol and Drug Programs for the Provision of Drug/Medi-Cal Administration and Treatment Services - Mental Health. Item B-17, Consideration of Proposed Pet Overpopulation Program - Animal Services, was removed from the agenda by the CEO and will be brought back at a later date.

Approved minutes of 2/14/95

95-163

Appointed Joan L. Lawton to the Emergency Medical Care Committee

95-164 BD-19-A-28

Appointed David William Schneider to the Private Industry Council

95-165 BD-35-?-20

Appointed Cynthia Speakman to the Economic Development Action Committee

95-166 BD-18-A-24

Appointed Supervisor Thomas Mayfield as the Alternate Member to the Regional Emergency Medical Services Board of Director

95-167 M-23-E-25

Accepted appointment of Gary Dew to the Salida Sanitary District

95-168 DS-3-A-4

Approved amending appointment to the Assessment Appeals

Board/alternate attorney position

95-169 BD-9-33

Accepted resignations of Michael Garcia and John Kenshalo from the Private Industry Council

95-170 BD-35-C-21

Accepted resignation of Russ Thomas from the Planning Commission

95-171 BD-35-C-21

Proclaimed March as Social Worker Recognition month

95-172 M-33-AF-22

Approved resolution to Opt-Into Trial Court Funding Program for FY 1995-96; authorized the Chairman to sign the resolution and submit the resolution to the State by 3/1/95 as prescribed by law and, notify the State Controllers office of this action before 3/1/95

95-173 S-14-G-21 & BU-21-F-3

Approved implementing the provisions contained within the tentative agreement reached between the County and Operating Engineers Local 3 (OE 3), representing the District Attorneys' bargaining unit; granted the following salary adjustments in addition to those previously authorized by the Board for management employees to the Unrepresented

Management classification of Chief Criminal Investigator:  
 1% effective the pay period after 4/1/95 and .5% effective  
 the pay period after 10/1/96 and, amended the Salary and  
 Position Allocation Resolution to reflect the changes agreed  
 to 95-174 BU-21-F-4 & S-9-F-33

Authorized entering into a Letter of Intent with OMNI Health  
 Plan, Tower Health Plan, Blue Cross Health Plan and  
 Foundation Health Plan for the County to be a contractor for  
 Medi-Cal Services under their Commercial Plans and  
 authorized the Stanislaus Health Services Managing Director  
 to sign the individual Health Maintenance Organization's  
 Letter of Intent - Health Services Agency  
 95-175 S-10-U-16

Approved educational stipend for Barbara Strain, Mental Health  
 Case Manager, for the Spring and Fall semesters of 1995 and  
 approved educational stipend for Juan Campos, Mental Health  
 Case Manager, for the Fall semester of 1995 through the  
 Spring semester of 1997 - Mental Health 95-176 S-17-AH-12

Approved the filing of an application for Off-Highway Vehicle  
 Grant entitled "Frank Raines Planning"; approved the filing  
 of an application for Off-Highway Vehicle Grant entitled  
 "Frank Raines Acquisition"; approved the filing of an  
 application for Off-Highway Vehicle Grant entitled "La  
 Grange Development" and, approved resolutions to go to the  
 State - Parks 95-177 S-32-V-19

Approved the filing of an application for the FY 1996-97 Off-  
 Highway Vehicle Operations and Maintenance Grant and  
 approved resolution to go to the State- Parks  
 95-178 S-32-V-20

Approved expenditure of \$1,500 as a contribution to the Yosemite  
 Deer Head Advisory Committee to produce a video concerning  
 the Sierra Nevada Mule Deer - Parks 95-179 S-32-V-21

Approved the Total Quality Management Plan as recommended by the  
 Medical Executive Committee and the Quality Council of SMC  
 95-180 S-12-LP-8

Approved request to amend the agreement between the County and  
 Scenic Faculty Medical Group(SFMG)and authorized the Health  
 Services Agency Managing Director to sign the amendment -  
 SMC 95-181 S-12-LP-9

Approved medical staff credentialing as recommended by the  
 Medical Executive Committee of SMC medical staff  
 95-182 S-12-LP-10

Approved of SMC departmental policies and procedures as  
 recommended by the administrative and medical staff  
 95-183 S-12-LP-11

Accepted \$37,700 Household Hazardous Waste Grant from the  
 California Integrated Waste Management Board for FY 1994-  
 1995 and 1995-1996; authorized the Director of DER to sign  
 the standard agreement for the grant funds with the State  
 Board; and authorized Auditor-Controller to increase  
 appropriations and estimated revenue - DER 95-184 S-11-M-8

Approved revisions to Animal Advisory Committee bylaws and  
 authorized the Clerk of the Board to advertise for vacancies  
 in District 2 and 5 95-185 S-46-A-18

Authorized the Chairman to approve and execute funding agreements  
 for the 1994/95 apportionment of State Matching Funds and

authorized the Auditor-Controller to increase appropriations  
 and estimated State revenue in Index #301101, Sub-Object  
 #6328 and Project #160288 by \$100,000 95-186 S-21-AL-16  
 Approved the Bike Lane Project in Salida and Denair as a Public  
 Works project and approved an environmental finding for the  
 project of categorically exempt under CEQA guidelines  
 95-187 CON-393-1  
 Authorized Auditor-Controller to make payments from the Diablo  
 Grande Trust account for an agreement entered into by the  
 Purchasing Agent for Plan Checking and/or inspection  
 services for the above project, in an amount not to exceed  
 \$20,000 with invoices being approved by Public Works prior  
 to payment 95-188 S-21-AL-17  
 Authorized the County Surveyor and the Deputy County Surveyor to  
 accept or reject offers of dedications for right-of-way on  
 parcel maps 95-189 S-21-AL-18  
 Approved the summary abandonment of a road reservation off  
 Crawford Road 95-190 S-22-AL-15  
 Approved final map for Starlite Place Unit #9 95-191 M-27-F-10  
 Approved final map for Vella Estates Unit #3 95-192 M-27-F-11  
 Approved final map for Wittfield Park Unit #3 95-193 M-27-F-12  
 Set a public hearing for Ordinance Amendment #95-01 regarding  
 produce stands and produce markets on 3/28/95 at 9:35 a.m.  
 95-194 S-18-WW-23  
 Set first required public hearing for the 1995 Community Block  
 Grant application design for 3/28/95 at 9:40 a.m.  
 95-195 M-12-E-3  
 Approved request to set second required public hearing for the  
 1995 Community Block Grant application design for 4/11/95 at  
 9:25 a.m. 95-196 M-12-E-4

S/B unan. Authorized the Department of Employment and Training to  
 accept \$100,000 of Housing and Urban Development Funds awarded by the  
 Stanislaus Housing Authority to operate a Housing Authority Resident  
 Training Program and authorized the Director of Employment and  
 Training to sign the contract 95-197 M-36-V-14 (1-80)

B/M unan. Authorized the Mental Health Director to sign the standard  
 agreement for provision of Drug/Medi-Cal Administration and Treatment  
 Services; directed staff to work with other Counties and relevant  
 State agencies to explore alternatives for FY 1995/96, et. al and  
 report progress to the Board; directed staff to support Fresno County  
 existing litigation and, directed the Mental Health Department to  
 return in June and provide the Board with an updated report - Mental  
 Health 95-198 S-17-AH-13 (1-257)

Accepted the status report on Cross Functional Total Quality  
 Management Project (TQM) with Department of Mental Health, Probation  
 and Social Services regarding out-of-home placement of children  
 95-163 S-27-Z-3 (1-577)

B/P unan. Accepted the CEO's Mid-Year Report for FY 1994-95;  
 authorized the CEO and the Auditor-Controller to make the necessary  
 budget adjustments and transfers as recommended in the report;  
 directed the CEO, working with County Departments, to ensure that  
 operations remain within budget policies and budgeted appropriations;

adopted the proposed budget schedule for 1995-96 and, reaffirmed budget priorities for 1995-96 95-199 S-4-F-15 (1-644)

P/M unan. Authorized the Sheriff to accept the award from the Federal Crime Bill Program, under Community Oriented Policing Services Phase 1, of \$894,078; approved the commitment of matching funds of up to \$894,078 over the next 3 years; authorized the addition of 9 Deputy Sheriff Coroners to the Sheriff's Operation Division Index 201202 and, amended the Salary and Position Allocation resolution and, directed the Auditor-Controller to increase appropriations and transfer of funds - Sheriff 95-200 S-24-V-11 (2-712)

B/S unan. Approved incremental opening of Minimum Security Housing Unit at the new Public Safety Center; directed Auditor-Controller to increase Appropriations and Revenues and, added 5 Deputy Sheriff-Custodial Officers to Men's Jail - Sheriff 95-201 S-24-V-12 (2-194)

B/M unan. Authorized Purchasing Agent to sign a 5 year lease agreement for a commercial lot in Salida; directed the Auditor-Controller to increase appropriations and transfer of funds; authorized the purchase of necessary equipment and fencing; increased the Sheriff's Patrol Fleet and, authorized the purchase of 1 patrol vehicle 95-202 S-24-V-13 (3-478)

S/B unan. Authorized a one-year pilot Stanislaus County Drug Court Project to begin 6/1/95, and to be considered for continuation, based on the program's success on 7/1/96; authorized the CEO and Auditor-Controller to establish a project budget not to exceed \$20,000 for the remainder of the 1994-95 FY and \$140,000 for 1995-96; authorized the program funding for this period to be provided from a one time funding source; amended the Salary and Position Allocation Resolution to add positions as follows: 1 - Deputy Probation Officer I/II; 1 - Legal Clerk II; 1 - Substance Abuse Counselor II, and for these positions to exist until 7/1/96, unless specifically re-authorized by the Board; directed the staff to seek any and all Federal/State funding made available for the program and, directed quarterly progress reports starting 10/1/95 to be made to the Board on the progress of the project 95-203 S-14-G-22, S-19-G-31 & S-17-AH-14 (2-580)

Recessed at 10:25 a.m.

Reconvened at 10:38 a.m.

P/S unan. Approved amending the Salary and Position and Allocation resolution to add 3 Group Supervisor I/II positions at Juvenile Hall; authorized the Chief Probation Officer to hire 3 additional Group Supervisors I/II for Juvenile Hall; directed Auditor-Controller to increase full-time salary allocation in Index #203208, Sub-Object 5000 by \$46,218 and, authorized the Auditor-Controller to increase the extra help salary allocation in Index #203208, Sub-Object 5002 by \$6,159 - Probation 95-204 S-19-G-32 (3-700)

S/P unan. Approved transfer of funds from General Ledger Account 320-Fund Balance Unreserved/Undesignated for the Federal Child Support Enforcement Program; approved allocation of 16 new positions; approved purchase of 34 personal computers, 7 printers, associated equipment

and software; approved increases to operating expenditures associated with new position requests and relocation to Community Services Facility and approved increased revenue - District Attorney/Family Support Division 95-205 S-9-G-1 (2-430)

P/B unan. Authorized the Chief Probation Officer to submit a request for qualifications of a consultant to complete the Juvenile Justice System and Facility Needs Assessment and directed the CEO to establish a Juvenile Justice System and Facility Needs Assessment Committee 95-206 S-19-G-33 (4-722)

B/P unan. Approved terminating the activities of the County Fire Safety Department as a Stanislaus County operating department pursuant to the simultaneous creation of the new Stanislaus Consolidated Fire Protection District; authorized the appropriate action consistent with County policy to transition County Fire Safety Department employees to become employees of the Stanislaus Consolidated Fire Protection District; authorized the appropriate amendments to the Salary and Position Allocation resolution to reflect this transition; directed the Auditor-Controller to waive the final cash-out of accrued vacation, old holiday time and sick leave for unrepresented employees and represented employees pursuant to agreement with the effected employee organizations; authorized transferring funds to the new District equal to the present cash-out value of accrued leave for three transferring management employees. Those funds will be transferred over five years beginning in 1995-96; authorized paying the cash-out cost for one management employee, who will not be transferring to the new District due to retirement proceedings currently taking place; approved the transfer of all equipment, assets, liabilities, facilities, property, cash, fund balances, or other fiscal matters to the new District pursuant to terms and conditions contained in LAFCO resolution #94-17 amended, already agreed to and in place; approved the new District's temporary use of the building currently occupied by the County Fire Safety Department at County Center III. The conditions and duration of the occupation of this facility is specified in the proposed agreement between the County and the new district; in accordance with Health and Safety Code Section 13837 the Board of Supervisors shall make three appointments from within the boundaries of the new district; accordingly recommend you appoint Lee Quigley and Willie Pinkerton, as directors for the Stanislaus Consolidated Fire Protection District. Sue Winget has been appointed by the Riverbank City Council, and Allen Zanker has been appointed by the Waterford City Council, completing the five member board of directors pursuant to Health and Safety Code Section 13837 and LAFCO resolution #94-17 amended 95-207 DF-20-2 & S-33-D-27 (4-489)

S/M unan. Authorized the CEO to enter into Letter of Intent to lease surplus property and facilities at County Center III for the United States Postal Service's Postal Encoding Imaging Center; authorized the CEO to issue bid package for facility improvements, expedited project management including procurement of goods, services, professional services and contract bids; authorized the CEO to initiate and cause all action necessary to comply with proposed lease agreement; authorized the Clerk of the Board to publish Notice of Intent to lease surplus property pursuant to Government Code Section 6061; authorized the CEO to negotiate and enter into the lease agreement under the terms and conditions outlined in this report no sooner than one week

after the published Notice of Intent to lease surplus property; authorized the CEO to expend up to \$200,000 in the plant acquisition budget for repair, demolition, architectural and engineering costs related to this project; increased appropriations for Revenues and Expenses in the budget by \$1,650,000; and authorized the Auditor-Controller to establish the required line item in the budget

95-208 M-70-1 (4-391

B/M unan. Adopted business retention and expansion as a priority for economic development; approved as a primary goal of economic development an improved quality of life through increased job opportunities, reduced unemployment, decreased dependence on public assistance and an increase in County discretionary revenue; approved the criteria to be used for site selection of industrial areas and, directed staff to return to the Board with a list of potential locations for industrial designation, and recommendations

95-209 M-58-22 (4-255

S/B Approved the formation of Patterson Gateway Lighting District of Stanislaus County; considered the petition for formation and any objections filed against the petition; find the petition for formation of Patterson Gateway Lighting District of Stanislaus County was signed by taxpayers representing 100% of the total assessed valuation of all property within the territory proposed to be formed into said district; find that the public interest and convenience do not require that an election be held upon the proposed formation of the Patterson Gateway Lighting District of Stanislaus County; find that all of the territory within the proposed Lighting District will be benefited by the formation of the Patterson Gateway Lighting District of Stanislaus County; after the public hearing, order the formation of the Patterson Gateway Lighting District of Stanislaus County without an election, pursuant to the Highway Lighting District Act; directed the Clerk of the Board to send a certified copy of the resolution ordering the formation to the Department of Public Works, the Assessor's Office, Elections Department, and the Clerk-Recorder's Office; directed the Department of Public Works to send a certified copy of the resolution ordering the formation of the Lighting District and all other required documents and the processing fee to the State Board of Equalization

95-210 DL-34-1 (1-555

B/S unan. Approved item too late for the agenda regarding the setting of a public hearing for the qualifications for the position of Road Commissioner on 3/28/95 at 9:50 a.m. The Board first voted that a need for immediate action came to the attention of the Board subsequent to the agenda being posted and then the Board voted to approve the request to schedule the public hearing. The Board determined the matter could not wait for the next regularly scheduled meeting

95-211 S-21-AL-10 (5-138

B/S unan. Approved setting a public hearing for the qualifications for the position of Road Commissioner on 3/28/95 at 9:50 a.m.

95-212 S-21-AL-10 (5-100

Referred to the CEO a letter from the City of Ceres regarding Measure C and the Ceres Branch Library

Referred to the CEO a resolution from the City of Patterson supporting Measure C

Referred to the CEO a letter from the County of Trinity seeking

support for Senate Bill 150, the Tax Equity Act of 1995

Accepted a certificate of appreciation from the Stanislaus County Sheriff's Department and the Denair MAC

Chairman Caruso will be the member of the Board to serve on the Ballot Processing Panel for the Special Library Tax Election on 3/7/95.

Acknowledged receipt of claims and referred to Risk Management the following claims: Robert Barker vs. Stanislaus County and the City of Modesto, Rebecca L. Walker, Sarbjit Kaur Bains, Mercury Insurance for Joan Claxton, Jesse O. Chrisco, Steven Kalani Rodrigues and All State Insurance for Omar Sullens

Adjourned to Closed Session: Public Employee Appointment: Government Code Section 54954.5(e) and Stanislaus County Code Section 2.08.050(c)(7) Confirmation by Board of Supervisors of Social Services Director. Conference with Legal Counsel: Government Code Section 54956.9(a) Existing Litigation Merle Cole et al vs. Stanislaus County Superior Court Action No. 300692 at 12:20 p.m.

S/P unan. Approved appointment of Jeffery Jue as the Director of the Department of Social Services beginning 3/27/95  
95-213 S-27-Z-4 & M-23-E-26 (6-25

Adjourned at 1:05 p.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.)