

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

Regular Session

Tuesday

March 21, 1995

Supervisor Nick Blom Absent
Pledge of Allegiance to the Flag

P/M unan. (Blom and Simon absent) Adopted the consent calendar after removing *B-7 - Authorization to enter into agreement with Doctors Medical Center to expand Residency Training Program at SMC, from the Consent Calendar

Approved minutes of 3/14/95	95-248
Adopted and waived second reading of Ordinance establish a 35-MPH speed zone	C.S. 586 to 95-249 ORD-50-4
Set a public hearing on appeal of the Planning Commission's approval of Use Permit application #94-30 for Sisk Recycling Company, Inc. on 4/11/95 at 9:30 a.m.	95-250 S-30-AG-2
Approved commendations for the American Legion Modesto Post 74 "Albert Pederson Award"	95-251 M-33-AF-29
Approved commendation for Greg Steel, Director of SAAG, upon his Retirement	95-252 M-33-AF-30
Declared results of the consolidated special election on 3/7/95	95-253 M-13-J-1
Approved appointment of Lyn Smith to the Economic Development Action Committee	95-254 BD-18-A-25
Approved the appointment of Rosemary Robertson to the Adult Day Health Care Planning Council	95-255 BD-46-A-2
Approved the appointment of Al Ulrich to the Oakdale Rural Fire Protection District	95-256 DF-8-B-1
Approved the adjustment of the salary of Communications Dispatcher Trainees from \$10.28 per hour to \$12.98 per hour and amended the "Salary and Position Allocation Resolution" to reflect this change effective the start of the first pay period after Board approval of the recommendation	95-257 S-35-N-15
Authorized the CEO to negotiate and sign certain value engineering changes to reduce the cost of construct on for Sheriff's Operations Center at the Public Safety Center without impacting the program, quality, aesthetics or performance of the facility and authorized the CEO to negotiate and sign certain changes to include additive bid alternates that were not included in the base contract awarded to Acme Construction Company	95-258 M-68-A-1
Authorized the Chairman to execute agreements between the County and the State Board of Equalization for preparation to	

administer and to administer the County Ordinance CS-581,
the Library Transactions & Use Tax

95-259 BU-21-F-5, S-15-J-11 & M-29-5

Authorized the Mental Health Director to sign an amendment to the agreement with Davis Guest Home - Mental Health
95-260 S-17-AI-1

Authorized the Auditor-Controller to adjust contract amounts as follows: A. contract #0041A with the Department of Rehabilitation from \$18,096 to \$18,978; B. contract #00340A with San Joaquin County from \$57,269 to \$71,168; C. contract #00134A with Family Service Agency from \$341,500 to \$360,975 - Mental Health
95-261 S-17-AI-2

Authorized the Mental Health Director to sign an agreement with the State Department of Rehabilitation for conjoint rehabilitation services in FY 1995/96 - Mental Health
95-262 S-17-AI-3

Approved leasing 800 square feet of vacant space at the Medical Arts Building, Dental Suite, to Ross Rodig, DDS and authorized the Health Services Agency Managing Director to sign the lease - SMC
95-263 S-12-LP-15

Discharged the Treasurer-Tax Collector of accountability covering certain Stanislaus County Departmental accounts and instructed the Auditor-Controller to reduce the charge in the amount of \$396,512.45
95-264 S-25-K-5

Authorized the Tax Collector to sell tax-defaulted property pursuant to Section 3699 of the Revenue and Taxation Code
95-265 S-25-K-6

Approved the implementation of a Mental Health Client Internship Program and authorized the Mental Health Director to sign 6 month agreements with individual Mental Health clients
95-266 S-17-AI-4

Approved the Bid Award to Low Bidder (Howell Construction, Inc.) to Remodel 1021 "I" Street, Modesto for the Clerk-Recorder and Elections in the amount of \$126,626 which only includes the base bid and authorized the staff to issue the notice to proceed to the contractor and proceed with the remodel project
95-267 CON-392-2

Approved final map for Parkside Plaza Unit #2 find the map is in substantial compliance with the previously approved tentative map; find that Stanislaus County has adopted a specific plan covering the area proposed to be included within the final map; find that the final map, together with the provisions for its design and improvement, is consistent with the specific plan for the area; authorized the Chairman to sign the subdivision improvement agreement; rejected all roads, highways, avenues, alleys, ways, lanes, places, etc. and, authorized the final map to be filed and recorded as presented
95-268 M-27-F-14

Authorized the Auditor-Controller to make the appropriate adjustments for the 1995 SLTPP Overlay Program (Cycle 5) and award a contract for placing hot mix asphalt concrete overlay on the designated roads to George Reed, Inc. of Modesto, CA, in the amount of \$1,388,148.65
95-286 CON-390-2

Approval of Critical Need and No Alternative Route Determination for Cooperstown Road Bridge at Ryberg Creek, Bridge No. 38C-257 and Cooperstown Road Bridge at Gallup Creek, Bridge No.

38C-170 95-269 S-21-AL-21
Introduced and waived reading on Ordinance C.S. 587 relating to
Flood Damage Prevention 95-270 ORD-50-5
Authorized staff to prepare and submit a request for a 120-day
time extension on relating to grant award for Economic
Development Administration Grant Award No. 07-01-04030 for
Patterson Gateway Project
95-271 M-58-17, M-17-14-6 & S-18-WW-12
Supervisor Simon arrived at 6:12 p.m.

P/M unan. (Caruso abstained) Authorized to enter into agreement with
Doctors Medical Center to expand Residency Training Program at SMC and
authorized the Health Services Agency Managing Director to sign the
affiliation agreement with Doctors Medical Center

95-272 S-12-LP-14 (1-001
S/M unan. Denied appeal of approval of Planning Commission decision
for PM Application #94-17 and Exception Application #94-05 for Roger
and Catherine Towers' (Billie Hammond) request to create three parcels
of 3 acres, 3.2 acres and 3.1 acre based on: the staff report which
the Board has received and the attachment to the staff report, the
testimony that has been presented by the witnesses testifying tonight,
the documents that have been received by the Board. The Board has
considered staff reports and testimony by staff and testimony by the
individuals heard. The Board upholds the Planning Commission action
would deny the appeal except to modify condition number 27. A note
shall be placed on the final map as follows: individual parcel owners
are responsible for extension of irrigation facilities to their parcel
subject to OID standards, prior to request for irrigation delivery
plans for irrigation facilities shall be approved and improvement
shall be constructed in accordance with these standards. Adoption of
conditions set forth in the staff report. The Board further finds
that based upon the staff report, the testimony approved the negative
declaration based upon the initial study. The Board notes as referred
to by several witnesses that Section 15064f states economic and social
impacts shall not be treated as significant effects on the
environment. Find that the project is "De Minimis" with regard to
impacts on fish and wildlife as recommended by the California
Department of Fish and Game; find that the required findings set forth
in the staff report for an exception can be made for the reasons
outlined in the staff report and the testimony of those in favor of
denial of appeal; find that none of the findings requiring denial can
be made; in addition the Board further finds that no significant
effects on the environment based on the evidence presented have been
made that the OID proposal recommended changes deal with economic and
social impacts which under Section 15064f as was previously mentioned
provides that economic or social changes shall not be treated as
significant effects on the environment; finds that there were no
physical impacts and that there was not sufficient evidence presented
of the environmental impacts that would require an EIR; further add
that the staff position presented and recommended to the Board is that
the issues involving easement and the placement of the notes on the
final map under map condition #27 have been sufficient to protect OID
and deal with the concerns that have been outlined and raised about
the future purchaser of this property 95-273 S-18-WW-20 (1-034

Recessed at 8:30 p.m.

Reconvened at 8:38 p.m.

Joint Board of Supervisors and Planning Commission meeting held. Items discussed were: Dr. Kenneth Entin presented the economic demography of Stanislaus County; CEO presented the Board's priorities, goals and objectives of economic development; homesite parcel maps and, general discussion on land use planning (3-200)

Referred to the Department of Planning a letter from the Department of Alcoholic Beverage Control regarding alcoholic beverage licensing which affect the local governing bodies of cities and counties.

Referred to the CEO a letter from the City of Modesto regarding the concerns of the Stanislaus County Farm Bureau's request that the County adopt a resolution prohibiting the land application of biosolids

S/M unan. Approved supporting Colusa County's resolution requesting an immediate moratorium on the regulatory actions of the U.S. Fish and Wildlife Service 95-274 M-20-P-23

S/M unan. Approved supporting a resolution from Kern County requesting the U.S. Fish and Wildlife Service withdraw the proposed listing noticed in Federal Register Vol. 59, No. 191 95-275 M-20-P-24

Board referred the resolution from Inyo County Board of Supervisors regarding their concerns about the adverse impacts on the economy, private property rights, resources and land use arrived from certain regulatory administrative practices by federal and state government agencies for further review

Acknowledged receipt of claims and referred to Risk Management the following claims: George and Beverly Collins, Robert E. Taylor, Dane T. Holding, Maria Rynoso, Marqueta Overholtzer, Randy George Hightman, Mark Brown, Daniel C. Santos, Renee Carter, James David Kabaluk, Leonard H. Milne and Kevin Eugene Tyler.

The CEO reported due to the continued rains a state of the disaster still exists on the westside of the County and certain roads were washed out. FEMA assistance was available to victims of the storms. The County would continue in a state of disaster for the next 2 weeks allowing for disaster victims to apply for aide. Next week the Assessor's office will bring an ordinance before the Board regarding reevaluating property damaged by the storms

Adjourned at 10:58 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.)