

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

Regular Session

Tuesday

April 11, 1995

Supervisor Nick Blom Absent
Pledge of Allegiance to the Flag

Stanislaus Medical Center Foundation presented the Board with a donation of \$16,500 for Stanislaus Medical Center's Operating Room

Mr. Jarvis made remarks to the Board regarding the usage of the proper name of Mexico within the NAFTA documents

P/M unan. Adopted the consent calendar

- Approved minutes of 4/4/95 95-324
- Adopted and waived second reading of Ordinance C.S. 587 regarding Flood Damage Prevention 95-325 ORD-50-5
- Adopted and waived second reading of Ordinance C.S. 591 relating to produce stands and produce markets in the General Agriculture District (A-2) 95-326 ORD-50-9
- Accepted the resignation of Gail Naughton from the Area VI Developmental Disabilities Board 95-327 BD-7-16
- Appointed Paul Dickey to the Local Task Force on Solid Waste Management 95-328 BD-61-17
- Appointed Janet Carlson to the Commission on Aging 95-329 BD-14-D-10
- Appointed Marianne Rucker to the Earl Pride Scholarship Committee 95-330 M-23-E-28
- Proclaimed Stanislaus County Volunteer Appreciation Week for 4/23-29/95 95-331 M-33-AG-2
- Proclaimed 4/28/95 as Law Day 95-332 M-33-AG-3
- Authorized the CEO to amend effective date of agreement with Harold Callahan as Interim Director of Public Works and Road Commissioner from 4/1/95 to 3/31/95 95-333 S-4-F-18 & S-21-AL-10
- Approved implementing the provisions contained within the tentative labor agreement reached between the County and Operating Engineers Local 3 (OE3), representing the Communications Dispatchers Bargaining Unit and amend the "Salary and Position Allocation Resolution to reflect the changes agreed to 95-334 BU-21-F-8
- Appointed for the 1995 term of the Stanislaus County Discipline/Grievance Appeals Board: Director of Animal Services, Paul Turner as the Department Head member; Jean Alexander, Public Health Department as the Employee member; and local attorney Darrell Champion to serve as the Chairperson; appointed alternates to the panel as follows: Director of Public Health, Perry Rickard as the first Department Head alternate, Lynda Griswold as the second Department Head alternate; appointed the following employee

representative alternates to the Appeals Board as follows:
 William Heyne, Sheriff's Office as the first alternative member; Jack Tucker of the Probation Department as the second alternate; Ron Grider of the Public Works Department as the third alternate; Rolando Andrade of the Mental Health Department as the fourth alternate and David Ingersoll of the DA's Office, Family Support Division as the fifth alternate and, appointed local attorney Tom Conway to serve as the alternate Attorney member 95-335 BD-17-21

Approved extending the State of Emergency Proclamation Issues by the Director of Stanislaus County's Emergency Services and directed the continuance of taking all appropriate action relative to the disaster 95-336 M-11-B-31

Authorized Treasurer-Tax Collector to issue a partial release of lien for Dora Rodriguez 95-337 S-25-K-9

Directed the Auditor-Controller to transfer \$30,056 from the DA's Asset Forfeiture Trust Account, Index 170910, to the DA's Revenue Account 201608, Sub Object 6286 for purchase of Office Improvements. - DA 95-338 S-9-G-2

Adopted a resolution to allow HIV testing of inmates under Penal Code Section 7500 et seq - DA 95-339 S-9-G-3

Approved obligation of funding of Adult Training Programs as recommended by the PIC and authorized the Director of the Department of Employment and Training to sign contracts not to exceed the total dollar amount allocated to each contractor to provide the scope of services proposed - Employment and Training 95-340 M-36-V-16

Approved a trade of 2.21-acre parcel of Frank Raines Regional Park land to Mr. Clay McCullough in exchange for an 80 acre parcel of land adjacent to Frank Raines Regional Park; accepted a donation from Clay McCullough a 40-acre parcel and 2 other parcels of land approximately 1.5 acres each which are also adjacent to Frank Raines Regional Park and, approved the signing of the request for the relocation of a PG&E power pole 95-341 S-32-V-23

Authorized entering into a Letter of Intent with the Great American Health Plan for the County to be a contractor for Medi-Cal Services under Great American's Commercial Plan and authorized the Health Services Agency Managing Director to sign the Letter of Intent, pending approval of Great American Health Plan as the Medi-Cal Managed Care Commercial Plan by the Department of Health Services - Health Services Agency 95-342 S-10-4-18

Approved Chairman to sign extension of the agreements with the State of California Wildlife Conservation Board to continue County operation of the Fox Grove Fishing Access from March 1995 to March 2020; Orestimba Fishing Access from December 1994 to December 1999; and Niels Hansen Fishing Access from December 1994 to December 1999; and, approved the Chairman to sign the extension of the agreement with the Stanislaus Wildlife Care Center to continue their operation at the Fox Grove Fishing Access - Parks and Recreation 95-343 S-32-V-24

Authorized the CEO and the Chief Probation Officer to negotiate a contract with the Stanislaus County Office of Education

allowing the School District permission to use land at County Center Five (Juvenile Justice Center) as a site for the Alternative Education Program - Probation

- 95-344 S-19-H-
Approved amendment between Sodexo Incorporated, Inc. and SMC for Facilities Management Services at SMC and authorized the Health Services Agency Managing Director to sign the contract amendment with Sodexo Inc. - Stanislaus Medical Center
95-345 S-12-LP-17
Approved plans and specifications for the 1995 Bus Stop Improvements; authorized the Clerk to set dates of 4/19&26/95 and 5/3/95 for advertising and set 5/11/95 at 4:00 p.m. for bid opening; and, authorized the Auditor-Controller to increase appropriations and estimated federal revenue in the project account by \$1,500 and make necessary adjustments
95-346 CON-396-2
Approved Peddlers' Faire sponsored by the Knights Ferry History and Museum Association and authorized the Director of Public Works to issue a permit for the event
95-347 S-22-AL-17
Approved the Biathlon for the Turlock Rotary Club and authorized the Director of Public Works to issue a permit for the event
95-348 S-22-AL-18
Set a public hearing regarding the Community Block Grant Planning and Technical Assistance application for 4/25/95 at 9:25 a.m.
95-349 M-12-E-5

S/P unan. Accepted the status report on the Consolidation of Employment and Training Programs; authorized the Director of Employment and Training, in conjunction with the PIC, to advocate with state and federal agencies for Employment and Training consolidation at the County level; coordinate legislative activities through the CSAC and our local state and federal elected officials; and, adopted resolution for support of the County's accountability and responsibility to operate Employment and Training Programs
95-350 M-36-V-17 (3-428

S/P unan. Approved the filing of the Knox Keene application to the Department of Corporations for a Health Maintenance Organization (HMO) license; approved submission of the Detailed Design application to the Department of Health Services to enable the Local Initiative to enroll Medi-Cal Managed Care eligibles and approved a name for the Local Initiative to the Stanislaus County Health Plan - Health Services Agency
95-351 S-10-U-19 (3-510

P/M unan. Approved resolution designating Steve Mayotte, Project Coordinator for the Stanislaus County Office of Emergency Services or Russell D. Richards III, Assistant Director of Stanislaus County Office of Emergency Services as agents of the County authorized to execute and file application for Federal and State Financial Assistance resulting from the Late Winter Storm of 1995 and authorized the Chairman of the Board to sign the resolution and accepted the report providing preliminary damage and cost information. General

comments: Mayor Durbin of the City of Patterson spoke regarding the need for flood control in the Patterson area

S/P unan. Approved implementation of Library Business Plan, effective 7/1/95, as approved by the Board of Supervisors, 12/6/94, following successful passage of Measure C; amended the Salary and Position Allocation Resolution to include position and classification changes as well as rehiring previous library employees; approved rededication ceremonies, countywide, for the week of 7/1-8/95 and, approved the reconstituted role of the Library Advisory Board by presenting a Resolution and Certificates of Appreciation to the members and to the key people on Measure C Committee - Library 95-353 S-15-J-12 (1-261)

P/S unan. Approved the Family Preservation Family Support Five-Year Plan for Stanislaus County and authorized DSS to submit the Stanislaus County Five-Year Plan to the California DSS for approval and to request the release of funds from 10/1/95 to 9/30/99 - DSS

95-354 S-27-Z-8 (4-698)

M/S unan. Authorized staff to discontinue with Patterson Gateway Project until such time the developer has made full payment for completed staff work and other costs associated with the project; authorized the grant award cancellation notice to the Economic Development Administration if approved plans and specifications for off-site storm water detention are not received by 5/12/95 and, amended motion to include: matter be brought back to the Board on 5/16/95 as a discussion item and delete staff recommendation #2

95-355 S-4-F-20, M-58-17, M-17-14-6 & S-18-WW-12 (4-572)

M/S unan. (Caruso abstained) Approved the Community Block Grant (CDBG) application regarding Public Works (\$475,000) and General Administration (\$25,000) activities to be undertaken on behalf and within the Bret Harte Neighborhood; authorized the CEO to sign the statement of assurances executed in connection with the application and, if awarded the grant; approved the commitment of personnel and in-kind services not to exceed \$5,000; authorized the commitment of \$25,000 from program income; approved the waiver of encroachment fees upon individual properties for \$29,750; accepted and directed the commitment of Redevelopment Agency Housing Funds (\$50,000) for utilization in the Public Works Grant activity; repay CDBG funds in the event that the activity is determined to be ineligible; authorized the Director of Planning and Community Development to act on County's behalf in all matters pertaining to this application including submittal of the application, execution of the grant agreement, drawdown of funds, submittal of amendment requests and execution of grant amendment documents; additionally, the Director shall be the party responsible for grant administration; and, approved the utilization of the Stanislaus County Housing Authority for purposes of program implementation 95-356 M-12-E-4 (1-472)

S/M (3-1) (Paul opposed denial) Denied the appeal of Planning Commission approval of Use Permit Application #94-30 for the Sisk Recycling Company, Inc., to establish a vehicle transfer station for farm animal carcasses, grant upholding of the unanimous Planning Commission action; ordered the filing of the Negative Declaration, finding no significant impacts; approve Use Permit Application #94-30 subject to the staff conditions and conditions of approval and findings adding the additional conditions on landscaping and an

additional condition that the applicant will post at the site and prepare a written handout to be provided to all customers that they are to cover the animals with suitable covering to avoid any kind of debris or other droppings of the animals on the roadway when transporting dead animals to the transfer station; the Board bases its decision on the staff report, the testimony of the witnesses at the hearing, according with the documentary evidence that was presented and all other materials that were presented to the Board; the Board also notes that the Turlock facility has been in operation there have been no complaints for approximately the last 2 to 2 1/2 years, certain neighbors in Turlock did testify that there were no problems with the Turlock plant, corroborating the testimony of staff on this matter before the Planning Commission, in addition there was testimony that because of the Turlock facility there were less problems with animals being dumped in about the Turlock area, in addition there was an veterinarian who testified that the problems that were discussed by some individuals would not exist and there were no problems in his experience with the operation of the transfer station; and lastly the Board finds that the necessary findings on this matter can be made that as set forth in the staff report including the uses proposed will not be substantially detrimental to or in conflict with the agricultural use of the property in the vicinity and also that the parcel's use that is requested is not located in one of the County's most productive agricultural area, as that term is used in the Ag Element of the General Plan

95-357 S-30-AG-2 (1-509

M/P unan. Approved a resolution in support of Marin County Board resolution objecting to the State's continued diversion of locally generated revenues as a means of subsidizing the State in the funding of public education and other major state functions 95-358 M-20-P-25

M/P unan. Approved a resolution in support of Inyo and Fresno County's resolutions 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 95-359 M-20-P-26

Acknowledged receipt of claims and referred to Risk Management the following claims: Moises A. Garduno and Stanley C. Brant

The CEO announced that the CSAC Legislative Conference would be held on 4/19-20/95 in Sacramento

Adjourned at 12:27 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.)