

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

Regular Session

Tuesday

December 19, 1995

All Supervisors Present

Pledge of Allegiance to the Flag

P/S unan. Adopted the consent calendar

Approved Minutes of 12/12/95	95-1141
Adopted and waived the second reading of Ordinance C.S. 607 establishing zoning and permit requirements for adult businesses	95-1142 ORD-51-12 & S-8-AM-5
Cancelled special assessment and waived the correction fee for the City of Ceres	95-1143 C-2-A-30
Approved use of Woodward Reservoir by the Mid Valley Water Ski Club on 1/1/96 for the Polar Bear Ski Day	95-1144 S-32-W-13
Approved use of the La Grange OHV Park by the California Motocross Association on 1/13 & 14, 2/10, 11, 24 & 25/96 for motocross events	95-1145 S-32-W-14
Accepted resignation of John Rowell from the Salida MAC	95-1146 MAC-2-33
Appointed Tom Anderson to the Hazardous Waste Management Advisory Committee	95-1147 BD-52-19
Appointed Dan Peterson to the Turlock Mosquito Abatement District	95-1148 DM-2-A-22
Reappointed Kay Gordon, Greg Freese and appointed David Thompson to the EMCC	95-1149 BD-19-B-1
Reappointed John Balbach, Carolyn Sutton, Mildred Zanker and Wayne Yoder and appointed Edward C. Persike to the Parks Commission	95-1150 BD-33-29
Reappointed Carl Collins to the Assessment Appeals Board	95-1151 BD-9-A-1
Reappointed Harriet Chittenden and Leo Avila, Jr. and appointed Jacqueline Iniquez to the Housing Authority	95-1152 BD-25-A-2
Reappointed Catherine Corbin and Lynda Griswold and appointed Robert Taniguchi and Deanette Stoddard to the Adult Day Care Planning Council	95-1153 BD-46-A-3
Reappointed Ralph Morgan, Timothy Ragsdale, Ross Kitson, and Bryan Nicholes to the Fire Code Board of Appeals	95-1154 BD-48-7
Reappointed Michael Krausnick and Jim Milam to the Law Library Trustee Board	95-1155 BD-28-13
Reappointed L. Denton Hoeh to the SJVUAPCD Citizens Advisory Committee	95-1156 BD-3-2
Reappointed Wray Ladine, Rolland Starn and Clyde Dunlap to the Tuolumne River Regional Park	95-1157 BD-55-11
Reappointed Ron Greenwood to the Eastside Mosquito Abatement District	95-1158 DM-1-A-17
Reappointed George teVelde to the Planning Commission	95-1159 BD-34-A-24
Reappointed Phoebe Leung to the Advisory Board on Substance Abuse Programs	95-1160 BD-66-15
Reappointed Walter Rea to the Patterson Cemetery District	95-1161 DC-3-19
Reappointed Nick Blom to the Retirement Board	95-1162 BD-36-28
Accepted resignation of James Mahaffey Jr. and appointed Robert C. Kimball to the West Stanislaus County Fire Protection District	95-1163 DF-2-A-31
Approved consolidating the election of City of Turlock special municipal election with the primary election to be held on 3/26/96	95-1164 M-13-J-3
Accepted transfer of that part of the Roberts Ferry School District, located in the Oakdale Joint Union High School District, to the Hughson Union High School District	95-1165 S-3-A-24

- Approved FY 1995/96 amended Egg Quality Control Contract with the California Department of Food & Agriculture and approved and authorized the Chairman to sign the contract - Agricultural Commissioner 95-1166 S-28-E-22
- Approved designation of Stanislaus County as an "Operational Area" under the Standardized Emergency Management System (SEMS) Regulations resulting from SB-1841 95-1167 S-33-D-28 & S-4-G-8
- Accepted 1995/96 Grant Awards to the District Attorney in the following amounts: Career Criminal Prosecution Program for \$150,499 (Index 201608); Major Narcotic Vendor Program for \$128,455 (Index 205708); Spousal Abuser Prosecution Programs for \$110,000 (Index 202754); Statutory Rape Program for \$150,000 (Index 205823); and, Victim/Witness Assistance Program for \$154,023 (Index 205559); directed the CEO to amend the Salary and Position Allocation Resolution to reflect the addition of 3 positions to the Statutory Rape Prosecution Program (Index 205823) 1 Deputy District Attorney; 1 Paralegal I-II; and, 1 Interviewer II (Extra Help); and directed the Auditor-Controller to deposit revenue and set up appropriations in the amount of \$150,000 to Index 205823 for Statutory Rape Prosecution Program - District Attorney 95-1168 S-9-G-15
- Approved the transfer of stock ownership for Gilton Solid Waste Management Inc. Franchise Refuse Collection Area 2 from Eugene Gilton and Leroy Gilton, to Richard Gilton, Tedford Gilton, Karen Ballard and Donna Love – DER 95-1169 S-11-N-18
- Approved submitting the Community Development Block Grant (CDBG) Augmentation application to the City of Modesto for the Teen Parent Connection Program and authorized the HSA Managing Director or her Designee to sign the grant application - Health Services 95-1170 M-12-E-7 & S-10-W-24
- Approved submitting a Letter of Intent to participate in Los Angeles County's waiver to allow flexibility in allocating monies derived from Inpatient Services to Ambulatory Care (1115 Waiver) and authorized the Chairman to sign the Letter of Intent- Health Services 95-1171 S-10-N-25
- Approved the use of credit cards and automated phone system for electronic payment - Municipal Court 95-1172 S-14-G-27
- Accepted donation of paint from Circle AW Products for the Graffiti Abatement Program estimated value of \$25,000 – Probation 95-1173 S-19-H-10
- Approved the transfer of Civil Process Trust Funds to Court Services Bureau; approved purchase of 2 replacement vehicles and 1 additional vehicle; approved purchase of 15 hand-held radios; and approved the transfer of any unused equipment funds to the Court Services Line item for Maintenance of Vehicles and to carry forward the dedicated revenue if not expended at year-end – Sheriff 95-1174 S-24-V-32
- Authorized DSS to enter into an agreement with Yosemite Community College District to provide Work Experience Services for Refugee Participants effective 10/1/95 through 9/30/96 and authorized the Director of DSS or his Deputy Director Designee to sign the agreement and any amendments not to exceed the contract amount of \$40,000 – DSS 95-1175 S-27-AC-4
- Authorized the Treasurer/Tax Collector to issue a partial release of lien for Leiva - Treasurer/Tax Collector 95-1176 S-25-L-13
- Authorized the Treasurer/Tax Collector to issue a subordination of lien for Pal - Treasurer/Tax Collector 95-1177 S-25-L-14
- Authorized the Treasurer/Tax Collector to issue a subordination of lien for Garcia - Treasurer/Tax Collector 95-1178 S-25-L-15
- Approved the one time extension and addendum to the Communication Agreement between the County of Stanislaus and the City of Modesto for 30 days; authorized the Chairman to sign the extension and authorized staff to provide notice to terminate the agreement, if the parties are unable to reach a new agreement within the 30 day period 95-1179 C-6-G-16

- Approved contract award for Faith Home Road at TID Lateral #5 to Wayne Fregien of Stockton in the amount of \$123,260 and authorized the Auditor-Controller to increase appropriations and estimated federal revenue in the project account by \$135,000 and to make accounting adjustments as necessary to complete the project 95-1180 CON-386-6
- Approved the Contract CO #2 and balance of the contract items for the final contract cost for the Morris Road Bridge at Orestimba Creek and authorized the Auditor-Controller to make appropriate adjustments as directed on the financial transaction sheet 95-1181 CON-382-6
- Introduced and waived the first reading of Ordinance C.S. 608 relating to traffic control establishing a 35-MPH speed zone on a County road 95-1182 S-22-AM-10
- Introduced and waived the first reading of Ordinance C.S. 609 relating to traffic control establishing parking zones on various County roads 95-1183 S-22-AM-11
- Set public hearing to consider rezone application #95-08 for Modesto Toyota for 1/9/96 at 9:25 a.m. 95-1184 S-30-AH-1
- Approved Financial Report of the Stanislaus County Redevelopment Agency to the Board of Supervisors as required per Health and Safety Code Section 33080.1 95-1185 M-54-H-12
- Authorized the issuance of Salida Union School District, 1988 General Bonds, Series B, in an aggregate principal amount not to exceed \$1,500,000 and adopted a resolution directing the imposition of ad valorem property taxes to secure Salida Union School District 1996 General Obligation Refunding Bonds 95-1186 BU-21-H-2
- Approved designation of the District Attorney's Office to assume responsibility for pursuing the commitment and prosecution of sexually violent predators pursuant to Welfare and Institutions Code Section 6600(i) et seq. 95-1187 S-9-G-14

B/M unan. Accepted Six Cross Functional Project C.A.R.E. (TQM) reports for Stanislaus County Agencies responding to families and children in and/or at risk of out-of-home placement; authorized the departments to implement the recommendations; and adopted the vision and mission statements - Probation 95-1188 S-19-H-11 (1-16)

Recessed at 8:15 p.m

Reconvened 8:25 p.m.

B/S unan. Authorized staff to proceed with the development of informational material promoting the County's business retention and expansion efforts including the streamlining of the permitting process and the educational approach to the regulatory process; authorized staff to develop preliminary agreements with the cities of Patterson and Ceres as to possible designation of unincorporated land within their respective general plans for industrial/business park development; authorized the preparation of an amendment to the Stanislaus County General Plan, including an RFP to complete the necessary environmental documentation, and an appropriate Rezone of approximately 1,000 acres of property located at the interchange of Fink Road and Interstate 5 for industrial/business park; directed the staff to proceed with additional evaluation and research regarding areas identified as the Hammett Road interchange, the Shell Lab Site, and the Westley Triangle as possible sites for industrial/business park development; and, considered an interim report on the needs assessment/business targeting study being conducted on behalf of the County by the Stanislaus County Economic Development Corporation and the California State University, Stanislaus 95-1189 M-58-26 (2-366)

B/S unan. Adopted a resolution implementing Section 31641.04 of the Government Code, Early Retirement, providing for the early retirement incentive program for a total of 18 positions in the classification and departments identified 95-1190 S-23-C-12 (4-424)

M/S (Caruso abstained) (4-0) Approved the contract CO #4 and balancing of contract items for final cost for the Bret Harte Sewer Project, SFR No. C-6-4020-110 95-1191 CON-391-9 (4-157)

Adjourned to sit as the Redevelopment Agency at 9:10 p.m.

B/P unan. Approved consent calendar (3-504)
Minutes of 12/5/95 95-1141 M-54-H-13
Fattoria Manor for Additional Allocation 95-1192 M-54-H-14

Reconvened as the Stanislaus County Board of Supervisors at 9:12 p.m.

B/S unan. Approved General Plan Amendment 95-02 regarding amendments to the text of the 1994 General Plan to establish more realistic target dates and more specific commitments of County resources for implementation of the Plan; ordered the filing of a Negative Declaration based on the Initial Study; and, amended the General Plan by adopting General Plan amendment 95-02 95-1193 M-17-17-2 (3-514)

S/M unan. Approved introduction and waiving of first reading for Ordinance Amendment No. 95-03 (C.S. 610) regarding truck parking and loading requirements in the Planned Development Zoning District; ordered the filing of a Negative Declaration based on the Initial Study; and, amended the zoning ordinance by adopting Ordinance Amendment 95-03 95-1194 S-30-AG-10 (3-608)

C/P unan. Approved abandonment of a portion of Pete Miller and Sullivan Roads West of the California Aqueduct Near Merced County line; includes the finding as outlined in the staff report stated by Mr. Stillman that this portion of Pete Miller Road and Sullivan Road is unnecessary for present or prospective use and adopts a resolution to vacate; and, provides a certified copy of the resolution and the exhibits to the Department of Public Works for recording 95-1195 S-22-AM-8 (3-648)

M/B unan. Denied appeal, upheld the Planning Commission action; denied Variance Application #95-03 and Parcel Map Application #95-18 for Sebastian Cipponeri; and, agreed with staff and Planning Commission that the findings as required cannot be met and specifically approval would constitute a grant of special circumstances; Board found property was not unique 95-1196 S-30-AG-11

Referred to DSS a letter from the State of California for Business, Transportation and Housing Agency regarding information on the 1996 Request for Proposal for Federal Emergency Shelter Grant Program

Acknowledged receipt of claims and referred to Risk Management the following claims: Steve Eastburn vs. Stanislaus Medical Center; Nance Jonoubeh vs. Stanislaus Medical Center; Carol Wilson; Hilario Dwayne Vieyra; Enrique E. Barrios; Gabriel Cortez; and, Steven Eastburn

Response to Stanislaus County Planning Commission letter regarding the City of Modesto's General Plan Update and Sphere of Influence Expansion 95-1141 C-6-G-17

Adjourned at 10:55 p.m.

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

BY: CHRISTINE D. 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.)