

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

Regular Session

Tuesday

February 27, 1996

All Supervisors Present

Pledge of Allegiance to the Flag

C/S unan. Adopted the consent calendar after removing from the consent calendar item *B-5 Approval to Authorize the Mental Health Director to Negotiate an Agreement with the Hispanic Institute for Family Development to Develop a Cultural Competency Plan and removing from the agenda item *B-11, Approval to Contract for Consulting Services and Execute Contract with the State Board of Corrections for Community Based Punishment Planning Grant,

Approved minutes of 02/13/96 96-142

Adopted and waived the second reading of Ordinance C.S. 615 relating to outdoor entertainment activities
96-143 ORD-52-2

Adopted a fees schedule resolution relating to Ordinance C.S. 615 outdoor entertainment activities
96-144 ORD-52-2 & S-24-W-3

Approved commendation Captain Robert Wilson upon his retirement from the Sheriff's Department
96-145 M-33-AH-8

Approved commendation Judge James Barakatt upon his retirement from the Municipal Court
96-146 M-33-AH-9

Proclaimed March 1996 as Social Worker Recognition Month 96-147 M-33-AH-10

Proclaimed 3/10-16/96 as Portuguese Immigrant Week 96-148 M-33-AH-11

Set public hearing to consider the expansion of the Salida MAC boundaries on 3/12/96 at 9:30 a.m.
96-149 MAC-2-A-2

Approved E Clampus Vitus request for use of the location of the La Grange Gold Dredge on 4/20/96 for
their spring conference 96-150 S-32-W-19

Approved exchange of appointments of Cynthia Ewing and Barbara Witzke in the Animal Advisory
Committee 96-151 BD-49-31

Appointed Brad White to the Emergency Medical Care Committee 96-152 BD-19-B-4

Appointed Stephen A. Lawson to the Private Industry Council 96-153 BD-35-D-1

Appointed John Nichols to the Local Task Force on Solid Waste 96-154 BD-61-26

Property Rental Revenue Deposit Permit 67690 dated 11/11/95: allocated \$6,650.06 for payment of
possessory interest tax bills in accordance with Section 104.13(c) of the California Streets and
Highways Code; allocated \$1,413.16 to the City of Modesto in accordance with Section 104.10 of
the California Streets and Highways Code; and, allocated \$4,567.10 to the County Road Fund in
accordance with the provision in 104.10 of the California Streets and Highways Code that its
spending be limited to mass transit or streets and highway purposes - Auditor/Controller

96-155 S-2-I-13

Authorized staff to negotiate with Acacia Memorial Park Association the sale of surplus County property
located at the Northeast Corner of Scenic Drive and Bodem Street in Modesto, California and set
a public hearing to introduce and waive first reading of an Ordinance associated with said sale for
4/2/96, at 9:25 a.m. 96-156 S-5-D-14

- Directed the Auditor-Controller to transfer \$27,827.20 from the DA's Asset Forfeiture Trust Account, Index 170910, to the DA's Revenue Account, Index 170910, Sub-Object 1603 and to increase appropriations in Index 201608, Sub-Object 6286 for office equipment - District Attorney
96-157 S-9-G-17
- Approved the recommendation of the PIC regarding the addition of one training agency to the Individual Referral Vendor List and authorized the Director of the Department of Employment and Training to sign Individual Referral Agreements with the agency
96-158 M-36-W-5
- Approved the expenditure of \$800 of Fish and Wildlife Funds for the purchase of materials needed for repair of Wood Duck nesting boxes; approved the expenditure of \$2,000 of Fish and Wildlife funds for the purchase of 200 pheasants for a special family hunt during the 1996 Pheasant Season; approved a contribution of Fish and Wildlife funds in the amount of \$1,000 to the Stanislaus Wildlife Care Center (SWCC) for additional equipment to care for their increasing animal population – Parks
96-159 S-32-W-20
- Approved the filing of an application for a FY 1997-98 Off-Highway Vehicle Development Grant entitled "Frank Raines Development" - Parks
96-160 S-32-W-21
- Approved the filing of an application for the FY 1997-98 Off-Highway Vehicle Operations and Maintenance Grant – Parks
96-161 S-32-W-22
- Authorized the amendment of the agreements between the DSS and the Yosemite Community College District to provide clerical skills training through 6/30/96 and authorized the Director DSS or his Deputy Director Designee to sign the amendment and any subsequent amendments not to exceed the total contract amount of \$81,761
96-162 S-27-AC-12
- Approved the amendment to the agreement between the DSS and the California Department of Education to increase the contract amount to include a recent cost of living adjustment; authorized the Director of DSS or his Deputy Director designee to sign the amendment and any subsequent amendments not to exceed the total contract amount of \$867,778; and, authorized and directed the Auditor-Controller to make the appropriation and estimated revenue adjustments to Index 501015 – DSS
96-163 S-27-AC-13
- Approved amendment to the agreement for Government commodities storage and distribution between the DSS and the Salvation Army through 9/30/95; authorized the Director of DSS or his Deputy Designee to sign the agreement and any amendments not to exceed the original contract amount of \$47,872; and, authorized and directed the Auditor-Controller to make the necessary appropriation and estimated revenue adjustments to Index 504118 for FY 1995/96
96-164 S-27-AC-14
- Approved the agreement with Yosemite Community College District for educational and vocational classes for GAIN participants and authorized the Director of DSS or his Deputy Director designee to sign agreement and any amendments not to exceed \$75,000 - Social Services
96-165 S-27-AC-15
- Approved net negotiated amount agreement between Stanislaus County Department of Mental Health and the State Department of Mental Health for the provision of Mental Health Services for FY 1994/95; authorized the Mental Health Director to sign agreement; and, adopted resolution approving agreement
96-166 S-17-AJ-14
- Authorized the Mental Health Director to sign an agreement with Maximus Referral and Monitoring Agency (RMA) for the continued provision of case management services - Mental Health
96-167 S-17-AJ-15
- Authorized the Mental Health Director to sign the standard agreement with the State Department of Alcohol and Drug Programs for the provision of Drug/Medi-Cal Administration and Treatment Services - Mental Health
96-168 S-17-AJ-16
- Approved cancelling Board of Supervisors meeting of 4/9/96
96-169 S-42-C-16
- Approved resolution in support of California Economic Development Financing Authority's issuance of industrial development bonds on behalf of Volk Enterprises, Inc.
96-170 S-4-G-10

Awarded a two year contract, with renewal for up to five years, for landscaping services for the Community Services Facility to Grover Landscape Services Inc. at an annual cost not to exceed \$72,661.15 or \$3,027 per month contingent upon availability of funds; awarded a contract for the installation of landscape and irrigation systems for the Sheriff Operations Center to Grover Landscape Services Inc. at a cost of \$43,174.00; awarded a contract for the landscape services for the Public Safety Center to Grover Landscape Services Inc. for a period of one year at a cost not to exceed \$39,397.50 or \$3,283.12 per month contingent upon availability of funds; award a contract for landscape services for the Public Safety Center to the Sheriff's Department for a period of two years to commence on 3/1/97, with renewal for up to five years, for a cost not to exceed \$72,108 or \$3,004.50 per month contingent upon availability of funds; awarded a contract for replacement of plants at the Community Services Facility to Grover Landscape Services, Inc. at a cost not to exceed \$25,000; authorized the CEO to execute an agreement and any subsequent renewals with Grover Landscape Services Inc. for landscape services; amended the salary and position allocation resolution to add a Parks Supervisor to the Sheriff's Department; authorized the CEO to execute an agreement and any subsequent renewals with the Sheriff's Department for landscape services; adopted findings that privatization of landscape services as recommended in this report for the Community Services Facility and the Public Safety Center are appropriate, based on the sites being remote from available County employee resources and that the County's economic interests are best served by such a contract

96-171 M-65-C-11 & M-68-B-8

Authorized the purchasing agent to enter into a lease purchase for the District Attorney's Child Abduction Unit for a total of \$210,000 for vehicles and related equipment and computers to be reimbursed by State of California and approved lease of equipment in the amount of \$210,000 in Index 201806, the Child Abduction Unit

96-172 S-9-G-18

Approved two amendments to the Stanislaus Medical Center's Medical Staff Bylaws

96-173 S-12-LQ-14

Approved funding for deflection testing for the 1994 Asphalt Concrete Surfacing Overlay

96-174 CON-415-1

Introduced and waived first reading of Ordinance C.S. 616 for traffic control relating to parking zones on various County roads

96-175 ORD-52-3

Approved 1996 Williamson Act contracts

96-176 M-19-YY-4

Set first required public hearing regarding 1996 Community Development Block Grant application design for 3/12/96 at 9:25 a.m.

96-177 M-12-E-8

Set a second required public hearing regarding 1996 Community Development Block Grant application design for 3/19/96 at 7:15 p.m.

96-178 M-12-E-9

Approved voiding the Negative Declaration and Conditional Use Permit No. 89-21 for the Willms Ranch as ordered by the Stanislaus County Superior Court

96-179 S-8-AN-3 & S-30-AH-5

S/M unan. Approved goals of the Task Force on the Condition of Children in Stanislaus County

96-180 M-33-AH-12 (1-110)

B/C unan. Accepted a \$7,800 check from Stanislaus County Health Services Agency Foundation (formerly SMC Foundation) to underwrite the KCSO TV Spanish News Sponsorship "Vida Saludable" for six months

96-181 S-10-X-7 (1-461)

B/C unan. Authorized the Mental Health Director to negotiate with the Hispanic Institute for Family Development for consultation services to develop a Cultural Competency Plan for the Department and authorized contracting with the Hispanic Institute for Family Development, for services resulting from the negotiation process

96-182 S-17-AJ-13 (1-965)

C/B unan. Denied appeal of Planning Commission denial for Variance Application No. 95-09 and Parcel Map Application No. 95-33 for Pete and Nadine Dompe's request to create a 1.5 acre parcel and a 10.5 acre parcel in the General Agriculture zoning district at 17736 Crows Landing Road in Crows Landing area, Board finds they cannot make the required findings as set forth in the staff report; the Board finds that there are no special circumstances applicable to this property and the granting would constitute a special privilege 96-190 S-30-AH-3 (1-1705)

C/S unan. Approved appeal of Planning Commission decision to expand an existing legal nonconforming ag spraying operation by Use Permit Application #95-20 for Everett Stone. The Use Permit Application would allow for up to 20 ultra-light aircraft in addition to the existing nonconforming use on an 18.339 acre parcel in the General Agriculture zoning district at 5800 Langworth Road in Oakdale based upon the staff report, the testimony received at the hearing and documentary evidence received the Board granted the appeal denying the Use Permit application; the Board finds that allowing the ultra-lights to utilize the air strip would be detrimental to the health, safety and general welfare of the people residing and working in and about the subject area of the proposed use, the Board finds it would be detrimental to property improvements in the area and the Board specifically finds that this issue at this location is not compatible for reason stated by Boardmembers 96-191 S-30-AH-4 (2-2901)

Recessed at 11:17 a.m.

Reconvened at 11:30 a.m.

B/C unan. Authorized the Director of DSS and the Managing Director of the HSA, in conjunction with the Purchasing Division, to issue a RFP for provision of Child Abuse Prevention, Intervention and Treatment Services - DSS 96-183 S-27-AC-16 (4-2615)

C/B unan. Accepted report of the Blue Ribbon Task Force on Education/Training Committee - Superintendent of Schools 96-184 S-3-A-25 (4-2420)

S/B unan. Approved contract for a 16-month period from 3/1/96 to 6/30/97 with Oak Valley Hospital District, for the Health Services Agency (HSA) to provide obstetrical & gynecological clinic services at the OVHD Rural Health Clinic and authorized the HSA Managing Director or her Designee to sign the contract - SMC 96-185 S-12-LQ-15 (4-206)

B/M unan. Approved request by the Stanislaus County Library for Public Facility Fees to augment the Materials Budget, and to purchase a small, non-circulating collection, to be housed at the Community Services Facility - Library 96-187 S-15-J-22 (5-210)

Adjourned to sit as the Redevelopment Agency at 12:30 p.m.

B/S unan. Approved Consent Calendar
Approved minutes of 12/23/95 96-142 M-54-H-19

S/M unan. (Caruso abstained) Authorized the commitment of \$50,000 from the Housing Set-Aside Fund for purposes of local match in the 1996 general allocation application for Community Development Block Grant Program - Public Works 96-192 M-54-H-20 & M-12-E-10 (5-556)

Reconvened as the Stanislaus County Board of Supervisors at 12:34 p.m.

S/B unan. (Caruso abstained) Approved release of the building moratorium for the Bret Harte Neighborhood on a lot-by-lot basis as properties connect to the municipal sewer system 96-188 S-11-F-24 (5-753)

C/M unan. Approved the \$35,000 application regarding the Housing Preservation Grant application for Rural Economic and Community Development Services on behalf of, and within the unincorporated limits of Stanislaus County; authorized the CEO to sign the application and all appurtenant agreements and certificates; authorized the commitment of \$15,000 from program income; and, approved the commitment of personnel and in-kind services not to exceed \$1,200
96-189 M-54-H-18

S/B unan. Approved Master Property Tax Agreement between the County and its nine cities
96-186 C-1-A-2, C-2-A-31, C-3-SA, C-4-31, C-5-O-13, C-6-G-18, C-7-A-16, C-8-30 & C-9-16

S/C unan. Accepted the Stanislaus-Ceres Redevelopment Commission audit report of the financial operation of the Commission for FY 1994-95
96-193 M-54-H-1

B/C unan. Approved supporting Los Angeles County Board of Supervisors' request to support of Assembly Bill 2113 (Miller) relating to the use of electronic recording to produce transcripts of trial court proceedings
96-194 M-20-Q-12

Acknowledged receipt of claims and referred to Risk Management the following claims: Josephine Youhana; Peter and Paul Youhana; Lisa M. Fore; Brian Grubb; Dolores Estrada; California State Automobile Association for Christine Martin; Ruth Dantzler; amended claim for Stephanie and Justin Rosa; PG&E; amended claim for Jared L. Grile; and, amended claim for Vicki Avana Evans

Adjourned to Closed Session: Conference with Real Property Negotiator: Property: Northeast corner of Service Road and Crows Landing Road; Negotiating Parties: Herbert Andrade - property owner, County - Reagan Wilson; Under Negotiation: Instructions to negotiator will concern price and terms of payment. Government Code Section 54954.5(b). Conference with Real Property Negotiator: Property: Northwest corner of Oakdale and Scenic Roads; Negotiating Parties: County - Reagan Wilson; ICI Development Company - Jim Watt; Under Negotiation: Instructions to negotiator will concern price and terms of payment. Government Code Section 54954.5(b). Conference with Labor Negotiator: Agency Negotiator - Eileen Melson; Employee Organizations: SCEA, SEIU, CNA, OE3, and DSA. Government Code Section 54954.5(f). Closed Session Meeting - Pursuant to Section 1461 of the Health and Safety Code concerning Report of Quality Assurance Committee. Government Code Sections 54954.5(h), 54956.7 and 254956, Health and Safety Code 1461 at 12:46 p.m.

Closed Session announcement:

C/M unan. Authorized the purchase of 27 acres at the northeast corner of Service Road and Crows Landing Road for \$565,500; authorized the Auditor-Controller to prepare payment in the amount of \$565,500 payable to Herbert Andrade Trust; payment subject to Environmental Review being conducted; and, authorized staff to take all necessary steps to complete transaction
96-195 M-71-2 & BU-21-H-6

Adjourned 1:45 p.m.

Dedication Ceremony and Tour of Sheriff's Operation Facility at 2:00 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.)