

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

Regular Session

Tuesday

June 4, 1996

All Supervisors Present

Pledge of Allegiance to the Flag

Jim Hall addressed the Board regarding SB 2579 requesting the Board to send letters of support to various members of the State Senate and requested a one year moratorium on the County's Adult Businesses Ordinance until the State Legislature has enacted SB 2579. He further requested the adoption of an amendment to the Adult Businesses Ordinance "upgrading" it to be like the Modesto City's Adult Business Ordinance. CEO said this matter would come back to the Board at a later date.

C/S unan. Adopted the consent calendar Pulled off of the Consent Calendar item *A-3, Approval to commend Claire M. Burns upon her retirement from the Stanislaus County HSA, to be considered as a non-consent item

Approved minutes of 5/21/96 96-457

Adopted and waived the second reading of Ordinance C.S. 625 an Amendment to Repeal and Revise Title 16 of the "Buildings and Construction" Section of the Stanislaus County Code

96-458 ORD-52-12

Approved request by Mid Valley Water Ski Club for use of Modesto Reservoir for their Novice Tournament on 7/14/96 96-459 S-32-X-10

Accepted resignation of Barbara Witzke from the Animal Advisory Board 96-460 BD-49-32

Accepted resignation of Grady Jordon from the Monterey Park Tract Community Services District 96-461 DCS-9-30

Appointed Bill Power to the Stanislaus Consolidated Fire District 96-462 DF-20-11

Appointed Edwin S. Brush to the 49-99 Cooperative Library System's System Advisory Board – Library 96-463 BD-29-8

Approved elimination of the food processing residue "Site Review Committee" and authorized the Director of DER to issue permits to residue use sites using the existing procedures of the Department – DER 96-464 S-11-P-6

Approved the remodeling project for the third wing of SMC - Main Hospital Facility; authorized the HSA to execute the appropriate contracts for this remodeling project; and, authorized the Auditor-Controller to establish appropriations of \$49,000 to Index 402016, Sub-Object 8486, funds will be transferred from the existing fund balance in Index 402016 96-465 S-12-LQ-21

Approved the standard agreement between California Department of Health Services and the Health Services Agency for the Aids Drugs Assistance Program; authorized the Managing Director of the HSA or her Designee to sign the standard agreement for FY 1995-96 not to exceed \$73,491; and, authorized the Auditor-Controller to increase appropriations and revenues for Index 402016 for contracts and purchase of two computers 96-466 S-10-X-25

Authorized the HSA utilize the Tobacco Control Education Fund Balance to extend tobacco education control to the community and authorized the Auditor-Controller to increase appropriations for Tobacco Control Education Index 96-467 X-10-X-26

- Authorized for the HSA Managing Director to apply to the California State Department of Health Services, Office of Family Planning, for the expanded Clinical Access Demonstration Project; authorized the HSA Managing Director or her Designee to sign for acceptance of the California State Department of Health Services, Office of Family Planning, for the expanded Clinical Access Demonstration Project funds; and, directed the Auditor-Controller to establish revenues and appropriations of \$57,680, in Index 809004 Sub-Object 3492 and 6560 - HSA 96-468 S-10-X-27
- Approved contract #95-23606 between California Department of Health Services and the Health Services Agency for the Immunization Tracking Registry System and authorized the Managing Director of HSA or her Designee to sign and execute the contract during the term of the contract, 1/1/96 through 6/30/96, not to exceed a total contract amount of \$160,000 96-469 S-10-X-28
- Approved the HSA to receive the additional revenue from the Department of Health Services generated by the increase in Medical Care treatment costs and authorized the Auditor-Controller to increase appropriations and revenue estimates for California Children's Services Index 96-470 S-10-X-29
- Authorized DSS to apply for a Community Based Family Resource Program (CBFRP) Grant for FY 1996-97 and authorized the Director the DSS or his Deputy Director Designee to sign the application and accept funds that are awarded 96-471 S-27-AC-24
- Approved the amendment to agreement with Yosemite Community College District for Educational and Vocational Classes for GAIN participants; authorized the Director of DSS or his Deputy Designee, to sign the amendment not to exceed the total contract amount of \$95,000; approved the purchase of equipment for the Automated GAIN Employment Management System (GEMS); and, authorized the Auditor-Controller to make the transfers within Index 501015 – DSS 96-472 S-27-AC-25
- Set the public hearing for the 1996-97 Proposed Budget on 6/25/96 at 9:40 a.m. 96-473 BU-21-I-1
- Awarded the contract for construction of the SBHC Warehouse to the low bidder, Charlie Menghetti, General Contractor, based upon their base bid of \$235,644, and authorized the CEO to execute the contract on behalf of the Board and authorized the staff to issue a notice to proceed upon receipt of properly executed bonds, insurance and contract documents - Stanislaus Behavioral Health Center 96-474 M-66-B-12
- Approved amendment of contract with California Probation and Parole and Corrections Association by an additional \$6,160 for work required to complete the County's Community Based Punishment Options Planning Grant. There is no change in the total amount of the grant with the Board of Corrections and the cost will be fully reimbursed by the State 96-475 S-16-C-3
- Approved the plans and specifications for the remodel of Building 2 at County Center III for lease to the United States Postal Service; authorized the CEO to advertise and accept bids from General Contractors to expand the Remote Encoding Center and to open bids on 7/7/96, at 2:00 p.m.; authorized the CEO to amend the architect's contract to include contract administration as approved by the Postal Service; established a project budget of \$105,000, and authorized the staff to transfer the funds and make the necessary budget transfer; and, authorized the Purchasing Agent to negotiate a contract with Sharp Office Interiors to furnish and install approximately 62 additional work stations 96-476 M-70-6
- Approved the plans and specifications for the Culvert Widening Project as submitted; authorized the Clerk to set the dates of 6/12/96 for advertising and set 7/3/96 at 2:20 p.m. for bid opening; and, authorized the Auditor-Controller to increase appropriations and estimated Federal Revenue in the project account by \$2,000 and make other project related adjustments as necessary 96-477 CON-397-2
- Approved the plans and specifications for the Pavement Widening Project; authorized the Clerk to set the dates of 6/12/96, 6/19/96, and 6/26/96 for advertising and set 7/3/96 at 2:05 p.m. for bid opening; and, authorized the Auditor-Controller to increase appropriations and estimated Federal Revenue in the project account by \$2,000, and make other project related adjustments as necessary 96-478 CON-412-2

Approved the submitted funding agreement for Program Supplement No. 135 for the Cooperstown Road Bridge at Gallup Creek; authorized the Chair to sign the agreement; and, returned the agreements to Public Works Department for further processing 96-479 CON-367-5

Approved the agreement and authorized the Chair to sign for replacement of fence on the Kenneth E. Brown Parcel for the Bike Lane Project for Denair and Salida, Lester Road and Fresno Avenue and authorized the Auditor-Controller to issue a warrant in the amount of \$850 to Mr. Brown 96-480 CON-393-5

Deleted approved equipment Maintenance Building in 1995/96 Budget Index 800102, Subobject 8499 and added one 2000-gallon diesel fuel tank and one 500-gallon gasoline tank to 1995/96 budget Index 800102, Subobject 8499 96-481 S-21-AN-3

Set public hearing for Rezone Application #96-02 and Parcel Map Application #96-09 for Denair Lumber, Inc. for 6/25/96 at 9:30 a.m. 96-482 S-30-AI-1

Set public hearing for Rezone Application #95-05 for Modesto Energy Limited Partnership for 6/25/96 at 9:35 a.m. 96-483 S-30-AI-2

S/B unan. Commended Claire M. Burns upon her retirement from the Stanislaus County HSA 96-484 M-33-AH-29 (1-350)

B/C unan. Accepted report of the Total Quality Management "Parking" Task Force; considered acquiring additional downtown parking space for employees and the general public; and, considered addressing the security issues raised by the employees who responded to the survey - Auditor-Controller 96-485 S-2-I-22 (1-581)

C/B unan. (Simon Abstain) Held public hearing regarding the sale of approximately 14 acres of County property located at the corner of Oakdale Road and Scenic Drive, Modesto, California; introduced and waived the first reading of C.S. 626 authorizing the sale, demolition and asbestos clean up of affected buildings at County Center III and authorized staff to develop appropriate contracts for related services 96-487 S-4-F-5 & BU-21-H-8 (2-2700)

B/M unan. Approved refuse collection rate adjustments identified in report effective 7/1/96 - DER 96-488 S-11-P-2 (2-2882)

C/S unan. Adopted a resolution to vacate after finding the evidence submitted that the portion of First Avenue (AKA Alpine Street) and a portion of an alley near the City of Modesto is unnecessary for present or future public use 96-489 S-22-AM-22 (3-608)

C/S unan. Continued public hearing to consider formation of the Sperry Road Underground Utility District to 7/2/96 96-490 DPU-6-3 (3-735)

B/C unan. Approved the funding recommendations of the PIC Executive Committee for Job Training Partnership Act (JTPA) Title II-B Summer Youth Employment Programs and JTPA Title II-C Year-Round Youth Employment Programs and authorized the Director of the Department of Employment and Training to sign contracts, not to exceed the dollar amount allocated, with each contractor to provide the scope of services proposed - Employment and Training 96-486 M-36-W-9 (3-1210)

Referred to the CEO a letter from the Citizens for Economic Survival of Yuba County requesting support for a return portion of property tax money to county government.

No action was taken allowing for the 45 days to pass on the resolutions received from the Stanislaus County Board of Education, Keyes Union School District, Modesto City Schools, Oakdale Union School District, Oakdale Joint Union High School District, and Sylvan Union School District which authorizes the issuance of 1995-96 Tax and Revenue Anticipation Notes and is requesting borrowing and the issuance of the Note by the County Board. This request is a formality and it is assumed by these Districts this Board will not authorize the issuance of the Note within the 45 days thus resulting in the Districts being able to issue their own bonds

S/B unan. Approved request from the Sutter County Board of Supervisors for support of Dr. Bodai, Chief of the Department of Surgery, Kaiser Permanente Hospital in Sacramento, California, quest to obtain Congressional approval of a 33-cent commemorative postage stamp to raise funds for breast cancer research

96-491 M-20-Q-16

Accepted and referred letter to the Parks and Recreation Department a letter from Wayne Warren thanking the Board for reducing the admission at County parks for Veterans and former prisoners of war

Acknowledged receipt of claims and referred to Risk Management the following claims: Alfonso Brooks and Saul Ruiz vs. County of Stanislaus, CRACNET of Stockton and San Joaquin County; Lee Ann Joseph; Nicholas Lujan; City of Newman vs. Rein H. Everett, County of Stanislaus, and Central California Irrigation District; Jose Gonsalves; Vincente Gallegos Franco; Gary Magelssen; Joe Guadalupe Resendez; Pennie Harbin; and Sisoumangkha Phetsamone

Supervisor Caruso reported on his tour of the Del Puerto Canyon in a dune buggy

C/M unan. Approved Steering Committee of California Transportation (CALTRANS) Rail Task Force's Resolution to Maintain and Improve Statewide Rail Passenger System by Opposing AB 1720 (Hannigan) and SB 457 (Kelley)

96-492 M-20-Q-17 & M-32-C-21 (3-

Continued Closed Session: Litigation: Ignacio and Virginia Anguiano vs. Michael Albert McEntire; County of Stanislaus and Does 1 through 20 Superior Court Case No. 30280. Government Code Section 54956.9(a), to a future date

Adjourned at 11:07 a.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.)