

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

Regular Session  
All Supervisors Present  
Pledge of Allegiance to the Flag

Tuesday

August 27, 1996

Swearing-in of new officers of the Commission on Aging: Janet Carlsen, President; Barbara Frazer, 1st Vice President; and, Billie Taylor, 2nd Vice President

S/B unan. Adopted the consent calendar

- Approved the minutes of 8/20/96 96-746
- Proclaimed 9/4/96 as "FTD Good Neighbor Day" 96-747 M-33-AI-4
- Proclaimed 9/15-21/96 as Farm Safety Week 96-748 M-33-AI-5
- Authorized the Director of DER to accept the Exposure and Risk Assessment Decision Support System Modeling Software Program at no cost to the County from Chevron Corporation – DER 96-749 S-11-P-9
- Authorized the Mental Health Director to accept \$23,627 in McKinney Projects for Assistance in Transition From Homelessness (PATH) Funding for FY 1996/97 - Mental Health 96-750 S-17-AM-5
- Approved amendment to agreement for Workers' Compensation Claims Management Services between the County and Claims Management, Inc. and authorized the Chair to sign the amendment - Risk Management 96-751 S-45-B-26
- Authorized the transfer of \$14,950 from the Civil Automation Trust to Court Services Bureau; authorized the purchase of a computer back-up disk system for the Civil Process Computer Network; authorized the purchase of a computer, printer, and associated software; directed Auditor-Controller to transfer funds; and, directed the Auditor-Controller to transfer any unspent funds back to the Trust Fund 6/30/96 or to carry unspent appropriations forward if needed 96-752 S-24-W-16
- Declared selected County vehicles as surplus equipment and directed the Auditor-Controller to transfer all receipts from the sale of these vehicles to Fleet Services Index #999102, Fixed Asset Account #8475, used for vehicle replacement 96-753 S-5-D-19
- Authorized the closure of the Animal Services Center on those Saturdays which are in conjunction with the following holidays: Labor Day and Thanksgiving - Animal Services 96-754 S-46-A-21
- Approved the purchase of the Cost Accounting Management System at a cost of \$71,025; authorized the Chair to sign a contract with Cascade Software System, Inc. of Eugene, Oregon for the purchase of the CAMS Public Works/Roads Cost Accounting System; and, approved the expenditure of \$26,500 for related equipment and peripherals 96-755 S-21-AN-9
- Approved the right-of-way acquisition agreement for Milnes Road at MID Main Canal Project for the Lundberg parcel; authorized the Chair to sign it on behalf of the County; authorized the Auditor-Controller to issue a warrant in the amount of \$750 to the Donald L. V. Lundberg Living Trust; and, returned the approved agreement to the Public Works Department 96-756 S-22-AM-32
- Accepted progress report on the status of the Tire Disposal Program for Residential Customers and authorized the Public Works Department to work with the CEO-Personnel Division to identify a temporary, alternative contract staffing solution for contingency tire disposal laborer support 96-757 S-21-AN-10

Approved Salida Road-Tic Account Expenditures for services to Thompson Hysell Engineers, Inc., MID, Morrison Homes and Ross F. Carroll, Inc.; approved Salida Storm Drain Account expenditures for services to Ross F. Carroll, Inc.; authorized the Auditor-Controller to issue a warrant payable to Thompson Hysell Engineers, Inc. in the amount \$3,050; authorized the Auditor-Controller to issue a warrant payable to MID in the amount of \$26,566; authorized the Auditor-Controller to issue a warrant payable to Morrison Homes in the amount of \$15,000; and, authorized the Auditor-Controller to issue a warrant payable to Ross F. Carroll, Inc. in the amount of \$115,020

96-758 M-54-H-33

B/C unan. Approved implementation of a Bad Check Restitution/Prosecution Program; adopted a resolution approving a contract between the District Attorney, Sheriff, and American Corrective Counseling Services of Santa Ana, CA; and, directed the Auditor-Controller to establish an account to receive revenue in Sheriff's Index 201202 Sub-Object 3684

96-759 S-9-G-27 & S-24-W-17 (1-323)

C/M unan. Approved reorganizational changes in the District Attorney's Family Support Division as follows: deleted the Family Support Administrator position; add a Chief Deputy District Attorney position assigned to the unclassified service of the County; add two Family Support Officer III positions; add one Legal Clerk III position; amend the Salary and Position Resolution to reflect the recommended changes; and, authorized the Auditor-Controller to transfer existing appropriations within Index 201913

96-760 S-9-G-28 (1-1642)

B/S unan. Adopted the FY 1996-97 Annual Assessment Rates for the Del Rio Lighting and Landscaping District and authorized the transfer of any fund balances into the general reserve and/or the system replacement funds (funds shall retain all interest earned) for the Del Rio Lighting and Landscaping District

96-765 DLA-1-5 (2-1820)

C/B unan. Approved General Plan Amendment Application #96-01 and adopted and waived reading of Ordinance C.S. 633 relating to approved Rezone Application #96-04 for Filipe Ruelas changing General Plan and Zoning designations from medium high density residential (R-3) to Commercial (C-2) at 200 E. Hatch Road, Modesto; based on the initial study, order the filing of a Negative Declaration and find the project to be "de minimis" for the department of Fish and Game, subject to applicant's payment of the \$50.00 recording fee; and, find that the General Plan change to "Commercial" consistent with the overall goals and policies of the County's General Plan

96-766 & 96-767 M-17-17-6, S-30-AI-6 & ORD-53-3 (2-1820)

S/B unan. Approved General Plan Amendment Application # 95-01, adopted and waived reading of Ordinance C.S. 634 relating to approved Rezone Application #95-06, and approved Parcel Map Application No. 95-27 for Bill Hughes Commercial Real Estate's rezoning 9.81 acres from General Agriculture to Planned Industrial and create three parcels; ordered the filing of a Negative Declaration based on the initial study and other project amendments and information submitted by the applicant and commenting agencies; find that the proposed General Plan amendment is consistent with the overall goals and policies of the Land Use Element of the County General Plan and the overall General Plan; and, amended Condition #38 to: "Close driveway to Kiernan Avenue when it becomes an expressway."

96-768 & 96-769 M-17-17-7, S-30-AI-7 & ORD-53-4 (2-1525)

S/C unan. Approved General Plan Amendment Application #96-02 and adopted and waived reading of Ordinance C.S. 635 relating to approved Rezone Application #96-05 for Randall Thomas changing the zoning on 11.96 acre from General Agriculture to Planned Development at 5537 McHenry Avenue, Modesto; ordered the filing of a Negative Declaration based on the initial study, noise survey and mitigation measures/development standards; and, find that the proposed General Plan Amendment Application #96-02 is consistent with the overall goals and policies of the County's General Plan; and, amended the item to include the following conditions: the applicant/property owner shall maintain frequent dialogue with the residents east of and south of the proposed expansion area to determine if noise generated by loading operations in the expansion area are acceptable; if, upon commencement

of loading activities within the expansion area, residents complain of excessive noise, site specific noise level measurements will be conducted at applicant's expense from that location to ascertain if the Stanislaus County Noise Element standards are being exceeded. If it is determined that exceedances are occurring, additional site-specific noise mitigation measures such as spreading out delivery scheduling or construction of a local noise barrier could be evaluated at that time; and, the Department of Planning and Development shall report to the Board of Supervisors after six months of the commencement of operations on this site on the noise issue. The report to the Board will include complaints received and possible mitigation measures to alleviate noise issues should they exist

96-770 & 96-771 M-17-17-8, S-30-AI-8 & ORD-53-5 (2-1167)

Recessed at 11:00 a.m.

Reconvened at 11:15 a.m.

S/C unan. Approved acceptance of \$108,280 in grant funding to establish and support a Library-Centered Literacy Program for FY 1996-97; directed the Auditor-Controller to add \$18,280 to the Library Budget, in both Revenue and Appropriations; and amended the Salary and Position Allocation Resolution to add one Librarian I/II position and one Library Assistant I/II position

96-761 S-15-J-25 (3-175)

C/S unan. Authorized the Director of Parks and Recreation to enter into a contract between the County Police Activities League (PAL) to continue recreational activities in our neighborhood parks for the youth of the County and authorized the Director of Parks and Recreation Department to contract with and compensate PAL in the amount of \$152,000 for services provided through 6/30/97

96-762 S-32-X-18 (3-1067)

B/M unan. (Supervisor Simon abstained) Approved agreement for Pre-Placement Physical Abilities Testing Program between the County and Stellarnet Management Services Division and authorized the CEO to sign the agreement - Risk Management

96-763 S-45-B-27 (4-1903)

B/C unan. Approved the Emergency Dispatch Services agreement between the County and the City of Modesto for a period of three years through 8/31/99; authorized the CEO to sign the agreement and for the Clerk of the Board to take the necessary actions; and, authorized the organizational and staffing changes effective 8/30/96 and amend the Salary and Position Allocation Resolution to reflect these changes

96-764 M-46-B-20 & C-6-G-26 (4-1482)

Acknowledged receipt and referred to the Department of Public Works the Annual Review of Capital Facility Fees collected from the West Stanislaus County Fire Protection District

Acknowledged receipt of claims and referred to Risk Management the following claims: Angel Javier Orozco; Universal Underwriters Group/Keyes Truck and Auto Parts; and, Mary C. Lamb

Supervisor Caruso discussed his visit to Sacramento with the Director of DER regarding funding for the Frank Raines Park and the Ceres Clinic.

The CEO announced the Ceres Clinic will be funded by the City of Ceres Redevelopment moneys. On 9/10/96 the Board will hear the Proposed Final Budget for FY 1996-97 and a report on welfare reform. The Chair, CEO and Jeff Jue have been invited by the Modesto Bee to a meeting with their Editorial Board to discuss welfare reform. The CEO updated the Board on State Legislature bills regarding State Board of Equalization, the Property Tax shift bills, and Trial Court Funding.

Adjourned Closed Session: Conference with Legal Counsel-Existing Litigation: 1.) Shealiah Spain and Brittany Spain, her Guardian ad Litem, vs. County of Stanislaus, and Does 1 and 100, inclusive-Stanislaus County Superior Court Case 27519. Pursuant to Government Code Section 54954.5(c). 2.) Claim of William T. Lawson. Pursuant to Government Code Section 54954.5(c) at 12:25 a.m.

Adjourned at 1:15 p.m.

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

BY: CHRISTINE FERRARO TALLMAN, 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.)