

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

Regular Session

Tuesday

April 1, 1997

All Supervisors Present

Pledge of Allegiance to the Flag

Commendation was presented to Miss Greater Stanislaus, pageant winner, Nicole Wolfe

Presentation of Certificate celebrating California Architect Week in Stanislaus County

C/P unan. Adopted the consent calendar

- Approved the minutes of 3/25/97 97-237
- Adopted and waived the second reading of Ordinance C.S. 645 relating to traffic control establishing speed zones on various County roads 97-238 ORD-54-6
- Approved commendation for the Independent Order of Odd Fellows and Rebekah Lodges of the State of California upon their 145th Annual Session of the Grand Lodge of California and the 107th Session of the Rebekah Assembly 97-239 M-33-AI-31
- Appointed Barbara Farr to the Mental Health Board 97-240 BD-31-C-27
- Proclaimed the Week of 4/13-19/97 as National Telecommunication Week 97-241 M-33-AI-32
- Continued the State of Emergency proclamation issued by the Director of Stanislaus County's Emergency Services and request to the Governor to proclaim a State of Emergency in Stanislaus County affirmed by the Board on 1/7/97, and directed all appropriate action to be taken relative to the State of Emergency 97-242 M-11-C-16
- Approved and authorized the Chairman to sign FY 1996/97 amended Egg Quality Control Contract with the California Department of Food and Agriculture - Agricultural Commissioner 97-243 S-28-F-3
- Appointed the 1997 Discipline/Grievance Appeals Board: Auditor-Controller, Byron Bystrom as the Department Head Member; Jack Tucker as the Employee Member on the panel; and local attorney Darrell Champion to serve as the Chairperson; appointed Alternates to the panel as follows: Director of Planning and Community Development, Ronald Freitas as the First Department Head Alternate and County Agricultural Commissioner Donald Cripe as the Second Department Head Alternate; appointed the following Employee Representative Alternative to the Appeals Board as follows: Sergeant Darrell Freitas as the First Alternate Employee member; Mental Health Case Manager, Rolando Andrade, as the Second Alternate Employee Member; Senior Road Maintenance Worker, Ron Grider as the Third Alternate Member; and, Public Health Nurse, Carol Grove as the Fourth Alternate; and, appointed Local Attorney, Tom Conway, to serve as the Alternate Attorney Member 97-244 BD-17-23
- Approved an increase in Appropriations and Estimated Revenue augmenting the City-County Administration Building Project Planning Budget Unit to take into account the City of Modesto's contribution of \$100,000 97-245 M-74-A-2
- Directed the Auditor-Controller to increase Appropriations and Estimated Revenues in Sheriff Operations' budget unit for contribution received from Emergency Medical Services Agency (EMS) for the purchase of rescue equipment - Sheriff's Office 97-246 S-24-X-1
- Authorized the advance payment increase of \$19,880 to Vision Service Plan to accommodate the Vision Service Plan Benefit Costs incurred by County employees and their dependents and authorized the Auditor-Controller to increase the Vision Service Plan advance payment - Risk Management 97-247 S-45-C-4

Approved request by Rick Babington representing US Amateur Confederation of Roller Skating and Skeelers Inline Racing to hold an inline speed skating race on County roads on Sunday, 4/13/97 and authorized the Director of Public Works to issue a permit for the event subject to standard conditions 97-248 S-22-AN-9

Approved Salida Road-TIC and Park Account expenditures to O'Dell Engineering; approved Salida Park Account expenditures to Morrison Homes; and, authorized the Auditor-Controller to issue warrants in the amount of \$7,250,000 payable to O'Dell Engineering and \$91,097.27 to Morrison Homes 97-249 M-54-J-8

B/S unan. Adopted a resolution which designates Blue Cross of California as the commercial partner with Stanislaus County Health Plan (Managed Care for Medi-Cal Patients) in Stanislaus County; authorized the Chair to send the resolution to the State Department of Health Services notifying them of the formal designation of Blue Cross as the commercial partner with Stanislaus County Health Plan; authorized the Chairman to sign the sub contract for administrative services with Blue Cross; amended the Salary and Position Allocation Schedule to add one position of Associate Director II (Managed Care) and one position of Controller (Managed Care); and, authorized the purchase of thirty personal computers to accommodate increased demands in the ambulatory network created by implementation of Managed Care and authorized the Auditor-Controller to establish expenditures in Index 808998, Subobject 8442 in the amount of \$50,000 97-250 S-10-AA-12 (1-442)

B/P unan. Accepted verbal report and approved proceeding with the 10th Street Place Project and continued participation in the Joint Powers Agency 97-251 M-74-A-3 (1-1226)

S/C unan. Approved an increase in the tipping fee for refuse at the Stanislaus-Waste-to-Energy Facility from \$34.50 to \$37.50 per ton, effective July 1, 1997 97-252 S-11-P-19; M-60-A-24 (1-1226)

P/C Approved landfill tipping increase for normal waste refuse at the Fink Road Landfill from \$34.50 per ton effective 7/1/97 and approved Landfill tipping fee decrease for Waste-to-Energy (WTE) Combustion Ash Disposal at the Fink Road from \$29.00 per ton to \$26.70 per ton effective 7/1/97 97-253 S-11-P-19; M-16-G-1 (2-2428)

Recessed at 10:03 a.m.

Reconvened at 10:15 a.m.

P/C Based upon Staff report, presentation, and testimony received at the public hearing denied the appeal, upholding the Planning Commission's action approval of Variance Application #96-02 and Parcel Map Application #96-33 for Joseph Boatright subject to amended conditions; ordered the filing of a Negative Declaration find no significant environmental impacts; finds the findings necessary to approve Variance Application #96-02 can be made; find that the findings requiring denial of Parcel Map Application #96-33 cannot be found; find that Parcel Map Application #96-33 consistent with the General Plan; find that sufficient water in the area is available; find that the school district can accommodate the absorption of new students which would result in a minimal impact 97-254 S-30-AJ-3 (2-2183)

P/C Based upon Staff's report and recommendation, report to the Planning Commission, presentation by staff today, and testimony received denied the appeal uphold the Planning Commission's action of approval Use Permit Application #96-23 for Process Construction, Inc. and McDaniels; ordered the filing of a Negative Declaration; find no significant environmental impacts; find the project is De Minimis for the proposed Fish and Game; subject to the modified conditions including the new condition of the operating hours of 7:00 a.m. to 6:00 p.m.; Board finds that the proposed use is appropriate, non-conforming use consistent with County ordinance and complies with the provisions of Section 2180.070 specifically and Chapter 21.80; Board finds

proposed use less intensive than the previous use by Empire Pallet; Board finds that this an appropriate site for the use; Board finds the proposed daytime use of 7:00 a.m. to 6:00 p.m., with no weekend activity is appropriate for site; and, Board finds the proposed use will repair the fire suppression and drainage matters

97-255 S-30-AJ-4 (2-2298)

Accepted report and referred to the CEO the District Attorney's response to the 1996-97 Civil Grand Jury Report No. 97-08-C

Accepted report received from Sheriff's Department on the Inmate Welfare Fund Statement of Cash Balance, 6/30/97

Referred to the CEO, Planning and Community Development and the Environmental Review Committee a notice from the City of Modesto regarding a public hearing on the proposed Kiernan Business Park Specific Plan and Carver-Bangs Specific Plan on Tuesday, 4/1/97, at 7:00 p.m.

Referred to the CEO and County Counsel a letter from Reclamation District 2063 requesting a loan from the County to cover 1997 flood cost

Acknowledged receipt of claims and referred to CEO-Risk Management the following claims: Glenn Burton Ring; Helder M. Gerald; and, Edward Apicella

Chairman Mayfield requested the status of the purchase of defibrillators for the Fire Districts.

CEO updated the Board on the lack of action by the State Legislature, especially on Trial Court funding. He also noted that Pacific Bell will be changing the 209 area code and the decision will be made by the PUC.

Adjourned to Closed Session: Labor Relations: Chief Negotiator Reagan M. Wilson; CNA; SEIU; AFSCME; and, SRPA. Government Code Section 54957.6 at 12:20 p.m.

Adjourned at 1:55 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 to the Board of Supervisors

(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.)