

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

Regular Session

Tuesday

June 3, 1997

All Supervisors Present

Pledge of Allegiance to the Flag

A commendation was presented to William Forney, M.D. upon his retirement by Bev Finley and Dr. Garza

Diane Moyer has requested the Board to delay the garbage rate increase until all the cities approve the rate increase

C/P unan. Adopted the consent calendar

- Approved the minutes of 5/13/97 97-383
- Accepted resignation George Klopping from the West Stanislaus Resource Conservation District Board of Directors 97-384 DRC-6-29
- Accepted resignation Judith Thorkelson and S. Clay Wilson from the Mental Health Advisory Board 97-385 BD-31-28
- Set a public hearing on appeal of the Planning Commission's approval of Variance Application 97-01, Donald and Linda Travis, for 6/17/97, at 7:20 P.M. 97-386 S-30-AK-1
- Approved the reorganization of the School District boundaries affecting La Grange School District, Oakdale Joint Union High School District and Hughson Union High School District 97-387 S-3-B-3
- Approved request from the Department of Mental Health for use of the Courthouse Lawn on Friday, 6/27/97 from 11:00 a.m. to 4:00 p.m. 97-388 S-32-Y-11
- Approved and authorized the Chairman to sign amendment to FY 1996/97 Pesticide Application Reporting Contract with the California Department of Pesticide Regulation - Agricultural Commissioner 97-389 S-28-F-4
- Approved the Health Services Agency (HSA) to contract with California Emergency Physicians Medical Group (CEP), and authorized Managing Director of HSA, or her Designee, to sign the contract with CEP 97-390 S-10-AA-20
- Accepted donation of a 1989 Diesel Powered Ford Van from Turlock Rotary Club - HSA 97-391 S-10-AA-21
- Approved Medical Staff Credentialing recommendations – HSA 97-392 S-10-AA-22
- Authorized the Mental Health Director, or his Designee, to sign amendments to FY 1997/98 Net Negotiated Amount Agreement and Drug Medi-Cal Agreement with State Department of Alcohol and Drug Programs and adopt a resolution approving these amendments - Mental Health 97-393 S-17-AN-2
- Authorized the Mental Health Director to sign an agreement with State Department of Rehabilitation for Cooperative Rehabilitation Services for FY 1997/98 - Mental Health 97-394 S-17-AN-3
- Authorized the Mental Health Director or his Designee to sign an amendment to an agreement with Valley Pharmaceutical Services for the provision of Psychotropic Medications for seriously mentally ill individuals - Mental Health 97-395 S-17-AN-4
- Authorized the sale of a computer (DEC/MUX) Controller to Stanislaus County Drug Enforcement Agency for \$3,150- Probation 97-396 S-19-H-31
- Authorized the Auditor-Controller to transfer funds to purchase the following items: 1) two wheeled portable toilets \$6,500; 2) computer compatible projection equipment for \$7,500 3)

- portable/stackable modular bed frames \$5,000 from the Caltrans Trust Funds to purchase equipment for Juvenile Hall and Probation Activities 97-397 S-19-H-32
- Authorized the purchase of fixed assets of computers and projection equipment and directed the Auditor-Controller to transfer funds – Sheriff 97-398 S-24-X-5
- Authorized the purchase of a paper shredder and directed the Auditor-Controller to transfer funds – Sheriff 97-399 S-24-X-6
- Authorized the purchase of a tractor with front loader and trailer, increase appropriations and estimated revenues and directed the Auditor-Controller to transfer funds – Sheriff 97-400 S-24-X-7
- Accepted the Stanislaus County Treasury Pool’s March, 1997 Monthly Investment Reports as prepared by the Stanislaus County Treasurer/Tax Collector’s Office and reviewed for conformity with State Law and Local Investment Policy by the Stanislaus County Treasury Pool Oversight Committee and authorized the Chairman to sign for the Board that the report has been reviewed and accepted 97-401 S-25-N-8
- Discharged the Treasurer/Tax Collector of the accountability for County Departmental accounts which are uncollectible and have been previously charged to the Collections Division in the amount of \$854,160.12 97-402 S-25-N-9
- Approved and directed the Auditor-Controller to increase appropriation of \$35,300 unanticipated one-time Agricultural Gas Tax Revenue for purchase of computer hardware, software and related furnishings and approved and directed the Auditor-Controller to transfer \$9,000 from Data Processing Services to Fixed Assets for purchase of computer hardware, software, and related furnishings - Agricultural Commissioner 97-403 S-28-F-5
- Authorized the closure of the Animal Services Center on the Saturdays which are in conjunction with the following holidays: Fourth of July and Labor Day 97-404 S-46-A-23
- Approved the Public Facilities Fees Annual Financial Review for the period ending 6/30/  
Auditor/Controller 97-405 S-2-J-13
- Approved the budget transfer for the Stanislaus County Library’s Literacy Program and authorized the Auditor-Controller to make the changes 97-406 S-15-K-4
- Approved notifying the State Department of Corrections of intent to renew contract for emergency radio communications and access and authorized the Sheriff to sign the contract with the Department of Corrections when presented by State 97-407 S-24-X-8
- Approved the Plans and Specifications for the 1997 Seal Coat Project; authorized the Clerk of the Board to set dates of 6/11, 18, 25/97 at 2:05 p.m. for bid opening; and, authorized the Auditor-Controller to increase appropriations in the project account by \$2,000 and make other project related adjustments as necessary 97-408 CON-432-1
- Approved contract CO #1 for the 1995 Pavement Widening, STPLH-5938(038) Project with Donald L. Oberg, General Engineering Contractor of Friant, CA; authorized the Auditor-Controller to make the appropriate adjustments; and, estimated contract cost equals \$250,370.27 97-409 CON-412-7
- Approved the balance of contract items for the final contract cost for the River Road (Oakdale) and Grayson Road Curve Enhancement STPLH-5938 (032) Project with M. Bumgarner, Inc. of Livermore, CA; and, with the final contract cost to equal \$76,318.50 97-410 CON-410-10
- Approved revised Contract CO # 3 and the final contract cost for the Bayview Point Project Public Restrooms, Boat Ramp, and Parking Lot at Woodward Reservoir Project contracted with Howell Construction, Inc. of Modesto, CA; authorized the Auditor-Controller to make the appropriate adjustments; and, approved the revised final contract cost total of \$393,328.94 97-411 CON-413-9
- Approved the one-year extension of loan to the Orestimba Flood Control District until 4/1/99 97-412 DFC-1-17

Approved agreement with Thomas Bros. Maps to purchase Street Centerline Database

97-413 S-21-AD-4

Find that all subdivision improvements required for Countrystone Unit No. 2 by the Subdivision Improvement Agreement, executed by Countrystone Development Company, LLC, a California Limited Liability Company, and executed by the Board on 8/20/96, have been constructed to the satisfaction of Stanislaus County; accepted all streets, avenues, roads and drainage systems within Countrystone Unit No. 2 for maintenance by Stanislaus County; pursuant to Section 66499.7(a) of the Subdivision Map Act, authorized the release of performance bond #4251715 that was issued by the Insko Dico Group in the amount of \$326,000 for faithful performance of the subdivision improvement agreement; pursuant to Section 66499.7(b) of the Subdivision Map Act, upon receipt of a Mechanic's Lien guarantee; authorized the release of Labor and Materials Bond #4251715 that was issued by the Insko Dico Group in the amount of \$163,000 for payment of Labor and Materials, the Mechanic's lien guarantee must be dated a minimum of 35 days after the filing of the appropriate Notice of Completion, be in the amount of \$290,000 be prepared by a title company, be to the benefit of Stanislaus County, and show that no liens are of record

97-414 M-27-G-15

Find that all subdivision improvements for Fairway 10 No. 1 and Fairway 10 No. 2 by Subdivision Improvement Agreement executed by Oakwood Builder, Inc., and the Board on 10/3/95 and recorded 11/1/95 as document #95-0088208, have been completed to the satisfaction of the County; accepted only the Stearns Road improvements and related Stearns Road Drainage Facilities for maintenance by the County; pursuant to Section 66499.7(a) of the Subdivision Map Act authorized the release of Irrevocable Standby Letter of Credit #L/C U/B 772 that was issued by Farmers and Merchants Bank of Central California in the amount of \$350,000 for faithful performance of the Subdivision Improvement Agreement; and, pursuant to Section 66499.7(b) of the Subdivision Map Act, upon receipt of a Mechanic's Lien Guarantee authorized the release of Irrevocable Standby Letter of Credit #L/C U/B 721 that was issued by Farmers and Merchants Bank of Central California in the amount of \$387,800 for payment of Labor and Materials, the Mechanic's Lien guarantee must be dated a minimum of 35 days after the filing of the appropriate Notice of Completion, be in the amount of \$387,800, be prepared by a title company, be to the benefit of the County, and show that no liens are of record

97-415 M-27-G-16

Approved Salida Planned Development Road and Storm Drain Account Expenditures to Thompson Hysell Engineers; approved Salida Storm Drain Account Expenditure to Jay's Fencing; approved Salida Storm Drain Account expenditure to Delamare-Fultz Engineering; approved Salida Road Account expenditure to David Hall Masonry; and, authorized the Auditor-Controller to issue warrants in the amounts of \$3,927.50 payable to Thompson Hysell Engineers, Inc. \$4,564.50 payable to Jay's Fencing, \$900 payable to Delamare-Fultz Engineering and \$16,636 payable to David Hall Masonry

97-416 M-54-J-16

Set public hearing for Use Permit Application #97-10 for Larry Ladd on 6/24/97, at 9:30 A.M.

97-417 S-30-AK-2

S/B unan. Approved a resolution accepting the contracts and funding for the Superior Court Child Support Enforcement Commissioner and Family Law Facilitator Programs in accordance with AB 1058, Chapter 957, Stats 1997, Title IV-D; authorized the Executive Officer of the Superior Court on behalf of the County to execute the standard agreements and plans of cooperation for Family Support Commissioner and Family Law Facilitator for June 1997 and for the 1997-98 FY; amended the Salary and Position Allocation Resolution to transfer the existing Family Support Document processing unit from the District Attorney Family Support Division to the Superior Court to include the transfer of two Legal Clerk IV positions and two Legal Clerk III positions, the existing Supervising Legal Clerk I position will be reclassified to Court Services Coordinator and transferred to the Superior Court, all to become effective the start of the first pay period of July 1997, and to be

allocated only for the duration of State funding; amended the Salary and Allocation Resolution to add two Legal Clerk IV positions effective 6/1/97 to the Superior Court, to be allocated only for the duration of State funding; adjusted the salary range of the Family Support Commissioner to be 85% of that of Superior Court Judge, or approximately \$91,000 per year, pursuant to AB 1058; and, authorized staff to make all necessary adjustments associated with the implementation of the contracts, plans of cooperation and funding for the Child Support Enforcement Commissioner and Facilitator programs, including directing the Auditor-Controller to increase Appropriations and Revenues 97-418 S-14-H-7 (1-790)

C/B unan. Approved the Master Development Agreement between the County and the City of Patterson and authorized the Chairman to sign the agreement 97-419 C-4-33 (1-1962)

P/C unan. Authorized Stanislaus County Parks Director to sign agreements to hold Second Annual Fireworks Activities on July 5th at Woodward Reservoir and approved reducing entrance fees for viewing of fireworks only between the hours of 7:00 p.m. to 10:00 p.m. to \$4.00 per vehicle - Parks 97-420 S-32-Y-11 (1-2443)

B/P unan. Authorized the Sheriff's Department to apply for a grant offered through the U.S. Department of Justice Office of Community Oriented Policing Services, Universal Hiring Program 97-421 S-24-X-9 (1-2717)

Verbal report on the implementation of a Parent Partner Mentorship Program - Mental Health 97-383 S-17-AN-5 (INFO ONLY – NO ACTION) (1-2760)

B/S unan. Awarded the construction contract for the Agricultural Center Project to the low bidder, Acme Construction Company, Inc. of Modesto for the base bid amount of \$9,685,000; and Alternate #6 for project landscaping in the amount of \$148,000; for a total of \$9,833,000; authorized the Project Team to return to the Board with recommendations regarding Alternates Numbers 1-3, for the Warehouse Space to reduce further the cost of these alternates to allow the Warehouse Space to be constructed for the project; authorized the Chairman to sign the Construction contract for the project; authorized the CEO to issue a Notice to Proceed to Acme Construction Company to commence work upon submittal of satisfactory insurance certificates and bonds as required by the contract documents; and, authorized the public ground breaking ceremony for the project to be held 97-422 M-71-A-5 (2-2210)

S/P unan. Approved the increase of the salary range for the Court Room Clerk and Supervising Court Clerk Classifications by 4.8% effective the start of the first pay period in March 1997, and reclassified the Supervising Court Room Clerk position to the existing classification of Court Services Coordinator and deleted the classification of Supervising Court Room Clerk effective the first pay period in June 1997; and, amended the Salary and Position Allocation Resolution to reflect the recommended changes 97-423 S-14-H-8 (2-1744)

P/C unan. Amended the Salary and Position Allocation Resolution to reflect the changes in the division and approved the purchase of Fixed Assets to include office furniture and minor remodeling, and directed the Auditor-Controller to transfer existing appropriations within Index 20913 97-424 S-9-H-1 (3-497)

Referred to the Employment and Training a letter from the State of California Employment Development Department regarding the closure of two open administrative findings of the referenced single audits in the Notice of Final Audit Determination of 1/8/97

Referred to the CEO a letter from Dominic Genora of the Riverbank Historical Society and Museum requesting the donation of a dozen stack able chairs from the County's surplus property

B/C unan. Authorized the CEO to write a letter opposing the State Senate Budget Subcommittee #2's actions on the funding of the 1998 STIP program 97-425 M-20-R-7

Referred to the CEO a letter from Neumiller and Beardslee supporting the Building Trades proposal to the City and County to adopt a local business/local hire preference in public contract awards

No action taken on the notification from the Board of Corrections that Stanislaus County will be awarded \$1,434,466 from the Juvenile Crime Enforcement and Accountability Challenge Grant

Accepted report and no response necessary on the Final Report Part Five from the Stanislaus County 1996-97 Civil Grand Jury

Referred to the Department of Planning and Community Development a letter from AT&T regarding the placement of the Shiloh Cell Site at 1112 Faust Road in Modesto, California

Referred to the Department of Public Works a letter from Department of the Army regarding the proposed levee reconstruction work in Reclamation District 2031 along the San Joaquin River

Referred to the Department of Environmental Resources and the CEO the Form 10-K of Ogden Corporation for the year ended 12/31/96 and the 1996 Annual Report of Ogden

Acknowledged receipt of claims and referred to the CEO-Risk Management the following claims: Lorena Rodriguez; Brenda K. Pham; Jerry & Karel Baxley; Vernelle Pate; Kirsten Fox; Nathan A. Gowan; Jessica Ramirez; Arnold Ramirez; and Lisa Marie Ramirez, a minor

Supervisor Caruso announced that 6/3/97 is Kids Day in Stanislaus County and that the Modesto Bee has a special edition paper selling for \$1 with donations going to the Red Shield

Presentation from County Office of Education on KEEP KIDS IN SCHOOL Resolution 97-383 S-3-B-4

A Comparison of Juvenile Arrest in Stanislaus County with Federal Law Enforcement Trend Data - 1994-1996  
97-383 S-4-I-5

Adjourned to Closed Session: Conference with Real Property Negotiator: Property: 3705 Oakdale Road, Modesto. Negotiating Parties: Reagan Wilson, CEO, representing the County and, Ernest Pearson, representing Lee and Associates representing AT&T. Instructions to negotiator will concern price and terms of payment. Government Code Section 54954.5(b) and 54568. Authorize publication of Notice of Intent to Purchase Real Property pursuant to Government Code Section 25350 at 11:17 a.m.

Adjourned at 11:55 a.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.)