

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

Regular Session

Tuesday

July 22, 1997

All Supervisor present

Pledge of Allegiance to the Flag

Foster Parent Appreciation Day resolution was presented to Velma Moore, President of the Stanislaus County Foster Parent Association

The National Foster Care Association's 1997 Social Worker of the Year Award was presented to Department of Social Services Employee John Schaefer

Director of PALS, Louie Galindez, introduced the PALS Traveling Baseball Team

B/S unan. Adopted the consent calendar

- Approved the minutes of 7/08/97 97-572
- Appointed Lillie Mae Clark to the Mental Health Board 97-573
- Reappointed John Headding to the Regional Advisory Committee (RAC) of the Mountain-Valley
Emergency Medical Services Agency 97-574
- Approved the consolidation of the election for Hughson Unification Proposal and Board Member
Election with the 11/4/97 Election 97-575
- Proclaimed 8/5/97 as "National Night Out 1997" as a Nation-Wide Crime, Drug and Violence
Prevention Program 97-576
- Set a public hearing regarding Property Tax Administrative Costs for FY 1995-96 on 9/26/97 at 9:30
a.m. 97-577
- Approved Health Services Agency Volunteer Services' Bylaws and authorized the Chairman to sign the
Volunteer Services' Bylaws- HSA 97-578
- Appointed Richard Hejlik, Pharm.D. at the Fifth Step of the Staff Pharmacist Salary Range - \$31.57 per
hour, effective 6 /1/97 – HSA 97-579
- Authorized the Sheriff to receive Grant Funds from U.S. Department of Justice, Office of Community
Oriented Policing Services; authorized the CEO to sign for and accept the Grant Award;
authorized the Auditor-Controller to increase Appropriations and Revenues, and authorized the
transfer of funds; authorized the Sheriff to purchase computer equipment necessary for fulfilling
the grant objectives of a complete remote records management system; and, directed the Auditor-
Controller to carry forward any unused Grant Funds at the end of the 1997/98 FY 97-580
- Accepted Stanislaus County Treasury Pool's May 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 -
Treasurer/Tax Collector 97-581
- Approved a two year agreement with California Forensic Medical Group (CFMG) for medical services
in the Adult and Juvenile Detention Facilities in Stanislaus County and authorized the CEO to
sign the agreement effective for the period of 7/1/97 through 6/30/99 97-582
- Approved an increase in Appropriations and Revenue in the Public Works-Building Services Index
107102 for the 1996-97 FY 97-583

- Approved Fixed Assets from the 1996/97 Victim/Witness Grant for purchase of one Ford Aerostar van at the cost of \$17,573; approved the purchase of four modular workstations at a cost of \$7,964; and, directed the Auditor-Controller to make budget assessments 97-584
- Approved the plans and specifications for the 1997 Stanislaus County Asphalt Concrete Overlay Program; set the bid opening on 8/20/97, at 2:25 p.m.; authorized the Clerk of the Board to advertise the bid opening on 7/30/97; 8/6/97; and 8/13/97; and, authorized the Auditor-Controller to fund the project 97-585
- Approved the plans and specifications for the Fresno Avenue/Denair School Turnaround Project; set bid opening for 8/20/97, at 2:05 p.m.; authorized the Clerk of the Board to advertise the bid opening on 7/30/97, 8/6/97, and 8/13/97; approved the funding agreement and authorized the Chairman to execute the agreement; and, authorized the Auditor-Controller to increase appropriations by \$2,000 and increase estimated Federal revenue by \$1,770.60 and State revenue by \$229.40 in the project account to cover the cost of printing and advertising 97-586
- Adopted a resolution to summarily vacate a portion of Rogers Road near the City of Patterson and convey the vacated right-of-way to the adjoining land owner; authorized the Chairman to sign the grant deed to Dominic Speno; and, returned the signed grant deed, along with a certified copy of the abandonment, to the Public Works Department for recording 97-587
- Approved contract award for the 1994/95 STP Asphalt Concrete Overlay Program to George Reed, Inc. Of Modesto, Ca in the amount of \$1,937,230.75 and authorized the Auditor-Controller to increase appropriations by \$2,080,00 in the Project Account 97-588
- Approved the contract award for the 1997 Seal Coat Project to Graham Contractors, Inc. of San Jose, CA in the amount of \$298,000 and authorized the Auditor-Controller to increase appropriations by \$300,000 in the Project Account and to make accounting adjustments as necessary to complete the project 97-589
- Find that all subdivision improvements required for Whittfield Park, Unit No. 6, by the Subdivision Improvement Agreement, executed by Morrisison Homes, a division of George Wimpey, Inc. and Stanislaus County Board of Supervisors on 12/10/96, have been constructed to the satisfaction of Stanislaus County; accepted all streets, avenues, roads and the drainage systems within Whittfield Park, Unit #6, for maintenance by Stanislaus County; pursuant to Section 66499.7(A) of the Subdivision Map Act, authorized the release of Performance Bond #322579 that was issued by the Seaboard Surety Co. in the amount of \$273,000, 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 Labor and Materials Bond #322580 that was issued by the Seaboard Surety Co., in the amount of \$136,500 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 \$136,500; be prepared by a title company; be to the benefit of Stanislaus County; and, show that there is no record of liens 97-590
- Find that the Final Map for Murphy's Landing, Unit No. 4, is in substantial compliance with the previously approved Tentative Map; find that Stanislaus County has adopted a Specific Plan covering the area proposed to be included within the Final Map; find that the Final Map, together with the provisions for its design and improvement, is consistent with the Specific Plan for the area; rejected all roads, highways, avenues, alleys, ways, lanes, places, etc.; authorized the Chairman to sign the Final Map and the Subdivision Improvement Agreement; and, authorized the Final Map to be filed and recorded as presented 97-591
- Approved the installation of stop signs at various locations on County roads 97-592
- Introduced and waived the first reading of an Ordinance C.S. 651 pertaining to traffic control to establish speed zones on various County roads 97-593

- Approved the Milton Road at Dunton Road Project Right-of-Way Acquisition Agreement for the Casassa Parcel; authorized the Chairman to sign the agreement; and, authorized the Auditor-Controller to issue a warrant in the amount of \$780 97-594
- Accepted the repayment of a June 1996 loan principal of \$440,000 and interest accrued thereon; approved a loan in the amount of \$400,000 subject to the terms and conditions set forth in the promissory note between the Redevelopment Agency and the Stanislaus County Capital Improvements Financial Authority dated 9/24/90; and, directed the Auditor-Controller to accept repayment and to allocate \$400,000 from the General Fund to the Redevelopment Agency secured by the promissory 97-595
- Approved Salida Planned Development Park and Storm Drain account expenditure to David Hall Masonry and authorized the Auditor-Controller to issue a warrant in the amount of \$63,381.48 payable to David Hall Masonry 97-596
- Set a public hearing for Community Plan Amendment #97-04 for SMC Corporate Group for 8/19/97 at 7:15 p.m. 97-597
- Set a public hearing for Rezone Application #96-01 for Walter Koenig for 8/12/97 at 9:25 a.m. 97-598

Accepted the report regarding the first Stanislaus County Multi-Agency Employees Safety Fair - Risk Management 97-572 (NO ACTION TAKEN) (1-950)

B/C unan. Approved the Stanislaus County Treasury Pool Investment Policy as prepared by the Stanislaus County Treasurer/Tax Collector and reviewed for conformity with State law by the Stanislaus County Treasury Pool Oversight Committee on 7/2/97 and made annual delegation of authority to invest operating funds to the Stanislaus County Treasury/Tax Collector 97-599 (1-1420)

B/P unan. Approved the recommendations to proceed with the implementation of the plan for the construction of Juvenile Justice Detention Facilities and Facility Programs in the Stanislaus County Juvenile Justice Master Plan; approved the program descriptions for the expansion of the Juvenile Hall and the creation of the Stanislaus County Vocational Youth Facility; authorized the Planning Department to conduct the necessary EIR of the projects; authorized the CEO to issue a request for qualifications for programming, architectural and engineering services for the projects; authorized the CEO to issue a request for qualifications for construction management services for the projects; authorized the staff to conduct the necessary public meetings and to contract with Suzie Cohen and Associates to provide meeting facilitation support and follow up reporting; directed the CEO to return to the Board with a project budget selection of design professionals; authorized the CEO to begin long range financing planning activities for financing the project; authorized the staff to pursue and apply for grant funds, on both the State and Federal levels, for Juvenile Justice construction and related programs; and, authorized the staff to explore the development of a Regional Vocational Youth Facility with the surrounding Counties 97-600 (1-1574)

S/P unan. (Caruso abstained) Adopted the Annual Grantee Performance Report for the California Development Block Grant Program 97-602 (2-1662)

P/C unan. Approved the \$35,000 1997 Community Block Grant Application regarding the study of the sources and effects of unemployment and employment growth in Stanislaus County; accepted the commitment of \$35,000 from the County Department of Employment and Training; accepted the commitment of \$35,000 from the County Department of Social Services; authorized the CEO to sign the statement of assurances executed in connection with the application and, if awarded, the grant; approved the commitment of personnel and in-services for grant administration not to exceed \$2,500; and, authorized the Director of Planning and Community Development to act on the County's behalf in all matters pertaining to this application 97-603 (2-1188)

Recessed at 10:22 a.m.

Reconvened at 10:37 a.m.

B/S unan. Approved the City/County Master Agreement between the City of Modesto, Stanislaus County, the City/County Joint Powers Agency and the Modesto Redevelopment Agency; authorized the Chairman to sign and the CEO to sign the present agreement including minor modifications; and, adopted the Environmental Review document 97-601 (2-962)

Referred to the CEO a letter from Merced County requesting Stanislaus County to provide testimony to the Foreign Trade Zones Board at a public hearing on 7/30/97 regarding the County of Merced Central San Joaquin Valley Foreign-Trade Zone application

The Board has received the 1997-98 Annual Budget from the East Side Mosquito Abatement District

The Board has received a resolution from the Mountain View Fire Protection District regarding the Government Spending Limit for the District

Referred to the Auditor-Controller and to Superior and Municipal Courts a letter from Kathleen Cornell, Controller of the State of California, requesting the total compensation paid by the County to Superior and Municipal Court Judges and subordinate Judicial officers be sent to her by 8/20/97

Referred to the Auditor-Controller and the Department of Public Works a copy of the Stanislaus Consolidated Fire Protection District's Annual Review of Capital Facilities Fees Collected by the District

Referred to the County Counsel a copy of a resolution from the Oakdale Rural Fire Protection District regarding the annexation of the territory north of the current District boundaries

Referred to the CEO a letter from the "Taxpayers Fed Up with More State Bureaucracy" organization requesting opposition to a measure on the June 1998 ballot which would prohibit the awarding of contracts for the engineering or design of projects that involve "State Funds" unless the contractor provides those services at a lower cost than State civil service employees

Referred to the Department of Mental Health a letter from the "California Committee for Quality Managed Care" requesting information on how this County complied with the requirements on client/family participation on the development of the Implementation Plan by 8/10/97

Send letter of support to the Stanislaus Employer Advisory Council of Modesto, Oakdale and Turlock for "Veterans Night at the Ball Park"

Acknowledged receipt of claims and referred to the CEO-Risk Management the following claims: Michael McClure; David E. Hempleman; Jack A. Kiyoi; A. Teichert & Son, Inc., dba Teichert Construction; John Danrescu; Rick Mitchell vs. County of Stanislaus, Teresa Ruth Parker, and DOES 1 thru 25, inclusive; Wendy Deulus; Kelly Lauderdale; Alempa Morningstar; and, State Farm Insurance/Jose and Guadalupe Maldonado

Supervisor Paul attended the NACo Annual Conference and made a verbal report on the conference

Supervisor Caruso voiced his concerns about the health issues in Crows Landing Road area and is calling for investigation of the cause of these problems including the rendering plants located nearby

A notice was hereby given that the Agenda Item Concerning the Purchase of that Real Property Located at 3705 Oakdale Road, Modesto, CA 95356 (APN 052-63-19) from AT&T has been moved to the 8/12/97 agenda

Adjourned to Closed Session: Conference with Legal Counsel- Existing Litigation: Aaron Armes, A Minor, by and through His Guardian Ad Litem, Barbarie Baker, and Barbarie Baker, an individual vs. County of Stanislaus, County of Stanislaus Sheriff's Department and Richard Wall, an individual. United States District Court Docket Number CV-F 94-6183 OWW/DLB. Government Code Section 54956.9 considered at 11:30 a.m.

Adjourned at 12:45 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.)