

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 18, 1998

S/C unan. Adopted the consent calendar after removing from the Agenda item *E-3 Approve Introduction and Waiving of the First Reading for an Ordinance Amendment to Stanislaus County Code, Chapter 7.32, Section 7.32.100 Regarding the Allowance of Immediate Disposal of Animals Seized Pursuant to Illegal Activities where No Owner is Known or Identified

Approved the minutes of 7/28/98

Readopted and waived the second reading of Ordinance C.S. 542 regarding Sectional District Map No. 9-110.84 for the Purpose of Designation for the Rezone No. 91-01 for Diablo Grande

98-649 ORD-48-5 ORD-54-B-7

Adopted and waived the second reading of Ordinance C.S. 677 relating to Notification to Probationary Employees who are Separated from County Services

98-650 ORD-54-B-8

Adopted and waived the second reading of Ordinance C.S. 678 regarding Diablo Grande Phase 1

Preliminary Development Plan

98-651 ORD-54-B-9

Appointed Nick W. Blom to the Stanislaus Area Association of Governments Executive Board

98-652

Accepted the resignation of Gus D. Warren from the Monterey Park Tract Community Service District

98-653

Approved the consolidation of the City of Modesto's resolutions #98-257, 98-374, 98-352 with the

Statewide General Election on 11/3/98

98-654

Set a public hearing for an appeal of Planning Commission approval of Use Permit Application #97-29,

Modesto Teen Baseball on 9/1/98 at 9:30 a.m.

98-655

Approved a commendation recognizing the 20th Anniversary of the Food Processing Residue Use

Program

98-656

Accepted the resignation of Caren Kay Cory and appointed Tom Ielmini to the Del Puerto Healthcare

District

98-657

Set a public hearing for an appeal of the Planning Commission's decision to postpone the action on

General Plan Amendment Application #97-01 and Rezone Application #97-01, Signature

Development on 9/15/98 at 7:20 p.m.

98-658

Approved the State Department of Health Aids Master Contract, Amendment A-1, and MOU (#97-

10798) and Aids Master Contract, and MOU, #98-14757 and authorized the HSA Managing

Director, or her Designee, to sign and execute the contracts, amendment and MOU- Health

Services Agency

98-659

Approved the agreement with the State Department of Rehabilitation for Cooperative Rehabilitation

Services for FY 1998/99 and authorized the Mental Health Director, or his Designee, to sign the

agreement

98-660

Approved the candidates for Credentialing by the Managed Care Services Division of the Department of

Mental Health as Behavioral Health Panel Providers for National Health Plans; approved the

Providers who are being credentialed by the Stanislaus County Department of Mental Health

Managed Care Services Managed Care Services Division of the Department of Mental Health

Panel Providers for Medi-Cal; and, authorized the Chairman of the Board to sign the Panel

Providers forms

98-661

- Accepted the Stanislaus County Treasury Pool's May and June, 1998 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 98-662
- Approved the Board of Retirement Bylaws Revisions to the Stanislaus County Employees' Retirement Association (StanCERA) - Treasurer/Tax Collector 98-663
- Accepted the completed Immediate Courts Project and approved the final contract with the contractor, Diede Construction as follows: Original contract- \$814,359, Change Orders - \$62,728.42, total Final Contract cost - \$877,087.42; authorized the Chairman, on behalf of the Board, as the awarding authority, to sign the completion documents; and, accepted the contract and authorized the necessary recording of the final notice of completion and all other necessary close out activities 98-664
- Approved Stanislaus County application for California Healthcare for Indigents Program (CHIP) to initiate the flow of Tobacco Tax Funds for FY 1998-99 and authorized the HSA Managing Director, or her Designee, to sign the application - Health Services Agency 98-665
- Approved the plans and specifications for the North Salida Detention Basin (Phase I); authorized the Clerk of the Board to set the dates for advertising as 8/26/98, 9/2/98 and 9/9/98, and set the bid opening for 9/16/98 at 2:15 p.m.; and, authorized the Auditor-Controller to pay related expenses from the Salida Planned Development Storm Drainage Account 98-666
- Approved plans and specifications for Fink Road Landfill LF-2, Cell #3, Phase 1, Base Liner System Construction and Surface Impoundment, (SI-1) Reconstruction Project and authorized the Clerk of the Board to set the dates for advertising as 8/26/98, 9/2/98 and 9/9/98 and set the bid opening for 9/16/98 at 2:00 p.m 98-667
- Awarded a contract to Tricolor Restoration of West Sacramento, CA in the amount of \$292,530 for the Building Exterior Paint Project at County Center No. 2; authorized the Purchasing Department to establish the contract and contract amount; and, authorized the Auditor-Controller to increase Appropriations in the Engineering Project Budget titled, Building Exterior Painting Project at County Center #2 by \$292,530 98-668
- Approved the funding agreement for preliminary engineering and right-of-way for the Santa Fe Avenue Bridge over the Tuolumne River and authorized the Chairman to execute the funding agreement 98-669
- Approved the funding agreement for preliminary engineering and right-of-way for the Crows Landing Road Bridge over the San Joaquin River and authorized the Chairman to execute the funding agreement 98-700
- Approved engineering service agreement for Dokken Engineering to provide construction inspection for the Roberts Ferry Road Bridge at Tuolumne River Project to construct four 84" cast-in drilled-hole piles and authorized the Purchasing Department to sign and process the agreement 98-671
- Directed the Clerk to record a Certificate of Cancellation for Williamson Act Contract #75-1955 for Brethren Heritage School (Donald Driver) 98-672
- Approved Salida Planned Development Storm Drain Account expenditure to Delamare-Fultz Engineering and authorized the Auditor-Controller to issue a warrant in the amount of \$6,574 payable to Delamare-Fultz Engineering 98-673
- Approved the introduction and waiving of the first reading for Ordinance C.S. 679, regarding an amendment to Stanislaus County Code, Chapter 7.08, Section 7.08.100 and adding sections 7.08.140, 7.08.150 and 7.08.160 regarding ownership of animals and definitions of "Guide Dogs", "Signal Dogs" and "Service Dogs" 98-674 ORD-54-B-10

Approved the introduction and waiving of the first reading for Ordinance C.S. 680, regarding an amendment to Stanislaus County Code, Chapter 7.20, Section 7.20.040 regarding dog license fee exemptions 98-675 ORD-54-B-11

M/C unan. Acceptance of Stanislaus County Library Advisory Board Workplan for 1998-99 98-676 (1-83)

Removed and continued item B- 9 Approval of Recommendations to Modify Confidential Employees Compensation Program to a Performance Based System (1-208)

S/M (4-1)(Paul opposed) Approved the type and level of County Fleet Services to be provided by the County; approved the project concept card lock system concept; approved the Space Program; authorized the Fleet Services and the Motor Pool to be relocated to the Public Safety Center; authorized the staff to issue a bid request for Card Lock Refueling Service; authorized staff to apply for a State grant for the construction of a compressed natural gas refueling station; approved amending the Construction Manager's Public Safety Center contract to provide construction management services for this project; approved amending the Quality Control Inspector's Public Safety Center contract to provide inspection services for this project; authorized staff to amend original Public Safety Center contract for soils testing services; authorized staff to issue a request for qualifications for material testing service; approved proceeding with the design phase of the project; authorized staff to issue a request for qualifications for architectural services and authorized the CEO to negotiate and execute an agreement for architectural services; and, approved the project budget of \$1,024,000 and authorized the Auditor-Controller to establish the necessary project budget 98-677 (1-257)

S/M unan. Introduced and waived the first reading of a Bio-Solids Ordinance C.S. 681 adding Chapter 9.34 to Title 9 of the Ordinance Code of Stanislaus County; removed Section 15 on page 6 of the staff report regarding Section 9.34.140 which expired the ordinance after five years; and, will return the ordinance to the Board on 9/22/98 meeting for consideration of adoption of a Negative Declaration and adoption of the Ordinance (1-2922 98-680 ORD-54-B-12)

C/P unan. Approved the formation of the Riverdale Landscape and Lighting District (hearing was continued from 7/14/98 at 9:15 a.m.); approved the proposed formula for calculating the amount of the Annual Assessment; approved the levying of the Annual Assessment to pay for the street lighting services; a majority protest has not been filed (vote 69 to 22 in favor) regarding the formula for calculating the Annual Assessment and the levying of Annual Assessments to pay for street lighting services; find that all of the parcels within the proposed Riverdale Landscape and Lighting District will receive equal benefit from the formation of the district; formed the Riverdale and Lighting District and confirmed the boundary of the District; directed the Department of Public Works to file the formation with the California State Board of Equalization; ordered the installation of street lights; confirmed and approved the formula for calculating the amount of the annual assessments that will be used to pay for street lighting service; set the 1998/1999 Annual Assessment at \$37.64 per parcel; authorized the Auditor-controller to add the Annual Assessment to the 1998/1999 Tax Roll; and, made the engineer's report a part of the record of this proceeding 98-681 (2-1601)

S/M unan. Authorized a Special Election for 11/3/98 to fill vacant positions on the Riverdale Park Tract Community Services District Board 98-678 (2-1267)

C/M unan. Approved the Community Development Block Grant Waterline Fair Share Plan and Guidelines for Tracking Job Creation 98-679 (2-427)

Referred to the Department of Public Works the Annual Review of the Capital Facilities Fees Collected by the Stanislaus Consolidated Fire Protection District

Referred to the DER a notice requesting comments on the Drafted California Unified Watershed Assessment from the United States Department of Agriculture, Natural Resources Conservation Service

Referred to the CEO a letter from Pacific Gas and Electric Company requesting opposition to State Proposition 9, the 1998 Electric Utility Initiative

Referred to the CEO a letter from Mayor Lang of the City of Modesto regarding the County's various Community Plan Updates

Referred to Department of Planning and Community Development, Emergency Services, Emergency Dispatch, Sheriff, Public Works Department, GIS Project Team, Clerk-Recorder, Assessor and Treasurer-Tax Collector, a copy of Resolution No. 98-415 from the City of Modesto regarding the renaming of a portion of Parker Road between Claus Road and the Burlington Northern Santa Fe Railroad Tracks east to Briggsmore Avenue

Acknowledge receipt of claims and refer to the Chief Executive Office-Risk Management the following claims: Lynda Perino; Joseph Gonzales; Glenn Simmons; David Anthony Brown; John Alfred Brady, Jr.; John Alfred Brady, Jr.; JLG Enterprises, Inc.; Nina A. Buzolin; Isabel Pagaza; Freddie Luna; Ariana Luna, by and through, Isabel Pagaza, her guardian ad litem; Michael A. McEntire; Emily Cash; Ranjit Singh Gill; and, Doreen L. Dunham

The CEO noted that the County's budget will come to the Board on September 16th and that the Governor has two bills on his desk regarding Trial Court Funding.

Supervisor Simon noted that Carol Whiteside has information on a number of grants.

Adjourned at 8:55 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.)