

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

Regular Session

Tuesday

December 15, 1998

Supervisor Simon absent

Pledge of Allegiance to the Flag

Larry Salinas from PG&E brought information to the Board regarding the 1998-99 Winter Watch

Raymond Ontiveroz wanted to know when they would be getting lighting and sewer for the Shackelford area. Also wanted to know if they could get lights at the school so the neighborhood children can play soccer.

Miguel Donoso spoke regarding recent gang activity in the Shackelford area; wanted the school area to be lighted for the soccer games; and, asked for additional law enforcement and asked for additional activities for the children to keep them from gangs. He also asked that the Affirmative Action be applied toward any new programing funding coming to the County through the Community Services Agency

P/M (4-0)(Simon absent) Adopted the consent calendar

Approved the minutes of 12/8/98

Reappointed Carolyn Sutton to the Stanislaus County Parks Commission 98-954

Reappointed Wray Ladine, Clyde Dunlap, and Charles Stone to the Tuolumne River Regional Park
Citizen Advisory Committee 98-955

Reappointed Carlos Estacio, B.C. Edwards and A. Dirk Hoek to the Stanislaus County Housing
Authority 98-956

Reappointed Harvey Crivelli and Carl Haney to the Stanislaus County Planning Commission 98-957

Reappointed Phoebe Leung to the Advisory Board on Substance Abuse Programs 98-958

Reappointed Beverly Hatcher, Minerva Martinez and S. Elespuru-Bishop to the Stanislaus County Equal
Rights Commission 98-959

Reappointed Barry Wilkins to the Emergency Medical Care Committee 98-960

Reappointed Michael Krausnick and Jim Milam to the Law Library Trustees 98-961

Reappointed Joash Paul to the Stanislaus County Employees Retirement Board 98-962

Reappointed Gardner Hutchins to the City-County Airport Advisory Committee 98-963

Reappointed Margie Palamino and Deanette Stoddard to the Adult Day Health Care Planning Council
98-964

Reappointed Ralph Morgan, Tim Ragsdale, Ross Kitson, and Bryan Nicholes to the Fire Code Board of
Appeals 98-965

Reappointed Dr. Harish Mehra to the Hazardous Waste Management Advisory Committee 98-966

Reappointed Ismael Saldana to the Stanislaus-Ceres Redevelopment Commission 98-967

Reappointed Denny Hoeh to the San Joaquin Valley Unified Air Pollution Control Board's Citizen
Advisory Committee 98-968

Reappointed Frank Combs to the Turlock Mosquito Abatement District	98-969
Appointed Ronald West to the Stanislaus County Parks Commission	98-970
Amended the terms of the Riverdale Park Tract Community Services Board of Directors	98-971
Accepted the resignation of James W. Bosworth from the Mental Health Board	98-972
Commended Beverly Finley, Health Services Agency Managing Director upon receiving the California Hospital Association award	98-973
Approved the Local Law Enforcement Advisory Group's recommendation to utilize the Bureau of Justice Assistance 1998 Local Law Enforcement Block Grant Program funding to: complete the Sheriff's Remote System; provided technological support needed to equip an Economic Crime Investigation Unit in the Sheriff's Department; acquire body armor for Sheriff's Operations Division personnel; provide additional financial support to the Probation and the Juvenile Court for procuring computers and related equipment, hardware, software and programing system; provide for overtime for necessary support personnel in Juvenile Court for the purpose of increasing scope of client services; directed the Auditor-Controller to prepare the necessary financial transactions to establish a new interest bearing trust fund for deposit of the \$364,531 to be received under the Bureau of Justice Assistant Grant; approved the transfer from Appropriations for Contingencies in the amount of \$40,504 to cover the required County General Fund Match; and directed the Auditor-Controller to increase the Sheriff's Department Operations Legal Budget Unit and Probation Department Appropriations and Revenues	98-974
Approved an agreement with Doctors Medical Center (DMC) to provide an Eligibility Worker at DMC and authorized the Director of CSA, or his Assistant Director Designee, to sign the agreement and any amendments not to exceed the original contract amount of \$48,375 - Community Services Agency	98-975
Approved a Job Act Access and Reverse Commute Grant application with the Federal Transit Administration - Community Services Agency	98-976
Approved the CSA to amend the agreement with the Family Services Agency which extends the contract until 6/30/99 for the First Step-Perinatal Substance Abuse Parenting Education Services and authorized the Director of CSA, or his Assistant Director Designee, to sign the amended agreement and any additional amendments not to exceed the adjusted contract amount of \$60,000 - Community Services Agency	98-977
Approved the agreement with the State Department of Mental Health for the provision of Mental Health Services for FY 1998/99 and authorized the Mental Health Director, or his Designee, to sign the agreement with the State Mental Health	98-978
Approved the amendment to the agreement with Family Service Agency for the First Step Perinatal Treatment Program extending the term of the agreement to 6/30/99 and authorized the Mental Health Director, or his Designee, to sign the amendment to the agreement with Family Service Agency	98-979
Approved the change in Lien Policy to apply only to patients who declare real property ownership - Health Service Agency/Treasurer-Tax Collector	98-980
Authorized the Interim Chief Probation Officer to accept the Juvenile Crime and Accountability Challenge Grant Program from the State Board of Corrections and directed the Auditor-Controller to increase Revenue and Appropriations in the Department budget by \$15,000 - Probation	98-981

- Approved the Long Term Disability Program for Department Heads and Management Employees through the CSAC-Excess Insurance Authority with Lincoln National Reassurance Company - Risk Management 98-982
- Approved the acceptance of \$269,673 Second Year Funding from the U.S. Department of Education, Grant Funds for Education, Life Skills and Employment Program (ELSE) Program for inmates; authorized the Sheriff to renew contracts with Friends Outside, Stanislaus Literacy Center and Excel Corporation; and, authorized the Sheriff's Department to contract with Stanislaus County Department of Mental Health, Alcohol and Drug Programs for Comprehensive Drug and Alcohol Treatment Services; amended the Salary and Position Allocation Resolution to add one Substance Abuse Counselor II and one Mental Health Case Manager II to Mental Health; directed the Auditor-Controller to carry forward unused funds at the end of the FY; directed the Auditor-Controller to transfer \$93,000 of Inmate Welfare Trust Funds to support the ELSE Program and transfer back unused funds to the Trust when grant ends; and, directed the Auditor-Controller to establish estimated Revenues and Appropriations - Sheriff/Mental Health 98-983
- Approved a resolution of intention to introduce an Ordinance and call for an Election concerning the election of the One-Eighth Cent Sales and Use Tax which exclusively funds County wide Library operations and services; authorized the CEO to submit a notice to the Registrar of Voters and ask that 6/8/99, be set aside to hold the County wide Election 98-984
- Approved contract CO #4 and balancing change order for the Salado Creek Improvement Project which is a decrease of \$59,741.96, for the Salado Creek Improvement Project with George Dakovich & Son, Inc., of Fresno, CA 98-985
- Approved a funding agreement for the improvement of a railroad crossing on Plainveiw Road at the Burlington Northern and Santa Fe (BNSF) Railroad and authorized the Chairman to execute the agreement 98-986
- Approved the installation of stop signs at various locations 98-987
- Approved the Final Map for North Woods after finding that the Final Map is in substantial compliance with the previously approved Tentative Map; find that Stanislaus County has adopted a Specific Plan covering the areas 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.; and, authorized the Final Map to be filed and recorded 98-988
- Approved the annexation of territory to the North Oaks Lighting District without an election (North Woods Annexation); Find that the territory of the North Oaks Lighting District is owned by the petitioner, and that petitioner's ownership represents 100% of the total assessed valuation of all taxable property within the territory proposed to be annexed into the said district; find that Stanislaus County C.S. 21.40.040 requires the installation of a street lighting system to serve territory; find that the territory proposed to be annexed is not within the limits of any other lighting district; find that public necessity and welfare require that the territory be annexed to the lighting district; ordered that the requirements of notice, hearing and election shall not be applicable to this proceeding pursuant to Streets and Highways Code Section 19056; ordered that the territory shall be annexed to the Lighting District of Stanislaus County; find the fact of filing of the petition was received by the Clerk of the Board on 12/9/98; ordered that pursuant to the Streets and Highway Code Section 19000, et seq., the cost of conducting and maintaining the

lighting district shall be assessed against the individual parcels of land within the District's boundaries; directed the Clerk of the Board to send a certified copy of the resolution ordering the annexation to the Lighting District to the Department of Public Works, the offices of the Assessor, Elections, Auditor-Controller and the Clerk-Recorder; and, directed the Department of Public Works to send a certified copy of the resolution ordering the annexation to the Lighting District and all other required documents and the processing fee to the State Board of Equalization 98-989

Accepted the Annual Report of the Stanislaus County Redevelopment Agency 98-990

Approved the 1999 Williamson Act contract applications submitted to place land under the Williamson Act contracts and all applications are consistent with the current rules governing such contracts, it is recommended that the contracts be approved and forwarded to the Recorder's Office for recording 98-991

Approved the Tentative Map Application #98-02 for Hendrick Subdivision as approved by the Planning Commission on 11/19/99 98-992

C/P (4-0)(Simon absent) Considered and approved the Legislative Platform for 1999 and approved amending the Platform per items discussed at the Board meeting 98-993 (1-63)

M/C (4-0)(Simon absent) Approved the Denair Community Plan Update - Stanislaus County and RRM Design Group based upon the Initial Study and responses thereto, ordered the filing of a Mitigated Negative Declaration, approved the Mitigation Monitoring and Reporting Plan which all future development in the Plan Area must comply, and find the project to be "de minimis" for the purpose of Fish and Game Codes; find that the project is consistent with the overall goals and policies of the Stanislaus County General Plan; amended the Stanislaus General Plan by approving the proposed revisions to the Denair Community Plan portion of the General Plan; and amended the item to add Implementation Measure stating that properties designated "Low Density Residential" and located outside the boundaries of the Denair CSD, may be designated, "Low Density Residential" or "Estate Residential" on the General Plan 98-997 (1-1830)

M/P (4-0)(Simon absent) Based upon the testimony and staff report Certified the project to FEIR (including the Draft and Final document in the entirety), as completed and adequate under CEQA; find that all potential project impacts have been reduced to a level of less than significant except those involving conversion of farmland to urban use and cumulative loss of agricultural land; adopted a "Statement of Overriding Consideration" consisting of those considerations, based on evidence from the record and that discussed in the staff report and listed in report; find, based on the evidence present on the record, including the EIR, that overall the project is consistent with the Stanislaus County General Plan; approved the General Plan Amendment application #97-01 including changes to the General Plan and Community Plan Maps and a statement within the Community Plan text requiring development within the project area to be in full compliance with the mitigation monitoring and reporting plan; find that the approved Rezone Application #97-01 is consistent with the General Plan Designation; find that the project will increase activity in the area, thereby necessitating exactions and improvements on and off site; approved Rezone Application #97-01 and adopted an Ordinance C.S. 688 relating to the Rezone Application, as requested except that zoning for APNS:045-21-27 shall be R-2 and the entire area shall also include the Urban Services combing district as part of the new zoning designations; find the project to be "de minimis" for Fish and Game purposes and directed the applicant to pay the cost of the appropriate statement with the filing of the Notice of Determination; the Board states that approval is subject to and

conditioned upon applicant executing a standard indemnification agreement; the Board further finds that the school district and the community at large benefits by the project moving forward and at this time; Board further finds action tonight amends the General Plan and the Community Plan as it relates to this project; Board further finds this project fits logically with the existing Community Plan; and, Board further finds that this particular project area will be included in the Community Plan Update and is a logical extension of the General Plan

98-998 & 98-999 (2-1404)

Recessed at 9:30 p.m.

Reconvened at 9:40 p.m.

C/P (4-0)(Simon absent) 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 Treasury Pool Oversight Committee on 12/4/98; made the annual delegation of authority to invest operating funds to the Stanislaus County Treasurer/Tax Collector; accepted the Stanislaus County Treasury Pool's October, 1998 Monthly Investment Report 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 the Monthly Investment Report has been review and accepted

98-994 (3-2798)

M/C (4-0)(Simon absent) Approved the report of procedures of the Collections Division Discharge of Accountability Process for the Treasurer-Tax Collector-Collection Division

98-995 (3-2914)

C/P (4-0)(Simon absent) Authorized the CEO to negotiate an agreement with Memorial Hospital Association for the purchase of real property located at 1905 Memorial Drive, Ceres, CA; authorized staff to commence with the Environmental Review for the purchase of real property located at 1905 Memorial Drive, Ceres, California; and, authorized the CEO and the Auditor-Controller to transfer \$1,925,000 from the Mental Health Trust Fund to the Plan Acquisition Legal Budget Unit 16031 and established appropriate accounts

98-996 (4-2486)

Referred to the Department of Environmental Resources Form 10-Q of Ogden Corporation pursuant to the Sublease Agreement between Stanislaus Waste-to-Energy Financing Agency and Ogden Martin Systems of Stanislaus, Inc.

Acknowledged receipt of claims and referred to the CEO-Risk Management the following claims: Alfredo L. Tascon and Philip Vincent Carney

Supervisor Caruso attended the Department Head Retreat last Friday

The CEO thanked Chairman Blom for his leadership this year as the Chairman. He also announced the Swearing-In ceremony that will be held on 1/4/98 at 4:00 pm in the Board Chambers for all the elected County officials.

Adjourned at 10:11 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.)