

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

Regular Session

Tuesday

December 21, 1999

All Supervisors Present

Pledge of Allegiance to the Flag

The American Legion Post 74 Man of the Year Award was given to Berdette Cofer by the Board

The 4-H Volunteers who worked on this year's award winning booth at the California State Fair were given Certificates of Appreciation and were recognized

P/C unan. Adopted the consent calendar

Approved minutes for 12/14/99

Approval to canceling Board of Supervisors' Meeting on Tuesday, January 4, 2000 1999-992

Accepted the resignations of Marie Blackwell, Oma Hawland, and Wallace Lewis from the
Advisory Board on Substance Abuse Programs 1999-993

Appointed Randall A. Heldt and John Hernandez to the Advisory Board on Substance Abuse
Programs 1999-994

Approved request from the HobieCat Fleet 20 for use of the Woodward Reservoir on
5/20&21/00 for their Roaring 20's Regatta 1999-995

Approved request from the City of Waterford to consolidate their election for the question of
appointing the City Treasurer and City Clerk with the Primary Election on 3/7/00
1999-996

Adopted and waived the second reading of Ordinances C.S. 713 to amend no parking zones on
various County roads ORD-54-D-13 1999-997

Approved the amendment to the Retirement Board By-Laws for Retiree Health Insurance -
Treasurer/Tax Collector 1999-998

Continued the Local Emergency Proclamation issued by the Director of Stanislaus County's
Emergency Services on 9/22/99, due to the Westley Tire Fire, and directed all appropriate
action to be taken relative to the Local Emergency 1999-999

Approved an amended Employment Placement and Retention Services contract for Arbor, Inc.,
the original amount was \$136,085, effective 7/1/98 to 6/30/99, and the amended amount
is \$317,531 effective 7/1/98 to 12/31/00; and, authorized the Director of CSA, or his
Assistant Director Designee, to sign the agreement and any amendments not to exceed the
contract amount - CSA 1999-1000

Authorized the Director of DER to submit a Household Hazardous Waste Grant Application to
the California Integrated Waste Management Board for \$185,075.08 in State funding to
expand the Mobile Household Hazardous Waste Collection Operations and authorized
the Director of DER to sign the agreement accepting the grant and sign requests for
payments - Environmental Resources 1999-1001

Authorized HSA to apply for an Office of Statewide Health Planning, Rural Health Development
Capital Grant for the development and support of an Electronic Health Education
Database and authorized the HSA Managing Director to sign the application 1999-1002

Approved the candidates for credentialing by Stanislaus County Department of Mental Health Managed Care Services Division as Behavioral Health Panel providers for National Health Plans and authorized the Chairman to sign the form 1999-1003

Approved the plans and specifications for the Las Palmas Avenue Bridge at San Joaquin River Rail Placement; authorized the Clerk to schedule the dates for advertising the project on 12/29/99, 1/5&12/00 and the bid submittal deadline for 1/19/00 at 2:30 p.m.; and, authorized the Auditor-Controller to increase appropriations by \$2,000 in the project account to cover the costs of advertising and publishing 1999-1004

Approved the plans and specifications for improvements to the intersections of Claribel Road at Claus Road and Claribel Road at Oakdale Road; authorized the Clerk to schedule the dates for advertising the project on 12/29/99 and 1/2&12/00 and set the bid opening for 1/19/00 at 2:45 p.m.; and, authorized the Auditor-Controller to increase appropriations by \$2,000 in the project account to cover the costs of advertising and publishing

Approved the installation and removal of stop signs on Valley Home Road 1999-1006

Approved the annual report of the Stanislaus County Redevelopment Agency to the Board 1999-1007

B/M unan. Approved a resolution allowed for by AB1482, that delays the implementation of Chapter 752 and directed Animal Services staff to develop a plan enabling the County to meet the holding requirement of Chapter 752 as soon as practical, but no later than 6/30/00 - Animal Services 1999-1008

P/M unan. Approved a resolution to transfer a portion of Stanislaus County Unappropriated Monies for Underground Electric Lines (Rule 20A) in the amount of \$495,00 to the City of Riverbank 1999-1009

P/B unan. Approved the Tentative Map Application No. 99-04 -River Ranch; directed the Public Facility Fee Committee (Planning, Public Works, Development Services, Auditor-Controller, County Counsel) and the Parks Department and DER to undertake the development of a "Parks and Open Space" acquisition fee to be applied on a County-Wide basis; and, referred the matter of east Oakdale planning to the General Plan Update Committee for considerations and recommendations to the Board 1999-1010

B/P unan. Based on the Initial Study, the mitigation monitoring plan and the environmental documents contained in the administrative record, find that you have considered the environmental documentation and filed a Mitigated Negative Declaration; find that the proposed General Plan Amendment No. 99-04 is consistent with the overall goals and policies of the Stanislaus County General Plan and with the overall plan as well; find the project to be "de minimis" for the purposes of Fish and Game codes; approved General Plan Amendment #99-04 for MTC Distribution; find that the proposed PI zoning is consistent with the Planned Industrial General Plan Designation; find that the project will intensify use of the site, thereby necessitating dedications and improvements; and, approved Rezone Application #99-07 and introduced, adopted and waived the reading of Ordinance C.S. 715 for M.T.C. Distributing subject to the Mitigation Monitoring Plan and Development Standards; and, based upon staff report, comments by staff including the modified development standards set forth by staff and accepted by the applicant ORD-54-D-15 1999-1011 & 1999-1012

B/C unan. Based on the Initial study, the modified Mitigation Monitoring Plan, and the reduction of the project from 50 to 16.55 acres in area, order the filing of a Mitigated Negative Declaration; find that the proposed General Plan Amendment #99-07 is consistent with the overall goals and policies of the Stanislaus County General Plan, and with the overall plan as well; find that the project to be "de

minimis” for the purposes of Fish and Game codes; approved General Plan Amendment #99-07 for the 16.55 acre portion of APN:12-13-37; find that the proposed PI zoning is consistent with the Planned Industrial General Plan designation; find that the project will intensify use of the site, thereby necessitating dedications and improvements; find that due to the proponent modifying the project from 50 acres down to 16.55 acres mitigates impacts in the areas of air quality, agricultural land and noise and are equivalent to, or more effective than, mitigation measures #2 and 5 in mitigation or avoiding potential significant effects, elimination will not cause any potentially significant effects on the environment, no recirculation of the proposed mitigated Negative Declaration pursuant to CEQA guidelines Section 15072 and 15074.1 is required; and, approved Rezone Application #99-13 and introduced, adopted and waived the reading of Ordinance C.S 716 for Flory Industries subject to the modified Mitigation Monitoring Plan and Development Standards; and, waived the 35 foot height limitation to allow construction of a 45 foot high building ORD-54-D-16 1999-1013 & 1999-1014

C/M unan. Approved the General Plan Amendment # 99-06 for Jimmy Sanity to change the General Plan designation on a 0.26 acre site from Industrial Transition to Industrial and to rezone from Medium Density Residential (R-2) to Industrial (M) for the purpose of operating an ice cream storage and wholesale facility from existing structures at 231 Santa Cruz, Modesto; and, approved Rezone Application #99-12 and introduced, adopted and waived the reading of Ordinance C.S. 717 for Rezone Application #99-12; ordered the filing of a Negative Declaration; and, find the project be “de minimis” for the purposes of Fish and Game codes ORD-54-D-17 1999-1015 & 1999-1016

The public hearing to consider the Planning Commission’s decision to continue General Plan Amendment Application No. 99-01, Rezone Application No. 99-01, and Tentative Subdivision Map Application Nos. 99-01, 99-07, 99-08, and 99-09 - Pimentel, Runyan, Naranjo and Peacock Development was canceled per request by the applicant that was received by the Clerk of the Board on 12/9/99

Referred to the Department of Planning and Community Development a letter from the United States Department of Housing and Urban Development regarding Community Development Block Grant applications

Referred to the Department of Employment and Training a letter from the State of California Health and Human Services Agency regarding the submission of the strategic five-year local plan for Title I of the Workforce Investment Act

Accepted the 1999-2000 Emergency Dispatch Annual Report

Acknowledged receipt of claims and referred to the CEO-Risk Management the following claims: Rose Murphy; Richard Calvin Casey; Karen Green; Corine De Airozo; and, Gerald McCulloch

Supervisor Blom requested that the Board extend the Clerk-Recorder’s office hours to be open from 8 a.m. to 5 p.m. Discussion ensued regarding the closing of the Clerk-Recorder’s office on 12/31/99 for the New Year’s holiday. Supervisor Caruso requested that the Clerk-Recorder’s office remain open on 12/31/99.

B/C unan. Approved item Too Late for the Agenda based on a determination that there was an immediate need to take action that arose after the agenda was posted and that the Board was under the

belief that the Clerk-Recorder had been contacted and was, as in previous years, going to stay open for a portion of 12/31/99 to allow for documents to be recorded prior to the end of the year; the Board was informed, that night, that the Clerk-Recorder had declined a request by the CEO's Office to stay open and had denied the request; therefore, the Board needed to and did take action on this item at tonight's meeting to see that the Recorder's Office would remain open as the Board does not meet again until 1/11/2000; the Board took two votes, both unanimous, with the first vote taken for the need to take immediate action in order to see that the Clerk-Recorder's Office would be open on 12/31/99 and that the need to take action came to the attention of the Board at the meeting and after the agenda had been posted and, with the second vote taken to have the Clerk Recorder's Office open for business on 12/31/99, from 8:00 a.m. to 12:00 p.m. 1999-1017

C/B unan. Directed the Clerk-Recorder, pursuant to Section 2.56.010, that on 12/31/99 the Clerk-Recorder shall be open for business during the hours of 8 a.m. to 12 noon and authorized the CEO-Personnel Director to make the appropriate adjustments in staff schedules and salaries 1999-1018

Supervisor Paul noted that on the CSAC Bulletin there is a \$25,000 grant from the State Integrated Waste Management Board to be used to shred tires for playgrounds

Adjourned to Closed Session at 9:07 p.m. for Conference with Legal Counsel: Existing Litigation regarding claim of Members Patterson Environmental Response Trust vs. Stanislaus County - Field 5/5/99. California Government Code Section 54954.5(c).

Adjourned at 9:30 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.)