

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

Regular Session
Supervisor Blom absent
Pledge of Allegiance to the Flag

Tuesday

August 8, 2000

A video measuring the quality of life in Modesto was presented to the Board by Pete Bakker the owner and President of Coit Services, Inc. and Coit Restoration.

Beverly Finley, HSA Director, presented the 2000 National Association of Counties Awards for Families in Partnership and Lynda Lee Whipple, Assistant Director of Family Services at CSA presented the 2000 National Association of Counties Award for Family Decision Meetings to the Board.

John Mataka spoke on the omission of other blighted areas on the video presented by Pete Bakker and on his opposition to the possible reopening of the Westley Tire Plant.

P/S unan. (4-0) (Blom absent) Adopted the consent calendar after removing from consent items *B-1, Approval of Establishment of the Children and Families First Commission as part of Stanislaus County Government, *B-3, Approval for Chief Executive Office to Contract for Limited Master Planning Services Related to the Library Master Development Effort, and *B-11, Adoption of Recommendation of the Nuisance Abatement Hearing Board Regarding Abatement Hearing No. 2000-01 – DER

Approved minutes for 07/11/00

Set a Public Hearing on 8/22/00, at 9:30 a.m. to consider an appeal of the Planning

Commission's approval of Parcel Map Application No. 2000-11 for K & D

Enterprises by Michael E. Wagner

2000-592

Adopted and waived the second reading of Ordinance C.S. 734 regarding the institution of a passport photograph fee of \$15.00

ORD-54-F-6 2000-593

Approved changing the time of the Stanislaus County Board of Supervisors' Meeting on 8/29/00 from 9:00 a.m. to 6:00 p.m.

2000-594

Approved consolidating with the 11/7/00 Statewide General Election the City of Hughson's ballot measure to establish a charter for the City and a ballot measure for advisory vote to abolish the City police force and instead contract with the Stanislaus County Sheriff's Office

2000-595

Approved consolidating with the 11/7/00 Statewide General Election the City of Riverbank's General Municipal Election

2000-596

Approved consolidating with the 11/7/00 Statewide General Election the City of Waterford's General Municipal Election

2000-597

Approved commendations for the Center for Human Services upon their 30th Anniversary and for the 2000 Children First Distinguished Leadership Awards for J. Allen Beebe, Richard Lang and the Bill and Mary Lyons family

2000-598

Reappointed Randy Pirtle to the Mountain-Valley Emergency Medical Services Agency's Regional Advisory Committee

2000-599

Reappointed Ed Lara and Robert Kimball to the West Stanislaus Fire Protection District

2000-600

Appointed Billy A. Wallen to the Economic Development Action Committee

2000-601

Appointed Roger Beymer to the Valley Home Fire Protection District

2000-602

Appointed Dale Lundquist to the Denair Fire Protection District 2000-603

Appointed Julius C. Manrique to the 49-99 library System Lay Advisory Board 2000-604

Appointed Marlene Katsufrakis and Warren M. Soelling to the Animal Advisory Board
2000-605

Appointed Chris Hempleman to the Agricultural Advisory Board 2000-606

Appointed Chris Hempleman to the Mayor's Committee for the Employment of Persons with
Disabilities 2000-607

Appointed Joseph Gilman Byrne to the Hazardous Waste Management Advisory Committee
2000-608

Accepted the resignation of Dominic Moore from the Riverdale Park Tract Community
Services District 2000-609

Amended the terms of Colleen Bare and Robert Fores of the Library Advisory Board to expire
on 6/30/03 2000-610

Removed Hamilton Machado from the Hills Ferry Cemetery District Board 2000-611

Approved the adoption of Employee Suggestion #281 submitted by Debbie Vieira, an
employee of Stanislaus Behavioral Health Center, for proposed cost savings from
upgrading of copy machines and approved a monetary award in the amount of
\$1,287.43 2000-612

Approved a revised Clinical Operation Agreement with Oak Valley Hospital for the provision
of staff and equipment to operate the Oakdale Prenatal Clinic 2000-613

Approved the Cooperative Agreement between the Stanislaus County Workforce Investment
Board and the Board of Supervisors – DET BD-71-3 2000-614

Approved the Stanislaus County Future Factory Service Delivery Partners' MOU and
authorized the Chairman to sign the MOU – DET 2000-615

Approved requesting, receiving and expending PY 2000-2001 Workforce Investment Act
(WIA) Rapid Response Funds – DET 2000-616

Approved receiving and expending PY 2000-2001 Workforce Investment Act (WIA) Funds in
accordance with the approved Stanislaus County Strategic Five-Year Local Plan;
authorized the Director of DET to sign WIA Sub-Grant Agreements and any
modifications or adjustments as required by the State; and, authorized the Director
of DET, or his designee, to enter into and sign agreements and contracts to expend
PY 2000-2001 WIA funds with the amounts that may exceed \$100,000 – DET
2000-617

Approved appointment of seven new Workforce Investment Board members as follows: Steve
Bias, Jack Crist, Charles Turner, Lynn Dickerson, Tom Norquist, John Sims, Dan
Adams – DET BD-71-4 2000-618

Approved submitting the FY 2000/2001 Victim/Witness Grant Application and designated the
Stanislaus County District Attorney as the official authorized by title to sign the
grant proposal and any modifications or amendments to the original agreements –
DA 2000-619

Approved the Child Health and Disability Prevention Plan for 2000-01 – HSA 2000-620

Approved contract with the State of California Department of Health Services for Medi-Cal
Administrative Activities dated 7/1/ 00 through 6/30/2003 and authorized the HSA
Managing Director, or her designee, to sign the contract- HSA 2000-621

Approved contract with Mountain Valley Emergency Medical Services Agency for 2000-2001
to Administer Local Emergency Medical Services and authorized the Chairman to
sign the contract – HSA 2000-622

- Approved the State Department of Health AIDS Master Contract and MOU (#00-90107) and authorized the HSA Managing Director, or her designee, to sign and execute the contract and MOU – HSA 2000-623
- Authorized exclusive use of the Salida Park for the Town and Country Festival and Parade on 8/19/00 by Salida Civic Association and waived the exclusive use fee – Parks and Recreation 2000-624
- Approved funding agreement for the purchase of Compressed Natural Gas (CNG) vehicles and authorized the Chairman to execute the funding agreement – Public Works 2000-625
- Directed the Purchasing Agent to enter into a lease agreement with H. Naraghi Farms to lease the mobile home office located at 3229 Oakdale Road, Modesto at the less-than-market-value amount of \$1.00 annually – Sheriff 2000-626
- Approved amending the Salary and Position Allocation Resolution to adjust the salary range for the one position class of Interpreter by approximately 9% so that step one is \$19.82 per hour effective 7/1/00 – Superior Court 2000-627
- Accepted the Stanislaus County Treasury Pool’s April and May 2000 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 for the Board that the report has been reviewed and accepted – T/TC 2000-628
- Approved the discharge of the accountability of the Treasurer/Tax Collector for County departmental accounts which are uncollectible and have been previously charged to the Collections Division in the amount of \$254,949.05 for the period of 5/1-31/00 – T/TC 2000-629
- Approved the discharge of the accountability of the Treasurer/Tax Collector for County departmental accounts which are uncollectible and have been previously charged to the Collections Division in the amount of \$328,296.65 for the period of 6/1-30/00 – T/TC 2000-630
- Approved the distribution of excess proceeds from the 3/23/99 sale of tax defaulted property belonging to William L. and Carol J. Platt; repealed approval of the 5/9/00 Board Agenda Item No. B-5 authorizing the Auditor to issue a check to Julie Shular in the amount of \$2,829.26; and, authorized the Auditor to issue a check based on the Claim for Excess proceeds submitted in compliance with the requirements of Revenue and Taxation Code Section 4675 to California Equity Management Group in the amount of \$1,829.26 – T/TC 2000-631
- Approved the summary abandonment of an irrigation and drainage easement across parcel “B” of Book 31, Parcel Maps, Page 59 – Public Works 2000-632
- Approved the Salida Planned Development Road Account Expenditure to Mid-Valley Engineering and authorized the Auditor-Controller to issue a warrant in the amount of \$6,070.00 to Mid-Valley Engineering – Planning and Community Development 2000-633
- Approved the Salida Planned Development Road Account Expenditure to Kencor Development and authorized the Auditor-Controller to issue a warrant in the amount of \$105,542.33 to Kencor Development – Planning and Community Development 2000-634
- Approved the acceptance of settlement payments in the case of County of Alameda, et. al. v. PG & E – County Counsel 2000-635

M/S (4-0) (Blom absent) Approved the establishment of the Children and Families First Commission as part of Stanislaus County Government, having independent authority over the strategic plan required by the California Children and Families First Act (Proposition 10) and over the trust fund created by this Act
BD-69-47 2000-637

M/P (4-0) (Blom absent) Authorized the CEO to enter into a contract with Vitetta, Inc. for limited master planning services related to the Library Master Development effort to develop a planning strategy for Library services deployment at branch Library locations and to assess the facilities' impact to the main Library
2000-638

M/S (4-0) (Blom Absent) Adopted the recommendations of the Nuisance Abatement Hearing Board regarding Abatement Hearing No. 2000-01 – DER
2000-639

S/P (4-0)(Blom absent) Approved a resolution by the Coalition of Latino Organizations United in Trust supporting the rapid development of the University of California Merced
2000-636

S/M (4-0)(Blom absent) Approved the agreement for the donation, by the Mistlin Family, of the Chief Estanislao Fountain to the County of Stanislaus
2000-640

M/S (4-0)(Blom absent) Approved the revised Glassy Winged Sharpshooter Contract for FY 2000-2001 with the California Department of Food and Agriculture; authorized the Chairman to sign the revised Glassy Winged Sharpshooter Contract for FY 2000-2001; directed the Auditor-Controller to increase Revenue and Appropriations and make the necessary financial transactions; and, approved the submittal of a certified copy of the Board Resolution authorizing the contract – Agricultural Commissioner
2000-641

S/M (4-0)(Blom absent) Accepted the Dove Project (Oracle Financial Management System and PeopleSoft Human Resources/Payroll System) Status Report; approved the revised three-year Revenue Recovery Plan; and, authorized the CEO and Auditor-Controller to make any budgetary/financial adjustments as may be required for the Dove Project –Auditor/Controller
2000-642

S/P (3-1) (Mayfield Opposed) (Blom absent) Approved agreement with California State University, Stanislaus for Mobility/Transportation Study and authorized the CSA Director, or his assistant director designee, to sign the agreement and any amendments not to exceed the total agreement amount of \$166,175 – CSA
2000-643

S/P (4-0) (Blom absent) Set a public hearing for Salida Community Plan Update - Stanislaus County and RRM Design Group for 8/29/00 at 7:00 p.m. – Planning and Community Development
2000-644

S/P (4-0) (Blom absent) Approved supporting the North American Numbering Plan Administration's selection of alternative 10B retaining the 209 area code in Stanislaus, Merced, Mariposa, and Tuolumne Counties; authorized County staff, in conjunction with other coalition members, to contact public agencies, private businesses, citizens and other parties in Stanislaus County and other impacted counties to urge the CPUC to adopt the North American Numbering Plan Administration's selection of alternative 10B; and, authorized County staff to submit additional supporting documentation to the CPUC advocating the adoption of alternative 10B for the retention of the 209 area code in Stanislaus County – County Counsel
2000-645

S/P unan. (4-0) (Blom absent) Approved Annual Grantee Performance Report for FY 99/00 CDBG Program for agreements 98-STBG-1271 and 99-STBG-1384 - Planning and Community Development
2000-646

M/P unan. (4-0) (Blom Absent) Approved the Stanislaus County/City of Turlock Consortium Consolidated Plan and its FY 2000/01 Action Plan for the Home Investment Partnership Program and directed the Chairman to sign the required Federal Certifications
2000-647

S/M unan. (4-0) (Blom absent) Continued item until 8/29/00 at 7:15 p.m. regarding the Approval of Lemke Construction to Develop a Self-Storage Facility on 4.4 Acres in the A-2-40 (General Agriculture) Zoning District located on the east side of Pirrone Road, south of the Hammett Road Interchange, in the Salida Area for APN: 136-08-27
2000-648

Recessed at 10:35 a.m.

Recovered at 10:42 a.m.

Referred to the Department of Employment and Training, a letter from Governor Gray Davis regarding the certification of our Local Workforce Investment Board.

Referred to the Department of Environmental Resources and to the Agricultural Commissioner, a letter from the State Water Resources Control Board and a copy of an Order Authorizing Temporary Changes in Place of Use, involving the transfer/exchange of up to 75,000 acre-feet of water under the Department of Water Resources' Water Right Permit 16482 (Application 17512).

Referred to DER, a copy of the San Joaquin Valley Air Pollution Control District's 2000-2001 Recommended Budget.

Referred to the Sheriff, a letter from the Californians United Against Drug Abuse requesting opposition against Proposition 36 regarding drug treatment programs.

Referred to the Auditor-Controller, a copy of the East Side Mosquito Abatement District's FY 2000-2001 Budget.

Referred to County Counsel and instructed Counsel to write a letter of response to Mr. Sebastian Jones' letter regarding the adoption of a program for a Funeral Escort Service in Stanislaus County. (Recommendation: Discussion and possible referral to County Counsel.)

Referred to the Department of Environmental Resources and Department of Public Works, a letter from the California Environmental Protection Agency, Department of Toxic Substances Control requesting comments on its Proposed California Environmental Quality Act Proposed Negative Declaration for the Reuse of Lead-Contaminated Soils for the California Department of Transportation (Caltrans).

Referred to the Department of Planning & Community Development and the Department of Public Works, a letter from the State Water Resources Control Board, Division of Water Rights regarding the State of California Appropriative Water Right Permit Requirements.

S/P unan. (4-0) (Blom Absent) Accepted from the Sheriff's Department, a letter of formal response to Grand Jury Final Report Part 10, concerning Video Arraignments.
2000-649

Referred to the Department of Public Works, Auditor-Controller and the CEO, a letter from the West Stanislaus County Fire Protection District regarding the Annual review of Capital Facilities Fees collected by the West Stanislaus County Fire Protection District on certain new development for FY 1998-1999.

Referred to the Department of Planning and Community Development, Resolution No. 2000-303 from the Modesto City Council, approving an amendment to the Modesto Urban Area General Plan revising the General Plan adopted land use diagram to designate 7.0 acres of the west side of Carpenter Road between Woodland and Torrid Avenues from residential to commercial.

Referred to the CEO, a letter from the City of Riverbank requesting review and assistance for the Jacob Myers Park Community-Built Playground Project.

Acknowledged receipt of claims and referred to the CEO-Risk Management the following claims: Cesar Tovar; Harley Swartz, Sr., Linda Swartz King, Patricia Swartz Shortner, and Harley Swartz, Jr., as surviving heirs of Lela Swartz, deceased; Justin Melton; Babette Adkins-Parker, for herself individually and as Guardian Ad Litem for DreannaMena Adkins-Fremstad and DonRobert Adkins-Fremstad, minors; Milton T. Medeiros; Sidney Lankford; David Jon Vargas; Carriann Louise Silva; Marlene Whitten; Michelle Azevedo; Marcia Ciraola; Robin Lynn Wright; Cecil Cook; Lawrence Jones; Abigale Post; Frank Martinez; Timothy Robert Platt; and, Todd Kay Rivett and Bob Shively.

Supervisor Paul attended the 2000 NACO Annual Conference and brought back information on a variety of topics.

Chairman Caruso requested Board concensus regarding future industrial zones in the County. A discussion ensued regarding the Visioning process.

M/P unan. (4-0) (Blom Absent) Adopted a Resolution in Opposition of Proposition 36 – Drugs, Probation and Treatment Program and directed the CEO to draft a letter for signature by the Chairman to each city in the County and every local, State and Federal legislator, encouraging opposition to Proposition 36, The Drugs, Probation and Treatment Program – Sheriff 2000-650

Chairman Caruso requested that the Shackleford area be reviewed for safer school crossings and for a community park through the Budget process.

Adjournment to Closed Session at 1:45 p.m. for a Conference with Legal Counsel - Anticipated Litigation: Significant exposure to litigation: two potential cases. Government Code Section 54954.5(c).

Adjourned at 2:06 p.m.

ATTESTED: REAGAN M. WILSON, Clerk
of the Board of Supervisors
of the County of Stanislaus
State of California

BY: LILLIE L. FARRIESTER, Assistant 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.)