

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

Regular Session

Tuesday

August 29, 2000

All Supervisors Present

Pledge of Allegiance to the Flag

Kathaleen Allen requested that the Board write a letter to the BSNF Railroad regarding the condition of the rail crossings at Yosemite Blvd., Second Street, and Parker Road in Empire.

Constant Flierman spoke regarding the volunteer fire fighters that serve the County and all of the efforts and cost involved training these people. He requested that the Board do something to recognize the efforts of these volunteers.

S/B unan. Adopted the consent calendar after removing from the consent calendar item *A-1, Approval of the Minutes for 08/22/00 and item *B-7, Approval to Authorize the Chief Executive Officer to Execute a Real Property Purchase Agreement to Purchase a 5.5 Acre Parcel of Property Located at 5321 Yosemite Boulevard in Empire, California, and Related Actions – Parks and Recreation

Adopted and waived the second reading of Ordinance C.S. 736 to amend No Parking Zones, Time Limit Parking and Handicapped Parking on various County roads

ORD-54-F-8 2000-693

Accepted the removal of Charles Etter, per the Mental Health Board By-Laws because of four absences and approved the appointment of Caleb Arias, as a Representative of Supervisorial District 5, to the Mental Health Board for a three year term ending on 6/30/03

2000-694

Approved a request from the Oakdale High School Cross-County Team for the use of Woodward Reservoir for meets on 9/6/00 and 10/18/00; waived all entrance fees for participants and spectators; required that all participants sign a Hold Harmless Agreement; and, that Oakdale High School have a \$1 million insurance policy which names Stanislaus County as co-insured on the policy

2000-695

Approved appointment of Lynn M. Harris, as a Representative of Supervisorial District 1, to the Advisory Board on Substance Abuse Programs for a three year term ending on 6/20/2003

2000-696

Approved the Department of Aging and Veterans Services (Area Agency on Aging) FY 2000/01 Planning and Service Area (PSA) Plan Update; authorized the Chairman and the Director of the Area Agency on Aging to sign the Transmittal Letter to the California Department of Aging

2000-697

Approved candidates for Credentialing by Stanislaus County Behavioral Health and Recovery Services Managed Care Division as Behavioral Health Panel Providers for National Health Plans and authorized the Chairman to sign the Credentialing Form

2000-698

Adopted the recommendations of the Nuisance Abatement Hearing Board Regarding Abatement Hearing No. 2000-04 for Joe Montalbo at 2132 Kenneth Street, Modesto – DER

2000-699

Authorized the Interim Director of DER to apply for grant funds from the San Joaquin Valley Unified Air Pollution Control District to fund a Motor Vehicle Emission Reduction Project for the Stanislaus County area – DER

2000-700

Authorized the Stanislaus County Library to apply for a grant from the California State Library for the Public Library Staff Education Program

2000-701

- Set Public Hearing for 10/3/00 at 9:25 a.m. to set FY 2000/01 Annual Assessment Rates for the Del Rio Heights Landscape Assessment District in the amount of \$179.50 per parcel – Parks and Recreation 2000-702
- Authorized the Chairman to sign a Grant Easement Deed granting public right-of-way to the City of Modesto for County Center No. 3 2000-703
- Approved a summary abandonment of a portion of a road right-of-way at the intersection of Scenic Drive and Oakdale Road 2000-704
- Approved an escrow agreement for Security Deposits In Lieu of Retention on the Claribel Intersections Project and authorized the Chairman to execute the Escrow Agreement 2000-705
- Approved annexation of territory (Hunter Hills Annexation) to the Almond Wood Estates Lighting District without an election; find that the territory more particularly described on exhibits "A" and "B" ("territory") is owned by 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 said district; find that Stanislaus County Code, §21.40.040, requires the installation of a street lighting system to serve the 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; order that the requirements of notice, hearing, and election shall not be applicable to this proceeding, pursuant to Streets and Highways Code §19056; ordered that the territory be annexed to the Almond Wood Estates Lighting District of Stanislaus County; find the fact of filing of the petition was received by the Clerk of the Board on 8/23/00; ordered that, pursuant to the Streets and Highways Code §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 of Supervisors 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 DL-25-20 2000-706
- Authorized the submittal of a Grant Application to the Great Valley Center for the Agricultural Transaction Program 2000-707
- Set a Public Hearing to consider the introduction, waiving of the reading and adoption of Ordinance Amendment No. 2000-01 - Mobile Homes for 9/19/00 at 7:45 p.m. ORD-54-F-10 2000-708

S/B unan. Approved the amended minutes for 08/22/00

P/M unan. Authorized the CEO to execute a Real Property Purchase Agreement and escrow documents necessary for the purchase of a 5.5 acre parcel of property located at 5321 Yosemite Boulevard in Empire, CA, and find that the Notice of Intent to Purchase Real Property was published by the Clerk of the Board as per GC §25350– Parks and Recreation 2000-709

P/B unan. Accepted the report on the Renaissance Project and adopted the Strategic Recommendations as a guide for implementation of the project; directed the CEO to work with the Total Quality Management Steering Committee to develop specific recommendations for implementation; authorized the CEO to work with the Children and Families First Commission to insure linkage between their program and implementation and the recommendations regarding Welfare to Work Incentive Funds and Tobacco Settlement Funds; directed the CEO to schedule joint meetings of the Board and the nine

City Councils to further discuss implementation of joint projects with the cities that are consistent with the Strategic Recommendations; authorized the CEO and the Auditor-Controller to make the necessary budget adjustments as the recommendations are implemented; established as a priority the implementation of the recommendations and authorized the CEO to draw upon appropriate County resources in order to effect timely progress in this project; and, directed the CEO to work with the Workforce Investment Board in developing recommendations and establishing priorities for the implementation of the economic development strategies contained in the report 2000-710

Recessed at 8:09 p.m.

Reconvened at 8:22 p.m.

B/S unan. Approved the Salida Community Plan Update by the Stanislaus County Planning and RRM Design Group; based on staff reports and attachments, testimony received at the hearing, documents including the DEIR and Final EIR, staff reports to Planning Commission and attachments and letters received; certified that the Final EIR for this project is complete and in compliance with CEQA, that the Board of Supervisors has reviewed and considered the information in the FEIR and the FEIR reflects the agencies independent judgement; approved the Mitigation Monitoring and Reporting Plan with 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; adopted "Findings of Fact" including Statement of Overriding Considerations Concerning Unmitigated Significant Impacts; find that the project is consistent with the overall goals and policies of the Stanislaus County General Plan; and, amended the Stanislaus County General Plan by approving the proposed revisions to the Salida Community Plan portion of the General Plan, including the Salida Community Plan Character and Design Guidelines, the above modification, and to add Goal 8 to the Plan entitled: "To Promote a Jobs Housing Balance within the Plan and the Entire County Region"; added as a related policy to phase Specific Plan Development such that Planned Industrial Development receives the highest priority and to avoid Leap Frog Development; and, amended: Board eliminated language which described certain growth percentages for the Plan; Board re-designated the area west of Dale Road and east of Sisk Road between the Modesto Irrigation District Main Canal and Ladd Road from Agricultural to Planned Industrial; re-designated the area west of Sisk Road north of the MID Canal and south of the extension of Ladd Road from Agricultural to Planned Industrial; changed the areas designated medium density residential and Agricultural near the Hammett interchange east of Highway 99 to Planned Industrial; and, the Board eliminated the specific distance requirements for buffers 2000-711

Recessed at 10:12 p.m.

Reconvened at 10:20 p.m.

B/S unan. Approved Rezone Application No. 2000-10 for 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, subject to the development standards and conditions as recommended by staff and subject to the Revised Site and Landscaping Plans as put forth in Exhibit "1"; the Board ordered the filing of a Mitigated Negative Declaration; find the project to be "de minimis" for the purpose of Fish and Game Codes; and, introduced, adopted, and waived the reading of Ordinance C.S. 737 for the above Rezone Application #2000-10 ORD-54-F-9 2000-712 & 2000-713

Referred to the HSA, a letter from the State Department of Health Services regarding Request for Application for New Local Safe Communities Planning and Development Grants.

Referred to the Chief Probation Officer, information on two Notices of Proposed Rulemaking from the Youth Authority on various sections to the California Code.

Acknowledged receipt of claims and referred to the CEO-Risk Management the following claims: Ken Hoffman and Gabriel Dennys.

Adjourned at 11:30 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.)