

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

Regular Session

Tuesday

February 20, 2001

All Supervisors Present

Pledge of Allegiance to the Flag

Joe De Foe spoke regarding documents he requested from County Counsel and did not receive. County Counsel stated that he thought the policy had been given to him and he would see that he receives the policy requested.

C/S unan. Adopted the consent calendar

*A1 Approved the minutes of 2/13/01

*A2 Commended Byron Bystrom, Auditor-Controller, upon his retirement from Stanislaus County
2001-110

*A3 Proclaimed 3/11-17/01 as Portuguese Immigrant Week
2001-111

*A4 Approved a request by the La Grange Improvement Association for use of the Stanislaus County
Park Facility at 151 Floto Street in La Grange for their 28th Annual Homecoming Event on
5/6/01
2001-112

*A5 Adopted and waived the second reading of Ordinance C.S. 752, entitled: Adopting Procedures
for Summary Abatement of Unsafe Conditions of Property
ORD-54-H-4
2001-113

*A6 Appointed A. Gene Fowler to the Commission on Aging
2001-114

*A7 Accepted the resignation of Mary A. Schatz from the Commission on Aging
2001-115

*B1 Approved a resolution for support for Stanislaus County Eastside Water District Groundwater
Recharge Program – DER
DW-13-19
2001-116

*B2 Selected the proposal submitted by Gandarilla Building Services and approved the award of a
one-year contract with provision to extend three additional years for janitorial services for the
Community Services Center; and, authorized the Purchasing Agent to sign the agreement and
any extensions of the term – Public Works
2001-117

*B3 Accepted the Stanislaus County Treasury Pool's 12/00 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 Chair to sign for the Board that the report has been reviewed
and accepted – Treasure-Tax Collector
2001-118

*B4 Declared County Vehicle 92-23 as surplus and authorized it to be donated to the Stanislaus
County Police Activities League (PAL) – CEO/Fleet Services
2001-119

*C1 Approved the plans and specifications for the Anderson Road Bridge at Orestimba Creek
Project; authorized the Clerk of the Board to schedule the dates for advertising the project on
2/28, 3/7 and 3/14/01, with the bid opening scheduled for 3/21/01 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 – Public Works
2001-120

*C2 Approved the Joint Powers Agreement between the County of Stanislaus and the City of
Modesto, authorizing the City of Modesto to replace the 9th Street Bridge over the Tuolumne
River located partially within Modesto's city limits and within the unincorporated area of the
County; and, authorized the Chair to sign the Joint Powers Agreement – Public Works
2001-121

- *C3 Approved the annexation of territory to the Almond Wood Estates Lighting District without an Election – (Parcel Map 50-PM-58 Annexation), after making the following findings: find that the 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 the 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 the 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, §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 2/14/01; 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; and, directed the Public Works Department 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 – Public Works DL-25-22 2001-122
- *C4 Approved annexation of territory to the Salida Highway Lighting District without an election – (MTC Annexation), after making the following findings: find that the 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 the 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 the 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, §19056; ordered that the territory be annexed to the Salida Highway Lighting District of Stanislaus County; find the fact of filing of the petition was received by the Clerk of the Board on 2/14/01; 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; and, directed the Public Works Department 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 – Public Works DL-3-B-8 2001-123
- *C5 Approved a request by Karen Baker, representing the Greater Merced Chamber of Commerce, to hold a bicycle race on County roads on 3/4/01, and authorized the Director of Public Works to issue a permit for the event subject to Standard Conditions – Public Works 2001-124
- *C6 Authorized the Auditor-Controller to deposit funds in the amount of \$65,500 in a Joint Escrow Account with MID for utility relocation costs for the Kiernan Avenue at Stoddard Road Traffic Signal Project – Public Works 2001-125

B/M unan. **B5** Authorized the application for the Proposition 12 Funding – Tree Planting Program Grant, available from the California Department of Forestry & Fire Protection (Urban and Community Urban Forestry Program); approved the resolution for grant funds for the Urban Forestry Grant Program as provided through the Proposition 12 Funding; and, authorized the Director of Parks and Recreation to sign and forward all applicable documentation to submit the application– Parks & Recreation 2001-126

Corr 1 Referred to the Department of Public Works, a letter from the State Business, Transportation and Housing Agency regarding the approval of our traffic safety grant.

Corr 2 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Maria A. Quintero; Moises and Sonia Sepulveda; and, Ron Inman.

Chair Paul and Supervisor Caruso attended the LAFCO reorganization meeting on Saturday.

Supervisor Blom attend the SJVAPCD meeting in Fresno where industries were requesting variances to burn crude oil for their energy burners. The Air District cannot authorize the variances until the counties declare a State of Emergency and are authorized by the Governor. The Board members voiced their concerns on the energy crisis.

Legislative A. Various individuals gave verbal updates and provided information on the State power situation. Lee Torrens, the County's energy consultant to the Waste-to-Energy Plant, spoke regarding the circumstances of how the State got itself into the present energy crisis and on recent and potential State Legislation. Mr. Torrins also spoke on how these energy issues impact the Waste-to-Energy Plant. Chris Mayer from MID spoke on their energy and financial situation. Stephanie Espinoza from PG&E spoke regarding the natural gas situation and the electricity crisis. Chris Kiriakou, a representative from TID, spoke on their current situation as well as the credit worthiness of their contracts and the adequacy of the supply of energy to meet their customer's needs. Les Weidman spoke regarding enforcement plans implemented by the Governor's office which only affect commercial facilities during non-business hours and pertain to outside lighting only, mainly advertising signage. Russ Richards and Andy Casazza answered questions regarding the County's emergency preparedness and on the energy use savings by the County.

Recessed at 9:20 p.m.

Reconvened at 9:25 p.m.

C/B unan. **7:45 p.m.** Granted the appeal of the Planning Commission's denial of Variance Application #2000-03 and Vesting Tentative Parcel Map Application #2000-25 – Judith and Louis Lombardi; finds the special circumstances do exist for this specific property in the areas of soil profile and topography; the Board finds that all the findings set forth in the staff report to the Planning Commission can be made; the Board further finds orders of filing of the mitigated negative declaration; finds the project to be de minimis for the purposes of the Fish and Game Codes; and, approves the Variance Application #2000-03 and Vesting Tentative Parcel Map Application #2000-25 - Judith and Louis Lombardi, to create one 3.0± acre parcel and one 98.4± acre remainder parcel through the merger and resubdivision of two existing parcels of 40.2 and 64.5 acres on property located on Pellerin Rd. in the Waterford area subject to the conditions of approval listed in the Planning Commission report dated 1/18/01 continued from 12/7/00. (Note: This appeal was continued from the 2/13/01 Board meeting.) – Planning & Community Development 2001-127

Adjourned at 9:55 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.)