

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

Regular Session

Tuesday

March 27, 2001

All Supervisors Present

Pledge of Allegiance to the Flag

Presented a commendation to Byron Bystrom, Auditor-Controller, upon his retirement from Stanislaus County.

Presented a Social Worker Recognition Proclamation to Dr. Ellen Dunbar, Director of the Department of Social Work, CSUS.

Grace Cox asked if the Board had any plans to replace the water feature located in the 10<sup>th</sup> Street Plaza area.

John Mataka requested a status update regarding the Grayson Neighborhood Council's stop sign request. He also requested a status report regarding the possibility of receiving funding for a Grayson Community Center.

Miguel Donoso spoke about the Hispanic community's concerns regarding StanCOG, Item\*B-4.

B/M unan. Adopted the consent calendar after removing from the consent calendar **Item \*B-4**, Approval of Amendment to the Joint Powers Agreement Establishing the Stanislaus Council of Governments and Approve a Service Agreement Between the County and the Stanislaus Council of Governments (StanCOG)

\*A1 Approved the minutes of 3/20/01

\*A2 Adopted and waived the second reading of Ordinance C.S. 756 to Amend Title 11 of the Stanislaus County Code, Pertaining to Traffic Control to Establish Speed Zones on Various County Roads  
ORD-54-H-8 2001-215

\*A3a Accepted the resignation of Sharon Emery from the Keyes Municipal Advisory Council  
2001-216

\*A3b Accepted the resignation of Norman Crow from the West Stanislaus Resource Conservation District  
2001-217

\*B1 Approved candidates for credentialing by the Stanislaus County Behavioral Health and Recovery Services Managed Care Division, as Behavioral Health Panel Providers for National Health Plans; and, authorized the Chair to sign the Credentialing Form – BHRS  
2001-218

\*B2 Approved an amendment to the agreement with Recovery Systems Associates to provide alcohol and other drug treatment services for Kaiser, National Health Plans and Emanuel EPO/PPO Beneficiaries; and, authorized the Director of Behavioral Health and Recovery Services, or his Designee, to sign the amendment to the agreement – BHRS  
2001-219

\*B3 Approved an amendment to the agreement with Center for Human Services to provide substance abuse prevention and early intervention services; and, authorized the Director of Behavioral Health and Recovery Services, or his Designee, to sign the amendment to the agreement – BHRS  
2001-220

- \***B5** Approved the extension of Department Head Benefits to the classifications of Chief Information Officer and Assistant Executive Officer effective 3/24/01; and, authorized the CEO to offer to the top candidate for Chief Information Officer, employment above the mid-point of Band G up to \$105,000 – CEO 2001-221
- \***B6** Approved the submission of a grant application to the State Office of Emergency Services (OES) for the State Domestic Preparedness Equipment Program 2001-222
- \***B7** Approved the cancellation of the Board of Supervisors' Meeting scheduled for 4/3/01, and scheduled the Board of Supervisors' Annual Retreat 2001-223
- \***B8** Authorized the provisional appointment of James Wheelless to the position of Emergency Dispatcher at Stanislaus Regional 9-1-1, at the fifth step of the salary range, \$19.76/hr. – Emergency Dispatch 2001-224
- \***B9** Approved a Service Support Agreement with Marconi Medical Systems for preventive and corrective maintenance on C.T. Scanner with a 36-month term, effective 1/21/01; and, authorized the HSA Managing Director, or her Designee, to sign and execute the agreement – HSA 2001-225
- \***B10** Authorized the CEO to execute a Real Property Purchase Agreement and escrow documents necessary for the purchase of property on "I" Street in Empire, CA to expand a neighborhood park; and, find that Notice of Intent to Purchase Real Property was published by the Clerk of the Board as per GC §25350 – Parks and Recreation 2001-226
- \***B11** Approved a time extension for adverse weather days to the contract with Diede Construction Company for the construction of the Ceres Recovery Center; and, approved the installation of two additional modular classrooms for the Stanislaus County Office of Education - CEO 2001-227
- \***D1** Set a public hearing on 4/24/01 at 9:25 a.m. to consider the introduction, waiving of the reading, and adoption of Ordinance Amendment 2001-01 Revision to the Zoning Ordinance Section 21.12.625 to Include Vessels – Planning and Community Development  
ORD-54-H-9 2001-228

B/S unan. \***B4** Approved an amendment to the Joint Powers Agreement establishing the Stanislaus Council of Governments; approved a Service Agreement between the County and the Stanislaus Council of Governments (StanCOG) for certain administrative functions; and, authorized the Chair of the Board to sign the agreements – CEO 2001-229

M/C unan. **9:25 a.m.** Approved the final cost reimbursement for demolition of a structure located at 5523 (5521) 9th Street, Keyes, CA; authorized the Treasurer-Tax Collector to recover these costs by special assessment and a lien upon the property; cause the same to be recorded on the Assessment Roll; and thereafter, said assessment shall constitute a special assessment against and a lien upon the property; and, all proceeds received from payment of this assessment in satisfying the lien upon the property shall be paid to the Stanislaus County Treasurer-Tax Collector, who shall transfer the same to Demolition Trust Fund #6268 (Org. #00664100, Account #63280) – Public Works 2001-234

M/B (4-0) (Caruso abstained) **9:30 a.m.** Amended item to allocate \$500,000 to the Shackelford Neighborhood Sewer Collection and Transfer System project from the Stanislaus County Road Fund if the County is awarded the 2001 CDBG; approved the 2001 CDBG Application for \$500,000, regarding Sewer Collection and Transfer System for the Shackelford Neighborhood (\$462,910), Activity Delivery (\$35,000), and General Administration (\$2,090); authorized the CEO to sign the Statement of Assurances; approved the commitment of personnel and in-kind services not to exceed \$5,000; accepted and directed the commitment of \$1,000,000 in Redevelopment Agency funds for sewer construction; approved the commitment of \$75,000 of program income for sewer lateral connections; approved repayment of CDBG funds in the event that the activity is determined to be ineligible; authorized the Director of Planning and Community Development to act on the County's behalf in all matters pertaining to this application,

including submittal of the application, execution of the grant agreement, drawdown of funds, submittal of amendment requests and execution of grant amendment documents. Additionally, the Director shall be the party responsible for grant administration; and, authorized the Auditor-Controller to establish the necessary Budget Index and Appropriations – Planning and Community Development 2001-235

B/C unan. **B12** Accepted the update on the Westley Tire Fire Site; and, amended the item to begin receiving a quarterly update report, effective immediately, or sooner if there is new information to report and the need arises – DER 2001-230

Recessed at 10:30 a.m.

Reconvened at 10:38 a.m.

S/B unan. **B13** Reaffirmed Stanislaus County’s commitment to construct and own a Performing Arts Center in collaboration with the Central Valley Center for the Performing Arts; authorized the County staff to work in collaboration with the Central Valley Center for the Performing Arts to proceed with the next steps as outlined in this staff report, for program validation and design architect selection for the Performing Arts Project; authorized the acceptance of a contribution from the Central Valley Center for the Performing Arts for their share of the costs related to the following phases: revalidate program; develop project management plan; and selection of design architect; direct the CEO to develop recommendations to be presented to the Board of Supervisors at the conclusion of the recommended work effort; authorized the CEO to negotiate and execute agreements for professional services for the recommended phases including architectural, program validation and construction management from existing budgeted appropriations in the Special Projects Budget; authorize the CEO to explore the feasibility of a partnership for this project with the California State University Stanislaus (CSUS) for possible inclusion in this project; authorized the CEO to initiate all activities related to planning law and compliance with CEQA including: preparation of a specific project description; designation of a preferred site as the block bounded by 10th, 11th, H and I Streets (formerly known as the City Hall Block); referral of the project description to the Department of Planning and Community Development to conduct and circulate an Initial Study to all appropriate public agencies; authorized the CEO to negotiate and execute an agreement with a hazardous materials abatement and demolition consultant for the required demolition activities; authorized the CEO to initiate a design architect competition as recommended in this report; authorized the CEO to proceed to prepare the County’s financial plan for a commitment of up to \$15 million of in-kind and cash contributions to the project, to be decided upon completion of the design selection phase as recommended in this report; work with the County’s financial advisor and the County’s Debt Advisory Committee and to return this plan to the Board of Supervisors for final consideration; and, authorized the CEO to consider alternatives to the Downtown Facilities Plan adopted in 12/00 to seek alternatives to re-use of the City Hall Building if additional funds and or partners are available for the Performing Arts Center – CEO 2001-231

B/C unan. **B14** Approved an amendment to the agreement with Community Housing and Shelter Services to provide shelter nights for homeless adults with a serious mental illness; and, authorized the Director of Behavioral Health and Recovery Services, or his Designee, to sign the amendment – BHRS 2001-232

Continued to the 4/10/01 Board Meeting, **Item B15** - Approval of the Balanced Scorecard Performance Measures, Approval of the Key Success Factors, and Approval of the Revised Vision/Missions/Values/Priorities Statement 2001-233

**Cor 1** Referred to the Planning & Community Development Department a Notice of Hearing from the California Energy Commission Regarding AB 970 Building Energy Efficiency Standards.

**Cor 2** Referred to the Department of Employment & Training a letter from the California Employment Development Department Regarding the Release of the Job Training Automation (JTA) System Version 4.10.

**Cor 3** Referred to the Chief Executive Officer and Health Services Agency a letter from the California Department of Health Services Regarding Fiscal Year 2000-01 "Revised" CHIP Allocation Tables.

**Cor 4** Referred to the Department of Child Support Services and the Chief Executive Officer a letter from the California Department of Child Support Services regarding DCSS Undistributed Collections Initiative and Addition to Form CS 820 (Child/Family/Spousal and Medical Support Collections and Non-Assistance Distributions and Disbursement Form).

**Cor 5** Referred to the Agricultural Commissioner and the Department of Environmental Resources a letter from the United States Department of the Interior Fish and Wildlife Service regarding a Notice of Final Designation of Critical Habitat for the Threatened California Red-legged Frog.

**Cor 6** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Steven Rutherford; Pacific Bell; Terri Ann Ambrose; and, Frank Mell.

Supervisor Mayfield inquired as to whether the County was considering the purchase of a television station.

Supervisor Caruso attended the Westley Tire Fire meeting. He also attended the funeral of the Clerk of the Board's mother, which was held in Sonora, CA.

Chair Paul attended the Children and Families First Committee's retreat and recent public meeting held in Riverbank and noted that the number one concern of those in attendance was quality childcare to prepare their children for school as well as a health clinic.

The CEO reported that energy is still the driver for legislation in Sacramento and no conclusion has been reached at this point.

Chair Paul announced that the Board of Supervisors' Retreat will be held at 9:00 a.m. on 4/3/01, at the King Kennedy Memorial Center, 601 N. Martin Luther King Jr. Drive, Modesto, CA.

Adjourned to Closed Session at 12:13 p.m. for Conference with Labor Negotiations: Agency Negotiator, Reagan Wilson; Employee Organizations: OES, AFSCME, SRPA, DSA, SCEA, SEIU, Local 535, CAA, CNA, OE3 and Management. GC §54954.5(f). Conference with Legal Counsel – Anticipated Litigation: Significant Exposure to Litigation - One Case. GC §54954.5(c).

Adjourned at 1:15 p.m.

ATTESTED: CHRISTINE FERRARO TALLMAN, Clerk  
of the Board of Supervisors  
of the County of Stanislaus  
State of California

BY: LILLIE L. FARRIESTER, Assistant Clerk of 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.)