

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

Regular Session

Tuesday

June 4, 2002

All Supervisors Present

Pledge of Allegiance to the Flag

John Menninger, our Sister City liaison, introduced Sandrine Clement from our Sister County in Mayenne, France.

P/S unan. Adopted the consent calendar after removing Item \*C7 - Approval to Set a Public Hearing on July 30, 2002, at 9:30 A.M., Regarding the Fiscal Year 2002/2003 Annual Assessments for County Service Area No. 10 - Salida and Approval of Ballot Procedure, from the Agenda

\*A1 Approved the minutes of 5/14/02

\*A2a Adopted and waived the second reading of Ordinance C.S. 793 authorizing the redevelopment of certain unincorporated territory as part of Amendment #1 to the Ceres Redevelopment Plan for the Ceres Redevelopment Project #1 ORD-54-J-16 2002-383

\*A2b Adopted and waived the second reading of Ordinance C.S. 796 amending Title 11 of the County Code, pertaining to traffic control to establish speed zones on various County roads ORD-54-J-17 2002-384

\*A3 Commended the recipients of the Minorities Women's Network 9th Annual Men of the Year Awards 2002-385

\*A4a Accepted the resignation of Constant Fliermans from the Burbank-Paradise Fire Protection District Board 2002-386

\*A4b Accepted the resignation of Charline Speck from the WIB 2002-387

\*A4c Accepted the resignation of Lynda Rodriguez from the Salida MAC 2002-388

\*A5a Appointed Ralph Curtis and Ernie Flores to the WIB 2002-389

\*A5b Appointed Rhonda Parker, Nancy Millberry, Dr. James Williams and Chief Roy Wasden to the Stanislaus Children's Council 2002-390

\*A6 Accepted LAFCO's reorganization of the Valley Home Fire Protection District with the Oakdale Rural Fire Protection District DF-8-15 2002-391

\*A7 Accepted the resignation of Chris Reardon, as the Member, and appointed Chris Savage, as the Alternate Member, to the Citizens' Advisory Committee of the SJVUAPCD 2002-392

\*B1 Approved the Internal Audit Division Audit Schedule for the period of July 2002 to June 2003 - Auditor/Controller 2002-393

\*B2 Approved the list of providers who are being credentialed by the BHRS Managed Care Division as BHRS Panel Providers for Medi-cal, and authorized the Chairman to sign the Credentialing Form 2002-394

\*B3 Approved the amended agreement with Yosemite Community College District (YCCD) for educational, vocational and related services for StanWORKs participants; and, authorized the CSA Interim Director, or his Assistant Director Designee, to sign the agreement not to exceed the total contract amount of \$710,000 for the period of 7/1/01 - 6/30/02 2002-395

\*B4 Approved the contract between the Victims Compensation and Government Claims Board (Formerly the State Board of Control) and the DA's Office in the amount of \$58,796, to continue funding for a Paralegal to track, research and report on restitution to victims of violent crimes; and, authorized the DA to sign the contract and approved a grant award agreement including any extension or amendments 2002-396

- \*B5 Accepted two training mini-grants for \$5,000.00 each from the Stanislaus County Children and Families Commission on behalf of the Stanislaus County Multidisciplinary Interview Center, to be administered by the DA's Office; authorized the DA to sign the grant award agreements including any extensions or amendments; and, directed the Auditor-Controller to establish a new Special Revenue Fund with appropriations 2002-397
- \*B6 Authorized the Director of DER to submit a Household Hazardous Waste Grant Application to the California Integrated Waste Management Board for \$150,000 in State funding to allow the permanent Household Hazardous Waste Collection Facility to receive e-waste such as cathode ray tubes from computers and televisions 2002-398
- \*B7 Approved the granting of an easement to the City of Modesto for the construction and maintenance of a water line across Wincanton Park in Salida; and, authorized the Chairman to sign the Easement and the Director of the Department of Parks and Recreation, or his Designee, to deliver the Easement to the City of Modesto 2002-399
- \*B8 Authorized the Sheriff to sign the agreement with the 2002 38th District Fair Board and the Sheriff to provide security at the 2002 Stanislaus County Fair 2002-400
- \*B9 Authorized the Sheriff to accept \$171,733 in California Law Enforcement Equipment Program (CLEEP) High Technology Grant Funds from the State; authorized the purchase of GroupWise licenses, security upgrades, and computer equipment for the Salida Substation and other Sheriff Department facilities; and, directed the Auditor-Controller to increase appropriations and estimated revenues 2002-401
- \*C1 Authorized the Road and Bridge Division of Public Works to purchase an Asphalt Milling Machine; directed the Auditor-Controller to transfer appropriations within the Road and Bridge Division Budget Fund 1101 - Org 40300 by reducing Account #65620 in the amount of \$23,625 and Increasing Account #84260 in the amount of \$23,625 2002-402
- \*C2 Approved a Purchase Agreement to acquire a Utility Pole Anchor Easement on the south side of Claribel Road west of Albers Road; authorized the Chairman sign the agreement; and, directed the Auditor-Controller to issue a warrant for the purchase amount of \$500.00 payable to the landowners 2002-403
- \*C3 Approved a Purchase Agreement to acquire a Utility Pole Anchor Easement on the south side of Claribel Road east of Albers Road; authorized the Chairman to sign the agreement; and, directed the Auditor-Controller to issue a warrant for the purchase amount of \$500.00 payable to Stueve Properties 2002-404
- \*C4 Approved Escrow Agreement #8-1206 for security deposits in lieu of retention on the Las Palmas Road Widening Project, and authorized the Chairman to sign the Escrow Agreement 2002-405
- \*C5 Approved an agreement with Caltrans for State Matching Funds for the FY of 2001/02, and authorized the Chairman to sign the State Match Agreement – PW 2002-406
- \*C6 Adopted a resolution to summarily vacate Rogers Court and the Public Utility Easement Fronting Rogers Court, near the City of Patterson; and, conditioned the approval of the abandonment as requested by PG&E - petitioner shall be required to have abandoned and/or replace, at their expense, PG&E's existing gas line and electric facilities within the existing Public Utility Easement on the north side of Rogers Court 2002-407
- \*D1 Accepted the Planning Commission's recommendation and approved Vesting Tentative Map Application #2001-02, Smith Subdivision – Planning and Community Development Department 2002-408
- \*D2 Approved Salida Storm Drain Account expenditure to Fagundes & Son, Inc.; approved Salida Road Account expenditure to Neumiller & Beardslee; authorized the Auditor-Controller to

issue a warrant in the amount of \$33,791.50 to Fagundes & Sons, Inc.; and, authorized the Auditor-Controller to issue a warrant in the amount of \$56.39 to Neumiller & Beardslee  
2002-409

**\*D3** Set a public hearing on 7/2/02 at 9:35 a.m. for Rezone Application # 2002-01 - Pirrone Business Park - Planning and Community Development Department

ORD-54-K-1 2002-410

**\*D4** Set a Public Hearing on 7/2/02 at 9:40 a.m. for Rezone Application #2002-02 and Parcel Map Application #2002-02 - A & L Pirrone Vineyards - Planning and Community Development Department

ORD-54-K-2 2002-411

B/S unan. **9:25am (A)** Set the 2002/03 Annual Assessment as shown on Exhibit "A" for the Riverview Landscape and Lighting District; made the "Riverview Landscape and Lighting District Annual Engineer's Report FY 2002/03" a part of the record of this proceeding; and, authorized the Auditor-Controller to add the annual assessment to the 2002/03 Tax Roll – PW  
2002-412

C/B unan. **9:25am (B)** Set the 2002/03 Annual Assessment as shown on Exhibit "A" for the Shackelford Landscape and Lighting District; made the "Shackelford Landscape and Lighting District Annual Engineer's Report FY 2002/03" a part of the record of this proceeding; and, authorized the Auditor-Controller to add the annual assessment to the 2002/03 Tax Roll – PW  
2002-413

C/S unan. **9:25am (C)** Set the 2002/03 Annual Assessment as shown on Exhibit "A" for the Riverdale Landscape and Lighting District; made the "Riverdale Landscape and Lighting District Annual Engineer's Report FY 2002/03" a part of the record of this proceeding; and, authorized the Auditor-Controller to add the annual assessment to the 2002/03 Tax Roll – PW  
2002-414

C/P unan. **9:25am (D)** Set the 2002/03 Annual Assessment as shown on Exhibit "A" for the Howard-McCracken Landscape and Lighting District; made the "Howard/McCracken Landscape and Lighting District Annual Engineer's Report FY 2002/03" a part of the record of this proceeding; and, authorized the Auditor-Controller to add the annual assessment to the 2002/03 Tax Roll – PW  
2002-415

B/S unan. **9:30am** The Board finds that Ordinance C.S. 798 is exempt from the provisions of the CEQA; and, introduced, waived the reading and adopted Ordinance C.S.798, Planning and Community Development Department OA #2002-01, to establish requirements for small wind energy systems  
ORD-54-J-18 2002-416 & 2002-417

**Corr 1** Referred to the Auditor-Controller and the Department of Planning and Community Development a letter from Urban Futures, Inc. regarding the Redevelopment Plan for the Proposed Ceres Redevelopment Project's tax increment projections based upon a four percent growth rate.

**Corr 2** Referred to DER and the Agricultural Commissioner a letter from the State Water Resources Control Board regarding the extension of the solicitation for information related to the revision of California's Clean Water Act Section 303(d) to the date of 6/15/02.

**Corr 3** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Bea Salerno; Larry Harper; Marshall Casey; Mike Jackson; Richard Hull; Deborah Lewis; Lucy Tapia; and, Melissa Utke.

Supervisor Blom informed the Board that he recently attended the WIR Conference in Billings, Montana where he received information regarding rural health care and forestry issues. He noted that he and Supervisor Paul attended the West Modesto Community Center's opening ceremonies last week where many citizens came to see the new services that will be offered at the clinic.

Supervisor Caruso attended an event for the new Assistant Sheriff, Myron Larson, and Commander Raul DeLeon. He noted that today is Kids' Day where the Modesto Bee sells a special edition of its newspaper to help raise funds to support youth programs at the Salvation Army's Red Shield Center.

Supervisor Paul attended the Memorial Ceremonies in Oakdale last week.

CEO reported on the State's budget noting the deficit will be around \$24 billion. The budget cuts are across most programs. The changes in the Williamson Act will impact Stanislaus County by over \$2 million. The State's cuts could impact this County by up to \$18 million. Another cost shift will be in the Child Support programs, which is partially due to the State not having a functional automation program. The Criminal Justice programs will take a large cut especially in the Juvenile Justice programs. He is very concerned about the possible cuts in the Criminal Justice grants, which the DA's office currently utilizes. He thinks the County could lose 130 to 140 jobs, so he has slowed down the recruitment process to fill any existing vacancies. The County's FY 2002-03 Proposed Budget will be considered by the Board on 6/25/02. He thinks that the State will pass their budget sometime in August.

Adjourned to closed session at 10:20 a.m. for conference with legal counsel on existing litigation - one case: Jose Lopez, et al. v. Stanislaus County, et. al. - Stanislaus County Superior Court Case #309778. Pursuant to GC §54956.9 (a).

Adjourned at 11:00 a.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.)