

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

Regular Session

Tuesday

June 25, 2002

Supervisor Blom absent

Pledge of Allegiance to the Flag

Will O'Byrant spoke regarding Public Education and Government Television (PEG), and noted that the City of Modesto has negotiated with the School Districts, MJC, and the County for this system. He requested that a JPA be formed and a studio for PEG service be located at 10<sup>th</sup> Street Place.

C/P (Blom absent) (4-0) Adopted the consent calendar

- \*A1 Approved the minutes of 6/18/02
- \*A2a Appointed Patricia Hitch to the Animal Advisory Board 2002-461
- \*A2b Appointed Sylvia Zepeda to the Youth Advisory Council for the WIB 2002-462
- \*A2c Appointed David Epps to the 49-99 Library System Advisory Board 2002-463
- \*A3a Reappointed Robert Burke to the Oakdale Rural Fire Protection District Board 2002-464
- \*A3b Reappointed Randee Stidham to the Stanislaus County Free Library Advisory Board 2002-465
- \*A3c Reappointed Velma Moore to the Commission on Aging 2002-466
- \*A3d Reappointed Elwood Escobar and Dennis Hartman to the Denair Fire Protection District Board 2002-467
- \*A3e Reappointed Jack Bray to the Woodland Avenue Fire Protection District Board 2002-468
- \*A3f Reappointed Sherman Boone and Lane Parker to the East Stanislaus Resource Conservation District Board 2002-469
- \*A3g Reappointed Myrna Lebert, Karen O'Bannon and Lisa Henry to the Stanislaus Child Care Development and Planning Council 2002-470
- \*A3h Reappointed Virgil Thompson to the Stanislaus County Employees Retirement Board 2002-471
- \*A4 Accepted the resignation of Inga Doyle from the Mental Health Board 2002-472
- \*A5 Approved a request from E Clampus Vitus for the use of the La Grange Gold Dredge Historical Site on Saturday, 10/19/02 for their annual fall event 2002-473
- \*A6 Set a public hearing on 7/9/02, at 9:25 a.m., to consider an appeal of the Planning Commission's approval of Use Permit Application #2002-01, Sargenti Kennels 2002-474
- \*A7 Adopted the results of the ballot procedure for the support to increase the assessments for the Denair Highway Lighting District DL-2-25 2002-475
- \*A8 Approved a request from the United Way for use of the Bonita Pool and park area for their annual Great Westside Duck Race on 10/12/02 2002-476
- \*B1 Authorized the Director of BHRS, or his Designee, to sign an agreement with the State Department of Mental Health for FY 2002/03 in which Stanislaus County agrees to administer the Managed Mental Health Care for Stanislaus County Medi-Cal beneficiaries and to operate the Mental Health Plan for Stanislaus County – BHRS 2002-477
- \*B2 Approved the list of providers who are being credentialed by the BHRS Managed Care Division as Behavioral Health Panel Providers for Medi-Cal, and authorized the Chairman to sign the Credentialing Form 2002-478
- \*B3 Approved an increase to the Advanced POST Certificate Compensation Rate for Lieutenants and Captain from \$1,667.90 to \$2,067 per year, effective the start of the first full pay

period after 7/1/02; and, effective 6/1/05, approved an increase to the Advanced POST Certificate Compensation Rate from \$2,067 to \$3,437.20 per year – Sheriff’s Department  
2002-479

- \*B4** Approved a request by Certified Modesto Farmer’s Market for use of a parking lot on County property located at 4385 Sisk Road, site of the Salida Regional Library, for a public Farmer’s Market on each Sunday beginning 6/30/02 – CEO 2002-480
- \*B5** Approved the design and the Plans and Specifications for the Salida Regional Library Project, and approved the recommended bid alternatives; authorized the Project Manager to advertise and issue Invitations to Bid and set the bid date for 7/31/02, no later than 3:00 p.m.; authorized staff to review bids and recommend award for Board approval; authorized the Project Manager to negotiate and execute a Work Authorization for inspection services; authorized the Project Manager to negotiate and execute contracts for specialty inspection and testing services; and, authorized the Project Manager to negotiate a Work Authorization for construction management services – CEO 2002-481
- \*B6** Approved the design approach and the construction Plans and Specifications for the remodel of the former Modesto City Hall; authorized the Project Manager to advertise and issue Invitations to Bid and set the bid date for 8/7/02, no later than 2:30 p.m.; authorized the staff to review bids and recommend award for Board approval; authorized the Auditor-Controller to transfer the County match funds approved in 2000/01 Budget and authorized the Auditor-Controller to make the proper journal entries; authorized the Project Manager to issue RFPs for furniture, fixtures, and equipment (FF&E); authorized the Project Manager to negotiate and execute an agreement for specialty inspection and testing services; authorized the Project Manager to review solutions for data and communication services, and to negotiate and enter into agreements for providing and implementing data and communication systems – CEO 2002-482
- \*B7** Authorized the CEO to finalize and execute the agreements for Indigent Defense Legal Services, for the period of 7/1/02 - 6/30/04, with the law firms of Grisez, Orenstein & Hertle, and Perry & Associates, for the continued provision of legal representation of indigents which the Public Defender is unable to represent 2002-483
- \*B8** Authorized CSA to renew contracts with various local providers for FY 2002-03; authorized the CSA Interim Director, or his Assistant Director Designee, to sign the agreements and any amendments not to exceed the original contract amounts 2002-484
- \*B9** Authorized the DAFS Division to enter into a contract with Technical Consultants International to upgrade the legal documents forms generator and authorized the Purchasing Agent to sign said contract for an amount not to exceed \$150,000 2002-485
- \*B10** Set a public hearing for 7/30/02, at 9:35 a.m., to consider County Franchise Refuse Collection Rate Adjustments for the residential and commercial collection service – DER 2002-486
- \*B11** Accepted the staff report, schedule, and target date for the preparation of Phase I of a Feasibility Report for Stanislaus County to provide groundwater management and planning activities; directed staff to submit a grant application for a Stanislaus County Environmental Trust Fund Grant to develop a Scope of Work and a Preliminary Report for elements necessary to prepare a Feasibility Report; authorized the Director of DER, or his Designee, to accept grant funds, and to administer and sign associated contract, agreements, documents, and associated instruments relating to the Stanislaus County Environmental Trust Fund Grant 2002-487
- \*B12** Authorized the Director of DER to apply to the California Department of Health, Tobacco Control Section, for Local Enforcement of Tobacco Control Laws Grant, and to sign all necessary documents 2002-488
- \*B13** Authorized the Hazardous Materials Division of DER to submit an application for funding to the Stanislaus County Environmental Trust Fund to improve the enforcement and

- HAZMAT response for the Hazardous Materials Division; and, authorized the Director of DER, or his Designee, to accept grant funds, and to administer and sign associated contracts, agreements, documents, and associated instruments relating to the Stanislaus County Environmental Trust Fund Grant – Environmental Resources 2002-489
- \*B14** Authorized the Department of Parks and Recreation to apply for a Stanislaus County Environmental Trust Fund Grant for a joint project with Paradise School for a Playground/Park Irrigation System, and authorized the Director of Parks and Recreation to sign all necessary documents 2002-490
- \*B15** Approved a resolution authorizing the Department of Parks and Recreation to apply for Park Bond Act 2000, Roberti-Z’Berg-Harris Urban Open Space and Recreation Grant Program Funds; authorized the Director to submit the grant application to the State Resource Agency and to sign all necessary documents; authorized the Director to submit specific project grant applications for this Grant Program and to sign all necessary documents; authorized the Director to accept funds for the grant applications from the State Resources Agency; and, authorized the Auditor-Controller to set up a separate interest bearing fund to receive grant money and set up appropriations 2002-491
- \*B16** Authorized the Sheriff to accept Grant Funds for 2001-02 from the Office of Criminal Justice Planning (OCJP) for an Anti-Drug Task Force Program in the amount of \$492,405; directed the Auditor-Controller to increase estimated revenues and appropriations for the 2001-02 Anti-Drug Task Force; amended the Salary and Position Allocation Resolution to transfer a position from Probation to Sheriff as outlined in staffing impacts; authorized the purchase and installation of equipment in the Task Force’s surveillance van; and, authorized the purchase of undercover vehicles and other equipment 2002-492
- \*B17** Approved the Stanislaus County Treasury Pool Investment Policy adopted 7/11/01, to be effective 7/1/02; approved the delegation of investment authority to the Stanislaus County Treasurer/Tax Collector for a one-year period; approved the expansion of the Treasury Oversight Committee from three to five members, which approves the addition of a representative from the school districts and a representative of the special districts in a manner determined by the majority of the presiding officers of each type of district – T/TC 2002-493
- \*B18** Authorized the CEO to negotiate and execute a lease with San Joaquin Valley Express to provide for the occupancy of a portion of the former Proctor and Gamble building by the Stanislaus County Department of Child Support Services; authorized the reimbursement of capital improvements to the landlord in accordance with the terms of the lease; and, authorized the payment of rent to the landlord in accordance with the terms of the lease 2002-494
- \*C1** Approved the transfer from Public Works AB-2928 Supplemental Maintenance Funds 1103-0040301-85850 into Public Works Road and Bridge Maintenance 1101-0040300-46600; Abbie Street/South Avenue Project 1102-0040310-46600-9405; Shackelford Infrastructure Project 1102-0040310-46600-9409; and, directed the Auditor-Controller to make these transfers in the total amount of \$528,743.85 – PW 2002-495
- \*C2** Approved an increase of appropriations and revenue for the Compressed Natural Gas (CNG) Fueling Station Project; and, directed the Auditor-Controller to increase appropriations in the amount of \$220,000 and increase revenue in the amount of \$215,000 – PW 2002-496
- \*C3** Approved an agreement with the City of Patterson for the County portion of Sperry Road Improvement Design; authorized the Chairman to sign and execute the agreement; and, directed the Auditor-Controller to increase appropriations and revenue – PW 2002-497
- \*C4** Approved the Plans and Specifications for the Abbie Street, South Avenue Curb and Gutter Project; set the deadline for submission of bids as 7/31/02, prior to 2:30 p.m.; directed Public Works’ staff to mail the Notice Inviting Bids to Trade Journals as required by law;

- and, directed the Auditor-Controller to increase appropriations by \$5,000 in the project account to cover the costs of advertising and publishing – PW 2002-498
- \*C5 Directed the Auditor-Controller to increase appropriations by \$35,000 and increase estimated revenues by \$30,985 in the project account for the Compressed Natural Gas (CNG) Vehicle Fueling Facility Project – PW 2002-499
  - \*C6 Approved the installation of stop sign traffic control, under the authorization granted to local authorities in Vehicle Code Section 21354, at the following locations: Old Las Palmas Avenue at Poplar Avenue; Beverly Drive at Picardy Drive; Redwood Road at Aldrich Road; Garden Avenue - Roselawn Avenue at Colorado Avenue; Zinfandel Avenue at Maximillian Drive; San Joaquin Street at Avenue B; and, Cowan Street at Avenue B – PW 2002-500
  - \*C7 Authorized the Public Works Transit Manager to accept an assignment of the right to purchase seven Compressed Natural Gas (CNG) buses and, upon review and approval by County Counsel, to execute all documents necessary to complete the purchase of the buses 2002-501
  - \*D1 Set a public hearing on 8/20/02, at 6:45 p.m., to consider the approval of GPA Application #2001-07 and Rezone Application #2001-11 – D & L Concrete Pump, Inc. – Planning and Community Development Department ORD-54-J-1 2002-502

S/M (Blom absent) (4-0) **B19** Accepted the 2001 Stanislaus County Agricultural Crop Report – Agricultural Commissioner 2002-503

**Recessed at 9:58 a.m.**

**Reconvened at 10:05 a.m.**

**Recessed at 12:25 p.m.**

**Reconvened at 12:35 p.m.**

S/C (Blom absent) (4-0) **9:20 a.m.** Accepted the recommended Proposed Budget for FY 2002-03 from the CEO; received public comment and input on the Proposed Spending Plan; authorized the CEO and the Auditor-Controller to make the necessary technical adjustments to implement the approved Proposed Budget; directed the CEO and the Auditor-Controller to prepare the Proposed Budget document in accordance with State law and submit it to the State Controller; amended the Salary and Position Allocation Resolution to reflect the recommended changes in the Proposed Budget, which provides for classification changes effective 7/1/02; directed the CEO to prepare the Final Budget to be considered and scheduled for public hearing on 9/17/02 at 6:35 p.m.; and, denied an adjustment to Supervisors' compensation 2002-508

S/C (Blom absent) (4-0) **B20** Authorized transition of the DAFS Division to the Department of Child Support Services effective 7/1/02; approved the DA Family Support Transition Plan to be submitted to the State; authorized the amendment to the Salary and Position Allocation Resolution to reflect the transfer of positions from the DAFS Division to the Department of Child Support Services effective 7/1/02; authorized other changes as outlined in staffing impacts of this item; and, approved a resolution as required by the State Department of Justice concerning the use of criminal history information - CEO 2002-504

C/P (Blom absent) (4-0) **Continued to 7/2/02, Item B21** - Approval of the Six Month Report from the Health Services Agency and the Mountain Valley Emergency Medical Services Agency on the Progress

of the Restructuring of the EMS Dispatch, First Response, and Ambulance Transport Configuration for Stanislaus County – Health Services Agency 2002-505

C/P (Blom absent) (4-0) **Continued to 7/2/02, Item B22** - Approval for the Health Services Agency to Contract with the Department of Health & Human Services (DHHS) to Develop a Metropolitan Medical Response System (MMRS) – Health Services Agency 2002-506

S/C (Blom absent) (4-0) **C8** Supported the State Department of Transportation (CALTRANS) Project that will widen State Route 219 to a four lane facility; and, supported CALTRANS restrictions that limit left turn movement to signalized intersections and limit driveway access to State Route 219 – PW 2002-507

**Corr 1** Referred to the CEO a letter from the Department of Motor Vehicles regarding the extended operational hours of local DMV offices to include one-half day services on one Saturday per month.

**Corr 2** Referred to the Department of Child Support Services and the DA a letter from the California Department of Child Support Services approving the transfer of the Child Support Enforcement Programs from the DA to the Stanislaus County Department of Child Support Services commencing on 7/1/02.

**Corr 3** Referred to the Department of Public Works and the Ceres City Manager a letter from San Joaquin Valley Express protesting the imposition of the City of Ceres' public facility fee in the amount of \$244,725 as a condition of the Stanislaus County building permit for their warehouse project.

**Corr 4** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Lisa Fochetti, and State Farm Insurance for their insured Michael D. Rosa.

Supervisor Caruso attended the Bureau of Reclamation's meeting last Thursday. He toured the Westside, due to flooding in that area, last Friday. He noted that the SJVUAPCD Board held a public meeting last night in the Basement Chambers of 10<sup>th</sup> Street Place regarding the Tallow Plant, and are planning on holding another public meeting in the South Modesto area around mid-July.

Chairman Mayfield attended the SJVUAPCD Board meeting in Fresno and noted that they voted to go from severe to extreme status for non-containment in the Central Valley.

The CEO noted that the Board's presence is requested next Tuesday at 1:00 p.m. for the dedication ceremony of the Gallo Arts Center, which will be held at 10<sup>th</sup> and I Streets in Modesto.

Adjourned at 2:10 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.)