

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

Regular Session

Tuesday

November 12, 2002

All Supervisors Present

Pledge of Allegiance to the Flag

Clerk-Recorder, Lee Lundrigen, spoke regarding the Election Canvass process.

Leonard Riddle spoke regarding the shooting of firearms at 1900 Highway 108 or anywhere else in the vicinity of Richardson Road, Eleanor Avenue, and Montgomery Road and submitted a petition, signed by residents of the area, to the Board.

S/B unan. Adopted the consent calendar

- \*A1 Approved the minutes of 11/05/02
- \*A2 Approved a request from Mid-Valley Water Ski Club for use of Woodward Reservoir for the Annual Polar Bear Ski Day on 1/1/03 2002-862
- \*A3 Appointed Nadine Shirley to the Commission on Aging 2002-863
- \*A4a Accepted the resignation of Carol Prentiss and Stephen Garcia from the Advisory Board on Substance Abuse 2002-864
- \*A4b Accepted the resignation of James Garrison from the Empire Sanitary District 2002-865
- \*B1 Approved the Area Agency on Aging's FY 2001-02 Year-End Progress Report on the 2001-05 Planning and Service Plan (PSA); authorized the Chairman to sign the report transmittal letter to the State Department of Aging 2002-866
- \*B2 Declared 39 County owned vehicles/carriers as surplus and authorized their sale; declared 6 County owned vehicles as junk and authorized these vehicles to be sold as junk to an auto dismantler; and, directed the Auditor-Controller to deposit all receipts from the sale of these vehicles/carriers into Fleet Services Division's Account #46000, sale of fixed assets – Fleet Services 2002-867
- \*B3 Authorized the Auditor-Controller to increase appropriations and create a new organization under the Indigent Health Care Program Core Budget (1404) for the Child Health Access Program; authorized the Auditor-Controller to create a new alias in the Peoplesoft Payroll System to assure accurate tracking of the Child Health Access Program Payroll Costs in the new indigent Health Care Program Budget Unit; and, authorized the Auditor-Controller to increase appropriations – HAS 2002-868
- \*B4 Approved the HSA to contract with Scenic Faculty Medical Group (SFMG) for physician staffing of HSA's Urgent Care Center; and, authorized the HSA Managing Director, or her Designee, to sign the agreement 2002-869
- \*B5 Approved the relocation of the Salida Library to temporary quarters at 4800 Sequoia Road, Salida, on property owned by the Salida Union School District; approved the closure of the Salida Library for six consecutive working days during the period 11/12 - 20/02 in order to move the Library to the temporary facilities; and, authorized the CEO, or his Designee, to enter into a lease with the Salida Union School district for the temporary facilities – Library 2002-870

- \*B6 Authorized the Chief Probation Officer to accept grant funding in the amount of \$50,640 for three years from the Office of Criminal Justice Planning to fund one Deputy Probation Officer to provide intensive services to repeat domestic violence offenders in the Project Stop Abusive and Violent Environments (SAVE) Program; authorized the Chief Probation Officer to sign the grant award documents; amended the Salary and Position Allocation Resolution to add one Deputy Probation Officer II position to the casework division of the Probation Department; and, directed the Auditor-Controller to increase appropriations in the Probation Casework Budget by \$25,320 to reflect six months of increased revenue and expenses this FY for the additional position 2002-871
- \*B7 Declared the 1983 Ford Van Sheriff's Mobile Command Post Surplus; and, directed the Purchasing Agent to dispose of the 1983 Ford Command Vehicle pursuant to Section 2.24.065 of the County Code by transferring Title to Shasta County Sheriff 2002-872
- \*B8 Approved the bid documents to construct tenant improvements at the former Proctor and Gamble facility for Department of Child Support Services (DCSS); set a bid date of 12/11/02 at 10:00 a.m.; authorized the staff to review bids and recommend award; authorized the DCSS to purchase furniture fixtures and equipment (FF&E) for the leased space with funds in their current budget not to exceed \$249,000; approved an amendment to the lease with San Joaquin Valley Express (SJVE) to share entry and rest rooms, adjust rent and maintenance costs, and other appropriate language changes per legal counsel; and, authorized the Project Manager to negotiate and execute agreements on behalf of the Board for other professional services required for the management of the project as long as they are within the project budget 2002-873
- \*C1 Approved the agreement for road right-of-way acquisition for property at the Northeast Corner of 9th Street and Maude Avenue in the Town of Keyes for a County project known as the 1998 School Sidewalk Project; authorized the Chairman to execute the agreement; and, directed the Auditor-Controller to issue a warrant for the purchase amount of \$400.00 payable to Woodrow Rayburn and Ramona J. Rayburn – PW 2002-874
- \*C2 Approved an increase in appropriations and estimated revenue for the Carpenter Road Realignment 2.0 Miles North of Crows Landing Road Project; directed the Auditor-Controller to increase appropriations by \$18,000 and estimated revenue by \$15,935 to cover quality assurance inspections associated with the Carpenter Road Realignment Project – PW 2002-875
- \*C3 Finds that all improvements required for River Glen (Tentative Map #98-07) by the Subdivision Improvement Agreement, executed by Allen Martin and Paula Martin, and adopted by the Board on 11/14/00, have been completed to the satisfaction of Stanislaus County; accepted all streets, avenues, courts, drives, roads, and the drainage system within River Glen for maintenance by Stanislaus County; pursuant to Section 66499.7(A) of the Subdivision Map Act, authorized the release of the Performance Guarantee, assignment of Account #387-677843-9, that was issued by Washington Mutual in the amount of \$5,000 for Faithful Performance of the Subdivision Improvement Agreement; and, pursuant to Section 66499.7(B) of the Subdivision Map Act, upon receipt of a Mechanic's Lien Guarantee, authorized the release of the Labor and Materials Guarantee, assignment of Account #387-677844-7, that was issued by Washington Mutual in the amount of \$2,500 for payment of labor and materials – PW 2002-876

**\*D1** Rescinded Williamson Act Contract #0313/1971 (Highway 33, Newman, District 5), and approved new contracts pursuant to Minor Lot Line Adjustment Applications #2002-35 and authorized the Planning Director to execute new contracts; finds the new contract or contracts would enforceably restrict the adjusted boundaries of the parcel for an initial term for at least as long as the unexpired term of the rescinded contract or contracts, but for not less than 10 years; finds there is no net decrease in the amount of the acreage restricted. In cases where two parcels involved in a lot line adjustment are both subject to contracts rescinded pursuant to this section, this finding will be satisfied if the aggregate acreage of the land restricted by the new contracts is at least as great as the aggregate acreage restricted by the rescinded contracts; finds at least 90 percent of the land under the former contract or contracts remains under the new contract or contracts; finds after the lot line adjustment, the parcels of land subject to contract will be large enough to sustain their agricultural use, as defined in Section 51222; finds the lot line adjustment would not compromise the long-term agricultural productivity of the parcel or other agricultural lands subject to a contract or contracts; finds the lot line adjustment is not likely to result in the removal of adjacent land from agricultural use; finds the lot line adjustment does not result in a greater number of developable parcels than existed prior to the adjustment, or an adjusted lot that is inconsistent with the general plan – Planning and Community Development 2002-877

C/S unan. **B9** Authorized the CEO to negotiate and execute agreements for professional services for all necessary design work to include construction management, inspection services, environmental consulting, and to remodel 17,000 square feet of former patient rooms on the 3<sup>rd</sup> floor of old Scenic Hospital and 200 square feet of the Pharmacy at the Family Practice Center; approved leasing and installation of modular units to be sited at County Center II to relieve over crowded work space and accommodate additional mandated work activities; approved a budget of up to \$265,000 for 3<sup>rd</sup> floor and Pharmacy remodeling; approved \$51,800 for set up of modulars and \$20,100 for annual lease of modulars for temporary space; and, approved appropriation of \$265,000 from the Public Health Budget 1401.1200001.80410 for remodeling, and \$71,900 from the CEO Plant Acquisition Budget 0100.0016031.65100 for the modular work 2002-878

B/P unan. **B10** Approved capital and operational start up costs for the expansion of the Family Practice Center; amended the Salary and Position Allocation Resolution; approved the purchase of capital equipment and facility improvements; authorized the use of \$106,925 in Public Facility Fees by the HSA for equipment and capital improvements for the facility; and, authorized the Auditor-Controller to make Public Facility Fee transfers in the amount of \$106,925 2002-879

S/B unan. **B11** Introduced and waived the first reading of Ordinance C.S. 813, to establish a fingerprint fee in the amount of \$10.00 to be collected by the Stanislaus County Sheriff's Department; and, amended the Salary and Position Allocation Resolution to add two Legal Clerk III positions effective 12/12/02; and, directed the Auditor-Controller to adjust appropriations in the Sheriff's Operation Budget ORD-54-L-6 2002-880

B/S unan. **B12** Approved the amount each designated agency is to receive from the Stanislaus County Vehicle Theft Task Force Fund (StanCATT) for the 2002/03 FY; declared the Sheriff to be Administrator of the fund; and, authorized the Auditor-Controller to transfer all appropriations budget and actual expenditures from the DA to the Sheriff's Department 2002-881

C/P unan. **9:25am** Finds the project for Rezone Application #2002-16 - Grayson Community Center and Park, to change zoning from expired Planned Development #214 to a new Planned Development to allow for the development of a community center building and a park on a 4.11 acre site, located in the town of Grayson, to be De Minimis for the purposes of collection of Fish and Game Fees pursuant to California Code of Regulations §753.5 by adopting the findings of fact contained in the attached Certificate of Fee Exemption, those findings being based on the analyses presented in the Initial Study, and ordered the filing of the certificate of Fee Exemption with the Clerk-Recorder's Office; adopted the Negative Declaration pursuant to CEQA Guidelines §15074(b); finds that on the basis of the whole record, including the Initial Study and any comments received, that there is no substantial evidence the project will have a significant effect on the environment and that the Negative Declaration reflects Stanislaus County's independent judgement and analysis; ordered the filing of a Notice of Determination with the Stanislaus County Clerk-Recorder's Office, pursuant to Public Resources Code §21152 and CEQA Guidelines §15075; finds that the project is consistent with the overall goals and policies of the County General Plan; finds the proposed P-D zoning is consistent with the Planned Development General Plan description; finds the project will increase activities in and around the project area and increase demands for roads and services, thereby requiring dedication and improvements; approved Rezone Application #2002-16 -Grayson Community Center and Park, subject to the attached Development Standards and Development Schedule; and introduced, waived the reading and adopted Ordinance C.S. 811 for the approved Rezone Application #2002-16 - Planning and Community Development ORD-54-L-4 2002-882 & 2002-883

**Corr 1** Referred to the Stanislaus Child Care & Development Planning Council, a copy of the *2002 Children's ScoreCard: Communities Translating Data into Action* from the Los Angeles County Children's Planning Council.

**Corr 2** Referred to the Public Works Department, a request from Humboldt County to adopt a resolution in support of the Caltrans Buckhorn Grade Improvement Project.

**Corr 3** Referred to HSA a letter from the State of California Business, Transportation and Housing Agency regarding the approval of the Traffic Safety Grant for the HSA's Expanded Child Occupant Protection Program.

**Corr 4** Requested the CEO to write a letter to the Veterans' Memorial District Committee that the Board is not interested in establishing a Veteran's Memorial District in Stanislaus County.

**Corr 5** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Timothy Robbins, a minor, by his mother Patricia Robbins; and, Barbara Silveira.

Supervisor Blom thanked staff for their excellent work on his retirement party on Friday evening, 12/08/02.

Supervisor Paul said that the subcommittee for the ½ cent sales tax measure has requested this Board's thoughts on the proposed measure. She noted that the input received should come from the public. Supervisor Blom said that the report back to the mayors should clearly state that this Board needs to get the support of all the Chambers of Commerce, Farm Bureau, and the Manufacturing Council and not to expect that this Board will be the lead agency. Supervisor Simon said that since this Board is responsible for placing the measure on the ballot, there must first be a community coalition in support of the measure and calling to have it placed on the ballot. Supervisor Caruso noted that the mayors and city managers have requested StanCOG to come up with a formula for dividing the tax revenue.

The CEO reported on the election results for the five statewide measures that were on the ballot.

Adjourned at 10:20 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.)