

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

Regular Session

Tuesday

April 1, 2003

Chairman Simon absent

Pledge of Allegiance to the Flag

A moment of silence was observed in memory of Stanislaus County employee Joani Carter Hanley.

A presentation was given by Campbell Ingram, from the United States Department of the Interior - Fish and Wildlife Office, regarding the CALFED Bay-Delta Project and the Tuolumne River System.

Chairman Simon arrived at 9:10 a.m.

Miguel Donoso spoke regarding cars being stolen in the Shackelford neighborhood. He also expressed the need for more citations of abandoned or disabled vehicles in this area.

P/C unan. Adopted the consent calendar after removing from the agenda Item *C2 Approval and Acceptance of Diablo Grande Parkway, the Cut-Across Road and Lower Oak Flat Road for the Diablo Grande Development

*A1 Approved the minutes of 3/25/03

*A2a Proclaimed 4/6/03 - 4/12/03 as National Library Week 2003-300

*A2b Proclaimed 4/6/03 - 4/12/03 as Victims' Rights Week and 4/03 as Victim/Witness Assistance Month 2003-301

*A3a Appointed Dorali Mitre to the Economic Development Action Committee 2003-302

*A3b Appointed Richard Gibson to the Agricultural Advisory Board 2003-303

*B1 Approved HSA to enter into a MOU with San Joaquin County to provide a Regional Immunization Registry with the Department of Health Services and authorized the HSA Managing Director, or her Designee, to sign the MOU – HSA 2003-304

*B2 Approved HSA to extend an agreement with the Stanislaus County Children and Families Commission for the Regional Immunization Data Exchange (RIDE) Immunization Registry Project and authorized the HSA Managing Director, or her Designee, to sign the MOU – HSA 2003-305

*B3 Approved the Rules of Behavior and Internet Use Policy and Rules for the County Library System – Library 2003-306

*C1 Approved Amendment No. 2 to the agreement between LTK Engineering Services and the County for the Altamont Commuter Express (ACE) Study; authorized the Chairman to sign the agreement; and, directed the Auditor-Controller to increase Estimated Revenues and Appropriations – PW 2003-307

*D1 Appointed the Director of Planning and Community Development, or his Designee, as the Stanislaus County Representative to the We Care Program-Turlock – Planning 2003-308

C/P unan. **9:25am** Approved the Draft \$2.324 million CDBG Annual Work Plan for FY 03/04; approved the Draft Allocation Agreements between Stanislaus County and the Cities of Oakdale and Patterson; and, authorized the Chairman to sign the agreements 2003-311

G/M unan. **9:30am** Finds the project for Rezone Application #2002-04 and Parcel Map Application #2002-05 - Gerry Hughes, a request to rezone 1.7 acres from A-2-40 (General Agriculture) to P-D (Planned Development) to allow uses including two office buildings intended primarily for medical offices, and the parcel map that would create five parcels ranging from 0.24 to 0.397 acre on property located on the east side of Pirrone Road, south of the Hammett Road Interchange, in the unincorporated community of Salida, to be De Minimis for the purposes of collection of Fish and Game Fees, pursuant to CCR §753.5, by adopting the Findings of Fact contained in the Certificate of Fee Exemption, those findings being based on the analysis presented in the Initial Study; ordered the filing of the certificate of Fee Exemption with the Clerk-Recorder's Office; adopted the Mitigated Negative Declaration pursuant to CCR §15074(b); finds on the basis of the whole record, including the Initial Study and any comments received, that there is no substantial evidence that the project will have a significant effect on the environment and that the Mitigated Negative Declaration reflects Stanislaus County's independent judgement and analysis; adopted the Mitigation Monitoring Plan pursuant to CCR §15074(d); ordered the filing of a Notice of Determination with the Clerk-Recorder's Office, pursuant to Public Resources Code §21152 and CCR §15075; finds that the project is consistent with the overall goals and policies of the General Plan; finds that the proposed P-D zoning is consistent with the Planned Development General Plan description; determined that none of the findings precluding parcel map approval can be made; finds that the project will increase activity in and around the project area, and increase demands for roads and services, thereby requiring dedications and improvements; approved Rezone Application #2002-04 and Parcel Map Application #2002-05 - Gerry Hughes, subject to the attached development standards; and, introduced, waived the reading and adopted Ordinance C.S. 826 for the approved Rezone Application #2002-04 – Planning ORD-54-M-9 2003-312 & 2003-313

P/M unan. **B4** Approved a resolution requesting the introduction of a bill to repeal R&T Code §7262.7 regarding Stanislaus County Library's Sales and Use Tax, and authorized the CEO to submit the Board's resolution to Don Peterson, the County's lobbyist – Library 2003-209

M/C unan. **B5** Approved a commendation recognizing the 25th Anniversary of the Food Processing Residue Use Program in Stanislaus County – DER 2003-310

Corr 1 Acknowledged receipt of claim and referred to the CEO-Risk Management Division the following claim: Suzanne Gutierrez.

Supervisor Caruso mentioned that he will be attending the SJVSA meeting in Bakersfield on the 9th and 10th. He noted that the Annual Ranchers Barbecue is coming up at Frank Raines Park. He also noted that Jeff Jardine, from the Modesto Bee, wrote a very good article regarding the Crows Landing Naval Air Base.

Supervisor Mayfield and Supervisor Grover attended a recent SJVUAPCD Board meeting. Supervisor Mayfield spoke regarding the PM 10 Model, and how it will be a problem for farmers in this area to continue to farm with all the restrictions.

Chairman Simon spoke regarding air pollution and noted that something needs to happen to relieve the traffic gridlock between Modesto and San Francisco.

Recessed at 10:21 a.m.

Reconvened at 10:28 a.m.

A presentation was given by Bob Waterston, Fresno County Supervisor, regarding Operation Clean Air.

Supervisor Paul absent at 11:00 a.m.

The CEO reported on the California Air Resources Board hearing that he attended last Wednesday regarding zero vehicle emission programs. He noted that in 1991 the California Air Resources Board adopted a Zero Emission Vehicle Program that would require 100,000 vehicles in the State to be zero emissions by the year 2004. Since then, the Air Resources Board has repeatedly reduced the number of vehicles subject to the zero vehicle emission standards. They now have a proposal that would take the zero vehicle emission vehicles required in the State down to about 300 total. The CEO noted that in order to save this program, we need this coalition, the eight counties of the SJVUAPCD, all the cities, as well as the rest of the State to get on board with this issue. The Air Resources Board will have another hearing regarding this issue at the end of April.

Adjourned at 11:12 a.m.

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

BY: ELIZABETH A. KING, 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.)