

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

Regular Session

Tuesday

September 23, 2003

All Supervisors Present

Pledge of Allegiance to the Flag

Mary Whetstone, President of ASA, raised concerns regarding the conditions of the quarantine area at the Animal Shelter. She noted the need for funding for the Quarantine Project to improve these conditions.

Maxine Gonzalez raised questions regarding the job duties of the County Veterinarian.

Deborah Jeheber noted that she has been meeting with Supervisor Mayfield regarding the services provided at the Animal Shelter.

P/C unan. Adopted the consent calendar

- *A1 Approved the minutes of 9/16/03
- *A2 Proclaimed the week of 10/6/03 as Lawsuit Abuse Awareness Week 2003-844
- *A3 Appointed Wendy Byrd to the Equal Rights Commission 2003-845
- *A4 Amended the COI Code for the Stanislaus County Planning Commission
BD-34-A-27 2003-846
- *A5 Approved the request from the Haven Women's Center for use of the Courthouse lawn on
10/1/03 2003-847
- *B1a Approved the Agricultural Commissioner to Contract for FY 2003/04 with California
Department of Food and Agriculture for Pest Detection, High Risk Inspection, Glassy-
Winged Sharpshooter Program, Egg Quality, Nematode Control, Organic Program,
Nursery Inspections and Red-Imported Fire Ant Program; and, directed the Auditor-
Controller to increase Revenue and Appropriations and make the necessary financial
transactions – Agricultural Commissioner 2003-848
- *B1b Approved and authorized the Chairman to sign the FY 2003/04 Cantaloupe Surveillance
contract with the California Cantaloupe Advisory Board – Agricultural Commissioner
2003-849
- *B1c Approved and authorized the Chairman to sign the FY 2003/04 Wildlife Services contract with
the US Department of Agriculture – Agricultural Commissioner 2003-850
- *B2 Authorized the CEO to sign Open Space Subvention Act Application Reports as the
designated authorized representative for Stanislaus County – Assessor 2003-851
- *B3 Waived all the camping fees on Friday, 9/26 and Saturday, 9/27/03 at the Frank Raines
Regional Park for a Volunteer Work Day – Parks and Recreation 2003-852
- *B4 Approved the exchange of five staff to work in Aguascalientes, Mexico for a maximum of two
weeks, and approved the exchange of five staff from Aguascalientes, Mexico to work in
Stanislaus County for a maximum of two weeks – CSA 2003-853
- *B5a Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property
at 3608 Tamarack Avenue, Ceres, California (CE No. 03-1152) – DER 2003-854
- *B5b Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property
at 7745 Monterey Avenue, Ceres, California (CE No. 02-1921)) – DER 2003-855
- *B5c Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property
at 325 E Street, Empire, California (CE No. 03-390) – DER 2003-856

- ***B5d** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property at 4924 2nd Street, Empire, California (CE No. 02-2316) – DER 2003-857
- ***B5e** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property at 29948 Yosemite Boulevard, La Grange, California (CE No. 02-1574) – DER 2003-858
- ***B5f** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property at 1117 Alamo Avenue, Modesto, California (CE No. 03-951) – DER 2003-859
- ***B5g** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property at 1801 Poland Road, Modesto, California (CE No. 03-617) – DER 2003-860
- ***B5h** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property at 1513 Glenn Avenue, Modesto, California (CE No. 03-1234) – DER 2003-861
- ***B5i** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property at 1315 Holm Avenue, Modesto, California (CE No. 03-1501) – DER 2003-862
- ***B5j** Adopted the recommendations of the Nuisance Abatement Hearing Board regarding property at 512 Glenn Avenue, Modesto, California (CE No. 03-750) – DER 2003-863
- ***B6** Approved the discontinuation of the Community Health Advisory Committee as recommended by the committee members as of 2/15/01– HSA BD-74-2 2003-864
- ***B7** Approved HSA to accept a modification to the Metropolitan Medical Response System (MMRS) 2003-2005 contract to change the payment schedule, statement of work, delivery schedule, and accept an additional \$280,000 in funds, and authorized the Managing Director of HSA, or her Designee, to sign any forms or contract amendments associated with this request – HAS 2003-865
- ***B8** Approved the submission of the refunding application to the California Family Health Council for continuation of Federal Title X Family Planning Grant for Calendar Year 2004; approved the Managing Director of HSA, or her Designee, to sign the refunding application and submit the scope of work with the requested allocation of \$202,298; and, to accept the funds if awarded – HAS 2003-866
- ***B9** Approved an independent contractor agreement with Robert Caton, M.D., for the provision of Orthopedic Specialty Clinic Services at Stanislaus County Health Services Agency, and authorized the Managing Director of HSA, or her Designee, to sign the independent contractor agreement – HAS 2003-867
- ***B10** Accepted the report of the Annual Inspection/Evaluation of Local Jail/Detention Facilities Pursuant to the State of California Health and Safety Code §459 – HAS 2003-868
- ***B11** Approved the closure of the Riverbank Library on 10/11/03 during the Annual Riverbank Cheese and Wine Exposition – Library 2003-869
- ***B12** Authorized the CEO, on behalf of the Board of Supervisors, to accept State Supplemental Law Enforcement Services (SLES) funding from the State Controller; approved the appointment of the Supplemental Law Enforcement Services Oversight Committee; and, directed the Auditor-Controller to deposit funds received into the interest bearing trust fund for Supplemental Law Enforcement Services – Sheriff/District Attorney 2003-870
- ***D1** Approved the Rules and Regulations for the Stanislaus County Airport Land Use Commission - Planning BD-77-2 2003-871
- ***D2** Set a public hearing on 10/21/03 at 6:35 p.m. for Williamson Act Cancellation Application #2002-01 and Use Permit Application #2002-53, Catholic Church Cemetery – Planning 2003-872
- ***E1** Adopted a resolution creating and implementing the Stanislaus County Replacement Benefits Plan; adopted the Stanislaus County Replacement Benefits Plan; delegated administration of the plan to the Auditor-Controller; approved the MOU between the County and the Stanislaus County Employees’ Retirement Association (StanCERA); authorized and directed the Interim CEO to enter into the MOU; and, authorized the CEO, or Interim

CEO, to enter into an MOU with any district that participates in StanCERA that takes actions as required under the plan to participate therein – County Counsel 2003-873

G/C unan. **B13** Authorized the County to be included in an Environmental Review and Analysis as an Optional Water Purveyor for the Salida Community Plan Area 2003-874

Corr 1 Referred to the Department of Planning and Community Development, a copy of the U.S. Department of the Interior Bureau of Land Management’s “Public Rewards from Public Lands, 2003 California”.

Corr 2 Referred to the Department of Planning and Community Development and the CEO, a copy of the Demographic and Employment Forecasts for the Population, Residential and Job Growth in the Inter-Regional Partnership Region of Alameda, Contra Costa, San Joaquin, Santa Clara and Stanislaus Counties.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Lusamerica Foods, Inc., a California Corporation and Paul Allen Freeman; Ralph Kevin Keeler; California State Automobile Association for their insured Susan M. and John Bussard; Sergio Estrada; and, Frank R. Gomes, Sr.

Supervisor Grover reported that the U.S. Fish and Wildlife Service has extended the comment period to October 31, 2003 regarding listing the Tiger Salamander as a threatened species.

Supervisor Caruso attended a sidewalk discussion meeting in the southwest area of Modesto.

Supervisor Paul asked about the Sheriff’s Department filling existing vacancies. The Interim CEO noted that the Sheriff has been allowed to fill critical positions, but noted that the State budget will be impacting the County’s budget.

Supervisor Mayfield reported on the last SJVAPCD meeting. He said that he disagrees with much of the proposed legislation that the Air Board supports, because they negatively impact most of the businesses in the valley. He said that issues regarding the largest polluters, vehicles, are not being addressed.

The Interim CEO reported on the impacts of the State budget on the County. The biggest impact is due to the State not paying the County our share of the VLF. She noted that a reduction in force will have to be discussed. State funding for law enforcement has been reduced which will impact support services for adult and juvenile incarceration, and training funds/programs for peace and correctional officers. Also, additional funding reductions have occurred in healthcare. The 9th Circuit Court of Appeals has reinstated the Recall election. She noted that the Board of Supervisors agenda items are now accessible on the County’s web site.

Leg A Verbal report was given regarding the land ownership issues at the Fink Road Landfill raised during the 9/16/03 Board meeting

Adjourned to closed session at 10:58 a.m. for Conference with Legal Counsel-Existing Litigation: Jose Lopez et al vs. County of Stanislaus et al. Stanislaus County Superior Court Case No. 309778. Protect Our Water v. County of Stanislaus et al. Stanislaus County Superior Court Case No. 273599. Government Code §54954.5(c). Employee Relations: Employee Relations Officer Patty Hill Thomas. Proposed Labor Organization of Sheriff’s Lieutenants. Pursuant Government Code §54954.9(e).

Adjourned at 12:50 p.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.)