

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

Regular Session

Tuesday

January 6, 2004

All Supervisors Present

Pledge of Allegiance to the Flag

A moment of silence was held in honor of Stanislaus County Health Services Agency employee Ron Mathews.

G/S unan. Elected Supervisor Caruso as the Chairman and Supervisor Paul as the Vice-Chair of the Board of Supervisors for 2004 2004-1

Chairman Caruso presented former Chairman Ray Simon with a gift and acknowledged his outstanding leadership during 2003.

The CSAC 2003 Challenge Award was presented to the Stanislaus County Families in Partnership Program.

The Interim CEO presented Supervisor Paul her 15 year service award certificate and pin.

S/P unan. Adopted the consent calendar after removing from consent item *A4 Approval to Set a Public Hearing on January 27, 2004 at 9:25 a.m. to Consider an Appeal of Planning Commission's Approval of Use Permit Application No. 2002-28 – Santa Fe Aggregates, Inc.; and, after removing from the agenda item C6 Report on the Use of County Road Right-of-Way for the Placement of Private Utilities

*A1 Approved the minutes of 12/16/03 and 12/22/03

*A2 Proclaimed 1/19-23/04 as Family Services Specialist Recognition Week 2004-2

*A3 Commended Dale Butler upon his retirement from the Stanislaus County CEO/Purchasing Division 2004-3

*B1 Approved Appropriations (Budgetary) Limit for FY 2003/04 for general operating County Limit of \$210,498,839 (using the population and inflation methodology) and limits for applicable lighting districts governed by the Board – Auditor-Controller 2004-4

*B2 Approved a Medi-Cal Provider Panel Member who is being credentialed by the Managed Care Division of Stanislaus County BHRS and authorized the Chairman to sign the provider form – BHRS 2004-5

*B3 Authorized the Chairman and Interim CEO to sign the Annual Equal Rights/Non-Discrimination Commitment Statement 2004-6

*B4 Approved the amended agreement MS-0304-14-1 with the California Department of Aging for administration of the FY 2003/04 Multipurpose Senior Services Program (MSSP) contract for the frail and authorized the Director of CSA, or his Assistant Director Designee, to sign the contract and any amendments not to exceed the revised contract amount of \$738,208 – CSA 2004-7

*B5 Authorized the Director of DER to sign and execute the contract with Clean Harbors Environmental Services, Inc., for removal and disposal of hazardous waste at the Household Hazardous Waste Collection Facility – DER 2004-8

*B6 Approved the agreement between HSA and the Office of Statewide Health Planning and Development (OSHPD) to receive physician training funds under the Song-Brown Family

- Physician Training Act and authorized the Managing Director of HSA, or her Designee, to execute the agreement – HSA 2004-9
- *B7 Authorized the Managing Director of HSA to negotiate and execute a lease agreement for use of medical and other minor equipment with DMC Foundation for continued operation of the MOMobile; authorized through this lease arrangement the continuation of the Public Works Department services for storage and maintenance of the MOMobile, at current cost provided by the Morgan Road shop; and, authorized the Purchasing Agent to sign the appropriate DMV forms to transfer registration of the MOMobile from the County to DMC Foundation – HSA 2004-10
 - *B8 Approved the request from California Motorcycle Association for use of La Grange Off-Highway Vehicle Park’s Motorcycle Track on 1/9, 10, & 11/04; and 2/21 & 22/04; required the California Motorcycle Association to enter into an agreement with the Parks Department; authorized the Director of Parks & Recreation, or Designee, to execute and sign the agreement; and, waived the day use fee for participants and spectators in consideration of the promoter paying the daily exclusive use fee and 10% of gross revenues – Parks and Recreation 2004-11
 - *B9 Authorized the Sheriff to accept Third Year Funding for the California Multi-Jurisdictional Methamphetamine Enforcement Team (CAL-MMET) to combat drug trafficking and manufacturing in an estimated amount of \$1,068,068 and directed the Auditor-Controller to increase Appropriations and Estimated Revenue and to carry over unused funds at the end of the fiscal year – Sheriff 2004-12
 - *B10 Approved the County of Stanislaus Endowment Investment Fund Compliance Audits for FYs ending 6/30/02 and 6/30/03 – Treasurer/Tax Collector 2004-13
 - *B11 Approved David Dolanar, Deputy Executive Officer, to travel to Europe to meet with insurance underwriters as part of renewal negotiations for CSAC’s Excess Insurance Authority Property Program 2004-14
 - *C1 Find that the subject ordinance is not subject to the CEQA (Public Resources Code, §2100 et seq.) and introduced and waived the first reading of Ordinance C.S. 871 amending Title 11 of the Stanislaus County Code – PW ORD-54-R-3 2004-15
 - *C2 Find that the subject ordinance is not subject to the CEQA (Public Resources Code, §2100 et seq.) and introduced and waived the first reading of Ordinance C.S. 872 amending Title 11 of the Stanislaus County Code – PW ORD-54-R-4 2004-16
 - *C3 Find that the subject ordinance is not subject to the CEQA (Public Resources Code, §2100 et seq.) and introduced and waived the first reading of Ordinance C.S. 873 amending Title 11 of the Stanislaus County Code, §11.04.040, and §11.04.060 to establish speed zones on various county roads – PW ORD-54-R-5 2004-17
 - *C4 Approved increased Appropriations in the project account to cover the balance of contract items for the Final Project Cost (Construction and Design) for the North Salida Storm Drain Basin Expansion Project (Phase I); authorized an additional expenditure from the Salida Storm Drain Account in the amount of \$38,669.50; directed the Auditor-Controller to increase Appropriations; and, accepted the Project (Phase I) as completed – PW 2004-18
 - *C5 Find that the territory is owned by petitioner, and that petitioner’s ownership represents 100% of the total assessed valuation of all taxable property within the territory proposed to be annexed into said district; find that Stanislaus County Code, §21.40.040, required the installation of a street lighting system to serve the territory; find that the territory proposed to be annexed is not within the limits of any other lighting district; find that public necessity and welfare require that the territory be annexed to the lighting district; ordered that the requirements of said notice, hearing, and election shall not be applicable to this proceeding, pursuant to Streets and Highways Code §19056; ordered that the territory be

annexed to the Almond Wood Estates Lighting District of Stanislaus County; finds the fact of filing of the petition was received by the Clerk of the Board on 12/29/03; ordered that, pursuant to the Streets and Highways Code, §19000, et seq, the cost of conducting and maintaining the lighting district shall be assessed against the individual parcels of land within the district's boundaries; directed the Clerk to send a certified copy of the resolution ordering the annexation to the lighting district, to the Department of Public Works, the Offices of the Assessor, Elections, Auditor-Controller, and the Clerk-Recorder; and, directed the Department of Public Works to send a certified copy of the resolution ordering the annexation to the lighting district and all other required documents and the processing fee to the State Board of Equalization – PW DL-25-A-2 2004-19

M/G unan. ***A4** Set a public hearing to consider an appeal of Planning Commission's approval of Use Permit Application #2002-28 – Santa Fe Aggregates, Inc., and **amended** the item to change the public hearing date to 2/10/04 at 9:30 a.m. 2004-20

S/P unan. **B12** Authorized the Registrar of Voters to negotiate and enter into a contract for election services for the 3/2/04 Presidential Primary Election – Elections 2004-21

G/M unan. **9:25am** Opened a thirty (30) day public comment period regarding the reallocation of \$791,101 of CDBG funds 2004-22

S/M unan. **9:30am** Continued to 2/3/04 at 9:25 a.m., the Public Hearing to Consider Rezone Application #2003-06 and Vesting Tentative Subdivision Map Application #2003-02 - Del Rio Lago Subdivision, a request to create 47 parcels with an average parcel size of over 20,000+ square feet from a 43.5 acre site in a new P-D (Planned Development) Zoning District located on the east side of Carver Road, south of Thunderbird Drive, in the Del Rio area – Planning ORD-54-P-6 2004-23

Corr 1 Referred to the Agricultural Commissioner, Cooperative Extension and the CEO/ Emergency Services, two letters from the Governor's Office of Emergency Services regarding the U.S. Small Business Administration declaring Stanislaus County as a primary county and a contiguous county as a USDA disaster designation due to damages caused by spring rains, cool temperatures and Wheat Stripe Rust that occurred 4/1/03 – 5/14/03.

Corr 2 Acknowledged receipt of the University of California's 2002-03 Annual Financial Report.

Corr 3 Referred to the CEO, a letter from the California Arts Council regarding the awarding of a \$10,000 grant to the Stanislaus Arts Council.

Corr 4 Referred to the Department of Planning and Community Development, Parks and Recreation Department and Fish and Wildlife Commission a letter from the California Department of Fish and Game regarding their intent to recommend a 2004-05 J-18 Pacific-Railroad Flat Junior Either-Sex Deer Hunt to the Fish and Game Commission.

Corr 5 Referred to DER, the 2003 Fire/Life Safety Inspection Report for the Stanislaus County Public Safety Center from the Stanislaus Consolidated Fire Protection District.

Corr 6 Referred to the Auditor-Controller and the Treasurer-Tax Collector, a letter from Philip Angelides, Treasurer of the State of California, regarding the 2003-04 Budget Act which made changes in local agency investment policies and reports and County Treasury oversight committees.

Corr 7 Referred to the Department of Planning and Community Development, a letter from the U.S. Department of Housing and Urban Development regarding the new HUD Rule on faith-based organizations and activities.

Corr 8 Acknowledged receipt and referred to the CEO- Risk Management Division the following claims: John J. McCarthy; Randy Dobbs; Robert De Los Rios; Raymundo Gonzalez; Stanislaus County Assistance Project; and, Douglas E. Albert.

Leg Item A. The Interim CEO gave a verbal update on the status of the State budget

Adjourned at 10:12 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.)