

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

Regular Session

Tuesday

February 8, 2005

All Supervisors Present

Pledge of Allegiance to the Flag

Chairman Jeff Grover gave the State of the County Address.

Simon/Mayfield unan. Adopted the consent calendar

- *A1 Approved the minutes of 2/1/05
- *A2 Set a public hearing on 3/15/05, at 6:40 p.m., to consider an appeal of the Planning Commission's denial of Use Permit Application #2004-14 – Laura Overton 2005-92
- *A3 Accepted the resignation of Stephanie Chandler from the Earl Pride Scholarship Committee 2005-93
- *A4 Accepted a vacancy on the Mental Health Board 2005-94
- *A5a Appointed Jeremiah Williams and Leslie Beggs to the Stanislaus County Equal Rights Commission 2005-95
- *A5b Appointed David Chase and Tom Dunlop to the Local Task Force on Solid Waste Management 2005-96
- *A5c Appointed Janeen Studley to the Commission on Aging 2005-97
- *A6a Approved the request from Mid-Valley Water Ski Club for use of the Modesto Reservoir Back Dam Area for four disabled clinics on 6/25/05, 8/6/05, 8/27/05, and 9/10/05 2005-98
- *A6b Approved the request from Mid-Valley Water Ski Club for use of the Modesto Reservoir Back Dam Area for two National Ski League tournaments on 7/16/05, 7/17/05, 8/20/05, and 8/21/05 2005-99
- *A7 Approved the amendment to the Ceres Unified School District Conflict of Interest Code 2005-100
- *B1 Approved the Closure of Animal Services on various days in 2005 2005-101
- *B2 Approved an amended agreement with Nirvana for providing substance abuse counseling and treatment services; and, authorized the CSA Director, or his Assistant Director Designee, to sign the agreement not to exceed the total contract amount of \$197,433 for the period of 7/1/04 through 6/30/05 – CSA 2005-102
- *B3 Approved an 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 HSA Managing Director, or her Designee, to execute the agreement – HSA 2005-103
- *B4 Approved the amended personal service contract with Walter Kohnke, DDS, for dental services, increasing his hourly wage from \$57.75 to \$63.00 effective 2/6/05; and, authorized the HSA Managing Director, or her Designee, to execute the agreement – HSA 2005-104
- *B5 Approved entering into an agreement with the California Motorcycle Association for use of La Grange Off-Highway Vehicle Park Motorcycle Track on 4/2/05 and 4/3/05; authorized the Purchasing Agent to sign the agreement with the California Motorcycle Association; approved waiver of the day use fee for participants and spectators in consideration of the promoter paying the daily exclusive use fee and 10% of the gross revenue; and, approved the waiver of the camping fee for participants and spectators in consideration of the promoter paying a flat rate of \$1,500 – Parks and Recreation 2005-105

***D1** Rescinded all or a portion of Williamson Act Contract #1970-0462 and #1976-2403 (Gates Road, Salida Area), and approved new contract pursuant to Minor Lot Line Adjustment Application 2004-64 - John Hertle; 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 §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; and, 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 2005-106

Mayfield/Simon unan. **B6** Accepted \$9,102.50 in funding from the Caire Center Foundation to purchase a hydraulic exam chair for the Multi-Agency Child Abuse Center and increased Estimated Revenue and Appropriations by \$9,102.50 in the DA's Multi-Disciplinary Investigations Center Budget Unit consistent with the Budget Journal – DA 2005-107

Mayfield/Simon unan. **B7** The Board considered and discussed appropriate action regarding the US General Services Administration's (GSA) designation of the Modesto Federal Building and Post Office at 1125 I Street, Modesto as surplus government property; authorized the CEO to send a joint letter from the County and the City of Modesto to the GSA requesting an additional 60 days to submit a preliminary application relating to the potential acquisition of the property; authorized County staff to work with the City of Modesto staff, and other interested groups, to explore the opportunities that might exist with the building; and, directed the CEO to report back to the Board with findings and recommendations 2005-108

Corr 1 Referred to the Department of Animal Services and the Chief Executive Office, a letter from the City of Hughson regarding their opposition to the Animal Ordinance.

Corr 2 Acknowledged receipt of the University of California's 2003/04 Annual Financial Report.

Corr 3 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Carol Soares; Scott Steffen; Sherri Lehfeltdt; Rodolfo Alba; Joseph Souza; and, Jason Cook.

Supervisor DeMartini will attend a Newman City Council meeting tonight regarding the Animal Ordinance. He has also talked to Mayors of Patterson and Ceres, and they will be sending letters to the County regarding the Animal Ordinance.

Supervisor O'Brien thanked County Counsel, Planning and Community Development, and the Public Works department for their help in resolving a serious issue on California Avenue.

The CEO noted that tomorrow he and the Auditor-Controller are going to Sacramento to meet with San Mateo and Stanislaus County legislators regarding reimbursement for the Peterson trial. In addition, he and the Auditor-Controller will be scheduling meetings with the Governor's office concerning Stanislaus County's low property tax share, and the negative bailout.

Adjourned at 9:44 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.)