

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

Regular Session

Tuesday

April 26, 2005

Chairman Grover absent

Pledge of Allegiance to the Flag

A presentation was given by Chief Hinshaw, Fire Warden, Dr. Walker, Public Health Officer, Lloyd Douglas of the East Side Mosquito Abatement District, and Jerry Davis of the Turlock Mosquito Abatement District regarding West Nile Virus and Mosquito and Vector Control Awareness Week.

Mayfield/O'Brien (4-0)(Grover absent) Adopted the consent calendar

- *A1 Approved the minutes of 4/19/05
- *A2 Adopted and waived the second reading of Ordinance C.S. 910 relating to transit fares for Stanislaus Regional Transit (StaRT) – PW ORD-54-V-2 2005-299
- *A3a Proclaimed May 2005 as Older Americans' Month 2005-300
- *A3b Proclaimed the week of 5/9/05 – 5/13/05 as Juror Appreciation Week 2005-301
- *A3b Proclaimed 5/1/05 as Loyalty Day and 5/1/05 – 5/7/05 as Vietnam Veterans Recognition Week 2005-302
- *A4 Appointed Leticia Ruano to the Youth Advisory Council of the Stanislaus Economic Development and Workforce Alliance 2005-303
- *B1 Accepted the Annual Audit Reports for fiscal year ended 6/30/04 – Auditor-Controller 2005-304
- *B2 Finds that the granting of an Industrial Refuse Collection Permit for Advanced Disposal, Inc. is in the public interest and welfare, and authorized DER to grant an Industrial Refuse Collection Permit to Advanced Disposal, Inc. – DER 2005-305
- *B3 Finds that the granting of an Industrial Refuse Collection Permit for Atlas Disposal Industries is in the public interest and welfare, and authorized DER to grant an Industrial Refuse Collection Permit to Advanced Disposal, Inc. – DER 2005-306
- *B4a Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 1313 Inyo Avenue, Modesto, California (CE No. 05-0053) – DER 2005-307
- *B4b Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 3307 Minniear Road, Modesto, California (CE No. 04-2279) – DER 2005-308
- *B4c Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 2629 Parkdale Drive, Modesto, California (CE No. 04-3003) – DER 2005-309
- *B4d Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 1825 Spokane Street, Modesto, California (CE No 05-227) – DER 2005-310
- *B4e Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 215 Amador Avenue, Modesto, California (CE No. 04-2090) – DER 2005-311
- *B4f Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 1530 Imperial Avenue, Modesto, California (CE No. 04-1810) – DER 2005-312
- *B4g Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 1737 Poland Avenue, Modesto, California (CE No. 04-3008) – DER 2005-313
- *B4h Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 7806 Wren Road, Oakdale, California (CE No. 04-3755) – DER 2005-314
- *B4i Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 5201 S. Commons Road, Turlock, California (CE No. 04-1748) – DER 2005-315

- *B4j Adopted the decision of the Nuisance Abatement Hearing Board regarding the nuisances at 825 S. Tegner Road, Turlock, California (CE No. 04-1900) – DER 2005-316
- *B5 Approved a resolution authorizing the Chairman to execute the agreement between the County and the State Board of Equalization to administer County Ordinance C.S. 860, the Stanislaus County Library Transactions and Use Tax Ordinance; and, directed the Clerk of the Board to forward five certified copies of Ordinance C.S. 860 along with the agreement and resolution to the State Board of Equalization – Library 2005-317
- *B6 Adopted a resolution authorizing the Parks and Recreation Department to apply for the State of California Land and Water Conservation Fund Program grant for \$250,000 to develop new campsites at Mountain View in Woodward Reservoir Regional Park; and, authorized the use of public facilities fees in the amount of \$265,344 for campsite developments at Mountain View in Woodward Reservoir Regional Park – Parks & Recreation M-64-D-5 2005-318
- *B7 Approved rejecting the only bid received for the Covert Road Planter Renovation Project located within CSA 10 in Salida and authorized the Department of Parks and Recreation staff to complete the project – Parks & Recreation 2005-319
- *B8 Accepted the Stanislaus County Treasury Pool’s February 2005 Monthly Investment Report as prepared by the Stanislaus County Treasurer-Tax Collector’s Office and reviewed for conformity with State law and Local Investment Policy, by the Stanislaus County Treasury Pool Oversight Committee; and, authorized the Chairman to sign on behalf of the Board that the report has been reviewed and accepted – T/TC 2005-320
- *C1 Finds that the territory more particularly described on Exhibits A and B 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 Golden State Lighting District; finds that Stanislaus County Code §21.40.040 requires the installation of a street lighting system to serve the territory; finds that the territory proposed to be annexed is not within the limits of any other lighting district; finds that public necessity and welfare require that the territory be annexed to the lighting district; ordered that the requirements of 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 Golden State Lighting District of Stanislaus County; finds the fact of filing of the petition was received by the Clerk of the Board on 4/19/05; 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 of the Board of Supervisors to send a certified copy of this 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; directed the Department of Public Works to send a certified copy of this 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-33-6 2005-321
- *C2 Awarded the agreement for the LF-2, Cell No. 4, Base Liner System Project at Fink Road Landfill to Wood Bros., Inc., of Lemoore, CA, in the amount of \$2,052,815.92; authorized the Interim-Purchasing Agent to establish an agreement with Wood Bros., Inc. of Lemoore, CA, for the agreement amount of \$2,052,815.92; and, directed the Auditor-Controller to increase Appropriations in the Fink Road Landfill Fund – PW 2005-322
- *C3 Adopted a resolution initiating proceedings to form the Bystrum Landscape and Lighting District and directed the Department of Public Works to prepare and file the required Engineer’s Report – PW DLA-2-1 2005-323

- *C4 Authorized the Director of Public Works to execute an amendment to the Fink Road Farm Lease Agreement with Lent-Burden Farming, Inc., for an additional two years – PW
2005-324
- *C5 Finds that the Ordinance amending Title 11 of the Stanislaus County Code, adding speed zones on North Star Way, Spyres Way, Galaxy Way, Glass Lane, Quincy Road, Santa Fe Street, Mesa Drive, Webster Avenue, Montgomery Road, Snedigar Road, Eleanor Avenue, Richardson Road and Brier Road, and repealing a speed zone on Webster Avenue, is not subject to CEQA (Public Resources Code, Sections 2100 et. Seq.); and, introduced and waived the first reading of Ordinance C.S. 921 amending Title 11 of the Stanislaus County Code – PW
ORD-54-W-4 2005-325
- *C6 Finds that all subdivision improvements for Spyres Business Park have been constructed to the satisfaction of Stanislaus County and accepted all streets, avenues, ways, roads, and street drainage system within the Spyres Business Park for maintenance by Stanislaus County – PW
2005-326
- *D1 Set a public hearing on 5/17/05, at 6:40 p.m., to consider Rezone Application #2004-09, Billy R. Jones
ORD-54-W-5 2005-327

Mayfield/O'Brien (4-0)(Grover absent) **B9** Authorized the Director of DET to accept and expend Workforce Investment Act Governor's 15% Discretionary Grant funds in the amount of \$486,375 to provide employment and training services to US military veterans, and in the amount of \$456,500 to train LVNs and RNs – DET
2005-328

Recessed to sit as the Stanislaus County In-Home Supportive Services Public Authority at 9:27 a.m.

O'Brien/Mayfield (4-0)(Grover absent) Approved the consent calendar

9:25am (*II-A) Approved the minutes of 2/15/05

9:25am (*V-A) Authorized the Purchasing Agent of Stanislaus County to execute a five-year lease for office space for the IHSS Public Authority of Stanislaus County; authorized the Interim Executive Director to enter into an agreement for the provision of janitorial services for the IHSS Public Authority of Stanislaus County; and, finds that the site is remote from available County employee resources and that County economic interests are served by such contract
2005-330

Reconvened to sit as the Stanislaus County Board of Supervisors at 9:28 a.m.

Mayfield/O'Brien (4-0)(Grover absent) **B10** Approved the reorganization of the Chief Executive Office as outlined in the staff report to the Board and summarized in the staffing impacts section of the staff report; approved the final creation of the General Services Agency; approved the creation of a Department of Strategic Business Technology; amended the Salary and Position Allocation Resolution including the related position changes and reclassifications as outlined in the staffing impacts section of the staff report; and, authorized the reorganization to be effective 4/30/05
2005-329

Supervisor Mayfield spoke regarding SB 999-Machado, which would increase the number of board members on the San Joaquin Valley Air Pollution Control District Board to 17. Supervisor Mayfield noted that he and Chairman Grover oppose this bill and asked the Board to oppose this as well. Supervisor O'Brien agreed with Supervisor Mayfield and noted that he has sent a letter of opposition regarding this bill.

Supervisor DeMartini noted that on Sunday he attended the grand opening of the new WinCo Distribution Center in Ceres. He is pleased to see a quality company, which brings more than 300 good paying jobs with benefits, come into the County.

Supervisor O'Brien spoke regarding Jim Ferguson, a Reserve of the National Guard, who was seriously injured in Iraq. He wanted the Ferguson family of Oakdale to know that our thoughts and prayers are with them.

The CEO reported on last week's Senate Local Government Committee meeting and noted that SB 9 concerning the Peterson trial reimbursement was not heard but was referred for inclusion in the State budget bill. He is optimistic that there is a good chance the County will receive reimbursement. He also reported that the County conducted a two-day retreat last week to evaluate options for HSA clinics in the County.

Adjourned at 9:55 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.)