

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

Regular Session

Tuesday

January 31, 2006

All Supervisors Present

Pledge of Allegiance to the Flag

The State of the County Address was given by Supervisor Ray Simon, Chairman of the Stanislaus County Board of Supervisors.

Grover/Mayfield unan. Adopted the consent calendar after removing **\*B1** Approval of the Finding that the City of Hughson's Proposed Sphere of Influence Expansion is Logical and Orderly from the consent calendar

- \*A1** Approved the minutes of 1/24/06
- \*A2a** Approved the request from Stanislaus County Superior Court for use of the Courthouse Lawn on Tuesday, 5/2/06 for "Law Day on the Lawn" 2006-60
- \*A2b** Approved the request from E Clampus Vitus for use of the LaGrange Gold Dredge Camp (Kiwanis Youth Camp) from 4/14/06 – 4/16/06 for their Annual Spring Event 2006-61
- \*A2c** Approved the request from the California State Horseman's Association Region 4 for use of the Kiwanis Youth Camp and the Joe Domecq Property on 3/11/06 and 3/12/06 for a Trail Trial with alternate dates of 3/18/06 and 3/19/06 in case of rain 2006-62
- \*B2** Set a public hearing on 2/28/06, at 9:25 a.m., to consider an amendment to the Stanislaus County Non-Disposal Facility Element to include Sun Dry Products, Inc. and Central Valley Agricultural Grinding – DER 2006-63
- \*B3** Authorized the Interim Purchasing Agent to enter into an agreement with Hilton, Farnkopf & Hobson, LLC, for Refuse Rate Consulting Services at a cost of \$35,275 for 2005/06 and authorized the Interim Purchasing Agent to extend the term of the contract upon mutual agreement for an additional three years, or through 2008/09, at a cost of \$25,525 per year – DER 2006-64
- \*B4** Declared lists of County owned vehicles, miscellaneous items, and obsolete auto parts as surplus and authorized these items to be auctioned; and, directed the Auditor-Controller to deposit all receipts from the sale of these vehicles, miscellaneous items, and obsolete auto parts into the Fleet Services Division's Account 46000 – GSA 2006-65
- \*B5** Approved agreements for independent contractor services between hospitals and HSA which provide for the disbursement of funds from the Emergency Medical Services SB12/612 Hospitals Fund, to hospitals for uncompensated emergency medical care for the period 7/1/05 through 6/30/06; and, authorized the HSA Managing Director, or her Designee, to sign the agreements – HSA 2006-66
- \*B6** Approved accepting funding from the California Wellness Foundation, through the California Family Health Council, for the continuance of peer provider teen clinics for calendar year 2006; approved submission of a scope of work and preliminary budget to the California Family Health Council for Peer Provider Teen Clinics located at the Paradise Medical Office, Hughson Medical Office and the McHenry Medical Office; and, authorized the HSA Managing Director, or her Designee, to sign the contract to accept \$100,000 for the Peer Provider Teen Clinic services – HSA 2006-67

- \***B7** Approved an agreement with 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 sign the agreement – HSA 2006-68
- \***B8** Accepted the Stanislaus County Treasury Pool’s December 2005 Monthly Investment Report as prepared by the Stanislaus County Treasurer-Tax Collector’s Office and reviewed for conformity with the Treasury Pool Investment Policy by the Treasurer-Tax Collector and distributed to the 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 2006-69
- \***B9** Authorized the Chairman and the CEO to sign the Annual Equal Rights/Non-Discrimination Commitment Statement 2006-70
- \***B10** Approved the Interim Condominium Plan by the short-term lease of the first and second floors of the 12<sup>th</sup> Street Office Building to Westland Development, LLC until the final condominium plan is adopted; approved the Management Committee for the 12<sup>th</sup> Street Condominium Project; and, authorized Risk Management to obtain general liability insurance and property insurance for the 12<sup>th</sup> Street Office Building and Parking Garage 2006- 71
- \***D1** Rescinded all or a portion of Williamson Act Contract #1970-441and #1970-444 (Crabtree Road, east of Oakdale) and approved a new contract pursuant to minor Lot Line Adjustment 2005-23 (Mangante); 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 2006-72

Grover/O’Brien (4-0)(Mayfield abstained) \***B1** Continued for 30 days the matter of the Approval of the Finding that the City of Hughson’s Proposed Sphere of Influence Expansion is Logical and Orderly M-64-E-1; C-9-26 2006-73

Grover/Mayfield unan. **B11** Adopted a resolution to authorize the Director of DER, or her Designee, to apply for, administer and receive the FY 2006/07 Waste Tire Enforcement Grant to inspect generators, haulers and end users of waste tires and to enforce waste tire regulations to prevent the illegal transport, storage and disposal of waste tires; authorized the Director of DER, or her Designee, to sign the Waste Tire Enforcement Grant application form and to receive reimbursement from the California Integrated Waste Management Board for expenditures incurred in FY 2006/07; authorized the submittal of a joint funding request for a Waste Tire Enforcement Grant on behalf of the cities of Ceres, Hughson, Newman, Oakdale, Patterson, Riverbank, Turlock, Waterford, and the unincorporated areas of Stanislaus County, to

the California Integrated Waste Management Board; authorized the Auditor-Controller to establish a new budget unit and establish appropriations for \$172,846 in FY 2006/07 if grant is awarded; and, authorized the establishment of a full-time Resource Management Specialist I/II/III position to be dedicated solely to the Waste Tire Enforcement Program – DER 2006-74

**Corr 1** Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Pedro Beltran and Robert Keith Homan.

Supervisor Mayfield spoke regarding the recent Modesto Bee cartoon depicting the Board members in the pockets of the developers. He noted that he is not in the pocket of anyone, and he corrected the editorial regarding that the surplus water in the various water districts would be used for housing. He spoke regarding the need for the continuous recharging of the aquifer.

Supervisor Simon said that when the Board talks about surplus water there is an automatic leap to think the use of the water is for housing but when the Board speaks about water their first concerns are for agricultural usage and secondly for industry.

Supervisor Grover spoke concerning the recent water summit regarding how important water is to agriculture and that most of the water districts in Stanislaus County were formed for agricultural usage. He noted that the emphasis of the summit was on the use of water for agriculture first.

Supervisor O'Brien noted his concern regarding the environmentalist's desire to remove the Hetch-Hetchy Dam and where San Francisco would acquire water if the dam was removed.

The CEO introduced Mary Ann Lee, the Interim Managing Director of HSA.

Adjourned at 10:21 a.m.

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

BY: CHRISTINE FERRARO TALLMAN, 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.)