

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

Regular Session
All Supervisors Present

Tuesday

November 14, 2006

Pledge of Allegiance to the Flag

California Department of Toxic Substances Control Chief Deputy Director Leonard Robinson made a presentation regarding the new programs and policies of the Department.

Grover/Mayfield unan. Adopted the consent calendar after removing from consent items *C1 Approval to Award Contract for the Albers/Geer/SR 132 Signalization Project to George Reed, Inc., of Modesto, California, and Related Actions Associated with the Project; and, *C3 Approval to Award Contract for Geer Road at Fox Road Project to Teichert Construction of Turlock, California, and Related Actions Associated with the Project

- *A1 Approved the minutes of 11/7/06
- *A2 Proclaimed 11/15/06 as America Recycles Day 2006-884
- *A3a Approved a commendation for Stanislaus County Superintendent of Schools Martin G. Petersen upon his retirement 2006-885
- *A3b Approved a commendation for Oakdale Mayor Pat Kuhn upon her retirement 2006-886
- *A3c Approved a commendation for Turlock Mayor Curt Andre upon his retirement 2006-887
- *A3d Approved a commendation for Hughson Mayor Thomas Crowder upon his retirement 2006-888
- *A4 Appointed Supervisor Jeff Grover as the Director and Supervisor Jim DeMartini as the Alternate Director to the California State Association of Counties Board of Directors for 2007 2006-889
- *B1 Authorized HSA to accept a grant in the amount of \$150,000 from the Stanislaus County Children and Families Commission for the Regional Immunization Data Exchange (RIDE) Immunization Registry Project for Fiscal Years 2006/07, 2007/08 and 2008/09; and, authorized the HSA Managing Director, or her Designee, to sign and execute the contract – HSA 2006-890
- *B2 Approved the agreement between BHRS and the State Department of Mental Health for the provision of Mental Health Services for FY 2006/07; authorized the Director of BHRS, or her Designee, to sign the agreement; and, authorized the Director of BHRS, or her Designee, to sign amendments to the agreement throughout FY 2006/07 – BHRS 2006-891
- *B3 Adopted a resolution to authorize the Director of DER, or her Designee, to apply for, administer and receive the FY 2007/08 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 2007/08; and, authorized the submittal of a joint funding request to the California Integrated Waste Management Board 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 – DER 2006-892

- *B4 Accepted the FY 2006/07 Grant from the Department of Justice for the DA's Office Spousal Abuser Prosecution Program totaling \$145,511; authorized the DA to sign the grant award agreement including any extension or amendments; and, approved a formal resolution as required by the State to receive this grant funding – DA 2006-893
- *B5 Accepted the FY 2006/07 Grant from the Department of Insurance for the DA's Office Automobile Insurance Fraud Program totaling \$241,758; authorized the DA to sign the grant award agreement including any extensions or amendments; approved a formal resolution as required by the State to receive this grant funding; and, directed the Auditor-Controller to increase appropriations and estimated revenue by \$58,114 consistent with the budget journal – DA 2006-894
- *B6 Accepted the FY 2006/07 Grant from the Department of Insurance for DA's Office Workers' Compensation Fraud Program totaling \$255,872; authorized the DA to sign the grant award agreement including any extensions or amendments; approved a formal resolution as required by the State to receive this grant funding; and, directed the Auditor-Controller to adjust the budget according to the financial – DA 2006-895
- *B7 Authorized the Sheriff to apply for a Mentally Ill Offender Crime Reduction Grant from the Corrections Standards Authority to provide intensive supervision and therapeutic support services to mentally ill offenders; and, approved a resolution as required by the Corrections Standards Authority authorizing the Sheriff to apply for the Adult Mentally Ill Offender Crime Reduction Grant – Sheriff 2006-896
- *B8 Authorized the Chief Probation Officer to apply for a Juvenile Mentally Ill Offender Crime Reduction Grant from the Corrections Standards Authority to provide intensive supervision and therapeutic support services to mentally ill youthful offenders; and, approved a resolution as required by the Corrections Standards Authority authorizing the Chief Probation Officer to apply for a Juvenile Mentally Ill Offender Crime Reduction Grant – Probation 2006-897
- *C2 Adopted a resolution initiating proceedings for the annexation of territory to the Bystrum Landscape and Lighting District; and, directed the Department of Public Works to prepare and file the required engineer's report – PW DLA-2-5 2006-898
- *C4 Approved the purchase agreement to acquire road right-of-way for the Geer Road at Service Road Intersection Project; authorized the Chairman of the Board to execute the agreement; directed the Auditor-Controller to increase appropriations and estimated revenue for the Geer Road at Service Road Intersection Improvements Project by \$104,000 per the financial transaction sheet; and, directed the Auditor-Controller to issue a warrant in the amount of \$104,000, payable to Fidelity National Title Company, for the purchase amount of \$103,000 and \$1,000 for escrow fees and title insurance – PW M-64-F-11 2006-899
- *C5 Approved the purchase agreements to acquire road right-of-way for the Hatch Road PFF Left Turn Channelization Project; authorized the Road Commissioner to sign the agreements; directed the Auditor-Controller to increase appropriations and estimated revenue for the Hatch Road PFF-Left Turn Channelization project by \$53,562.70 per the financial transaction sheet; and, directed the Auditor-Controller to issue a warrant payable to Fidelity National Title Company as follows: Property Owners: Joe & Antoinette Pedota \$2,500.00, Dirk Wyatt \$10,562.70, and Howard & Arlene Wilch \$40,500.00 – PW M-64-F-12 2006-900
- *D1 Set a public hearing on 12/19/06, at 6:40 p.m., to consider GPA Application #2005-09, Community Plan Amendment Application #2005-02, Rezone Application #2005-09, and Tentative Map Application #2005-05, Park View Estates, a request to amend the General Plan, Salida Community Plan, and the zoning district of an 0.86 acre parcel, and to create six residential lots ranging in size from 4,649 to 4,252 square feet; the proposal is to change the General Plan and Community Plan designations from Agriculture to Planned

Development and to change the zoning district from A-2-40 (General Agriculture) to PD (Planned Development) on property located at 5554 Finney Road, in the Salida area – Planning
ORD-55-A-2 2006-901

***D2** Set a public hearing on 12/5/06, at 9:20 a.m., to consider Rezone Application #2006-01, Amirkhas Vehicle Storage, a request to rezone a 0.79 acre portion of expired Planned Development No. 115 to a new Planned Development to allow a vehicle storage yard for impounded vehicles on property located on the northeast side of Taylor Court, between Keyes Road and Taylor Road, in the Keyes/Turlock area – Planning

ORD-55-A-3 2006-902

***D3** Set a public hearing on 12/19/06, at 6:45 p.m., to consider GPA #2006-01 and Rezone Application #2006-03 - Johnny & Ninwa Decker, a request to change the General Plan designation from Urban Transition to Low Density Residential, and zoning from A-2-10 (General Agriculture) to R-1 (Single Family Residential) of a 26,072.5 square foot parcel located at 844 River Road, Modesto, APN: 038-008-030 – Planning

ORD-55-A-4 2006-903

O'Brien/DeMartini (3-0)(Grover and Simon abstained) ***C1** Approved Staff Recommendations Nos. 1, 3, 4, and 5 as follows: awarded the contract for the Albers/Geer/SR 132 Signalization Project to George Reed, Inc., of Modesto, CA, in the amount of \$1,724,995.70; authorized the GSA Director/Purchasing Agent to execute a contract with George Reed, Inc., for the contract amount of \$1,724,995.70; authorized the Road Commissioner to negotiate and execute change orders in accordance with Public Contract Code §20142; upon project completion, authorized the Road Commissioner to accept the completed improvements and perform all necessary closeout activities; and, no action was taken on Staff Recommendation No. 2 concerning increasing appropriations and estimated revenue in the project account due to lack of the required 4/5th vote – PW
M-64-F-9 2006-904

Grover/O'Brien (4-0)(Mayfield abstained) ***C3** Awarded the contract for the Geer Road at Fox Road Project to Teichert Construction of Turlock, CA, in the amount of \$505,160.00; directed the Auditor-Controller to increase appropriations and estimated revenue in the Geer Road at Fox Road Project account by \$576,324.40 per the financial transaction sheet; authorized the GSA Director/Purchasing Agent to execute a contract with Teichert Construction for the contract amount of \$505,160.00; authorized the Road Commissioner of Public Works to negotiate and execute change orders in accordance with Public Contract Code §20142; and, upon project completion, authorized the Road Commissioner to accept the completed improvements and perform all necessary closeout activities – PW
M-64-F-10 2006-905

Corr 1 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Vincent Beard; Tatum Basiliko; and, Aaron B. Stevens.

The Chairman spoke regarding the delay of the local election results and voiced concerns regarding the lack of daily updates from the Registrar of Voters.

The CEO announced that a dedication ceremony for 12th Street Building and Parking Garage will be held on 11/21/06 at 4:00 p.m. at the corner of 12th and I Streets in Modesto, CA.

Adjourned at 9:23 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.)