

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

Regular Session

Tuesday

July 17, 2007

All Supervisors Present

Pledge of Allegiance to the Flag

The Chairman presented the 2007 Earl Pride Scholarship Awards to Teresa Clevenger; Michael Guerra; Erika Hermosillo; Sarah Lowe; Courtney Nelson; and, Amalia Suarez.

Joy Bloomingcamp spoke regarding outdoor wedding venues held on agricultural land not being allowed by the County. She noted that affected property owners have formed the Stanislaus Outdoor Venue Association (SOVA). SOVA has contacted the Agricultural Advisory Board and the Planning Commission. She asked the Board for assistance in this matter.

Constance Robinson, member of SOVA, noted that she has received letters and a citation from Nuisance Abatement, although she has never held a wedding on her property. She stated that she has only held family gatherings on her ranch. She voiced concerns regarding the manner in which DER is handling this issue.

Denise Seymour also spoke regarding outdoor wedding venues and she passed out a binder of information to the Board. She noted that she has started the rezoning process for her property and she has done everything to meet the conditions except for the traffic study.

Joyce Francis noted that she has attended the outdoor weddings held on Denise Seymour's property. She spoke regarding County employees taking pictures of these weddings, and stated that the complaints from the neighbor are unfounded.

County Counsel reported that County staff has been working on the outdoor wedding venue issue for some time, and that a meeting was held with affected property owners in October 2006. He noted that existing ordinances in the County do not allow weddings on agricultural land. Staff is planning to present information to the General Plan Update Committee, and noted that the County has received complaints regarding traffic, noise and trash from these outdoor venues.

Clay Pierce spoke regarding the need for increased law enforcement in West Modesto. He stated that a Sheriff Deputy sat outside a house that had been broken into until the City police arrived since it was on the other side of the street and in the City's jurisdiction. He asked the Board for assistance in working out a solution with the City of Modesto for better police protection in this area.

Grover/Mayfield unan. Adopted the consent calendar after removing from consent item ***B4** Approval to Authorize the Chairman to Sign a Letter Requesting that the Cities Within Stanislaus County Adopt a Junk Dealer and Scrap Metal Recycling Ordinance

***A1** Approved the minutes of 7/10/07

***A2** Adopted and waived the second reading of Ordinance C.S. 1002 to amend §11.16.080 of the Stanislaus County Code, prohibiting vehicles exceeding twenty-four thousand pounds on Eastin Road in the Newman area – PW

ORD-55-C-6 2007-554

- ***A3a** Accepted the resignation of Laura Shouse-List from the Stanislaus County Emergency Medical Services Committee 2007-555
- ***A3b** Accepted the resignation of Griselda Martinez from the South Modesto Municipal Advisory Council 2007-556
- ***A3c** Accepted the resignation of Velma Moore from the Commission on Aging 2007-557
- ***A3d** Accepted the resignation of Betty Jean Morganti from the Mental Health Board 2007-558
- ***A4a** Appointed Michelle Cull to the Mental Health Board 2007-559
- ***A4b** Appointed William C. Swarhout to the Advisory Board on Substance Abuse Programs 2007-560
- ***A5** Approved the consolidation of the Hart-Ransom Union School District Election for school bonds with the Consolidated District Election occurring on Tuesday, November 6, 2007 2007-561
- ***B1** Set a public hearing on 8/07/07, at 9:15 a.m., to consider the adoption of Fire Protection Facility Fees for the Westport Fire Protection District pursuant to Title 24 of the Stanislaus County Code – CEO M-64-G-5 & DF-16-20 2007-562
- ***B2** Approved budget adjustments in the Substance Abuse and Crime Prevention Act (SACPA), Alcohol and Drug, and Stanislaus Recovery Center (SRC) budgets for FY 2006-2007; directed the Auditor-Controller to decrease appropriations by \$68,452 in the Alcohol and Drug budget to reflect intrafund transfers from SACPA, as detailed in the Budget Journal form; directed the Auditor-Controller to decrease appropriations by \$100,325 in the Stanislaus Recovery Center budget to reflect intrafund transfers from SACPA, as detailed in the Budget Journal form; and, directed the Auditor-Controller to increase estimated revenues by \$25,000 to reflect increased interest income and increase appropriations by \$119,151 in the SACPA budget, to reflect intrafund charges and transfers to Alcohol and Drug and Stanislaus Recovery Center, as detailed in the Budget Journal form – BHRS 2007-563
- ***B3** Approved the adoption of goals and expected outcomes to support the Board of Supervisors' priorities for FY 2007-2008; and, directed County department heads to begin implementation of the goals and measures – CEO 2007-564
- ***B5** Awarded the construction contract for the Security Fencing for the Paradise Medical Office Employee Parking Area at 401 Paradise Road, Modesto, CA to the low bidder, Carter Commercial Construction for \$63,936; authorized the Project Manager to issue a notice to proceed contingent upon receipt of proper insurance and bonds; and, authorized the Project Manager to negotiate and sign agreements, purchase orders and work authorizations for professional services, copy charges, and other project-related expenses as necessary to manage the project as long as the cost is within the amount budgeted – CEO 2007-565
- ***C1** Set a public hearing on 8/07/07, at 9:20 a.m., regarding FY 2007/2008 assessments for various landscape and lighting districts; and, ordered the Clerk of the Board to publish a notice of such hearing pursuant to Government Code §6066 – PW 2007-566

DeMartini/Monteith unan. ***B4** Authorized the Chairman to sign a letter requesting that the cities within Stanislaus County adopt a Junk Dealer and Scrap Metal Recycling Ordinance – CEO 2007-567

Mayfield/Grover unan. **B6** Accepted the informational presentation on the All-Hazards Food and Agricultural Emergency Response Template developed for the Counties of Stanislaus and Fresno - Agricultural Commissioner 2007-568

Grover/DeMartini unan. **B7** Authorized the CEO to contract with HFS Consultants to develop strategies for sustainability of the Health Services Agency clinic system; and, authorized the CEO, or his Designee, to negotiate and enter an agreement with HFS Consultants, not to exceed \$250,000 for FY 2007-2008
- CEO 2007-569

Corr 1 Referred to the Department of Public Works and the Department of Planning and Community Development, a letter from the Shell Pipeline Company LP regarding the location of pipeline systems in Stanislaus County.

Corr 2 Acknowledged receipt of the Modesto Irrigation District (MID) 2006 annual report, "Rising to the Challenge".

Corr 3 Referred to the CEO-Operations of Emergency Services, a notice from the Department of Forestry and Fire Protection regarding Fire Hazard Severity Zones, 2007 public hearing dates and locations.

Corr 4 Referred to the Chief Probation Officer, a letter from the Division of Juvenile Justice regarding the Use of Force Policy Title 15, California Code of Regulations, Division 4, Chapter 1, Article 3 effective July 26, 2007.

Corr 5 Referred to the Auditor-Controller, the West Stanislaus County Fire Protection District Development Fee Accounts Report for Fiscal Year 2005-2006.

Corr 6 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Tanner Shackley; Richard Allen Romero; Aurelio Salgado; Justin White; George Denton; and, Raul Aguilar Salazar.

Supervisor DeMartini reported that the committee working on the Ag Element Update has made significant progress on the mitigation guidelines, buffer guidelines, and uniform rules for the Williamson Act. He will keep the Board updated on this issue.

Supervisor Grover requested that the same staff that are reviewing the proposal regarding Salida Now, develop a thorough assessment of what the Board's options are in relation to growth management. The CEO responded that the County could look at a ballot measure as an alternative for residents to consider regarding growth management.

The CEO gave an update regarding the near exhaustion of Enterprise Zone acreage. He plans to send a letter to each of the nine cities and to the County Economic Development staff asking for final requests of acres to be included within this zone.

Adjourned at 7:54 p.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.)