

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

July 10, 2001

Supervisor Ray Simon introduced the County's summer intern Fabienne Lefizelier from our Sister County Mayenne, France.

Accepted a \$5,000 donation from Pacific Bell for the Connecting Stanislaus Project.

Presented a commendation to Bev Finley, Managing Director of HSA, upon her retirement from Stanislaus County.

Constant Fliermans spoke regarding the proposed City of Modesto island annexations and requested that the Woodland Fire Protection District be allowed to remain within the County's boundaries. He also voiced objections and concerns regarding fluoridation of the water by the City of Modesto.

Robert Ingram thanked the Board for the new statue of Chief Estanislao by local artist Betty Saletto, which is located on the Courthouse lawn at the corner of 11th and I Streets. He also thanked the Board for their efforts in keeping the Worldcom contract within Stanislaus County, and thanked Chair Pat Paul for her leadership role in helping to save the 900 Worldcom jobs by bringing an awareness of the issues to other civic leaders in the community and rallying their support to retain the Worldcom contract.

Stephanie Espinoza, PG&E's Public Affairs Representative, spoke regarding power conservation efforts due to the energy crisis, and provided packets containing information on financial assistance for those needing help with paying their utility bills as well as various resource and referral tools.

C/B unan. Adopted the consent calendar

*A1 Approved the minutes of 6/19/01

*A2 Reinstated the Board of Supervisors' meeting date of 10/16/01; cancelled the meeting date of 10/23/01; and, changed the meeting time of the 10/02/01 meeting from 7:00 p.m. to 9:00 a.m.
2001-488

*A3a Appointed Cyndi Lindsey, Francine DiCiano, Myra Young Balinson, Joan Sheldon, George Boodrookas, Tom Changnon, Colleen Garcia, and Felicia Marie Renteria to the Stanislaus County Childcare Planning Council
2001-489

*A3b Appointed Richard Dodds and Anthony Butera to the Stanislaus County EDAC
2001-490

*A3c Appointed Andrew Van Allen to the Hazardous Waste Management Advisory Committee
2001-491

*A3d Appointed Stephen L. Garcia, Carol Prentiss, and Debra Fahl to the Advisory Board on Substance Abuse Programs
2001-492

*A3e Appointed Caroline Mitton to the Stanislaus County Local Task Force on Solid Waste Management
2001-493

*A4 Reappointed Ed Lara and Steve Pedrazzi to the West Stanislaus Fire Protection District Board
2001-494

*A5 Accepted the resignation of Sandro Boggeri and appointed Gus Villarreal to the Hughson Fire Protection District Board
2001-495

- ***A6** Corrected the term ending date of Don Viss, a member of the Stanislaus Consolidated Fire Protection District Board of Directors 2001-496
- ***A7** Accepted the resignation of Terrence Withrow from the Parks Commission 2001-497
- ***A8** Commended Dr. Robert W. Watson, Jr. for his leadership, service and commitment to the health of the residents of Stanislaus County 2001-498
- ***A9** Consolidated the Ceres Unified School District Bond Election with the General Election on 11/06/01 2001-499
- ***B1** Authorized the Director of BHRS to accept Federal Substance Abuse and Mental Health Services Administration Block Grant funding for the FY 2001-02 Dual Diagnosis Project 2001-500
- ***B2** Authorized the Director of BHRS to accept Federal Substance Abuse and Mental Health Services Administration Block Grant funding for the FY 2001-02 Interagency Children's System of Care Project 2001-501
- ***B3** Authorized the Director of BHRS to accept McKinney Projects for Assistance in Transition from Homelessness Grant funding for FY 2001-02 2001-502
- ***B4** Authorized the CEO to submit a 2001 Local Law Enforcement Block Grant Application to the Bureau of Justice Assistance to enhance Criminal Justice processes; and, authorized the CEO to review the grant application with the Local Law Enforcement Advisory Group and complete the required public hearing announcements – CEO 2001-503
- ***B5** Approved a two year agreement with California Forensic Medical Group (CFMG) to provide medical services to adults and juveniles in Stanislaus County detention facilities; and, authorized the CEO to sign the agreement effective 7/1/01 through 6/30/03 – CEO 2001-504
- ***B6** Approved a time extension of one calendar day for adverse weather for the contract with Diede Construction Company for the construction of the Ceres Recovery Center; and, approved a time extension of seven calendar days for additional work in the kitchen of the Recovery Center Adult Treatment Facility – CEO 2001-505
- ***B7** Accepted FY 2000-01 grant from the Department of Insurance for the DA's Office Automobile Insurance Fraud Program totaling \$150,000; and, authorized the DA to approve the Grant Award Agreement including any extension or amendments 2001-506
- ***B8** Accepted the status update on the emergency repair of water damage at the former Modesto City Hall Building at 801 11th Street – CEO 2001-507
- ***B9** Set the public hearing for consideration and adoption of the FY 2001-02 Final Budget on 9/11/01 at 9:20 a.m., and 9/12/01 at 2:30 p.m. if necessary – CEO 2001-508
- ***B10** Approved Labor Agreement between the County and Stanislaus County Sheriff's Supervisor Association (SCSSA) for a term from 12/1/00 through 6/1/05 and implemented the provisions contained within the tentative Labor Agreement; amended the Salary and Position Allocation Resolution to reflect the changes agreed to; and, authorized the Auditor-Controller to make the necessary financial transactions – CEO 2001-509
- ***B11** Approved the destruction of records schedule in the custody of the Purchasing Agent; and, authorized the Purchasing Agent to destroy records per the approved schedule 2001-510
- ***B12** Authorized CSA to enter into a two year agreement with the Stanislaus County PAL to support the after school programs at Las Palmas and Hanshaw schools using CalWORKs Incentive Funds not to exceed \$50,000; and, authorized the Director of CSA, or his Designee, to sign the agreement 2001-511
- ***B13** Approved an amendment to Board Order (Resolution #2001-199) to augment the contract with the State Department of Health Services (DHS) to receive Public Health Preparedness and Response to Bioterrorism Grant Funds; and, authorized the HSA Managing Director, or Designee, to sign and execute the amendment to the contract 2001-512

- ***B14** Approved the California Department of Health Services Allocation Agreement #TCS-01-50 with Stanislaus County HSA for the Tobacco Use Control Program; and, authorized the HSA Managing Director to sign and execute the Allocation Agreement and any amendments thereafter 2001-513
- ***B15** Approved the State Department of Health Services Contract Amendment #97-11343 A02 for HSA's Information and Education (I&E) Program; and, authorized the HSA Managing Director to sign and execute the contract 2001-514
- ***B16** Authorized the Department of Parks and Recreation to work with Estanislao Chapter #58 of the Ancient and Honorable Order of E. Clampus Vitus, to place a historical monument on Stanislaus County property within Frank Raines Regional Park to commemorate the Patterson & Western Railroad 2001-515
- ***B17** Approved the filing of a Negative Declaration for the Kiwanis Youth Camp Restroom Project and made the finding that the project is "de minimis" for purposes of the Fish and Game Codes; approved the construction of a new restroom for the Kiwanis Youth Camp in La Grange Regional Park, which is consistent with the General Conditions set forth in Resolutions #83-26 and #90-833 – Parks and Recreation 2001-516
- ***B18** Authorized the Sheriff to accept an Office of Juvenile Justice and Delinquency Prevention Grant in the amount of \$45,000; directed the Auditor-Controller to increase estimated revenues and appropriations; directed the Auditor-Controller to carry forward all unused funds at the FY end; and, authorized the purchase of equipment and officer training 2001-517
- ***B19** Authorized the Sheriff to accept grant funds from the California Department of Alcoholic Beverage Control (ABC), in order to address problematic ABC establishments through targeted abatement; authorized the Sheriff, or his Designee, to sign a contract with ABC; and, directed the Auditor-Controller to increase appropriations and estimated revenues 2001-518
- ***B20** Adopted the retirement contribution rates, rate of interest posting and changes in non-economic actuarial assumptions for FY 2001-02 as recommended by the Board of Retirement; directed the Auditor-Controller to change the employer and employee retirement contribution rates for the FY 2001-02 in accordance with the actuarial valuation of 6/30/00, on the payroll date 7/25/01; and, authorized the CEO to negotiate a discounted prepayment of these costs before 7/30/01 – Treasurer-Tax Collector 2001-519
- ***B21** Accepted the Stanislaus County Treasury Pool's 4/2001 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 Chair to sign that the report has been reviewed and accepted 2001-520
- ***B22** Approved an amendment to the Probation Department's Salary and Position Allocation Resolution, for the Substance Abuse and Crime Prevention Act of 2000 (Proposition 36), to add three Deputy Probation Officer II positions and two Legal Clerk III positions to the Casework Division of the Probation Department 2001-521
- ***C1** Approved the Purchase Agreement to acquire road right-of-way from the de Viser Parcel on the Northwest Corner of Albers Road and Patterson Road; authorized the Chair to execute the Purchase Agreement; authorized the Auditor-Controller to increase appropriations by \$17,050 in the project account; and, authorized the Auditor-Controller to issue a warrant for the purchase amount of \$16,550 payable to Fidelity National Title Company – PW 2001-522
- ***C2** Approved the Disadvantaged Business Enterprise (DBE) Program for the Federal FY 2001-02; approved an annual DBE Goal of seven percent for Federal Department of Transportation funded projects for the Federal FY 2001-02; authorized the CEO to execute the DBE Program; and, authorized the Clerk of the Board to publish a notice setting forth the Annual Goal and the comment period criteria – PW 2001-523

- ***C3** Set a public hearing on 7/31/01, 9:35 a.m., for final cost reimbursement for the demolition of one structure and two metal storage sheds located at 1621 Portland Ave., Modesto, CA – PW
2001-524
- ***C4** Approved a request by the Our Lady of the Assumption Church to hold a traditional Portuguese Bodo De Leite Parade of Animals on South Walnut Road and West Greenway Avenue in the Turlock area on 8/18/01; and, authorized the Director of Public Works to issue a permit for the event
2001-525
- ***D1** Set a public hearing on 7/31/01, 9:25 a.m., regarding the Stanislaus County/City of Turlock Consortium Budget and Work Plan for the 2001-02 FY Home Investment Partnership Program – Planning & Community Development
2001-526
- ***D2** Set a public hearing on 7/31/01, 9:30 a.m., regarding the Annual CDBG Performance Report for FY 2000-01 – Planning & Community Development
2001-527
- ***D3** Set a public hearing on 8/28/01, 9:25 a.m., for GPA #2001-03 and Rezone Application #2001-05 - Jim Wyatt – Planning & Community Development
ORD-54-I-1 2001-528

M/B unan. **9:25 a.m.** The Board made the finding that the Notice of Public Hearing was published pursuant to GC §6066 to hold a public hearing to conduct a ballot procedure regarding the establishment of an annual assessment for the Golden State Lighting District in compliance with Proposition 218; conducted the public hearing to receive comments regarding the assessment ballot process and the proposed formula for calculating the amount and levying the annual assessment to pay for street lighting services; authorized the Clerk to open the one sealed ballot received and tabulate the vote; the Clerk announced that the ballot failed (The 1 ballot received was in protest); after conducting the public hearing, the Board excluded Staff Recommendations #5 and #6, as a simple majority of the assessment ballot received was in protest of the proposed annual assessment; set the 2001/02 Annual Assessment at zero; acting as the Board of the Golden State Lighting District, ordered that prior to turning off the lights due to the lack of sufficient funds, that the Auditor-Controller notify the affected parties within the district and turn off the lights when the district's funds are depleted; and, made the Engineer's Report a part of the record of this proceeding – PW
2001-537

C/S unan. **9:30 a.m.** Introduced, waived the reading and adopted Ordinance C.S. 763, amending Chapter 4.34 of the Stanislaus County Code to increase eight existing fees and decrease two existing fees in the Clerk-Recorder's Office
ORD-54-H-15 2001-538 & 2001-539

S/B unan. **B23** Authorized the Director of BHRS to accept Federal Substance Abuse and Mental Health Services Administration Block Grant and Demonstration Project Funding for Older Adult Services for FY 2001-02, and Demonstration Project Funding over a three year period; and, authorized an amendment to the Salary and Position Allocation Resolution to increase the staffing allocation in Budget Unit #1501, per the staffing impact section of the agenda item
2001-529

B/C unan. **B24** Designated the Stanislaus Housing and Support Services Collaborative (SHSSC) as the planning and coordinating body for homeless programs and services in Stanislaus County; directed staff to seek Modesto City Council Support for similar designation to facilitate the collaboration of efforts on behalf of the homeless; directed staff to explore the feasibility of a collaborative effort to fund a grant writing capability to be shared by the City/County and Housing Authority; requested SHSSC submit bylaws for Board review; and, designated the SHSSC to develop and implement the Continuum of Care Plan as required by HUD – BHRS and CSA
2001-530

S/B unan. **B25** Approved the use of CalWORKs Welfare-To-Work (WTW) Incentive Funds in the amount of \$809,500 for start-up and enhancement of the Apron Strings Kinship Support Services Program as a full-service family resource center for at-risk children and their kin caregivers in Stanislaus County – BHRS and CSA
2001-531

Recessed at 10:47 a.m.

Reconvened at 10: 57 a.m.

C/S unan. **B26** Approved the Stanislaus County Energy Strategy in response to the Statewide Energy Crisis; and, authorized the CEO to determine ways in which departments can modify work hours, resulting in an energy use reduction, while not reducing public hours of operation 2001-532

S/B unan. **B27** Approved the Family Services Reclassification Plan for CSA and DET; deleted the following job classifications: Eligibility Worker I, Eligibility Worker II, Eligibility Worker III, Eligibility Supervisor, Employment Coordinator I, Employment Coordinator II, Employment Coordinator III, Employment Coordinator Supervisor, Employment and Training Specialist I, Employment and Training Specialist II, and Employment and Training Specialist III; added the following new job classifications; Family Services Specialist I, Family Services Specialist II, Family Services Specialist III, Family Services Specialist IV, and Family Services Supervisor; approved the amendments to the Salary and Position Allocation outlined in Attachments 1 and 2; approved the Transition Plan for temporary internship and “hold” classifications; approved the Continuing Education Pay Program for Family Services Specialist III, Family Services Specialist IV, and Family Services Supervisor; approved the new classifications and salary ranges recommended in Attachments 1 and 2 to take effect 7/15/01, the second pay period beginning in FY 2001/02; and, approved the reclassification policies specific to this reclassification plan 2001-533

B/C unan. **B28** Approved changes to the Stanislaus County Operating Funds Treasury Pool Investment Policy as prepared by the Stanislaus County Treasurer-Tax Collector, Tom Watson, and reviewed for conformity with State Law by the Stanislaus County Treasury Pool Oversight Committee on 5/24/01, to be effective on 7/11/01; and, approved the renewal of delegation of investment authority to the Stanislaus County Treasurer-Tax Collector for a one-year period 2001-534

B/C unan. **B29** Approved the Stanislaus County Library Facilities Master Plan; authorized the CEO to negotiate and execute a conditional Real Property Purchase Agreement for the purchase of property at 4385 Sisk Road, Salida, CA (APN 135-42-22); authorized the CEO to complete due diligence inspections, review the condition of the property and review the Condition of Title; authorized the CEO to publish a Notice of Intent to Purchase Real Property and return to the Board for consideration of final approval of the purchase; made the finding that the purchase of the property and the County’s use of the property as a regional library and other government purposes is categorically exempt from the CEQA pursuant to §15301 of the CEQA Guidelines; authorized the CEO, working with the appropriate County officials, to incorporate the long range Library Facilities Master Plan into the County’s long range fiscal and debt planning process and to develop recommendations to complete financing on the first phase of the Library Facilities Plan, including the Salida Regional Library Project and to return to the Board with final recommendations; and, ordered staff to return to the Board in 30 days regarding the financing plans for funding the Salida Regional Library after the expiration of the 1/8 cent sales tax on 6/30/05 – CEO 2001-535

C/S unan. **D4** Adopted Policy Statement for the Great Valley Center’s Agricultural Lands Transaction Program; and, adopted a resolution approving the submittal of an application for grant funds from the California Department of Conservation’s California Farmland Conservancy Program by the Stanislaus Farmland Trust and American Farmland Trust for the “Wendt Farm” – Planning & Community Development 2001-536

Corr 1 Referred to DER a copy of Form 10-Q of Covanta Energy Corporation for the quarter ended 3/31/01 per the Sublease Agreement between Stanislaus Waste-to-Energy and Covanta Stanislaus, Inc.

Corr 2 Acknowledged receipt of a copy of FY 2001-02 Recommended Budget for the SJVAPCD.

B/C unan. **Corr 3** Approved a letter of concurrence for San Joaquin Valley Drainage Authority's proposal for funding from the CALFED Water Use Efficiency Program 2001-540

Corr 4 Acknowledged receipt of Final Report, Part Ten, for the Stanislaus County Correctional Facilities Inspection and the Final Report, Part Eleven, for Oakdale Irrigation District from the Stanislaus County 2000-01 Civil Grand Jury.

Corr 5 Referred to CSA, a report from their recent reaccreditation site visit from the Council on Accreditation for Children and Family Services.

Corr 6 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: Edgar Cochran; Don Paso; Ilif Hall; Donald Altaffer; Martin Z. Constantino; R. Paul Clay; Manuel D. Jimenez Delivered directly to RM; Roy A. Hines; Marjorie Dalmaceda c/o Allstate Insurance Co.; Dawn I. Petree; John J. Gullatt III; Bill Ford; Kristopher J. Wiggs Delivered directly to RM; Jim Ramont (California Casualty Indemnity); and, Myranda Smith.

Supervisor Mayfield requested an update on the plans for the vacant rental/tenant space located on the first floor of 10th Street Place.

Supervisor Simon noted that the newly constructed Chief Estanislao statue and water feature, which was recently unveiled on the corner of the Courthouse lawn, located at 11th and I Streets, is a beautiful work of art and has received many positive comments from the community. He also thanked County staff who participated in the construction of the Chief Estanislao Statue/Water Feature Project.

Supervisor Caruso attended County employee Cheryl Longenbaugh's funeral ceremony. He noted that the committee for the Crows Landing Air Facility is going to visit the Oakland airport to look at their operation for comparison purposes in the planning phase of the Crows Landing Air Facility.

Supervisor Blom asked staff to include the financial forecast for all of the capital project facilities when they bring their financial forecast for the Salida Regional Library report back to the Board in 30 days. The CEO said he would provide a five-year forecast of our current and proposed obligations as well as a prediction beyond the five-year period.

Chair Paul attended a local Vendors' Fair held at DET regarding Training Programs that are being offered to our employees and thanked Terry Plett for his role in making the event possible.

Supervisor Blom and Chair Paul attended the opening ceremony for the Westside Health Clinic, which was well received by the community and is scheduled to open in February 2002.

B/M unan. **Legislative A.** Authorized support of Assembly Constitutional Amendment 10 (ACA 10), which would incrementally eliminate the Educational Revenue Augmentation Fund (ERAF) shift from counties to the State of California – CEO 2001-541

The CEO reported on the NACO awards that Stanislaus County will be receiving for our public information programs at next week's NACO Conference; these are awards which we received in competition with 3,000 other counties.

Adjourned to closed session at 1:39 p.m. for conference with Real Property Negotiators regarding vacant property in Grayson, CA (APN:16-34-03 and APN: 16-34-06). Agency Negotiator: Reagan M. Wilson. Owner Negotiator: Jeff Arambel and Trinidad Gutierrez. Under negotiation: both terms of payment and price. GC §54956.8.

Adjourned at 2:45 p.m.

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

BY: LILLIE L. FARRIESTER, 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.)