

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

Regular Session
All Supervisors Present
Pledge of Allegiance to the Flag

Tuesday

August 28, 2001

Mrs. Rosenda Mataka spoke regarding the disposal of process water from the Tartaric Manufacturing facility north of Newman and read into the record a letter submitted by John Mataka on this same issue.

B/S unan. Adopted the consent calendar and removed from the agenda **Item C-7** regarding the approval of the use of County property for the disposal of process water from the Tartaric Manufacturing facility north of Newman

- *A1 Approved the minutes of 8/14/01 and 8/21/01
- *A2 Appointed Elizabeth Shaw to the Juvenile Hall Service League 2001-628
- *A3 Approved the OID Recall Election to be consolidated with the 11/2001 General Election
2001-629
- *A4 Approved holding a Special Joint Board of Supervisors' Meeting with the Cities of Modesto and Ceres on 10/17/01 at the Modesto Centre Plaza Arbor Theater to consider the approval of the TRRP Master Plan and the Master EIR 2001-630
- *B1 Approved an agreement with the State Department of Rehabilitation for the provision of Cooperative Rehabilitation Services for FY 2001/02; and, authorized the Director of BHRS, or his Designee, to sign the agreement 2001-631
- *B2 Approved Employment Placement and Retention Services contract renewal with Arbor, Inc. in the amount of \$458,990, effective 9/1/01 to 8/31/04; and, authorized the Director of CSA, or his Assistant Director Designee, to sign the agreement and any amendments not to exceed the contract amount 2001-632
- *B3 Established a Stanislaus County EMS Committee; approved the proposed bylaws; and, approved the list of represented agencies and individual members assigned to the committee as recommended by the EMS Agency – HSA BD-19-B-11 2001-633
- *B4 Approved the acceptance of additional funding from the California Family Health Council, Title X, for HSA's Family Planning Program for the remainder of CY 2001, to enhance outreach and basic contraceptive services to the men and women in Stanislaus County; and, approved the HSA Managing Director, or her Designee, to sign and accept the addendum to the Basic Contraceptive Services Contract enhancing the Title X funding by \$25,317 2001-634
- *B5 Authorized HSA to apply for a Hepatitis C Prevention Project from the California Department of Health Services; and, authorized the HSA Managing Director, or her Designee, to sign and execute the application 2001-635
- *B6 Approved HSA to submit a refunding application to the California Family Planning Council for continuation of Federal Title X Family Planning grant period CY 2002; and, approved the HSA Managing Director, or her Designee, to sign the refunding application and submit scope of work with requested allocation of \$185,251 2001-636
- *B7 Authorized HSA to apply for a Prop 10 Undesignated Pilot Project grant from the Stanislaus County Children and Families First Commission for an Immunization Registry Project; and, authorized the HSA Managing Director, or her Designee, to sign and execute the application 2001-637

- ***B8** Authorized HSA to apply for a Prop 10 Designated Pilot Project grant from the Stanislaus County Children and Families First Commission for an Enhanced Stop Smoking Program During Pregnancies for Young Mothers and Fathers; and, authorized the HSA Managing Director, or her Designee, to sign and execute the application 2001-638
- ***B9** Authorized HSA to hire Daniel Wirtz as Accounting Manager (Manager II) above the mid-point of the Salary Band (\$53,196.00 annually) 2001-639
- ***B10** Authorized the reestablishment of Appropriations and Estimated Revenues for Federal Department of Education Transitional Road to After Custody and Self Sufficiency (TRACS) Grant funds for CY 2001 2001-640
- ***B11** Authorized the Director of BHRS to accept grant funding from the State Departments of Alcohol and Drug Programs and Mental Health to implement the Stanislaus County Safe and Healthy Futures Collaborative; authorized the Director of DET to accept grant funding from the State Department of Employment Development to implement the Stanislaus County Safe and Healthy Futures Collaborative; authorized amendment to the Salary and Position Allocation Resolution to increase the allocation in Budget Unit 1501 to add one position; authorized the Auditor-Controller to increase budget expenditures and revenues; authorized the Directors of BHRS and DET, in concert with the Purchasing Agent, to issue a RFP to contract with community-based organizations to provide mental health, alcohol and drug and employment services; and, authorized the Director of BHRS to negotiate agreements resulting from the RFP process 2001-641
- ***C1** Approved the filing and recording of the final map of Olive Ranch Estates Subdivision, Phase 2; finds that the final map is in substantial compliance with the previously approved tentative map; finds that Stanislaus County has adopted a Specific Plan covering the area proposed to be included within the final map; finds that the final map, together with the provisions for its design and improvement, is consistent with the Specific Plan for the area; rejected all roads, highways, avenues, alleys, courts, ways, lanes, palces, etc.; authorized the Chair to sign the final map; and, authorized the final map to be filed and recorded as presented – Public Works 2001-642
- ***C2** Approved, under the authorization granted to Local Authorities in Vehicle Code §21354, the installation of stop sign traffic control at various locations in the County – Public Works 2001-643
- ***C3** Approved request by the Sierra Railroad Company to hold a foot race on Sierra Road, Wamble Road, and Fogarty Road near Oakdale on 9/1/01; and, authorized the Director of Public Works to issue a permit for the event 2001-644
- ***C4** Authorized the Auditor-Controller to increase Appropriations by \$27,089 and to increase Anticipated Federal Revenue by \$23,981 for preliminary engineering for the AC Overlay Program FY 2000/01; and, authorized the Auditor-Controller to make accounting adjustments as necessary to complete the design of the project 2001-645
- ***D1** Approved Salida Planned Development Road Account expenditure to O’Dell Engineering; and, authorized the Auditor-Controller to issue a warrant in the amount of \$9,400 to O’Dell Engineering – Planning and Community Development 2001-646
- ***D2** Set a public hearing on 10/9/01, 9:25 a.m., for Rezone Application #2001-09 and Parcel Map Application #2001-12 - Berberian Properties, LLC – Planning and Community Development ORD-54-I-6 2001-647

C/S unan. **B12** Accepted the Final Report entitled “Stanislaus County EMS System Review and Optimal Configurations Final Report” and the “Final Report Summary” as prepared by Health Analysis, LLC; accepted the recommendations of the EMS Dispatch and Response Task Force regarding the restructuring of the EMS Dispatch, First Response and Ambulance Transport configuration for Stanislaus County as contained in the, “Stanislaus County EMS System Review and Optimal Configurations Final Report” and the “Final Report Summary”; directed the EMS Agency to work with the HSA and Stanislaus Regional

911 JPA for the purpose of coordinating all EMS Dispatch Services, (with the exception of Turlock Fire Department) into a Regional 911 Dispatch System; directed the EMS Agency to work in conjunction with the HSA, local fire departments and ambulance service providers to integrate Expanded Scope EMT-1, ALS First Response, quick response vehicles or contracted ALS First Response Services in areas where such services would be medically appropriate and financially feasible; directed the EMS Agency to direct the current ambulance service providers to develop a cooperative, coordinated and standardized Countywide model for emergency medical response services in the County to achieve a seamless service delivery system, which shall be approved by the Stanislaus County EMSC prior to implementation, and the performance criteria established in this model shall be included in all ambulance service agreements; and, directed the HSA and the EMS Agency to periodically report back to the Board in six months on the progress being made

BD-19-B-12 2001-648

B/C unan. **9:20 a.m.** Adopted FY 2001-02 annual assessment rates for Del Rio Heights Landscape Assessment District as shown in Table 2; and, authorized the transfer of any fund balances into the General Reserve and/or the System Replacement Funds for the Del Rio Landscape District – Parks and Recreation

DLA-1-6 2001-654

C/S unan. **9:25 a.m.** The Board finds that the environmental documents prepared and adopted by the City of Ceres, lead agency for this project concerning GPA #2001-03 and Rezone Application #2001-05 - Jim Wyatt, to change the General Plan designation from Commercial to Industrial and the zoning from C-2 (General Commercial) to M (Industrial) on 1.86 acres located at 2701 E. Service Rd. in the Ceres area, have been reviewed and that they adequately address CEQA issues; the Board finds that the proposed GPA #2001-03 is consistent with the overall goals and policies of the land use element of the County General Plan and the overall General Plan; approved GPA #2001-03; finds that the proposed M (Industrial) Zoning is consistent with the Industrial General Plan designation; approved Rezone Application #2001-05; and, introduced, waived the reading and adopted Ordinance C.S. 767 for the approved Rezone Application #2001-05

ORD-54-I-1 2001-655 & 2001-656

B/C unan. **9:30 a.m.** The Board ordered the filing of a Mitigated Negative Declaration and finds the project for GPA #2001-02 and Rezone Application #2001-03 - Quality Modular Structures, LLC, to change the General Plan designation from Agriculture to Planned Industrial and the zoning from A-2 (General Agriculture) to PI (Planned Industrial) for 10.87 acres located at 27431 Hwy 33 in the Newman area, to be de minimis for the purposes of Fish and Game Codes; finds that the proposed GPA #2001-02 is consistent with the overall goals and policies of the Land Use Element of the County General Plan and the overall General Plan; approved GPA #2001-02; find that the proposed Planned Industrial Zoning is consistent with the Planned Industrial General Plan designation; approved Rezone Application #2001-03, subject to the attached Amended Development Standards; amended the item to extend the hours of operation in Development Standard #17, from 7:00 a.m. to 9:00 p.m.; and, introduced, waived the reading, and adopted Ordinance C.S. 768 for the approved Rezone Application #2001-03 - Planning & Community Development

ORD-54-I-2 2001-657 & 2001-658

M/B unan. **9:35 a.m.** The Board issued a Negative Declaration, based on the Initial Study and Mitigation Measures, for Rezone Application #2001-07 and Parcel Map Application #2001-08 - Christopher and Christina Bass for a Planned Development (PD) zone to allow an 8,000 square foot office complex, a card lock fueling station and a septic tank pumping business and house and to create parcels of 1.0, 1.0 and 1.88 acres at the southeast corner of Santa Fe Avenue and Monte Vista Avenue, in Denair; finds the project to be de minimis for the purpose of Fish and Game Codes; finds that the project is consistent with the overall goals and policies of the County General Plan; finds that the proposed PD Zoning is consistent with the Stanislaus County General Plan designation of Planned Development; finds that none of the Parcel Map findings requiring disapproval can be made; approved Rezone Application #2001-07 and

Parcel Map Application #2001-08, subject to the attached Conditions of Approval; and, introduced, waived the reading and adopted Ordinance C.S. 769 for the approved Rezone Application #2001-07 – Planning & Community Development ORD-54-I-3 2001-659 & 2001-660

S/B unan. **9:40 a.m.** The Board finds the change to Mitigation Measure #6 and the addition of Mitigation Measure #9 to be equivalent or more effective in mitigating significant impacts already identified in the Negative Declaration for Rezone Application #2001-08 and Parcel Map Application #2001-10 - Ross Condit, to change the zoning district from A-2 (General Agriculture) to PI (Planned Industrial) to allow a vehicle storage on Parcel A1", warehouse/distribution uses on Parcels A2" and A3" and to create three parcels of .98, 1.49 and 2.01 acres in the Modesto area; based on the Initial Study and Amended Mitigation Monitoring Plan, ordered the filing of a Mitigated Negative Declaration and finds the project to be de minimis for the purpose of Fish and Game Codes; finds that the project is consistent with the overall goals and policies of the County General Plan; finds that none of the Parcel Map findings requiring disapproval of the map can be made; finds that this project will increase the intensity of activities on this property thereby necessitating dedications and improvements; amended the item to change Development Standard 26(B) to the following: Knuckle radii to be consistent with City of Modesto standards – or agreement reached between City and County prior to recording the Parcel Map; approved Rezone Application #2001-08 and Vesting Tentative Parcel Map Application #2001-10 – Ross and Susan Condit, subject to the “amended” Development Standard 26(B); and, introduced, waived the reading, and adopted Ordinance C.S. 770 for the approved Rezone Application #2001-08 - Planning & Community Development ORD-54-I-4 2001-661 & 2001-662

B/C unan. **B13** Approved the Project Charter, which defines the structure, processes and deliverables of the HR Resource Project, for the HR System upgrade as recommended in the IT Study completed by Thirdwave; approved the project budget and resources required; authorized the Purchasing Agent to enter into a Professional Services Contract with vendors; and, authorized the creation of an Internal Service Fund to capture costs associated with the project 2001-649

S/B unan. **B14** Authorized the CEO to restart and proceed with design of remodeling the former City Hall Project; authorized the CEO to sign a contract with Lesovsky Donaldson Architects on behalf of the Board; and, authorized the CEO and Auditor-Controller to undesignate \$2.2 million in General Fund reserves related to the net proceeds from the sale of the old County Administration Building and to establish a budget 2001-650

B/C unan. **B15** Accepted and approved the FY 2001-02 Strategic Plan for the CSA 2001-651

Recessed at 11:05 a.m.

Reconvened at 11:15 a.m.

B/S unan. **C5** Approved the Joint Powers Agreement between the County and the City of Modesto, authorizing the City of Modesto to act as the lead agency for the construction of improvements to the Pelandale at Highway 99 (SR99) Interchange, which is dual jurisdictional: part City, part County; authorized the Chair to sign the Joint Powers Agreement; and, authorized the Department of Public Works to make the appropriate transfers from the Pelandale at Hwy 99 CEQA Account to the City of Modesto per the terms of the Joint Powers Agreement C-6-H-12 2001-652

P/B unan. (4-0) (Mayfield abstained) **C6** Supported the construction of the State Route 120 Oakdale Expressway Project; and, selected Alternative 2A as the preferred alignment – Public Works 2001-653

Corr 1 Supported the Sheriff's actions regarding the closure of the McHenry Men and Womens Club Inc., which is owned by Mr. Ardouin.

Supervisor Blom absent at 12:40 p.m.

Corr 2 Accepted the Annual Report of the Board of Trustees of the Stanislaus County Law Library

Corr 3 Referred to DER a copy of the Final Draft of the 2000 Urban Water Management Plan from the City of Modesto.

Corr 4 Referred to DER and the Agricultural Commissioner a letter from United States Department of the Interior regarding the re-opening of the comment period for the Sacramento Splittail until 10/1/01.

Corr 5 Acknowledged receipt of claims and referred to the CEO-Risk Management Division the following claims: June Keith, Chris Dimitriadis, Anthony J. & Carol Varni; and, James Barthelemy.

Supervisor Simon requested that the Bel Passi Baseball Team be invited to a night Board Meeting to be presented with Certificates of Appreciation from the County in recognition of their achievement in winning the Babe Ruth World Series. He also requested that a resolution be prepared to commend Raul Ortega for his work on the GI Forum.

Supervisor Mayfield commented on the improvement funds recently received from the State for the Turlock Reservoir.

Chair Paul requested a status update on the Wild Life Park. The CEO stated that he would be glad to follow-up and provide an update.

Supervisor Mayfield requested a review of the Public Facility Fee structure for the County.

M/S (4-0) (Blom absent) **Authorization for an Item Too Late for the Agenda** - Approved the need for Board action on a matter too late for the agenda, pursuant to GC §5496.5, regarding the approval to set a public hearing on 9/11/01 at 9:10 a.m. to authorize the County to submit an application as an "Entitlement Status" County for an approximate \$3.1 million H.U.D. Grant 2001-663

M/S (4-0) (Blom absent) **Item Too Late for the Agenda** - Set a public hearing for 9/11/01 at 9:10 a.m. to authorize the County to submit an application as an "Entitlement Status" County for an approximate \$3.1 million H.U.D. grant 2001-664

Adjourned at 12:58 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.)