

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 28, 1998

C/P unan. Adopted the consent calendar

Approved the minutes of 7/14/98

Reappointed Jeff Rowe, Charline Speck and Curtis Clark to the Economic Development Action Committee

98-609

Appointed Tom Law Vongphakdy to the Library Advisory Board

98-610

Appointed members of the Stanislaus Child Care Planning Council for the term of one year ending on 6/30/99

98-611

Find that the proposed modification of the boundary description for Franchise Areas 1,4 and 5 is in the public interest and necessary to reflect the current road configuration; find that the proposed modification of the boundary description for Franchise Areas 1,4 and 5 is not subject to the provisions of the CEQA; and, adopted a resolutions to modify the boundary description of franchise areas 1,4 and 5 to reflect the current road alignments of Keyes Road and Washington Road – DER

98-612

Authorized accepting additional funding from California Family Health Council Title X in the amount of \$20,423 to augment the current basic contraceptive services contract and authorized the Health Services Agency Managing Director, or her Designee, to sign amended contracts to include this additional funding and submit the scope of work – HAS

98-613

Approved the State Department of Health Services Contract #98-15151 Immunization Tracking Registry System and authorized the Health Services Agency Managing Director, or her Designee, to sign the contract – HAS

98-614

Approved renewal of agreement E-9834 with the Regents of the University of California, Davis to provide staff development for Eligibility and Adult Services staff and authorized the Director of the Community Services Agency, or his Assistant Director Designee, to sign the agreement and any amendments not to exceed the original contract amount of \$40,500

98-615

Authorized application for and accepted funding from a grant for Continuing Education from the California Manpower Policy Commission and the name change from the Residency Program to Stanislaus County Family Practice Residency Program and authorized the Health Services Agency Director to sign for acceptance of this grant award – HAS

98-616

Approved the revised Women, Infants and Children Program budget and contract amendment #97-11294; authorized the Health Services Agency Managing Director, or her Designee, to sign and execute the amended contract; authorized the Auditor-Controller to increase Appropriations and Revenue estimates in the WIC budget; and, authorized the purchase of capital equipment - Health Services Agency

98-617

Authorized the transfer of Sheriff's Civil Process Fee Trust funds to the Civil Bureau; authorized the purchase of one fully equipped, full size, patrol vehicle for the Civil Bureau; authorized the purchase of four portable radios and lapel microphones; and directed the Auditor-Controller to transfer funds – Sheriff

98-618

Authorized the Director of Parks and Recreation to receive and expend grant funds from the California

- Department of Parks and Recreation, Division of Off-Highway Motor Vehicle Recreation and authorized the Auditor-Controller to make the appropriate budget entries 98-619
- Accepted funds from the California State Department of Health Services, Office of Family Planning in the total amount of \$92,500 for continued support of "First Stop" Clinic at Modesto WIC Office, support to new "First Stop" Clinic in Salida, and staff training for Teensmart Counseling; approved acceptance of \$2,500 to support ongoing staff training for Teensmart Counseling services for FY 1998/99; approved acceptance of \$40,000 for continued support of First Stop Clinic, 108 Campus Way for FY 1998/99; approved acceptance of \$30,000 for the expansion of First Stop Services into Salida for FY 1998/99; approved acceptance of \$20,000 for the marketing and outreach of First Stop/Family Planning Services to residents in Stanislaus County; authorized the HSA Managing Director, or her Designee, to approve and accept funding in the total amount of \$92,500 and to sign the awarded contract per the scope of work; and, approved amending the Salary and Position Allocation resolution – HAS 98-620
- Adopted the retirement contribution rates and rate of interest posting for FY 1998-1999 as recommended by the Board of Retirement; directed the Auditor-Controller to change the employer and employee retirement contribution rates for the FY 1998-1999 in accordance with the actuarial valuation of 6/30/97 on the payroll paid 8/26/98; and, authorized the CEO to negotiate discounted prepayment of costs before 7/31/98 - Treasurer/Tax Collector 98-621
- Awarded the Security Electronics portion of the Violent Offender Incarceration Grant Project to low bidder Allwest Systems of Hayward, California, Inc. for the combined bid total of \$350,160 and authorized the CEO to issue the Notice to Proceed, insurance and bond certificates and sign the contract with Allwest Systems of California, Inc., contingent upon the State financing 98-622
- Authorized the CEO to submit a Block Grant application to Bureau of Justice Assistance for 1998 Local Law Enforcement funding to enhance Criminal Justice processes and authorized the CEO to review the grant application with Local Law Enforcement Advisory Group and complete the required public service announcements 98-623
- Awarded contract to Walter C. Smith of Fresno, CA in the amount of \$446,800 to install the Salida Drainage Pipe under State Highway 99 and authorized the Auditor-Controller to pay construction expenses from the Salida Planned Development Storm Drainage Account 98-624
- Approved contract change order #2 for the Crows Landing Road Widening Project contracted with Ross F. Carroll, Inc., of Modesto, CA; authorized the Purchasing Department to increase the contract amount; and, the estimated contract cost is \$1,520,352.25 98-625
- Approved the Subdivision Improvement Agreement for Pirrone Estates; find that the Final Map is in substantial compliance with the previously approved Tentative Map; find that Stanislaus County has adopted a Specific Plan covering the area proposed to be included within the Final Map; find 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, ways, lanes, places, etc.; authorized the Chairman to sign the Final Map and the Subdivision Improvement Agreements; and, authorized the Final Map to be filed and recorded 98-626
- Approved the Subdivision Improvement Agreement for Countrystone, Unit #4; find that the Final Map is in substantial compliance with the previously approved Tentative Map; and find that Stanislaus County has adopted a Specific Plan covering the area proposed to be included within the Final Map; find 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, ways, lanes, places, etc., authorized the Chairman to sign the Final Map and the Subdivision Improvement Agreements; and, authorized the Final Map to be filed and recorded 98-627
- Approved the request by Our Lady of the Assumption Church to hold a festival parade on Walnut and

- Greenway Avenues on Saturday and Sunday, 8/15/98 and 8/16/98 and authorized the Director of Public Works to issue a permit for the event subject to standard conditions 98-628
- Set a public hearing for 8/25/98 at 9:30 a.m. to consider the adoption of a resolution of intention to vacate portions of Oregon Drive, Santa Ana Avenue, Hermosa Avenue, Santa Rita Avenue and portions of alleys in Block 2048 and 2049 of Hermosa Park Subdivision, in the Airport District and authorized the Clerk to publish and post the hearing in accordance to Sections 8320 and 8322 of the Streets and Highways Code 98-629
- Set a public hearing for 8/25/98 at 9:35 a.m. to consider an agreement to purchase real property for the Salado Creek Improvement Project and authorized the Clerk to advertise the Notice of Proposed public hearing on 8/3,10 and 17/98 pursuant to Section 6063 of the Government Code 98-630
- Approved the Salida Storm Drain Account expenditure to Ross F. Carroll, Inc. and authorized the Auditor-Controller to issue a warrant in the amount of \$66,409.75 payable to Ross F. Carroll, Inc. 98-631
- Introduced and waived the first reading of Ordinance C.S. 677, which will amend Stanislaus County Code Section 3.16.090G regarding notification to probationary employees who are separated from County service 98-632

S/M unan. Accepted funding from Stanislaus County Health Services Agency Foundation to underwrite capital improvements for the Ambulatory Clinic Network and directed the Auditor-Controller to increase appropriations in the Medical Center Enterprise Fund, budget unit and accounts 98-639 (1-57)

P/C unan. Amended the Salary and Position Allocation Resolution as presented in the Staffing Impact section effective 8/3/98 and approved the MOU and authorized CEO to sign the MOU 98-633 (1-329)

S/M unan. Introduced and waived the first reading of Ordinance C.S. 676, which will amend Stanislaus County Ordinance Chapter 4.44 regarding tax costs; and, authorized the Auditor-Controller to contract annually for the property tax administrative fee study - Auditor-Controller Office 98-634 ORD-54-B-14(1-1119)

M/S unan. Accepted the construction progress report for July 1998 for the Agricultural Center Project and authorized the public dedication ceremony of 9/16/98 98-635 (1-1304)

C/P unan. Accepted informational presentation on the Waste-to-Energy Project by the director of DER 98-636 (1-1717)

P/M unan. Approved additional capital start up costs for the Health Services Agency portion of the Empire Collaboration Project; authorized amendment of the Salary and Position Allocation; and, approved the purchase of capital equipment purchase 98-637 (1-2638)

M/P unan. Approved additional capital start up costs for the Hughson Collaboration Project; authorized amendment of Salary and Position Allocation per the Staffing Impact; approved to purchase capital equipment; directed the Auditor-Controller to increase appropriations in the Medical Center and Public Health budget units and accounts 98-638 (1-2836)

**Recessed at 10:35 a.m.**

**Reconvened at 10:45 a.m.**

**(Note: The following items A-E, related to Diablo Grande, are covered and supported by the same Staff Report.)**

C/P unan. The Board upholds the Planning Commission's action and approved and adopted the resolution of re-certifying Diablo Grande Specific Plan Environmental Impact Report and certifying Diablo Grande Water Resources Plan Supplemental Environmental Impact Report and adopting CEQA findings and mitigation monitoring Program for Diablo Grande Project approvals; based on staff reports, the attachments and exhibits to said reports testimony received; both oral and documentary, the Board after having read and considered the records and documents before the Board, which include, but are not limited to, the following: 1) 1993 Draft and Final EIR; 2) 1993 Specific Plan; 3) 1993 Mitigation Monitoring and Reporting Plan; 4) the Water Resources Plan Supplemental EIR (Draft January 1998, Final June 1998); 5) the 1998 Updated Version of the Specific Plan; 6) the Project Findings, October 1993; 7) the Findings set forth in the Staff Reports; 8) two Ordinances set forth in the Staff Reports; 9) three Resolutions set forth in the Staff Reports; and, all Exhibits and Attachments related to those Staff Reports  
98-641  
(2-2870)

C/S unan. Approved a resolution to re-approve General Plan Amendment 91-01 - Diablo Grande and re-approved Diablo Grande Specific Plan Application #91-01; based on staff reports, the attachments and exhibits to said reports testimony received; both oral and documentary, the Board after having read and considered the records and documents before the Board, which include, but are not limited to, the following: 1) 1993 Draft and Final EIR; 2) 1993 Specific Plan; 3) 1993 Mitigation Monitoring and Reporting Plan; 4) the Water Resources Plan Supplemental EIR (Draft January 1998, Final June 1998); 5) the 1998 Updated Version of the Specific Plan; 6) the Project Findings, October 1993; 7) the Findings set forth in the Staff Reports; 8) two Ordinances set forth in the Staff Reports; 9) three Resolutions set forth in the Staff Reports; and, all Exhibits and Attachments related to those Staff Reports  
98-642 (2-2870)

S/P unan. Approved re-introducing and waived the First Reading of Ordinance C.S. 542 for Rezone Application #91-01 - Diablo Grande; based on staff reports, the attachments and exhibits to said reports testimony received; both oral and documentary, the Board after having read and considered the records and documents before the Board, which include, but are not limited to, the following: 1) 1993 Draft and Final EIR; 2) 1993 Specific Plan; 3) 1993 Mitigation Monitoring and Reporting Plan; 4) the Water Resources Plan Supplemental EIR (Draft January 1998, Final June 1998); 5) the 1998 Updated Version of the Specific Plan; 6) the Project Findings, October 1993; 7) the Findings set forth in the Staff Reports; 8) two Ordinances set forth in the Staff Reports; 9) three Resolutions set forth in the Staff Reports; and, all Exhibits and Attachments related to those Staff Reports  
(2-2870 98-643)

M/C unan. Introduced and waived the first reading of Ordinance C.S. 678 for the Phase 1 Preliminary Development Plan - Diablo Grande; based on staff reports, the attachments and exhibits to said reports testimony received; both oral and documentary, the Board after having read and considered the records and documents before the Board, which include, but are not limited to, the following: 1) 1993 Draft and Final EIR; 2) 1993 Specific Plan; 3) 1993 Mitigation Monitoring and Reporting Plan; 4) the Water Resources Plan Supplemental EIR (Draft January 1998, Final June 1998); 5) the 1998 Updated Version of the Specific Plan; 6) the Project Findings, October 1993; 7) the Findings set forth in the Staff Reports; 8) two Ordinances set forth in the Staff Reports; 9) three Resolutions set forth in the Staff Reports; and, all Exhibits and Attachments related to those Staff Reports  
98-644 (2-2870)

C/P unan. Adopted by resolution to approve the Tentative Map Application #97-01 for Diablo Grande Vesting Tentative Subdivision Map; based on staff reports, the attachments and exhibits to said reports testimony received; both oral and documentary, the Board after having read and considered the records and documents before the Board, which include, but are not limited to, the following: 1) 1993 Draft and Final EIR; 2) 1993 Specific Plan; 3) 1993 Mitigation Monitoring and Reporting Plan; 4) the Water Resources Plan Supplemental

EIR (Draft January 1998, Final June 1998); 5) the 1998 Updated Version of the Specific Plan; 6) the Project Findings, October 1993; 7) the Findings set forth in the Staff Reports; 8) two Ordinances set forth in the Staff Reports; 9) three Resolutions set forth in the Staff Reports; and, all Exhibits and Attachments related to those Staff Reports 98-645 (2-2870)

**Recessed at 12:28 p.m.**

**Reconvened at 12:35 p.m.**

M/S (4-0)(Caruso abstained) Conducted a public hearing and adopted the Annual Grantee Performance Report - Community Development Block Grant Program 98-646 (5-1058)

**Supervisor Caruso absent**

S/P (4-0)(Caruso absent) Reviewed and approved schematic design for the Maximum Security Housing Units; approved staff recommendation to include Health Services for design through construction documents for inclusion in the Phase A Project; and, directed staff to negotiate and sign contract with URS Greiner for construction management services for this project 98-640 (5-1058)

Referred to the Department of Public Works the annual review of the Capital Facilities fees collected by the West Stanislaus County Fire Protection District

Referred to the Department of Public Works the Annual Review of the Capital Facilities fees collected by the Salida Fire Protection District

Accepted the report of the East Side Mosquito Abatement District 1998-1999 Fiscal Year Budget

Acknowledged receipt of report from the Assessor, Mike DeFerrari, and a copy of the press release for the 1998 Assessment Roll Figures

Acknowledged receipt of claims and referred to the CEO-Risk Management the following claims: David S. Lucas; Brian P. Dobbs; Shannon Barnes; Sandro Boggeri; Lynda Perino; and Christine Fernstrom

Supervisor Simon noted the recent decline of criminal activity since the Three Strikes law was enacted

Supervisor Blom and Paul attended the Annual NACo in Portland, Oregon and updated the Board on workshops they attended

M/S (4-0)(Caruso absent) Approved opposition to SB473 (County Medical Facilities) 98-647 (5-2750)

S/M (4-0)(Caruso absent) Authorized opposition of SB539 and SB1513 (Smoking in Places of Employment) 98-648 (5-2145)

Adjourned at 1:12 p.m.

ATTESTED: REAGAN M. WILSON, Clerk  
of the Board of Supervisors  
of the County of Stanislaus  
State of California

BY: CHRISTINE FERRARO TALLMAN, Clerk to 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.)