



# A G E N D A

## MERCED COUNTY BOARD OF SUPERVISORS

### SUMMARY ACTION MINUTES

Regular Meeting

TUESDAY, JANUARY 11, 2000

Closed Session – 9:00 a.m.

Regular Meeting – 10:00 a.m.

MERCED COUNTY  
ADMINISTRATION BUILDING  
2222 "M" STREET  
BOARD ROOM, THIRD FLOOR  
MERCED, CALIFORNIA 95340  
(209) 385-7366

GLORIA CORTEZ KEENE.....DISTRICT 1  
KATHLEEN M. CROOKHAM....DISTRICT 2  
JOE RIVERO.....DISTRICT 3  
CHAIRMAN DEIDRE F. KELSEY....DISTRICT 4  
JERRY O'BANION.....DISTRICT 5  
Lydia A. Beiswanger, Chief Clerk

GREGORY B. WELLMAN  
COUNTY ADMINISTRATIVE OFFICER

DENNIS MYERS  
COUNTY COUNSEL

*All supporting documentation is available for public review in the Office of the Clerk of the Board of Supervisors located in the County Administration Building, Third Floor, 2222 "M" Street, Merced, California, 95340  
During regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday.*

**The Agenda is available online at [www.co.merced.ca.us](http://www.co.merced.ca.us)**

HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE  
INQUIRE WITHIN THE BOARD OF SUPERVISORS OFFICE

The Agenda is divided into three sections:

**CONSENT CALENDAR** – These matters include routine financial and administrative actions and are approved by a single majority vote.

**SCHEDULED ITEMS** – These items are noticed hearings, work sessions and public hearings.

**REGULAR CALENDAR** – These items include significant policy and administration actions. Immediately after approval of the CONSENT CALENDAR, if the time of the hearing of SCHEDULED ITEMS has not arrived, the REGULAR CALENDAR will be considered.

SCHEDULED ITEMS

9:00 A. M.            **CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATOR:**    It is the intention of the Board to meet in Closed Session concerning a conference with County of Merced negotiators, Gregory Wellman-County Administrator and Bev Morse-Assistant County Administrator concerning negotiations with American Federation of State, County and Municipal Employees (AFSCME), Units 4, 5, 6 and 8; Independent Employees of Merced County (IEMC), Unit 3; Merced County Lawyers’ Association, Unit 7; Merced County Sheriff’s Employee Association (MCSEA), Unit 2 and Merced County Law Enforcement Sergeants, Unit P

**CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**                      It is the intention of the Board to meet in Closed Session concerning a conference with Legal Counsel pursuant to Government Code Section 54956.9, Subdivision (b) – Significant exposure to Litigation:    One Case

**\*BOARD RECONVENES AT 10:05 A.M. AND THE CHAIRMAN ADVISES STAFF WAS GIVEN DIRECTION ON CLOSED SESSION ITEMS**

**GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)**

10:00 A. M.            **PLEDGE OF ALLEGIANCE**

**COUNTY ADMINISTRATOR / BOARD OF SUPERVISORS        –    YEAR END REVIEW**

**NOMINATION AND ELECTION OF CHAIRMAN AND VICE-CHAIRMAN FOR 2000**

**NOMINATED SUPERVISOR O'BANION AS CHAIRMAN AND SUPERVISOR CORTEZ KEENE AS VICE-CHAIRMAN FOR YEAR 2000**  
**AYES: ALL**

**PRESENTATION – MANAGEMENT COUNCIL AND BOARD OF SUPERVISORS**

**PUBLIC OPPORTUNITY TO SPEAK ON ANY MATTER OF PUBLIC INTEREST WITHIN THE BOARD'S JURISDICTION INCLUDING ITEMS ON THE BOARD'S AGENDA, EXCEPT FOR THOSE ITEMS SPECIFICALLY SCHEDULED AS PUBLIC HEARINGS (See Board Clerk - Testimony limited to five minutes per person)**

**PRESENTATIONS**

Proclamation – Institute for Family Business  
Certificate of Recognition – Analytical & Construction Services of Los Banos  
Finalist, California Business of the Year Award

**PRESENTED PROCLAMATION AND CERTIFICATE OF RECOGNITION**

**MINUTES OF NOVEMBER 9 AND 23, AND DECEMBER 7 AND 14, 1999  
SUBMITTED FOR APPROVAL  
APPROVED AS RECOMMENDED      AYES: ALL**

**BUDGET TRANSFERS FROM REVENUE (4/5 Vote Required)  
Health (2) and Sheriff (3)  
APPROVED AS RECOMMENDED      AYES: ALL**

10:00 A. M.

**APPROVAL OF CONSENT AGENDA (Items #1 - 15)  
APPROVED AS RECOMMENDED      AYES: ALL**

**APPROVAL OF COMMUNITY ACTION AGENCY CONSENT AGENDA  
(Items #16 - 18)  
APPROVED AS RECOMMENDED      AYES: ALL**

**REPORTS/BOARD DIRECTION**

County Administrator

County Counsel

Board of Supervisors Members

**RECEIVED REPORTS FROM BOARD MEMBERS, COUNTY COUNSEL,  
COUNTY AUDITOR AND CAO**

**LUNCH BREAK**

**CONSENT CALENDAR (Items #1 -15)**

**APPROVED AS RECOMMENDED      AYES: ALL**

1. Approve Travel Requests from Private Industry Training Department as recommended by Administration.
2. Approve Budget Transfers from District Attorney, Health, Public Works (#28 & 30) and Private Industry Training Department as recommended by Administration.
3. Act on Claims for Damages submitted by Sheila Darlene Bonilla, Donna Crowder, Kari De Lay and Mary Zambrano, Risk Management.
4. Authorize Public Works Director to approve Construction Documents for Human Services Agency-Building No. 1 Air Conditioning and Energy Management System Replacement and advertise for bids, award contract with lowest bidder to be returned to the Board on action taken, Public Works.
5. Adopt Resolution restricting parking on a portion of Le Grand Road, Jefferson Street and McDowell Street in Le Grand, Public Works.
6. Approve and authorize Chairman to sign Renewal Contract with Dos Palos-Oro Loma Joint Unified School District and American Legion Post #86 for sub-lease of Dos Palos Legion Hall, Public Works.

7. Approve and authorize Chairman to Renewal Contract with Dos Palos Veterans Association for 10-Year Lease on the Dos Palos Veterans Memorial Building, Public Works.
8. Adopt Resolution approving the State-Local Partnership Program application as submitted to the California Arts Council and designating the Merced County Arts Council to execute the 1999-2000 State-Local Partnership Program Grant Contract, Administration.
9. Approve and authorize Chairman to sign Renewal Contract No. 99001 with Data Processing for Plan of Cooperation for the automated child support program, District Attorney.
10. Approve and authorize Chairman to sign Renewal Contract with Health Department for Plan of Cooperation to ensure delivery of paternity acknowledgment services for Health Department, District Attorney.
11. Adopt Resolution of Appreciation commending George Hensley for his outstanding service to the County of Merced, Public Works.
12. Authorize Plaque presentation in celebration of Josephine Leos 90<sup>th</sup> Birthday, Board of Supervisors.
13. Adopt Resolution adjourning the meeting in memory of Donald Prine and John Montano, Board of Supervisors.
14. Approve and authorize Chairman to sign Amendment to Contract No. 99042 with Health Department for Answers Benefiting Children Nurse services, Human Services Agency.
15. Approve and authorize Chairman to sign Amendment to Contract No. 99037 with Challenged Family Resource Center for Answers Benefiting Children Grant, Human Services Agency.

COMMUNITY ACTION AGENCY CONSENT CALENDAR (Items #16 - 18)

**APPROVED AS RECOMMENDED AYES: ALL**

16. Approve and authorize CAB Chair to sign Contract with State Dept. of Health Services for Women, Infants, and Children (WIC) Program for period of October 1, 1999 through September 30, 2000.
17. Authorize submission of California State General Fund Grant Funding proposal to purchase forklift and portable ramp for the USDA distributions and authorize Letter of Support.
18. Accept and place Community Action Agency Information, Staff and Committee Reports on file.

REGULAR CALENDAR

BOARD ACTION

19. Public Works re: Construction Documents for Interior and Exterior Re-painting and Re-carpeting of Buildings No. 1 and No. 2-Mental Health Facility and authorize advertise for bids and award to lowest bidder to be returned to the Board on action taken and approve necessary budget transfer.  
**APPROVED AS RECOMMENDED AYES: ALL**
  
20. Public Works re: Authorize Letter of Support to Caltrans on the proposed revisions to the Atwater-Livingston Freeway Conversion Project.  
**RECEIVED CALTRANS REPORT AND APPROVED AS RECOMMENDED AYES: ALL**
  
21. Ag. Commissioner re: Contract Certification Clauses form from State of California Department of Pesticide Regulation.  
**APPROVED AS RECOMMENDED AYES: ALL**
  
22. Health re: Approve Amendment to the Agricultural Waste Management Program Dairy Loan Guidelines to establish a \$500,000 Loan limit per dairy facility.  
**APPROVED AS RECOMMENDED AYES: ALL**
  
23. Health re: Adopt Resolution authorizing Renewal Contract No. 8385 with State Dept. of Health Services for funding of the 2000 Immunization Program and approve necessary budget transfer.  
**APPROVED AND ADOPTED RESOLUTION NO. 2000-3 AYES: ALL**
  
24. Health re: Contract with Merced County Office of Education for Medi-Cal Outreach/Healthy Families Project and approve necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
  
25. Health re: Contract with Livingston Medical Group for Medi-Cal Outreach/Healthy Families Project and approve necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
  
26. Health re: Contract with A Woman's Place/MATCH for Medi-Cal Outreach/Healthy Families Project and approve necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
  
27. Health re: Contract with Central California Legal Services for Medi-Cal Outreach/Healthy Families Project and approve necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
  
28. Library re: Acceptance of \$199,684 Gates Learning Foundation Grants for 16 County Library Branches and \$35,252 for Computer Training Lab.  
**APPROVED AS RECOMMENDED AYES: ALL**

29. Library re: Response to the 11/16/99 Letter from Friends of the Merced County Library.  
**AUTHORIZED RESPONSE LETTER AS RECOMMENDED AYES: ALL**
30. Area Agency on Aging re: Amendment to Contract No. 5868 with Calif. Dept. of Aging for Title III/VII to provide senior services and approve necessary budget transfers. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
31. Mental Health re: Renewal Contract No. 99181 with State Dept. of Alcohol and Drug Programs for Drug Court Partnership Program and approve necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
32. General Services re: Fixed Asset Purchase of one Telephone Cabinet for 911 Access for Mental Health emergencies and approve necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
33. General Services re: Contract with Steve/Joan Tinetti and Peter/Marilyn Tinetti for Mental Health Administration office lease.  
**APPROVED AS RECOMMENDED AYES: ALL**
34. Human Services Agency re: Child Abuse Prevention, Intervention, and Treatment Program (CAPIT) Federal Community Based Family Resources and Support (CBFRS) Plan.  
**APPROVED AND ADOPTED RESOLUTION NO. 2000-4 AYES: ALL**
35. Administration re: Property Insurance Program Memorandum of Understanding providing for participation in the CSAC Excess Insurance Authority Property Insurance Program.  
**APPROVED AS RECOMMENDED AYES: ALL**
- 35a. Law Library Board of Trustees re: Appointments to the Law Library Board of Trustees for 2000.  
**APPOINTED CYRIL LAWRENCE-PRESIDENT AND BRIAN MC CABE-VICE PRESIDENT AS RECOMMENDED BY LAW LIBRARY AYES: ALL**
36. UC Status Report and Other possible action(s).
37. Board of Supervisors re: Commissions/Committees and Boards.  
(a) Recommended Appointments to: Emergency Medical Care Committee and Children and Families Commission.  
**APPOINTED DEBRA KRAVA TO EMERGENCY MEDICAL CARE COMMITTEE AND GAYE RIGGS TO MERCED COUNTY CHILDREN AND FAMILIES FIRST COMMISSION AYES: ALL**  
(b) Listing of pending expirations for Month of January, 2000.  
(c) Vacancy List for All Boards/Commissions and Committees

BOARD INFORMATION AND POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE \*(Items 43a, 47 and 48 pulled for separate discussion) AYES: ALL

38. Public Works re: Notice of Contract Award to John Rohrer Construction for New Masonry Walls at Buildings No. 4 and No. 5-Correctional Facility.
39. Health re: 1999 Merced County Health Status Indicators.
40. Human Services Agency re: Best Practices Child and Family Assessment Pilot Project.
41. Human Services Agency re: Academy Mentor Program Pilot.
42. Private Industry Training Department re: Notification of Special Reports.
43. Treasurer re: Facilities Search Staff Report.
- 43a. Planning re: Local Agency Formation Commission (LAFCo) Appointment Update.  
**\*CONTINUED TO JANUARY 25, 2000 AS ACTION ITEM ON AGENDA**
44. U.S. Army Corps of Engineers re: Draft Environmental Assessment/Initial Study and Finding of No Significant Impact for proposed demolition and replacement of County Bridge 39C-351, Merced County.
45. State Water Resources Control Board re: Proposed Policy for Implementation of Toxics Standards for Inland Surface Waters, Enclosed Bays and Estuaries of California.
46. State Dept. of Food and Agriculture re: Letter of thanks to Chairman Kelsey for her assistance in the preparations for Governor Davis' Economic Summit "Partnership with the Valley".
47. Silicon Valley Manufacturing Group re: Notice of recently completed 15-county super-regional transportation needs assessment entitled *Mobility for the New Millenium* and invitation to convene a regional stakeholders meeting to discuss a collective strategy for transportation improvements. (On file with Clerk)  
**\*REQUESTED APPROPRIATE STAFF ATTEND MEETING ON BEHALF OF THE COUNTY OF MERCED**
48. State Dept. of Transportation re: Notice of proposal of safety project along State Route 152 in Santa Clara County. (On file with Clerk)  
**\*AUTHORIZED LETTER OF SUPPORT ON SAFETY PROJECT ON BEHALF OF THE COUNTY OF MERCED** AYES: ALL
49. State Dept. of Water Resources re: District Reports entitled *San Joaquin Valley Drainage Monitoring Program* for the years 1994 and 1995-96 which present statistical data on the quality and quantity of agricultural drainage water in the Valley. (On file with Clerk)
50. U.S. Dept. of Commerce re: Notice Census Bureau is conducting 2000 Boundary and Annexation Survey. (Referred to Planning for completion)

51. Regional Council of Rural Counties re: Selection of 2000 RCRC and JPA Delegates/Alternates.
52. State Board of Equalization re: Notice of Legislative Changes to Revenue and Taxation Code Section 441 relating to the timely filing of business property statements.
53. State Board of Equalization re: Notice of 2000 Calendar for the Valuation of Public Utilities and Railroads.
54. State Dept. of Water Resources re: Public Scoping Sessions to be held on California Water Plan Update.