



# MERCED COUNTY

## BOARD OF SUPERVISORS

### SUMMARY ACTION MINUTES

Regular Meeting

TUESDAY, FEBRUARY 1, 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  
DEIDRE F. KELSEY....DISTRICT 4  
CHAIRMAN 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.  
Phone number: (209) 385-7366*

#### 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, and Merced County Lawyers' Association, Unit 7

**CLOSED SESSION:** It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54957, Subdivision (e):  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Title: Mental Health Director

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

**\*BOARD RECONVENES AT 10:00 A.M. AND THE CHAIRMAN ADVISES STAFF WAS GIVEN DIRECTION REGARDING LABOR NEGOTIATIONS - CLOSED SESSION. EVALUATION - CLOSED SESSION WAS NOT CONDUCTED**

10:00 A. M.

**PLEDGE OF ALLEGIANCE**

**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)**

**RECEIVED INPUT FROM: Grover Omyer**

**BUDGET TRANSFERS FROM REVENUES (4/5 Vote Required)**

Sheriff

**APPROVED AS RECOMMENDED AYES: ALL**

**APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 7)**

**APPROVED AS RECOMMENDED AYES: ALL**

**APPROVAL OF COMMUNITY ACTION AGENCY CONSENT AGENDA CALENDAR (Items # 8 - 11)**

**APPROVED AS RECOMMENDED AYES: ALL**

10:30 A. M.

**PLANNING – PUBLIC HEARING**

To consider Fiscal Year 1999/2000 Community Development Block Grant Program, Planning/Technical Assistance Allocation

**RECEIVED REPORT FROM STAFF AND GRANTED APPROVAL FOR PLANNING AND COMMUNITY DEVELOPMENT DEPARTMENT TO INITIATE APPLICATION PROCESS FOR PLANNING AND TECHNICAL ASSISTANCE GRANT**

**REPORTS/BOARD DIRECTION**

County Administrator

County Counsel

Board of Supervisors Members

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

**LUNCH BREAK**

CONSENT CALENDAR (Items #1 - 7)

**APPROVED AS RECOMMENDED      AYES: ALL**

1. Authorize Overhire of one Social Worker III for a Limited Term for a period not to exceed six months, Human Services Agency.
2. Authorize Overhire of one Group Counselor II for a Limited Term for a period not to exceed six months, Probation.
- 2a. Approve Budget Transfer for General Services as recommended by Administration.
3. Approve and authorize Chairman to sign Renewal Contract No. 10271 with California Dept. of Food and Agriculture for High-Risk Pest Exclusion Inspection Program, Ag. Commission.
4. Authorize Certificate of Recognition to Leticia Gallardo for being selected as the 2000 Youth of the Year for Boys and Girls Clubs of Merced County-Atwater Unit, Board of Supervisors.
5. Adopt Resolution commending Monsignor J. Wayne Hayes, P.A. on his 40<sup>th</sup> Anniversary of Ordination to the Priesthood, Board of Supervisors.
6. Authorize presentation of plaque in Dedication of the Merced County Le Grand Community Library, Board of Supervisors.
7. Adopt Resolution adjourning the meeting in memory of Julie Danielle Mello and Rosa Mary Forte, Board of Supervisors.

COMMUNITY ACTION AGENCY CONSENT CALENDAR (Items #8 - 11)

**APPROVED AS RECOMMENDED      AYES: ALL**

8. Approve and authorize CAB Chair to sign Amendment to Contract with State Dept. of Health Services for Women, Infants, and Children (WIC) Supplemental Nutrition Program for outreach activities.
9. Approve and authorize CAB Chair to sign Amendment to Contract with State Dept. of Community Services and Development to provide training and hands-on experience for California Conservation Corps/Local Corps members in connection with Weatherization and Energy-Efficient Rehabilitation Contract.
10. Adopt Resolution authorizing one day closure of December 16, 1999 due to an imminent health and safety hazard at the Atwater Castle Wrap Around Center.
11. Accept and place CAA Information, Staff and Committee Reports on file.

## REGULAR CALENDAR

### BOARD ACTION

12. Public Works re: Mediated Settlement associated with acquisition of 399.7 acres for the expansion of the Highway 59 Landfill Site and authorize Public Works Director to accept Grant Deed and execute a Joint Use Agreement and Easement Deed and approve necessary budget transfer.  
**MODIFIED APPROVAL TO INCLUDE AUTHORIZATION FOR PUBLIC WORKS DIRECTOR TO ALSO SIGN SETTLEMENT AGREEMENT AYES: ALL**
13. Public Works re: Authorize Sole Source Purchase of ARI-Hetra Mobile Floor Lift to match existing equipment to elevate large buses, trucks and other equipment.  
**APPROVED AS RECOMMENDED AYES: ALL**
14. Public Works re: Authorize appraisals and acquisition of a parcel of land identified by APN 009-152-020 for a storm drainage basin site in the Town of Delhi which is located on the east side of Delhi Street.  
**APPROVED AS RECOMMENDED AYES: ALL**
15. Private Industry Training Department re: Authorize extension of the deadline for applications soliciting nominations to the Workforce Investment Board until February 29, 2000 and authorize appropriate notification of extension by PITD Director.  
**APPROVED AS RECOMMENDED AYES: ALL**
16. District Attorney re: Authorize retroactive pay for Deputy District Attorney IV Joseph Stodolka for pay period 24 of 1998 through pay period 26 of 1999.  
**APPROVED AS RECOMMENDED AYES: ALL**
17. Area Agency on Aging re: Amendment to Contract with Calif. Dept. of Aging to provide senior services and approve necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**
18. County Counsel re: Report of action taken in Closed Session on January 25, 2000 approving settlement of Tobacco Litigation.  
**APPROVED AND ADOPTED RESOLUTION NO. 2000-8 AYES: ALL**
19. Administration re: Resolution accepting Contract with Calif. Business, Transportation and Housing Agency for Merced County Complete Count Committee to receive 50% of state funds for Census 2000 awareness and outreach activities pursuant to the approved General Plan.  
**APPROVED AND ADOPTED RESOLUTION NO. 2000-9 AYES: ALL**
20. Health re: Contract with State Dept. of Alcoholic Beverage Control for continuation of the "Every 15 Minutes" Program and approve the necessary budget transfer. (4/5 Vote Required)  
**APPROVED AS RECOMMENDED AYES: ALL**

- 20a. Human Services Agency re: Contract with Probation for utilization of a Deputy Probation Officer for pilot program to improve the coordination and collaboration of services to CalWORKs eligible adults and approve the necessary budget transfer.  
**APPROVED AND ADOPTED RESOLUTION NO. 2000-10** **AYES: ALL**
- 20b. Fire re: Lease Purchase of Fire Engine utilizing Madera County Bid #98-12 and approve the necessary budget transfer.  
**APPROVED AS RECOMMENDED** **AYES: ALL**
21. Board of Supervisors re: Commissions/Committees and Boards.  
**NO ACTION TAKEN**

#### **BOARD INFORMATION AND POSSIBLE ACTION**

#### **ACCEPTED AND PLACED ON FILE** **AYES: ALL**

22. U.S. Dept. of the Interior – National Park Service re: Merced Wild and Scenic River – Draft Comprehensive Management Plan and Environmental Impact Statement – January 2000 and notice of Public Meeting dates. (On file with Clerk)
23. State Fish and Game Commission re: Meeting and Agenda notices.
24. Planning and Community Development Department re: Notification of completion of 2000 Boundary and Annexation Survey from U.S. Census Bureau. (Referred to Planning for completion by Board on 1/11/2000)
25. Governor's Office of Emergency Services re: Amendment to October 5, 1999 notification to include seven California Counties and 22 contiguous counties relative to Secretarial disaster designation granted due to agriculture losses caused by severe fires which occurred on August 24, 1999 and continuing.
26. Governor's Office of Emergency Services re: Amendment to November 9, 1999 notification of Secretarial disaster designation that applications to provide emergency physical and production loss loans to eligible applicants will be accepted through June 27, 2000 for agriculture losses caused by severe weather storm, including hail, high winds and rain that occurred on June 2, 1999.
27. Governor's Office of Emergency Services re: Amendment to December 14, 1999 notification of Secretarial disaster designation that applications to provide emergency physical and production loss loans to eligible applicants will be accepted through August 7, 2000 for agriculture losses caused by freezing temperatures, rain, snow, hail and high winds that occurred from April 1 through April 28, 1999.

#### **POSSIBLE DIRECTION FOR FUTURE AGENDA ITEMS**

#### **THE BOARD ADOPTED RESOLUTION AND ADJOURNED THE MEETING IN MEMORY OF LLOYD BRINK**