



SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, SEPTEMBER 28, 2004

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
MICHAEL G. NELSON.....DISTRICT 3
CHAIR DEIDRE F. KELSEY.....DISTRICT 4
JERRY O'BANION.....DISTRICT 5
Lydia A. Beiswanger, Chief Clerk

DEMITRIOS O. TATUM
COUNTY EXECUTIVE OFFICER

RUBEN E. CASTILLO
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.

SCHEDULED ITEMS

9:00 A. M.

CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATOR: It is the intention of the Board to meet in Closed Session concerning a Conference with Real Property Negotiator(s) Paul Fillebrown-Public Works Director pursuant to Section 54956.8 as follows:
Property: Planada Community Recreation Building

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION: It is the intention of the Board to meet in Closed Session concerning Existing Litigation pursuant to Subdivision (a) of Section 54956.9:
"In Re Inacom Corp., et al" filed in the United States Bankruptcy Court for the District of Delaware, Case No. 00-2426.

CLOSED SESSION: It is the intention of the Board to meet in Closed Session pursuant to Subdivision (f) of Section 54957.6 concerning a Conference with County of Merced Staff Negotiators 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 Employee Association (MCSEA), Unit 2; Merced County Law Enforcement Sergeants, Unit P and Deputy Sheriff Association, Unit 10

THE BOARD RECESSED AT 9:00 A.M. AND RECONVENED AT 10:00 A.M. WITH SUPERVISOR CROOKHAM NOT PRESENT AND THE CHAIRMAN ADVISED THERE WERE NO REPORTABLE ITEMS

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)

The following speak: Dustin Costa, Sheriff Mark Pazin, Howard Jacobs, Tom Grave and Maggie Randolph

REPORT - Auditor-Clerk Update

Auditor-Clerk-Registrar of Voters Steve Jones provides an updated report on the Early Voting Program

BUDGET TRANSFERS FROM REVENUE/CONTINGENCIES (4/5 Vote Required) Ag. Commission-Animal Control-\$8,000; Health-\$143,007; Public Works-\$1,590 and \$12,000

APPROVED AS RECOMMENDED AYES: 1, 3, 4, 5 NOT PRESENT: 2

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1-19)

APPROVED AS RECOMMENDED UNDERSTANDING ITEM #14 IS PULLED FROM THE AGENDA AYES: 1, 3, 4, 5 NOT PRESENT: 2

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

10:30 A. M.

PLANNING - PUBLIC HEARING

Zone Change Application No. 04003 and Minor Subdivision Application No. 04034 - H/S Development. Application is to change the zoning of a 19.9 acre parcel from A-1 (General Agricultural) to R-1-5000 (Single-Family Residence) and subdivide the property into two parcels. Parcel A=3 acres and Parcel B=17.20 acres on property located on the south side of Gerard Avenue, one quarter mile west of Tyler Road in the Merced area

REVIEW BOARD ORDER – SEE PAGE 8

PLANNING - CYCLE I

Adopt the 2004 Cycle I General Plan Amendment Resolution and related Zone Change Ordinances for the following projects:

General Plan Amendment No. 03002 (Barnes and Nachtigal)

General Plan Amendment No. 03014 (Silva Meadows)

General Plan Text Amendment No. 03004 (Merced County)

REVIEW BOARD ORDER – SEE PAGE 8 AND 9

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, County Auditor, Board of Supervisors Members

LUNCH BREAK

CONSENT CALENDAR (Items #1 - 19)

APPROVED AS RECOMMENDED UNDERSTANDING ITEM #14 HAS BEEN PULLED FROM THE AGENDA AYES: 1, 3, 4, 5 NOT PRESENT: 2

Public Works

1. Adopt Resolution designating the intersection of Fir Avenue and Beachwood Drive in the Franklin-Beachwood SUDP area as a Stop Intersection and authorize installation of stop sign.

ADOPTED RESOLUTION NO. 2004-188

2. Adopt Resolution designating the intersection of Drake Avenue and Lobo Avenue as a Stop Intersection and authorize installation of Stop Sign.

ADOPTED RESOLUTION NO. 2004-189

3. Adopt Resolution accepting the Tax Defaulted Property, APN 147-171-011, for purpose of a Storm Drainage Detention Basin on Monica Way in Winton.

ADOPTED RESOLUTION NO. 2004-190

4. Approve plans and specifications for the Castle Airport Fire Station and Hanger 1560 re-roof, authorize Public Works to complete bid opening process and return to the Board with results and recommended action.

Probation

5. Approve and authorize Chairman to sign Renewal Contract No. 2004307 with Valley Community School, Merced County Office of Education for reimbursement of 1.5 FTE Deputy Probation Officers.

Mental Health

6. Proclaim October 23 through 31, 2004 as Red Ribbon Celebration Week in Merced and authorize and encourage all county departments to participate.

Dept. of Workforce Investment

7. Approve and authorize Chairman to sign Renewal Contract No. 2003122-Younger Youth and No. 2003266-Out-of-School Youth for Workforce Investment Act Youth Services with Merced County Office of Education.

Executive Office

8. Approve and authorize Chairman to sign Renewal Contract No. 2003282 with Merced County Superior Court for Services and Reimbursement for Court Operations.
9. Approve and authorize Chairman to sign Travel Request for Health Department.
10. Approve and authorize Chairman to sign Renewal Contract No. 2004311 with Liebert Cassidy Whitmore for Labor Relations and Legal Services.

Risk Management

11. Act on Claim for Damages submitted by Sergio Garcia as recommended by Risk Management.

Board of Supervisors Office

12. Set public hearing for October 26, 2004 at 10:30 a.m. to consider an Appeal to Minor Subdivision Application No. 04046.

Business-Economic Opportunities

13. Approve and authorize Chairman to sign Sublease Contract No. 2004322 with Greg Lema dba Products By LeGreg, Inc. for administrative office and warehouse space in Building 54 at Castle Airport Aviation and Development Center.
14. Approve and authorize Chairman to sign Sublease Contract with UC Merced for use of telecommunications innerduct at Castle.

NO ACTION TAKEN – PULLED FROM THE AGENDA

Board Recognition

15. Authorize Certificate of Recognition to Mr. and Mrs. Moroni in celebration of their 50th Anniversary.
16. Authorize Certificate of Recognition to Merced Senior Citizens, Inc. in honor of the 10th Anniversary Celebration of Merced Senior Community Center Building.
17. Authorize Certificate of Recognition to Central Valley Coalition for Affordable Housing in recognition of their 15th Anniversary Celebration.
18. Authorize Certificates of Recognition to the Greater Merced Chamber of Commerce Quarterly Volunteer Awards as follows: CVB Volunteer of the Quarter-Lisa Wegley, Ambassador Volunteer of the Quarter-Dolores Mosley-Maples and Volunteer of the Quarter-Lupe Dawson.
19. Authorize Certificate of Recognition to Joseph Brucia in recognition of 28 years of dedicated service to the Merced Union High School District.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

20. Authorize Public Works to disperse play equipment and supplies to new and existing programs operated by Public School Districts or Cities in the County of Merced on a first-

come basis.

REVIEW BOARD ORDER – SEE PAGE 9

21. Accept Grant Award from Office of Traffic Safety for El Capitan Elementary School in Delhi for in-ground lighted crosswalk.

REVIEW BOARD ORDER – SEE PAGE 9

22. Authorize expenditures of \$2,000 from Special Board Project Funds-District Four to the Trans Valley Youth Football League to be utilized for equipment and supplies for the Winton Cowboys Youth Group and approve the necessary budget transfer. (4/5 Vote Required)

REVIEW BOARD ORDER – SEE PAGE 10

23. Contract with Merced County Community Action Board for the management of the Planada Community Recreation Building and Senior Citizens Annex for a term of five years commencing on September 21, 2004.

REVIEW BOARD ORDER – SEE PAGE 10

PROBATION

24. Approve Progress Report for the Juvenile Justice Crime Prevention Act and authorize submission of report to State Board of Corrections.

REVIEW BOARD ORDER – SEE PAGE 10

PLANNING

25. 2004 HOME Program Grant and Contract Award to provide implementation and administrative services for Grant.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2004305 WITH CALIF. DEPT. OF HOUSING AND COMMUNITY DEVELOPMENT FOR FUNDING UNDER THE HOME INVESTMENT PARTNERSHIPS PROGRAM AND CONTRACT NO. 2004306 WITH SELF-HELP ENTERPRISES TO PROVIDE IMPLEMENTATION AND ADMINISTRATIVE SERVICES FOR THE GRANT AND ADOPTS RESOLUTION NO. 2004-191 ADOPTING THE PARTICIPANT GUIDELINES FOR THE 2004 HOME PROGRAM AYES: 1, 3, 4, 5 NOT PRESENT: 2

DEPT. OF WORKFORCE INVESTMENT

26. Contract with new One-Stop Partner, SCORE for service delivery in the One-Stop System.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2004308 AYES: 1, 3, 4, 5 NOT PRESENT: 2

SHERIFF

27. Accept \$12,000 Grant for the 2004 Domestic Cannabis Eradication/Suppression Program from the Federal Dept. of Justice, Drug Enforcement Administration, authorize Sheriff to place the funding in the Sheriff Trust Fund and draw down funding to offset overtime, transportation and travel and safety equipment.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2004310 AYES: 1, 3, 4, 5 NOT PRESENT: 2

BUSINESS-ECONOMIC OPPORTUNITIES

28. Accept Quitclaim Deed with Reservation of Access and CERCLA 120 (h) Covenant for former Castle Air Force Base Parcels A and L and authorizes payment out of Castle Enterprise Fund resources in the amount of \$10.00 to the United States Air Force.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2004309 AYES: 1, 3, 4, 5

NOT PRESENT: 2

FIRE

29. Acceptance of 2004 California Homeland Security FY 04 Homeland Security Grant Program and approve the necessary budget transfer in the amount of \$941,646. (4/5 Vote Required)

REVIEW BOARD ORDER – SEE PAGE

30. Proclaim October 3 through 9, 2004 as National Fire Prevention Week in Merced County.
APPROVED AS RECOMMENDED AYES: 1, 3, 4, 5 NOT PRESENT: 2

HUMAN SERVICES AGENCY

31. Contract with Mt. Pisgah AME Zion Church for lease of the Perry/Yokley Family Development Center to provide space for H.S.A. Child Welfare to conduct family visitations.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2004319 AYES: 1, 3, 4, 5 NOT PRESENT: 2

32. Child and Family Services Review (C-CFSR) System Improvement Plan for Merced County and authorize Human Services Agency to submit to the State Dept. of Social Services as required by AB 636.

APPROVED AS RECOMMENDED AYES: 1, 3, 4, 5 NOT PRESENT: 2

33. Contract No. 2004083 with Merced County Office of Education for the Promoting Safe and Stable Families Program and approve the necessary budget transfer in the amount of \$111,188. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: 1, 3, 4, 5 NOT PRESENT: 2

MENTAL HEALTH

34. Authorize participation in the Family Drug Court training series; approve the Family Drug Court Planning Initiative for Merced County Designated Team Members as follows: Judge John Kiriara, Assistant Mental Health Director Thomas Skinner, Alcohol and Drug Administrative Analyst (Drug Court Coordinator) Angela Crain, Social Worker IV Shirl Kagle, Chief Deputy Public Defender Michael Pro, Deputy District Attorney Dennis Verzosa, Child Advocates of Merced County Executive Director Sally Latorraca and Center for Applied Local Research-Research Assistant Cam Ha understanding the final approval of travel requests will be submitted at a later date.

APPROVED AS RECOMMENDED AYES: 1, 3, 4, 5 NOT PRESENT: 2

EXECUTIVE OFFICE

35. Memorandum of Understanding with Deputy Sheriff's Association representing Bargaining Unit 10 and adopt Resolution.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2004320 AND ADOPTED RESOLUTION NO. 2004-193 AYES: 1, 3, 4, 5 NOT PRESENT: 2

BOARD APPOINTMENTS

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: 1, 3, 4, 5 NOT PRESENT: 2

36. Dept. of Health and Human Services re: Notification of receipt of Letter notifying of Merced County's intent to relinquish the Head Start Grant effective June 30, 2005 and office acceptance of decision to relinquish and notification that necessary actions will be initiated

to have the grant put out for bid so that a replacement grantee will take over the grant by July 1, 2005.

37. South Feather Water and Tower re: Petition for Temporary Transfer of Water/Water Rights Permits 1267 and 2494 (Applications 1651 and 2778).
38. State Water Resources Control Board re: Revised Notice of Public Workshop on Consideration of Potential Amendments or Revisions of the Water Quality Control Plan for the San Francisco Bay/Sacramento-San Joaquin Delta Estuary.
39. Federal Emergency Management Agency re: Multi-Hazard Flood Map Modernization Processing Changes.
40. Dos Palos-Oro Loma Joint Unified School District re: Increase of school facilities fees as authorized by Government Code Section 66/5995(b)3.

**ADJOURNED MEETING IN MEMORY OF PAUL ERNEST GUEVARA UNTIL
TUESDAY, OCTOBER 19, 2004 AT 10:00 A.M.**

BOARD ORDERS - SUMMARY ACTION MINUTES – SEPTEMBER 28, 2004

10:30 A.M. SCHEDULED ITEM

2004-09-28 PLANNING AND COMMUNITY DEVELOPMENT – PUBLIC HEARING

The time and date previously set for a public hearing to consider Zone Change Application No. 04003 and Minor Subdivision Application No. 04034 submitted by H/S Development to change the zoning of a 19.9 acre parcel from A-1 (General Agricultural) to R-1-5000 (Single-Family Residence) and subdivide the property into two parcels. Parcel A=3 acres and Parcel B=17.20 acres on property located on the south side of Gerard Avenue, one quarter mile west of Tyler Road in the Merced area.

Planner III James Holland briefly reviews the Staff Report and power point presentation for the project application.

Following discussion, County Counsel Ruben Castillo reads the proposed ordinance into the record by title only: An Ordinance changing the boundaries of and the classification of property uses within zones established by Merced County Code Title 18 titled Zoning.

Upon motion of Supervisor Nelson, seconded by Supervisor Cortez Keene, duly carried, the Board waives further reading of Proposed Ordinance titled: An Ordinance Changing the Boundaries of and the Classification of Property Uses within Zones Established by Merced County Code Title 18 Titled "Zoning".

The Chairman asks if there is anyone present who wishes to speak.

Rod Hopkins, Hopkins and Associates, advises he is present to answer any questions.

Following discussion and upon motion of Supervisor Cortez Keene, seconded by Supervisor Nelson, duly carried, the Board, makes the Environmental Findings for Zone Change No. 04003 and Minor Subdivision No. 04034 and exempts the project from CEQA provisions; approves Zone Change Application No. 04003 and Minor Subdivision Application No. 04034 based on Findings and the following Conditions and adopts Ordinance No. 1738, An Ordinance Changing the Boundaries of and the Classification of Property Uses within Zones Established by Merced County Code Title 18 Titled "Zoning":

1. A Parcel Map shall be recorded within two years of the Board of Supervisors approval date, as required by the Subdivision Map Act and Merced County Subdivision Code.
2. The applicant shall comply with all applicable County, State and Federal regulations.
3. The developer shall dedicate to the County an additional 17 foot of right-of-way along the entire property frontage with Gerard Avenue. Such dedication shall be in a form approved by the Department of Public Works Road Division.
4. The developer shall dedicate a 10 foot Public Utility Easement along the entire property frontage with Gerard Avenue. This easement shall be recorded on the face of the Parcel Map in a form acceptable to the Department of Public Works Road Division.
5. The applicant shall enter into a 'Deferment of Construction Agreement' with the Department of Public Works for the purpose of making all Level 1 improvements required

under Chapter 16.08 of the Merced County Code at the time the subject properties are further developed. Such agreement shall be transferable to the City of Merced in the event that the city chooses to annex these properties.

6. Following connection of the existing residences on Parcel A to the City of Merced water and sewer systems, the property owner(s) shall destroy the existing on-site septic systems and wells under permits to be issued by the Merced county Environmental Health Division.
7. Any proposed future development of the properties shall be evaluated for potential impacts on State Route 569 and any required fees assessed.
8. The property owner shall obtain a "non-Exclusive Driveway License Agreement" from Merced irrigation District for all new and existing crossings over and under any District facilities.
9. For the purpose of mitigation and/or condition monitoring, a fee in the amount of \$138 shall be required. The fee shall be paid prior to the recordation of the Final Map.

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion

Not Present: Crookham

10:30 A.M. SCHEDULED ITEM

2004-09-28 PLANNING AND COMMUNITY DEVELOPMENT – PUBLIC HEARING - CYCLE I

The time and date previously set for public hearing to consider Cycle I for 2004, General Plan Amendment for Merced County.

Planning and Community Development Director Bill Nicholson states 2004 Cycle 1 is before the Board for approval and reviews the following projects before the Board for final adoption:

General Plan Amendment No. 03002 and Zone Change Application No. 03003 (Barnes and Nachtigal),

General Plan Amendment No. 03014 and Zone Change Application No. 03016, Major Subdivision Application No. 03017 (Silva Meadows), and

General Plan Text Amendment No. 03004 (Merced County).

County Counsel Ruben Castillo reads ordinances into the record by title only: An Ordinance changing the boundaries of and the classifications of property uses within zones established by Merced County Code Title 18 Titled "Zoning" for Zone Change No. 03003 and Zone Change No. 03016.

Upon motion of Supervisor Nelson, seconded by Supervisor Cortez Keene, duly carried, the Board waives further reading of Proposed Ordinance titled: An Ordinance Changing the Boundaries of and the Classification of Property Uses within Zones Established by Merced County Code Title 18 Titled "Zoning".

The Chairman asks if there is anyone present who wishes to speak. No one speaks.

Following discussion and upon motion of Supervisor O'Banion, seconded by Supervisor Cortez Keene, duly carried, the Board approves 2004 Cycle I as follows:

General Plan Amendment No 03002 and Zone Change Application No. 03003 and adopts Ordinance No. 1739;

General Plan Amendment No. 03014 and Zone Change Application No. 03016, Major Subdivision Application No. 03017 and adopts Ordinance No. 1740;

and General Plan Text Amendment No. 03004

and adopts Resolution No. 2004-192.

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion

Not Present: Crookham

ACTION ITEM NO. 20

2004-09-28 PUBLIC WORKS

Supervisor O'Banion moves, seconded by Supervisor Cortez Keene, to approve Public Works Board Agenda Items-Action Item Nos. 20, 21, 22 and 23.

Supervisor Kelsey states she is in favor of Item Nos. 20, 21 and 22 but cannot support Item No. 23.

Supervisor Kelsey votes "no".

Supervisor O'Banion moves an Amendment to the Motion, seconded by Supervisor Cortez Keene, duly carried, to rescind the previous motion and requests the Board vote on each item individually.

The Chairman calls for a Vote on the Amendment to the Motion. Motion carries.

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion

Not Present: Crookham

Upon motion of Supervisor Nelson, seconded by Supervisor Cortez Keene, duly carried, the Board authorizes the Department of Public Works to disperse play equipment and supplies to new and existing After School Programs operated by Public School Districts or Cities in the County of Merced on a first come basis.

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion

Not Present: Crookham

ACTION ITEM NO. 21

2004-09-28 PUBLIC WORKS

Supervisor O'Banion moves, seconded by Supervisor Cortez Keene, to approve Public Works Board Agenda Items-Action Item Nos. 20, 21, 22 and 23.

Supervisor Kelsey states she is in favor of Item Nos. 20, 21 and 22 but cannot support Item No. 23.

Supervisor Kelsey votes "no".

Supervisor O'Banion moves an Amendment to the Motion, seconded by Supervisor Cortez Keene, duly carried, to rescind the previous motion and requests the Board vote on each item individually.

The Chairman calls for a Vote on the Amendment to the Motion. Motion carries.

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion
Not Present: Crookham

Upon motion of Supervisor Nelson, seconded by Supervisor Cortez Keene, duly carried, the Board authorizes the Chairman to sign Contract No. 2004304 with the State Office of Traffic Safety (OTS) accepting the Grant Offer for El Capitan Elementary School in Delhi in-ground lighted crosswalk.

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion
Not Present: Crookham

ACTION ITEM NO. 22

2004-09-28 PUBLIC WORKS

Supervisor O'Banion moves, seconded by Supervisor Cortez Keene, to approve Public Works Board Agenda Items-Action Item Nos. 20, 21, 22 and 23.

Supervisor Kelsey states she is in favor of Item Nos. 20, 21 and 22 but cannot support Item No. 23.

Supervisor Kelsey votes "no".

Supervisor O'Banion moves an Amendment to the Motion, seconded by Supervisor Cortez Keene, duly carried, to rescind the previous motion and requests the Board vote on each item individually.

The Chairman calls for a Vote on the Amendment to the Motion. Motion carries.

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion
Not Present: Crookham

Upon motion of Supervisor Nelson, seconded by Supervisor Cortez Keene, duly carried, the Board authorizes the expenditure of \$2,000.00 from Special Board Project Funds-District Four to be made payable to the Trans Valley Youth Football League to be utilized for equipment and supplies for the Winton Cowboys Football Youth Group and approves the necessary budget transfer. (#011)

Ayes: Kelsey, Cortez Keene, Nelson, O'Banion
Not Present: Crookham

ACTION ITEM NO. 23

2004-09-28 PUBLIC WORKS

Supervisor O'Banion moves, seconded by Supervisor Cortez Keene, to approve Public Works Board Agenda Items-Action Item Nos. 20, 21, 22 and 23.

Supervisor Kelsey states she is in favor of Item Nos. 20, 21 and 22 but cannot support Item No. 23.

Supervisor Kelsey votes “no”.

Supervisor O’Banion moves an Amendment to the Motion, seconded by Supervisor Cortez Keene, duly carried, to rescind the previous motion and requests the Board vote on each item individually.

The Chairman calls for a Vote on the Amendment to the Motion. Motion carries.

Ayes: Kelsey, Cortez Keene, Nelson, O’Banion

Not Present: Crookham

Upon motion of Supervisor O’Banion, seconded by Supervisor Cortez Keene, duly carried the Board continues further discussion to the next Board Meeting.

Ayes: Kelsey, Cortez Keene, Nelson, O’Banion

Not Present: Crookham

ACTION ITEM NO. 24

2004-09-28 PROBATION

The Clerk states it is time to consider the following: Juvenile Justice Crime Prevention Act Report.

Supervising Probation Officer Judy LaSalle states there are minor corrections needed in the monthly figures and a new report will be submitted for the record.

Upon motion of Supervisor O’Banion, seconded by Supervisor Nelson, duly carried the Board approves the Progress Report with corrections as noted for the Juvenile Justice Crime Prevention Act and authorizes the Chief Probation Officer to submit said report to the State Board of Corrections.

Ayes: Kelsey, Cortez Keene, Nelson, O’Banion

Not Present: Crookham

ACTION ITEM NO. 29

2004-09-28 FIRE

Upon motion of Supervisor Nelson, seconded by Supervisor O’Banion, duly carried, the Board accepts the 2004 California Homeland Security Grant Program Funding for Domestic Preparedness funds on behalf of the Merced Operational Area, approves the following contracts and the necessary budget transfer in the amount of \$941,646: No. 2004312 with City of Atwater, No. 2004313 with City of Dos Palos, No. 2004314 with City of Merced, No. 2004316 with City of Gustine, No. 2004318 with Merced/Mariposa Counties Chapter of the American Red Cross.

Ayes: Kelsey, Cortez Keene, Nelson, O’Banion

Not Present: Crookham

SUMMARY ACTION MINUTES

MERCED COUNTY IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY

Regular Meeting

TUESDAY, SEPTEMBER 28, 2004

9:00 A. M.

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

GLORIA CORTEZ KEENE.....DISTRICT 1
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During regular business hours, 8:00 a.m. – 5:00 p.m., Monday through Friday.*

SCHEDULED ITEMS

9:00 A. M.

IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY

CLOSED SESSION: It is the intention of the IHSS Public Authority to meet in Closed Session pursuant to Subdivision (f) of Section 54957.6 concerning Conference with County of Merced Staff Negotiators(s) and United Domestic Workers (UDW)

THE BOARD RECESSED AT 9:00 A.M. AND RECONVENED AT 10:00 A.M. WITH SUPERVISOR CROOKHAM NOT PRESENT AND THE CHAIRMAN ADVISED THERE WERE NO REPORTABLE ITEMS

PUBLIC OPPORTUNITY TO SPEAK ON ANY MATTER OF PUBLIC INTEREST WITHIN THE BOARD'S JURISDICTION INCLUDING ITEMS ON THE BOARD'S AGENDA (Testimony limited to five minutes per person)

ADJOURNED MEETING AS AN IN-HOME SUPPORTIVE SERVICES (IHSS) PUBLIC AUTHORITY AND RECONVENED AS A BOARD OF SUPERVISORS

SUMMARY ACTION MINUTES

COMMUNITY ACTION AGENCY GOVERNING BOARD

Regular Meeting

TUESDAY, SEPTEMBER 28, 2004

10:00 A. M.

MERCED COUNTY
ADMINISTRATION BUILDING
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10:00 A. M.

PUBLIC OPPORTUNITY TO SPEAK ON ANY MATTER OF PUBLIC INTEREST WITHIN THE BOARD'S JURISDICTION INCLUDING ITEMS ON THE BOARD'S AGENDA (Testimony limited to five minutes per person)

REGULAR CALENDAR

BOARD ACTION

Community Action Board

1. Request for the Chairman of the Governing Board of the Community Action Agency to sign Amendment to Contract with State Dept. of Community Services and Development for the 2003-2004 Discretionary Funds (Fatherhood Coalition) totaling \$35,000 in funding.

APPROVED AS RECOMMENDED AYES: 1, 3, 4, 5 NOT PRESENT: 2

2. Acknowledge that the Governing Board of the Community Action Agency has been informed of the lease agreement for Los Banos Child Development Playground/Parking Lot for the Head Start/Child Development Center.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

3. Acknowledge that the Governing Board of the Community Action Agency has been informed of the renewal of the Head Start Center facilities located at the Merced College-Los Banos Campus.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

4. Acknowledge that the Governing Board of the Community Action Agency has been informed of the Application to SBC Foundation for a Grant to conduct online outreach to include access and services such as Meals on Wheels, Energy Assistance, Rental Assistance, etc.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

5. Acknowledge that the Governing Board of the Community Action Agency has been informed of additional funds of \$80,686 to the Women, Infants and Children (WIC) Program.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

6. Acknowledge that the Governing Board of the Community Action Agency has been informed of the additional funds of \$3,650 to the Peer Counseling Services to Women, Infants and Children (WIC) Program participants in Merced and Mariposa Counties.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

7. Acknowledge that the Governing Board of the Community Action Agency has been informed of the additional funds of \$52,000 to the staff for training on nutrition services to the Women, Infants and Children (WIC) Program.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

8. Acknowledge that the Governing Board of the Community Action Agency has been informed of the additional funds of \$98,330 to the nutrition services to Women, Infants and Children (WIC) Program participants in Merced and Mariposa Counties.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

9. Acknowledge that the Governing Board of the Community Action Agency has been informed of the Head Start Updated Funding Allocations.

ACKNOWLEDGED INFORMATION AYES: 1, 3, 4, 5 NOT PRESENT: 2

BOARD INFORMATION AND POSSIBLE ACTION

10. Place Board Information Items on file from Community Action Board – Staff and Committee Reports, Community Action Board Items (BAI's) and Community Action Board Items (CAFS) from Board Meeting on August 10, 2004.

PLACED ON FILE AYES: 1, 3, 4, 5 NOT PRESENT: 2

ADJOURNED MEETING AS A COMMUNITY ACTION AGENCY GOVERNING BOARD AND RECONVENED AS A BOARD OF SUPERVISORS