



MERCED COUNTY
BOARD OF SUPERVISORS

SUMMARY ACTION MINUTES

Continued Meeting

WEDNESDAY, JUNE 7, 2000

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
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.
(209) 385-7366*

SCHEDULED ITEMS

CASTLE JPA

- **Administration re:** (1) Discussion and possible action regarding direction to staff pertaining to Castle JPA membership and possible early dissolution - **CONTINUED FROM JUNE 6, 2000**

MEETING REVIEW BOARD ORDER – SEE PAGE 3, 4

TOOK ACTION TO SEND LETTER TO CITY OF ATWATER IN RESPONSE TO CITY OF ATWATER REQUEST FOR EARLY DISSOLUTION OF THE CASTLE JPA **AYES: ALL**

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

LATE AGENDA ITEM: REVIEW BOARD ORDER – SEE PAGE 4

THE BOARD ADDED CASTLE JOINT POWERS AUTHORITY AMENDED AGENDA FINDING NEEDED ACTION AROSE AFTER THE POSTING OF THE AGENDA REGARDING ACTION TAKEN BY THE BOARD

AYES: ALL

REVIEWED AGENDA AND PROVIDED INPUT AND DIRECTION TO THE COUNTY REPRESENTATIVES ON THE CASTLE JPA

AYES: ALL

MEETING IS ADJOURNED UNTIL TUESDAY, JUNE 20, 2000 AT 9:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – JUNE 7, 2000

9:00 A. M. SCHEDULED ITEM

2000-06-07 ADMINISTRATION – Castle Joint Powers Authority

The time and date previously set for a continued meeting of the Board of Supervisors to discuss and consider possible action regarding direction to Staff pertaining to Castle Joint Powers Authority (JPA) membership and possible early dissolution.

Supervisor Kelsey states correspondence has been received from the City of Atwater dated April 11, 2000 requesting to withdraw from Castle JPA by October 7, 2000 or sooner.

Based on the written request received from the City of Atwater, Supervisor Kelsey moves, seconded by Supervisor Crookham, the Board authorize a Letter to the City of Atwater to grant their request with appropriate language to be prepared to effectively conclude the JPA.

The Board discusses the legality of actions taken by the Joint Powers Authority, the designated negotiation party participants between Merced County and the City of Atwater and the designation of Merced County as the Local Redevelopment Agency of Castle.

County Counsel Dennis Myers states Merced County is recognized as the Local Reuse Authority by the Federal Government and is being held accountable so therefore, Merced County, must continue to pursue this and recommends Merced County assume all functions of the Joint Powers Authority and to work cooperatively with the City of Atwater in this transition.

Following further discussion, Supervisor Rivero moves an amendment, seconded by Supervisor Crookham, the Board amend the letter and changes the second paragraph to read:

Until such time as an agreement on the orderly dissolution is accomplished, the County will require prior direction regarding all actions to be considered by the JPA of our representatives until negotiations with City of Atwater conclude regarding dissolution of the JPA.

Following further discussion, Supervisor Crookham moves an Amendment to the Amended Motion, seconded by Supervisor Rivero, the Board amend the letter and change the second paragraph to read:

Until such time as an agreement on the orderly dissolution is completed, the County will require prior direction regarding all actions to be considered by the JPA of our representatives until negotiations with City of Atwater conclude regarding dissolution of the JPA and if not resolved in 30 days, to return to the Board.

The Board recesses at 9:55 a.m. and reconvenes at 10:28 a.m. with all members present.

The Chairman reads the draft letter into the record.

Castle JPA Chairman Eileen Duddy appears before the Board and states for clarification, the Fire contract is on the June 8, 2000 Agenda for discussion.

Atwater City Manager Tony Altfeld states this decision would not solely be up to him but would have to go back to the Council.

Following further discussion, the Chairman reads the Amendment and the Board adds the following language:

If not resolved prior to July 31st, it will come back to the Board and strike out within 30 days.

Following discussion, the Clerk reads the Amendment to the Amended Motion on the Floor.

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

Ayes: O'Banion, Cortez Keene, Crookham, Rivero, Kelsey

ADDED AGENDA ITEM/ LATE ITEM

2000-06-07 ADMINISTRATION – Castle Joint Powers Authority

Upon motion of Supervisor Crookham, seconded by Supervisor Rivero, duly carried, the Board finds the need arose, subsequent to the posting of the agenda to consider actions on the Castle Joint Powers Authority (JPA) Agenda for the Meeting of June 8, 2000 and places it on the agenda for consideration.

Ayes: O'Banion, Cortez Keene, Crookham, Rivero, Kelsey

Upon motion of Supervisor Crookham, seconded by Supervisor Rivero, duly carried, the Board acknowledges receipt of draft agreement from the City of Atwater, supports a 30 day continuation of the current Fire Contract, schedules further discussion on June 20, 2000 Board Session to further discuss the Fire Protection at Castle and discussion with the California Department of Forestry (CDF) as well as the agreement with the City of Atwater.

Following further discussion Castle JPA Chairman Duddy requests further information from CDF.

Stan Craig, Deputy Fire Chief, states the County Fire Department has not been asked to make any policy regarding fire protection at the JPA and for clarification, staff is currently working with the County Administrative Officer on fire information.

Present: O'Banion, Cortez Keene, Crookham, Rivero, Kelsey

Upon motion of Supervisor Rivero, seconded by Supervisor Kelsey, duly carried, the Board approves and authorizes the Rodeo Productions License agreement to allow one or two day filming on Taxiway 2 and part of the Perimeter Road and directs the JPA representatives to carry this action forward to the June 8, 2000 JPA Meeting.

Ayes: O'Banion, Cortez Keene, Crookham, Rivero, Kelsey

Upon motion of Supervisor Kelsey, seconded by Supervisor Cortez Keene, duly carried, the Board authorizes no changes to the Bylaws and directs JPA Representatives to carry this action forward to the June 8, 2000 JPA Meeting.

Ayes: O'Banion, Cortez Keene, Crookham, Rivero, Kelsey