



MERCED COUNTY
BOARD OF SUPERVISORS

SUMMARY ACTION MINUTES

Regular Meeting
TUESDAY, JANUARY 30, 2001
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

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

DEMITRIOS O. TATUM
ACTING 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

9:00 A. M. **CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATOR:** It is the intention of the Board to meet in Closed Session pursuant to Section 54957.8 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 and Merced County Law Enforcement Sergeants, Unit P

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

Name of Case: Connie Martin v. County of Merced

THE BOARD RECONVENED AT 10:00 A.M. AND THE CHAIRMAN ADVISED DIRECTION WAS GIVEN TO STAFF

10:00 A. M.

PLEDGE OF ALLEGIANCE

Plainsburg Elementary School, Ms. Dietz Class 1, 2 & 3 (Combined)

INVOCATION

Reverend Paul Fendle, Community Presbyterian Church-Hilmar

SHERIFF – COMMENDATIONS

Meritorious Action citations– Deputies Thomas MacKenzie and Michael Galvin

Meritorious Action citations- Deputy Jorge Perez

Medal of Valor – Deputy Mark Goddard

SHERIFF TOM SAWYER AND BOARD MEMBERS PRESENT CITATIONS AND CERTIFICATES OF RECOGNITION IN HONOR OF THE HEROIC ACTIONS PERFORMED BY THE SHERIFF DEPUTIES

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)

UC MERCED PROJECT - Liaison Report

NO REPORT GIVEN

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1– 11)

APPROVED AS RECOMMENDED AYES: 1, 3, 4, 5

NOT PRESENT: 2

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

REPORTS/BOARD DIRECTION

County Administrator

County Counsel

County Auditor

Board of Supervisors Members

LUNCH BREAK

THE BOARD WILL CONTINUE THIS BOARD MEETING TO FEBRUARY 1, 2001 AT 10:00 A.M.

CONSENT CALENDAR (Items #1 - 11)

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

Budget Transfer

1. Approve Budget Transfer received from Public Works/CIP-\$3,000 (#022) and Fire-\$1,350 as recommended.

Public Works

2. Waive restriction on the use of amplified sound equipment during Kings Views Annual Picnic at Lake Yosemite-Rotary Cove I on June 9, 2001 from 9:00 a.m.-5:00 p.m.
3. Waive restriction on use of amplified sound equipment for Vietnam Veterans of America-Chapter #691 Fundraiser on May 19, 2001 at Lake Yosemite Park Veterans Cove Picnic Shelter allowing easy listening music and authorize a petting zoo for demonstration purposes only during the event.
4. Adopt Resolution restricting parking on the south side of Bloss Avenue at its intersection with Klint Drive and on Klint Drive south of Bloss Avenue in the Hilmar area.

ADOPTED RESOLUTION NO. 2001-19

5. Adopt Resolution authorizing installation of Stop Sign on Gibbs Avenue at its intersection with Landram Avenue located in the Atwater RRC #1 area.

ADOPTED RESOLUTION NO. 2001-20

Claims for Damages

6. Act on Claims for Damages received from Rosa Lemus.

Ag. Commission

7. Approve and authorize Chairman to sign Amendment to Contract No. 2000138 with Calif. Dept. of Food and Agriculture for Glassy-Winged Sharpshooter survey detection and trapping program.

Treasurer

8. Accept Quarterly Investment Report for the Quarter Ending December 31, 2000.

Public Works-Castle

9. Authorize Chairman to sign Supplemental Lease Agreement to Lease BCA-OL-I-95-02 between the County of Merced and the Air Force Base Conversion.

CONTRACT NO. 200114

Clerk-Registrar of Voters

10. Approve Special Election to be held on March 6, 2001 to fill a Vacancy on the City Council of the City of Gustine.

District Attorney-Family Support

11. Approve and authorize Chairman to sign Renewal Contract No. 99001 with Data Processing for maintenance of an automated child support program and its historical data.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

12. Authorize Public Works Director to sign Contracts estimated at \$50,000 in total with Stoddard and Associates to provide surveying and mapping services for three separate road projects: Volta Road @ State Hwy 152, Husman Road between State Hwy 33 and Ingomar Grade and Pavement Overlays of San Juan Road, Hutchins Road, Indiana Road and Pioneer Road.

PULLED FROM THE AGENDA – NO ACTION TAKEN

13. Authorize Public Works to proceed with the temporary irrigation system project at the South Dos Palos Park and approve the necessary budget transfer in the amount of \$7,000.

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

14. Authorize submission of Application to State Board of Corrections for a total project cost of \$7,973,265 with \$6,030,000 Grant, \$1,707,265 hard match, \$236,000 in-kind match for the design and construction of an Addition of 60 Beds (Phase II) to the previously approved Phase I 60 Beds at the Juvenile Justice Correctional Complex (JJCC) Site on Sandy Mush Road; adopts Resolution naming County Construction Administrator-Paul Fillebrown, Contact Person-Vincent Griffiths, Project Financial Officer-Kellie Jacobs, staffing and operation plans and the required matching funds to accompany the Grant Application; and authorizes the Public Works Director to sign the Application and any associated documents necessary to proceed keeping with previously established Board action and policy.

APPROVED RECOMMENDATION AND ADOPTED RESOLUTION NO. 2001-21

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

PUBLIC WORKS-CASTLE

15. Authorize Public Works-Castle Airport Division to provide the City of Atwater with written concurrence with the sewer rates proposed for Castle Airport and authorize payment of the new sewer charges to the City of Atwater when their new sewer ordinance becomes effective and directs the development of a series of sewer and water rates and connection fees for Castle to be brought back to the Board at the earliest possible date.

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

- ~~16. Authorize investigation of alternative means of providing long term fire protection services to Castle Airport Aviation and Development Center with report back to the Board.~~

PRIVATE INDUSTRY TRAINING DEPARTMENT

17. Contract with Merced County Office of Education to provide a 21-month Year Round Program serving Youth in the age range of 14-18 years.

APPROVED RECOMMENDATION AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200115 AYES: 1, 3, 4, 5 NOT PRESENT: 2

18. Appointment of Ismael Montoya and Aaron Medel to the Workforce Investment Board Youth Council.

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

HUMAN SERVICES AGENCY

19. Direct General Services to withdraw the Request for Proposal for a Countywide Family Mentoring Program for CalWORKs clients and families in their efforts to transition from Welfare-to-Work and inform the one bidder of this action.

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

MENTAL HEALTH

20. Adopt Resolution authorizing establishment of a local Substance Abuse and Crime Prevention Trust Fund with funds to be deposited into the Trust Fund, designates the Alcohol and Drug Services Division as the Lead Agency with responsibility for the Substance Abuse and Crime Prevention Act of 2000 and assurance of compliance with required provisions.

APPROVED RECOMMENDATION AND ADOPTED RESOLUTION NO. 2001-22

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

MANAGEMENT SERVICES/DISTRICT ATTORNEY

21. Child Support Local Customer Service Plan – Budget Unit 20500: Add four Family Support Officer I/II, Range 53.2/55.2; delete one Family Support Assistant, Range 51.2; delete one Family Support Services Specialist, Range 60.2 and the classification; establish, allocate and approve the classification of Child Support Services Manager, Range 62.6; approve the budget transfers and adopt Resolutions. (HELD OVER)

REVIEW BOARD ORDER – SEE PAGE 7

APPROVED RECOMMENDATION AND ADOPTED RESOLUTION NO. 2001-23

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

BOARD OF SUPERVISORS

22. Year 2001 Committee and Board Assignments – Draft.

REVIEW BOARD ORDER – SEE PAGE 7

APPROVED WITH MODIFICATIONS AYES: 1, 3, 4, 5 NOT PRESENT: 2

BOARD APPOINTMENTS

23. Board of Supervisors re: Committees/Commissions and Board Recommendations.
Snelling Recreation Committee
Housing Authority of the County of Merced

REVIEW BOARD ORDER – SEE PAGE 8

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

BOARD INFORMATION AND POSSIBLE ACTION

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

24. Yosemite Area Regional Transportation System re: Strategy Short-Range Transit Plan.

25. RCRC re: Selection of 2001 RCRC & JPA Delegates/Alternates.

26. State Fish and Game Commission re: Notice of February 2, 2001 Meeting.

27. State Board of Equalization re: Proposed Property Tax Rule 305.3 – Application for Equalization After a Mandatory Audit. (On file with Clerk)
28. State Board of Equalization re: 2001 Calendar for the Valuation of Public Utilities and Railroads.
29. State Water Resources Control Board re: Notice of Petition for Temporary Change involving the transfer of 50,000 acre-feet of water to the Environmental Water Account, under Yuba County Water Agency’s Permit 15026 (Application 5632).
30. County of Fresno re: Notice of Board Appointments to the Foreign Trade Zone Advisory Board.
31. Calif. Dept. of Child Support Services re: Vision for Restructuring the Child Support Program. (On file with Clerk – document available on www.childsup.ca.gov)

THE BOARD ADOPTED RESOLUTIONS AND ADJOURNED THE MEETING IN MEMORY OF DR. JOHN ANGLIN AND MARY FRIESEN AND THE MEETING IS CONTINUED UNTIL THURSDAY, FEBRUARY 1, 2001 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – JANUARY 30, 2001

ACTION ITEM NO. 21

2001-01-30 DISTRICT ATTORNEY – FAMILY SUPPORT

Upon motion of Supervisor Rivero, seconded by Supervisor O'Banion, duly carried, the Board takes the following action on the Child Support Local Customer Service Plan – Budget Unit 20500: Adds Family Support Officer I/II position, Range 53.2/55.2; deletes one Family Support Assistant position, Range 51.2; deletes one Family Support Services Specialist position, Range 60.2 and the classification; establishes, allocates and approves the classification of a Child Support Services Manager, Range 62.6; approves the necessary budget transfer and adopts Resolution No. 2001-23/A.

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

Not Present: Crookham

ACTION ITEM NO. 22

2001-01-30 BOARD OF SUPERVISORS

Upon motion of Supervisor Rivero, seconded by Supervisor Kelsey, duly carried, the Board adopts the 2001 Committee and Board Assignments as follows:

<u>Committee/Board</u>	<u>Regular Member</u>	<u>Alternate Member</u>
Area Agency on Aging Advisory Council	Rivero	O'Banion
At Risk Youth & Families	Crookham	O'Banion
BEO Revolving Loan Fund Board	Crookham	Kelsey
Caltrans Rail Steering Task Force Committee	Cortez Keene	Rivero
CSAC (Calif. Supervisors Assn. Of Counties)	Cortez Keene	Rivero
Emergency Medical Care Committee	O'Banion	-----
Foreign Trade Zone (FTZ)	Rivero	Cortez Keene
General Plan Steering Committee	Kelsey	O'Banion
Historical Recognition Advisory Committee	Kelsey	O'Banion
Library Advisory Commission	Crookham	Kelsey
Mental Health Advisory Board	Kelsey	Crookham
Merced Co. Children's & Families Commission	Cortez Keene	-----
Merced County Economic Development Corp.	Kelsey	Cortez Keene
National Assn. of Counties (NACo)	Cortez Keene	-----
National Assn. of Foreign Trade Zones	Rivero	-----
Regional Council of Rural Counties (RCRC)	Rivero	Crookham
SJV Reg. Assoc. of Co. Supervisors	Cortez Keene	Rivero
San Joaquin Valley Water Coalition	O'Banion	-----
SJV Unified Air Pollution Control Board	O'Banion	Crookham
Solid Waste Independent Hearing Panel	Cortez Keene	O'Banion
Underground Utility District Review Committee	Kelsey	O'Banion
YARTS (Yosemite Area Regional Transp. Strategy)	Kelsey	Crookham

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

Not Present: Crookham

ACTION ITEM NO. 23

2001-01-30 SNELLING RECREATION COMMITTEE

Upon motion of Supervisor O'Banion, seconded by Supervisor Rivero, duly carried, the Board appoints Robert Otto to serve as a member of the Snelling Recreation Committee until September 4, 2004.

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

Not Present: Crookham

ACTION ITEM NO. 23

2001-01-30 HOUSING AUTHORITY OF MERCED COUNTY

Upon motion of Supervisor O'Banion, seconded by Supervisor Rivero, duly carried, the Board reappoints Norman Herman to serve as a Commissioner on the Housing Authority of the County of Merced until February 18, 2005.

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

Not Present: Crookham