



MERCED COUNTY
BOARD OF SUPERVISORS

SUMMARY ACTION MINUTES

Regular Meeting

TUESDAY, FEBRUARY 27, 2001

Closed Session – 8:30 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

8:30 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 – ANTICIPATED LITIGATION: It is the intention of the Board to meet in Closed Session concerning significant exposure to litigation pursuant to Subdivision (b) of Section 54956.9: Three Cases

8:30 A. M.

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(s):

(1) Cathy Armstrong v Merced County Sheriff's Dept, et al, Merced Superior Court Case No. 143271; and,

(2) Aguedia 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

Gracey Elementary School – 3rd Grade Class

INVOCATION

Pastor Rick Pruitt, Atwater Assembly of God

PRESENTATION – Cheryl Ingold

Acting County Administrator Dee Tatum presents a plaque to Risk Management Benefit Administrator Cheryl Ingold for her years of service to the County

PRESENTATION

USGA presentation of check award in the amount of \$40,000 to Bill Tilley, Ph.D, Merced Union High School District Superintendent, for East Campus Educational Center/Yosemite High School-Golf Program

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)

Jack Gotcher, Chief Executive Officer of Castle Air Museum provides an update of the Museum activities

Don Bergman, Executive Director of Merced Greater Chamber of Commerce provides an update of the McLane Pacific Cycling Classic

James Fuller, Merced resident, requests February be proclaimed as "Black History Month"

UC MERCED PROJECT - Liaison Report

RECEIVED REPORT FROM UC LIAISON REPRESENTATIVE KATHLEEN CROOKHAM

BUDGET TRANSFERS FROM REVENUE (4/5 Vote Required)

Human Services Agency (#07), Mental Health and Management Services-Insurance

APPROVED AS RECOMMENDED AYES: ALL

10:00 A. M.

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 – 18a)
APPROVED AS RECOMMENDED PULLING ITEM NO. 5 FOR SEPARATE CONSIDERATION **AYES: ALL**

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

ADDED AGENDA ITEM:

THE BOARD FINDS THE NEED, SUBSEQUENT TO THE POSTING OF THE AGENDA, TO CONSIDER THE FOLLOWING ITEMS: 1) POTENTIAL OFFICE SPACE FOR DISTRICT ATTORNEY AND PUBLIC DEFENDER AND, 2) REPORT FROM EASTSIDE WATER DISTRICT **AYES: ALL**

REVIEW BOARD ORDER – SEE PAGE 12

10:30 A. M.

PLANNING – PUBLIC HEARING

2001 Community Development Block Grant Program

To consider CDBG Program, General and Native American Allocation housing activities grant

REVIEW BOARD ORDER – SEE PAGE 13 AND 14

CONSIDERED CDBG PROGRAM ALLOCATION AND PLANNING RECOMMENDATIONS

MENTAL HEALTH – PUBLIC HEARING – PROPOSED ORDINANCE, POSSIBLE ADOPTION

An Ordinance Changing Fees set for Mental Health Services performed by the Merced County Mental Health Department (Amends Ordinance No. 1636 and Code Chapter 9.48)

REVIEW BOARD ORDER – SEE PAGE 14

ADOPTED ORDINANCE NO. 1653

REPORTS/BOARD DIRECTION

County Administrator

County Counsel

County Auditor

Board of Supervisors Members

LUNCH BREAK

CONSENT CALENDAR (Items #1 – 18a)

APPROVED AS RECOMMENDED PULLING ITEM NO. 5 FOR SEPARATE DISCUSSION

AYES: ALL

Travel Requests

1. Approve Travel Requests from Public Defender and Health as recommended by Administration.

Budget Transfers

2. Approve Budget Transfers from Castle Airport Aviation Development Center (#036, #032 and #037) and Public Works (#027, #028).

Risk Management

3. Act on Claims for Damages submitted by Johnny Ladell Ward and Maria Franklin.

Public Works

4. Adopt Resolution accepting Right of Way Easement Deed Contract with Frank Borges for property interests required for Construction of an Embankment at Taglio Road over Interstate 5.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200129 AND ADOPTED RESOLUTION NO. 2001-38

5. Authorize Public Works to sole source and negotiate a fee for architectural services with Marks Bloxom Architects for UC Merced Facility Remodel of Building 1200 at Castle Airport.

PULLED FOR SEPARATE DISCUSSION

REVIEW BOARD ORDER – SEE PAGE 13

APPROVED AS RECOMMENDED AYES: ALL

Health

6. Approve and authorize Chairman to sign Renewal Contract No. 2422 with State Dept. of Health Services for the Children’s Dental Disease Prevention Program for FY 2000/2001.
7. Approve and authorize Chairman to sign Renewal Contract No. 200072 with The Abaris Group for Consulting Services to assist in the implementation of an Emergency Medical Services for Children Project.

Mental Health

8. Approve and authorize Chairman to sign Amendment to Contract No. 10031 with State Dept. of Alcohol and Drug Programs for provision of local alcohol and drug services.
9. Approve and authorize Chairman to sign Amendment to Contract No. 2000216 with California Association of Addiction Recovery Resources to provide a Certified Addiction Specialist Training Program extending term through April 16, 2001.
10. Approve and authorize Chairman to sign Contract No. 200131 with Center for Applied Local Research for evaluation of the Drug Court Grant Program for FY 2000/2001.

Human Services Agency

11. Approve and authorize Chairman to sign Amendment to Contract No. 10027 with Mental Health for Alcohol and Drug Counseling Services to CalWORKs Participants.
12. Approve and authorize Chairman to sign Renewal Contract No. 8556 with County Counsel to provide legal services to senior citizens throughout the County.
13. Approve and authorize Chairman to sign Renewal Contract No. 7023 with Health Department for the services of a Public Health Nurse to conduct parenting/bonding classes.

Board Recognition

14. Authorize Certificate of Recognition to Family Resource Council in recognition of their Open House on January 27, 2001.
15. Authorize Proclamation in Recognition of Catholic Schools Week held January 29 – February 2, 2001.
16. Authorize Certificates of Recognition to the following recipients for their dedicated services to the Filipino-American Association of Merced County for the Year 2000: Venancia Bacilg-President, William Walls-Vice President, Evangeline Junsay-Secretary/Treasurer, Lodivina Fallago-Secretary, Jack Sears and Thomas Lejano-Sgt. At Arms, Mariam Leffard/ Lolita Jamero and Perlita Carswell-Manalese-Public Relations.
17. Authorize Certificates of Recognition to the following recipients for their dedicated service and recognition to the Merced County Chamber of Commerce for the Year 2000: Meg Kirby-President, Micki Rucker-Vice President, Dawn Kirby-Secretary, Vince Flanders-Treasurer, Leo Lamb-Past President, Don Stewart Jr./Sierra Beverage for Business of the Year and Ray and Maria Giampaoli for Ambassadors of Goodwill.
18. Authorize Certificates of Recognition to various recipients for being selected by the Merced/Mariposa FFA Project Competition Committee.
REVIEW BOARD ORDER – SEE PAGE 13
- 18a. Adopt Resolutions and Adjourn Meeting in Memory of Kenneth Cutting, Edith Westmoreland, Cameron Dyson, Sheryl Wiens, Felicisimo “Felix” Montanez Loera and Phillip Gabriel.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

19. Authorize Public Works Director to sign Contracts not to exceed \$51,700 in total, with Stoddard and Associates to provide surveying and mapping services on two separate road projects (Volta Road @ State Highway 152 and Husman Road between State Highway 33 and Ingomar Grade).
APPROVED AND AUTHORIZED PUBLIC WORKS DIRECTOR TO SIGN CONTRACT NO. 200132-VOLTA ROAD AND CONTRACT NO. 200133-HUSMAN ROAD AYES: ALL
20. Adopt Resolution authorizing Application for Grant Funds available from the Urban Forestry Grant Program as provided through Proposition 12 Funding for Automatic Irrigation System Improvements and Tree Planting at O’Banion County Park, approve Contract with State Dept. of Forestry and Fire Protection and approve necessary Budget Transfer (#041).
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001247 AND ADOPTED RESOLUTION NO. 2001-39 AYES: ALL
21. Authorize Public Works to modify approximately 50% of the Site Lighting at the County Administration/Kane Buildings, Main Library/Main Jail, New Justice Facility Parking Lot and the Human Services Agency and adopt Resolution requesting County Departments to

voluntarily raise or lower building thermostat settings above or below customary settings, according to the season.

APPROVED AND ADOPTED RESOLUTION NO. 2001-40 **AYES: ALL**

22. Authorize Siemens Building Technologies to conduct a detailed engineering study necessary to provide Merced County with a final proposal, targeting the energy retrofit and facility upgrade measures that are the priorities of Merced County and authorizes Public Works Director to sign Contract with said fee not to exceed \$18,500 understanding this fee will only be charged if Merced County does not enter into Agreement to proceed with retrofit and upgrade implementation.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200162

AYES: ALL

23. Adopt Resolution authorizing MCAG to submit a Funding Request form to the State Division of Recycling to implement and carry out purposes specified in the Calif. Beverage Container Recycling and Litter Reduction Act (Section 14581(a)(4)(A) for the County of Merced and its incorporated cities and to accept and expend funds received from the Department.

APPROVED AND ADOPTED RESOLUTION NO. 2001-41 **AYES: ALL**

24. Approve plans and specifications for the installation of a Perimeter Landfill Gas Control System at the Highway 59 Landfill for a total estimated cost of \$168,930, authorize competitive bids advertisement and authorize Public Works Director to award and sign contract with report back to the Board.

APPROVED AS RECOMMENDED **AYES: ALL**

25. Authorized non-aligned Extra Help Training Crew Leader, \$7.14/hour to PW-Parks, BU 70200 and adopt Resolution.

APPROVED AND ADOPTED RESOLUTION NO. 2001-42 **AYES: ALL**

- 25a. Approve installation of new Groundwater Monitoring Well at the Correctional Facility Waste Water Treatment Facility to comply with Calif. Regional Water Quality Control Board's Notice of Violation for a total estimated cost of \$14,000; authorize Public Works to advertise Bid Opening and to award bid with lowest acceptable bidder with a report back to the Board and approve necessary budget transfer (#031). (4/5 Vote Required)

APPROVED AS RECOMMENDED **AYES: ALL**

26. Adopt Resolution authorizing Public Works Director to sign all documentation in connection with acceptance of any or all of the two CDAM Grants submitted for Castle Airport Aviation and Development Center.

APPROVED AND ADOPTED RESOLUTION NO. 2001-43 **AYES: ALL**

PUBLIC WORKS-CASTLE

27. Approve the Airport Sublease Contract between Merced County and Alfonse Peterson, Sr., dba Omni Concepts for Building 411 at Castle Airport Aviation and Development Center.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200130

AYES: ALL

27a. Authorize Public Works, in conjunction with Business-Economic Opportunities (BEO) and Merced County Economic Development Corporation (MCEDCO) to advertise Castle Airport Aviation and Development Center.

REVIEW BOARD ORDER – SEE PAGE 14
APPROVED AS RECOMMENDED AYES: ALL

HEALTH

28. Resolution ratifying the Conflict of Interest Principals and Practices of the Merced County Children and Families Commission.

APPROVED AND ADOPTED RESOLUTION NO. 2001-44 AYES: ALL

AUDITOR-RECORDER

29. Authorize Recorder, through General Services, to release Request for Proposal for a Recording, Indexing, Accounting and Imaging System for the Recorder's and County Clerk's Offices.

APPROVED AS RECOMMENDED AYES: ALL

TAX COLLECTOR

30. Adopt Resolution authorizing the sale and re-offer, if applicable, of Tax Defaulted Property at Public Auction set for May 24, 2001 at 10:00 a.m.

APPROVED AND ADOPTED RESOLUTION NO. 2001-45 AYES: ALL

BUSINESS-ECONOMIC OPPORTUNITIES

31. Authorize Chairman to sign updated Announcement Letters for use by FOCUS Vendor Partners in their marketing efforts in connection with the FOCUS Multiple Award Technology Program with Trisys, Inc., David R. Lema & Associates, Electronic Data Systems Corporation, NEC Business Network Solutions, Inc., Siemens Business Communications, Inc., Tangent Computer, Way2Bid, Inc., The StateStore, Inc., IKON Office Solution and Communications Supply Corporation.

APPROVED AS RECOMMENDED AYES: ALL

32. Authorize release of Request for Proposal to select an Architect/Engineering Firm for designing telecommunications infrastructure at Castle understanding no work is to be started by the firm until subsequent approval is authorized by the Board.

APPROVED AS RECOMMENDED AYES: ALL

33. Contract Award to Amdahl Corporation in connection with Request for Joint Venture Proposal (RFJVP) No. 5658 for E-Government Services and Certified Vendors.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200134
AYES: ALL

HUMAN SERVICES AGENCY

34. Authorize release of Request for Proposal for Emergency Placements for the Adult Protective Services Program to provide temporary emergency shelter for the homeless, elderly and disabled adults who cannot care for themselves until other arrangements are made.

APPROVED AS RECOMMENDED AYES: ALL

35. Contract with Private Industry Training Department for the Probation-to-Work Program to provide employment and training services for up to 30 Welfare-to-Work eligible convicted felons who are on probation and are non-custodial parents.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200135

AYES: ALL

36. Contract with Merced Community College District to facilitate the relationship between foster parents, social workers and the children placed in Foster Homes.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200136

AYES: ALL

37. Amendment to Contract No. 10262 with Calif. Dept. of Aging for Multipurpose Senior Services Program (MSSP) to provide social and health case management for frail elderly clients who are certifiable for placement in a nursing facility but wish to remain in their own home and approve the necessary budget transfers.

APPROVED AS RECOMMENDED AYES: ALL

38. Amendment to Contract No. 5868 with Calif. Dept. of Aging for provision of multiple services to the senior citizens of Merced County and approve necessary budget transfers. (#A001-2)

APPROVED AS RECOMMENDED AYES: ALL

- 38a. Authorize expansion of Operating Hours of the Human Services Agency effective March 12, 2001 to include operation Monday through Thursday from 5:00 – 7:00 p.m. to accommodate client needs.

REVIEW BOARD ORDER – SEE PAGE 15

APPROVED AS RECOMMENDED AYES: ALL

PRIVATE INDUSTRY TRAINING DEPARTMENT

39. Ratify the following appointments to serve on the Workforce Investment Board Youth Council: Pastor Craig White, Sr., Suzannah Campell, Low Saephan, Claudia Corchado, Cynthia T. Kelly-Reponte, Marie Nelson, Steve Lundgren, Annette Garcia, Bless McCrary, Noah Pou Lor and Stella Solis.

APPROVED AS RECOMMENDED AYES: ALL

MENTAL HEALTH

40. Amendment to Contract No. 7572 with Davis Guest Home for provision of placement for the mentally challenged adults who are in need of assisted living arrangements and approve necessary budget transfer.

APPROVED AS RECOMMENDED AYES: ALL

UC MERCED PROJECT

41. Contract with John Vollmar Consulting for Vernal Pool Crustacean Surveys in Eastern Merced County.

REVIEW BOARD ORDER – SEE PAGE 15

APPROVED AS RECOMMENDED AYES: ALL

41a. Contract Amendment with David R. Lema and Associates for increased contract amount based on current and upcoming projects.

REVIEW BOARD ORDER – SEE PAGE 15

THE BOARD REQUESTS A WRITTEN SYNOPSIS OF WORK PERFORMED TO DATE AND PLACES THE MATTER ON THE NEXT BOARD AGENDA FOR POSSIBLE ACTION

AYES: ALL

BOARD OF SUPERVISORS

42. Request to apply for CDBG General Allocation Grant in the amount of \$35,000.

PULLED FROM AGENDA – NOT CONSIDERED

43. Approve One-Time Appropriations to the Greater Merced Chamber of Commerce- \$11,944 and Castle Air Museum- \$1,000 with funds from YATI Revenue, District Four Project Funds and District Two Project Funds and approve necessary budget transfers.

APPROVED AS RECOMMENDED AYES: ALL

44. Approve April 22 – 28, 2001 as “Volunteer Week” in Merced County and endorse the theme: Change the World – VOLUNTEER; Set April 24, 2001 as the date for Awarding the Volunteer Recognition and Service Program Certificates for Merced County; authorize each Board Member to appoint one member of the Screening Committee and set March 26, 2001 as the Deadline for Applications/Nominations.

APPROVED AS RECOMMENDED AYES: ALL

ADMINISTRATION

45. Authorize expenditure in the amount of \$2,000 in support of the Grasslands Wetlands “Wild on the Wetlands Weekend” in Merced County with funds from Budget Unit 18000 – Advertising.

APPROVED AS RECOMMENDED AYES: ALL

46. Designate Risk Management Specialist Mary Akin as the Merced County Member of the CSAC Excess Insurance Authority (EIA) Board of Directors and Deputy County Administrator-Budget Jim Brown as the Alternate Member.

APPROVED AS RECOMMENDED AYES: ALL

46a. Contract with Cheryl Ingold for Benefit Administration Counseling Services pending completion of the recruitment and transition process for her replacement.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200138

AYES: ALL

APPOINTMENTS

47. Board of Supervisors re: Committees/Commissions and Board Recommendations.

Advisory Board on Alcohol and Other Drug Problems

APPOINTED JOHN MARTINEZ TO SERVE AS A MEMBER OF THE ADVISORY BOARD ON ALCOHOL AND OTHER DRUG PROBLEMS REPRESENTING DISTRICT THREE

UNTIL JUNE 30, 2004 AYES: ALL

Mental Health Advisory Board
**APPOINTED TERESA MILLER TO SERVE AS A MEMBER OF THE MENTAL HEALTH
ADVISORY BOARD REPRESENTING A MEMBER-AT-LARGE UNTIL JUNE 30, 2004**
AYES: ALL

May Day Fair Board
**REAPPOINTED JOHN CHAVEZ REPRESENTING DISTRICT ONE, CLAUDIA
FERRETTI REPRESENTING MEMBER-AT-LARGE AND JOHN ANDREWS AND
SANDRA BAIRD REPRESENTING DISTRICT FIVE AS MEMBERS OF THE MAY DAY
FAIR BOARD UNTIL JULY 1, 2004 AYES: ALL**
**APPOINTED LARRY BORELLI TO SERVE AS A MEMBER OF THE MAY DAY
FAIR BOARD REPRESENTING DISTRICT FIVE UNTIL JULY 1, 2003 AYES: ALL**

Merced County Children and Families First Commission
**APPOINTED BARBARA AYERS TO SERVE AS A MEMBER OF THE MERCED COUNTY
CHILDREN AND FAMILIES FIRST COMMISSION REPRESENTING DISTRICT FIVE
UNTIL MARCH 23, 2004**

BOARD INFORMATION AND POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

48. Business-Economic Opportunities re: Notification of Award of Contract with Trisys, Inc. under the FOCUS Program.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200139
49. Private Industry Training Department re: PITD Report – January/February 2001.
50. State Dept. of Justice re: Attorney General review of the Sutter-Mercy Transfer Camden Group Report and notice of Public Meeting to be held on March 6, 2001 at 1:30 p.m. to discuss the report at the Merced County Health Department Auditorium (260 East 15th Street-Merced). (On file with Clerk)
51. Stanislaus County Board of Supervisors re: Request for Board support to participate and seek funding from the State for an assessment of the regional readiness for advanced communication services which will benefit each county by identifying its technological preparedness and readiness for participating in the global economy.
52. County of Sacramento re: “Quality of our Community” – compilation of successful projects that have been accomplished in Sacramento County. (On file with Clerk)
53. California High Speed Rail Authority re: Meeting notice - March 1, 2001 in Clovis, CA.
54. California State Library re: Letter confirming action taken on Application to join the Library of California and certification of Merced County Library as a charter member of the Sierra Valley Library Network of the Library of California.
55. Regional Council of Rural Counties re: Notices of Grant/Loan Fund available from the State Dept. of Water Resources Control Board and the Department of Water Resources. (On file with Clerk)

56. Calif. State Fresno – Dept. of Biology re: Report on the activities of the Gilcrease Conservation Fund and work on conservation-education.
57. Calif. Dept. of Water Resources re: Fish Passage Improvement Workshop – notification of workshop dates and Agenda.
58. State Office of Statewide Health Planning and Development re: Notice of Code Advisory Committee Meeting for the 2001 Annual Code Adoption Cycle.
59. State Fish and Game Commission re: Notice of Proposed Regulatory Action relative to Section 5.86 being renumbered to 8.20, Title 14, California Code of Regulations regarding permits for ceremonial Indian fishing.
60. California County Fish and Game Commissions re: 2001 Conference set for May 18 from 9:30 a.m.-4:00 p.m. at Los Angeles County Fire Suppression Camp 2 (4810 N. Oak Grove Drive, La Canada/Flintridge).
61. State Water Resources Control Board re: Notice of Public Workshops – possible development of a State Effluent Dependent and/or Dominated Water Body Policy.
62. State Dept. of Water Resources re: Notice DWR will consider additional competitive projects from the same application pool for funding with the \$7 million budgeted for FY 2001-2002 and subject to availability of funds, will announce selected projects in September 2001 and projects must be completed by Spring 2004.
63. Human Services Agency re: Report of Persons Receiving Public Assistance for November 2000.

ADOPTED RESOLUTIONS AND ADJOURNED THE MEETING IN MEMORY OF KENNETH CUTTING, EDITH WESTMORELAND, CAMERON DYSON, SHERYL BRINK WEINS, FELIC ISIMO “FELIX” MONTANEZ LOERA AND PHILLIP GABRIEL UNTIL TUESDAY, MARCH 13, 2001 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – FEBRUARY 27, 2001

ADDED AGENDA ITEM

2001-02-27 ADMINISTRATION / DISTRICT ATTORNEY / PUBLIC DEFENDER

Upon motion of Supervisor Kelsey, seconded by Supervisor Rivero, duly carried, the Board finds a need, subsequent to the posting of the agenda, to take action on the following items and places them on the agenda for consideration: Potential Office Space for District Attorney and Public Defender; and a Report from Eastside Water District.

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

ADDED AGENDA ITEM

2001-02-27 PRESENTATION - EASTSIDE WATER DISTRICT

Supervisor Kelsey provides background information on the Eastside Water District advising they are requesting support and a Resolution from Merced County to seek funds from the State of California Proposition 13 Grant Programs to finance the studies in developing a project to recharge the Turlock Groundwater Basin with the partnership of Stanislaus and Merced Counties.

Joe Marcott, a representative from the Eastside Water District, is present to answer questions, provides a brief overview and requests Board support.

Supervisor Rivero requests an ongoing status report.

Upon motion of Supervisor Kelsey, seconded by Supervisor Rivero, duly carried, the Board supports the Eastside Water District Groundwater Recharge Program and adopts Resolution No. 20001-37.

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

ADDED AGENDA ITEM

2001-02-27 ADMINISTRATION / DISTRICT ATTORNEY / PUBLIC DEFENDER

Upon motion of Supervisor Rivero, seconded by Supervisor Crookham, duly carried, the Board authorizes General Services to notify the owner of Merced County's interest at 658 West 20th Street property to review available office space; authorizes the District Attorney and Public Defender to work with Public Works to gather cost analysis of remodeling necessary for the Kane Building and authorizes the General Services Director to investigate a possible lease agreement and return to the Board for further action.

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

CONSENT ITEM NO. 5

2001-02-27 PUBLIC WORKS – UC MERCED

The Chairman states the UC Merced Facility Remodel of Building 1200 at Castle Airport was presented and approved by the Board of Supervisors on February 6, 2001 but was done in a very short time line. Therefore, the item is being re-presented to the Board for action again, in good faith, so that there is no confusion about the intent or the validity of same.

Lydia Miller, President of the San Joaquin Raptor Rescue Center submits and reads a letter dated February 27, 2001 addressing issues of concern.

Upon motion of Supervisor O'Banion, seconded by Supervisor Crookham, duly carried, the Board authorizes Public Works to Sole Source and negotiate a fee for architectural services with Marks Bloxom Architects and authorizes the Director of Public Works to sign Contract No. 200127. Ayes: Cortez Keene, Crookham, Rivero, Kelsey, O'Banion

CONSENT ITEM NO. 18

2001-02-27 BOARD RECOGNITION

Upon motion of Supervisor Rivero, seconded by Supervisor Crookham, duly carried, the Board authorizes Certificates of Recognition to various individuals for being selected by the Merced / Mariposa FFA Project Competition Committee as follows:

DOS PALOS - Garrett Pedretti, Ryan Banks, David Jacobo, Dustin Mancebo, Dustin Mancebo, Diane Coderniz, and Alison Coderniz. LOS BANOS - Joe Alves, Kyle Whiteaker, M.C. Gomes, Kristin Romero, Will Areias, Paul Parreira, Savannah Enos and Danny Nunes. MERCED / GOLDEN VALLEY - Amanda Gipe, David Souza, Melisa Hernandez, Abe Garcia, Dante Rogina, Anthony Pedrozo, Matt Avila, Sarah Machado, Carolina Machado and Allan Rios. LE GRAND - Dustin Gonella, Matt Mayo, Josh Porter, Larry Rocha, Robert Sousa, Sara Sousa and Meggie Sousa. ATWATER - Meggie Fagundes, Kori Lynn Jansen, Gus Scoto, Brandon Fullerton, Nathan Rocha, Brent Painter, Danny Rogers, Heather Barnes, Bobby Lax and John Migliazzo. LIVINGSTON - Megan Silva, Julie Luxon, Jaci Luxon, Nicole Jantz and Julie Vierra. MARIPOSA - C.J. Petretti, Jessica Wight, Kim Forsythe, Mark Scott, Alan Stickles, Patrick Allison, Kelly Forsythe and Crystina Foley; GUSTINE - Eli Minton, Michael Goularte, Martin Cozzitorto, Lacey Amarante, Chris Medeiros, Travis Souza and Tyler Lemus. HILMAR - Erin Ahlem, Whitney Burch, Tony Dores, Darrell Espindula, Neil Kronberg, Ashley Mendes, Lindsey Teixeira, Robert Teixeira, Jennifer Wickstrom and Steven Wickstrom.

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

10:30 A.M. SCHEDULED ITEM

2001-02-27 PLANNING – PUBLIC HEARING

The time and date previously set for a public hearing to consider the 2001 Community Development Block Grant Program, General and Native American Allocation Housing Activities Grant submitted by the Planning Department.

Acting Planning and Community Development Director Bill Nicholson states Merced County is eligible to apply for a General Allocation Grant for eligible housing activities. He states the Calif.

Dept. of Housing and Community Development (HCD) provides grants of up to \$500,000 per year for eligible housing activities to eligible jurisdictions.

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

Following discussion and upon motion of Supervisor Kelsey, seconded by Supervisor O'Banion, duly carried, the Board authorizes the Planning and Community Development Department to develop an application to submit to the Department of Housing and Community Development for funding.

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

10:30 A.M. SCHEDULED ITEM

2001-02-27 MENTAL HEALTH – PUBLIC HEARING

The time and date previously set for a public hearing to consider An Ordinance Changing the Fees set for Mental Health Services performed by the Merced County Mental Health Department (Amends Ordinance No. 1636 and Code Chapter 9.48).

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

Upon motion of Supervisor Crookham, seconded by Supervisor Rivero, duly carried, the Board waives further reading and adopts Ordinance No. 1653 changing the fees set for Mental Health Services performed by the Merced County Mental Health Department.

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

ACTION ITEM NO. 27A

2001-02-27 PUBLIC WORKS

Supervisor O'Banion moves, seconded by Supervisor Kelsey, the Board authorize Public Works, in accordance with previous direction given by the Board to utilize the Department of Business-Economic Opportunities and their contractors, including MCEDCO to develop and implement economic development and marketing strategies for maximizing the potential of Castle Airport Aviation and Development Center and directs all activities be conducted in accordance with currently established county policies and procedures and that all such activities be reviewed by and coordinated with the Director of Public Works.

Supervisor Rivero clarifies for the record that Public Works Director Paul Fillebrown is in charge of the Castle Airport Facility as clearly established when the operation of Castle Airport was placed as a division under Public Works and any changes or discussion of these facilities will require his involvement.

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

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

ACTION ITEM NO. 38a

2001-02-27 HUMAN SERVICES AGENCY

Supervisor Rivero moves, seconded by Supervisor Kelsey, the Board authorizes expansion of Operating Hours of the Human Services Agency effective March 12, 2001 to include operation Monday through Thursday from 5:00 – 7:00 p.m. to accommodate client needs.

Supervisor Crookham requests a status report be returned to the Board in three months.

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

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

ACTION ITEM NO. 41

2001-02-27 ADMINISTRATION – UC MERCED PROJECT

Lydia Miller, President of the San Joaquin Raptor Rescue Center reads a letter into the record addressing issues of concerns.

Upon motion of Supervisor O'Banion, seconded by Supervisor Rivero, duly carried, the Board approves and authorizes the Chairman to sign Contract No. 200137 with John Vollmar Consulting for the Vernal Pool Crustacean Surveys in Eastern Merced County as authorized by the UC Planning Director.

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

ACTION ITEM NO. 41A

2001-02-27 ADMINISTRATION – UC MERCED PROJECT

The Chairman advises a Contract Amendment with David R. Lema and Associates for increased contract amount based on current and upcoming projects is before the Board for consideration.

Following discussion, the Board requests a written synopsis of work performed to date and places the matter on the next board agenda for possible action.

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