



**MERCED COUNTY**  
**BOARD OF SUPERVISORS**

**SUMMARY ACTION MINUTES**

Regular Meeting

TUESDAY, OCTOBER 30, 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  
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:** It is the intention of the Board to meet in Closed Session pursuant to Subdivision (e) of Section 54957:  
PUBLIC EMPLOYEE PERFORMANCE EVALUATION  
Title: County Counsel

**CLOSED SESSION:** It is the intention of the Board to meet in Closed Session pursuant to Subdivision (e) of Section 54957:  
PUBLIC EMPLOYEE APPOINTMENT  
Title: Human Services Agency Director

**CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION:**

It is the intention of the Board to meet in Closed Session concerning a significant exposure to litigation pursuant to Subdivision (b) of Section 54956.9: One Case

**THE BOARD RECONVENED AT 10:05 A.M. WITH SUPERVISOR RIVERO NOT PRESENT AND THE CHAIRMAN ADVISED DIRECTION WAS GIVEN TO STAFF**

10:00 A. M.

**PLEDGE OF ALLEGIANCE**

**El Nido Elementary School – Kindergarten Class**

**INVOCATION**

**Rev. Armondo Vasquez – East Olive Branch Church-Merced**

**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: Director of Public Health Michael Ford**

**UC MERCED PROJECT - Liaison Report**

**RECEIVED REPORT FROM UC LIAISON KATHLEEN CROOKHAM**

**APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 – 19)**

**APPROVED AS RECOMMENDED AYES: ALL**

**APPROVAL OF COMMUNITY ACTION AGENCY CONSENT AGENDA CALENDAR (Items #20 - 21)**

**APPROVED AS RECOMMENDED AYES: ALL**

**BUDGET TRANSFERS FROM REVENUE/CONTINGENCIES (4/5 Vote Required)**

**Sheriff – \$3,000**

**APPROVED AS RECOMMENDED AYES: ALL**

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

10:30 A. M.

**UC MERCED DEVELOPMENT OFFICE - PUBLIC HEARING**

To receive public comment on the Draft University Community Plan

**REVIEW BOARD ORDER – SEE PAGE 10, 11 AND 12**

**RECEIVED PUBLIC COMMENT AND CONTINUED HEARING TO NOVEMBER 6, 2001 AT 10:30 A. M.**

10:30 A. M.

**PUBLIC WORKS – PUBLIC HEARING**

To consider the Finding of No Significant Impact (FONSI) as defined in the National Environmental Policy Act (NEPA) for the new Juvenile Justice Correctional Complex to be located at the site of the Correctional Facility- Sandy Mush Road

**REVIEW BOARD ORDER – SEE PAGE 10**

**APPROVED AS RECOMMENDED AYES: ALL**

**REPORTS/BOARD DIRECTION**

- County Administrator
- County Counsel
- County Auditor
- Board of Supervisors Members

**LUNCH BREAK**

**CONSENT CALENDAR (Items #1 – 19)**

**APPROVED AS RECOMMENDED AYES: ALL**

Travel Requests

- 1. Approve Travel Request submitted by Mental Health as recommended by Administration.

Budget Transfers

- 2. Approve Budget Transfer submitted by District Attorney-\$152,047 as recommended by Administration.

Risk Management

- 3. Act on Claim for Damages filed by Jerry Shue.

Spring Fair

- 4. Allocate one Bilingual position to Spring Fair and adopt Resolution.  
**ADOPTED RESOLUTION NO. 2001-199**

Health

- 5. Authorize Chairman to sign Renewal Contract No. 2000200 with Planned Parenthood Mar Monte for HIV Education and Prevention Outreach Services.
- 6. Adopt Resolution authorizing Chairman to sign Renewal Contract No. 9116 with Teris, L.L.C. dba MSE Environmental for Household Hazardous Waste Disposal.  
**ADOPTED RESOLUTION NO. 2001-200**
- 7. Approve and authorize Chairman to sign Renewal Contract No. 9011 with Merced Faculty Associates to provide physician backup services as needed in the various clinical programs.

Human Services Agency

- 8. Authorize one Overhire of Employment and Training Program Administrator (Position No. 329) for period of December 31, 2001 through February 10, 2002.

9. Approve and authorize Chairman to sign Renewal Contract No. 200058 with City of Los Banos to provide office space for the Answers Benefiting Children (ABC) Program.
10. Approve and authorize Chairman to sign Amendment to Contract No. 200157 with Private Industry Training Department to assist CalWorks participants in becoming self-sufficient by providing funding for the removal of tattoos that present a significant barrier to employment.

Public Works

11. Accept Final Map for Rockwood Estates Subdivision located in the Winton SUDP area.

Public Works-Castle

12. Approve and authorize Chairman to sign Addendum to Contract with Mike and Susan Burrows for use of Building 728 (Honey Bee Creamery) at Castle Airport Aviation & Development Center.

**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001233                      AYES: ALL**

13. Approve and authorize Chairman to sign Addendum to Contract with Patrick and Julia O'Connell for use of Building 395 (Party Perfect Rentals) at Castle Airport Aviation & Development Center.

**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001234                      AYES: ALL**

UC MERCED PROJECT

14. Approve and authorize Chairman to sign Amendments to Contract Nos. 2000248-Grasslands Literature Review, 200137-Vernal Pool Crustaceans, 200175-Seasonal Amphibians, 200176-Rare Plants and 200177-Winton and Breeding Birds with Vollmar Consulting for Biological Surveys.
15. Approve and authorize Chairman to sign Extension to Contract No. 200166 with EIP Associates for Aerial Photos and Maps to identify biological and wetland features in Eastern Merced County.

Planning

16. Set public hearing for November 20, 2001 at 10:30 a.m. to consider Proposed Ordinance Amendment to Remove the Term-Limit Restriction for the Merced County Planning Commission (Amends Ordinance No. 1281 and Chapter 2.32 of the County Code).

Board Recognition

17. Authorize Certificates of Recognition to Mike Zdanowski, Carl Starks, William King and Don Glass for their services to the community as members of the Franklin/Beachwood Municipal Advisory Council.
18. Authorize Certificates of Recognition to Michelle Allison, Patty Jackson and Deidre Kelsey for Working Women of the Year Achievement Awards by the Business and Professional Women-Merced.
19. Authorize Certificate of Recognition to Blair Realty in recognition of six years of service to the County of Merced.

COMMUNITY ACTION AGENCY CONSENT CALENDAR (Items #20 – 21)

**APPROVED AS RECOMMENDED AYES: ALL**

20. Approve and authorize Executive Director to sign Contract with Merced Community College District for the lease agreement for the Head Start Facility located at the Los Banos Campus.
  
21. Accept and place CAA Information, Staff and Committee Reports on file.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

22. Adopt Resolution waiving the “90 Day Notice” of the State Dept. of Transportation intention to relinquish Gonzaga Road Right-of-Way to Merced County.  
**APPROVED AND ADOPTED RESOLUTION NO. 2001-201 AYES: ALL**
  
23. Contract with State Reclamation Board for reimbursement of 70% of costs of construction of a replacement bridge across Edendale Creek on Oakdale Road.  
**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001235 AYES: ALL**
  
24. Contract with Emcon/OWT Solid Waste Services for planning future solid waste disposal in Western Merced County (Phase I planning), to approve subsequent amendments for Phase II work upon approval by the Solid Waste Policy board and to approve the necessary budget transfer.  
**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001236 AYES: ALL**
  
25. Adopt Resolution authorizing the Public Works Director and the Auditor to sign the State Transit Assistance (STA) Fund Claim for FY 2001-2002 on behalf of Merced County and authorize submission to MCAG.  
**APPROVED AND ADOPTED RESOLUTION NO. 2001-202 AYES: ALL**
  
26. Authorization to execute a Non-Binding Letter of Intent with HMB Development and Merced County for construction of a One-Stop Development Center in connection with the Merced Center Project in downtown Merced.  
**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001237 AYES: ALL**

PUBLIC WORKS-CASTLE

27. Contract - Airport Sublease document for Building 1344 with City of Atwater for Fire Protection Services.  
**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001238 AYES: ALL**
  
28. Authorization to extend Fire Protection Services Contract with City of Atwater for Fire Protection Services at Castle Airport.  
**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001240 AYES: ALL**

SHERIFF

29. Authorize Sheriff to donate the salvaged bricks from the demolition of 9259 Broadway Planada to the Spring Fair for enhancement of landscaping and physical property at the Fairgrounds.

**APPROVED AS RECOMMENDED      AYES: ALL**

BUSINESS-ECONOMIC OPPORTUNITIES

30. Adopt Resolution for the Business Revolving Loan Fund Plan Certification.

**APPROVED AND ADOPTED RESOLUTION NO. 2001-203      AYES: ALL**

31. Contract with Safe-Net Consultants for Bilingual (English/Spanish) Business Counselor services and authorize Director to sign amendments within Contract budget.

**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001241      AYES: ALL**

32. Contract with Community Action Agency for Micro-Enterprise Business Training and approve the necessary budget transfer.

**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001242      AYES: ALL**

HUMAN SERVICES AGENCY

33. Contract with Monetary Management Corporation for the continuation of Food Stamp Issuance for an additional three year period.

**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001243      AYES: ALL**

FIRE

34. Contract with Office of Traffic Safety for the purchase of vehicle extrication equipment and authorize participation in the Office of Traffic Safety Vehicle Extrication Grant.

**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001244 AND ADOPTED RESOLUTION NO. 2001-204      AYES: ALL**

MANAGEMENT COUNCIL

35. One Year Pilot Credit Card Program Operation.

**REVIEW BOARD ORDER – SEE PAGE 12**

**AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001245      AYES: ALL**

ADMINISTRATION

36. Authorized Chairman to sign Letter of Response to the Presiding Judge of the Superior Court in Response to the 2000/2001 Grand Jury Report.

**APPROVED AS RECOMMENDED      AYES: ALL**

- 36a. Approve the Certified Public Accountant Pay Differential of one range (approximately 5%) for the Auditor-Appraiser I/II/III classification in the Assessor's Office.

**REVIEW BOARD ORDER – SEE PAGE 12**

**APPROVED AND ADOPTED RESOLUTION NO. 2001-205      AYES: ALL**

- 36b. Adopt the revised Extra Help Certified Law Student class specification and the Extra Help Student Law Clerk at \$9.00/hour and adopt Resolution.  
**APPROVED AND ADOPTED RESOLUTION NO. 2001-206                      AYES: ALL**

**BOARD OF SUPERVISORS**

37. Selection of CSAC Board of Director Member for 2002.  
**REVIEW BOARD ORDER – SEE PAGE 13**  
**THE BOARD APPOINTED SUPERVISOR CORTEZ KEENE TO SERVE AS THE CSAC BOARD OF DIRECTOR MEMBER FOR 2002 WITH SUPERVISOR RIVERO SERVING AS ALTERNATE                      AYES: ALL**
38. Request for reappointment on the Local Agency Formation Commission (LAFCo).  
**REVIEW BOARD ORDER – SEE PAGE 13**  
**THE BOARD REAPPOINTED SUPERVISOR O'BANION TO SERVE AS A MEMBER ON THE LOCAL AGENCY FORMATION COMMISSION (LAFCo)                      AYES: ALL**
39. Request to adopt Bylaws for Grassland Water District as adopted by Grassland Water District Board of Directors.  
**REVIEW BOARD ORDER – SEE PAGE 13**  
**APPROVED AS RECOMMENDED                      AYES: ALL**
40. Request for Letter from Board of Supervisors supporting the SBC Pacific Bell's long distance application.  
**REVIEW BOARD ORDER – SEE PAGE 13**  
**APPROVED AS RECOMMENDED                      AYES: ALL**
41. Natural Communities Conservation Plan Request for Proposal – Evaluation Committee Membership and Action Plan.  
**REVIEW BOARD ORDER – SEE PAGE 14**  
**APPROVED AS RECOMMENDED                      AYES: ALL**

**APPOINTMENTS**

42. Board of Supervisors re: Committees/Commissions and Board Recommendations.  
PITD Workforce Investment Board  
**APPOINTED MICHAEL BOARDMAN TO SERVE AS A MEMBER OF THE WORKFORCE INVESTMENT BOARD (WIB), REPRESENTING THE PRIVATE SECTOR, UNTIL JUNE 30, 2004 REPLACING DIANA INGRAM                      AYES: ALL**
- East Merced Resource Conservation District  
**PULLED – NO ACTION TAKEN**
- Franklin-Beachwood Municipal Advisory Council  
**APPOINTED AMY MURAIRA TO SERVE AS A MEMBER OF THE FRANKLIN-BEACHWOOD MUNICIPAL ADVISORY COUNCIL (MAC) UNTIL APRIL 6, 2003 REPLACING MIKE ZDANOWSKI                      AYES: ALL**

**BOARD INFORMATION AND POSSIBLE ACTION**

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

43. Merced County Local Child Care and Development Planning Council re: Request for proposed five-year plan for "THE BUS"-Merced County Transit to consider the needs of young families and continue to serve children under five years of age without any charge.
44. City of Merced re: County of Merced University Community Plan – Land Use and Governance.

**DOCUMENTS PULLED FROM INFORMATION AND ADDED TO 10:30 A.M. PUBLIC HEARING FOR CONSIDERATION**

45. Dept. of the Treasury re: The Internal Revenue Service request for help to provide citizens of our community with convenient access to federal tax materials.
46. Governor's Office of Emergency Services re: Notification to all California Counties – U.S. Small Business Administration has announced its nationwide extension of the Economic Injury Disaster Loan Program to businesses impacted by the September 11, 2001 terrorist attacks.
47. Calif. High Speed Rail Authority re: November 14, 2001 Board Meeting to be held in Bakersfield.
48. California Workforce Investment Board re: Solicitation for Proposals Announcement – proposals to be accepted until November 9, 2001.
49. Regional Council of Rural Counties re: Request for approval of amendments to Joint Exercise of Powers Agreement for Calif. Rural Home Mortgage Financial Authority with return to RCRC by November 30, 2001.

**REVIEW BOARD ORDER – SEE PAGE 14**

**TOOK ACTION TO APPROVE AMENDMENTS**

50. State Fish and Game Commission re: Meeting Notice of November 1, 2001 and November 2, 2001.
51. Calif. Building Standards Commission re: Notice of Availability of modified text for the proposed building standards of the Office of Statewide Health Planning and Development regarding the adoption of the 2000 Edition of the Uniform Plumbing Code with California Amendments into the Calif. Code of Regulations, Title 24, Part 5.
52. CALFED Bay Delta Program re: Notice of Public Meeting – CALFED Water Use Efficiency Program – Appropriate Measurement Panel Meeting notices.
53. State Board of Corrections re: Information Bulletin #5 – County Juvenile Facility and Adult Jail Construction Grants Update on available funding and expected Request for Proposals (RFP).



54. State Water Resources Control Board re: Application 16186 – order approving petition for temporary transfer of up to 25,000 acre-feet of water to the Environmental Water Account – rediversion in response to Merced Irrigation District’s request for temporary transfer.
55. Calif. High Speed Rail Authority re: Preparation of program-level Environmental Impact Report (EIR)/Environmental Impact Statement (EIS) for a 700-mile high-speed train system.
56. State Wildlife Conservation Board re: Notice of consideration of acquisition of a conservation easement over a total of 310+/- acres of streambed, channel and adjacent wildlife habitat located in Merced County – Merced River, Salmon Habitat Restoration Project – Robinson Cattle Company.
57. State Wildlife Conservation Board re: Notice to consider funding a wetland enhancement project on the Featherston Duck Club in Merced County – Wetland Habitat Restoration, North Grasslands, Merced County.
58. State Board of Equalization re: Notice of Rescheduled Public Hearing – Property Tax Rule 305.3, Application for Equalization under Revenue and Taxation Code Section 469.
59. State Board of Equalization re: Notice of Continuation of Public Hearing – Rule 905 Assessment Electric Generation Facilities.
60. State Board of Equalization re: Notice of Annual Property Taxpayer’s Bill of Rights public hearings set for November 6, 2001 in Culver City and December 20, 2001 in Sacramento.
61. Calif. Regional Water Quality Control Board – Central Valley Region re: Notice of Public Workshop concerning Triennial Review and Modification of the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins.
62. State Dept. of Health Services re: Estimated Maintenance of Effort (MOE) Requirement for CHIP/RHS Program Funds for FY 2001-02.
63. State Dept. of Social Services re: County Children’s Trust Fund Share of Revenue from KID’s plate.
64. State Dept. of Social Services re: Child Abuse Prevention, Intervention and Treatment Revised Allocations for State Fiscal Year 2001-2002.
65. Calif. Dept. of Child Support Services re: Jurisdiction of State Hearing Process. (On file with Clerk)

**ADJOURNED MEETING UNTIL NOVEMBER 6, 2001 AT 10:00 A.M.**

## **BOARD ORDERS – SUMMARY ACTION MINUTES – OCTOBER 30, 2001**

### **10:30 A. M. SCHEDULED ITEM**

#### **2001-10-30 PUBLIC WORKS – PUBLIC HEARING**

The time and date previously set for a Public Hearing to consider the Finding of No Significant Impact (FONSI) as defined in the National Environmental Policy Act (NEPA) for the new Juvenile Justice Correctional Complex to be located at the site of the Correctional Facility-Sandy Mush Road as submitted by Public Works.

Public Works Director Paul Fillebrown reviews the Staff Report recommending the Board direct comments be forwarded to the Department of Justice so that preparation may commence for the Final FONSI.

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

Lydia Miller, representing the San Joaquin Raptor Rescue Center, states she is looking forward to receiving the final document for review.

Upon motion of Supervisor O'Banion, seconded by Supervisor Rivero, duly carried, the Board directs Public Works to forward any comments on the Draft Finding of No Significant Impact (FONSI) for the new Juvenile Justice Correctional Complex to be located at the site of the Correctional Facility on Sandy Mush Road to the Department of Justice so that preparation may commence for the Final FONSI.

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

### **10:30 A. M. SCHEDULED ITEM**

#### **2001-10-30 UC MERCED – PUBLIC HEARING**

The time and date previously set for a Public Hearing to receive public comment on the Draft University Community Plan submitted by the UC Merced Development Office.

UC Project Planning Director Bob Smith reviews the Staff Report stating staff is prepared to present a brief overview of the University Community Plan and the Board will not be asked to act on the draft UCP following this meeting. Staff will be prepared to discuss a series of future public meetings/hearings leading to Board consideration of the final Environmental Impact Report and University Community Plan.

Woodie Tescher, Director of Urban Planning and Design-EIP Associates, provides an overview of the Planning Commission recommended changes.

Brian Boxer, Regional Vice President of EIP Associates, reviews the draft UCP and other recommended revisions.

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

Assistant City Manager for Merced Bill Cahill, submits and refers to letters dated October 4, 2001 – Comments on Draft Environmental Impact Reports for UC Merced Long Range Development Plan and County of Merced University Community Plan, October 11, 2001 – County of Merced University Community Plan-Land Use and Governance and Excerpt from City Council Meeting of July 2001 – UC Merced Committee Briefing and Request for Direction. He states the City of Merced recommendations and requests for discussions on the provision of public services, collaborative planning process and governance agreement for annexation.

Bryant Owens, Merced resident, speaks in opposition to the UC Project.

Marshall Krupp, Consultant representing Mariposa and Merced City School District, reviews significant concerns with the UCP questioning the assurance of the financial feasibility of the plan and advises the school district is an equal public agency.

Nancy Slater, representing Merced County Farm Bureau, asks for mitigation measures in relationship to the Merced County General Plan and keeping with what is legally required.

Terry Bates, Director of Virginia Smith Trust, submits and briefly reviews Letter dated October 2, 2001 submitted to the Planning Commission relative to the University Community Plan and Draft Environmental Impact Reports and comments on the specific items of concern to the Virginia Smith Trust.

Roger Wood, J.R. Wood, speaks in favor of the Farmland Mitigation.

Linda Macedo, representing the farmers in Merced County and the Merced County Farmland Open Space Trust, urges the Board to use mitigations countywide.

Diana Westmoreland Pedrozo, representing California Women for Agriculture, speaks in support of countywide mitigation measures.

Kuss Porter, retired soil conservationist, speaks in favor of mitigation measures for farmland and urges the Board to preserve farmland in Merced County.

Sharon Dicker, Hunt Farms Family, submits and reviews A Map entitled UC Merced Community Plan Conceptual Backbone Infrastructure Layout dated September, 2001, letter dated October 24, 2001 to Merced County Planning Commission on Town Centers vs. Regional Commercial and copy of letter dated September 13, 2001 from John Hoffman on behalf of Hunt Farms. She states the Hunt Family is in agreement with the boundary changes from the Planning Commission.

Supervisor O'Banion requests further clarification on the impacts of schools.

Supervisor Kelsey recommends deferment of action and additional time to review recommended changes from the Planning Commission and the Letter from the City of Merced endorsing no loss of prime land alternative provided in packets as Board Information Item No. 44.

Following a lengthy discussion, UC Project Planning Director Robert Smith advises staff will review and provide responses to issues discussed at this hearing and states the Hearing will be continued to November 6, 2001, at 10:30 a.m.

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

**ACTION ITEM NO. 35**

**2001-10-30 MANAGEMENT COUNCIL**

Upon motion of Supervisor O'Banion, seconded by Supervisor Rivero, duly carried, the Board approves a One Year Pilot Credit Card Program with the understanding General Services, Management Services and Auditor/Controller will have input as to the needs and limitations of the Credit Card Program; understanding that each Department Head wishing to participate under the Pilot Program be solely responsible for administering, monitoring and controlling expenditures under the Pilot Program; authorize the Director of General Services to sign Contract No. 2001245 with State of California to utilize their CAL-Card Program and sign any necessary documents subject to review of Counsel, Auditor and Administration; authorize General Services as the Coordinating Office between the State of California CAL-Card Program and return to the Board at the end of the Pilot Program with findings and recommendations.

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

**ACTION ITEM NO. 36a**

**2001-10-30 ASSESSOR**

The Chairman states Action Item No. 36a from Administration recommending approval of the Certified Public Accountant Pay Differential for the Auditor-Appraiser I/II/III classifications in the Assessor's Office is before the Board for consideration.

Assistant Auditor Steve Jones advises the Agenda Item was not signed off by their office.

Assistant County Administrative Officer Bev Morse states in the Request Review By area of the Board Agenda Item, the initials of RTS are in the Auditor's sign off area and stand for Refused to Sign. She reviews Administration's recommendation for approval based on reported difficulties in the Assessor's Office retaining qualified persons for the auditing division.

Following discussion and upon motion of Supervisor Crookham, seconded by Supervisor Rivero, duly carried, the Board approves the Certified Public Accountant Pay Differential of one range (approximately 5%) for the Auditor-Appraiser I/II/III classification in the Assessor's Office and adopts Resolution No. 2001-205.

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

**ACTION ITEM NO. 37**

**2001-10-30 BOARD OF SUPERVISORS**

Upon motion of Supervisor O'Banion, seconded by Supervisor Kelsey, duly carried, the Board appoints Supervisor Cortez Keene to serve as the 2002 CSAC Board of Director Member representing Merced County and appoints Supervisor Rivero to serve as the Alternate Member.

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

**ACTION ITEM NO. 38**

**2001-10-30 PLANNING - LAFCo**

Supervisor Rivero moves, seconded by Supervisor Crookham, the Board reappoint Supervisor O'Banion to serve on the Local Agency Formation Commission (LAFCo) until May 7, 2005.

Supervisor Kelsey expresses concern with the years of service of current positions and requests new involvement and new appointments.

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

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

**ACTION ITEM NO. 39**

**2001-10-30 GRASSLAND WATER DISTRICT**

Upon motion of Supervisor O'Banion, seconded by Supervisor Rivero, duly carried, the Board approves the Bylaws as revised and submitted by the Grassland Water District per Grassland Water District Resolution No. 01-11.

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

**ACTION ITEM NO. 40**

**2001-10-30 BOARD OF SUPERVISORS**

Upon motion of Supervisor Kelsey, seconded by Supervisor Crookham, duly carried, the Board authorizes a letter of support for Pacific Bell's entry into the long distance business and supports the Pacific Bell's Long Distance Application.

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

**ACTION ITEM NO. 41**

**2001-10-30 BOARD OF SUPERVISORS/UC MERCED**

Following discussion and upon motion of Supervisor Kelsey, seconded by Supervisor Rivero, duly carried, the Board modifies August 21, 2001 Board action changing Board direction from General Services and the UC Development Office to select potential vendor(s) and negotiate the preparation of the necessary agreements and recommends General Services and UC Development Office to return to the Board with a list of responders and their respective ratings associated with the Natural Communities Conservation Plan (NCCP) Request for Proposal for Board action.

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

**BOARD INFORMATION ITEM NO. 49**

**2001-10-30 BOARD OF SUPERVISORS**

Upon motion of Supervisor Rivero, seconded by Supervisor Crookham, duly carried, the Board approves and authorizes the Chairman to sign Contract No. 2001291 with the Regional Council of Rural Counties for the Amended Joint Exercise of Powers Agreement for the California Rural Home Mortgage Finance Authority as recommended.

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