



MERCED COUNTY
BOARD OF SUPERVISORS
SUMMARY ACTION MINUTES

Regular Meeting
TUESDAY, DECEMBER 11, 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

DEMITRIOS O. TATUM
COUNTY ADMINISTRATIVE OFFICER

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

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 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 Case(s)

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 Titles: (1) Planning and Community Development Director and (2) Public Defender

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 and Merced County Sheriff Employee Association (MCSEA), Unit 2

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

10:00 A. M.

PLEDGE OF ALLEGIANCE

INVOCATION Nathan Burns - Westside Christian Center, Gustine

PRESENTATIONS:

PUBLIC WORKS - Randy Bardini, Recognition of Award as Regional Engineer of the Year by San Joaquin Valley Road Commissioners and County Engineers Association of California

PLANADA MUNICIPAL ADVISORY COUNCIL - Recognition of Willie Buendia for 20 years of service **RESCHEDULED TO DECEMBER 18, 2001**

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

RECEIVED REPORT FROM UC LIAISON KATHLEEN CROOKHAM

BUDGET TRANSFERS FROM REVENUE/CONTINGENCIES (4/5 Vote Required) Human Services Agency-\$5,350 (H06) and \$10,355 (H07), Sheriff-\$9,000, Treasury-\$128,000 and District Attorney/Family Support-\$180,000.

APPROVED AS RECOMMENDED **AYES: ALL**

APPROVAL OF CONSENT AGENDA CALENDAR (Item # 1 – 16g)
PULLED ITEMS NOS. 6, 8, 8A FOR SEPARATE DISCUSSION

APPROVED AS RECOMMENDED **AYES: ALL**

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

10:30 A. M.

PLANNING/ASSESSOR - PUBLIC HEARING

Resolution to amend the Agricultural Preserve as per the requirements of the Land Conservation Act of 1965 (Williamson Act) Section 51200 et. seq. of the Calif. Govt. Code

REVIEW BOARD ORDER – SEE PAGE 12

ADOPTED RESOLUTION NO. 2001-221 AYES: ALL

REPORTS/BOARD DIRECTION

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

LUNCH BREAK

1:30 P. M.

UC MERCED DEVELOPMENT OFFICE

Consideration of the Draft University Community Plan
RECEIVED REPORT AND CONTINUED DISCUSSION UNTIL DECEMBER 18, 2001 AT 2:00 P.M.

CONSENT CALENDAR (Items # 1 - 16g) PULLED ITEMS NOS. 6, 8, 8A FOR SEPARATE DISCUSSION APPROVED AS RECOMMENDED AYES: ALL

Travel Requests

1. Approve Travel Requests submitted by Probation, Human Services Agency and Sheriff as recommended by Administration.

Budget Transfers

2. Approve Budget Transfers submitted by Public Works-\$3,000 (#029), \$3,400 (#023), District Attorney/Family Support-\$0-, \$161,850, Sheriff-\$27,543 and Ag. Commissioner-\$3,000.

Claims for Damages

3. Act on Claims for Damages submitted by Magdalena Delgado, Kenneth James, Terry Lawrence, Candido Montoya, Londa Blaine, Donna Crowder, Susan Gold, Cynthia Matthews, Beverly Tickenoff, California Motorcross Association and Victor Muzny.

Public Works

4. Adopt Resolution designating the intersection of Santa Fe Drive and Cortez Avenue as a 4-Way Stop in the Ballico area.
ADOPTED RESOLUTION NO. 2001-217
5. Adopt Resolution designating the intersection of Walnut Avenue and Vine Avenue as a 4-Way Stop in the Winton area.
ADOPTED RESOLUTION NO. 2001-218
6. Accept the Final Map of White Horse Meadows Subdivision in the Atwater area.

7. Adopt Resolution of Intent to consider Road Name Change changing the name of Elva Road to Andrews Road in the Dos Palos area and set public hearing for January 8, 2002 at 10:30 a.m.

ADOPTED RESOLUTION NO. 2001-219

8. Approve and authorize Chairman to sign Renewal Contract No. 2001265 with Merced-Mariposa Farm Service Agency for rental of office space at the Merced County Agricultural Center.

- 8a. Adopt Resolution annexing the White Horse Meadows Subdivision into the Glen Meadows Street Lighting and Drainage Maintenance Zone of Benefit No. 255 in County Service Area No. One.

ADOPTED RESOLUTION NO. 2001-220

Human Services Agency

9. Approve and authorize Chairman to sign Renewal Contract No. 2000194 with Merced Lao Family Community, Inc for Elder Refugee Outreach Services Funding.

Private Industry Training Department

10. Approve and authorize Chairman to sign Amendment to Contract No. 2000155 with Employment Development Dept. (EDD) for operation of local One-Stop Delivery System with Workforce Investment Board (WIB) to include funding and operating costs.

Business-Economic Opportunities

11. Approve and authorize Chairman to sign Amendment to Contract No. 10275 with Alphonse Peterson for Business Assistance Counseling to extend the term to June 30, 2003 and increase the rate to \$30.

Planning

12. Approve and authorize Chairman to sign submitted Williamson Act Contracts with various property owners. **REVIEW BOARD ORDER – SEE PAGE 11**

Administration

13. To consider development of an Executive Staff superceding a Management Council and Amend Ordinance No. 867 Pertaining to the County Administrative Office, County Administrator and the duties, responsibilities, authority and qualifications thereof (Repeals Ordinance No. 318 and 348 and Amends Ordinance No. 867) and set First Reading for December 18, 2001 and second reading and possible adoption for January 8, 2002 at 10:30 a.m.

Board Recognition

14. Authorize Certificates of Recognition to Nellie McGarry and Richard Bernasconi and a plaque to Mary Jo Knudsen for years of service to the Merced City Council.
15. Authorize Proclamation for Farm-City Week and Certificates in recognition of Awards by the Agri-Business Committee of the Greater Merced-Merced County Chamber of Commerce: Merced College Agriculture Dept.-Agri-Education; Tony Machado-Livestock or Dairy; Daniel Burns-Field Crops; Jack/Mona Hooper-Agri-Business; Norman and David Passadori-Trees and Vines;

16. Authorize Plaque presentation to Florencio and Emelia Acosta for their 50th Wedding Anniversary.

Community Action Agency

- 16a. Approve and authorize CAB Chair to sign License Agreement with State National Guard for Armory Facility as cold weather shelter for the homeless from December 11, 2001 through April 11, 2002.
- 16b. Authorize the CAA Workforce Development Department Proposal to the State Workforce Investment for the Governor's 15% WIA Discretionary Funding.
- 16c. Approve and authorize CAB Chair to sign Amendment to Contract with State of California for Child Development Program for FY 2001/2002.
- 16d. Approve and authorize CAB Chair to sign Contract with Arnaudo Brothers Enterprises for the Santa Nella Head Start site facility.
- 16e. Approve and authorize CAB Chair to sign Contract with George Washington Carver Center for office space for the South Dos Palos Community Services Center facility.
- 16f. Authorize submittal of Head Start Program Refunding Application to the State Head Start Regional IX Office for FY 2002/2003.
- 16g. Accept and place CAA Information, Staff and Committee Reports on file.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

17. Approve Plans and Specifications for Perimeter Irrigation System and Landscape Buffer Installation at the Correctional Facility with total estimated Budget of \$138,700; authorize bid opening with report back to the Board and approve necessary budget transfer (#027). (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

18. Authorize Chairman to sign Contract No. 200226 with Calif. Board of Corrections for Male Dormitory Addition at Building No. 5 at Correctional Facility and adopt Resolution stating County will adhere to State and/or Federal requirements and terms of Contract and commit to need for additional staff and operating costs should they result from the project and agree to fully and safely staff and operate the facility within 90 days of project completion consistent with Title 15, Calif. Code of Regulations, assures that grant funds and cash match do not supplant funds that were dedicated or appropriated for the same construction activities and authorizes the Public Works Director to sign amendments or extensions of the Grant Contract.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200226 AND ADOPTED RESOLUTION NO. 2001-222 AYES: ALL

19. Contract with Golden Valley Health Center for Street Lighting along Broadway in Planada.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001277 AYES: ALL

20. Adjustment to the 2001/2002 Road Division Work Program to include Railroad Crossing Project on Santa Fe Drive.
APPROVED AS RECOMMENDED **AYES: ALL**
21. Resolution authorizing Contract with State Dept. of Transportation for Mission Avenue Interchange project (State Route 99 from McHenry Road to Mission Avenue).
ADOPTED RESOLUTION NO. 2001-223 **AYES: ALL**
22. Authorize expenditure of \$10,000 from Special Board Project Funds-District One to provide for costs associated with Le Grand Veterans Hall Kitchen Remodel and approve necessary budget transfer (#028),
APPROVED AS RECOMMENDED **AYES: ALL**

PUBLIC WORKS-CASTLE

23. Addendum to Sublease Agreement (#BCA-OL-1-95-02) with Community Action Agency for Castle Airport Building No. 1310.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001272 **AYES: ALL**
24. Addendum to Sublease Agreement (#BCA-CAS-12-96-0601) with Community Action Agency for Castle Airport Buildings 465 and 467.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001273 **AYES: ALL**

BUSINESS-ECONOMIC OPPORTUNITIES

25. Resolution authorizing submission of Central Valley Infrastructure Grant Program for \$326,182 to fund Castle Airport Certification Repairs and Upgrades Project and authorize Business-Economic Opportunities Director to sign Application documents and Grant Agreement, if awarded and to return to the Board with status report.
AUTHORIZED CONTRACT NO. 2001304 AND ADOPTED RESOLUTION NO. 2001-224
AYES: 1, 2, 3, 5 **NOT PRESENT: 4**

HEALTH

26. Contract with Calif. Forensic Medical Group for Correctional Health Care Services.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001278 **AYES: 1, 2, 3, 5**
NOT PRESENT: 4
- 26a. Authorize notification of a Reduction in Force (RIF) effective January 13, 2002 pursuant to Human Resources Rules and Regulations Section 2. W. affecting the following positions: Staff Nurse I/II - Position Nos. 34, 32, 27, 31, 22, 37, Licensed Vocational Nurse – Position Nos. 23, 28 and Typist Clerk III – Position No. 104 in the Department of Health; authorize the Assistant County Administrator to sign letters of agreement with AFSCME, Unit 6 and IEMC, Unit 3 regarding terms and conditions for employees affected by this RIF and adopt Resolution.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001279 WITH AFSCME,
CONTRACT NO. 2001280 WITH IEMC AND ADOPTED RESOLUTION NO. 2001-225
AYES: 1, 2, 3, 5 **NOT PRESENT: 4**
27. MOU Contract establishing the Turlock Groundwater Basin Association and appoint the Director of Environmental Health as the County Representative.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001281 AND ADOPTED
RESOLUTION NO. 2001-226 **AYES: 1, 2, 3, 5** **NOT PRESENT: 4**

28. Purchase of Medical Network (MedNet) Radio Components and approve the necessary budget transfer.
APPROVED AS RECOMMENDED **AYES: 1, 2, 3, 5** **NOT PRESENT: 4**

29. Contract with Mercy Medical Center for Community Campus Operational and Lease Compliance.
REVIEW BOARD ORDER – SEE PAGE 12
APPROVED RECOMMENDATIONS SUBMITTED **AYES: ALL**

SHERIFF

30. Accept Applicant Live Scan Machine Device to be located at Sheriff Administration to assist with fingerprint processing from the Calif. Dept. of Justice.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001282 **AYES: ALL**
31. Accept 2001 California Law Enforcement Equipment Program (CLEEP) Grant Funding of \$96,778 and return to the Board with all purchase recommendations.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001283 **AYES: ALL**

PLANNING

32. Contract with Giersch & Associates, Inc. for the preparation of the Preliminary Engineering Report for Water System Improvements proposed by Le Grand Community Services District and approve necessary budget transfer.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001284 **AYES: ALL**
33. PULLED.
34. Resolution to rescind and remove the two non-qualifying parcels of land (Minor Subdivision No. 00020 for Joseph Marchini to create a 1.6 parcel APN 067-070-050 approved on October 11, 2000-WA Contract No. 2000-0703 and Parcel Line Adjustment No. 00030 for Robert/Jamie Dusin to create a 1.5 acre parcel APN 140-160-061 approved on October 2, 2000-WA Contract No. 2000-0704) from the respective Williamson Act contracts.
ADOPTED RESOLUTION NO. 2001-227 **AYES: ALL**

PRIVATE INDUSTRY TRAINING DEPARTMENT

35. Authorize Request for Proposal for Employment and Training Services to Out-of School Youth understanding General Services will return to the Board with a contract recommendation upon completion of the process.
APPROVED AS RECOMMENDED **AYES: ALL**
36. Contract with Employment Development Department (EDD) for Space Use Permit (a non-financial agreement which provides office space and utilities without charge to EDD) for the PITD-Los Banos Office.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001275 **AYES: ALL**

HUMAN SERVICES AGENCY

37. Contract with Perry/Yokley Family Development Center for an After School Day Care Program for up to 27 CalWORKs eligible children or children from needy families enrolled in school and authorize H.S.A. Director to sign subsequent amendments within the contract budget.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001276 **AYES: ALL**

38. Approve mandated Minimum Wage Increase from \$6.25 to \$6.75 effective January 1, 2002 and approve the continuation of the 3% wage augmentation and authorize notification to Calif. Dept. of Social Services.

APPROVED AS RECOMMENDED AYES: ALL

39. Contracts with University of California-Davis for: (1)-Training Eligibility Services and Employment Services staff, (2)-Training for Adult Services Staff and Executive Development Training and (3)-Contract No. 10292 for Training Child Welfare Services Staff.

AUTHORIZED CHAIRMAN TO SIGN THE FOLLOWING CONTRACTS WITH UNIVERSITY OF CALIFORNIA-DAVIS AS FOLLOWS: CONTRACT NO. 10292 FOR CHILD WELFARE TRAINING PROGRAM; CONTRACT NO. 2001285 FOR ELIGIBILITY WORKER TRAINING PROGRAM AND CONTRACT NO. 2001286 FOR ADULT SERVICES TRAINING PROGRAM AYES: ALL

AREA AGENCY ON AGING

40. Approve Year End Report of the Merced County Area Agency on Aging Senior Services Four-Year Plan for Period of July 2000 - June 2001 for submission to the Calif. Dept. of Aging and authorize the Director of Area Agency on Aging to sign subsequent amendments within the contract budget.

APPROVED AS RECOMMENDED AYES: ALL

40a. Approve the Four Year Area Plan for the Merced County Area Agency on Aging Senior Services for Period of July 2001 – 2005 for submission to the Calif. Dept. of Aging and authorize the Director of Area Agency on Aging to sign subsequent amendments within the contract budget.

APPROVED AS RECOMMENDED AYES: ALL

40b. Approve Merced County Area Agency on Aging Title III E Addendum authorizing the National Family Caregiver Support Program for Period of July 2001 – June 2002 for submission to the Calif. Dept. of Aging and authorize the Director of Area Agency on Aging to sign subsequent amendments within the contract budget.

APPROVED AS RECOMMENDED AYES: ALL

GENERAL SERVICES

41. Contract with Moonlight Investments for District Attorney - Family Support office space lease at 786 and 790 Loughborough Drive, Merced.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001288 AYES: ALL

DISTRICT ATTORNEY-Family Support

42. Authorize release of Request for Proposal for Internet Locate Tools and return to the Board for proposal approval.

APPROVED AS RECOMMENDED AYES: ALL

43. Establish and allocate Child Support Compliance Specialist, Range 60.6 and Child Support Special Programs Coordinator, Range 60.6, add six bilingual designations and approve the necessary budget transfers.

ADOPTED RESOLUTION NO. 2001-228 (Additional positions) AND RESOLUTION NO. 2001-229 (Bilingual Pay Differential) AYES: ALL

MARSHAL

44. Contract No. 200165 with Merced College to Sheriff Department Weekender Program for Training in support of the Office of Traffic Safety-DUI Warrant Arrest Project Grant.
APPROVED AS RECOMMENDED AYES: ALL

ADMINISTRATION

45. Amendment to Joint Powers Agreement with MCAG to add language regarding "authorizing the administration of the Regional Transportation Impact Fee Program to be adopted by ordinance by each member agency."
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2001294 AYES: ALL
46. Authorize Transfer of Funds in the amount of \$15,000 from Human Services Agency and Mental Health to Community Action Agency for continued funding of the Armory Facility for homeless shelter.
APPROVED AS RECOMMENDED AYES: ALL
47. Appoint Rhonda Walton as Acting Human Services Agency Director effective November 19, 2001; award 10% pay differential-temporary promotion and authorize A Level Management Benefits; provide thirty day written notice to terminate Contract No. 200161 with Grover Omyer effective November 20, 2001 and authorize CAO to engage external firm to conduct a full recruitment for a Human Services Agency Director.
APPROVED AS RECOMMENDED AYES: ALL
48. Approve Budget Calendar for Fiscal Year 2002/2003.
APPROVED AS RECOMMENDED AYES: ALL

APPOINTMENTS

49. Merced County Children and Families Commission.
APPOINTED RHONDA WALTON TO SERVE AS THE REPRESENTATIVE FOR THE DIRECTOR OF HUMAN SERVICES AGENCY ON THE CHILDREN AND FAMILIES FIRST COMMISSION UNTIL MARCH 23, 2004 AYES: ALL
50. Emergency Medical Care Committee.
APPOINTED ROBERT HILL AS THE HOSPITAL REPRESENTATIVE AND REAPPOINTED JOANN WYATT, R.N. AS THE EMS EDUCATOR REPRESENTATIVE ON THE EMERGENCY MEDICAL CARE COMMITTEE UNTIL JUNE 30, 2005 AYES: ALL
51. Recommendations from Mosquito Abatement District for consideration of reappointments.
APPOINTED SUZANNE SOLVIN, DVM, AS THE WESTERN RURAL REPRESENTATIVE AND ROBERT CARDOZA AS THE MEMBER AT LARGE REPRESENTATIVE ON THE MERCED COUNTY MOSQUITO ABATEMENT DISTRICT UNTIL DECEMBER 31, 2003 AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

52. Business-Economic Opportunities re: Notice of AT&T Broadband price increase effective January, 2002.

53. Business-Economic Opportunities re: Notification of Charter Communications price increase effective January, 2002.
54. Private Industry Training Dept. re: Master Subgrant Amendment for total Workforce Investment Act Funds in the amount of \$7,917,311.
55. Private Industry Training Dept. re: PITD Report - November/December 2001 issue.
56. Private Industry Training Dept. re: Upgrade of Telephone System and Associated Number Change.
57. Los Banos Unified School District re: High Priority Schools Grant Program.
58. Union Pacific Railroad Company re: Los Banos Branch Abandonment notification.
59. Supervisor Cortez Keene re: Summary of Actions - CSAC Board of Directors Meeting.
60. State Board of Corrections re: Request for Proposals - Adult and Juvenile Local Detention Facility Construction Grants. (On file with Clerk)
61. State Dept. of Transportation re: Notice of Availability of Draft Environmental Document and Announcement of Public Hearing for the Atwater Freeway Project. (On file with Clerk)
62. Governor's Office of Emergency Services re: Notification that U.S. Small Business Administration has declared the primary county of Madera and the contiguous counties of Fresno, Mariposa, Merced, Mono and Tuolumne a disaster area.
63. Governor's Office re: Announcement of Traffic Safety Grant Opportunities for Federal Fiscal Year 2003.
64. State Board of Equalization re: Impact of the September 11th Attacks on California Businesses options for Property Tax Relief.
65. State Board of Equalization re: Time for filing applications for reduced assessment due to misfortune or calamity under Section 170 of the Revenue and Taxation Code.
66. State Board of Equalization re: Pending Action by the State Board of Equalization on Rule 905 Assessment Electric Generation Facilities.
67. U.S. Dept. of Justice-Office of Juvenile Justice and Delinquency Prevention re: Direction and Focus for 2002 and Beyond. (Live Satellite Broadcast)
68. Calif. Office of Traffic Safety re: California's 2001 3D Month Campaign.
69. The Emergency Preparedness Commission for the Co. and Cities of Los Angeles re: Disaster Resistant California 2002 - Sounding the Wake Up Call Conference.
70. State Dept. of Social Services re: County CAPIT allocations and Guidelines for applying for Child Abuse Prevention, Intervention and Treatment (CAPIT) and Community Based Family Resource and Support (CBFRS) Programs' county three-year plan/application.
71. Calif. State Library re: California Public Library Construction and Renovation Board Meeting.
72. Regional Council of Rural Counties re: Governmental Affairs Year in Review 2001. (On file with Clerk)
73. Public Works re: Notification of Grant Award - Safe Routes to School to School Grant Program (SR2S) in the amount of \$134,100 for construction of 2590 feet of sidewalk and walkways within the Community of Planada.

ADOPTED RESOLUTIONS AND ADJOURNED MEETING IN MEMORY OF LOU GONELLA, HELEN OLSON, DOROTHY HEART FAVIER, LARRY THOMPSON, ALAN WICKSTROM, VALENTINE BURROLA, JAMES ALAN LUEDECKE AND SAM SPINA UNTIL TUESDAY, DECEMBER 18, 2001 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – DECEMBER 11, 2001

CONSENT ITEM NO. 12

2001-12-11 ASSESSOR/PLANNING

Upon motion of Supervisor Crookham, seconded by Supervisor Rivero, duly carried, the Board approves and authorizes the Chairman to sign submitted Williamson Act Contracts with various property owners as follows:

WA2001-0021 (043-140-002 and 043-120-021) with Wilma, Alice and Thomas Jenkins;

WA2001-0027 (081-070-021, 081-070-022, 081-070-023 and 081-070-024) with Joseph Laurence and Velma Frances Nunes, Trustees;

WA2001-0030 (067-060-003, 067-010-010 and 067-060-002) with Charles W. and Betty Jane Randrup;

WA2001-0036 (081-080-020, 081-050-006, 081-050-008, 081-080-022, 073-160-003, 069-290-028 and 069-290-027) with Soares Dairy Farms Inc.;

WA2001-0039 (078-050-007, 078-050-008, 087-010-001, 087-010-003, 087-010-005, 087-010-006, 087-010-007, 087-010-008, 087-010-009, 087-030-001, 087-030-002, 087-030-003, 087-030-004, 087-030-005, 087-030-006, 087-040-012 and 087-050-001) with Holly H. McMahon, Milton J. French, Joan Irwin, Karen French Fisher, Estate of Milton French, Mary Hubbell and William Caldera, Jr. (Co-Trustee of the Hazel Indart Trust);

WA2001-043 (056-130-014, 056-130-037, 056-130-028, 056-140-079 and 056-140-056) with Joe C. Horta, Trustee;

WA2001-0044 (038-070-001, 038-080-012, 038-090-001, 038-090-002 and 038-090-005) with R.D. Rodden Family Trust;

WA2001-0055 (059-030-028, 059-030-039, 059-030-044, 059-172-007, 059-030-041 and 059-030-013) with Gus and Teresa Scoto, Trustees of the Scoto Family Trust;

WA2001-0061 (053-080-022, 053-080-042, 053-100-060 and 053-090-053) with Arlan and Julie Thomas, Trustees;

WA2001-0066 (053-240-009 and 053-141-003) with Blair and Tonetta Gladwin;

WA2001-0091 (042-230-041 and 042-230-039) with Rodney and Tawanna Ratzlaff;

WA2001-0093 (085-280-031, 073-390-004, 073-380-009 and 085-290-025) with Karen Griffiths;

WA2001-0097 (068-020-021) with Frazier Nut Farms, Inc.;

WA2001-0103 (069-070-003, 069-070-004, 069-070-005, 069-110-002, 069-110-003, 069-110-061, 069-270-001 and 069-270-002) with Jorge and Odilia M. Medeiros;

WA2000-0574 (043-070-025 and 043-040-039) with John Hancock Mutual Life Insurance Co.

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

10:30 A. M. SCHEDULED ITEM
2001-12-11 PLANNING – PUBLIC HEARING

The time and date previously set for a Public Hearing to consider a Resolution to amend the Agricultural Preserve as per the requirements of the Land Conservation Act of 1965 (Williamson Act) Section 51200 et. seq. of the California Govt. Code submitted by the Planning and Community Development Department.

Planning Director Bill Nicholson reviews the Staff Report and recommends the Board amend the Agricultural Preserve as follows: For inclusion in the Agricultural Preserve: 043-140-002, 042-230-041, 081-070-024, 068-020-021, 063-260-015, 073-380-009, 078-050-008, 085-290-025, 056-130-037, 069-070-003, 038-070-001, 069-110-003, 059-030-041, 069-110-061, 053-092-053, 069-270-002, 053-141-003 and 067-010-010; and For exclusion from the Agricultural Preserve: 042-140-028, 042-260-014 and 042-260-020.

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

Upon motion of Supervisor Kelsey, seconded by Supervisor Rivero, duly carried, the Board amends the Agricultural Preserve as per the requirements of the Land Conservation Act of 1965 (Williamson Act) Section 51200 et. Seq. of the California Government Code and adopts Resolution No. 2001-221.

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

ACTION ITEM NO. 29
2001-12-11 HEALTH

Director of Public Health Michael Ford reviews the Staff Report outlining the Mercy Medical Center Merced-Community Campus Operational and Lease Compliance. He states the designated Sub-committee reviewed issues raised at the Joint Meeting of September 25, 2001 and he submits the comments and observations in the following areas: Contractual Duration, Nurses Salaries, Health Insurance, Nurse Shortages, Mercy Hospital/CHW Corporate Contributions, Indigent Health Care Monitoring and Compliance Monitoring.

Supervisor Kelsey enters the Chambers at 11:00 a.m.

Following discussion and upon motion of Supervisor O'Banion, seconded by Supervisor Rivero, duly carried, the Board strongly encourages the medical staff, AFSCME/IEMC and the Mercy/CHW administration to quickly resolve their respective issues at the earliest opportunity; strongly encourages AFSCME and the Mercy/CHW Administration to place particular attention to establishing and maintaining a competitive salary/benefit package which attracts and retains a wide range of professional nursing personnel and nursing critical care/emergency personnel in particular; directs the Private Industry Training Department (PITD), Health and Mental Health Departments to continue to work with Merced College and Mercy/CHW on the possible further

expansion of the Registered Nurses Program and directs that Staff prepare an expanded and written Lease Compliance Report for the Board every six months rather than annually and to include anecdotal information on nursing staffing issues and access for Indigent Health Care services in particular.

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