



SUMMARY ACTION MINUTES

MERCED COUNTY BOARD OF SUPERVISORS

Regular Meeting
TUESDAY, JUNE 25, 2002

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

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

DEMITRIOS O. TATUM
COUNTY EXECUTIVE 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 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: One Case
**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

PRESENTATION – Recognition of Charles Ogletree

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: Victor Mahea

UC MERCED PROJECT - LIAISON REPORT

RECEIVED REPORT FROM UC LIAISON KATHLEEN CROOKHAM

BUDGET TRANSFERS FROM REVENUE/CONTINGENCIES (4/5 Vote Required) Auditor-Recorder-\$25,000 and Eastside Fish and Game/Los Banos Sportsman's Association-\$6,000

APPROVED AS RECOMMENDED AYES: ALL

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 38)

APPROVED AS RECOMMENDED AYES: ALL

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

10:30 A. M.

PUBLIC WORKS - PUBLIC HEARING

To consider the Mitigated Negative Declaration/Initial Study and Mitigation Monitoring Program for the proposed Transit Facility Project at County Center III

REVIEW BOARD ORDER – SEE PAGE 13

BUSINESS-ECONOMIC OPPORTUNITIES - PUBLIC HEARING

To consider Final Application in the amount of \$35,000 to conduct a needs assessment for the creation of a Countywide Business Assistance Finance Center to the California Dept. of Housing and Community Development for a Community Development Block Grant Program.

REVIEW BOARD ORDER – SEE PAGE 13 AND 14

REPORTS/BOARD DIRECTION

County Executive Officer
County Counsel
County Auditor
Board of Supervisors Members

LUNCH BREAK

CONSENT CALENDAR (Items #1 - 38)

APPROVED AS RECOMMENDED AYES: ALL

Sheriff

1. Set public hearing for July 2, 2002 at 10:30 a.m. to consider 2002 Local Law Enforcement Block Grant Funding.
2. Approve and authorize Chairman to sign Addendum to Contract No. 8367 with Dos Palos Police Department to provide Dispatch Services for Dos Palos.
3. Approve and authorize Chairman to sign Addendum to Contract No. 2000255 with Wilson Family Funeral Chapel for pickup of deceased within Merced County.
4. Approve and authorize Chairman to sign Renewal Contract No. 8571 with Merced Irrigation District to patrol Merced district canals for the summer months.
5. Approve and authorize Chairman to sign Addendum to Contract No. 2000197 with Sentinel Monitoring for Home Surveillance Monitoring System for inmates residing at their residence.

Auditor-Registrar of Voters

6. Certify the Election Results of the Bond Measure for McSwain School held on June 4, 2002.

Business-Economic Opportunities

7. Approve and authorize Chairman to sign Addendum to Contract No. 9855 with Merced County Economic Development Corporation to enhance economic development activities performed by County Staff.

Health

8. Approve and authorize Chairman to sign Renewal Contract No. 200121 with VIA Adventures, Inc. for collaboration under the Going Places Project for funding from the Merced County Children and Families Commission to provide transportation services directed towards women and children and their medical and social service needs.
9. Approve and authorize Chairman to sign Renewal Contract No. 2000224 with Human Services Agency for Social Worker services in conjunction with First Steps Project for funding from the Merced County Children and Families Commission to provide enhanced case management services for pregnant women and their children from birth through age 5.

Ag. Commissioner

10. Adopt Resolution authorizing Chairman to sign Amendment to Contract No. 6737 with Calif. Dept. of Food and Agriculture for Measurement Standards for Petroleum Products Inspection.

ADOPTED RESOLUTION NO. 2002-102

Public Works

11. Adopt Resolution authorizing the installation and maintenance of a Stop Sign on Delhi Avenue at its intersection with Ailanthus Avenue in the Delhi area.

ADOPTED RESOLUTION NO. 2002-103

12. Approve and authorize County Counsel to sign Extension to Contract No. 99267 with Remy, Thomas and Moose, LLP for special legal services associated with CEQA, NEPA, wetlands and endangered species compliance.
13. Award three year contract to On Target Marketing for advertising and promoting "The Bus" - Merced County Transit effective July 1, 2002.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002115 AND APPROVED RECOMMENDATION AYES: ALL

14. Adopt Resolution honoring John Graves for 50 years of outstanding service to Public Works.

Private Industry Training Department

15. Approve and authorize Chairman to sign Amendment to Contract No. 2001165 with Russell Grossman for storage facility space for PITD.
16. Approve and authorize Chairman to sign Amendment to Contract No. 2001108 with Kings View Work Experience Center for special services.

Mental Health

17. Approve and authorize Chairman to sign Amendment to Contract No. 10405 with St. Francis Lodge for placement of clients who are no longer able to live independently.
18. Approve and authorize Chairman to sign Renewal Contract No. 9122 with Staff Care and 2001264 with Comp Health for Locum Tenens Services temporary placements.
19. Approve and authorize Chairman to sign Renewal Contracts to provide acute hospitalization services at the Marie Green Psychiatric Center for clients of Madera, Mariposa and Tulare Counties as follows: 9604-Madera County/Kingsview Corporation, 9605-Mariposa County/Kingsview Corporation and 9602-Tulare County.
20. Approve and authorize Chairman to sign Renewal Contract No. 2000159 with Unilab Corporation for provision of laboratory testing for consumers at the Marie Green Psychiatric Center.
21. Approve and authorize Chairman to sign Renewal Contract No. 2001211 with Stanislaus County Child and Infant Care Association for provision of mental health services.
22. Approve and authorize Chairman to sign Renewal Contract No. 9536 with State Dept. of Mental Health for McKinney/Path Federal Block Grant Funding.
23. Approve and authorize Chairman to sign Renewal Contract No. 2001101 with Probation to provide home visit services and enforce warrants for the Drug Treatment Court clients.
24. Authorize Overhire of one Mental Health Records Technician (Position #041) for a Limited Term Appointment for a period of no more than six months.

Human Services Agency

25. Approve and authorize Chairman to sign Renewal Contract No. 9966 with A Woman's Place for services provided to CalWORKs clients and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within the contract budgeted amount.

26. Approve and authorize Chairman to sign Renewal Contract No. 10395 with Optioncare to provide Food for the Multipurpose Senior Services Program and Linkages Program and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within the contract budgeted amount.
27. Approve and authorize Chairman to sign Renewal Contract No. 6664 with Airport Warehouse Rentals for storage space at Grogan Avenue.
28. Approve and authorize Chairman to sign Renewal Contract No. 10290 with Cox Construction to provide Minor Home Repair and Maintenance Services for the Multipurpose Senior Services Program and the Linkages Program and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within the contract budgeted amount.
29. Approve and authorize Chairman to sign Renewal Contract No. 2001166 with Derrell's Mini Storage for client property storage.
30. Approve and authorize Chairman to sign Renewal Contract No. 7171 with Merced County Office of Education for excess costs of services to CalWORKs Employment and Training participants and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within the contract budgeted amount.
31. Approve and authorize Chairman to sign Renewal Contract No. 1034 with Community Action Agency for decrease in Congregate Meals Program and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within the contract budgeted amount.
32. Approve and authorize Chairman to sign Renewal Contract No. 8502 with Health for the provision of one Public Health/Community Health Nurse for In-Home Supportive Services Personal Care Services Program and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within the contract budgeted amount.
33. Adopt Resolution clarifying wording required by Calif. Dept. of Social Services (Board Action of 2/21/2002) to appoint the CAPCMC to oversee child abuse prevention efforts and authorize the CAPCMC funding from the Children's Trust Fund.

ADOPTED RESOLUTION NO. 2002-104

Budget Transfers

34. Approve Budget Transfers from Public Works-\$454, Private Industry Training Department-\$3,790 and Auditor (Departmental Accruals)-Various and Revenue & Reimbursement-\$10,917 as recommended by Administration.

Board Recognition

35. Authorize presentation of plaque to Commander Ray Reyna for 30 years of service to the City of Los Banos and the County of Merced.
36. Authorize Certificate of Recognition to Jesus M.S. Colmenero for his hard work and dedication to the Planada Community Day.
37. Authorize presentation of plaque to Ron Tiffie for 28 years of service to the Schools and the County of Merced.
38. Authorize Certificate of Recognition to Russell and Rose Mary Harris in celebration of their 50th Wedding Anniversary.

REGULAR CALENDAR

BOARD ACTION

LIBRARY

39. Accept the California Council for the Humanities Book Discussion Grant from the Calif. Council for the Humanities.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002116 AND APPROVED RECOMMENDATION AYES: ALL

40. Authorize the Librarian to apply for California Pollution Control Financing Authority Sustainable Communities Grant in the amount of \$16,000 and authorize the Chairman to sign the appropriate forms.

REVIEW BOARD ORDER – SEE PAGE 12

PUBLIC WORKS

41. Agreement for the implementation of the National Pollutant Discharge Elimination System Phase II Storm Water Program with City of Atwater, City of Livingston, City of Merced and Merced Irrigation District and authorize Public Works to circulate and accept Request for Proposal for development of the Storm Water Management Plan and return to the Board with recommendations.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002117 AND APPROVED RECOMMENDATION AYES: ALL

42. Authorize Public Works Director to sign Flood Easement Contracts relative to a settlement reached between the County of Merced and Bryant et al for flooding agreements that occurred in the area of West Highway 140, Thornton Road and Lopes Avenue in Merced during January and March of 1998.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002118 AND APPROVED RECOMMENDATION AYES: ALL

43. Contract Addendums with the City of Merced (Contract No. 2000277) and City of Dos Palos (Contract No. 2000278) for the After School Recreation Programs extending the term until June 30, 2003 provided by funding through the Human Services Agency CalWORKS Program.

APPROVED AS RECOMMENDED AYES: ALL

44. Authorize submittal of Sustainable Communities Grant & Loan Program Application with California Pollution Control Financing Authority (CPCFA) and direct Public Works to return to the Board for approval if grant application is awarded.

APPROVED AS RECOMMENDED AYES: ALL

HEALTH

45. Adopt Resolution authorizing Mosquito Abatement District to utilize its specified aircraft in aerial applications of Environmental Protection Agency approved pesticides over the population congested areas within the unincorporated portions of the County.

ADOPTED RESOLUTION NO. 2002-105 AND APPROVED RECOMMENDATION AYES: ALL

46. Contract with State Dept. of Health Services for Bioterrorism Preparedness and Emergency Response.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002114, ADOPTED RESOLUTION NO. 2002-106 AND APPROVED RECOMMENDATION AYES: ALL

47. Authorize release of request for Letters of Intent for the ambulance and medical dispatch RFP; approve the proposed fee of \$250 for receipt of the RFP package and authorize General Services to forward the request to all interested parties.

APPROVED AS RECOMMENDED AYES: ALL

PRIVATE INDUSTRY TRAINING DEPT.

48. Contract with Merced College for Registered Nursing training for WIA participants.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002119 AND APPROVED RECOMMENDATION AYES: ALL

49. Contract with Merced College for Licensed Vocational Nursing Training for WIA participants.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002120 AND APPROVED RECOMMENDATION AYES: ALL

50. Authorize PITD Director to conduct a department name contest and return to the Board with recommendations and Board approval of the name change.

APPROVED AS RECOMMENDED AYES: ALL

51. Authorize resubmission of application to the Dept. of Labor's H-1B Technical Skills Training Grant Program for \$2,999,988 to fund the expansion of technical skills training programs at Merced College, authorize PITD Director to execute necessary application documents required and direct PITD Director to return to the Board and advise of the status of the grant application and authorization for the Grant Award, if awarded.

APPROVED AS RECOMMENDED AYES: ALL

MENTAL HEALTH

52. Contract with Probation to provide home visit services, warrant enforcement, drug testing and case management for Juvenile Drug Treatment Court clients; add one Deputy Probation Officer I/II/III position, Range 59.0/61.0/64.0 and adopt Resolution.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002121, ADOPTED RESOLUTION NO. 2002-107 AND APPROVED RECOMMENDATION AYES: ALL

53. Contract with Delhi Unified School District for counseling services to non-Medi-Cal clients in the Livingston clinic.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002122 AND APPROVED RECOMMENDATION AYES: ALL

HUMAN SERVICES AGENCY

54. Contract with Merced College to provide evaluation and consultation services to CalWORKs Employment & Training participants for the detection of learning disabilities and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within the contract budgeted amount.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002123 AND APPROVED RECOMMENDATION AYES: ALL

55. Contract with Merced Medical Supply to provide Non Medical Home Equipment for the Multipurpose Senior Services Program and the Linkages Program and authorize the Director of H.S.A. upon Auditor and Counsel review to sign subsequent amendments within

the contract budgeted amount.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002124 AND APPROVED RECOMMENDATION AYES: ALL

56. Authorize purchase and Contract with IBM to purchase a two-year subscription to the CADIQ (a web-based service report manager used in conjunction with the Child Welfare Services/Case Management System (CWS/CMS) database for period of July 1, 2002 through July 31, 2004.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2002113 AND APPROVED RECOMMENDATION AYES: ALL

PROBATION

57. Approve Contracts with Atwater Police, California Highway Patrol, Dos Palos Police, Gustine Police, Los Banos Police, Merced Police and Sheriff Department to provide activities to probation youth through existing PAL and Explorer Programs in the amount of \$8,000 each.

REVIEW BOARD ORDER – SEE PAGE 12
APPROVED AS RECOMMENDED AYES: ALL

58. Recommend designation of new facility to be known by the name of the "Iris Garrett Juvenile Justice Correctional Complex" and adopt Resolution.

ADOPTED RESOLUTION NO. 2002-108 AND APPROVED RECOMMENDATION AYES: ALL

SHERIFF

59. Approve amendment to Sheriff Policy - Chapter 24, Mounted Enforcement Unit of the Merced County Sheriff Department Operational Policies and Procedures to support the horse unit care and maintenance needs for public events such as the fairs, fugitive tracking, homicide cases, search & rescue cases, etc.

APPROVED AS RECOMMENDED AYES: ALL

60. Authorize one Overhire of Sheriff Dispatcher (Position #23) for a period of six months in Budget Unit 22100.

APPROVED AS RECOMMENDED AYES: ALL

61. Contract Addendum No. 2349 with Merced Pathology Medical Group, Inc. for all pathological/autopsy services concerning Coroner issues (Budget Unit 287100).

APPROVED AS RECOMMENDED AYES: ALL

AUDITOR

62. Authorize Request for Proposal to image the vital records and voter registration cards of the Auditor - Recorder and County Clerk Offices and approve the necessary budget transfer-\$350,000. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

ADMINISTRATION

63. Recommend the Board take the following actions on the FY 2002/2003 Proposed Budget:
(1) adopt the Proposed Budget for FY 2002/03 as an Operating Budget until the Board adopts a Final Budget;
(2) direct that no expenditures be made for any item requiring policy direction, as listed in the Proposed Budget, without specific Board authorization;

(3) direct that no fixed assets recommended in the proposed budget be purchased until adoption of the Final Budget, without specific Board authorization;

(4) request the Clerk make available copies of the FY 2002/03 Proposed Budget to all interested people and advertise Final Budget Hearings to commence on August 27, 2002 at 1:30 p.m.;

(5) schedule the Public Hearing on Prop. 4 Appropriation Limit on August 27, 2002 at 2:00 p.m.;

(6) direct Administration to identify actions necessary to balance the remainder of the Proposed Budget based on the outcome of the final state budget and present recommendations at or before final budget hearings;

(7) direct Management Services to initiate Reduction in Force procedures, in accordance with Section 2.W of the Merced County Human Resources Rules and Regulations, and to attempt to relocate the employees in the positions identified for deletion at Final Budget to funded positions;

(8) establish Budget Unit 75700-Communications Internal Service Fund #1140 and transfer Position #001-Communications Coordinator and Position #002-Account Clerk I/II from Budget Unit 15100 to Budget Unit 75700;

(9) establish Budget Unit 20100 Child Support Services in Fund #1075 and transfer all positions from Budget Unit 20500 to Budget Unit 20100 and

(10) establish Budget Unit 70800 Debt Service-Juvenile Justice Facility in Fund #1796.

APPROVED AS RECOMMENDED AYES: ALL

64. Establish Child Support Automation Analyst I/II (Staff Services Analyst-Data Processing Merit System Classification) Unit 5, Range 61.4/63.4 and change two Automation Systems Analyst I/II (Position #91 and #99), Range 61.4/63.4 to Child Support Automation Analyst I/II; establish Extra Help Child Support Automation Analyst I, Step 1 at \$16.35/hour; establish the Child Support Attorney I/II/III/IV positions will be covered under Merit System personnel regulations; transfer all child support positions and budget accounts from 20500 to 20100 and adopt Resolution.

ADOPTED RESOLUTION NO. 2002-109 AND APPROVED RECOMMENDATION

AYES: ALL

65. Establish the At-Will Classifications of Mental Health Medical Director (Management Level B), Range 93.0 and Staff Psychiatrist (Management Level C), Range 89.0 and adopt the job specifications; authorize Mental Health Director to appoint current and future employees in the classification of Mental Health Medical Director or Staff Psychiatrist as either contract employees, At-Will Full Time or At-Will Variable Shift and adopt Resolutions.

ADOPTED RESOLUTION NO. 2002-110 AND APPROVED RECOMMENDATION

AYES: ALL

66. Establish and add the At-Will Classification of County Health Officer (Management Level "B"), Range 89.0 and approve class specification; allocate one Communicable Disease Investigator, Range 56.9; allocate one Support Services Analyst I/II, Range 60.4/62.4 and allocate one Typist Clerk I/II, Range 47.2/49.2 to Health-Health Prevention; Flex-staff the Microbiologist Technician I with the Microbiologist Technician II, Range 52.2/54.2 in Health-Lab; change one County Health Officer/Public Health Director position, Range 77.1/81.0 to one Public Health Director, Range 81.0 and adopt the modifications to the Indigent Health Care Program Administrator and adopt Resolution.

ADOPTED RESOLUTION NO. 2002-111 AND APPROVED RECOMMENDATION

AYES: ALL

67. Authorize Management Services to amend title and reporting relationships for County classifications that are impacted as a result of policy decisions or departmental changes and authorize Staff to proceed with the necessary documentation required to implement the change from the County Administrative Office to the County Executive Office.

APPROVED RECOMMENDATION AYES: ALL

68. Allocate one Supervising Accounting Technician, Range 61.6 to Auditor-Controller and adopt Resolution.

ADOPTED RESOLUTION NO. 2002-112 AND APPROVED RECOMMENDATION
AYES: ALL

69. Add five additional Correctional Officer I/II positions, Range 58.7/60.7 to Sheriff-BU 23000 and adopt Resolution.

ADOPTED RESOLUTION NO. 2002-113 AND APPROVED RECOMMENDATION
AYES: ALL

70. PULLED

71. Adopt amendment to Resolution No. 2001-121 relating to the benefits for Unrepresented Management, approve 6 range (3%) Cost of Living Adjustment (COLA) for Unrepresented Management Levels B, C, D and E effective the first pay period in July, 2002 (Pay Period 15) and adopt Resolution effective July 1, 2002.

ADOPTED RESOLUTION NO. 2002-114 AND APPROVED RECOMMENDATION
AYES: ALL

72. Adopt the modified job specifications for Building Services Manager, Engineering Technician II, III and Psychiatric Staff Nurse I.

APPROVED AS RECOMMENDED AYES: ALL

FIRE

73. Receive the Merced County Fire Department Beachwood/Franklin Fire Station Concept Paper with recommendations to be forthcoming to the Board at Final Budget.

APPROVED AS RECOMMENDED AYES: ALL

BOARD APPOINTMENTS

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

74. Public Works re: Notification of Contract Award for Highway Improvements on State Highway 140 in the Town of Planada (Planada TEA Project) to Teichert Construction.

AUTHORIZED PUBLIC WORKS DIRECTOR TO SIGN CONTRACT NO. 200277

75. Business-Economic Opportunities re: Charter Communications notification of price increase effective July 1, 2002.

76. California Dept. of Child Support Services re: Merced County Transition approval.

77. San Joaquin Valley Air Pollution Control District re: Notice of Public Workshop on the 2002 Amendment to the 2002 and 2005 Rate of Progress Plan.

78. Calif. Regional Water Quality Control Board re: Availability of the Central Valley Regional Water Quality Control Board's Draft Toxic Hot Spot Cleanup Plans for Diazinon in orchard dormat spray, diazinon and chlorpyrifos in urban stormwater and chlorpyrifos in irrigation return flow.
79. CALFED Bay Delta Program re: Drinking Water Subcommittee Advisory Committee meeting set for June 28, 2002.

ADOPTED RESOLUTIONS AND ADJOURNED THE MEETING IN MEMORY OF MAY SCHMIDT AND JOHN CUPPLES UNTIL TUESDAY, JULY 2, 2002 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – JUNE 25, 2002

ACTION ITEM NO. 40

2002-06-25 LIBRARY

Supervisor O'Banion moves, seconded by Supervisor Kelsey, the Board authorizes the Librarian to apply for the California Pollution Control Financing Authority Sustainable Communities Grant in the amount of \$16,000 and authorize the Chairman to sign the Final Grant Application.

Following discussion, Supervisor Cortez Keene questions the process stating she has been working with the Planada Community Development Corporation representative who is present and who attended this specific workshop for Grant funding completion. She states it was their understanding there could only be one application per municipality submitted and expresses willingness to fund the library in the amount requested in order to not jeopardize their application submitted.

County Librarian Charleen Renteria reviews the Application and the funding dollars for the Library.

Following further discussion, the Motion is withdrawn.

Upon motion of Supervisor Cortez Keene, seconded by Supervisor Kelsey, duly carried, the Board agrees to bring this item from the Library back to the Board at another time after further review, including the grant application discussed by Supervisor Cortez Keene.

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

ACTION ITEM NO. 57

2002-06-25 PROBATION

Upon motion of Supervisor Crookham, seconded by Supervisor O'Banion, duly carried, the Board approves the following Contracts to provide activities to probation youth through existing PAL and Explorer Programs in the amount of \$8,000 each, as submitted by the Probation Department: No. 2002133 with Atwater City Police, No. 2002132 with California Highway Patrol-Los Banos Area Office, No. 2002131 with Dos Palos City Police, No. 2002129 with Gustine City Police, No. 2002127 with Los Banos City Police, No. 2002126 with Merced City Police and No. 2002125 with Merced County Sheriff Department.

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

10:30 A.M. SCHEDULED ITEMS

2002-06-25 PUBLIC WORKS – PUBLIC HEARING

The time and date previously set for a Public Hearing to consider the Mitigated Negative Declaration/Initial Study and Mitigation Monitoring Program for the proposed Transit Facility Project at County Center III located at the northeast corner of Thornton Road and Wardrobe Avenue in Merced, California. The project consists of a new bus parking area, modular office buildings, cleaning area and an employee parking area to be constructed adjacent to and within the existing County Center III Complex as submitted by the Public Works Department.

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

Upon motion of Supervisor O'Banion, seconded by Supervisor Crookham, duly carried, based on the following environmental findings:

1. A Mitigated Negative Declaration/Initial Study was prepared and circulated for this project according to CEQA and reflects the independent judgment of the lead agency,
2. Based on the Initial Study and comments received, there is no substantial evidence that the proposed project will have a significant effect on the environment with the proposed mitigation measures,
3. There is no evidence before the County that the project will have a substantial adverse impact or a potential for an adverse effect on wildlife resources or the habitat upon which the wildlife depends since the site is in an urbanized area. Therefore, the Planning and Community Development Director has determined that the project will have a "De Minimis" (negligible) effect on fish and wildlife habitat and, therefore, is not subject to the State Dept. of Fish and Game filing fee,

The Board adopts the Mitigated Negative Declaration/Initial Study and Mitigation Monitoring Program for the proposed Transit Facility Project at County Center III.

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

10:30 A.M. SCHEDULED ITEM

2002-06-25 BUSINESS-ECONOMIC OPPORTUNITIES – PUBLIC HEARING

The time and date previously set for a Public Hearing to consider Final Application to the California Department of Housing and Community Development for a Community Development Block Grant Program in the amount of \$35,000 to conduct a Needs Assessment for the creation of a Countywide Business Assistance Finance Center as submitted by Business Economic Opportunities Department.

Business-Economic Opportunities Director John Fowler reviews the staff report stating there is a sign-in log for individuals that wish to speak.

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

Upon motion of Supervisor Crookham, seconded by Supervisor O'Banion, duly carried, the Board approves and authorizes the Business-Economic Opportunities Director to sign and submit the Application in the amount of \$35,000 with the Calif. Dept. of Housing and Community Development, Community Development Block Grant Program to conduct a Needs Assessment for the creation of a Countywide Business Assistance Finance Center and preparation of required

Federal/State applications for establishing the Center, if feasible; authorizes the Business-Economic Opportunities Director to execute all necessary documents and the Grant Agreement, if awarded to return to the Board on the status of the grant application and grant award notification and adopts Resolution No. 2002-115.

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