



SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, OCTOBER 28, 2003

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
CHAIR KATHLEEN M. CROOKHAM....DISTRICT 2
MICHAEL G. NELSON.....DISTRICT 3
DEIDRE F. KELSEY....DISTRICT 4
JERRY O'BANION.....DISTRICT 5
Lydia A. Beiswanger, Chief Clerk

DEMITRIOS O. TATUM
COUNTY EXECUTIVE OFFICER

RUBEN E. CASTILLO
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
CLOSED SESSION NOT HELD

10:00 A. M.

PLEDGE OF ALLEGIANCE

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: Tom Wells-County Fire, Grant Wilson, Darrell Jordan, Ag. Commissioner David Robinson and Bryant Owens

UC MERCED PROJECT - LIAISON REPORT
NO REPORT GIVEN

BUDGET TRANSFERS FROM REVENUE/CONTINGENCIES (4/5 Vote Required) County Counsel - \$950

APPROVED AS RECOMMENDED AYES: ALL

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 18)

MODIFIED APPROVAL DELETING ITEM NO. 7 FROM BOARD CONSIDERATION AYES: ALL

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

ADDED AGENDA ITEM:

REVIEW BOARD ORDER – SEE PAGE 7

THE BOARD FINDS THE NEED TO CONSIDER POSSIBLE ACTION ON THE AIR NATIONAL GUARD AND PLACES THE MATTER ON THE AGENDA FOR CONSIDERATION AYES: ALL

10:30 A. M.

PUBLIC WORKS - PUBLIC HEARING

To consider Resolution vacating Arcadia Drive, located south of Peach Avenue, in the Livingston area

REVIEW BOARD ORDER – SEE PAGE 7

BUSINESS-ECONOMIC OPPORTUNITIES - PROPOSED ORDINANCE - SECOND READING AND POSSIBLE ADOPTION

To extend by an additional three months the Grant to Comcast of San Joaquin, Inc. of a non-exclusive franchise to construct, operate and maintain a cable television system in unincorporated territories in the County of Merced and providing terms and conditions for the operation of such system and providing for the payment of statutory fees by Comcast therefore (Amends Ordinance No. 1528 as amended by Ordinance No. 1697)

REVIEW BOARD ORDER – SEE PAGE 7 AND 8

MENTAL HEALTH - PROPOSED ORDINANCE - SECOND READING AND POSSIBLE ADOPTION

An Ordinance to establish Fees for the Deferred Entry of Judgment Services provided by Mental Health-Alcohol and Drug Services

REVIEW BOARD ORDER – SEE PAGE 8

10:30 A. M.

PLANNING - PUBLIC HEARING

Appeal to the Planning Commission Denial of Minor Subdivision Application No. 03042 - Schlies Family Trust

Application is to divide one 153.4-acre parcel into seven parcels: Parcel 1-6=20 acres and Parcel 7=34.4 acres on property located on the north side of Childs Avenue and 1/2 mile west of Plainsburg Road in the Planada

area

REVIEW BOARD ORDER – SEE PAGES 8 AND 9

PLANNING- PUBLIC HEARING

Appeal of the Planning Commission Denial of Minor Subdivision Application No. 03049 - L & N Farms

Application is to divide a 70.32 acre parcel into three parcels: Parcel 1-30.32 acres and Parcel 2 and 3=20.00 acres each on property located on the south side of Roosevelt Road, 370 feet west of State Highway 50 and immediately west of El Nido SUDP

REVIEW BOARD ORDER –SEE PAGES 9 AND 10

PRESENTATION - Ag. Water Discharge Permits

REVIEW BOARD ORDER – SEE PAGES 10 AND 11

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, County Auditor, Board of Supervisors Members

LUNCH BREAK

CONSENT CALENDAR (Items #1-18)

APPROVED AS RECOMMENDED PULLING ITEM NO. 7 FROM BOARD CONSIDERATION AYES: ALL

Public Works

1. Adopt Resolution designating the intersection of Childs Avenue and Santa Fe Drive in Planada as an All-Way Stop Intersection and authorize the installation of stop signs on the approaches to the intersection.
ADOPTED RESOLUTION NO. 2003-190
2. Set public hearing for December 9, 2003 at 10:30 a.m. to consider the Negative Declaration/Initial Study for a new Merced County Courts Facility which will be located on the south side of 23rd Street between M and N Streets.
3. Authorize Valve Burners Car Club of Merced to reserve and rent all facilities east of the Le Grand Canal at Lake Yosemite on September 12, 2004 for Annual Car Show subject to the following conditions: waive restriction on use of amplified sound equipment and park fee for participants and individuals attending the show, authorize Car Club to charge Admission Fee of \$3.00 per person (children under 12 free), authorize Car Club to operate concessions and admittance to the park at 6:00 a.m. to set up, and require Car Club to provide the County of Merced with a Certificate of Insurance for comprehensive general liability, naming the County of Merced as an additional insured, in the amount required by Risk Management.
4. Approve and authorize Chairman to sign Addendum to Contract No. 200163 (Sublease 00-03/BCA-OL-1-95-02) with The Regents of the University of California for improvements to the Castle Airport facilities and to allow tenant installed improvements to remain with the building until such time as the lease expires or is terminated.

5. Approve and authorize Chairman to sign Amendment to Contract No. 200194 with Dobson Cellular Systems, Inc. to approve Assignment and Consent to Assignment between Dobson Cellular Systems, Inc. and AT&T Wireless Services for portion of Building 152.
6. Adopt Resolution honoring Charles Breashears for outstanding years of service to Public Works.

Fire

7. Authorize Merced County Office of Emergency Services to participate in the extension of the FY 2003 Emergency Management Performance Grant and authorize Chairman to sign Amendment to Contract with Governor's Office of Emergency Services.

PULLED FROM THE AGENDA – NO ACTION TAKEN

Human Services Agency

8. Approve and authorize Chairman to sign Amendment to Contract No. 99078 with San Mateo County Human Services Agency for the Cash Assistance Program for immigrants.

Probation

9. Approve and authorize Chairman to sign Renewal Contract No. 8529 with Sheriff Department for Meals and Laundry Services for minors incarcerated at the Juvenile Hall.

Clerk-Registrar of Voters

10. Certify the Election Results for the Special Recall Election held on October 7, 2003.

Travel Request

11. Approve Travel Requests submitted by Sheriff as recommended by Executive Office.

Sheriff

12. Approve and authorize Chairman to sign Amendment to Contract No. 2003203 with Modular Communications Systems (Moducom) and authorize General Services to solicit an invitation to bid for Public Safety Answering Point (PSAP) Dispatch Furniture, Final Order and Reimbursement contingent on State approval of State reimbursement.

Board Recognition

13. Proclaim October 3, 2003 as "California Arts Day" in the County of Merced.
14. Authorize Certificate of Recognition to Clair Hopkins recognizing the dedication of the Merced Union High School District offices in celebration of outstanding contributions and dedication to the District.
15. Authorize Certificate in Recognition to A Woman's Place of Merced County to honor the Fourth Annual Los Banos Take Back the Night Candlelight Vigil for Domestic Violence.
16. Authorize Certificate of Recognition to Dos Palos Memorial Hospital in honor of the Flag Pole Dedication and Patriotic Observance.
17. Authorize Certificate of Recognition to the Xiong Family in celebration of the End of the Year 2003 and Welcoming in 2004.
18. Authorize Certificate of Recognition to outstanding law enforcement personnel as follows: Chief Mark Knapp-Los Banos Police, Detective Steve Clinton-Sheriff Dept., Division Director

Jeff Kettering-Probation, Deputy District Attorney Harold Nutt-District Attorney, Officer Colin Smith-Merced City Police, Officer Ivan Mendez-Los Banos Police, Detective Sammy Joseph-Atwater Police and Detective Bill Richards-Livingston Police recognized by A Woman's Place for significant contributions against Domestic Violence.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

19. Authorize Clerk of the Board to execute the Statement on the Parcel Map for Pedro Lopez, Jr. to extinguish and abandon abutters right of access for approximately 183 feet of access located at the end of Lawrence Court east of Winton Way in Winton.
APPROVED AS RECOMMENDED AYES: ALL
20. Authorize loan of 9 beds, 9 lockers and 6 bunker ranks from Castle Airport Inventory to the Atwater Fire Department until such time as either the County needs the equipment or a determination can be made that the County will have no future need for the equipment.
APPROVED AS RECOMMENDED AYES: ALL
21. Resolution adopting the Merced County Regional Commuter Bicycle Plan.
ADOPTED RESOLUTION NO. 2003-191 AS RECOMMENDED AYES: ALL
22. Authorize Castle Airport Sublease for 1,050 square feet of office space at 1900 Airdrome Entry, Atwater to Daryl Jordan and Jose Santoyo dba Sierra del Pacifico Engineering.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2003233 AYES: ALL
23. Authorize Castle Airport Sublease for Building 728 with Cheryl and Martha Jantzen dba Honey Bee Creamery at Castle Airport.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2003244 AYES: ALL
24. Authorize Castle Airport Sublease with Colleen Watters for approximately 20.16 acres of land for pasture and grazing land located at Castle Airport.
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2003245 AYES: ALL
25. PULLED
26. Contract with Aegis Medical Systems, Inc. for rent of a 6 acre site on C Street, between 15th and 13th Streets, APN 035-010-005 and approve necessary budget transfer-\$9,000 (#010).
AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2003250 AYES: ALL
27. PULLED
28. Authorize expansion of the Recorder's Office in the County Administration Building with an estimated total project budget of \$61,000; authorize Public Works to begin preparation of the plans and specifications and approve the necessary budget transfer-\$61,000.
APPROVED AS RECOMMENDED AYES: ALL
29. Contract with Hilmar Community Hall Board for improvements to the Hilmar Community Building Property and approve the necessary budget transfer.
PULLED FROM AGENDA – NO ACTION TAKEN

DEPT. OF WORKFORCE INVESTMENT

30. Contract with Ag. Commissioner for sublease of office space located at 1880 West Wardrobe Avenue, Merced.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2003246 AYES: ALL

EXECUTIVE OFFICE

31. Contract with Employee Benefit Specialists, Inc. for COBRA Administration for Dental and Vision and authorize termination of contract with PBS.

AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 2003247 AYES: ALL

BUSINESS-ECONOMIC OPPORTUNITIES

32. Urgency amendment to Business License Ordinance to take effect immediately as an urgency ordinance to provide the Business License Appeals Board with the authority to waive the payment of Business License Fees at its discretion and upon a showing of good cause therefore.

REVIEW BOARD ORDER – SEE PAGE 11

BOARD APPOINTMENTS

33. San Luis Canal Reclamation District.

REVIEW BOARD ORDER – SEE PAGE 12

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

34. State Dept. of Wildlife Conservation Board re: Wetland Habitat Restoration, Duck Slough, Flynn Ranch located in Merced County - Proposal to consider a project to enhance 900 acres of wetland wildlife habitat on privately owned property adjacent to the U.S. Fish and Wildlife Service's Merced National Wildlife Refuge.
35. UCLA Center for Health Policy Research re: New Policy Brief - Cancer screening in California - racial and ethnic disparities persist. (On file with Clerk)
36. San Joaquin Valley Air Pollution Control District re: Notice of Public Workshops on the Draft Amendments to the 2003 PM 10 Plan.

ADJOURNED MEETING UNTIL TUESDAY, NOVEMBER 4, 2003 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – OCTOBER 28, 2003

10:00 A.M. ADDED AGENDA ITEM
2003-10-28 BOARD OF SUPERVISORS

Upon motion of Supervisor Cortez Keene, seconded by Supervisor Nelson, duly carried, the Board finds the need arose, subsequent to the posting of the agenda, to consider possible action relative to the Air National Guard and places the item on the Agenda for Board consideration.

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

Upon motion of Supervisor Cortez Keene, seconded by Supervisor O'Banion, duly carried, the Board adopts a Proclamation in support of the relocation of the 129th Rescue Wing of the Air National Guard to Castle Airport and joins with the entire Central Valley Congressional Delegation and more than 50 elected officials in city, county and state offices of the proposal and authorizes the Chairman to sign letters of support.

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

10:30 A.M. SCHEDULED ITEM
2003-10-28 PUBLIC WORKS – PUBLIC HEARING

The time and date previously set for a public hearing to consider proposed resolution vacating the County's right of way for Arcadia Drive, located south of Peach Avenue, approximately ¼ mile west of Lincoln Boulevard in the Livingston area as submitted by Public Works at the request of the residents of Arcadia Drive.

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

Upon motion of Supervisor Kelsey, seconded by Supervisor Cortez Keene, duly carried, the Board approves the vacation of Arcadia Drive in the Livingston area and adopts Resolution No. 2003-192.

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

10:30 A.M. SCHEDULED ITEM
2003-10-28 BUSINESS ECONOMIC OPPORTUNITIES – ORDINANCE NO. 1713 ADOPTION

The time and date previously set to consider Second Reading and Possible Adoption of an Ordinance titled – An Ordinance to extend by an additional three (3) months the grant to Comcast of San Joaquin, Inc. of a non-exclusive Franchise to construct, operate and maintain a cable television system in unincorporated territories in the County of Merced and providing terms and conditions for the operation of such system and providing for the payment of statutory fees by Comcast therefore (Amends Ordinance Nos. 1528 and 1697).

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

Supervisor Kelsey states telephone calls from Gustine area constituents still occur with continued dissatisfaction and questions when will improvements in that area occur.

Business-Economic Opportunities Director John Fowler advises the extension will allow time to complete negotiations for a new franchise agreement which will include improvements in delivery and equipment for the Gustine area over the next few years.

Mr. Fowler also advises Comcast has been contacted with a request for their executives to come and meet with our community at large to answer questions and provide information on what is occurring with the service Comcast provides.

Following discussion and upon motion of Supervisor O'Banion, seconded by Supervisor Cortez Keene, duly carried, the Board waives further reading of the proposed ordinance titled – An Ordinance to Extend by an additional three (3) months the Grant to Comcast of San Joaquin, Inc. of a non-exclusive Franchise to construct, operate and maintain a cable television system in unincorporated territories in the County of Merced and providing terms and conditions for the operation of such system and providing for the payment of statutory fees by Comcast therefore (Amends Ordinance Nos. 1528 and 1697) and adopts Ordinance No. 1713.

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

10:30 A.M. SCHEDULED ITEM

2003-10-28 MENTAL HEALTH – ORDINANCE NO. 1714 ADOPTION

The time and date previously set to consider Second Reading and Possible Adoption of An Ordinance to Establish Fees for the Deferred Entry of Judgment Services provided by Mental Health.

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

Upon motion of Supervisor Cortez Keene, seconded by Supervisor O'Banion, duly carried, the Board waives further reading of the proposed ordinance titled An Ordinance to Establish Fees for the Deferred Entry of Judgment Services provided by Mental Health and adopts Ordinance No. 1714.

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

10:30 A.M. SCHEDULED ITEM

2003-10-28 PLANNING – PUBLIC HEARING

The time and date previously set for a public hearing to consider an Appeal of the Planning Commission Denial of Minor Subdivision Application No. 03042 submitted by the Schlies Family Trust. Said application is to propose to divide one 153.4-acre parcel into seven parcels: Parcels 1-6=20 acres and Parcel 7=34.4 acres on property located on the north side of Childs Avenue and ½ mile west of Plainsburg Road in the Merced area.

Planning Director Bill Nicholson states the applicant representative Duane Andrews, Golden Valley Engineering and Surveying has submitted a letter requesting a continuance so that the Applicants can be present.

Following discussion and upon motion of Supervisor Cortez Keene, seconded by Supervisor Nelson, duly carried, the Board continues the hearing until November 18, 2003, at 10:30 a.m.
Ayes: Crookham, Cortez Keene, Nelson, Kelsey, O'Banion

10:30 A.M. SCHEDULED ITEM
2003-10-28 PLANNING – PUBLIC HEARING

The time and date previously set for a public hearing to consider an Appeal of the Planning Commission Denial of Minor Subdivision Application No. 03049 submitted by L & N Farms. Said application is to divide a 70.32 acre parcel into three parcels: Parcel 1=30.32 acres and Parcel 2 and 3=20.00 acres each on property located on the south side of Roosevelt Road, 370 feet west of State Highway 59 and immediately west of the El Nido SUDP in the El Nido area.

Planner James Holland reviews the Staff Report and advises Finding No. 4, "Minor Subdivision No. 03049 proposes the creation of parcels smaller than those considered to be suitable for long-term commercial agriculture by the Merced County General Plan" should be deleted.

The Chairman asks if there is anyone present wishing to speak.

Duane Andrews, Golden Valley Engineering and Surveying, speaks on behalf of the applicant, stating the applicant has no objection with conditions set forth in the Staff Report or the conditions contained in a letter from Mr. Harriman on behalf of Jose Rodriguez. The applicant's desire is to improve the land by raising almonds on this unit of land and building a residence for a family member.

Attorney Richard Harriman, appearing on behalf of Jose Rodriguez, who is the landowner to the west of the subject property, submits a letter dated October 28, 2003 outlining his client's concerns and listing conditions that he wishes the Board to impose should the Board grant the Appeal.

Leon Hath, owner and operator of Hath Dairy located to the north of Parcels 2 and 3 appears and states these parcels provide a buffer to the residents of El Nido and he feels the subject property should remain whole. Subdividing the property would have an adverse effect on his dairy if houses were built on the subject property because it would affect his ability to expand his dairy in the future.

Discussion is held regarding the property lines, buffer issue and property owner rights.

Gino Pedretti, representing the El Nido Irrigation District and speaking as an individual, speaks in opposition due to concerns on water issues.

Merced County Farm Bureau Director Diana Westmoreland Pedrozo speaks in opposition due to concerns on parcelization.

Margherita Giampedaglia speaks in opposition and questions whether or not the property falls within the Williamson Act.

Planning Director Bill Nicholson states the land is in the Williamson Act Preservation but not under contract.

Joe Rodriguez speaks in opposition stating his land is less than 1,000 feet from the subject property.

Following a lengthy discussion, Supervisor Cortez Keene moves, seconded by Supervisor Kelsey, the Board denies the Appeal and upholds the determination of the Planning Commission to deny Minor Subdivision Application No. 03049.

The Chairman calls for a Vote on the Motion.

Supervisors Crookham and O'Banion vote "no". Motion carries.

Ayes: Cortez Keene, Nelson, Kelsey

Noes: Crookham, O'Banion

10:30 A.M. SCHEDULED ITEM

2003-10-28 PRESENTATION – Irrigated Land Waste Discharge Coalition Efforts

Agriculture Commissioner Dave Robinson introduces Perry Claussen, Executive Director of the Coalition for Urban and Rural Environmental Stewardships, who has been meeting with agricultural groups in Merced and Stanislaus Counties to help form a watershed coalition to represent the eastside San Joaquin River Growers under the new agricultural water discharge requirements.

Mr. Claussen advises the conditional agricultural waiver was adopted by the State Water Regional Board on July 11, 2003, and the waiver applies to all irrigated lands. Mr. Claussen proceeds with the power point presentation covering: Discharges Addressed, Types of Irrigated Lands and Who Would Qualify as a "Discharger", Purpose of the Waiver, Waters that Apply, Constituents of Concern, Water Law Requirements, Options for Conditional Waiver, Key Elements of the Waiver, Timeline for Deliverables, Goals of Water Quality Coalitions, Monitoring Plan, and Funding Sources. Mr. Claussen also reviews plans for public outreach.

Alson Brizard, San Joaquin Valley Water Control Board Member, speaks relative to concerns of the small cities and communities in the valley that drain their storm waters into irrigation district canals that will also fall under the Conditional Waiver.

The Chairman asks for comments from the public.

Les McCabe inquires whether or not a grower that has a sump with a return system that does not allow water to go off the property is subject to this new law.

Mr. Claussen responds stating based on the Regional Board, you should get an engineering report of your farm or facility that verifies you contain the once in 25 or once in 50 year storm event.

The Board discusses coalitions and monitoring and enforcement expectations.

Mr. Brizard states the Regional Board would be responsible for enforcement.

Merquin Water District General Manager Lloyd Parton speaks regarding monitoring of the plan.

The Board thanks Mr. Claussen for today's presentation and information.

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

ACTION ITEM NO. 32

2003-10-28 BUSINESS-ECONOMIC OPPORTUNITIES – ORDINANCE NO. 1712 ADOPTION

The time and date previously set to consider proposed Urgency Amendment to the Business License Ordinance No. 1705, Section 24b to Provide the Business License Appeals Board the Authority to waive the payment of Business License Fees submitted by Business-Economic Opportunities.

Upon motion of Supervisor O'Banion, seconded by Supervisor Cortez Keene, duly carried, the Board waives further reading of Ordinance titled – Amendment to Provide for Waiver of the Payment of Business License Fees (Amends Ordinance No. 1705) and adopts Ordinance No. 1712.

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

Chairman of the California Indian Education Association Mike Herman submits a letter on behalf of the CIEACV Chapter requesting the Board waive the business license fees for the vendors that will be providing services at the Pow Wow at Lake Yosemite which is scheduled for November 8, 2003.

Supervisor Cortez Keene moves, seconded by Supervisor O'Banion, the Board waive the Business License Fees as requested by Mr. Herman.

The Chairman calls for a Vote on the Motion.

Motion carries.

Ayes: Crookham, Cortez Keene, Kelsey

Noes: Nelson, O'Banion

ACTION ITEM NO. 33

2003-10-28 HENRY MILLER RECLAMATION DISTRICT NO. 2131 (SAN LUIS CANAL RECLAMATION DISTRICT)

Supervisor O'Banion states for the record documentation exists and will be provided to the Clerk that the San Luis Reclamation District name has been changed to the name of Henry Miller Reclamation District No. 2131.

Upon motion of Supervisor Nelson, seconded by Supervisor Cortez Keene, duly carried, the Board appoints Anthony Neves, Jim Nickel and Greg Pearl to serve until August 26, 2004 and David Carlucci, David Pruitt, Aldo Sansoni and Jack Threlkeld to serve until August 26, 2008 as Members of the Henry Miller Reclamation District No. 2131.

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