

TO: Executive Committee

DATE: 11/03/08

FROM: WIB Staff

For Action

For Information

For Discussion

SUBJECT: Local Workforce Investment Board Recertification

PROPOSED MOTION(S): Information only.

DISCUSSION: The Merced County Workforce Investment Board applies for recertification with the State every two years. The current certification period is from December 1, 2006 to November 30, 2008. The attached application has been submitted for State review and approval.

**ATTACHMENT(S):
LWIB Recertification and Decertification Document**

LOCAL WORKFORCE INVESTMENT BOARD (LWIB) RECERTIFICATION REQUEST

LWIB Name	Merced County Workforce Investment Board
Contact Person	Brian Cutler
Telephone	(209) 724-2008
Date	10/22/2008

LWIB MEMBERSHIP CERTIFICATION

The Workforce Investment Act (WIA) Section 117(a)(b) and (c) provides for the requirements for nominating and selecting members in each membership category. The WIA Section 117(b)(4) requires that business members constitute a majority of the LWIB. Per WIA Section 117(b)(5), the chairperson shall be a business representative. The required membership categories follow.

I certify that the below listed members of the Merced County Local Workforce Investment Board were appointed in the manner required by Section 117 of the Workforce Investment Act.

Albert Montejano

Name:

Signature

Date

Local Workforce Investment Board Chair

INSTRUCTIONS: If the Chief Elected Official has approved additional membership categories, enter the information under “ADDITIONAL PARTNERS and ADDITIONAL ONE-STOP PARTNERS.” If the additional members are non-business, then a sufficient number of additional business members are required to maintain the business majority. If an individual represents multiple categories, after the first time s/he is identified (subsequent to the first notation), please asterisk his/her name at all subsequent entries. If a required membership category (program or activities) does not exist in your LWIA, simply indicate “does not exist” in the “Name” column for that category. Add extra lines as needed. Address any vacancies under “CORRECTIVE ACTION COMMENTS.”

BUSINESS: 117(b)(2)(A) – shall include (i) representatives of business in the local area, who (I) are owners of businesses, chief executives or operating officers of businesses, and other business executives or employers with optimum policy-making or hiring authority; (II) represent businesses with employment opportunities that reflect the employment opportunities of the local area; and (III) are appointed from among individuals nominated by local business organizations and business trade associations. Please identify the LWIB chairperson by typing CHAIR after his/her name.

Name	Title	Entity	Appointment Date	Term End Date
Albert Montejano-Chair	Area Manager	AT&T Wireless	4/17/2007	6/30/2011
Alfonse Peterson	Owner	Omni Concepts	4/17/2007	6/30/2011
Steve Newvine	Senior Program Mgr	PG&E	2/19/2006	6/30/2010
Mike Sullivan	CEO	Golden Valley Health Centers	5/2/2006	6/30/2010
Carol Greenberg	Owner	Coldstone Creamery	5/2/2006	6/30/2010
Garith Krause	Director	Merced Irrigation District	1/8/2008	6/30/2012
Rick Osorio	Owner	Osorio Financial/Insurance	5/2/2006	6/30/2010
Peter Fluetsch	Owner	Fluetsch & Busby Insurance	4/17/2007	6/30/2011
Vann (Mike) Smith	Accountant Partner	Smith & Ransom, CPAs	5/2/2006	6/30/2010
Edward Dietz	CFO	Legal Support Net, Inc.	4/17/2007	6/30/2010
Nancy Ugarte	HR Director	Hilmar Cheese Company	12/18/2007	6/30/2011
Joseph Lombardi	VP Human Resources	Mercy Medical Center	2/19/2008	6/30/2012
David Long	President	Hilltop Ranch	2/19/08	6/30/2012
Amallee Jayasinghe	Plant Manager	Safeway Merced Grocery Plant	6/17/08	6/30/2012
Al Romero	Owner	Valley Auto Wrecking	4/17/2007	6/30/2011

LOCAL EDUCATION ENTITIES: 117(b)(2)(A) – shall include (ii) representatives of local educational entities, including representatives of local educational agencies, local school boards, entities providing adult education and literacy activities, and postsecondary educational institutions (including representatives of community colleges, where such entities exist), selected from among individuals nominated by regional or local educational agencies, institutions, or organizations representing such local educational entities. A minimum of two appointments is required.

Name	Title	Entity	Appointment Date	Term End Date
1. Dr. Lee Anderson	Superintendent	Merced County Office of Education	4/17/2007	6/30/2011
2. Debra Glass	Principal	Merced Adult School	6/17/2008	6/30/2012

LABOR ORGANIZATIONS: 117(b)(2)(A) – shall include (iii) representatives of labor organizations (for a local area in which employees are represented by labor organizations), nominated by local labor federations, or (for a local area in which no employees are represented by such organizations), other representatives of employees. A minimum of two appointments is required. California Unemployment Insurance Code Section 14202(c) further requires representatives of labor organizations nominated by local labor federations, including a representative of an apprenticeship program and that at least 15 percent of local board members shall be representatives of labor organizations unless the local labor federation fails to nominate enough members. If this occurs, then at least 10 percent of the local board members shall be representatives of labor organizations.

Name	Title	Entity	Appointment Date	Term End Date
1. John Stewart	President	Merced-Mariposa CLC	3/13/2007	6/30/2010
2. Henry Ildefonso	President	Service Employees International Union, Local 521	6/17/2008	6/30/2012

COMMUNITY BASED ORGANIZATIONS: 117(b)(2)(A) – shall include (iv) representatives of community-based organizations (including organizations representing individuals with disabilities and veterans, for a local area in which such organizations are present). A minimum of two appointments is required.

Name	Title	Entity	Appointment Date	Term End Date
1. Ernie Flores	Executive Director	Central Valley Opportunity Center	4/17/2007	6/30/2011
2. Brenda Callahan-Johnson	Executive Director	Merced County Community Action Agency	5/13/2008	6/30/2012
3. Darren Hughes	Veterans Representative	Human Services Agency	3/13/2007	6/30/2008

ECONOMIC DEVELOPMENT AGENCIES: 117(b)(2)(A) – shall include (v) representatives of economic development agencies, including private sector economic development entities. A minimum of two appointments is required.

Name	Title	Entity	Appointment Date	Term End Date
1. Loretta Schlosser	Assistant Director	Merced County Dept. of Commerce, Aviation and Economic Development	6/17/2008	6/30/2012
2.				

ONE-STOP PARTNERS: 117(b)(2)(A) – shall include (vi) representatives of each of the one-stop partners. The required one-stop partners are identified in WIA 121(b)(1).

PROGRAMS AUTHORIZED UNDER THIS TITLE: 121(b)(1)(B)(i) – Please check “yes” below if programs are operated anywhere within the local area; check “no” if not. The programs authorized under WIA Title I include:

Program	Yes	No
WIA Youth (Chapter 4)	Yes	
WIA Adult and Dislocated Workers (Chapter 5)	Yes	
Job Corps (Subtitle C)		No
National Programs (Subtitle D), including:		
Native American Programs (Section 166)		No
Migrant and Seasonal Farmworker Programs (Section 167)	Yes	
Veterans’ Workforce Investment Programs (Section 168)		No
Youth Opportunity Grants (Section 169)	Yes	
Demonstration, Pilot, Multiservice, Research, and Multistate Projects (Section 171)	Yes	
National Emergency Grants (Section 173)		No

Of the programs identified as “yes” above, please complete name, title, entity and program(s), appointment date, and term end date below. If one individual represents more than one program, please include all programs in the Entity and Program(s) box.

Name	Title	Entity and Program(s)	Appointment Date	Term End Date
*Lee Anderson	Superintendent	Merced County Office of Education- WIA Youth Chapter 4. Youth Opportunity Grants (Section 169)	4/17/2007	6/30/2011
Andrea Baker	Director	Merced County Department of Workforce Investment-WIA Adult and Dislocated Workers (Chapter 5). Demonstration Community Based Job	5/2/2006	6/30/2010

		Training Grant (Section 171)		
*Ernie Flores	CEO	Central Valley Opportunity Center. Migrant and Seasonal Farmworker Programs (Section 167)	4/17/2007	6/30/2011

PROGRAMS AUTHORIZED UNDER THE WAGNER-PEYSER ACT: 121(b)(1)(B)(ii)

Name	Title	Entity	Appointment Date	Term End Date
Bob Bittner	Regional Manager	EDD	4/17/2007	6/30/2011

ADULT EDUCATION AND LITERACY ACTIVITIES AUTHORIZED UNDER WIA TITLE II: 121(b)(1)(B)(iii)

Name	Title	Entity	Appointment Date	Term End Date
*Debra Glass	Principal	Merced Adult School	6/17/08	6/30/2012

PROGRAMS AUTHORIZED UNDER TITLE I OF THE REHABILITATION ACT OF 1973: 121(b)(1)(B)(iv)

Name	Title	Entity	Appointment Date	Term End Date
Terry Nichols	Rehabilitation Manager	State Department of Rehabilitation	6/17/2008	6/30/2012

ACTIVITIES AUTHORIZED UNDER TITLE V OF THE OLDER AMERICANS ACT OF 1965: 121(b)(1)(B)(vi)

Name	Title	Entity	Appointment Date	Term End Date

POSTSECONDARY VOCATIONAL EDUCATION ACTIVITIES AUTHORIZED UNDER THE CARL D. PERKINS VOCATIONAL AND APPLIED TECHNOLOGY EDUCATION ACT: 121(b)(1)(B)(vii)

Name	Title	Entity	Appointment Date	Term End Date
*Lee Anderson	Superintendent	Merced County Office of Education	4/17/2007	6/30/2011

ACTIVITIES AUTHORIZED UNDER CHAPTER 2 OF TITLE II OF THE TRADE ACT OF 1974: 121(b)(1)(B)(viii)

Name	Title	Entity	Appointment Date	Term End Date
*Bob Bittner	Regional Manager	EDD	4/17/2007	6/30/2011

ACTIVITIES AUTHORIZED UNDER CHAPTER 41 OF TITLE 38, UNITED STATES CODE: 121(b)(1)(B)(ix) -- Job Counseling, Training, and Placement Service for Veterans. The local Employment Development Department Veterans Workforce Specialists and Veteran Employment Service Specialists (VWS/VESS) provide these services.

Name	Title	Entity	Appointment Date	Term End Date
*Bob Bittner	Regional Manager	EDD	4/17/2007	6/30/2011

EMPLOYMENT AND TRAINING ACTIVITIES CARRIED OUT UNDER THE COMMUNITY SERVICES BLOCK GRANT ACT: 121(b)(1)(B)(x)

Name	Title	Entity	Appointment Date	Term End Date
*Brenda Callahan-Johnson	Executive Director	Merced County Community Action Partnership	4/18/08	6/30/2012

EMPLOYMENT AND TRAINING ACTIVITIES CARRIED OUT BY THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT: 121(b)(1)(B)(xi)

Name	Title	Entity	Appointment Date	Term End Date
Rennice Ferrario	Director	Housing Authority of Merced County	6/17/2008	6/30/2012

PROGRAMS AUTHORIZED UNDER STATE UNEMPLOYMENT COMPENSATION LAWS: 121(b)(1)(B)(xii)

Name	Title	Entity	Appointment Date	Term End Date
*Bob Bittner	Regional Manager	EDD	4/17/2007	6/30/2011

ADDITIONAL PARTNERS: 117(b)(2)(B) – may include such other individuals or representatives of entities as the chief elected official in the local area may determine to be appropriate. (These do not have to be one-stop partners.)

Name	Title	Entity	Appointment Date	Term End Date
Kathleen Crookham	Board Member	Merced County Board of Supervisors	4/27/2004	12/31/2008

ADDITIONAL ONE-STOP PARTNERS: 121(b)(2)(A) IN GENERAL – In addition to the entities described in paragraph (1), other entities that carry out a human resource program described in subparagraph (B) may – (i) make available to participants, through the one-stop delivery system, the services described in section 134(d)(2) that are applicable to such program; and (ii) participate in the operation of such system consistent with the terms of the memorandum described in subsection (c), and with the requirements of the Federal law in which the program is authorized; if the local board and chief elected official involved approve such participation. **121(b)(2)(B) PROGRAMS** – The programs referred to in subparagraph (A) may include – (i) programs authorized under Part A of title IV of the Social Security Act; (ii) programs authorized under section 6(d)(4) of the Food Stamp Act of 1977; (iii) work programs authorized under section 6(o) of the Food Stamp Act of 1977; (iv) programs authorized under the National and Community Service Act of 1990; and (v) other appropriate Federal, State, or local programs, including programs in the private sector.

Name	Title	Entity	Appointment Date	Term End Date
------	-------	--------	------------------	---------------

CORRECTIVE ACTION COMMENTS:

Explain any vacant appointment(s) regarding the required membership composition only. Include the length of time the appointment(s) has been vacant, efforts made to fill the vacant appointment(s), and dates by which the vacant appointment(s) should be filled.

Labor: Numerous attempts have been made to recruit qualified Labor Representatives to join the WIB. At this point in time we have 2 representatives.

- There have been 7 e-mails sent to the Director of Workforce and Economic Development Programs for the California Labor Federation between May of 2008 to current.
- We have had our current members who represent Labor actively working on the recruitment
- There have been agenda items/announcements to the WIB to assist for recruitment in this area
- The California Workforce Association has been advocating recruitment for labor representatives for local WIBs as well.
- We were recently informed by the Director of Workforce and Economic Development Programs, that he believes he can provide us with some names for recruitment in the very near future.

Economic Development: The Merced County WIB has one member who represents local public sector Economic Development. There is only one private Economic Development organization in the County. The CEO of that organization is unable to participate on our WIB. We are currently discussing a way to bring a representative from their organization to the WIB. Currently there is only one member representing economic development.

Title V: The Title V Older Worker Program is no longer providing services in Merced County. The local AARP has been approached to provide older worker services but has no interest in joining us at this time.

COMPLIANCE WITH MAJORITY OF BUSINESS REPRESENTATIVES:

Total number of individuals currently sitting on LWIB = 28
Number of vacancies currently on LWIB = 2
TOTAL LWIB Membership = 28

Total number of business representatives currently sitting on LWIB = 15
Number of business representative vacancies currently on LWIB = 0
TOTAL LWIB Business Members = 15

Divide TOTAL LWIB Business Members by Total LWIB Membership = 53.6%, must be greater than 50%

COMPLIANCE WITH LABOR REPRESENTATIVES

Total number of labor representatives currently sitting on LWIB = 2
Number of labor representatives vacancies currently on LWIB = 1
TOTAL LWIB Labor Representatives = 2

Divide TOTAL LWIB Labor Representatives by Total LWIB Membership = 7.14%, must be at least 15% unless not enough nominated by local labor federation, then at least 10%

LWIB MANDATED FUNCTIONS SELF-CERTIFICATION

The Workforce Investment Act (WIA) Section 117(c)(3)(A) outlines that a Governor may decertify a Local Workforce Investment Board (LWIB) for failure to carry out the functions specified for the local board in any of paragraphs (1) through (7) of subsection (d). Please review these sections and provide a brief summary on how these requirements are being met.

LWIB Name	Merced County Workforce Investment Board
Contact Person	Brian Cutler
Telephone	(209) 724-2028
Date	10/29/08

Function	Section citation	LWIB Summary of Activities
1. Development and submission of a local plan	WIA 117(d)(1)	The LWIB develops and submits the local plan to EDD each year.
2. Selection of operators and providers	WIA 117(d)(2)	The WIB has designated the Merced Co. Dept. of Workforce Investment as the One-Stop Operator, has selected the youth providers, and approved the providers on the ETPL, and also the exceptions to the ETPL.
3. Budget and administration	WIA 117(d)(3)	The LWIB develops a budget for the local board, which is approved by the BOS.
4. Program oversight	WIA 117(d)(4)	The LWIB in partnership with the BOS conducts oversight of youth activities, local employment and training programs and the one-stop delivery system. The WIB has certified the full service one-stop through a Baldrige based process.
5. Negotiation of local performance measures	WIA 117(d)(5)	The LWIB has actively participated in the performance negotiations for local measures each year.
6. Employment statistics system	WIA 117(d)(6)	The LWIB has partnered with LMID to participate in the statewide employment statistics system.
7. Employer linkages	WIA 117(d)(7)	Driven by a strong private sector leadership, the LWIB has a focus on regional strategic issues, focusing on 2 industrial sectors/clusters locally: health/medical care and manufacturing, Other clusters being focused on regionally are agribusiness, supply chain management and logistics, and

		renewable energy. Education and employer linkages are key.
--	--	--

I certify that the above statements are accurate and represent the functions of this LWIB.

Albert Montejano
Typed Name, LWIB Chair

Signature, LWIB Chair

Date