



SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting
TUESDAY, AUGUST 01, 2006
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

JOHN PEDROZO.....DISTRICT 1
KATHLEEN M. CROOKHAM....DISTRICT 2
CHAIRMAN 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.*

The Agenda is available online at www.co.merced.ca.us

Members of the public are advised that all pagers, cellular telephones and any other communication devices are to be turned off upon entering the Board Chambers

**HEARING ASSISTANCE DEVICES ARE AVAILABLE FOR PUBLIC USE
INQUIRE WITHIN THE BOARD OF SUPERVISORS OFFICE**

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The Agenda is divided into three sections:

CONSENT CALENDAR – These matters include routine financial and administrative actions and are approved by a single majority vote.

SCHEDULED ITEMS – These items are noticed hearings, work sessions and public hearings.

REGULAR CALENDAR – These items include significant policy and administration actions. Immediately after approval of the CONSENT CALENDAR, if the time of the hearing of SCHEDULED ITEMS has not arrived, the REGULAR CALENDAR will be considered.

SCHEDULED ITEMS

8:30 A. M.

CLOSED SESSION - CONFERENCE WITH REAL PROPERTY

NEGOTIATOR: It is the intention of the Board to meet in Closed Session concerning a Conference with Real Property Negotiator(s) John Fowler, Director-Commerce, Aviation and Economic Development pursuant to Government Code Section 54956.8 as follows: Castle Property

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 Government Code Section 54956.9(b): Three Cases

CLOSED SESSION: It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54957: PUBLIC EMPLOYEE PERFORMANCE EVALUATION, Title: Human Services Agency Director and Public Works Director

THE BOARD RECESSED AT 8:30 A.M. AND RECONVENED AT 10:10 A.M. WITH ALL MEMBERS PRESENT AND THE CHAIRMAN ADVISED THERE WAS NOTHING TO REPORT

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

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 (Testimony limited to five minutes per person)

PRESENTATIONS

Recognition of Donnie Washburn and Ken Thurman for service to the Retirement Board from the Board of Supervisors and the Retirement Board

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 7)

APPROVED AS RECOMMENDED AYES: ALL

10:00 A. M.

**PLANNING - PUBLIC HEARING - PUBLIC HEARING CONTINUED TO
SEPTEMBER 26, 2006 AT 10:00 A.M.**

General Plan Amendment No. 05-003, Zone Change No. 05-003 and Minor
Subdivision Application No. 05-030

**PUBLIC HEARING CONTINUED AT PLANNING COMMISSION
LEVEL -CONTINUED TO BOARD MEETING OF SEPTEMBER 26, 2006 AT
10:00 A.M.**

REPORTS/BOARD DIRECTION

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

CONSENT CALENDAR (Items #1 - 7)

APPROVED AS RECOMMENDED AYES: ALL

Public Works

1. Approve plans and specifications for Lake Road Bike Path Reconstruction and Landscaping and Construction of Bellevue Road Lanes Project and authorize Public Works to set bid opening and return to the Board with a recommendation for award.

Executive Office

2. Act on Claim for Damages received from Susan Shive (2006-57) as recommended by Risk Management.
3. Relieve Risk Management from further accountability for Capital Asset No. 037803, One Vydec 1800 Text Station with Sheet Feeder and authorize the Auditor to remove the Asset from its Capital Asset Inventory List.

Mental Health

4. Approve and authorize Chairman to sign Renewal Contract No. 200217 with State Dept. of Mental Health for Specialty Mental Health Services for Managed Care.
5. Approve and authorize Chairman to sign Renewal Contract No. 2002184 with Merced City School District for Educational Program Services for students referred to Alcohol and Drug Services Adolescent Program.

Sheriff

6. Accept the donation of toys from Frank Kneisley to the Sheriff Department to be given to the children of Merced County during the Annual Christmas "Toys for Kids Program".

Board Recognition

7. Authorize Certificate of Recognition to Lao-Hmong Communities for Lao-Hmong Recognition Day recognizing bravery, sacrifice and contribution of Hmong, Lao, Lu Mien and other minority groups from Laos to the United States (1960-1975).

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

8. Award the Contract for the Highway 59 Landfill-Phase 6, Cell 1 to Papich Construction and authorize a Short Term Loan from the County General Fund to the Solid Waste Enterprise Fund in an amount not to exceed \$1,000,000 if necessary.

AUTHORIZED CONTRACT NO. 2006209 AS RECOMMENDED AYES: ALL

COMMERCE, AVIATION AND ECONOMIC DEVELOPMENT

9. Contract with WestMed Training, Inc. dba WestMed College for Sublease of Building 1320 (approximately 5,376 square feet) for education and training for paramedic, nursing, emergency medical technician and medical assisting fields careers at Castle Airport Aviation and Development Center.

AUTHORIZED CONTRACT NO. 2006210 AS RECOMMENDED AYES: ALL

10. Authorize Air Show at Castle Airport on October 28 and 29, 2006 and authorize Staff to coordinate the planning and return to the Board with a briefing on the Air Show planning and final program of events.

NO ACTION TAKEN – PULLED FROM THE AGENDA

HEALTH

11. Contract with California Healthcare for Indigents Program (CHIP) Application and Contract for FY 2005-2006.

AUTHORIZED CONTRACT NO. 2006211 AS RECOMMENDED AYES: ALL

PLANNING

12. Authorize submission of Application for an \$800,000 Grant to the State Dept. of Housing and Community Development (HCD) under the HOME Program; approve awarding the contract to the qualified consultant to implement and administer the County's 2006 HOME Grant to be used for first-time homebuyers, housing rehabilitation or a combination of both Countywide with instructions to return to the Board for formal contract approval should the grant be funded and adopt Resolution.

ADOPTED RESOLUTION NO. 2006-146 AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

13. Approve the Merced County Three-Year Child Abuse Prevention, Intervention and Treatment (CAPIT)/Community Based Child Abuse Prevention (CBCAP)/Promoting Safe and Stable Families (PSSF) Plan for Fiscal 2005-2008 and authorize Chairman to sign the Notice of Intent for contracting with public or private nonprofit agencies to provide primary prevention services.

APPROVED AS RECOMMENDED AYES: ALL

AUDITOR

14. Resolution to consolidate Special Election for a one-half percent tax increase for regional transportation projects and approve placing the Measure on the November 7, 2006 Ballot and consolidate this election with the General Election on November 7, 2006.

ADOPTED RESOLUTION NO. 2006-147 AS RECOMMENDED AYES: ALL

EXECUTIVE OFFICE

15. Authorize nine-month lease for Alternative Facility for Court operations at 602 West 20th Street, Merced due to Court's immediate needs and a five-year lease for the Probation Department at 602 West 20th Street, Merced with Sohan Sahota and Bhupinder Sahota.
AUTHORIZED CONTRACT NO. 2006207 FOR 9 MONTH PERIOD AND CONTRACT NO. 2006208 FOR 5 YEAR PERIOD AS RECOMMENDED AYES: ALL

BOARD APPOINTMENTS

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

16. Public Works re: Notification of Award of Contract No. 2006129 to Republic Electric for In-Roadway Warning Lights on State Highway 165 to Republic Electric.
AUTHORIZED CONTRACT NO. 2006129
17. Sheriff re: Annual Reporting Requirement Inmate Welfare Trust Fund, FY 05/06 in accordance with Section 4025(e) of the Penal Code.
ACCEPTED REPORT
18. Kern County Board of Supervisors re: CSAC opposition to Proposition 87, Clean Alternative Energy Act Initiative.
19. City of Merced re: Certified copy of Resolution of the City Council of the City of Merced, California, concerning the development of the University Community in the area of the University of California, Merced.
20. Merced County Office of Education re: Resolution No. 3-06-07 of the Board of Trustees of the Weaver Union School District certifying to the Board all proceedings on the June 6, 2006 general obligation bond election.
21. Central Valley Regional Water Quality Control Board re: Notice of Public Meeting set for August 3 and 4, 2006.

ADJOURNED MEETING UNTIL TUESDAY, AUGUST 15, 2006 AT 10:00 A.M.