



# SUMMARY ACTION MINUTES

## BOARD OF SUPERVISORS

Regular Meeting  
TUESDAY, JANUARY 15, 2008  
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

JOHN PEDROZO.....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

JAMES N. FINCHER  
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](http://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

Persons who require accommodation for any audio, visual or other disability in order to review an agenda, or to participate in a meeting of the Board of Supervisors per the American Disabilities Act (ADA), may obtain assistance by requesting such accommodation in writing addressed to the Clerk of the Board, 2222 M Street, Merced, CA 95340 or telephonically by calling (209) 385-7366. Any such request for accommodation should be made at least 48 hours prior to the scheduled meeting for which assistance is requested

THE PUBLIC IS INVITED TO SPEAK ON ANY ITEM ON THE AGENDA

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

9:00 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 - EXISTING LITIGATION:** It is the intention of the Board to meet in Closed Session concerning Existing Litigation pursuant to Government Code Section 54956.9(a): San Joaquin Raptor v. County of Merced (Black Diamond) Case No. 150017

**THE BOARD RECESSED AT 9:00 A.M. AND RECONVENED AT 10:00 A.M. WITH ALL MEMBERS PRESENT AND THE CHAIRMAN ADVISED THERE WAS NOTHING TO REPORT**

**GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)**

9:30 A.M.                    **FIRE** - Display and Dedication of two new Fire Engines (Administration Building Parking Lot, 21<sup>st</sup> Street side)

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)

**REVIEW BOARD ORDER**

**PRESENTATION:** Auditor - Award for Excellence in Financial Reporting  
**REVIEW BOARD ORDER**

**BUDGET TRANSFERS FROM REVENUE/CONTINGENCIES** (4/5 Vote Required)      District Attorney-\$19,045; Health-\$23,145; Human Services Agency-\$45,000; and Sheriff-\$15,223

**APPROVED AS RECOMMENDED      AYES: ALL**

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**APPROVAL OF CONSENT AGENDA CALENDAR (Items # 1 - 10)**  
**APPROVED AS RECOMMENDED AYES: ALL**

**PUBLIC WORKS - PUBLIC HEARING**

To consider Resolution of Intent to Sell Portion of County-Owned Property along East Side of Stephens Street in Delhi; approves Contract with Frank Machado to sell surplus property at County of Merced Right-of-Way for fair market value and authorize Grant Deed upon Mr. Machado's satisfaction of the conditions of sale

**REVIEW BOARD ORDER**

**REPORTS/BOARD DIRECTION**

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

**CONSENT CALENDAR (Items # 1 - 10)**

**APPROVED AS RECOMMENDED AYES: ALL**

**Mental Health**

1. Approve and authorize Chairman to sign Amendment to Contract No. 2005149 with Community Social Model Advocates, Inc. to provide alcohol and drug residential recovery services.

**Commerce, Aviation and Economic Development**

2. Set public hearing for January 29, 2008 at 10:00 a.m. to consider Proposed Ordinance Revising Water and Sewer Systems Rates and Related Charges at Castle Airport (Amends Chapter 5.48 of the Merced County Code and Ordinance No. 1788)

**Sheriff**

3. Approve and authorize Chairman to sign Amendment to Contract No. 2003153 with Public Works for Law Enforcement Services at Lake Yosemite.

**Tax Collector**

4. Approve Budget Transfer from Tax Collector in the amount of \$3,200 as recommended by Executive Office.

**Auditor**

5. Set public hearing for January 29, 2008 at 10:00 a.m. to consider Proposed Ordinance Amending the Merced County Clerk's and Recorder's Fees for FY 2007-08 (Amends Chapter 5.36 of the County Code and Ordinance No. 1769)

**Board Recognition**

6. Authorize Certificate of Recognition to City of Gustine for the New Animal Control Facility.
7. Authorize Certificate of Recognition to Charlie Huff for years of service with Atwater Fire Department.

THE PUBLIC IS INVITED TO SPEAK ON ANY ITEM ON THE AGENDA

8. Authorize Certificate of Recognition to Tony Bertao for service to the Dos Palos Cemetery District since July 30, 1974.
9. Authorize Certificate of Recognition to Dos Palos Lions Club in celebration of their 40th Anniversary.
10. Authorize Certificates of Recognition to Benny Gamino and Manuel Cardoza as 2007 Directors and Ella Engman as 2007 Historian as recognized by the Los Banos Golden Agers.

## REGULAR CALENDAR

### BOARD ACTION

#### PUBLIC WORKS

11. Contract with City of Merced for Water Connection Agreement and LAFCo Indemnification Agreement and authorize submission of Application to LAFCo for Out-of-Boundary Service for the purpose of supplying irrigation water to the new landscaping along the Lake Road Bike Path and furnishing water to a water fountain along said bike path; authorize payment of the LAFCo application fee and adopt Resolution.

**ADOPTED RESOLUTION NO. 2008- AS RECOMMENDED AYES: ALL**

12. Approve low bid of \$775,599.03 for the Passenger Terminal Building at Castle Airport and Award Contract to Williams Scotsman and authorize Chairman to sign necessary documents.

**APPROVED AS RECOMMENDED AYES: ALL**

#### MENTAL HEALTH

13. Contract Amendment No. 2006271 with Quantom-Leap, Inc. for Drug Medi-Cal Nonresidential Alcohol and Drug Treatment Services and approve the necessary Budget Transfer. (4/5 Vote Required)

**APPROVED AS RECOMMENDED AYES: ALL**

14. Authorize Dept of Admin Services-Support Services to initiate Request for Proposal to secure a vendor of an Integrated Behavioral Health Information System (IBHS) to upgrade and/or replace the current County Mental Health Information System, select the most qualified bidder and return to the Board for recommended action.

**APPROVED AS RECOMMENDED AYES: ALL**

#### HUMAN SERVICES AGENCY

15. Authorize Admin-Services-Support Services to issue a Request for Proposal for a vendor to manage Home Visitor Services to be returned to the Board with recommended approval for final action.

**APPROVED AS RECOMMENDED AYES: ALL**

#### HEALTH

16. Adopt Resolution approving submission of the Waste Tire Enforcement Grant Application for 2007/2008 (Cycle 15) in the amount of \$101,314 and authorize Chairman to sign.

**ADOPTED RESOLUTION NO. 2008- AS RECOMMENDED AYES: ALL**

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## COMMERCE, AVIATION AND ECONOMIC DEVELOPMENT

17. Adopt the Castle Airport 5 - Year Capital Improvement Plan Annual Update; authorize CAED to apply for the Military Airport Program General Aviation Airport slot and authorize Chairman to sign the necessary documents.

**APPROVED AS RECOMMENDED AYES: ALL**

18. Authorize release of a Request for Proposal to obtain bids for two projects for the Castle Airport Airfield (1) Rehabilitation Taxiway Lighting-Medium Intensity Taxiway Lighting and (2) Install Access Control Gate System and notify the respondents of the winning bidder for each of the two airfield projects; authorize signing of the associated FAA Grant Application documents; direct CAED to return to the Board for acceptance and award by the Board and authorize Chairman to sign the necessary documents/applications to CalTrans for the State match.

**APPROVED AS RECOMMENDED AYES: ALL**

## PLANNING

19. Approve the modifications and additions to the Homebuyer and Housing Rehabilitation Program Guidelines for the HOME Program.

**APPROVED AS RECOMMENDED AYES: ALL**

20. Adopt Resolution authorizing the Development Services Director and Assistant Development Services Director to sign Grant related documents for the Home Investment Partnership Program.

**ADOPTED RESOLUTION NO. 2008- AS RECOMMENDED AYES: ALL**

## LIBRARY

21. Adopt Resolution authorizing the Merced County Library to join and participate in the San Joaquin Valley Library System effective January 15, 2008.

**ADOPTED RESOLUTION NO. 2008- AS RECOMMENDED AYES: ALL**

## EXECUTIVE OFFICE

22. Resolution supporting the development of a University of California School of Medicine in the San Joaquin Valley.

**ADOPTED RESOLUTION NO. 2008- AS RECOMMENDED AYES: ALL**

## BOARD OF SUPERVISORS

23. Authorize use of Special Board Project Funds-District Five in the amount of \$30,565 and Fire Department Funds in the amount of \$10,000 to be utilized to pay for cost of reconstruction of Dos Palos Y Fire Station Parking Lot; authorize completion of construction documents for said project and advertisement of bid opening; approve necessary budget transfer and authorize award of contract provided the lowest responsive bid is within the budget understanding a report will come back to the Board on the recommended action.

**APPROVED AS RECOMMENDED AYES: ALL**

## BOARD APPOINTMENTS

24. 2008 Boards/Committees/Commissions Assignments.

**SCHEDULED FOR JANUARY 29, 2008 FOR POSSIBLE ADOPTION**

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BOARD INFORMATION & POSSIBLE ACTION

**ACCEPTED AND PLACED ON FILE**

**AYES: ALL**

25. State Water Resources Control Board re: Notice of Petitions for Change for Licenses 2685, 6047 and 11395 (Applications 1224, 10572 and 16186) - County: Merced and Mariposa; Stream System - Merced River.
26. City of Gustine re: Public Notice for the preparation of an Environmental Impact Report for the adoption of a Redevelopment Program for the City of Gustine, CA.
27. EDAW, Inc. re: Draft Environmental Impact Report for the City of Atwater Wastewater Treatment Plan Improvement Project. (On file with Clerk)
28. State Water Board re: Board Meeting notice for January 15, 2008.
29. State Water Resources Control Board re: Notice of Public Workshop - Strategic Plan Update: 2008-2012.
30. San Joaquin Valley Air Pollution Control District re: Request for comments on proposed amendments to District Portion of California State Implementation Plan: 8-hour Ozone Reasonably Available Control Technology - State Implementation Plan (RACT SIP) Analysis.
31. State Water Resources Control Board re: Notice of Public Workshop, Workshop to Receive Comments regarding Draft Water Quality Enforcement Policy.
32. ASCE, Region 9 re: American Society of Civil Engineers Report Cards for California's Infrastructure. (On file with Clerk)

**ADOPTED RESOLUTION IN MEMORY OF RUTH CASSINELLA AND ADJOURNED MEETING UNTIL TUESDAY, JANUARY 29, 2008 AT 10:00 A.M.**

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