

# SUMMARY ACTION MINUTES

## BOARD OF SUPERVISORS

Regular Meeting  
TUESDAY, MAY 03, 2011  
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

CHAIRMAN JOHN PEDROZO.....DISTRICT 1  
HUBERT “HUB” WALSH, JR.....DISTRICT 2  
LINN DAVIS.....DISTRICT 3  
DEIDRE F. KELSEY....DISTRICT 4  
JERRY O’BANION.....DISTRICT 5  
Lydia A. Beiswanger, Chief Clerk

LARRY T. COMBS  
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)**

Any material related to an item on this Agenda submitted to the Clerk after distribution of the Agenda packet is available for public inspection in the Office of the Clerk of the Board

**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**

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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.

**THE PUBLIC IS INVITED TO SPEAK ON ANY ITEM ON THE AGENDA-  
TESTIMONY IS LIMITED TO FIVE MINUTES PER PERSON**

### **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) Mark Hendrickson, Director-Commerce, Aviation and Economic Development pursuant to Government Code Section 54956.8 as follows: (1) Building 1550, Castle, and (2) Airport Parcel, 200 Acres vacant land

### **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): Bauer, et al. v. County of Merced, et al., Merced Superior Court case no. 150392

**CLOSED SESSION:** It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54957.6 concerning a Conference with County of Merced Staff Negotiators concerning negotiations with American Federation of State, County and Municipal Employees (AFSCME), Units 4, 5, 6 and 8; Independent Employees of Merced County (IEMC), Unit 3; Merced County Lawyers Association, Unit 7; Merced County Sheriff Employee Association (MCSEA), Unit 2; Merced County Law Enforcement Sergeants, Unit P; Deputy Sheriff Association, Unit 10 and Non-Safety Corrections, Unit 12

**THE BOARD RECESSED AT 8:30 A.M. AND RECONVENED AT  
10:00 A.M. WITH ALL MEMBERS PRESENT AND THE CHAIRMAN  
ADVISED DIRECTION WAS PROVIDED TO STAFF**

**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)

**REVIEW BOARD ORDER – SEE PAGE 10**

**PRESENTATION:** Executive Office - Budget Presentation

**REVIEW BOARD ORDER – SEE PAGE 10**

**APPROVAL OF CONSENT AGENDA CALENDAR** (Items #1 - 28)

**APPROVED AS RECOMMENDED AYES: ALL**

**MENTAL HEALTH - PUBLIC HEARING - PROPOSED ORDINANCE AND POSSIBLE ADOPTION**

To consider Proposed Ordinance entitled: An Ordinance amending the Fee Schedule for Mental Health Services (Supersedes Ordinance No. 1883)

RECOMMENDATION: Waive further reading and adopt Ordinance

**REVIEW BOARD ORDER – SEE PAGES 10 AND 11**

**PLANNING - CONTINUED MEETING**

Lakeview Properties Major Subdivision Application No. MAS04-014 (Action continued from March 1, 2011)

RECOMMENDATION: Continue the Final Project Decision on the Lakeview Properties Major Subdivision Application No. MAS04-014 to a date to be determined to allow completion of the Community Benefits Agreement/Developer Agreement

**REVIEW BOARD ORDER – SEE PAGE 11**

**REPORTS/BOARD DIRECTION**

County Executive Officer, County Counsel, Board of Supervisors Members

**LUNCH BREAK**

1:30 P. M.

**JOINT STUDY SESSION**

Eighth Joint Study Session with Planning Commission on Draft Policies for the Merced County General Plan Update - Receive presentation from MintierHarnish and discuss possible policy modifications

**REVIEW BOARD ORDER – SEE PAGES 11, 12 AND 13**

CONSENT CALENDAR (Items #1 - 28)

**APPROVED AS RECOMMENDED AYES: ALL**

Public Works

1. Approve and authorize Chairman to sign Amendment to Contract No. 2003092 with Congressman Cardoza extending the contract period for an additional two days until January 2, 2013.

Planning

2. Approve and authorize Chairman to sign Amendment to Contract No. 2011037 with Vista Towers, LLC for the consultant, Willdan Engineering, to conduct a biological resources investigation and prepare a biological letter report for the Initial Study for the Snelling Communications Tower (CUP10-011).
3. Approve and authorize Chairman to sign Amendment to Contract No. 2011038 with Willdan Engineering to conduct a biological resources investigation and prepare a biological letter report for the Initial Study for the Snelling Communications Tower Project (CUP10-011) and approve the necessary budget transfer-\$4,125. (4/5 Vote Required)

Mental Health

4. Approve and authorize Chairman to sign Amendment to Contract No. 2010170 with Community Social Model Advocates, Inc. for residential alcohol and drug residential recovery services.
5. Approve and authorize Chairman to sign Renewal Contract No. 2009142 with Merced Faculty Associates (MFA) for physicals for the clients at the Marie Green Psychiatric Health Facility.

Human Services Agency

6. Approve and authorize Chairman to sign Renewal Contract No. 2009186 with Mountain Crisis Services for shelter-based domestic violence services.
7. Approve and authorize Chairman to sign Renewal Contract No. 2007125 with Merced County Office of Education for community development and support of client services by the Family Resource Council.
8. Approve and authorize Chairman to sign Renewal Contract No. 2009078 with Treasurer-Tax Collector for collection services of delinquent accounts through Revenue & Reimbursement with a position to be stationed at H.S.A.
9. Approve and authorize Chairman to sign Amendment to Contract No. 2004222 with Calif. Dept. of Aging for Title III, VII, IIIE and CBSP Senior Programs; adopt Resolution and approve the necessary budget transfers. (4/5 Vote Required)

**REVIEW BOARD ORDER – SEE PAGES 13 AND 14**

10. Approve and authorize Chairman to sign Amendment to Contract No. 2007181 with Valley Caregiver Resource Center for National Family Caregiver Support Program.
11. Approve and authorize Chairman to sign Amendment to Contract No. 2009166 with Community Action Board for Congregate Meals Program for a Congregate Nutrition

Program.

**REVIEW BOARD ORDER – SEE PAGE 14**

12. Approve Budget Transfer in the amount of \$1,270 for Aid to Refugees increase based on caseload increase. (4/5 Vote Required)
13. Approve Budget Transfer in the amount of \$153,200 for purchase of van, passenger vehicles and paging system from salary savings.

Probation

14. Approve Budget Transfer in the amount of \$50,000 for payment of data processing charges for new IT system.

Sheriff

15. Approve Budget Transfer in the amount of \$24,363 for repair of surveillance camera from CSAC Excess Insurance Authority. (4/5 Vote Required)

District Attorney

16. Approve Budget Transfer in the amount of \$4,000 for purchase of office supplies from Trust Account #02613 with no additional county costs. (4/5 Vote Required)

Dept. of Workforce Investment

17. Approve Budget Transfer in the amount of \$57,000 moving ARRA Revenue and expenditures to correct Budget Unit. (4/5 Vote Required)

Commerce, Aviation and Economic Development

18. Set public hearing for June 7, 2011 at 10:00 a.m. to consider proposed Revisions to the Owner-Occupied Housing Rehabilitation Program Guidelines and the Homebuyer Acquisition Only/Acquisition with Rehabilitation Program Guidelines.

Treasurer-Tax Collector

19. Approve and authorize Chairman to sign Renewal Contract No. 2005180 with Employment Development Department (EDD) to receive and locate confidential information on delinquent/bad debtors through Revenue and Reimbursement Division.

Executive Office

20. Act on Claim for Damages received from Marina Sotelo (2011-027) and Application for Leave to Present Late Claim received from Alys Scoggins (2011-028) as recommended by Risk Management and Executive Office.
21. Approve Travel Request received from Commerce, Aviation and Economic Development and Sheriff as recommended by Executive Office.

Board Recognition

22. Proclaim the month of May, 2011 as "Older American Month" in Merced County.
23. Proclaim June, 2011 as "All Dads Matter Month" in Merced County.
24. Authorize Certificate of Recognition to Delhi Unified School District for their Centennial Celebration.

25. Authorize Certificate of Recognition to Winton Historical Society for Firehouse Park Monument Dedication in honor of Centennial Year.
26. Authorize Certificate of Recognition to Bill and Rusty Ganci in honor and celebration of their 65th Wedding Anniversary.
27. Authorize Certificates of Recognition to Ernie Solis for Staff Excellence Award; Mike Polinko for Staff Excellence-Management and Community Volunteer Awards for Diane Dixon, Jennie Callaghan and Tony Shukle recognized by the Community Action Agency.
28. Authorize Certificates of Recognition to Our Lady of Miracles Society and Italian Catholic Federation for 75 years in the Gustine Community; Gustine Presbyterian Community Church, Merced County Library Gustine Branch, 100F Romero Lodge #413 and Gustine Volunteer Fire Department for 100 Years in the Gustine Community.

REGULAR CALENDAR

BOARD ACTION

COMMERCE, AVIATION AND ECONOMIC DEVELOPMENT

29. Resolution certifying the Revolving Loan Fund Plan as required by the U.S. Dept. of Commerce, Economic Development Administration.

**ADOPTED RESOLUTION NO. 2011-52 AS RECOMMENDED      AYES: ALL**

CHILD SUPPORT SERVICES

30. Authorize negotiation with Moonlight Investment to modify or terminate, if necessary, the building lease agreements for 750 and 780 Loughborough Drive, Merced, CA.

**APPROVED AS RECOMMENDED      AYES: ALL**

HEALTH

31. Contract with State Water Resources Control Board for development and field testing of a Model Comprehensive Nutrient Management Plan (CNMP) in the amount of \$200,000; authorize Director of Public Health or Designee to sign all payment requests and adopt Resolution.

**AUTHORIZED CONTRACT NO. 2011059 AND ADOPTED RESOLUTION NO. 2011-53 AS RECOMMENDED      AYES: ALL**

32. Authorize submission of Grant Application with California Dept. of Resources Recycling and Recovery (CalRecycle) for Solid Waste Local Enforcement Agency Grant for FY 2011-12, with department to return to the Board for acceptance of grant award if awarded and adopt Resolution.

**ADOPTED RESOLUTION NO. 2011-54 AS RECOMMENDED      AYES: ALL**

HUMAN SERVICES AGENCY

33. Contract with District Attorney for oversight of investigation of CalWORKs and CalFresh (formerly Food Stamps) for welfare fraud.

**AUTHORIZED CONTRACT NO. 2011060 AS RECOMMENDED      AYES: ALL**

## MENTAL HEALTH

34. Contract with Chae Sun Lee for office space lease at 1471 B Street-Livingston which serves the Northside of Merced County and supports Alcohol and Drug and Mental Health services to adults and children.

**AUTHORIZED CONTRACT NO. 2011061 AS RECOMMENDED AYES: ALL**

35. Contract (Memorandum of Understanding) with Community Action Board, Inc. to establish Roles and Responsibilities of the Key Partners involved in the Mental Health Services Act Housing Program Project to establish a new low-income housing development in Los Banos called Pacheco Place and return to the Board with any necessary actions relative to the Housing Program Project based on CalHFA response.

**AUTHORIZED CONTRACT NO. 2011062 AS RECOMMENDED AYES: ALL**

## SHERIFF

36. Authorize a one-time retroactive pay adjustment for thirty-one (31) pay periods for the correct temporary promotion pay for one Security Systems Operator (Employee 13638) in accordance with Human Resources Rules and Regulations.

**APPROVED AS RECOMMENDED AYES: ALL**

37. Contract with U.S. Dept. of Justice-Drug Enforcement Administration (DEA) for 2011 Domestic Cannabis Eradication & Suppression Program and authorize the Sheriff to sign the Letter of Agreement and Contract to accept funding in the amount of \$60,000 for the eradication of illegal cannabis program in Merced County.

**AUTHORIZED CONTRACT NO. 2011063 AS RECOMMENDED AYES: ALL**

38. Contract with Los Banos Spring Fair for police protection services for the 2011 Spring Fair from April 27, 2011 through May 1, 2011.

**AUTHORIZED CONTRACT NO. 2011064 AS RECOMMENDED AYES: ALL**

39. Accept additional funding in the amount of \$24,618 for the 2007 Buffer Zone Protection Grant and amend Contract No. 2010016 with California Emergency Management Agency to purchase equipment to better secure critical infrastructure in Merced County and approve the necessary budget transfer-\$34,925. (4/5 Vote Required)

**AUTHORIZED CONTRACT NO. 2010016 AS RECOMMENDED AYES: ALL**

## DEPT. OF ADMIN. SERVICES

40. Authorize Dept. of Admin. Services-Purchasing to initiate the procurement process for "On-Line Surplus Property Auction Services", evaluate and select the most responsive provider to perform such services and negotiate an agreement with provider and return to the Board with a recommended contract, upon review of County Counsel, for final Board approval.

**APPROVED AS RECOMMENDED AYES: ALL**

41. Declare miscellaneous office furniture, assorted office equipment and miscellaneous supplies identified as listed on Exhibit A as Surplus Property and authorize its disposal through an Internet public auction.

**APPROVED AS RECOMMENDED AYES: ALL**

EXECUTIVE OFFICE

- 42. Standing Committee for At Large Members - Composition and Selection of Option for Membership.

**REVIEW BOARD ORDER – SEE PAGE 14**

BOARD APPOINTMENTS

- 43. Ag. Waste Management Loan Committee - Authorize Amendment to Program Guidelines removing Counsel as a Voting Member and amending the Membership of the Ag. Waste Management Loan Committee understanding Counsel will serve as the Legal Advisor only to the Loan Committee.

**REVIEW BOARD ORDER – SEE PAGE 15**

HUMAN RESOURCES

- 44. Approve the change for Supervising Probation Officer (Class 4025) and Supervising Juvenile Institutions Officer (Class 4721) Classifications to Bargaining Unit 11-AFSCME-Probation Supervising Employees effective May 9, 2011.

**PULLED FROM THE AGENDA – NO ACTION TAKEN**

BOARD INFORMATION & POSSIBLE ACTION

**ACCEPTED AND PLACED ON FILE**                      **AYES: ALL**

- 45. Commerce, Aviation and Economic Development re: Notification of Facility Use Contract with Fresno Sports Car Club of America for the dates of March 13, April 10, May 1 and June 12, 2011.

**CONTRACT NO. 2011065**

- 46. Commerce, Aviation and Economic Development re: Notification of Facility Use Contract issued to Sheriff's Department for the Spring Safety Fair held on April 9, 2011.

**CONTRACT NO. 2011066**

- 47. Dept. of Admin. Services re: Notification of the Net Proceeds of the Sale of Surplus Property on Internet Auctions that were held during the period of January 1, 2011 through March 31, 2011 which amounted to \$41,759.19.

- 48. Mariposa County Board of Supervisors re: Support of Mariposa County for inclusion in the Service Area of Foreign Trade Zone (FTZ) No. 226.

- 49. CSAC re: 2011 CSAC Challenge Awards - Call for Entries, Deadline is June 30, 2011.

- 50. U.S. Senator Barbara Boxer re: Response to letter regarding S.195, the Child Support Protection Act of 2011.

- 51. State Water Resources Control Board re: Notice of Opportunity to Comment re: Proposed Approval of Amendments to the Water Quality Control Plan for the Sacramento River and San Joaquin River Basins for the Control of Methyl mercury and total Mercury in the Sacramento-San Joaquin Delta Estuary - Comment deadline is May 23, 2011.

- 52. State Water Resources Control Board re: Notice of Special Meeting and Board Member Public Workshop and Field Tour regarding the implementation of the Lower Yuba River Accord, set for May 9, 2011.



53. State Water Resources Control Board re: Notice of Revised re-notice of Public Hearing for General Exception to the Calif. Ocean Plan Waste Discharge Prohibition for selected discharges into areas of special biological significance, including special, protections for beneficial, uses and the associated program environmental impact report - comment period ends May 20, 2011.
54. State Water Resources Control Board re: Notice of Opportunity to comment - consideration of Kelly Gate Associates Petition to review the denial of case closures for underground storage tank sites at 27821 Dutcher Creek Road, Cloverdale, Cal. with comment deadline on May 27, 2011.
55. State Water Resources Control Board re: Revised Notice of Opportunity to Comment - Draft Waste Discharge Requirements for Sanitary Sewer Systems - comments due May 13, 2011.
56. State Dept. of Fish and Game Commission re: Copy of the Notice of Proposed Emergency Regulatory Action relating to Mountain Yellow-legged Frog.

**ADOPTED RESOLUTION IN MEMORY OF LOUIS ZANINI AND ADJOURNED THE MEETING UNTIL TUESDAY, MAY 10, 2011 AT 10:00 A.M.**

## BOARD ORDERS – SUMMARY ACTION MINUTES – MAY 3, 2011

### **10:00 A.M. SCHEDULED ITEM** **2011-05-03 PUBLIC OPPORTUNITY**

Bob Brown, Winton resident, comments on the jobless situation in the county and the possibility of mineral rights creating income and submits article on “Fracking Procedures.”

County Executive Officer Larry Combs introduces the new County Fire Chief Nancy Koerperich.

Present: Pedrozo, Walsh, Davis, Kelsey, O’Banion

### **10:00 A.M. SCHEDULED ITEM** **2011-05-03 PRESENTATION - Budget**

Deputy County Executive Officer/Budget Scott DeMoss provides a report and power point presentation on FY 11/12 Budget advising expenses will exceed revenue by \$13-16 million.

Discussion is had on expenses, the shortfall, county operations and internet sales tax.

The Board requests policy updates at the State level along with individual budget briefings by county departments.

Supervisor Kelsey states the Board should also take cuts.

County Executive Officer Larry Combs states this report did not include any State action.

Present: Pedrozo, Walsh, Davis, Kelsey, O’Banion

### **10:00 A.M. SCHEDULED ITEM** **2011-05-03 MENTAL HEALTH – PUBLIC HEARING**

The time and date previously set for a public hearing to consider proposed Ordinance entitled: An Ordinance Changing Fees Charged for Mental Health Services (Supersedes Ordinance No. 1883 and Amends Merced County Code, Chapter 9.48, Section 9.48.030) submitted by Mental Health.

Assistant Mental Health Director of Project Planning and Fiscal Services Sharon Robinson reviews the Staff Report and inpatient unit rates.

The Chairman opens the public hearing and asks if there is anyone present wishing to speak. No one speaks. The Chairman closes the public hearing.

Upon motion of Supervisor O'Banion, seconded by Supervisor Kelsey, duly carried, the Board waives further reading and adopts Ordinance No. 1884.  
Ayes: Pedrozo, Walsh, Davis, Kelsey, O'Banion

**10:00 A.M. SCHEDULED ITEM**  
**2011-05-03 PLANNING – CONTINUED MEETING**

The Clerk announces the Continued Meeting on the Lakeview Properties Major Subdivision Application No. MAS04-014 located in the Snelling area, which was continued from March 1, 2011 Board Meeting, is before the Board for consideration.

Interim Development Services Director Paul Fillebrown states Staff and Counsel continue to work with the applicants to finalize the Agreements and, therefore, it will require additional time in order to allow final action on the proposed project and the Community Benefits Agreement and Developer Agreement to occur at the same time.

Upon motion of Supervisor Kelsey, seconded by Supervisor O'Banion, duly carried, the Board continues the Meeting until Staff brings the matter back to the Board in order to allow completion of the Community Benefits Agreement and Developer Agreement for Major Subdivision MAS04-014, Lakeview Properties.  
Ayes: Pedrozo, Walsh, Davis, Kelsey, O'Banion

**1:30 P.M. SCHEDULED ITEM**  
**2011-05-03 PLANNING - JOINT STUDY SESSION**

The Clerk announces the Eighth Joint Study Session with the Planning Commission on Draft Policies for the Merced County General Plan Update as submitted by Planning is before the Board for consideration.

Planning Commission Chair Lynn Tanner (District 2) issues Roll Call: Greg Thompson (District 1); Jack Mobley (District 3); Rich Ford (District 4) and Mark Erreca (District 5) are present.

Supervisor Kelsey enters the Chambers at 1:35 p.m.

Interim Development Services Director Paul Fillebrown states Project Manager Dan Amsden from MintierHarnish will provide the overview.

Dan Amsden, AICP Project Manager with MintierHarnish & Associates reviews the power point presentation advising this is a summary update on the Draft 2030 General Plan project, particularly how the draft general plan is organized and reviews the series of focus group meetings and the recommended revisions to the general plan. He states five (5) comment letters were received and are part of the record as noted in Planning Staff Report dated April 22, 2011 from: Merced County Farm Bureau dated March 23, 2011; Sierra Club/Tehipite Chapter dated March 23, 2011; Valley Land Alliance dated March 23, 2011; Merced Alliance for Responsible Growth

(MARG) dated March 23, 2011 and Central California Irrigation District (CCID) dated March 29, 2011.

Project Manager Amsden reviews the “Focus Group Suggested Changes to the Draft 2030 General Plan Goals, Policies and Programs” table and states this will provide direction and input to Staff. Discussion is had on the Suggested Changes and Assistant Planning Director William Nicholson responds to questions.

Chairman Pedrozo asks if there is anyone that wishes to speak.

Rod Webster, Merced Sierra Club representative, states he hopes the Focus Group comments are taken under consideration.

Rochelle Koch, Winton resident and Valley Land Alliance member, states her disappointment with the late posting of the handouts and comments on Alternate E and Items #35, #42 and #109.

Cindy Lashbrook, community member and past Planning Commissioner member, states she believes there has only been three joint study sessions not seven and speaks on water management and natural resources.

Diana Westmoreland-Pedrozo, representing California Women for Agriculture (CWA), comments on population growth, inventory of empty homes and the use of LESA Model, Option E and the need for more jobs.

Frank Borges, representing Mike Gallo, submits and reads Letter dated May 3, 2011 addressing Mitigation of Ag. Land and submits Stanislaus County Farmland Mitigation Program Guidelines.

Amanda Carvajal, Executive Director for Merced County Farm Bureau, submits Memo dated May 3, 2011 addressing concerns on Focus Group Changes for 2030 GPU and further comments on Items #16, #25, #40, #41, #44 and #105.

Tom Dinwoodie, Chairman of the McSwain Municipal Advisory Council, reviews concerns on northeast Merced, McSwain and Atwater and requests consideration on the lot size transition zone between one acre or large lots and future development of property and the concern on transportation restrictions and submits Letter dated May 3, 2011.

Jean Okuye states her concern on the late posting of material and comments on Items #27 and #45 and states Merced County must advertise our agriculture and accent on the positive in our community.

Lisa Kayser-Grant responds and comments on the following: Items #26, #29, #50, #72, #74, #82, #104, #113-116, #134 and #136.

Hearing no further comments, Chairman Pedrozo closes public comment.

The Board recesses at 2:40 p.m. and reconvenes at 2:45 p.m.

Interim Development Services Director Fillebrown and Project Manager Amsden continue with the power point presentation and review of documents provided. It is suggested the "Focus Group Suggested Changes to the Draft 2030 General Plan Goals, Policies and Programs" table be reviewed by item.

The Board Members and the Planning Commissioners begin the Focus Group Suggested Changes Outline with Project Manager Dan Amsden, Assistance Planning Director Bill Nicholson and Interim Development Services Director Paul Fillebrown. Chairman Pedrozo calls for each item and discussion, comments, possible changes and recommendations are reviewed on the following: Items #1, #2, #3, #7, #11, #17, #20, #21, #25, #27, #28, #31 and #33.

The Board recesses at 4:10 p.m. and reconvenes at 4:20 p.m.

The Board Members and Planning Commissioners continue the review of the Focus Group Suggested Changes on the following: Items #34, #37, #42, #54, #57, #65, #68, #69, #70, #72, #73, #74, #78, #94, #95, #98, #99, #111, #121, #128, #130 and #139.

Chairman Pedrozo advises the review has been completed and requests further information on the next steps.

Project Manager Amsden states this input will be taken to the Consultant Team and Staff to review the comments, recommendations and changes and these revisions will be provided to the Planning Commission for review and input. Upon the Planning Commission review, their recommendation will be taken to the Board of Supervisors for their discussion and action to Staff in which this becomes the final public document. He further states there will be time for additional input and comment from the public at each of these stages.

There being no further discussion, the Joint Meeting is concluded.

Board Members Present: Pedrozo, Walsh, Davis, Kelsey, O'Banion

Planning Commissioners Present: Tanner (District 2), Thompson (District 1), Mobley (District 3), Ford (District 4) and Erreca (District 5)

## **CONSENT ITEM NO. 9**

### **2011-05-03 HUMAN SERVICES AGENCY**

The Clerk announces Contract Amendments for Senior Programs with California Dept. of Aging are before the Board for consideration.

Supervisor Kelsey requests additional information on the amendments and the affect upon the program.

Human Services Agency Deputy Director Janice Rector provides an overview stating these are one-time-only Federal funds and must be utilized when received. She further states the County is still pursuing options to reduce the county share because of the large cost the county pays for these programs.

Upon motion of Supervisor O'Banion, seconded by Supervisor Davis, duly carried, the Board approves and authorizes the Chairman to sign Amendment to Contract No. 2004222 with California Dept. of Aging for Area Plan Contracts for Title III, VII, IIIE, CDSP Programs; adopts Resolution No. 2011-51 and approves the necessary budget transfers-\$8,416; \$2,600 and \$9,248. (4/5 Vote Required)

Ayes: Pedrozo, Walsh, Davis, Kelsey, O'Banion

### **CONSENT ITEM NO. 11**

#### **2011-05-03 HUMAN SERVICES AGENCY**

The Clerk announces the Contract Amendment for Congregate Meals Program with Community Action Agency is before the Board for consideration.

Supervisor Kelsey requests additional information on the amendment and the affect upon the program.

Human Services Agency Deputy Director Janice Rector provides an overview stating these are one-time-only Federal funds and Community Action Agency needs equipment replacement/purchases to provide warm food going to the congregate sites.

Upon motion of Supervisor O'Banion, seconded by Supervisor Davis, duly carried, the Board approves and authorizes the Chairman to sign Amendment to Contract No. 2009166 with Community Action Agency for Congregate Meals Program.

Ayes: Pedrozo, Walsh, Davis, Kelsey, O'Banion

### **ACTION ITEM NO. 42**

#### **2011-05-03 EXECUTIVE OFFICE**

The Clerk announces the composition of the "Standing Committee for At Large Membership" Appointments is before the Board for consideration.

Following discussion and upon motion of Supervisor O'Banion, seconded by Supervisor Kelsey, duly carried, the Board selects Option 1-Membership will be determined annually corresponding with the changeover of Chairmanship and the Board's Committee assignment process and appoints the Chairman and the Vice-Chairman to serve on the current "Standing Committee for At Large Membership" Appointments and said Standing Committee will meet and consider At Large Appointments/selection for recommendation to the Board.

Ayes: Pedrozo, Walsh, Davis, Kelsey, O'Banion

**ACTION ITEM NO. 43**

**2011-05-03 AG, WASTE MANAGEMENT LOAN COMMITTEE**

The Clerk announces the Ag. Waste Management Loan Committee revision submitted by Commerce, Aviation and Economic Development is before the Board for consideration.

County Counsel James Fincher reviews the recommendation to revise the Loan Program Guidelines stating Counsel will serve in the capacity as Legal Advisor to the Committee as needed and removal of the Counsel position as a Voting Member will eliminate any potential internal conflicts.

Upon motion of Supervisor Walsh, seconded by Supervisor Kelsey, duly carried, the Board approves the Amendment to the Loan Program Guidelines for the Ag. Waste Management Loan Committee removing County Counsel as a Voting Member.

Ayes: Pedrozo, Walsh, Davis, Kelsey, O'Banion