

SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, JANUARY 24, 2012

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
CHAIRMAN HUBERT “HUB” WALSH, JR....DISTRICT 2
LINN DAVIS.....DISTRICT 3
DEIDRE F. KELSEY....DISTRICT 4
JERRY O’BANION.....DISTRICT 5

JAMES L. BROWN
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

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

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 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 175, Castle; (2) Building 1323, Castle; (3) Castle Property Transfer of Easements & Associated Facilities to MID and (4) Castle-50 acre Parcel North Side of Hospital Road (Non Airport Parcel)

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL -

SIGNIFICANT EXPOSURE TO 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): One Case(s)

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): (1) SJ Raptor v. County of Merced (Pietro Bandoni, RPI) Superior Court Case No. CV000689; (2) SJ Raptor v. County of Merced (William Morris RPI) Superior Court Case No. CV000629; (3) SJ Raptor v. County of Merced Superior Court Case No. CV000688 and (4) Dixon v. Promesa Behavioral Health, Inc. et al., Superior Court Cast No. CV002183

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; Non-Safety Corrections, Unit 12; and Probation Supervising Employees, Unit 11.

REVIEW BOARD ORDER – SEE PAGE 8

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

- 1) Atwater Friends of the Library 100th Birthday Celebration
- 2) 2011 Human Services Agency Merit Award from the California State Association of Counties

JOINT MEETING:

BOARD OF SUPERVISORS AND WORKFORCE INVESTMENT BOARD
Review and presentation by the Workforce Investment Board of the End of the Year 2010/11 Report and Future Goals

REVIEW BOARD ORDER – SEE PAGE 8 AND 9

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 17)

APPROVED AS RECOMMENDED AYES: ALL

PUBLIC WORKS-PUBLIC HEARING-PROPOSED ORDINANCE AND POSSIBLE ADOPTION

To consider proposed ordinance entitled: An Ordinance to amend Refuse Service Fees and Charges for County Solid Waste Franchise Areas 1 through 5 (Amends Ordinance No. 1882 and Merced County Code Chapter 5.90)

RECOMMENDATION: Waive further reading and adopt Ordinance

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 9

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1 - 17)

APPROVED AS RECOMMENDED AYES: ALL

Commerce, Aviation and Economic Development

- 1. Approve and authorize Chairman to sign Amendment Contract No. 2008029 with Hunt's Water Services for Community Water System Management and Maintenance and extending the expiration date to January 31, 2013.

Ag. Commissioner

2. Approve and authorize the Chairman to sign Renewal Contract No. 2009259 with California Dept. of Food and Agriculture for Quarterly Federal Egg Quality Control Surveillance Inspections and adopt Resolution.

ADOPTED RESOLUTION NO. 2012-03

District Attorney

3. Approve and authorize the Chairman to sign Renewal Contract No. 2003027 with Joe and Michelle Corvello for lease of Office Space at 859 W. Santa Fe Avenue, Merced.
4. Approve Budget Transfer in the amount of \$8,620 for the purchase of a new copier machine due to excessive wear and tear.
5. Approve Budget Transfer in the amount of \$4,000 to increase the appropriation for publication costs required in asset forfeiture cases.

Workforce Investment

6. Amendment Contract No. 2011151 with State Employment Development Department for Workforce Investment Act Subgrant Agreement K282484; accept modification (2) adding Workforce Investment Act (WIA) Adult and Dislocated Worker formula funds and modification (3) incorporating and adding (WIA) Rapid Response formula funds and approve the related Budget Transfer. (4/5 Vote Required)

Executive Office

7. Act on Claims for Damages received from Lenin Sanchez and Ayde Guzman as recommended by Risk Management and County Counsel.
8. Approve travel request received from Human Services Agency as recommended by Executive Office.
9. Authorize the Clerk to sign the Certification Statement for the composition of the Merced County Local Child Care and Development Planning Council as required by the California Dept. of Education.

Board Recognition

10. Authorize Resolution of Appreciation commending Gary Spears for 30+ years of service with the County of Merced.
11. Authorize Resolution of Appreciation commending Jerry Luna for 21+ years of service with the County of Merced.
12. Authorize Certificates of Recognition to the following individuals for receiving Merced County Association of Realtors 2011 Awards: Dan Hultgren, Bob Gilbert, and Maryam Shabazz, Directors; Peggy Flanagan-Priest, 2011 Flanadori Award; Dave Shewey, 2011 Lifetime Achievement Award; Andy Krotik, 2011 President's Award; Carole McCoy, 2011 Bill Del Nero Memorial Award; Dorothy Kielty, 2011 Jesse Fees Memorial Award; Joe Stefani, 2011 Affiliate of the Year Award; Terri Miller, 2011 Realtor of the Year Award; and Ernie Ochoa, 2011 President.
13. Authorize Certificate of Recognition to Los Banos Campus of Merced College in celebration of 40th Anniversary.

14. Authorize Certificates of Recognition to the following individuals for dedicated service to the Los Banos Golden Agers Club: Joe Cox, 2011 Outgoing Past President; Willie Walker, 2011 Outgoing Treasurer; Kent Sandhagen, 2011 Outgoing President; Mary Lou Artalejo, 2011 Outgoing Secretary; Fernando Artalejo, Ceci Cardoza, Yolanda Espino, Danny Galindez, and Beverly Sousa, 2011 Outgoing Directors; and Mary Anderson, 2011 Outgoing Publicity.
15. Authorize Certificate of Recognition to Rosemary Ouse for dedicated service to Merquin Cemetery District and Merquin Water District.
16. Authorize Certificate of Recognition to Harry L. Jacobs in celebration of retirement after 22 years of dedicated service to the citizens of Merced County.
17. Authorize Certificate of Recognition to Michael Pro in celebration of 32 years of dedicated service to Merced County.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

18. Approve plans and specifications for the Shanks Road at Letteau Avenue Intersection Improvement Project; direct Public Works to return to the Board with an informational item disclosing all actions taken.

APPROVED AS RECOMMENDED AYES: ALL

19. Approve plans and specifications for the Chip Seals on Various Roads in Merced County; direct Public Works to return to the Board with an informational item disclosing all actions taken.

APPROVED AS RECOMMENDED AYES: ALL

20. Adopt the findings (Exhibit A) with respect to any portion of the impact fees remaining unexpended (pursuant to Government Code Section 66001(d); approve the 2010/11 Fiscal Year Annual Report (Exhibit B) for each impact fee fund (pursuant to Government Code Section 66006(b)).

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 9 AND 10

MENTAL HEALTH

21. Contract with Valley Harvest Church, dba Center for HOPE & Restoration for Principle-Based Lifestyle Trainings from the period of February 1, 2012 through December 31, 2012 and approve the necessary Budget Transfer. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2012003 AS RECOMMENDED AYES: ALL

PROBATION

22. Contract with Mental Health Department for the services of a Mental Health Clinician I/II, to provide treatment services to adult felony offenders participating in the Mental Health Court for the period January 1, 2012 through June 30, 2012; approve addition of one (1) FTE Mental Health Clinician I/II to Budget Unit 41501 effective January 24, 2012; adopt amended Position Allocation Resolution and approve the necessary budget transfer.

PULLED FROM THE AGENDA – NO ACTION TAKEN

LIBRARY

23. Contract with Federal Bureau of Prisons United States Penitentiary, Atwater for InterLibrary Loan Services.

AUTHORIZED CONTRACT NO. 2012004 AS RECOMMENDED AYES: ALL

24. Contract with Merced County Office of Education Family Resource Council for the provision of space at the Hilmar Branch Library for the purpose of parenting classes.

AUTHORIZED CONTRACT NO. 2012005 AS RECOMMENDED AYES: ALL

SPRING FAIR

25. Contract with Butler Amusements for Carnival Services at the Spring Fair in Los Banos for a period of five years, ending May 1, 2016.

AUTHORIZED CONTRACT NO. 2012006 AS RECOMMENDED AYES: ALL

COMMERCE, AVIATION AND ECONOMIC DEVELOPMENT

26. 1) Rescind Resolution No. 2011-150 and Ordinance No. 1890, based upon the California Supreme Court ruling which invalidates AB1X 27; 2) Find that the Merced County Redevelopment Agency has no enforceable obligations pursuant to ABX1 26 and direct staff to prepare a revised draft Enforceable Obligations Payment Schedule by January 30, 2012; 3) Return all unencumbered funds in the Low-Moderate Income Housing Fund to the County Auditor-Controller for appropriate dispersal; 4) Direct staff to determine membership for an oversight board pursuant to Section 34179 of the Health and Safety Code; and 5) Direct staff to continue to monitor and comply with the State's implementation of ABX1 26 and return to the Board for any necessary action.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 10 AND 11

EXECUTIVE OFFICE

27. Provide policy direction to explore the possible acquisition of land next to the site for the new State courthouse facility in the City of Los Banos for court related functions and to develop an agreement with the City of Los Banos for a portion of the property.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 11

BOARD OF SUPERVISORS

28. Authorize Special Board Project Funds-District One in the amount of \$2,500 to be utilized by the Public Works Parks Division to assist with the cost of utilities, maintenance, supplies and repairs for the El Nido Community Hall.

APPROVED AS RECOMMENDED AYES: ALL

APPOINTMENTS

29. Area Agency on Aging Advisory Council - Appointments

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

30. Department of Administrative Services re: Internet Auction Proceeds of the sale of surplus property on the internet in the amount of \$96,230.20 during the period of July 1, 2011 through December 31, 2011.
31. State Dept. of Water Resources Control Board re: Notice of Board Meeting set for February 7, 2012 to consider amended order relating to Petition of Calif. Sportfishing Protection Alliance (Waste Discharge Requirements Order No. R5-2007-0113 (NPES No. CA0079243) for City of Lodi, White Slough Water Pollution Control Facility, San Joaquin County), Central Valley Water Board.
32. State Fish and Game Commission re: Notice of proposed regulatory action relative to Sections 28.29, 52.10, and 150.16, Title 14, California Code of Regulations, relating to Greenling Total Allowable Catch, Recreational Sub-bag Limits, and Cumulative Trip Limits, published in the California Regulatory Notice Register on January 6, 2012.
33. State Fish and Game Commission re: Notice of proposed regulatory action relative to Section 27.80, Title 14, California Code of Regulations, relating to Ocean Salmon Sport Fishing, published in the California Regulatory Notice Register on January 6, 2012.
34. State Fish and Game Commission re: Notice of regulatory action relative to Sections 360,361,362,363,364, and subsections 365(b) and 708.12(d), Title 14, California Code of Regulations, relating to Mammal Hunting Regulations, published in the California Regulatory Notice Register on December 30, 2011.
35. State Fish and Game Commission re: Notice that on October 21, 2011, the California Fish and Game Commission accepted for consideration the petition submitted to list the American pika (*Ochotona princeps*) as threatened species in the California Regulatory Notice Register.
36. State Dept. of Health and Human Services Agency Dept. of Social Services re: Follow-up Letter regarding the administrative claiming, Medi-Cal Federal Financial Participation for Fraud Investigations and Program Integrity Efforts related to the In-Home Supportive Services Program for Fiscal Year 2011/12.

POSSIBLE DIRECTION FOR FUTURE AGENDA ITEMS

THE BOARD ADOPTED RESOLUTIONS IN MEMORY OF BOBBY WILSON AND JOSEPH AREIAS AND ADJOURNED THE MEETING UNTIL TUESDAY, FEBRUARY 7, 2012 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – JANUARY 24, 2012

8:30 A.M. SCHEDULED ITEM **2012-01-24 CLOSED SESSION**

The Board recesses into Closed Session at 8:30 a.m. to discuss the following matters with all members present:

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 175, Castle; (2) Building 1323, Castle; (3) Castle Property Transfer of Easements & Associated Facilities to MID and (4) Castle-50 acre Parcel North Side of Hospital Road (Non Airport Parcel)

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO 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): One Case(s)

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): (1) SJ Raptor v. County of Merced (Pietro Bandoni, RPI) Superior Court Case No. CV000689; (2) SJ Raptor v. County of Merced (William Morris RPI) Superior Court Case No. CV000629; (3) SJ Raptor v. County of Merced Superior Court Case No. CV000688 and (4) Dixon v. Promesa Behavioral Health, Inc. et al., Superior Court Cast No. CV002183

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; Non-Safety Corrections, Unit 12; and Probation Supervising Employees, Unit 11.

The Board reconvenes at 10:00 a.m. with all members present the Chairman reports staff was given direction and that County Counsel James Fincher has a report out.

Mr. Fincher states on the three cases involving the SJ Raptor v. Merced County which involved the propriety of the Planning Commission agenda item descriptions on various development projects, the Board has authorized the filing of an appeal. When the judgment is final to the extent all those judgments are adverse to the County.

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

10:00 A.M. SCHEDULED ITEM **2012-01-24 WORKFORCE INVESTMENT - JOINT MEETING**

Steve Newman, Chairman of the Workforce Investment Board (WIB) reviews the functions of the WIB Board and gives background on himself.

Acting Director of Workforce Investment Brian Cutler reviews the Year End Report for 2010/2011 and highlights goals and accomplishments for the future.

Supervisor O'Banion questions what the future goals are for the Westside including closure of the Los Banos office and where the staff will be going. Supervisor O'Banion also states he is opposed to that type of closure and would appreciate a letter from the Chairman regarding the issue.

Further discussion is had regarding placement of displaced workers from the Westside offices.

The Chairman comments that he is not pleased with the article recently in the paper regarding unemployment but states the presentation was helpful.

Supervisor Kelsey thanks the volunteers and staff for the services they provide and hopes for more job opportunities in the future.

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

10:00 A.M. SCHEDULED ITEM

2012-01-24 PUBLIC WORKS - PUBLIC HEARING - PROPOSED ORDINANCE

The time and date previously set for a public hearing to consider: An Ordinance to amend Refuse Service Fees and Charges for County Solid Waste Franchise Areas 1 through 5 (Amends Ordinance No. 1882 and Merced County Code Chapter 5.90) is before the Board for consideration.

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

Upon motion of Supervisor O'Banion, seconded by Supervisor Pedrozo, duly carried, the Board waives further reading of the proposed ordinance and adopts Ordinance No. 1892.

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

ACTION ITEM #20

2012-01-24 PUBLIC WORKS

The Clerk announces to adopt the Findings (Exhibit A) with respect to any portion of the impact fees remaining unexpended (pursuant to Government Code Section 66001(d)) and approve the 2010/2011 Fiscal Year Annual Report (Exhibit B) for each impact fee fund (pursuant to Government Code Section 66006(b)) is before the Board for consideration.

Supervisor Kelsey questions Exhibit A Road Impacts Fees adopted in 2008 and if the list should be looked at again and reprioritized.

Director of Public Works Paul Fillebrown states the entire study will probably need to be redone but due to short staffing right now will try to have an update during the studies.

Upon motion of Supervisor O'Banion, seconded by Supervisor Kelsey, duly carried, the Board adopts the findings in Exhibit A with respect to any portion of the impact fees remaining unexpended and approves the 2010/2011 Fiscal Year Annual Report for each impact fee fund in exhibit B.

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

ACTION ITEM #26

2012-01-24 COMMERCE, AVIATION AND ECONOMIC DEVELOPMENT

The Clerk announces 1) Rescind Resolution No. 2011-150 and Ordinance No. 1890, based upon the California Supreme Court ruling which invalidates AB1X 27; 2) Find that the Merced County Redevelopment Agency has no enforceable obligations pursuant to ABX1 26 and direct staff to prepare a revised draft Enforceable Obligations Payment Schedule by January 30, 2012; 3) Return all unencumbered funds in the Low-Moderate Income Housing Fund to the County Auditor-Controller for appropriate dispersal; 4) Direct staff to determine membership for an oversight board pursuant to Section 34179 of the Health and Safety Code; and 5) Direct staff to continue to monitor and comply with the State's implementation of ABX1 26 is before the Board for consideration.

Commerce, Aviation and Economic Development Director Mark Hendrickson reviews the staff report and states action today will be effective February 1, 2012 and selections of the oversight committees will come back to the Board at a later date.

Supervisor O'Banion comments if the City of Merced and City of Los Banos rejected being a successor agency what would that mean.

Mr. Hendrickson states they would probably have to work with the State to dispose of affected assets.

The Chairman questions the composition of the successor agencies.

Mr. Hendrickson states only the County agency will govern over our Redevelopment Agency.

Supervisor Kelsey comments on the Redevelopments Agencies past.

Mr. Hendrickson states that it will be a challenge for privatization of Castle and they are exploring other options.

Upon motion of Supervisor Kelsey, seconded by Supervisor Pedrozo, duly carried, the Board rescinds Resolution No. 2011-150 and Ordinance No. 1890, based upon the California Supreme Court ruling which invalidates AB1X 27; and finds that the Merced County Redevelopment Agency has no enforceable obligations pursuant to ABX1 26; directs staff to prepare a revised draft Enforceable Obligations Payment Schedule by January 30, 2012; return all unencumbered funds in the Low-Moderate Income Housing Fund to the County Auditor-Controller for appropriate dispersal; directs staff to determine membership for an oversight board pursuant to Section 34179 of the Health and Safety Code and to continue to monitor and comply with the State's implementation of ABX1 26.

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

ACTION ITEM #27

2012-01-24 EXECUTIVE OFFICE

The Clerk announces to provide policy direction to explore the possible acquisition of land next to the site for the new State courthouse facility in the City of Los Banos for court related functions and to develop an agreement with the City of Los Banos for a portion of the property is before the Board for consideration.

Supervisor O'Banion states he will support the action today with the understanding of further negotiations with the City of Los Banos and it is important to be clear on the acquisition of land on behalf of the County and Los Banos with a repayment agreement in place before action is taken.

County Executive Officer Jim Brown states he is uncertain on price, who will occupy what part of the parcel and states there is limited funding to build at this time. Mr. Brown also comments that a longtime standing makes sense to acquire the property next door and the action today is to explore options and return to the Board.

The Chairman questions what services will be provided at the new locations, where services are currently located and what portion of property are we acquiring. The Chairman also states he is in support of the project but also supports exploring other options.

Supervisor Kelsey states she is in support of exploring but concerned over money and long term commitments and they need to review all other projects on the books.

Upon motion of Supervisor Pedrozo, seconded by Supervisor O'Banion, duly carried, the Board approves staff to explore the possible acquisition of land next to the site for the new State courthouse facility in the City of Los Banos for court related functions and to develop an agreement with the City of Los Banos for a portion of the property.

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