

# SUMMARY ACTION MINUTES

## BOARD OF SUPERVISORS

### Regular Meeting

**TUESDAY, MAY 08, 2012**

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  
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](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

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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**

9:00 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 LEGAL COUNSEL -  
SIGNIFICANT EXPOSURE TO LITIGATION:** It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54956(b): Two Case

**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; Merced County Sheriff Employee Association (MCSEA), Unit 2; Non-Safety Corrections, Unit 12; and Probation Supervising Employees, Unit 11.

**THE BOARD RECESSED AT 9:00 A.M. AND RECONVENED AT  
10:00 A.M. WITH ALL MEMBERS PRESENT AND THE CHAIRMAN  
ADVISED STAFF WAS PROVIDED DIRECTION**

### **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**

### **PRESENTATIONS**

- 1) University of California, Merced Progress Report on Mapping Health Disparity Project in Merced County.

**REVIEW BOARD ORDER – SEE PAGE 11**

- 2) Executive Office - Budget Presentation.

**REVIEW BOARD ORDER – SEE PAGE 11**

**APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 23)**

**APPROVED AS RECOMMENDED EXCEPT ITEM NOS. 8 AND 9  
PULLED AYES: ALL**

**BID OPENING - COMMERCE, AVIATION AND ECONOMIC**

Development: Request the Board 1) Open and examine written proposals for conformance to all terms and conditions specified in Resolution No. 2012-29 and which are made by responsible bidders; 2) Call for and receive oral bids; 3) accept the highest proposal/bid on May 8, 2012, if deemed appropriate; and 4) adopt resolution accepting the highest proposal that conforms to all terms and conditions specified in Resolution No. 2012-29

**REVIEW BOARD ORDER – SEE PAGE 10**

**REPORTS/BOARD DIRECTION**

County Executive Officer, County Counsel, Board of Supervisors Members

**CONSENT CALENDAR (Items # 1-23)**

**APPROVED AS RECOMMENDED EXCEPT ITEM NOS. 8 AND 9 PULLED AYES: ALL**

Public Works

1. Set Public hearing on June 5, 2012 at 10:00 A.M. to consider amending Chapter 5.64 to the Merced County Code and amending Ordinance No. 1888 entitled "User Charge Rates for Zones of Benefit" which would establish County Service Area Number One User Rates for 2012/2013 fiscal year.
2. Termination of Contract No. 9485 with Merced Irrigation District for Hydroelectric Generating Facilities.

Mental Health

3. Approve and authorize the Chairman to sign Amendment to Contract No. 2011142 with Community Social Model Advocates, Inc. for the provision of perinatal residential substance abuse services; and approve the related budget transfer. (4/5 Vote Required)
4. Approve and authorize the Chairman to sign Renewal to Contract No. 2009096 with Joseph Melton, LMFT for Certification Review Hearing services.
5. Approve and authorize the Chairman to sign Renewal to Contract No. 2009142 with Merced Faculty Associates to provide Histories and Physical Exams for clients at Marie Green.
6. Approve and authorize the Chairman to sign Renewal to Contract No. 2011114 with Healthy House within a Match Coalition for Interpreter services.
7. Approve Budget Transfer in the amount of \$40,000 for Professional and Special Services for Riggs Ambulance for the remainder of the Fiscal Year. (4/5 Vote Required)

Planning

8. Approve and authorize the Chairman to sign Amendment to Contract No. 2011170 with BAP Power Corp. for the consultant, EMC Planning Group, Inc. to complete Biological and Cultural Resources Tasks as part of the Initial Study/Negative Declaration for the Cenergy Highway 152 Solar Energy project (CUP11-001 and CUP11-002).

**PULLED FROM AGENDA – NO ACTION TAKEN**

9. Approve and authorize the Chairman to sign Amendment to Contract No. 2010171 with EMC Planning Group, Inc. to complete Biological and Cultural Resources Tasks as part of

the Initial Study/Negative Declaration for the Cenergy Highway 152 Solar Energy project (CUP11-001 and CUP11-002); and approve related budget transfer. (4/5 Vote Required)

**PULLED FROM AGENDA – NO ACTION TAKEN**

Ag. Commissioner

10. Approve and authorize the Chairman to sign Renewal to Contract No. 2007123 with City of Merced for Housing, Care and Disposal for domestic animals.
11. Approve and authorize the Chairman to sign Renewal to Contract No. 2007167 with the City of Atwater for Housing, Care and Disposal for domestic animals.

Human Services Agency

12. Approve and authorize the Chairman to sign Amendment to Contract No. 2009296 with Merced Library for Literacy Training services; and approve the related budget transfers.

Assessor/Recorder/ROV

13. Approve and authorize the Chairman to sign Amendment to Contract No. 2011224 with the Secretary of State for reimbursement of costs related to the Post-Election Audit program.
14. Approve Budget Transfer in the amount of \$32,000 for AES Technology Software Maintenance.

Human Resources

15. Approve and authorize the Chairman to sign Amendment to Contract No. 2005181 with TALX Corporation for Unemployment Compensation Services.

District Attorney

16. Approve Budget Transfer in the amount of \$7,635 for Investigative Equipment thru JAG grant.

Probation

17. Approve Budget Transfer in the amount of \$15,000 to purchase items for mandatory recreational activities at the Iris Garrett Juvenile Justice Correctional Complex and the Bear Creek Academy Program. (4/5 Vote Required)

Library

18. Approve Budget Transfer in the amount of \$15,055 for purchase and installation of Computer Work Station Furniture for public use from District Two special board project funds.

Sheriff

19. Approve Budget Transfer in the amount of \$20,453 for purchase of radio equipment with the Homeland Security Grant and Emergency Management Grant. (4/5 Vote Required)

Fire

20. Approve Budget Transfer in the amount of \$41,888 for purchase of Mobile Radios for Sheriff's Office from Homeland Security and Emergency Management grants. (4/5 Vote Required)

## Workforce Investment

21. Accept Modification (4) to Subgrant K282484 (Contract No. 2011151) with the State of Calif. Employment Development Department adding Workforce Investment Act (WIA) Adult and Dislocated Worker formula funds; and approve the related budget transfer. (4/5 Vote Required)

## Executive Office

22. Adopt Resolution approving certain amendments to the Tobacco Securitization Agency Joint Powers Agreement relating to the operations of the Commission, and authorizing officers to do any and all things necessary to execute and documents necessary to carry out the intent of the resolution.

### **ADOPTED RESOLUTION NO. 2012-40**

23. Approve and authorize the Chairman to sign Amendment to Contract No. 2005155 with Freese & Gianelli Claims Service, Inc. (F&G) for Liability Claims Management Services; and approve related budget transfer.

## **REGULAR CALENDAR**

### **BOARD ACTION**

#### MENTAL HEALTH

24. Contract with Merced Community College District for Nursing Clinical Experience at Department facilities.

#### **AUTHORIZED CONTRACT NO. 2012082 AS RECOMMENDED AYES: ALL**

25. Contract with The Chateau for Residential Care for Consumers.

#### **AUTHORIZED CONTRACT NO. 2012083 AS RECOMMENDED AYES: ALL**

26. Contract with Probation Department for provision of Clinical Services related to the Juvenile Behavioral Health Court.

#### **AUTHORIZED CONTRACT NO. 2012084 AS RECOMMENDED AYES: ALL**

27. Contract with Community Action Agency for Property Management and Supportive Service Activities related to the implementation of Project Hope Westside; and approve the related budget transfer. (4/5 Vote Required)

#### **AUTHORIZED CONTRACT NO. 2012085 AS RECOMMENDED AYES: ALL**

#### PLANNING

28. Contract with Ibrahim Alwareeth and Ayida S. Mohamed for the consultant, Environmental Planning Partners, Inc. to prepare initial tasks for an Initial Study for the Highway 99 Truck Stop project (GPA11-001/ZC11-001/CUP11-011).

#### **AUTHORIZED CONTRACT NO. 2012086 AS RECOMMENDED AYES: ALL**

29. Contract with Environmental Planning Partners, Inc. to prepare an Initial Study for the Highway 99 Truck Stop project (GPA11-001/ZC11-001/CUP11-011); and approve the related budget transfer. (4/5 Vote Required)

#### **AUTHORIZED CONTRACT NO. 2012087 AS RECOMMENDED AYES: ALL**

30. Contract with Vierra Family Hilmar Partnership LP for the consultant, Environmental Planning Partners, Inc. to prepare initial tasks for an Environmental Impact Report for the

Vierra Dairy Farms Expansion project (CUP12-005).

**AUTHORIZED CONTRACT NO. 2012088 AS RECOMMENDED AYES: ALL**

31. Contract with Environmental Planning Partners, Inc. to prepare tasks for an Environmental Impact Report for the Vierra Dairy Farms Expansion project (CUP12-005); and approve related budget transfer. (4/5 Vote Required)

**AUTHORIZED CONTRACT NO. 2012089 AS RECOMMENDED AYES: ALL**

**DEPT. ADMIN. SERVICES**

32. Contract with CVIN, LLC for the design and construction of a multiagency shared network infrastructure; approve Memorandum of Understanding with the City of Merced, Merced Union High School District and Merced County Office of Education for the management of the multi-agency shared network infrastructure completed through the JBA; authorize the use of Tobacco Securitization Funds to extend fiber optics to Castle as part of the EOC project; and approve the related budget transfer. (4/5 Vote Required)

**AUTHORIZED CONTRACT NO. 2012090 (CVIN) AND 2012091 (CITY OF MERCED, MERCED HIGH SCHOOL, MCOE) AS RECOMMENDED AYES: ALL**

33. Contract with X.ACT Technology Solutions for the implementation of the Library Wi-Fi project subject to approval by County Counsel and CEO; approve the County-wide Wi-Fi project; and approve the related budget transfer. (4/5 Vote Required)

**AUTHORIZED CONTRACT NO. 2012092 AS RECOMMENDED AYES: ALL**

**HEALTH**

34. Contract with Public Health Institute (PHI) for the California Community Transformation Grant Initiative from September 30, 2011 to September 29, 2016, totaling \$253,000 per federal fiscal year.

**AUTHORIZED CONTRACT NO. 2012093 AS RECOMMENDED AYES: ALL**  
**REVIEW BOARD ORDER – SEE PAGE 11 AND 12**

**HUMAN SERVICES AGENCY**

35. Contract with Merced County Office of Education for Foster Youth Camping trip.

**AUTHORIZED CONTRACT NO. 2012094 AS RECOMMENDED AYES: ALL**

**SHERIFF**

36. Authorize submission of 2012 Edward Byrne Memorial Justice Assistance Grant (JAG) through the internet based grant management system in the amount of \$36,895 to fund computer equipment in support of the implementation of the New World Software System; and for the Sheriff to return to the Board for acceptance if awarded funding.

**APPROVED AS RECOMMENDED AYES: ALL**

37. Contract with Swanson Services Corporation to provide Commissary Services to the inmates at the adult correctional facilities operated by the Sheriff; and approve deletion of one vacant Inmate Services Manager position (class 7395), and delete one vacant Inmate Services Coordinator position (class 7497); and adopt Position Allocation Resolution.

**AUTHORIZED CONTRACT NO. 2012095 AND ADOPTED RESOLUTION NO. 2012-41 AS RECOMMENDED AYES: ALL**

**REVIEW BOARD ORDER – SEE PAGE 12**

38. Authorize Memorandum of Understanding with Treasurer-Tax Collector for uniformed Deputy Sheriff presence at the County Treasury during business hours, Monday through Friday 8 a.m. to 5 p.m. excluding holidays and furlough days.

**AUTHORIZED CONTRACT NO. 2012096 AS RECOMMENDED AYES: ALL**

39. Authorize the Sheriff to sign the Letter of Agreement and supporting documents with the Drug Enforcement Administration to accept funding in the amount of \$75,000 for the 2012 Domestic Cannabis Eradication and Suppression Program (DCESP) for the eradication of illegal cannabis in Merced County.

**AUTHORIZED CONTRACT NO. 2012097 AS RECOMMENDED AYES: ALL**

#### LIBRARY

40. Authorize the County Librarian to accept a donation of \$1,000 from "Dollar General Literacy Foundation" to be used for Merced County Read and Succeed Literacy Program and deposit it into the Literacy Trust Fund #02646.

**APPROVED AS RECOMMENDED AYES: ALL**

#### TREASURER/TAX COLLECTOR

41. Accept the 2012 Investment Policy as amended May 8, 2012.

**APPROVED AS RECOMMENDED AYES: ALL**

42. Authorize the Treasurer to purchase, to be held uncanceled, the outstanding Merced County 1999 Pension Obligation Bonds listed as \$25,780,000 MERGEN 6.25% 8/15/2016 (CUSIP: 587672AP1).

**APPROVED AS RECOMMENDED AYES: ALL**

43. Grant the Tax Collector relief for shortage in the amount of \$124.38; and authorize the Tax Collector to make restitution payment in the amount of \$124.38 to the victim.

**APPROVED AS RECOMMENDED AYES: ALL**

#### HUMAN RESOURCES

44. Approve amendment to Contract No. 2011217 with American Federation of State, County and Municipal Employees (AFSCME) representing Bargaining Units 4, 5, 6, & 8; approve the Employer Participation agreement with NRS for Unit 11, Probation Supervising Employees, which includes the Plan, Declaration of Trust, and appointment of Trustee for the Post Employment Health Plan (PEHP), and Associated Documents; and approve amendment to Section A of Contract No. 2011225 with American Federation of State, County and Municipal Employees (AFSCME) representing Bargaining Unit 11.

**AUTHORIZED CONTRACT NO. 2011217 (UNIT 4, 5, 6, & 9), 2012081 (PEHP), AND 2011225 (UNIT 11) AS RECOMMENDED AYES: ALL**

#### EXECUTIVE OFFICE

45. Approve a loan in the amount not to exceed \$10,000, interest rate equal to the Treasury Rate, to the East Merced Resource Conservation District (EMRCD) for the purpose of matching funds in order for the EMRCD to meet State requirements for assuming a donor agreement and involvement in the management of Hatfield and McConnell Parks.

**APPROVED AS RECOMMENDED AYES: ALL**

**REVIEW BOARD ORDER – SEE PAGE 12 AND 13**

#### BOARD OF SUPERVISORS

46. Authorize \$1,500 of Special Board Project Funds- District Four to be forwarded to the Winton Community Law Enforcement Office to support their Office Operation and Activities in the community; and approve the related budget transfer.

**APPROVED AS RECOMMENDED      AYES: ALL**

47. Authorize \$4,000 of Special Board Project Funds- District Four to be forwarded to the Merced County Rescue Mission in support of their activities; and approve the related budget transfer.

**APPROVED AS RECOMMENDED      AYES: ALL**

48. Authorize \$530 of Special Board Project Funds- District Five to be forwarded to the Milliken Museum for replacement of broken glass on exhibit cases (\$210) and for enhanced monitoring feature for the intrusion alarm system up to (\$320).

**APPROVED AS RECOMMENDED      AYES: ALL**

49. Authorize \$1,200 of Special Board Project Funds- District Five to be utilized to provide an ADA Accessibility Survey for the Workforce Investment leased office building at 800 7th Street, Los Banos.

**APPROVED AS RECOMMENDED      AYES: ALL**

50. Approve the Le Grand Community Day Committee to install a picnic shelter at Le Grand Community Park; and accept the donation of the picnic shelter.

**APPROVED AS RECOMMENDED      AYES: ALL**

#### **BOARD APPOINTMENTS**

51. Merced County Successor Agency Oversight Board – Appointed Harold Holman.

**APPROVED AS RECOMMENDED      AYES: ALL**

52. Atwater City RDA Oversight Board – Appointed Harold Holman.

**APPROVED AS RECOMMENDED      AYES: ALL**

53. Los Banos City RDA Oversight Board – Appointed David Santos.

**APPROVED AS RECOMMENDED      AYES: ALL**

#### **BOARD INFORMATION & POSSIBLE ACTION**

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

54. Department of Administrative Services re: Pursuant to Ordinance No. 1678, Chapter 5.12.040 and which fall under (category 1), to inform the Board of the purchase of emergency fire hydrant repair work in support of Castle from Rolfe Construction.

55. Public Works Department re: Contract awarded to International Surfacing Systems of Modesto, CA in the amount of \$1,060,054.00 for the Chip Seals at Various Locations in Merced County.

**CONTRACT NO. 2012098**

56. Public Works Department re: Contract No. 2011226 awarded to Pacific Valley Roofing of Ceres, CA in the amount of \$9,988.00 for the Ballico Fire Station #92 Re-roof project.

57. Public Works Department re: Contract No. 2011192 awarded to Otto Construction of Sacramento, CA in the amount of \$2,913,400.00 for the Partial Demolition and Remodel of the Former Merced County Hospital project.



58. Merced County Mosquito Abatement District re: Manager's Report for March 2012.
59. State Fish and Game Commission re: Notice of Proposed Regulatory Action relative to the amendment of Sections 671.1 and addition of Sections 671.8, Title 14, California Code of Regulations, relating to Permits and Inspections of Facilities for Restricted Species, which was published in the California Regulatory Notice of Register on April 27, 2012.

**ADOPTED RESOLUTION IN MEMORY OF MARGARET SPINARDI, WILLIAM LOHMAN, ROBERT BELTZ, BETSY GIRALDIN, AND JOHN TORRES, AND ADJOURNED THE MEETING UNTIL MAY 22, 2012, AT 10:00 A.M.**

## BOARD ORDERS – SUMMARY ACTION MINUTES – MAY 8, 2012

### **10:00 A.M. SCHEDULED ITEM** **2012-05-08 PUBLIC OPPORTUNITY**

Judy Buckingham, Merced resident, speaks regarding her concern about the drilling of agricultural wells in the area where she lives.

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

### **10:00 A.M. SCHEDULED ITEM** **2012-05-08 COMMERCE, AVIATION, AND ECONOMIC DEVELOPMENT – BID OPENING**

The Clerk announces the Bid Opening for the sale of Building 1323 including 0.3 acres of land within Castle Commerce Center is before the Board for consideration.

Commerce, Aviation, and Economic Development Director Mark Hendrickson walks the Board through the bid process requirements and states that a private sector organization has expressed interest in acquiring the property from the county for their own business interest; however, the process must be followed as required by law.

The Chairman states a bid has been received with Intent to Purchase, including the requisite check. The Chairman asks if there is anyone in the audience wishing to submit an oral bid within the requirements as prescribed by law. There are no oral bids. The bid is given to Mr. Hendrickson to make copies for the Board's review. The Board will revisit this item at the end of the agenda at which time the Board will take a brief recess to review the bid and make a decision regarding direction.

The Board recesses at 11:30 a.m. to review the bid submitted by West Coast Gas, Inc. to purchase Building 1323 located within Castle Commerce Center.

The Board reconvenes at 11:40, and the Chairman informs that the bid for Building 1323 has been reviewed and it is reflective of what the County is asking for, and requests that Mark Hendrickson provide information pertaining to the completeness and responsiveness.

Commerce, Aviation, and Economic Development Director Mark Hendrickson states that the bid is from West Coast Gas, Inc., the offer is for \$217,637 which includes \$87,000 in a cash contribution, and \$130,637 in improvements to be made within the next six months. The offer also includes the required \$20,000 cash deposit. Mr. Hendrickson reviews the improvements to be made by West Coast Gas, Inc. as submitted in writing and included with the bid. He further states that copies of the bid package are available for the public, and staff believes that the proposal meets and conforms to the Resolution adopted by the Board on April 3, 2012. Mr. Hendrickson recommends that the Board accept the proposal and adopt the Resolution accepting the proposal.

Upon motion of Supervisor Davis, seconded by Supervisor Pedrozo, duly carried, the Board adopts Resolution No. 2012-42 to accept the \$217,637 proposal as submitted by West Coast Gas, Inc. for the sale of Building 1323 including 0.3 acres of land within Castle Commerce Center.

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

**10:00 A.M. SCHEDULED ITEM**

**2012-05-08 PRESENTATION – University of California**

UC Merced Students Catherine Vu, Sunny Seth, and Beshudha Kang provide the Board with a progress report on the Mapping Health Disparity Project in Merced County. They present a power point presentation titled: Place Matters: Education and Health Merced Student Mapping Project (Supplemental No. 2). The Board thanks the students for their time in preparing and providing this presentation.

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

**10:00 A.M. SCHEDULED ITEM**

**2012-05-08 PRESENTATION – Budget**

County Executive Officer James Brown informs the Board that today's presentation is a brief update on where we stand at the end of the 3<sup>rd</sup> quarter and impacts of what we are looking at for next year. Mr. Brown states that Proposed Budget is scheduled for the end of June with the Final Budget hearing at the end of August. Mr. Brown and Assistant Executive Officer Scott DeMoss provide a power point presentation on the County Budget and review the following: General fund Revenue vs. Expenditures 3<sup>rd</sup> Quarter, Revenues vs. Expenditures, (General Fund), General Fund Cash Flow Comparison, Net County Costs, Budget Overview, and Net County Cost by Area. (Supplemental No. 1).

County Executive Officer James Brown states the bottom line is that there is a \$13 to \$14 million dollar shortfall for next year. They will be presenting the Board with a Proposed Budget at the end of June for consideration and Final Budget in August. Mr. Brown states that the total budget is \$436 million, General Fund is only \$342 with about \$90+ million in Other Funds, Net County is at \$86 million funded by \$62 million in Revenue with a Fund Balance of \$23.9 million. They are planning on a Fund Balance number to be about a \$17 million number, revenues at about \$64 million, to get at the \$81 million number to use as a target to drop costs for next year.

County Executive Officer James Brown states everyone will need to work together to participate at the "table" to structure a budget.

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

**ACTION ITEM NO. 34**

**2012-05-08 HEALTH**

The Clerk announces a contract with Public Health Institute (PHI) for the California Community Transformation Grant Initiative is before the Board for consideration.

County Executive Officer James Brown and Board members thank Tammy Moss Chandler for her service and leadership as Health Director and wish her well in her future endeavors. Mr. Brown states at this time there will not be an Interim Director assignment, interviews have taken place - they are working through details, and he will step into the role of Health Director.

Upon motion of Supervisor O'Banion, seconded by Supervisor Kelsey, duly carried, the Board approves the contract with Public Health Institute (PHI) for the California Community Transformation Grant Initiative from September 30, 2011 to September 29, 2016, totaling \$253,000 per fiscal year.

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

**ACTION ITEM NO. 37**  
**2012-05-08 SHERIFF**

The Clerk announces a contract with Swanson Services Corporation and amendments to Inmate Services Position Allocation Resolution are before the Board for consideration.

Supervisor Davis asks if there will be a change in the job description of the two remaining individuals who are still going to be on board after moving this operation to a private enterprise. He states that in reviewing the job description he noticed that all except two duties of the two remaining individuals will be taken over by the contractor and wants to make sure there is justification for the two remaining positions.

Sheriff Mark Pazin states not at this time.

Upon motion of Supervisor Pedrozo, seconded by Supervisor Kelsey, duly carried, the Board approves the contract with Swanson Services Corporation to provide Commissary Services to the inmates at the adult correctional facilities and adopts Position Allocation Resolution No. 2012-41 to delete one vacant Inmate Services Manager position and a vacant Inmate Services Coordinator position.

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

**ACTION ITEM NO. 45**  
**2012-05-08 COUNTY EXECUTIVE OFFICE**

The Clerk announces a loan in the amount not to exceed \$10,000 to the East Merced Resource Conservation District (EMRCD) is before the Board for consideration.

County Executive Officer James Brown speaks regarding the plan to close State parks across the state. Two of those parks are in Merced County, McConnell and Hatfield. Members of the community and EMRCD have been working with private and public entities to come up with a plan to try and work within the State's proposed process. They are here to provide an update on that process. This action is a request for a loan to help towards that process.

Tony Azevedo, EMRCD President, updates the Board on the task of keeping McConnell and Hatfield State parks open and operating. Mr. Azevedo states EMRCD is requesting a loan through the Special District Augmentation Loan Fund in the amount of \$10,000 to be paid over a 3 year period.

Supervisor Davis states he has not seen any legal documentation from EMRCD organization in support of requesting a loan.

Mr. Azevedo has copies of the Resolution adopted by the EMRCD to request a loan from the Special District Augmentation Loan Fund for up to \$10,000. Mr. Azevedo leaves copies of the Resolution for the Board.

Following discussion and upon motion of Supervisor Kelsey, seconded by Supervisor Pedrozo, duly carried, the Board approves a loan not to exceed \$10,000 with interest rate equal to the Treasury Rate, to the EMRCD for the purpose of matching funds in order for the EMRCD to meet State requirements for assuming a donor agreement and involvement in the management of Hatfield and McConnell parks.

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