



SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, JULY 10, 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

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

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): One 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 Merced County Sheriff Employee Association (MCSEA), Unit 2; and Non-Safety Corrections, Unit 12.

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

PRESENTATION: Recognition of Maria Ceja for receiving the National Award as Site Manager of the Bear Creek Housing Complex

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 12)

APPROVED AS RECOMMENDED AYES: ALL

REPORTS/BOARD DIRECTION

County Executive Officer-Budget Update, County Counsel, Board of Supervisors Members

REVIEW BOARD ORDER

CONSENT CALENDAR (Items #1 - 12)

APPROVED AS RECOMMENDED AYES: ALL

Mental Health

1. Approve and authorize the Chairman to sign Renewal Contract No. 2010119 with State of California Health and Human Services Agency, Department of Alcohol and Drug Programs, for provision of local alcohol and drug services; and adopt Resolution.

ADOPTED RESOLUTION

Planning

2. Approve and authorize the Chairman to sign Amendment to Contract No. 2011208 with Antonio Brasil for the consultant, Environmental Planning Partners, Inc., to complete Tasks 4 and 6 as part of the Environmental Impact Report for the Antonio Brasil Dairy Expansion project (CUP11-010).
3. Approve and authorize the Chairman to sign Amendment to Contract No. 2011209 with Environmental Planning Partners, Inc. to complete Tasks 4 and 6 as part of the Environmental Impact Report for the Antonio Brasil Dairy Expansion project (CUP11-010).

Commerce, Aviation, and Economic Development

4. Set Public Hearing for July 31, 2012, at 10:00 a.m. to receive comments on the State Community Development Block Grant (CDBG) Annual Grantee Performance Reports for Grant Number 10-STBG-6729.
5. Set Public Hearing for July 31, 2012, at 10:00 a.m. to receive comments on proposed revisions to the Housing Rehabilitation Program Guidelines and the Homebuyer Acquisition Only/Acquisition with Rehabilitation Program Guidelines.

Probation

6. Approve and authorize the Chairman to sign Amendment to Contract No. 2004261 with Merced County Sheriff Department for meals and laundry service for the Iris Garrett Juvenile Justice Correctional Complex.

Board Recognition

7. Authorize plaque for Lloyd Roduner for 48 years of dedicated service and 27 years as Chairman for the Lower San Joaquin Levee District.
8. Authorize Certificate of Recognition for the 1st Annual Friends of the Public Defender celebration.
9. Authorize Certificate of Recognition presented to Coach Lou Souza in honor of many years of service as coach of the Merced High Baseball team and for instilling character, class, and concern.
10. Authorize Resolution commending Gregory Christiansen for his contributions to the community.
11. Authorize Certificates of Recognition presented to National Council of Negro Women and Irene and Luis De La Cruz as selected by The League of Women Voters of Merced County for the 2012 Making Democracy Work Awards.

12. Authorize Certificates of Recognition to individuals selected by the Merced County Arts Council and Pacific Gas & Electric for the California State Summer School for the Arts Scholarship as follows: Sam Cervantes, Merced High; Kyle Dejesus, Marissa Olivera, Selina Olivera, and Christopher Rivera, Livingston High.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

13. Contract with Office of the State Controller, Division of Audits, for services to prepare the annual Street and Road Report of Fiscal Year 2011/2012.

APPROVED AS RECOMMENDED AYES: ALL

14. Approve rate adjustments for solid waste collection services as provided by Gilton Solid Waste Management Inc., and Waste Management, Inc. (D.B.A. Winton Disposal) for Franchise Service Areas 1 through 7 effective July 1, 2012.

APPROVED AS RECOMMENDED AYES: ALL

15. Authorize the Valve Burners Car Club to have exclusive use of Henderson Park on Sunday September 9, 2012, for their annual car show; waive the County's vehicle entrance fee; authorize the Valve Burners Car Club to charge a \$4.00 entrance fee; and authorize vendors to sell products during the event.

APPROVED AS RECOMMENDED AYES: ALL

MENTAL HEALTH

16. Contract with Merced City School District for Educational Program Services for students referred to Merced County Alcohol and Drug Services' adolescent program.

APPROVED AS RECOMMENDED AYES: ALL

17. Contract with Lifestyle Management Inc. for Department of Mental Health/Alcohol & Drug Services staff to provide required program monitoring for the First Offender and Multiple Offender Drinking Driver Program.

APPROVED AS RECOMMENDED AYES: ALL

18. Contract with Probation Department for implementation of the Adult Mental Health Court as part of the Mental Health Services Act Community Services and Supports Plan.

APPROVED AS RECOMMENDED AYES: ALL

19. Contract with Merced Community Action Agency for property management and supportive service activities related to the implementation of Project Home Start.

APPROVED AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

20. Authorize the payment of \$1,500 from Human Services Agency (HSA) to Merced County Association of Governments (MCAG) for assistance with the cost study activities of Recommendation 19 of the "Merced County 10-Year Plan to End Homelessness".

APPROVED AS RECOMMENDED AYES: ALL

21. Authorize the Human Services Agency Director to sign and submit grant application to the Department of Health and Human Services Administration on Children, Youth and Families

for supportive housing services, and to return to the Board to process grant documents if awarded.

APPROVED AS RECOMMENDED AYES: ALL

FIRE

22. Authorize the Merced County Office of Emergency Services to apply for the California Emergency Management Agency FY 12 State Homeland Security Grant; direct Fire Chief/Office of Emergency Services Director to return to the Board with results and authorization prior to accepting award; and adopt Resolution.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

23. Authorize the Merced County Office of Emergency Services to apply for the California Emergency Management Agency FY 12 Emergency Management Performance Grant (EMPG); direct Fire Chief/Office of Emergency Services Director to return to the Board with results and authorization prior to accepting award; and adopt Resolution.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

24. Contract with Everbridge Inc. to upgrade the obsolete County emergency notification system for FY 12/13 in the amount of \$22,185.

APPROVED AS RECOMMENDED AYES: ALL

COMMERCE, AVIATION, AND ECONOMIC DEVELOPMENT

25. Approve the Foreign-Trade Zone No. 226 Tariff Schedule Adjustments to Section I, Zone Operators which adds the Gap, Inc. and Section IV, Site Descriptions which reflect Zone sites after the Alternate Site Framework approval; and adopt Resolution.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

DEPT. OF ADMIN. SERVICES

26. Contract with Mosquito Abatement District to sell their vehicles through the Public Surplus program.

APPROVED AS RECOMMENDED AYES: ALL

HUMAN RESOURCES

27. Authorize the designation of Ericka Carr as Acting County Librarian effective July 21, 2012, and approve a 10% increase, effective July 30, 2012.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER

28. Authorize reducing the salary range for the vacant position of County Public Works Director/Road Commission by approximately 15% from salary range 91.4 to salary range 88.4 effective July 16, 2012; approve the updates to the job specification for the position of County Public Works Director/Road Commissioner; and adopt amendments to Position and Salary Allocation Resolutions.

ADOPTED RESOLUTIONS AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER

BOARD OF SUPERVISORS

29. Authorize a total not to exceed \$11,000 of Special Board Project Funds - District One as reimbursement of costs to Administrative Services-Support Services Division for janitorial

services to be provided for FY 2012/13 for the Planada Recreation Building and the Le Grand Community Hall, for a maximum up to \$5,500 for each site.

APPROVED AS RECOMMENDED AYES: ALL

30. Authorize \$1,000 of Special Board Project Funds - District One to be forwarded to the Merced USA Cheetahs Track Club in support of their programs in Merced County.

APPROVED AS RECOMMENDED AYES: ALL

31. Authorize up to \$410 of Special Board Project Funds - District Three to be forwarded to the Merced County Parks and Recreation Department to cover the cost of renting portable restrooms for the duration of this year's youth baseball season in the Beachwood area.

APPROVED AS RECOMMENDED AYES: ALL

BOARD APPOINTMENTS

32. Lower San Joaquin Levee District - Reappointment.

APPROVED AS RECOMMENDED AYES: ALL

33. Mental Health Advisory Board - Reappointment.

APPROVED AS RECOMMENDED AYES: ALL

34. Workforce Investment Board - Reappointments.

APPROVED AS RECOMMENDED AYES: ALL

35. Winton Municipal Advisory Council - Appointment.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

36. Public Works Department re: Contract awarded to George Reed in the amount of \$441,227 for the Cottonwood Road/Ingomar Road Intersection Improvement project.

37. Commerce, Aviation and Economic Development re: Lease Amendments issued to KS Aviation, Inc., for square footage and base rent changes to Building 1340 located at Castle Airport.

38. Commerce, Aviation, and Economic Development re: Special Event Facility use Agreement with IPMS Fresno Scale Modelers for the Scale Model Contest held on May 27, 2012, in Building 1320 located at Castle Commerce Center.

39. Commerce, Aviation, and Economic Development re: Special Event Facility Use Agreement issued to Buhach Colony High School XC and Track for Storm the Castle Run held May 27, 2012, at Castle Commerce Center.

40. County Executive Office re: Letter of endorsement for CSAC Challenge Award entry.

41. Office of the Governor re: Proclamation calling the General Election on Tuesday, November 6, 2012.

42. Merced County Mosquito Abatement District re: Manager's Report for May 2012.

43. MBK Engineers re: Merced Irrigation District Petition for Temporary Transfer under License 2685 (Application 1224).

ADOPTED RESOLUTIONS IN MEMORY OF MICHAEL KLEIBER, RENO FERRARO, DENNIS MICHAEL TROXELL, AND ARLENE CODERNIZ, AND ADJOURNED THE MEETING UNTIL JULY 31, 2012, AT 10:00 A.M.