

# SUMMARY ACTION MINUTES

## BOARD OF SUPERVISORS

Regular Meeting  
TUESDAY, OCTOBER 20, 2015  
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  
DARON McDANIEL.....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

**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 action and usually are approved by a single 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 THREE MINUTES PER PERSON**

**CLOSED SESSION:** It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54957: Public Employee Performance Evaluation Title: Community and Economic Development Director

**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: Teamsters (Corrections), Unit 2; Merced County Deputy Sheriff Association (DSA), Unit 10; Merced County Public Safety Services Unit (MCPSSU), Unit 14. Agency Negotiator: Marci Barrera

**THE BOARD RECESSED AT 8:30 A.M. AND RECONVENED AT 10:00 A.M. WITH ALL MEMBERS PRESENT, AND THE CHAIRMAN ADVISED STAFF WAS GIVEN 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 three minutes per person)

**REVIEW BOARD ORDER – SEE PAGE 10**

**PRESENTATION:**

Rural County Representatives of California (RCRC)

**REVIEW BOARD ORDER – SEE PAGE 10**

**APPROVAL OF CONSENT AGENDA CALENDAR** (Items #1 - 24)

**PUBLIC HEARINGS:**

**TREASURER/TAX COLLECTOR - PUBLIC HEARING - PROPOSED ORDINANCE**

To consider a Proposed Ordinance entitled: County Treasurer-Tax Collector Fee Schedule (Amends Ordinance No. 1737 and Merced County Code Chapter 5.56).

**RECOMMENDATION:** 1) Waive further reading of the ordinance; 2) Open Public Hearing and receive public comments; 3) Close public hearing and adopt ordinance amending Treasurer-Tax Collector Fee Schedule (Amends Ordinance No. 1737 and Merced County Code Chapter 5.56).

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

**COMMUNITY AND ECONOMIC DEVELOPMENT - PUBLIC HEARING - PROPOSED RESOLUTION**

To consider a Resolution to amend the Agricultural Preserve as per the requirements of the Land Conservation Act of 1965 (Williamson Act) Section 51200 et seq. of the California Government Code.

**RECOMMENDATION:** 1) Open the public hearing and receive public comments; 2) Close the public hearing; 3) Find the removal of the land from the Agricultural Preserve pertaining to: a) PLA09-020, located south of Bradbury Road, 0.5 miles east of Cortez Avenue in the Delhi area; and, b) PLA15-012, located south of E. South Bear Creek 0.28 miles east of Piedmont Drive in the Merced area; and c) PLA15-014 located south of Rose Avenue, 670 feet east of Sultana in the Atwater area; and, d) PLA15-017 located south of Magnolia Avenue, 0.25 miles west of Robin Avenue in the Livingston area; and, e) PLA15-019 located east of Hunt Road, 725 feet south of Preston Road in the Newman area are exempt from CEQA under Section 15183, projects consistent with a Community Plan or Zoning based on the findings listed in the BAI; and 4) Adopt the Resolution to amend the Agricultural Preserve as per the requirements of the Land Conservation Act of 1965 (Williamson Act) Section 51200 et seq. of the California Government Code.

**REVIEW BOARD ORDER – SEE PAGE 11**

**COUNTY COUNSEL - PUBLIC HEARING - SECOND READING OF PROPOSED ORDINANCE**

Second reading to consider Proposed Ordinance entitled: An Ordinance to allow California Prison Industry Authority (CALPIA) to contribute funds to the Merced County District Attorney Victim Witness Assistance Program (Adds Chapter 1.32 to Title 1 of the Merced County Code).

**RECOMMENDATION:** 1) Introduce and conduct second reading of an ordinance adding Chapter 1.32 to Title 1 of the Merced County Code; 2) Waive further reading of proposed ordinance; 3) Open public hearing and receive comments; 4) Close public hearing and adopt ordinance entitled: An Ordinance to allow California Prison Industry Authority (CALPIA) to contribute funds to the Merced County District Attorney Victim Witness Assistance Program (Adds Chapter 1.32 to Title 1 of the Merced County Code).

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

**REPORTS/BOARD DIRECTION**

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items #1-24)

**APPROVED AS RECOMMENDED      AYES: ALL**

Ag. Commissioner

1. Approve and authorize the Chairman to sign Renewal Contract No. 2004324 with the Calif. Dept. of Food and Ag. for Pink Bollworm Cotton Plowdown Enforcement Program.

Health

2. Approve and authorize the Chairman to sign Renewal Contract No. 2014182 with Calif. Dept. of Public Health - Office of Health Equity for CalBRACE Model Implementation; and adopt resolution.

**ADOPTED RESOLUTION NO. 2015-132**

Mental Health

3. Authorize the Dept. of Mental Health to accept donations for the Annual Toy Drive, with monetary donations to be used for the Toy Drive and for no other purpose; authorize the Dept. of Mental Health to conduct Toy Drives on behalf of unserved, underserved and disadvantaged youth from 10/20/15 until 12/31/15.
4. Accept the Dept. of Health Care Services, Projects for Assistance in Transition from Homelessness (PATH) Grant funds, in the amount of \$94,546.
5. Approve and authorize the Chairman to sign Amendment Contract No. 2013066 with National Alliance on Mental Illness for Mental Health Services Act Prevention and Early Intervention capacity building activities and support services.
6. Approve and authorize the Chairman to sign Amendment Contract No. 2014197 with Livingston Community Health Services, updating the program budgets and goals for the Integrated Mental Health in Primary Care Settings Program and the Cultural Brokers for Mental Health Services Program.
7. Approve and authorize the Chairman to sign Amendment Contract No. 2011010 with Willow Glen Care Center, for board and care services.

Human Services Agency

8. Authorize the Human Services Agency to accept donations for the Operation Holiday Toy Drive on behalf of foster youth and disadvantaged children from 10/1/15 until 12/31/15.
9. Approve and authorize the Chairman to sign renewal Contract No. 2005234 with Caton Properties for lease of office space at 1577 West Main Street in Merced.
10. Approve and authorize the Chairman to sign Amendment Contract No. 2014097 (State Revenue Contract #AP-1516-31) with Calif. Dept. of Aging for Title III, VII, IIID, IIIE Senior Programs; adopt resolution and approve related budget transfer (4/5 Vote Required).

**ADOPTED RESOLUTION NO. 2015-133**

Community and Economic Development

11. Set a Joint Zoning Code Update Study Session with the Board and Planning Commission after the 10:00 a.m. Board Meeting on November 3, 2015 in the Board Chambers.

### Dept. of Administrative Services

12. Approve and authorize donation of the three cubicle furniture workstations to Love INC.

### Sheriff

13. Authorize the Sheriff's Dept. to accept toy donations for the 2015 Operation Christmas Toy Drive and authorize the use of the County Parking Lot at the Southeast Corner of 23rd and M Street for the acceptance of donations.

### Probation

14. Approve Budget Transfer in the amount of \$173,854 for the replacement of five control station panels at the Iris Garret Juvenile Justice Complex (4/5 Vote Required).
15. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2012012 with the Mental Health Dept. for Alcohol & Drug Counselor services at the Iris Garrett Juvenile Justice Correctional Complex.

### Executive Office

16. Act on Claim for Damages received from Maria & Abraham Sanchez Cuevas as recommended by Risk Management and County Counsel.

### Board Recognition

17. Proclaim the week of October 23-31, 2015, as Red Ribbon Celebration Week in Merced County; authorize and encourage all County departments and employees to wear red ribbons and to display red ribbons on County buildings and vehicles during that week.
18. Authorize Certificate of Recognition to Aleta Bauer for over 8 years of dedicated service to the Snelling Municipal Advisory Council.
19. Authorize Certificate of Recognition to John Jeter for 31 years of Service with Hilmar Cheese Company.
20. Authorize Certificates of Recognition to Roddy Svendsen and Atwater High School in recognition of the Roddy Svendsen Aquatic Center.
21. Authorize Certificates of Recognition to the following individuals selected by American Legion Auxiliary Merced as Girls State Delegates: Erika Brickly (Merced High), Crystal Covarrubias (Golden Valley High), Emily Bennett (El Capitan High), Amanda Skidmore (Atwater High), Karissa Jacobsen (Buhach Colony High), and Gloria Carrasco (Livingston High).
22. Authorize Certificates of Recognition to the following individuals for being selected as 2015 Outstanding Senior Volunteers: Cecelia McKenzie, Delores Hernandez, Don Weaver, Helen Gallichio, John Trujillo, Linda Trujillo, Marlene Salha, Richard Dalgren, and Wayne Pricolo.
23. Authorize Plaque to El Nido School in recognition of their Centennial Celebration.
24. Authorize Certificates of Recognition to the following individuals selected as Merced County School Employee of the Year: Anjelica Dillsaver (Atwater Elementary School Dist.); selected as Merced County School District Employees of the Year: Sandra Rodriguez (Delhi Unified School Dist.), Theresa Leon (Gustine Unified School Dist.), Cassandra Voelcker (Los Banos Unified School Dist.), and Levi "Dale" Middleton (Merced Union High School Dist.); selected as Merced County Teacher of the Year: Sergio de Alba (Los Banos Unified School Dist.);

selected as Merced County School District Teachers of the Year: Ernest "Jo" Fernandez (Atwater Elementary School Dist.), Mariel Zamora (Ballico-Cressey Elementary School Dist.), Terry Robinson (Delhi Unified School Dist.), Andrea Elizalde (Gustine Unified School Dist.), Geri Taijeron (Merced City School Dist.), Thomas Brewster (Merced County Office of Education), David Gossman (Merced Union High School Dist.), and Mary Gaumnitz (Weaver Union School Dist.).

## REGULAR CALENDAR

### BOARD ACTION

#### PUBLIC WORKS

25. Memorandum of Understanding with the City of Merced for improvements to the intersection of Ashby Road and 16th Street.

**AUTHORIZED CONTRACT NO. 2015183 AS RECOMMENDED AYES: ALL**

#### HEALTH

26. Approve submission of a letter of intent to apply for the Supplemental Nutrition Assistance Program-Education Funding for FFY 2017-2019 to the United States Dept. of Agriculture through the State's Nutrition Education and Obesity Nutrition Branch; submission of a grant application due in March 2016; and return to the Board for contract approval if awarded.

**APPROVED AS RECOMMENDED AYES: ALL**

27. Authorize Administrative Services-Support Services in conjunction with the Dept. of Public Health to prepare and release a Request for Proposal for community health needs assessment services for the Partnerships to Improve Community Health Grant; and return to the Board with contracts for services.

**APPROVED AS RECOMMENDED AYES: ALL**

28. Contract with FirstWatch Solutions, Inc. for Real-Time Early Warning System Software.

**AUTHORIZED CONTRACT NO. 2015185 AS RECOMMENDED AYES: ALL**

29. Contract with Blue Shield of California Foundation to accept grant funding in the amount of \$150,000 to support established community collaborations seeking to improve integration of primary care and behavioral health care in Merced County; approve related budget transfer (4/5 Vote Required).

**AUTHORIZED CONTRACT NO. 2015186 AS RECOMMENDED AYES: ALL**

30. Contract with Desert Vista Consulting to provide consulting services for activities related to the Blue Shield Safety Net Integration Grant in the amount of \$50,915.

**AUTHORIZED CONTRACT NO. 2015187 AS RECOMMENDED AYES: ALL**

31. Contract with Livingston Community Health to provide consulting services for activities related to the Blue Shield Safety Net Integration Grant in the amount of \$28,000.

**AUTHORIZED CONTRACT NO. 2015188 AS RECOMMENDED AYES: ALL**

32. Contract with Merced County Special Education Local Plan Area and the Merced County Dept. of Public Health/California Children's Services to provide for a cooperative working procedure for eligible individuals who are served by both agencies.

**AUTHORIZED CONTRACT NO. 2015189 AS RECOMMENDED AYES: ALL**

## MENTAL HEALTH

33. Authorize the Mental Health Director to sign and submit a grant application to the Continuum of Care in response to FY 2015 Continuum of Care Program Competition funding opportunity, to provide housing and support services for those individuals in Merced County who are experiencing homelessness, and who are persistently mentally ill; and return to the Board upon notifications of a Grant Award.

**APPROVED AS RECOMMENDED AYES: ALL**

34. Contract with United Way of Merced County for services related to the planning and implementation of the Strategic Prevention Framework State Incentive Grant project.

**AUTHORIZED CONTRACT NO. 2015190 AS RECOMMENDED AYES: ALL**

35. Contract with Mariposa County Behavioral Health and Recovery, for the provision of inpatient services at the Marie Green Psychiatric Health Facility.

**AUTHORIZED CONTRACT NO. 2015191 AS RECOMMENDED AYES: ALL**

## HUMAN SERVICES AGENCY

36. Contract with Caton Properties for lease of office space at 1575 West Main Street in Merced.

**AUTHORIZED CONTRACT NO. 2015192 AS RECOMMENDED AYES: ALL**

## COMMUNITY AND ECONOMIC DEVELOPMENT

37. Authorize staff to issue a Request for Qualifications to provide environmental review consulting services related to well permit and groundwater export applications, and return with permit-specific contracts as needed.

**APPROVED AS RECOMMENDED AYES: ALL**

38. Contract with Wickstrom Jersey Farms, Inc. for the consultant, Environmental Planning Partners, Inc., to prepare an Initial Study for the Wickstrom Jersey Dairy Expansion Project (CUP15-014).

**AUTHORIZED CONTRACT NO. 2015193 AS RECOMMENDED AYES: ALL**

39. Contract with Environmental Planning Partners, Inc., to prepare an Initial Study for the Wickstrom Jersey Dairy Expansion Project (CUP15-014); and approve related budget transfer (4/5 Vote Required).

**AUTHORIZED CONTRACT NO. 2015194 AS RECOMMENDED AYES: ALL**

40. Contract with Mintier Harnish, LP to prepare the Housing Element Update.

**AUTHORIZED CONTRACT NO. 2015184 AS RECOMMENDED AYES: ALL**

## DEPT. OF ADMINISTRATIVE SERVICES

41. Declare passenger cars, light duty trucks, miscellaneous office furniture, assorted office equipment and miscellaneous supplies identified on Exhibit A as Surplus Property as recommended, and authorize its disposal by approved internet public auction.

**APPROVED AS RECOMMENDED AYES: ALL**

42. Contract with Delta Wireless, Inc. for project management services in support of the project to upgrade the County's radio system; approve related budget transfer (4/5 Vote Required).

**AUTHORIZED CONTRACT NO. 2015195 AS RECOMMENDED AYES: ALL**

43. Contract with NEC Corporation of America to upgrade the County's E911 System.

**AUTHORIZED CONTRACT NO. 2015196 AS RECOMMENDED AYES: ALL**

44. Contract with NEC Corporation of American for NEC Direct Certified Maintenance Support.  
**AUTHORIZED CONTRACT NO. 2015197 AS RECOMMENDED AYES: ALL**

**WORKFORCE INVESTMENT**

45. Approve changing the name of the Workforce Investment Board to the Workforce Development Board (WDB) and approve WDB's bylaws incorporating language from the Workforce Innovation and Opportunity Act of 2014 with an effective date of July 7, 2015.

**APPROVED AS RECOMMENDED AYES: ALL**

**PROBATION**

46. Approve the progress report for the Juvenile Justice Crime Prevention Act for Fiscal Year 14/15 and authorize the Chief Probation Officer to submit said report to the Board of State and Community Corrections.

**APPROVED AS RECOMMENDED AYES: ALL**

47. Contract with Allvest Information Services, Inc. dba Assessments.com for adult and juvenile risk assessment software services.

**AUTHORIZED CONTRACT NO. 2015198 AS RECOMMENDED AYES: ALL**

48. Contract with Trilogy Integrated Resources, LLC., for community recidivism and crime reduction services.

**AUTHORIZED CONTRACT NO. 2015199 AS RECOMMENDED AYES: ALL**

**SHERIFF**

49. Contract with Forensic Medical Group for Forensic Pathology Services for the Sheriff-Coroner's Office.

**AUTHORIZED CONTRACT NO. 2015200 AS RECOMMENDED AYES: ALL**

**EXECUTIVE OFFICE**

50. Contract with OpTerra Energy Services for program development assessment within Merced County.

**PULLED FROM AGENDA – NO ACTION TAKEN**

51. Provide staff direction whether and how to proceed regarding a campaign contribution ordinance.

**REVIEW BOARD ORDER – SEE PAGE 12**

**BOARD OF SUPERVISORS**

52. Authorize \$1,000 of District One's Special Board Project Funds to be forwarded to Livingston High School for uniforms and equipment.

**APPROVED AS RECOMMENDED AYES: 1, 2, 4, 5 ABSTAIN: 3**

53. Authorize \$1,000 of District One's and \$1,000 of District Five's Special Board Project Funds to be forwarded to Livingston-Merced Japanese American Citizens League to be used for an illumination and waterfall for the Japanese Garden behind the Merced Assembly Monument at the Merced County Fairgrounds.

**APPROVED AS RECOMMENDED AYES: 1, 2, 4, 5 ABSTAIN: 3**



BOARD APPOINTMENTS

54. Reaffirm all current members of the Workforce Investment Board (WIB) as Workforce Development Board (WDB) Members; Appoint Daniel Caris, Jack Mobley, Steve Newvine, local business representatives, and Matt Richard, local labor representative, to the Workforce Development Board to fill open seats.

**APPROVED AS RECOMMENDED AYES: ALL**

55. Appoint Kim Carter until June 30, 2018, representing District 1 and Richard Hawthorne until June 30, 2018, representing District 3, as members of the Merced County Behavioral Health Board.

**APPROVED AS RECOMMENDED AYES: ALL**

BOARD INFORMATION & POSSIBLE ACTION

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

56. Public Works re: Contract No. 2015063 awarded to St. Francis Electric, San Leandro, CA in the amount of \$342,220, for the Winton Way-Gertrude Avenue Traffic Signal Project.

57. Fish & Game Commission re: 15 Day Notice of California Notice Register 2015, No. 34-Z, Z-2015-0811-07 re: Transgenic Definition; Application and Fee.

**THE BOARD ADOPTED RESOLUTIONS IN MEMORY OF ANTHONY WAYNE PRICOLO AND DR. LAWRENCE ALLAN BRAZINA AND ADJOURNED THE MEETING UNTIL TUESDAY, NOVEMBER 3, 2015 AT 10:00 A.M.**

## BOARD ORDERS – SUMMARY ACTION MINUTES – OCTOBER 20, 2015

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

#### **2015-10-20 PUBLIC OPPORTUNITY**

Sharon Boise, President of East Merced Resource Conservation District gives background on projects the District is involved in and states concerns for keeping county parks open.

Jean Okuye, Chairman of East Merced Resource Conservation District. states concerns with the upkeep of local parks and submits documents regarding assisting landowners in the District.

Jim Williamson, founder of Tree Partners Foundation, comments on help with wells on private property.

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

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

#### **2015-10-20 PRESENTATION – RCRC**

The Clerk announces a presentation by Rural County Representatives of California (RCRC) is before the Board.

Greg Norton, President/CEO from RCRC gives background on the members and services of RCRC.

Paul Smith, RCRC, continues presentation speaking on Water Storage Opportunities, Transportation issues and Medical Marijuana.

The Board has further discussion on Medical Marijuana and the benefits of being a part of RCRC.

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

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

#### **2015-10-20 TREASURER/TAX COLLECTOR – PUBLIC HEARING – ORDINANCE NO. 1938**

The time and date previously scheduled for a public hearing to consider Proposed Ordinance entitled "County Treasurer-Tax Collector Fee Schedule (Amends Ordinance No. 1737 and Merced County Code Chapter 5.56)."

Treasurer/Tax Collector Karen Adams introduces new members of her staff.

Upon motion of Supervisor Walsh, seconded by Supervisor McDaniel, duly carried, the Board waives further reading of the proposed ordinance.

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

Upon motion of Supervisor Walsh, seconded by Supervisor Kelsey, duly carried, the Board adopts Ordinance No. 1938 entitled: County Treasurer-Tax Collector Fee Schedule (Amends Ordinance No. 1737 and Merced County Code Chapter 5.56).

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

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

**2015-10-20 COMMUNITY AND ECONOMIC DEVELOPMENT – PUBLIC HEARING – RESOLUTION**

The time and date previously scheduled to consider a Resolution to amend the Agricultural Preserve as per the requirements of the Land Conservation Act of 1965 (Williamson Act) Section 51200 et seq. of the California Government Code.

Director Community and Economic Development Mark Hendrickson reviews the staff report.

Supervisor Walsh asks if the acres being removed are covered under the Williamson Action

Mr. Hendrickson states they are not covered under the Williamson Act.

The Chairman opens the public hearing as 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 finds the removal of the land from the Agricultural Preserve pertaining to: a) PLA09-020, located south of Bradbury Road, 0.5 miles east of Cortez Avenue in the Delhi area; and, b) PLA15-012, located south of E. South Bear Creek 0.28 miles east of Piedmont Drive in the Merced area; and c) PLA15-014 located south of Rose Avenue, 670 feet east of Sultana in the Atwater area; and, d) PLA15-017 located south of Magnolia Avenue, 0.25 miles west of Robin Avenue in the Livingston area; and, e) PLA15-019 located east of Hunt Road, 725 feet south of Preston Road in the Newman area are exempt from CEQA under Section 15183, projects consistent with a Community Plan or Zoning based on the findings listed in the Board Agenda Item.

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

Upon motion of Supervisor O'Banion, seconded by Supervisor McDaniel, duly carried, the Board amends the Agricultural Preserve as per the requirements of the Land Conservation Act of 1965 (Williamson Act) Section 51200 et seq. of the California Government Code and adopts Resolution No. 2015-131.

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

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

**2015-10-20 COUNTY COUNSEL – PUBLIC HEARING – ORDINANCE NO. 1939**

The time and date previously scheduled for a public hearing to consider an ordinance entitled, "An Ordinance to allow California Prison Industry Authority (CALPIA) to contribute funds to

the Merced County District Attorney Victim Witness Assistance Program (Adds Chapter 1.32 to Title 1 of the Merced County Code).”

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 of the Ordinance.

Ayes: Pedrozo, Walsh, McDaniel, Kelsey, O’Banion

Upon motion of Supervisor O’Banion, seconded by Supervisor McDaniel, duly carried, the Board adopts Ordinance No. 1939 to allow California Prison Industry Authority (CALPIA) to contribute funds to the Merced County District Attorney Victim Witness Assistance Program (Adds Chapter 1.32 to Title 1 of the Merced County Code).

Ayes: Pedrozo, Walsh, McDaniel, Kelsey, O’Banion

**ACTION ITEM NO. 51**

**2015-10-20 EXECUTIVE OFFICE**

The Clerk announces staff direction regarding a campaign contribution ordinance is before the Board.

County Executive Officer James Brown reviews the staff report.

Assistant County Executive Officer Scott DeMoss gives a brief powerpoint presentation regarding the following: Campaign Contributions, Three Basic Models, Government Code Section 84308, Recent Legal Action and Fair Campaign Practices.

Supervisor Kelsey thanks staff for the information.

Supervisor Walsh states that Fair Political Practices Commission monitors campaign contributions closely, there is a requirement to file Form 700’s and Form 460’s to disclose all contributions.

Supervisor O’Banion thanks staff for the information and states anyone can go online to the Fair Political Practices Website to see complete campaign forms.

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