

SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting
TUESDAY, NOVEMBER 03, 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

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

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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 - 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(d)(1): Howard v. County of Merced, et al., Merced County Superior Court Case No. CVM017283

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 SUPERVISOR KELSEY NOT 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 8

PRESENTATION:

MCOE Annual Williams Report

Merced County Superintendent of Schools Steven E. Gomes addresses the Board regarding the Annual Williams Report 2015/2016.

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 31)

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-31)

APPROVED AS RECOMMENDED AYES: ALL

Public Works

1. Approve Budget Transfer in the amount of \$32,503 to increase fixed asset account due to a delay in the purchase of FY 14/15 vehicle replacements which were carried over into FY 15/16. (4/5 Vote Required)
2. Adopt Resolution establishing a crosswalk across Shanks Road approximately 380 feet south of Harmony Ranch Drive.
ADOPTED RESOLUTION NO. 2015-134
3. Adopt Resolution prohibiting pedestrians from crossing Shanks Road at Corner Street; and authorize the Director of Public Works to install signs to notify pedestrians of the prohibition.
ADOPTED RESOLUTION NO. 2015-135
4. Adopt Resolution establishing a Passenger Loading Only Zone on school days from 7 AM to 4 PM on the east side of Shanks Road from approximately 560 feet north of August Avenue to approximately 1050 feet north of August Avenue along the frontage of Harmony Ranch School; and authorize posting of signs to inform motorists of the restriction.
ADOPTED RESOLUTION NO. 2015-136
5. Set a public hearing for December 8, 2015 at 10:00 AM to consider amending Ordinance entitled "Setting refuse service fees and charges for County Solid Waste Franchise Areas" (Amending Ordinance No. 1926 and County Code Chapter 5.90).

Ag. Commissioner

6. Approve Budget Transfer in the amount of \$10,000 to cover the cost of labor to inventory, move and install surplus workstations, and purchase miscellaneous parts. (4/5 Vote Required)

Health

7. Approve and authorize the Chairman to sign Renewal Contract No. 2015039 with the Local Government Commission for services related to the Partnerships to Improve Community Health Grant.
8. Approve and authorize the Chairman to sign Renewal Contract No. 2015049 with the Sarah Samuels Center to provide evaluation support services for the Partnerships to Improve Community Health Grant.
9. Approve and authorize the Chairman to sign Renewal Contract No. 2015074 with The Regents of the University of California, Merced to provide communication strategy services for the Partnerships to Improve Community Health Grant.
10. Approve and authorize the Chairman to sign Renewal Contract No. 2015043 with the Boys and Girls Club of Merced County for services in support of the Partnerships to Improve Community Health Grant related to smoke free environments and physical activity promotion.
11. Approve and authorize the Chairman to sign Renewal Contract No. 2015041 with Carol Melcher to provide technical support and services for a Baby Friendly Hospital Initiative in support of the Partnerships to Improve Community Health grant.

12. Approve and authorize the Chairman to sign Renewal Contract No. 2015048 with Group Health Cooperative, Center for Community Health and Evaluation to provide evaluation support services for the Partnerships to Improve Community Health Grant.
13. Approve and authorize the Chairman to sign Renewal Contract No. 2015040 with Youth Leadership Institute to provide training and technical assistance services for activities related to the Partnerships to Improve Community Health Grant.
14. Approve and authorize the Chairman to sign Renewal Contract No. 2015082 with Merced County Office of Education for nutrition education and obesity services.

Mental Health

15. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2004230 with Probation Department for the services of a Deputy Probation Officer related to the Children's System of Care.
16. Approve and authorize the Chairman to sign Amendment Contract No. 2009130 with B & B El Portal Corporation, formerly Freedom Direct Corporation for lease of office space located at 3305 and 3313 (Suite B) G Street in Merced.

Community and Economic Development

17. Approve Budget Transfer in the amount of \$49,678 to increase FAA asset 85112 to full amount of grant to make payments to the contractor. (4/5 Vote Required)
18. Approve and authorize the Chairman to sign Amendment Contract No. 2015184 with Mintier Harnish, LP to include implementation of SB244 as part of the preparation of the Housing Element Update.

Dept. of Administrative Services

19. Approve Budget Transfer in the amount of \$12,000 to purchase and install the required electronic storage for the District Attorney's office for video and audio recording. (4/5 Vote Required)

Sheriff

20. Approve and authorize the Chairman to sign Contract No. 2015204 with G-2 Forensic Investigations for pre-employment background investigations.

Workforce Investment

21. Accept modification seven (7) to Contract No. 2013154 amending all PY 13/14 and PY 14/15 Subgrants that have funds that are operational beyond June 30, 2015 to incorporate the new Workforce Innovation and Opportunity Act (WIOA) requirements but still retains the old Federal government's guidance on Administrative Requirements, Cost Principles, and Audit requirements for Federal awards.

Fire

22. Continue the proclamation of the existence of a local emergency due to drought.

Executive Office

- 23. Set a Public Hearing for November 17, 2015 at 10:00 A.M., pursuant to Government Code Section 4217.12, to solicit comments from the Public regarding the proposed energy and water conservation retrofit contract with OpTerra Energy Services for eighteen (18) Merced County facilities.
- 24. Approve travel request received from Community and Economic Development as recommended by Executive Office.

Board Recognition

- 25. Authorize Certificate of Recognition to Onis Lentz, in honor of receiving the Outstanding Eagle Scout and the 75 Year Scout Awards.
- 26. Authorize Certificate of Recognition to Boutique Air for their ribbon cutting.
- 27. Authorize Certificates of Recognition to Garcia Brothers Trucking, Inc., Alex Garcia, and Irene & Luis De La Cruz for their dedicated service to the Community of Planada.
- 28. Authorize Certificates of Recognition to the following individuals in recognition of Merced County Breastfeeding Coalition's Lactation Graduation: Sofia Maclachlan, Debbie Duenes, Kaili Acosta, Cassandra Soto, Evelyn Rivas, Yi-Shiuan Cassandra Yang, Sarah Granica, Alicia Machado, Stephanie Pearce-Smith, Isabel Zepeda, Sarah Coelho Webster, Tiffany Williams, Patricia Wilson, Jaime Cervantes, Cindy Thomas, Nicole Heberline, Darian Crabbe, Hellen Tong, Christina Smith, Janaeia Beavers, Dora Luz Hernandez, Luz Perez, Leticia Perez, Bianca Cabello, Daisy Perez, Brianna Dixon, Tyriqa Turner, Kelia Bean, Ashley Robinson, Shawn Matthews, Arosivel Olvera, Stephanie Vecina, Beth Nickerson, Angela Maskiewicz, Cristal Vera, Yecenia Virrueta, Maria Villegas, Lorena Gonzalez, Violet Rios, Samantha Sanchez, Angelica Perez, Rosa Sanchez, Elizabeth Magana, Alondra Ortiz, Ana Bautista, and Ricarda Garcia.
- 29. Authorize Certificate of Recognition to Ernie Yoshino, AIA for being a longtime AIA Member and architect for the Merced Assembly Center Memorial.
- 30. Proclaim the month of November 2015 as Family Caregivers Month and the Second Week of November as In-Home Supportive Services Care Workers Week and recognize the contributions of all caregivers, and call upon the people of Merced County to observe such month with appropriate ceremonies and activities.
- 31. Proclaim the month of November 2015 as "Domestic Violence Awareness Month" and urge all citizens to actively participate in the scheduled activities and programs to work toward improving victim safety and holding perpetrators of domestic violence accountable for their actions against individual victims and our society as a whole.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

- 32. Contract with the Transit Joint Powers Authority for transit operations after review by County Counsel.

AUTHORIZED CONTRACT NO. 2015201 AS RECOMMENDED AYES: ALL

33. Retroactively authorize Public Works to apply to the California Endowment for funding for a youth basketball program; accept the \$5,000 "Mini Grant" from the California Endowment; approve related budget transfer. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

34. Adopt Resolution authorizing the Director of Public Works to execute Cooperative Work Agreements with the California Dept. of Transportation to extend the availability of funds for projects already in progress.

ADOPTED RESOLUTION NO. 2015-137 AS RECOMMENDED AYES: ALL

35. Request the Board of Supervisors acknowledge that the Public Bid process in upgrading the Security Controls and Camera System at the Downtown Jail would not produce an advantage to the County upon recommendation of the Dept. of Public Works and Sheriff/Corrections; authorize the Dept. of Public Works and Sheriff/Corrections to negotiate with American Alarm of Antioch, CA to design and install upgrades to the Security Controls and Camera Systems to include similar materials, software and equipment used at the Upgrade Project at the John Latorraca Adult Correctional Facility; and authorize Purchasing to issue a Purchase Order to complete the work.

AUTHORIZED CONTRACT NO. 2015202 AS RECOMMENDED AYES: ALL

36. Authorize Public Works to solicit quotes utilizing the NJPA EZ-IQC contracting services to remove and replace two stormwater transfer pumps at the Main Administration Building; and approve related budget transfers. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2015203 AS RECOMMENDED AYES: ALL

HEALTH

37. Approve submission of a Merced County Health Status Project Grant Proposal to the California Endowment for the support of building the case for health equity and bringing focus to the underlying factors that affect community health, in the amount of \$225,000; and return to the Board for contract approval if awarded.

APPROVED AS RECOMMENDED AYES: ALL

38. Contract with Intrepid Ascent for health information exchange activities for the Partnerships to Improve Community Health Grant; and authorize the Chairman to sign contract.

AUTHORIZED CONTRACT NO. 2015205 AS RECOMMENDED AYES: ALL

MENTAL HEALTH

39. Retroactively approve and authorize the Chairman to sign contract with Merced County Community Action Agency for property management and operating service activities related to the implementation of Project Home Start.

AUTHORIZED CONTRACT NO. 2015206 AS RECOMMENDED AYES: ALL

40. Contract with Casa Pacifica Centers for Children and Families for the provision of specialty mental health services to youth clients placed out-of-county.

AUTHORIZED CONTRACT NO. 2015207 AS RECOMMENDED AYES: ALL

41. Contract with Community Social Model Advocates, Inc. for medical director services.

AUTHORIZED CONTRACT NO. 2015208 AS RECOMMENDED AYES: ALL

42. Contract with Merced City School District for educational program services for students referred to Merced County Mental Health's Alcohol and Drug Services' adolescent program.

AUTHORIZED CONTRACT NO. 2015209 AS RECOMMENDED AYES: ALL

43. Contract with Charis Youth Center for the provision of specialty mental health services to youth clients placed out-of-county.

AUTHORIZED CONTRARCT NO. 2015210 AS RECOMMENDED AYES: ALL

SHERIFF

44. Authorize Administrative Services-Purchasing, in conjunction with the Sheriff's Office, to initiate the Request for Proposal process for deceased body removal and transportation services for the Sheriff's Coroner Division; return to the Board with any recommended action.

APPROVED AS RECOMMENDED AYES: ALL

COMMUNITY AND ECONOMIC DEVELOPMENT

45. PULLED

BOARD APPOINTMENTS

46. Appoint Mary Ruiz Sandoval, Cluster Manager for the State of California's Employment Development Dept., to represent the Wagner-Peyser Act program on the Workforce Development Board until June 30, 2019.

APPROVED AS RECOMMENDED AYES: ALL

47. Reappoint James Craven, Tom Teixeira and Chris Hurd to serve as members of the San Luis Water District, until December 6, 2019.

APPROVED AS RECOMMENDED AYES: ALL

48. Reappoint Sandy Teague to serve as a member of the Merced Cemetery District, until November 25, 2019.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

49. Health re: Year 2 funding for Partnerships to Improve Community Health Grant is for the amount of \$1,350,000 for the period of October 1, 2015 - September 29, 2016.
50. Merced County Mosquito Abatement District re: Manager's Report for September 2015.
51. Fish & Game Commission re: Notice of Proposed Regulatory action resulting from the Commission's June 4, 2014, meeting, when it made a finding pursuant to Section 2075.5, Fish and Game Code, that listing the gray wolf as Endangered under the California Endangered Species Act is warranted. The notice of proposed regulatory action was published in the California Regulatory Notice Register on October 23, 2015.

BOARD ORDERS – SUMMARY ACTION MINUTES – NOVEMBER 3, 2015

10:00 A.M. SCHEDULED ITEM

2015-11-03 PUBLIC OPPORTUNITY

Division Fire Chief Mark Lawson gives an update on the Emergency Water Plan and states they have received 80 applications for assistance and so far 74 tanks have been placed out of the 80 applicants and only 11 applications still pending.

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