



SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, JANUARY 12, 2016

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

GOVERNMENT CODE SECTION 54954.2 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

PRESENTATIONS:

- 1) NOMINATION OF CHAIRMAN AND VICE CHAIRMAN FOR THE YEAR 2016

THE BOARD NOMINATES SUPERVISOR WALSH AS 2016 CHAIRMAN AND SUPERVISOR McDANIEL AS 2016 VICE-CHAIRMAN
AYES: ALL

2016 OUTGOING CHAIRMAN ADDRESS

SUPERVISOR PEDROZO PRESENTS A 2015 OUTGOING CHAIRMAN ADDRESS

- 2) WATER UPDATE

REVIEW BOARD ORDER

APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 22)

REPORTS/BOARD DIRECTION

CONSENT CALENDAR (Items # 1-22)

APPROVED AS RECOMMENDED AYES: ALL

Public Works

1. Adopt Resolution establishing a No Parking Zone on the west side of Lander Avenue extending south from First Street for a distance of approximately 270 feet; and authorize posting of signs to inform motorists of the restriction.

ADOPTED RESOLUTION

2. Set a Public Hearing to amend Merced County Ordinance No. 1917 entitled: "An Ordinance Amending Membership Requirements of Local Area Recreation Committee" for March 1, 2016 at 10:00 a.m.
3. Approve and authorize the Chairman to sign Amendment to Contract (MOA) No. 2011082 with Stanislaus County for the Hills Ferry/River Road Bridge Seismic Rehabilitation Project.
4. Ratify Change Order No. 1 to Purchase Order No. P122826 in the amount of \$5,275 with Commercial Construction Co. of Merced for completion of the repairs to the storm drain system at the Agriculture Center.

Health

5. Renew Contract No. 2007030 with the Calif. Dept. of Health Care Services and approve the Merced County Dept. of Public Health's acceptance of the Child Health and Disability Prevention program, Health Care Program for Children in Foster Care program, and the Calif. Children's Services program terms and conditions; authorize the Chairman to sign the Certification Statements and approve related Budget Transfer.
6. Approve and authorize the Chairman to sign Amendment Contract No. 2012038 with Supplemental Health Care for occupational and physical therapy professionals to provide medical therapy services and review medical records for the issuance of authorizations for the Calif. Children's Services - Medical Therapy Program.

Mental Health

7. Approve and authorize the Chairman to sign Amendment Contract No. 2014105 with JDT Consultants, Inc. for specialty mental health services for youth clients placed out-of-county and approve related budget transfer.
8. Approve and authorize the Chairman to sign Amendment Contract No. 2013224 with Dr. Mayurkumar Ambubhai Amin, M.D., for psychiatric services and approve related budget transfer.

Fire

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

District Attorney

10. Approve Budget Transfer in the amount of \$16,532 to cover costs to upgrade Case Management System and Spectratek surveillance equipment. (4/5 Vote Required)

Executive Office

11. Approve travel request received from District Attorney and Risk Management as recommended by Executive Office.
12. Act on Application for Leave to Present a Late Claim received from Eduardo Barajas as recommended by Risk Management and County Counsel.

Board of Supervisors

13. Approve minutes for January 13, 2015, January 27, 2015, February 3, 2015, February 10, 2015, February 10, 2015-Addendum, and March 3, 2015.

Board Recognition

14. Authorize Certificate of Recognition to the Japanese American Citizens League in recognition of their Japanese Garden Groundbreaking.
15. Authorize Certificate of Recognition to Assemblymember Adam Gray, in recognition of 2015 Civil Justice Leadership Award.
16. Authorize Certificates of Recognition to various individuals for the 4-H Leaders Awards.
17. Authorize Certificates of Recognition to the following individuals for being selected by Merced County Hispanic Chamber of Commerce: Elias Gonzalez, Member of the Year, Norma Cardona, Woman of the Year, and Carlos Simon-Garces, Man of the Year.
18. Authorize Certificate of Recognition to Alliance Church of Merced for Grand Opening and Church Dedication.
19. Authorize Certificate of Recognition to various individuals for being selected as Love Plus Fall Graduates.
20. Authorize Certificates of Recognition to the following individuals for dedicated service to the Los Banos Golden Agers Club: Outgoing Directors - Paul Limperio, Donna Champine, Bernice Schnorf, Sandee Baird and Carmen Miranda; Outgoing Treasurer - Willie Walker; Outgoing Secretary - Joanne Pimperior; Outgoing Vice President - Jack Griffin; Outgoing President - Geri Alves and Outgoing Past President - Kent Sanhagen.
21. Authorize Certificates of Recognition to the following individuals for the Los Banos Chamber of Commerce Installation of incoming and outgoing officers and directors: Jerry Knoester (Outgoing President 2015), Harriet Schott (Outgoing Director), Jeanette King (Outgoing Director), Debbie Perry (Director), Michael Tellez (Director), Eric Limon (1st Vice President), Rhonda Lowe (2nd Vice President) and Sandy Lemas (Incoming President).
22. Authorize Certificate of Recognition to William & Susan Ruth in celebration of 50th Wedding Anniversary.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

23. Authorize the Dept. of Public Works to circulate a Request for Qualifications (RFQ) for a qualified consultant to provide design services for Intersection Signalization and Channelization Projects in Merced County; and authorize the Dept. of Public Works to review and rank Statements of Qualifications as well as negotiate a retainer contract to be submitted to the Board for consideration.

APPROVED AS RECOMMENDED AYES: ALL

24. Authorize the Dept. of Public Works to circulate a Request for Qualifications (RFQ) to establish a list of transportation engineering firms qualified to prepare transportation studies and impact fee recommendations for unincorporated urban areas within Merced County; and authorize the Dept. of Public Works to review and rank the Statements of Qualifications as well as determine the final list of qualified firms.

APPROVED AS RECOMMENDED AYES: ALL

25. Consider the proposed Mitigated Negative Declaration for the Baxter Road Bridge Replacement Project and comments received during the public review process, and find that there is no substantial evidence that the project will have a significant effect on the environment; and adopt the Mitigated Negative Declaration and Mitigation Monitoring Reporting Program for the Baxter Road Bridge Replacement Project.

APPROVED AS RECOMMENDED AYES: ALL

26. Authorize the Dept. of Public Works to circulate a Request for Proposal (RFP) to qualified conservation banks for the purchase of habitat mitigation credits for the Baxter Road at Deadman Creek Bridge Replacement Project; and authorize the Dept. of Public Works to review and rank proposals as well as negotiate a preliminary contract to be submitted to the Board for consideration.

APPROVED AS RECOMMENDED AYES: ALL

27. Adopt Resolution establishing local goals and policies for Community Facilities Districts.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

28. Adopt resolution authorizing an application for funding from the Dept. of Water Resources and designating the Chairman to sign the agreement and any amendments and authorizing the Public Works Director or Designee to make any administrative requests necessary to secure grant funds including but not limited to requests for payments for the Small Communities Flood Risk Reduction Program; and return to the Board to accept grant if awarded.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

29. Contract with Direct Digital Control, Inc. to upgrade the energy management control system interfaces at Los Banos Human Services Agency, Public Health and Marie Green Psychiatric Center; authorize the Chairman to execute the contract after review by County Counsel; and approved related budget transfers. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

HEALTH

30. Approve submission of an application for the Waste Tire Enforcement Grant application (Cycle 23) for enforcement activities; adopt Resolution granting Board approval to sign all application documents; designating the Director of Public Health or designee to submit all payment requests and grant activity forms; and direct Public Health to return to the Board if awarded.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

31. Contract with Association for Professionals in Infection Control and Epidemiology-APIIC Consulting for donning and doffing Personnel Protective Equipment training services.

APPROVED AS RECOMMENDED AYES: ALL

32. Approve the acceptance of a Health Care Access Grant with The California Endowment for health prevention, collaboration and health equity in the amount of \$225,000; authorize the Director to sign all applicable copies of the contract; and approve related budget transfer. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

MENTAL HEALTH

33. Contract with Madera County Behavioral Health Services for the purchase of a dedicated bed and for the provisions of inpatient services at the Marie Green Psychiatric Health

Facility.

APPROVED AS RECOMMENDED AYES: ALL

34. Contract with Star View Behavioral Health, Inc., for the provision of specialty mental health services, Psychiatric Health Facility services and Community Treatment Facility services to youth clients placed out-of-county.

APPROVED AS RECOMMENDED AYES: ALL

35. Contract with California State University-Fresno for placement of Nurse Practitioner Program student interns to complete their field practicum requirements with Merced County Dept. of Mental Health.

APPROVED AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

36. Authorize the Dept. of Administrative Services, in conjunction with Human Services Agency, to initiate the procurement process for the department's SB163 Wraparound Program, select the most responsive provider to perform such services, and negotiate an agreement with the provider; and return to the Board with the negotiated agreement upon review by County Counsel for final contract approval and signature.

APPROVED AS RECOMMENDED AYES: ALL

37. Authorize the Human Services Agency Director to sign and submit a grant application to First 5 Merced County in response to Proposition 10 funding opportunity to support and expand services offered by the All Moms Matter (AMM) program; and return to the Board to process grant documents if awarded.

APPROVED AS RECOMMENDED AYES: ALL

COMMUNITY & ECONOMIC DEVELOPMENT

38. Contract with SCS Development for the consultant, Environmental Planning Partners, Inc. to prepare an Initial Study for Sussex Estates Major Subdivision project (MAS15-001), located on the north end of Sussex Drive, approximately 190 feet north of Cardiff Drive in the Atwater area.

APPROVED AS RECOMMENDED AYES: ALL

39. Contract with Environmental Planning Partners, Inc. to prepare an Initial Study for the Sussex Estates Major Subdivision (MAS15-001).

APPROVED AS RECOMMENDED AYES: ALL

40. Contract with RRM Design Group for consultant services involving support to complete Community Plan Updates for Planada, Le Grand, and Winton.

APPROVED AS RECOMMENDED AYES: ALL

41. Contract with Adrienne L. Graham for consultant services involving completion of the Community Plan Update Environmental Impact Reports for Planada, Le Grand, and Winton.

APPROVED AS RECOMMENDED AYES: ALL

WORKFORCE INVESTMENT

42. Contract with Fresno Regional Workforce Investment Board to implement a Pre-Apprenticeship Support, Training and Placement grant to assist twenty (20) disadvantaged returning veterans in Merced County by providing multi-craft, pre-apprenticeship training, case management, and other employment-related services.

APPROVED AS RECOMMENDED AYES: ALL

DEPT. OF ADMINISTRATIVE SERVICES

43. Declare light duty truck (salvage), miscellaneous office furniture, assorted office equipment and miscellaneous supplies identified (listed on Exhibit A) as Surplus Property as recommended and authorize its disposal by approved internet public auction.

APPROVED AS RECOMMENDED AYES: ALL

TREASURER/TAX COLLECTOR

44. Acceptance of the 2016 Investment Policy, with changes; and Acceptance of the 2016 Treasury Oversight Committee Directive.

APPROVED AS RECOMMENDED AYES: ALL

COUNTY COUNSEL

45. Adopt Resolution to amend Resolution No. 2012-113 at Section 2, to decrease the required membership of the Le Grand Municipal Advisory Council from eleven (11) to nine (9) members, and at Section 4, to define the staggered terms in such a manner to reflect the decreased membership totals.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

EXECUTIVE OFFICE

46. Contract with the City of Merced for parking enforcement for County owned parking lots.

APPROVED AS RECOMMENDED AYES: ALL

47. Contract with Lewis Brisbois Bisgaard & Smith LLP to represent the County to defend litigation and related matters, subject to final review by the County Executive and County Counsel Offices.

APPROVED AS RECOMMENDED AYES: ALL

BOARD OF SUPERVISORS

48. Authorize \$1,200 of District One's Special Board Project Funds to be forwarded to Catholic Charities Merced to be used to fix their donation truck.

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

49. Authorize \$2,500 of District Four's Special Board Project Funds to be forwarded to the Gustine Chamber of Commerce to be used to purchase benches and bike racks for the downtown main street.

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

BOARD APPOINTMENTS

50. Approve the appointment of Rick Marchini as the Board of Supervisor's ex-officio in place of the County Board Chair and Sheri Damon as an additional trustee to the Law Library Board of Trustees for 2016.

APPROVED AS RECOMMENDED AYES: ALL

51. Reappoint the following members to serve as members of the Le Grand Municipal Advisory Council: Stephanie Marchini and James Pacheco to serve until December 7, 2016, Lorraine Bocks and George Dickensen to serve until December 7, 2017, Virginia Bright to serve until December 7, 2018, and Bart Ramirez and Robert Smith to serve until December 7, 2019.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE

AYES: ALL

52. Dept. Administrative Services re: Internet auction proceeds in the amount of \$58,163.11 resulting from the sale of miscellaneous surplus property and vehicles through the internet during the period July 1, 2015 through December 9, 2015.
53. Mosquito Abatement District re: Manager's Report for November 2015.
54. United States Dept. of the Interior-Bureau of Reclamation re: Petitions for Temporary Transfer - License 1986 and Permits 11885, 11886, and 11887 (Applications 23, 234, 1465, and 5638), Friant Division, Central Valley Project, California.
55. Fish & Game Commission re: Notice of Proposal for a 90 Day Extension of Emergency Action Measures for Fisheries at Risk Due to Drought Conditions.
56. Fish & Game Commission re: Notice of Proposed regulatory action relative to adding Section 8.01, Title 14, California Code of Regulations, relating to special measures for fisheries at risk due to drought conditions, which was published in the Calif. Regulatory Notice Register on December 25, 2015.
57. Fish & Game Commission re: Notice of Proposed regulatory action resulting from the Commission's August 6, 2014 meeting, when it made a finding pursuant to Section 2075.5, Fish and Game Code, that listing Clear Lake hitch as threatened under the Calif. Endangered Species Act is warranted. The notice of proposed regulatory action was published in the Calif. Regulatory Notice Register on December 24, 2015.
58. Fish & Game Commission re: Notice of Proposed regulatory action relative to Section 28.20, Title 14, California Code of Regulations, relating to Pacific halibut sport fishing, which was published in the Calif. Regulatory Notice Register on December 25, 2015.
59. Fish & Game Commission re: Notice of Proposed regulatory action relative to amending subsections 7.50(b)(5), (b)(68) and (b)(156.5), Title 14, California Code of Regulations, relating to central valley salmon sport fishing, which was published in the Calif. Regulatory Notice Register on December 25, 2015.
60. Fish & Game Commission re: Notice of Proposed regulatory action relative to subsection (c) of Section 27.80, Title 14, California Code of Regulations, relating to ocean salmon sport fishing, which was published in the Calif. Regulatory Notice Register on December 25, 2015.

THE BOARD ADOPTED RESOLUTIONS IN MEMORY OF JUDY RAMIREZ, FRANK GALLICHIO, DAVID HENDERSON, BILL BLAKE, GEORGE MACEDO AND ARNOLD FREITAS AND ADJOURNED THE MEETING UNTIL TUESDAY, JANUARY 26, 2016 AT 10:00 A.M.