



MERCED COUNTY
BOARD OF SUPERVISORS

SUMMARY ACTION MINUTES

Regular Meeting
TUESDAY, APRIL 10, 2001
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

CHAIR GLORIA CORTEZ KEENE.....DISTRICT 1
KATHLEEN M. CROOKHAM....DISTRICT 2
JOE RIVERO.....DISTRICT 3
DEIDRE F. KELSEY....DISTRICT 4
JERRY O'BANION.....DISTRICT 5
Lydia A. Beiswanger, Chief Clerk

DEMITRIOS O. TATUM
ACTING COUNTY ADMINISTRATIVE OFFICER

DENNIS MYERS
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.
(209) 385-7366*

SCHEDULED ITEMS

8:30 A. M.

CLOSED SESSION – CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION: It is the intention of the Board to meet in Closed Session concerning significant exposure to litigation pursuant to Subdivision (b) of Section 54956.9: Two Cases

CLOSED SESSION – CONFERENCE WITH LABOR NEGOTIATOR: It is the intention of the Board to meet in Closed Session pursuant to Section 54957.8 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; Independent Employees of Merced County (IEMC), Unit 3; Merced County Lawyers' Association, Unit 7 and Merced County Sheriff Employee Association (MCSEA), Unit 2

8:30 A. M.

CLOSED SESSION: It is the intention of the Board to meet in Closed Session concerning significant exposure to litigation pursuant to Subdivision (e) of Section 54957:

PUBLIC EMPLOYEE APPOINTMENT

Title: Planning and Community Development Director

CLOSED SESSION – CONFERENCE WITH REAL PROPERTY NEGOTIATOR: It is the intention of the Board to meet in Closed Session concerning a Conference with Real Property Negotiator(s) Paul Fillebrown-

Public Works Director pursuant to Section 54956.8 as follows:

Property/Reference: Buildings 1540 and 1529

Negotiating Parties: Castlejet

Property/Reference: 20-75 acres vacant land

Negotiating Parties: Sierra Valley Conservation District

Property/Reference: Vacant Land

Negotiating Parties: California Motorcross Association

THE BOARD RECONVENED AT 10:00 A.M. AND THE CHAIRMAN ADVISED DIRECTION WAS GIVEN TO STAFF

10:00 A. M.

PLEDGE OF ALLEGIANCE

Valley Community School

INVOCATION

Greg Sanders, American Missionary Fellowship-Snelling

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 (See Board Clerk - Testimony limited to five minutes per person)

UC MERCED PROJECT - Liaison Report

RECEIVED REPORT FROM UC LIAISON KATHLEEN CROOKHAM

BUDGET TRANSFERS FROM REVENUE (4/5 Vote Required)

Health-\$7,000; District Attorney-\$106,676 and Marshal-\$2,900

APPROVED AS RECOMMENDED AYES: ALL

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 – 23)

APPROVED AS RECOMMENDED AYES: ALL

APPROVAL OF COMMUNITY ACTION AGENCY CONSENT AGENDA

(Items #24 - 29)

APPROVED AS RECOMMENDED AYES: ALL

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

10:30 A. M.

PUBLIC WORKS – PUBLIC HEARING

An Ordinance which will allow the Director of Public Works to approve a Permit for Special Events in Merced County owned or leased Facilities (Repeals Ordinance No. 1388 and amends Chapter 10.28 of County Code)

PUBLIC HEARING WILL NOT BE HELD

PUBLIC WORKS – CONTINUED PUBLIC HEARING

Resolution to consider changing the names of several County Roads in the Delhi area

REVIEW BOARD ORDER – SEE PAGE 10 AND 11

APPROVED RECOMMENDATION AND ADOPTED RESOLUTION NO. 2001-70 AYES: ALL

REPORTS/BOARD DIRECTION

County Administrator
County Counsel
County Auditor
Board of Supervisors Members

LUNCH BREAK

CONSENT CALENDAR (Items #1 – 23)

APPROVED AS RECOMMENDED AYES: ALL

Budget Transfers

1. Approve Budget Transfers submitted by Probation-\$1,874, Public Works-\$800 (#054), Sheriff-\$5,500 and Board of Supervisors Office-\$7,115 as recommended by Administration.

Risk Management

2. Act on Claims submitted by Moises/Sonia Sepulveda, Socorro Martinez, Danny Thomas and Sylvia Chaves as recommended by Risk Management.

Public Works

3. Approve Merced Chamber of Commerce request to use Old Courthouse area on April 11, 2001 from 5:30 – 7:30 p.m. for a Merced Boosters Club Fundraiser, authorize the sale of alcoholic beverages and food to the general public subject to providing the necessary Certificate of Insurance for comprehensive general liability, including liquor liability, naming the County of Merced as an additional insured in the amount required by Risk Management.
4. Approve Sierra Beverage request for Anheuser-Busch Clydesdale Draft Horses to be on display in Courthouse Park on April 11, 2001 and authorize the closure of the interior Courthouse Park Streets to vehicle traffic and parking subject to liability insurance being provided naming the County of Merced as additional insured in the amounts determined by Risk Management, understanding that no sales of novelty items or other concession type materials shall take place while the unit is on display at the Courthouse Park.

5. Approve Planada Community Day Committee Celebration set for May 12 and Le Grand Community Day Committee Celebration set for May 26 request to waive Park Rules restricting amplified music and liability insurance requirements.
- 5a. Approve Winton Spring Festival Committee to use Winton County Park from April 25 – 29, 2001 for Annual Spring Festival, authorize Winton Cowboys, non-profit organization, to sell alcoholic beverages, waive restriction on amplified sound equipment for the dance bands subject to required Certificate of Insurance conditions understanding the carnival operator shall meet requirements of State of California, contract with Sheriff's Department for security personnel and provide additional portable restroom facilities or refuse bins as may be needed. **REVIEW BOARD ORDER – SEE PAGE 10**
6. Adopt Resolution annexing the Prince William Commons Subdivision into the Wickum Estates Lighting and Drainage Maintenance Zone of Benefit No. 233 in County Service Area No. One. **ADOPTED RESOLUTION NO. 2001-65**
7. Accept Final Map for Prince William Commons Subdivision, Phase I and II.
8. Proclaim May 20 through 26, 2001 as “National Public Works Week” in Merced County.
9. Approve and authorize Chairman to sign Renewal Contract No. 200064 with Penguin La Natural to sell ice cream to the general public at Hagaman Park.

Health

10. Set public hearing for May 1, 2001 at 10:30 a.m. to consider Revisions to Ordinance regarding Ambulance and Convalescent Transportation. (Amends Ordinance No. 1301 and repeals existing Chapter 9.44 of the County Code).
11. Approve and authorize Chairman to sign Renewal Contract No. 8549 with State Dept. of Health Services for the Childhood Lead Poisoning Prevention Program continued funding.
12. Approve and authorize Chairman to sign Amendment to Contract No. 2000200 with Planned Parenthood Mar Monte for expansion of HIV Education and Prevention Services Outreach.
13. Approve and authorize Chairman to sign Amendment to Contract No. 7266 with State Office of AIDS accepting an additional \$3,434 for recent legislative changes relating to the investigation/reporting of HIV seropositive status added to the Scope of Work.

Mental Health

14. Approve and authorize Chairman to sign Renewal Contract No. 9352 with State Dept. of Mental Health for mandated County Performance for FY 2000/2001.
15. Approve and authorize Chairman to sign Renewal Contract No. 7449 with Merced Faculty Associates to provide services to Marie Green Psychiatric Center Inpatient Facility.
16. Approve and authorize Chairman to sign Renewal Contract No. 2000194 with Merced Lao Family Community, Inc. for outreach services to elder refugees and authorize H.S.A. Director to sign amendments within contract budget.

District Attorney

17. Proclaim April 23 – 29, 2001 as “Crime Victims’ Rights Week” in Merced County.

Human Services Agency/Private Industry Training Department

18. Proclaim the month of May, 2001 as “Employment and Training Professionals Awareness Month” in Merced County.

Board Recognition

19. Authorize Certificate of Recognition honoring Mercy Medical Center Merced for Dedication and Ribbon Cutting Celebration held on April 2, 2001.
20. Authorize Certificates of Recognition to “2000 Firefighters of the Year” in Merced County as follows: City of Los Banos – Firefighter Mason Wm. Hurley, City of Atwater – Captain Robert Blais and Volunteer Andy McMurry, City of Merced – Engineer Richard Rowe, Merced County Fire Department – Fire Captain Jeff Heyer, Le Grand Fire Department Volunteer Leroy Egling and Planada Fire Department Volunteer Bill Watts, City of Gustine – First Assistant Chief Pat Borrelli and City of Dos Palos Fire Fighter Dave Jordan.
21. Proclaim the month of May, 2001 as “Older Americans Month” in Merced County.
22. Authorize Certificates of Recognition to the following honored in Graduation Ceremonies from the Building Trades Program: Matthew Lee Ables, Marla Adams, Mustafa Adams, Victor Adkins, Ralph Blevins, Edward K. Botwright, David Pedro Castillo, Greg Connor, Anthony E. Dickey, Amy Gibson, Jacare S. Gray, Manual Guzman, Jef Harbaugh, Sean K. Harvey, Daniel Hawkins II, Ida Marie Martinez, Debra Mays, Jayson Morales, Shirley O’Connor, Mary Helen Rodriguez, David K. Rohde, Bobby Shelton and Donald Travis.
23. Authorize Certificate of Recognition honoring Karen Akerson for dedication and outstanding service to Merced County citizens.

COMMUNITY ACTION AGENCY CONSENT CALENDAR (Items #24 – 29)

APPROVED AS RECOMMENDED AYES: ALL

24. Approve and authorize CAB Chair to sign Amendment to Contract with State Dept. of Community Services and Development for increase in funding in the amount of \$294,296 for Community Services Block Grant Contract.
25. Approve and authorize CAB Chair to sign Contract with George Washington Carver Center for the South Dos Palos Head Start Facility.
26. Approve and authorize submission of Fiscal Year 2001 updated funding amounts for Head Start Department to State Head Start Region IX Office for increases in COLA, Quality Improvement, In-Kind and Training and Technical Assistance.
27. Approve job description and tasks for the position of Family Support Services Manager at Head Start Department.
28. Approve and authorize CAB Chair to sign Contract with State Dept. of Community Services Development for Low Income Home Energy Assistance Program (LIHEAP) to provide Weatherization assistance, Home Energy Assistance Program (HEAP) assistance and

Energy Crisis Intervention Program (ECIP) assistance to eligible participants residing in the service area of Merced County.

ADOPTED RESOLUTION NO. 2001-66

29. Accept and place CAA Information, Staff and Community Reports on file.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

30. Approve Budget Transfer from Special Board Project Funds-District One to the Planada Recreation Account to be used toward the Cachorro's Soccer Team sponsorship for valley wide participation. (#055)

APPROVED AS RECOMMENDED AYES: ALL

31. Approve plans and specifications for one HVAC Unit at Area Agency on Aging (851 West 23rd Street-Merced) and authorize Public Works in conjunction with General Services to obtain competitive bids advertisement and execute contract to the lowest responsive bidder within the approved Project Budget and authorize Public Works to award and sign contract with report back to the Board.

APPROVED AS RECOMMENDED AYES: ALL

32. Approve plans and specifications for construction of a Low Water Crossing on Gravel Pit Road at Garzas Creek, authorize competitive bids advertisement and sets bid opening for May 17, 2001 at 3:00 p.m.

APPROVED AS RECOMMENDED AYES: ALL

- 32a. Authorize expenditure of \$100 for the purchase of carpeting for the Delhi CLEO Office from Special Board Project Funds-District Four (#17104/22300).

APPROVED AS RECOMMENDED AYES: ALL

PUBLIC WORKS-CASTLE

33. Approve Airport Sublease Document #01-03 for Buildings 1541 and 1543 between Merced County and Dwain Fish.

APPROVED RECOMMENDATION TO AUTHORIZE CHAIRMAN TO SIGN CONTRACT NO. 200168 AYES: ALL

SHERIFF

34. Adopt Resolution adding non-aligned Extra Help Reserve Deputy Level I, \$12.03/hour to the Sheriff Department, BU 22100.

APPROVED AND ADOPTED RESOLUTION NO. 2001-67 AYES: ALL

HUMAN SERVICES AGENCY

35. Authorize release of Stage I Child Care Services Request for Proposal, authorize selection and negotiation of contract with vendor to be returned to the Board for final approval.

APPROVED AS RECOMMENDED AYES: ALL

MENTAL HEALTH

36. Request permission to identify available space and negotiate a lease as necessary to house the Alcohol and Drug Services Division on the Westside of Merced County to return to the Board for approval.

APPROVED AS RECOMMENDED AYES: ALL

37. Adopt Amended Bylaws for the Advisory Board on Alcohol and Other Drug Problems adding a special Youth Category member to serve and provide the Executive Committee flexibility in establishing appropriate standing committees, designate Christopher Neil Jensen as the Youth Representative on the Advisory Board on Alcohol and Other Drug Problems to serve until December 11, 2002 and post the Vacancy for District 2 appointment slot previously held by Mr. Jensen.

APPROVED AS RECOMMENDED AYES: ALL

- 37a. Accept Comprehensive Drug Court Implementation Grant Award for FY 2000/2001 and authorize Chairman to sign Contract with State Dept. of Alcohol and Drug Programs for funding.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200170

AYES: ALL

PRIVATE INDUSTRY TRAINING DEPARTMENT

38. Approve the nomination of PITD Acting Director Andrea Baker to serve on the Local Workforce Investment Board as a mandatory One-Stop Partner replacing the retired PITD Director Terry Tatum.

APPROVED AS RECOMMENDED AYES: ALL

SHERIFF

39. Approve submission of Mentally Ill Offender Crime Reduction Local Plan and Demonstration Grant (MIORCG) Application to State Board of Corrections, appoint members of the Merced County MIOCR Strategy Committee and authorize the Chairman to sign Contract and adopt Resolution.

ADOPTED RESOLUTION NO. 2001-69 AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200169 AYES: ALL

ADMINISTRATION

40. Approve the FY 2001/2002 Overall Work Program Transportation Planning, Comprehensive Planning and Budget for the Merced County Association of Governments (MCAG).

APPROVED AS RECOMMENDED AYES: ALL

- 40a. Appointment of Planning and Community Development Director.

NO ACTION TAKEN

- 40b. Contract with Nielsen, Merksamer, Parrinello, Mueller and Naylor, LLP for Legal Counsel for Redistricting Project not to exceed \$45,000 and authorize CAO to sign subsequent amendments within contract budget.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200172

AYES: ALL

ASSESSOR

41. Establish the classification of Supervising Appraiser – Williamson Act, Range 66.6 and approve the job specification, change one Supervising Appraiser, Range 65.6 to Supervising Appraiser-Williamson Act effective Pay Period 8 and adopt Resolution.

PULLED FROM AGENDA – NO ACTION TAKEN

DISTRICT ATTORNEY

42. Contract with Print N Mail for the purpose of producing, folding, stuffing and mailing Family Support's monthly Barnes Notices.

APPROVED AND AUTHORIZED CHAIRMAN TO SIGN CONTRACT NO. 200171

AYES: ALL

APPOINTMENTS

43. Board of Supervisors re: Committees/Commissions and Board Recommendations.

Snelling Recreation Committee

APPOINTED WILLIAM SCHMIDT TO SERVE AS A MEMBER OF THE SNELLING RECREATION COMMITTEE UNTIL SEPTEMBER 4, 2003 **AYES: ALL**

Hilmar Municipal Advisory Council

APPOINTED ROBERT MITCHELL TO SERVE AS A MEMBER OF THE HILMAR MUNICIPAL ADVISORY COUNCIL UNTIL MAY 3, 2002 **AYES: ALL**

Delhi Municipal Advisory Council

APPOINTED JOY PORTER TO SERVE AS A MEMBER OF THE DELHI MUNICIPAL ADVISORY COUNCIL UNTIL JANUARY 3, 2003 **AYES: ALL**

Winton Recreation Committee

APPOINTED HANK DACUYAN TO SERVE AS A MEMBER OF THE WINTON RECREATION COMMITTEE UNTIL AUGUST 9, 2004 **AYES: ALL**

- 43a. Request for appointment to East Merced Resource Conservation District.

APPOINTED W. CLIFFORD REESE TO REPLACE NORMAN MONTAGUE AS A MEMBER OF THE EAST MERCED RESOURCE CONSERVATION DISTRICT UNTIL JANUARY 28, 2005 **AYES: ALL**

BOARD INFORMATION AND POSSIBLE ACTION

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

44. Fire re: Evaluation of Fire Department by Insurance Services Office, Inc.

45. Superior Court, Merced County re: Notice that Superior Court of California, County of Merced will no longer use county risk management services for defense and indemnification of third party claims and litigation against courts, judges, subordinate judicial officers and court employees as of July 1, 2001.

46. Mercy Hospital & Health Services re: Request for recommendation for a county representative to serve on the nominating committee per the Operating Agreement.

REVIEW BOARD ORDER – SEE PAGE 11

THE BOARD SELECTED SUPERVISOR O'BANION TO SERVE ON THE NOMINATING COMMITTEE AYES: ALL

47. Winton Spring Festival re: Invitation to attend Winton Spring Festival set for April 25 – 29, 2001 with Loyalty Day Parade set for April 28 at 11:00 a.m.
48. County of Ventura re: Notice of action to formally support AB 947 (Jackson), a bill which would improve local coordination and regulation of pesticide use.
49. San Joaquin Valley Air Pollution Control District re: Notice of Public Workshops on proposed amendments to Rules and Regulations.
50. State Dept. of Justice re: Sutter Merced Medical Center – Notice the Attorney General hereby consents, pursuant to Corporations Code Section 5921 to transfer to Mater Misericordiae Hospital/Mercy Hospital and Health Services (Mercy) by Sutter Merced Medical Center (Sutter Merced) of the assets that it uses to operate a hospital and clinics (Medical Center) in Merced County as set forth in the written notice filed on December 15, 2000.
51. State Dept. of Fish and Game re: Department of Fish and Game Environmental Filing Fees – Fish and Game Code Section 711.4.
52. State Fish and Game Commission re: Updated Informative Digest – proposed changes to wild pig permit regulations regarding the amendment of Section 401, Title 14, Calif. Code of Regulations.
53. State Dept. of Health Services re: Final Fiscal Year 1999-2000 Maintenance of Effort (MOE) calculation for Proposition 99 funding that reflects the actual sales tax, vehicle license fees and growth revenues received by counties.
54. State Board of Equalization re: Property Tax Rule 305.3 – Application for Equalization after a Mandatory Audit. (On file with Clerk or available at www.boe.ca.gov)
55. Calif. State Board of Equalization re: Colusa County, El Dorado County, Sacramento County Assessment Practices Survey for January 2001 and San Bernardino County (Supplemental) Assessment Practices Survey for March 2001. (On file with Clerk)

ADOPTED RESOLUTIONS AND ADJOURNED MEETING IN MEMORY OF ROCCO PERNETTI, PERINA BOMMARITO AND RICH VARGAS UNTIL TUESDAY, APRIL 24, 2001 AT 8:30 A.M.

CONSENT ITEM NO. 5A
2001-04-10 PUBLIC WORKS

Upon motion of Supervisor Rivero, seconded by Supervisor Kelsey, duly carried, the Board approves Winton Spring Festival Committee to use Winton County Park from April 25 – 29, 2001 for Annual Spring Festival, authorize Winton Cowboys, non-profit organization, to sell alcoholic beverages, waive restriction on amplified sound equipment for the dance bands, waive the restriction on amplified sound equipment for the dance bands, waive the restriction of animals in the park for the pony rides and demonstration purposes, subject to the following conditions:

1. The Winton Spring Festival Committee to provide the County of Merced with a Certificate of Insurance certifying liability and property damage insurance coverage of a minimum of one million dollars (\$1,000,000.00) combined single limits for all activities to be conducted at the Park.
2. Winton Cowboys non-profit organization is to provide the County of Merced with a Certificate of Insurance certifying liability coverage, including liquor liability insurance of a minimum of one million dollars (\$1,000,000.00) combined single limits to cover the sale of alcoholic beverages to the general public. All Certificates of Insurance must include the endorsement. "County of Merced, its Agents, Officers and Employees are additional insureds".
3. The sale of alcoholic beverages shall comply with the rules, regulations and requirements of the California State Dept. of Alcoholic Beverage Control.
4. The carnival operator shall have valid permits and inspection certificates required by the State of California to operate this type of business.
5. The Committee shall provide additional portable restroom facilities as may be needed, at no cost to the County of Merced.
6. Contract with the Sheriff's Department for security personnel or should private security be used, the Sheriff's Department will need to approve the firm used and coordinate its activities.
7. Provide additional refuse bins as may be required or arranged for the daily removal of refuse.

Ayes: Cortez Keene, Crookham, Rivero, Kelsey, O'Banion

10:30 A. M. SCHEDULED ITEM
2001-04-10 PUBLIC WORKS – CONTINUED PUBLIC HEARING

The time and date previously set for a public hearing to consider Resolution changing the names of several County Roadways in the Delhi area as follows:

- 1) The new frontage road constructed along the west side of Highway 99, between Johnson Street and Sycamore Street is proposed to be named Stephens Street; and,
- 2) The new roadway extension of Gaddy Street, between Sixth Street and South Avenue, shall be named Fourth Street; and,
- 3) The new frontage road constructed along the east side of Highway 99, between South Avenue and Second Avenue South, is proposed to be named Second Avenue South; and,
- 4) The new frontage road constructed along the west side of Highway 99, between Swanson Road and Bradbury Road, is proposed to be named Flower Avenue; and,
- 5) The new frontage road constructed along the west side of Highway 99, between Early Dawn Road and Bradbury Road, is proposed to be named Clausen Road; and,

- 6) The newly realigned portion of Merced Avenue located north of Bradbury Road is proposed to be named Merced Avenue; and,
- 7) The new roadway extension of South Avenue westerly across Highway 99, between Sands Road and Hillside Drive, is proposed to be named South Avenue; and,
- 8) Stephens Street, formerly located between Hinton Avenue and the newly constructed frontage road (Stephens Street) along the west side of Highway 99, is proposed to be renamed as Shell Street; and,
- 9) Merced Avenue, located on the east side of the freeway between Bradbury Road and the newly realigned portion of Merced Avenue to the north, is proposed to be named as Merced Court; and,
- 10) Third Street, formerly located between the newly constructed portion of Second Avenue South and Sands Road, is proposed to be renamed as Sands Road; and,
- 11) South Avenue, formerly located between Third Street and Palm Street, is proposed to be renamed as Third Street; and,
- 12) Gaddy Street, formerly located between Fourth Street and Sixth Street, is proposed to be renamed as Fourth Street.

The Chairman asks if there is anyone present that wishes to speak in favor or opposition to the proposal. No one speaks.

Upon motion of Supervisor Kelsey, seconded by Supervisor Rivero, duly carried, the Board changes the names of several County roadways in the Delhi area and Resolution No. 2001-70.
Ayes: Cortez Keene, Crookham, Rivero, Kelsey, O'Banion

INFORMATION ITEM NO. 46
2001-04-10 BOARD OF SUPERVISORS

Chairman Cortez Keene states a letter has been received from Mercy Hospital and Health Services requesting a recommendation for a county representative to serve on the Nominating Committee per the Operating Agreement.

Following discussion, Supervisor O'Banion moves, seconded by Supervisor Crookham, the Board nominate Health Officer Michael Ford to serve on the Nominating Committee.

The Chairman calls for a Vote on the Motion. Motion Fails.

Ayes: Crookham, O'Banion

Noes: Cortez Keene, Rivero, Kelsey

Following further discussion and upon motion of Supervisor Kelsey, seconded by Supervisor Rivero, duly carried, the Board appoints Supervisor O'Banion to serve as the County representative on the Nominating Committee per the Operating Agreement between Mercy Hospital and Health Services and the County of Merced.

Ayes: Cortez Keene, Crookham, Rivero, Kelsey, O'Banion