



SUMMARY ACTION MINUTES BOARD OF SUPERVISORS

Special Meeting
TUESDAY, MAY 10, 2011
Special 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
LINN DAVIS.....DISTRICT 3
DEIDRE F. KELSEY.....DISTRICT 4
JERRY O’BANION.....DISTRICT 5
Lydia A. Beiswanger, Chief Clerk

LARRY T. COMBS
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

SCHEDULED 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)

COUNTY COUNSEL - ESTABLISHMENT OF REDISTRICTING CRITERIA
To consider and hear presentation on Merced County's proposed Redistricting criteria

RECOMMENDATION: Consider Resolution Establishing Criteria for the Redistricting of the Board of Supervisors Districts and provide direction to the Demographer regarding the criteria to be utilized for the redistricting of the Board of Supervisors Districts

REVIEW BOARD ORDER – SEE PAGE 3 AND 4

GOVERNMENT CODE SECTION 54950 COMPLIANCE (LATE AGENDA ITEMS)

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

BOARD ORDERS – SUMMARY ACTION MINUTES – MAY 10, 2011
SPECIAL MEETING

10:00 A.M. SCHEDULED ITEM
2011-05-10 COUNTY COUNSEL – REDISTRICTING

The Clerk announces the Establishment of the Redistricting Criteria for the Board of Supervisors Districts by Resolution is before the Board for consideration.

County Counsel James Fincher advises the County's Redistricting Team has attended numerous community meetings to provide information about the redistricting process and census data and to receive input from the community about their specific communities of interest. He advises this information has been provided to Douglas Johnson, the County's Demographic Consultant from National Demographics, Inc. who will gather the information and draw the new supervisorial districts.

Mr. Fincher reviews the powerpoint which outlines the Public Outreach Process of Round 1 which is the period of April 19 through May 12 and comments on the communities and municipal advisory councils that have been and will be completed. He states Round 2 will begin with the next Board Meeting and reviews the proposed Public Outreach Process through August 23, 2011. He continues the powerpoint review which reviews Drawing the Lines: Legal Considerations, Legal Considerations: Section 5- Voting Rights Act, Legal Considerations: Statutory Criteria and Legal Considerations: Other Criteria.

Douglas Johnson, National Demographics, appears before the Board using the mapping software and states the goal is to demonstrate the criteria that was discussed and displays examples of the statutory criteria and scenarios of census blocks on Latino population, deviations, etc. He discusses divisions by freeways and significant issues of disconnecting districts.

Following discussion and questions by the Board, Mr. Johnson responds relative to Section 5 questions stating the County will receive an opinion from National Demographics and your legal counsel of Nielsen Merksamer Parrinello Gross & Leoni LLP but the Dept. of Justice does not look at anything until it is firm, adopted and sent to them.

Counsel Fincher further comments that the County has a website relative to redistricting that is updated with all information and the public can view this website and can post questions and comments on this website.

Supervisor O'Banion requests a presentation be provided to the Santa Nella Chamber of Commerce for the Santa Nella area, even though they do not have a municipal advisory council, because of the distance from the Los Banos and Dos Palos areas.

The Chairman asks if there is anyone from the public that wishes to speak.

Tom Dinwoodie, McSwain Municipal Advisory Council, appears before the Board and states it was universal that the McSwain area remain with the Atwater area because McSwain is part of the Atwater community. He also questions how the Atwater Prison will be addressed and comments on its racial mix and population criteria.

Counsel states this concludes the public comment period and reviews the recommendations before the Board.

Upon motion of Supervisor Kelsey, seconded by Supervisor Davis, duly carried, the Board establishes the criteria for the Redistricting of the Board of Supervisors Districts and adopts Resolution No. 2011-54A.

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

THE BOARD ADJOURNED THE MEETING UNTIL TUESDAY, MAY 24, 2011 AT 10:00

A.M.