



SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, OCTOBER 22, 2013

Closed Session – 9:00 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

JOHN PEDROZO.....DISTRICT 1
HUBERT “HUB” WALSH, JR....DISTRICT 2
LINN DAVIS.....DISTRICT 3
CHAIRMAN 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**

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

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

9:00 A. M.

**THE PUBLIC IS INVITED TO SPEAK ON ANY ITEM ON THE AGENDA-
TESTIMONY IS LIMITED TO FIVE 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): 1) Shimrado v. County of Merced, Merced Superior Court Case No. CVM015659

**THE BOARD RECESSED AT 9:00 A.M. AND RECONVENED AT
10:00 A.M. WITH SUPERVISOR O'BANION NOT PRESENT AND THE
CHAIRMAN ADVISED THERE WERE NO REPORTABLE ITEMS.**

**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 five minutes per
person)**

REVIEW BOARD ORDER

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 10)

**PUBLIC HEALTH - PUBLIC HEARING - FIRST READING OF PROPOSED
ORDINANCE**

Introduce and conduct a first reading of an Ordinance repealing, and reinstating with modifications, Ordinance No. 1656, Chapter 9.44 entitled, "An Ordinance to Establish Ambulance Service Planning and Response Areas to Include Provisions for Ambulance Services Licensing and Operations, Convalescent Transport Provider Licensing and Operations and an Ambulance Review Board"

RECOMMENDATION: 1) Waive further reading of proposed ordinance; 2) Open Public Hearing and receive comments; 3) Close Public Hearing; 4) Set a Second Reading and Possible Adoption for November 5, 2013 at 10:00 a.m.

REVIEW BOARD ORDER

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-10)

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

Human Services Agency

1. Approve and authorize the Chairman to sign Renewal Contract No. 2006182 with Brawley Enterprises for Lease of property at 1112 West 16th Street, Merced.

Health

2. Approve and authorize the Chairman to sign Renewal Contract No. 2008298 with Paperless Knowledge, Inc. (formerly known as Maxime Financial Management System) for software to track staff time associated with programs.
3. Approve and authorize the Chairman to sign Renewal Contract No. 2012187 (State Contract No. 13-20522) and associated required forms with California Dept. of Public Health for nutrition education and intervention services; and adopt resolution approving the contract and authorize the Director of Public Health to sign all grant documents necessary which include payment requests to implement the grant program.

ADOPTED RESOLUTION

Mental Health

4. Approve and authorize the Chairman to sign Amendment Contract No. 2013151 with Sunbridge Harbor View Rehabilitation Center to update the daily rate for the 2013/2014 portion of the contract and to increase the total contract amount.
5. Approve Budget Transfer in the amount of \$14,250 to purchase three scanners to be placed at mental health locations at Merced, Livingston and Los Banos.

Community & Economic Dev.

6. Set a Public Hearing for November 26, 2013 at 10:00 a.m. to receive comments on proposed revision of the Community Development Block Grant (CDBG) Program Income (PI) Reuse Plan and the transfer of funds.

District Attorney

7. Approve and authorize the Chairman to sign Amendment Contract No. 2013085 with Jones & Mayer for Special Services.

Dept. of Administrative Services

8. Approve Budget Transfer in the amount of \$42,000 to replace the County's dedicated mainframe tape backup system.

Board Recognition

9. Authorize Certificates of Recognition to the following individuals for being selected by the American Legion Auxiliary for 2013 Girls State Delegates; Rebecca Verona, Merced High, Elizabeth Tyler, Golden Valley High, Molly Williams, Atwater High, Kristine Roth, Buhach Colony High and Ileina Murguia, Livingston High.
10. Authorize Certificate of Recognition to Central Valley Coalition for Affordable Housing for Grand Opening of Gateway Terrance Apartments.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

11. Contract with Lincoln White Crane, LTD for Purchase of Real Property for acquisition of an electric line easement for PG&E to accommodate relocations of their facilities needed for the Atwater-Merced Expressway Project; authorize the Chairman to sign the Contract listing the terms and conditions of the acquisition; approve payment to Fidelity National Title Company for the agreed value of the property plus escrow and any other transaction fees.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

HUMAN SERVICES AGENCY

12. Approve the Chairman to sign the Special Certificate of One Time Subvention Funding from CalVet for Veteran Services.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

13. Contract with Make Someone Happy for a Mobile Grocery Services Program.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

REVIEW BOARD ORDER

HEALTH

14. Select the County Savings Determination process for determining payments to the Family Support Subaccount and authorize the Chairman to sign the Tentative Decision form.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

MENTAL HEALTH

15. Authorize the Department of Administrative Services, on behalf of the Mental Health Department to develop and release a Request for Proposal to secure a qualified provider of food services to the Marie Green Psychiatric Center, to select the most responsive bidder, negotiate an agreement; and return to the Board for final agreement execution.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

16. Contract with Jackson & Coker Locum Tenens, LLC for the placement of licensed psychiatrist(s) on a limited basis for the period of October 8, 2013 through June 30, 2014; return to the Board for further action once the vacant Staff Psychiatrist positions are filled; and approve the related budget transfer.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

17. Contact with Staff Care, Inc. for the placement of licensed psychiatrist(s) on a limited basis for the period of October 8, 2013 through June 30, 2014; and return to the Board for further action once the vacant Staff Psychiatrist positions are filled.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

AUDITOR

18. Authorize the Department of Administrative Services, on behalf of the Auditor-Controller to develop and release a Request for Proposal to secure a qualified project management firm for the County's Enterprise Finance, Payroll, and Human Resources System; select the most responsive bidder; negotiate an agreement; and return to the Board for final agreement execution.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

BOARD OF SUPERVISORS

19. Authorize \$1000 of District One's Special Board Project Funds to be forwarded to the Planada Parks and Recreation for tools for community beautification efforts.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

20. Authorize \$1,500 of District Four's Special Board Project Funds to be forwarded to the American Legion Post #240 for assistance with maintenance costs of the Gustine Veterans Hall.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

BOARD APPOINTMENTS

21. Appoint Danny Rocha to serve as a member of the Hilmar Municipal Advisory Council, until May 3, 2017.

ITEM PULLED FROM AGENDA – NO ACTION TAKEN

22. Appoint Daniel Marker to serve as a member of the Merced County Local Child Care and Development Planning Council as a Community representative, filling an unexpired term until June 30, 2014.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

23. Appoint Keith Isozaki, Deborah Keenan and Tom Clendenin to serve as members of the Housing Advisory & Building Code Board of Appeals, until March 26, 2014.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: 1, 2, 3, 4 NOT PRESENT: 5

24. Public Works re: Contract No. 2013143 awarded to Taylor Backhoe Service, Merced CA in the amount of \$167,900 for the Echo Street Safe Routes to School Project.
25. Community & Economic Dev. re: Lease agreement issued to Merced County Office of Education for Building 325 (approximately 22,283 sq. ft.) and 2.20 acres of land located at Castle Commerce Center.
26. Community & Economic Dev. re: Lease agreement issued to Boykin & Boykin dba Castle Heating and Air for Building 54 (approximately 4,575 sq. ft.) and adjacent parking area located at Castle Commerce Center.
27. Community & Economic Dev. re: Facility Use agreement issued to Moore's Karate for Moore's Karate Camp 2013 that was held September 13, 14, & 15, 2013.
28. Cal OES re: On September 26, 2013, the U.S. Small Business Administration declared the primary counties of Mariposa and Tuolumne, and the contiguous counties of Alpine, Calaveras, Madera, Merced, Mono, and Stanislaus as disaster area as a result of the economic impacts caused by the Rim Fire beginning August 17, 2013 and continuing.

29. Dept. of Fish and Wildlife re: Notice of Availability of a Draft Environmental Impact Report regarding the proposed Salmon conservation and research facility and related management actions project.
30. Dept. of Motor Vehicles re: Temporary closure of the Department of Motor Vehicles office in Merced, located at 1313 W. 12th Street will be closed for approximately 7 weeks beginning October 28, 2013 through December 13, 2013 for a renovation project.
31. Central Valley Regional Water Quality Control Board re: Notice of Workshops.

**THE BOARD ADOPTED RESOLUTION IN MEMORY OF ARLIN GEORGE AND
ADJOURNED THE MEETING UNTIL TUESDAY NOVEMBER 5, 2013, AT 10:00 A.M.**