



SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, DECEMBER 17, 2013

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

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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 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 - 12)

PUBLIC WORKS - PUBLIC HEARING - PROPOSED ORDINANCE AND POSSIBLE ADOPTION

To consider proposed ordinance entitled: An Ordinance Amending Refuse Service Fees and Charges for County Solid Waste Franchise Areas 1 through 5 (Amends Ordinance 1902 and Chapter 5.90 of the Merced County Code).

Recommendation: Waive further reading; Open Public Hearing and accept public comments; Close Public Hearing and adopt Ordinance.

REVIEW BOARD ORDER

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-12)

APPROVED AS RECOMMENDED

AYES: ALL

Public Works

1. Approve and authorize the Chairman to sign Amendment Contract No. 2007259 with Mid Valley Disposal, Inc. for curbside collection services to extend the agreement to June 30, 2014.

Mental Health

2. Approve and authorize the Chairman to sign Amendment Contract No. 2011203 with BHC Sierra Vista Hospital, Inc. for inpatient hospital services for Medi-Cal patients, updating the rates for 2013-2014.

3. Approve and authorize the Chairman to sign Amendment Contract No. 2011204 with BHC Sierra Vista Hospital, Inc. for inpatient hospital services for Non-Medi-Cal clients, updating the rates for 2013-2014.

Sheriff

4. Approve and authorize the Chairman to sign Amendment Contract No. 2010260 with Merced County Jail Ministry to provide ministry services to inmates housed in Merced County's correctional facilities.
5. Approve Budget Transfer in the amount of \$18,000 for deadbolt locks for the food ports of the lockdown area at the John Latorraca Correctional Center to improve security.

Fire

6. Approve Budget Transfer in the amount of \$1,100 to purchase Level A suits/personal protective equipment for the Haz Mat program.

Treasurer

7. Adopt Resolution delegating investment authority to the County Treasurer for 2014 pursuant to Government Code Section 27000.1 and 53607.

ADOPTED RESOLUTION

Executive Office

8. Act on Claim for Damages received from Debra Bishop as recommended by Risk Management and County Counsel.

Board Recognition

9. Authorize Certificate of Recognition for Judith A. Corbett for dedicated service and leadership as Executive Director of the Local Government Commission.
10. Authorize Certificate of Recognition for Sierra Health Foundation for opening of the Center for Health Program Management's San Joaquin Valley Office in Merced.
11. Authorize Certificates of Recognition to individuals selected by the Merced County Association of Realtors for 2013 awards as follows: Tina DeLeon, President; Phillip May, Realtor of the Year; Daniel Posey, Affiliate of the Year Award; Allen Sietsema, Jesse Fees Memorial Award; Barbara Horta, Bill Del Nero Lifetime Achievement Award; Andy Krotik, President's Award; Loren Gonella, Lifetime Achievement Award; Skip Hinman, Flanadori Award; Cathy Paskin, Retiring Director; Terri Miller, Retiring Director; and Ernie Ochoa, Retiring Director Award.
12. Authorize Certificates of Recognition to individuals for their commitment and dedication for years of service as a 4-H Volunteer as follows: 5 Years of Service--Megan Schwall, Ballico-Cressey; Lori Lima and Paul Lima, Dos Palos Community; Matt Nascimento, Rosemarie Thomas, and Michelle Peterson, Hilmar Colony; Julie Bayer and Charles Bayer, Lander; Kim Donaher and Denise Skidmore, McSwain; Douglas Aue, Mick Reyna, Somchit Reyna, and Karen Creighton, St. Anthony's; John DeAnda, Lancers; Sandra Del Real, Le Grand; Leon Hath, El Nido; Kris Leonard, Westside; 10 Years of Service--Sherri Paul, Le Grand; Mary Harris, Our Lady of Fatima; Derek Nance, Lancers; Susan Ryan and Robert Ryan, Snelling; Kathi Hendrickson, Los Banos Community; Mary Petroni, Our Lady of Fatima; 15 Years of Service: Mark Roduner, McSwain; Louise King, and Jeffrey Heyer, Lancers; 25

Years of Service--Barbara Burroughs, Merced River; 35 Years of Service--Louise Farley, McSwain; Jennifer Puckett, Rollo Spina Leader Award; and California 4-H Foundation, Tak Date Service Award.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

13. Accept a grant from CalRecycle for the City-County Payment Program for funding in the amount of \$24,754 for blue recycle totes for Planada, Le Grand, Winton, and Franklin/Beachwood areas; and contract with Waste Management allocating these funds for purchase of said totes.

APPROVED AS RECOMMENDED **AYES: ALL**

14. Approve the 2011/12 Fiscal Year Annual Report (Exhibit A) for each public facility impact fee fund pursuant to Government Code Section 66006(b).

APPROVED AS RECOMMENDED **AYES: ALL**

HUMAN SERVICES AGENCY

15. Relieve Human Services Agency (HSA) of accountability for the fixed asset #0049799, Tangent Computer, by allowing the Auditor's Office to remove the item from HSA's fixed asset inventory.

APPROVED AS RECOMMENDED **AYES: ALL**

MENTAL HEALTH

16. Contract with California Mental Health Services Authority for funding and participating in a new Medi-Cal Billing System Feasibility Study Program upon execution and in effect until completion of the study for a share of cost in the amount of \$2,584.38; and adopt Resolution.

ADOPTED RESOLUTION AS RECOMMENDED **AYES: ALL**

17. Contract with Helios Healthcare, LLC for skilled nursing facility for Mental Health clients.

APPROVED AS RECOMMENDED **AYES: ALL**

AG COMMISSIONER

18. Rescind Contract No. 2004047 with California Department of Boating and Waterways (DBW); approve new contract with DBW for Water Hyacinth Control activities on County waterways; and adopt Resolution.

ADOPTED RESOLUTION AS RECOMMENDED **AYES: ALL**

COMMUNITY AND ECONOMIC DEVELOPMENT

19. 1) Approve the construction permit for CVIN, LLC, to install fiber optic infrastructure within the confines of Castle Commerce Center to connect Buhach Colony High School to their network; 2) authorize the Director of Community and Economic Development to sign the construction permit for CVIN, LLC, to perform the installation of the fiber optic infrastructure; and 3) direct staff to return to the Board with an Easement Agreement.

APPROVED AS RECOMMENDED **AYES: ALL**

TREASURER

20. Accept the 2014 Investment Policy and the 2014 Treasury Oversight Committee Directive.

APPROVED AS RECOMMENDED **AYES: ALL**

PROBATION

21. Approve and authorize the Chief Probation Officer to accept and sign the Improving Health Through Restorative Justice Grant.

APPROVED AS RECOMMENDED **AYES: ALL**

DEPARTMENT OF ADMINISTRATIVE SERVICES

22. 1) Approve relocation of Sheriff's 911 Dispatch Center to the County's Emergency Operations Center located at Castle Airport; 2) authorize the Chair to sign the contract with Motorola Solutions, Inc. to purchase Dispatch Consoles, Logging Recorder, and Dispatch furniture, utilizing the HGACBuy procurement service, for use in the 911 Dispatch Center; approve related Budget Transfer. (4/5 Vote Required)

APPROVED AS RECOMMENDED **AYES: ALL**

REVIEW BOARD ORDER

FIRE

23. Contract with California Governor's Office of Emergency Services to accept grant award from the FY13 Emergency Management Performance Grant (EMPG).

APPROVED AS RECOMMENDED **AYES: ALL**

24. Contract with California Governor's Office of Emergency Services to accept grant award for FY13 Homeland Security Grant Program; and approve related Budget Transfers. (4/5 Vote Required)

APPROVED AS RECOMMENDED **AYES: ALL**

25. Approve the revised Merced County Emergency Operations Plan and authorize the Merced County Office of Emergency Services to distribute to all respective departments.

APPROVED AS RECOMMENDED **AYES: ALL**

26. 1) Allow the Fire Department to trade in and replace the Ahura First Defender instrument; 2) authorize Administrative Services to issue a Purchase Order to Thermo Scientific Portable Analytical Instruments, Inc.; 3) authorize Auditor to remove fixed asset (Ahura First Defender) BU #25101-55616 from inventory; and 4) approve related Budget Transfer.

APPROVED AS RECOMMENDED **AYES: ALL**

HUMAN RESOURCES

27. Approve and authorize the Chairman to sign Amendment to Memorandum(s) of Understanding Bargaining Unit 2 (2012178) and Bargaining Unit 12 (2012179) with Merced County Sheriff's Employee Association (MCSEA).

APPROVED AS RECOMMENDED **AYES: ALL**

COUNTY EXECUTIVE OFFICE

28. Approve and authorize the Chairman to execute the Non-Sharing Property Tax Agreement with the Chowchilla Water District to allow for the annexation of five Merced County parcels into the district.

APPROVED AS RECOMMENDED **AYES: ALL**

29. Approve appointment of Thomas I. Cavallero as the Sheriff/Coroner effective December 30, 2013; and approve Elected "A" level benefits effective December 30, 2103.

APPROVED AS RECOMMENDED **AYES: ALL**

30. Set a Public Hearing for January 14, 2014, at 10:00 a.m. to receive public testimony, consider the Planning Commission's recommendation, make an environmental and project determinations and actions on Conditional Use Permit No. CUP10-012 - AKT Santa Nella Solar Investors I, LLCC, and Vega Solar LLC, and consider a Solar Benefits Agreement.

APPROVED AS RECOMMENDED **AYES: ALL**

BOARD OF SUPERVISORS

31. Approve Budget Transfer in the amount of \$7,500 to increase appropriation in District Four's Special Board Project Funds to cover unanticipated revenue resulting from the refund of previously donated funds for the Westside Theatre Foundation Broadcasting Project. (4/5 Vote Required)

APPROVED AS RECOMMENDED **AYES: ALL**

32. Authorize \$6,000 of District One's Special Board Project Funds to be forwarded to the Bible Christian Church at Nineveh Outreach Food Pantry for providing food to the Planada, Le Grand, and Plainsburg areas.

APPROVED AS RECOMMENDED **AYES: ALL**

33. Authorize \$1,000 of District Two's Special Board Project funds to be forwarded to Feet Changing Lives to assist with purchase of office equipment.

APPROVED AS RECOMMENDED **AYES: ALL**

BOARD INFORMATION & POSSIBLE ACTION

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

34. State of California Department of Fish and Game re: Notice of proposed regulatory action relative to sections 149 and 149.1, Title 14, California Code of Regulations, relating to the commercial take of market squid, which was published in the California Regulatory Notice Register on December 6, 2013.

**THE BOARD ADOPTED RESOLUTION IN MEMORY OF JOHN MOWER, AND
ADJOURNED THE MEETING UNTIL TUESDAY, DECEMBER 10, 2013, AT 10:00 A.M.**