

SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting
TUESDAY, MAY 05, 2015
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

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

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

8:30 A. M.

THE PUBLIC IS INVITED TO SPEAK ON ANY ITEM ON THE AGENDA- TESTIMONY IS LIMITED TO THREE MINUTES PER PERSON

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) Mark Hendrickson, Director-Community and Economic Development pursuant to Government Code Section 54956.8 as follows:

Property: 0.50 acres of barren land located on Shuttle Drive, generally north of Industrial Road at Castle Commerce Center

Agency Negotiator: Mark Hendrickson, Director Community and Economic Development

Negotiation Parties: Mr. Adam Reed and Merced County

Under Negotiation: To request authority to negotiate proposed acquisition of property and value.

Property: 1.84 acres of barren land located on the corner of 12th Street and Thunderbird Avenue at Castle Commerce Center

Agency Negotiator: Mark Hendrickson, Director Community and Economic Development

Negotiation Parties: Mr. Art Lawrence and Merced County

Under Negotiation: To request authority to negotiate proposed acquisition of property and value.

Property: 1.84 acres of barren land at the corner of 12th Street and C Street at Castle Commerce Center

Agency Negotiator: Mark Hendrickson, Director Community and Economic Development

Negotiation Parties: CRMS Holding, LLC and Merced County

Under Negotiation: To request authority to negotiate proposed acquisition of property and value.

Property: Building 1253 at Castle Commerce Center

Agency Negotiator: Mark Hendrickson, Director Community and Economic Development

Negotiation Parties: CRMS Holdings, LLC and Merced County

Under Negotiation: To request authority to negotiate proposed acquisition of facility and value.

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION: It is the intention of the Board to meet in Closed Session concerning significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): One Case

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION: It is the intention of the Board to meet in Closed Session concerning Initiation of Litigation pursuant to Government Code Section 54956.9(d)(4): One Case

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): Quilala, et al. v. Sun Power, et al., United States District Court, District of Hawaii Case No. 15-00080JMS-BMK

CLOSED SESSION: It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54957.6 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; United Public Employees (UPE), Unit 3; Merced County Attorney Association (MCAA), Unit 7; Teamsters (Corrections), Unit 2; Merced County Law Enforcement Sergeants, Unit 30; Merced County Deputy Sheriff Association (DSA), Unit 10; Teamsters (Non-Safety Corrections), Unit 12; Merced County Public Safety Services Unit (MCPSSU), Unit 14; and Probation Supervising Employees, Unit 11. Agency Negotiator: Marci Barrera.

THE BOARD RECESSED AT 8:30 A.M. AND RECONVENED AT 10:00 A.M. WITH ALL MEMBERS PRESENT, AND THE CHAIRMAN ADVISED STAFF WAS GIVEN DIRECTION

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 three minutes per person)

REVIEW BOARD ORDER – SEE PAGE 10

PRESENTATION:

VOLUNTEER RECOGNITION - 2015 VOLUNTEERS NOMINATED BY THE COMMUNITY:

District One: James Tesone and Corey Fagundes

District Two: Fernando Aguilera and Love Merced

District Three: Gloria Perez and Joe Hoffar

District Four: Judy Quinn and Hilmar Farm Watch

District Five: Elizabeth Hanson and Dewayne Young

Certificates of Recognition were awarded, and a reception was held in Room 310. The Chairman acknowledged and thanked the Volunteer Recognition Screening Committee consisting of Alicia Rodriguez, Frances Thengvall, Beverly Baker, and Ann McCauley.

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1 - 30)

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-30)

APPROVED AS RECOMMENDED AYES: ALL

Public Works

1. Approve Budget Transfer in the amount of \$21,000 to purchase electronic document mark up software from BlueBeam Software.
2. Approve Budget Transfer in the amount of \$50,000 to purchase 12 AutoCAD workstations for use in the Public Works Department.
3. Set a Public Hearing for June 16, 2015 at 10:00 A.M. to consider amending Chapter 5.64 of the Merced County Code and superseding Ordinance No. 1920 entitled "User Charge Rates for Zones of Benefit" which would establish County Services Area Number One User Rates for the 2015/2016 fiscal year.

Mental Health

4. Approve and authorize the Chairman to sign Renewal Contract No. 2013235 with Morse Partners for the lease of office space located at 1944 M Street in Merced for Mental Health Administration office.
5. Approve and authorize the Chairman to sign Renewal Contract No. 2014198 with Golden Valley Health Centers for implementation of the Integrated Mental Health in Primary Care Settings Program and the Cultural Brokers for Mental Health Services Program as part of the Mental Health Services Act Prevention and Early Intervention.
6. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2014038 with Public Health Department for expansion of the Community Outreach Program Engagement and Education Program (COPE).
7. Approve and authorize the Chairman to sign Amendment Contract No. 2014183 with California Psychiatric Transitions for client placement services; and approve the related budget transfer.

REVIEW BOARD ORDER – SEE PAGE 10

8. Approve and authorize the Chairman to sign Amendment Contract No. 2014107 with Canyon Manor for client placement services; and approve the related budget transfer.
9. Approve and authorize the Chairman to sign Amendment Contract No. 2010170 with Community Social Model Advocates for residential alcohol and drug residential recovery services; and approve the related budget transfer.

10. Approve and authorize the Chairman to sign Amendment Contract No. 2014109 with Guardco Security Services for security services at the inpatient units and other facilities; and approve the related budget transfer.
11. Approve and authorize the Chairman to sign Amendment Contract No. 2012126 with Merced Drug for pharmacy services; and approve the related budget transfer.
12. Approve and authorize the Chairman to sign Amendment Contract No. 2014201 with the State Dept. of Alcohol and Drug Programs for Substance Use Disorder Services; and adopt resolution.

ADOPTED RESOLUTION NO. 2015-35

13. Approve and authorize the Chairman to sign Amendment Contract No. 2014074 with Dr. Cynthia Hunt, M.D. for the provision of child psychiatric services; and return to the Board for further action once the vacant Staff Psychiatrist position is filled.

Health

14. Approve and authorize the Chairman to sign Amendment Contract No. 2007230 (Acceptance of Award forms) with Calif. Dept. of Public Health - Tuberculosis Control Branch for additional \$2,816 in Federal and \$927 in State Tuberculosis Subvention grant funds.

Human Services Agency

15. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2015008 with Workforce Investment to provide subsidized employment services to Welfare-to-Work participants.

Community and Economic Development

16. Approve and authorize the Chairman to sign Amendment Contract No. 2001291 with California Home Finance Authority for revisions to the Golden State Finance Authority Joint Exercise of Powers agreement; and adopt resolution.

ADOPTED RESOLUTION NO. 2015-36

Human Resources

17. Approve Budget Transfer in the amount of \$4,500 to increase the appropriation for DOJ/Livescan transactions due to increased recruitment efforts. (4/5 Vote Required)

Assessor/Recorder

18. Approve the modifications to the following classification specifications: Chief Deputy Recorder (class 1820), Supervising Recorder (class 7822), and Recorder Clerk I/II/III (class 7721/7722/7723).

Dept. of Administrative Services

19. Approve Budget Transfer in the amount of \$435,400 to improve County Infrastructure such as email systems and archiving, back-up systems, technical support services, network security, as well as mailing services.

REVIEW BOARD ORDER – SEE PAGE 10

Executive Office

20. Act on Claims for Damages received from Gabriel Zamora and Deanna Prow Pena as recommended by Risk Management and County Counsel.

Board Recognition

21. Proclaim the month of May, 2015 as "Older Americans Month" in Merced County.
22. Authorize Certificates of Recognition to various individuals selected by the Greater Merced Chamber of Commerce for Graduation Class 11 of Junior Leadership Merced.

REVIEW BOARD ORDER – SEE PAGE 11

23. Authorize Certificates of Recognition to the following individuals selected by the American Legion Merced Post 83 for Firefighter of the Year Awards: Ben Servin-Volunteer Firefighter/City of Los Banos, Chet Guintini-Career Firefighter/City of Los Banos, Mickey Brunelli-Career Firefighter/City of Merced, Robert Blais-Paid Call Firefighter/City of Atwater, Chris Unruh-Paid Call Firefighter/City of Livingston, Robert Cromie-Paid Call Firefighter/County of Merced, Dave Jordan-Paid Call Firefighter/City of Dos Palos, Rich Martin-Paid Call Firefighter/City of Gustine and John Slate-Professional Firefighter/County of Merced.
24. Authorize Certificates of Recognition to Paula Chladek and Dawn Wiseman for being selected by Memorial Hospital of Los Banos as Volunteer of the Year.
25. Authorize Certificate of Recognition to Le Grand High School Ag Barn for Ribbon Cutting.
26. Authorize plaque to Joe A. & Theresa E. Giannone for 65th Wedding Anniversary.
27. Authorize Certificate of Recognition to Bill and Dorothy Bizzini for being selected by the Merced College Foundation for the 2015 President's Medallion Award.
28. Authorize Certificates of Recognition to the following individuals for receiving the 2015 Merced County Children's Summit Hands on Hero Awards: Cynthia Delgado, Don Bergman and Nancy Young-Bergman, and Shannon Finn.
29. Authorize Certificates of Recognition to the following individuals for Graduation from the UC Merced Citizen Police Academy Class 17: Allison Hill, Guadalupe Perez, Favian Martines, Jesus Romo, Shannon Picciano and Elizabeth Salmon.
30. Authorize Certificate of Recognition to Steve Bell, First Assistant Chief for Firefighter of the Year-City of Gustine.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

31. Declare three Crown Victoria Patrol Cages as surplus property and donate the cages to Merced College Police Department as authorized by Government Code Section 25365. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

HEALTH

32. Contract with Merced Community College District for activities in support of a smoke-free college campus for the Partnerships to Improve Community Health Grant.

AUTHORIZED CONTRACT NO. 2015057 AS RECOMMENDED AYES: ALL

MENTAL HEALTH

33. Contract with Marsha Larson, Psychiatric Mental Health Nurse Practitioner for the provision of Nurse practitioner services.

AUTHORIZED CONTRACT NO. 2015058 AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

34. Authorize the Director of Human Services Agency to sign and submit a grant application to the California Department of Veteran Affairs (CalVet), Veterans Services Division (VSD) in response to a Proposition 63 funding opportunity in support of mental health outreach and support services for veterans; and return to the Board if awarded.

APPROVED AS RECOMMENDED AYES: ALL

COMMUNITY AND ECONOMIC DEVELOPMENT

35. Provide guidance to staff relating to the zoning code update through one of the following two options: Option 1: Direct staff to obtain a bid and scope of work from Mintier Harnish LP (and sub-consultant Jacobson & Wack) to update the Zoning Code and return to the Board for contract approval; OR Option 2: Direct Staff to open a Request for Proposal and return to the Board with the eventual selected consultant contract for approval.

APPROVED OPTION 1 AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 11

36. Direct staff to issue a Request for Proposal to prepare the Housing Element Update and return to the Board for contract approval.

APPROVED AS RECOMMENDED AYES: ALL

37. Request the Board approve the sale of 1.3 acres of land to Paul Creighton for \$33,000 and authorize the Board Chairman to execute all necessary documents to effectuate the sale and transfer of land within Castle Commerce Center to Paul Creighton.

AUTHORIZED CONTRACT NO. 2015059 AS RECOMMENDED AYES: ALL

TREASURER/TAX COLLECTOR

38. 1) Approve the Application for Relief of Accountability as submitted by Revenue and Reimbursement for collection of court-ordered debt as submitted on Attachments A, B, & C in the following amounts: \$176,887.67 for deceased individuals, \$18,783.43 for infractions with balances under \$100 and older than 5 years, \$34,923.25 for misdemeanors with balances under \$100 and older than 10 years; and 2) Execute the Order of Discharge and authorize the Auditor/Controller to reduce the outstanding court-ordered debt by the sum of \$230,594.35.

APPROVED AS RECOMMENDED AYES: ALL

WORKFORCE INVESTMENT

39. Approve the Application for Initial Local Area Designation and Initial Local Board Certification with the State to continue providing employment-related services to businesses

and job seekers under the Workforce Innovation and Opportunity Act in Merced County; and authorize the Chairman to sign the application and Corrective Action Plan.

APPROVED AS RECOMMENDED AYES: ALL

RETIREMENT BOARD

40. Adopt Employer Contribution Rate of 49.93% as recommended by the Actuarial Report and adopt Member Contribution Rates as recommended by the Actuarial Report.

APPROVED AS RECOMMENDED AYES: ALL

LIBRARY

41. Accept the donation from the Great Valley Center and PG&E of the Kill-A-Watt EZ Power Meters for circulation within Merced County Library system.

APPROVED AS RECOMMENDED AYES: ALL

EXECUTIVE OFFICE

42. Consider the following options: Option 1) Refer all At Large positions for the Merced County Retirement Board back to the Standing Committee for recommendation to the Board of Supervisors for appointment; OR, Option 2) Continue to have the entire Board participate in the interview process for At Large positions for the Merced County Retirement Board.

APPROVED OPTION 1 AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGES 11 AND 12

BOARD OF SUPERVISORS

43. Authorize \$500 of District One's Special Board Project Funds to be forwarded to the Le Grand High School in support of their Impact for Success program; and approve the related budget transfer.

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

44. Authorize \$1,000 of District One's Special Board Project Funds to be forwarded to the Hmong Law Enforcement Association in support of the P.E.A.C.E. Conference; and approve the related budget transfer.

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

45. Approve a line of credit in an amount not to exceed \$30,000 from the Special District Augmentation Loan Fund bearing an interest rate equal to the Treasury Rate, for the period of the grant, to the East Merced Resource Conservation District (EMRCD) to be used for payments related to the Proposition 84 funded Merced Integrated Regional Water Management Plan Round 2 Implementation Grant.

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

BOARD APPOINTMENTS

46. Appoint a Board Member to serve a four-year term as Primary member of the Local Agency Formation Commission, until May 6, 2019; and appoint a Board Member to serve a four-year term as Alternate member, until May 6, 2019.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 12

47. Appoint Albert Moitoso to serve as a member of the Snelling Cemetery District, until July 1, 2018.

APPROVED AS RECOMMENDED AYES: ALL

48. Appoint Robert Streeter, M.D. to serve as the Hospital Representative At Large on the Santa Cruz-Monterey-Merced Managed Medical Care Committee, filling an unexpired term until April 16, 2016.

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

49. Appoint Deborah Albert to serve as the Public Representative/Medi-Cal Beneficiary At Large member on the Santa Cruz-Monterey-Merced Managed Medical Care Committee, until April 22, 2018.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

50. Public Works Department re: Contract No. 2015020 awarded to Graham Prewett of Fresno, CA in the amount of \$50,500 with the concurrent deductive Change Order No. 1 of \$2,596 to reduce the contract amount to \$47,904 for the Henderson Park Clubhouse Re-roof and Snelling Library Re-roof projects.
51. Mosquito Abatement District re: Manager's Report for March 2015.
52. Fish and Game Commission re: Notice of Proposed Emergency Action to close all Fishing in the Sacramento River from 650 feet below Keswick Dam to the Highway 44 Bridge to Protect Endangered Winter-Run Chinook Salmon.
53. Fish and Game Commission re: Notice of Findings regarding the Livermore tarplant (*Deinandra bacigalupii*) which was published in the California Regulatory Notice Register on April 24, 2015.
54. Fish and Game Commission re: Notice of Proposed Regulatory Action relative to amending Sections 300 and 310.5, Title 14, California Code of Regulations, relating to the prohibition on the use of lead projectiles and ammunition using lead projectiles for the take of wildlife with firearms, which was published in the California Regulatory Notice Register on April 24, 2015.
55. Fish and Game Commission re: Notice of Proposed Regulatory Action relative to Amending Section 502 Title 14, California Code of Regulations, relating to Waterfowl Regulations for the 2015-2016 season, which was published in the California Regulatory Notice Register on April 24, 2015.

THE BOARD ADOPTED RESOLUTIONS IN MEMORY OF DINO BIANCHI, FLORA LESTER, WANDA NOYA, BRANDON VILLEGAS, AND PETE YOUNG, AND ADJOURNED THE MEETING UNTIL TUESDAY, MAY 12, 2015, AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – MAY 5, 2015

10:00 A.M. SCHEDULED ITEM

2015-05-05 PUBLIC OPPORTUNITY

Director of Community and Economic Development Mark Hendrickson provides an update on the Guidance Package Logistic Center.

The following speak in support of benefit proposal for various Human Services Agency, Child Support, Mental Health and Public Health workers: Esperanza Cabrera Clark, Cynthia Vasquez Quillon, Michelle Zamudio, Ana Marie Yates, Kevin Lewis, Elizabeth Bravo, Eduardo Leon, Kimberly Lee, Pauline Rodriguez, John Sanchez, Nancy Stanton, Shannon Warkentin, Juana Maldonado, Maria Zarate, Brenda Vacitas, Amie Martinez, Elizabeth Salles, Sue Vang, James Tesone, Dartine Solis, Ms. Santana, Michelle Mann, Angelique Mendoza, Sandy Davis, Linda Sanchez, Dana Jensen, Kathy Larson and Marie Rough.

Present: Pedrozo, Walsh, McDaniel, Kelsey, O'Banion

CONSENT ITEM #7

2015-05-05 MENTAL HEALTH

The Clerk announces Amendment Contract No. 2014183 with California Psychiatric Transitions for client placement services, extending the end date from June 30, 2015 to June 30, 2016 and increasing the total contract amount from \$145,000 to \$322,500; and approval of the related budget transfer is before the Board for consideration.

The Clerk also announces corrected page two of the BAI is provided for the record.

Upon motion of Supervisor McDaniel, seconded by Supervisor O'Banion, duly carried the Board authorizes the Chairman to sign Renewal Contract No. 2014183.

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

CONSENT ITEM #19

2015-05-05 DEPT. OF ADMINISTRATIVE SERVICES

The Clerk announces approval of a Budget Transfer in the amount of \$435,400 to improve County Infrastructure such as email systems and archiving, back-up systems, technical support services, network security, and mailing services is before the Board for consideration.

The Clerk clarifies the budget transfer is to be distributed to the various accounts listed on page 2 attachment – not just account 22300 as reflected on the first page of the budget transfer.

Upon motion of Supervisor McDaniel, seconded by Supervisor O'Banion, duly carried, the Board approves the budget transfer in the amount of \$435,400.

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

CONSENT ITEM #22

2015-05-05 BOARD RECOGNITION

The Clerk announces various individuals selected by the Greater Merced Chamber of Commerce for Graduation Class 11 of Junior Leadership Merced were awarded Certificates of Recognition by the Board as follows: Barbara Chulanuka, Kaitlin Coberley, Jordan Cummings, Melissa Curry, Daniela Duran, Pedro Gonzalez, Joshua Gresham, Meredith Kirby, Baylee Krumm, Stephanie, Luna-Lopez, Jose Medina, Valeria Michel, Lillian Mua, Jessica Setiawan Tjie, Alison Thao, Cassidy Vang, Vitor Vieira, Jake Walejko, Sandra Walle, and Marissa Wyan.

Upon motion of Supervisor McDaniel, seconded by Supervisor O'Banion, duly carried, the Board authorizes Certificates of Recognition to Graduation Class II of Junior Leadership Merced. Ayes: Pedrozo, Walsh, McDaniel, Kelsey, O'Banion

ACTION ITEM #35

2015-05-05 COMMUNITY AND ECONOMIC DEVELOPMENT

The Clerk announces the request for guidance to Staff relating to the Zoning Code Update through one of the following two options: 1) Direct staff to obtain a bid and scope of work from Mintier Harnish LP (and sub-consultant Jacobson & Wack) to update the Zoning code, and return to the Board for contract approval; or 2) Direct staff to open an RFP, and return to the Board with the eventual selected consultant contract for approval, is before the Board for consideration.

Director of Community and Economic Development Mark Hendrickson reviews the staff report and recommends option 1.

Supervisor Kelsey states the County has had a good relationship with Mintier Harnish LP and is in favor of Option 1.

Supervisor O'Banion states he is also in support of Option 1 and questions the timeline on updating the Zoning Code, does not want a six year plan.

Mr. Hendrickson states some communities have only taken a year others up to seven years depends on different factors.

Following discussion on timeline of the update and upon motion of Supervisor Kelsey, seconded by Supervisor Walsh, duly carried, the Board selects Option 1 and directs staff to obtain a bid and scope of work from Mintier Harnish LP (and sub-consultant Jacobson & Wack) to update the Zoning Code, and return to the Board for contract approval.

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

ACTION ITEM #42

2015-05-05 EXECUTIVE OFFICE

The Clerk announces options for the appointment process to the Merced County Employees Retirement Board are before the Board for consideration: Option 1) Refer all At Large positions for the Retirement Board back to the Standing Committee for recommendation to the Board of Supervisors for appointment; or, Option 2) Continue to have the entire Board participate in the interview process for At Large positions for the Retirement Board.

County Executive Officer Jim Brown reviews the staff report.

Supervisor O'Banion states he is opposed to having individuals come before the entire Board due to confidentiality issues and supports Option 1.

Supervisor Kelsey states if there is a Board member that sits on the committee that the individual is being interviewed for, then the Standing Committee should include that Board member with the Chairman to interview. If there is not a Board member serving on the affected committee, then the Standing Committee should include the Chairman and Vice Chairman to interview.

Supervisor Walsh states he supports Option 1 with Supervisor Kelsey's recommendation.

Supervisor McDaniel comments it is a tough process and supports Option 1.

Upon motion of Supervisor O'Banion, seconded by Supervisor Kelsey, duly carried, the Board selects Option 1) to refer all At Large positions for the Retirement Board back to the Standing Committee for recommendation to the Board for appointment with the composition of the Standing Committee to include the Chairman and the Board member that sits on the committee the interviews are being held for. If there are no Board members sitting on the committee, then the Standing Committee will include the Chairman and Vice Chairman of the Board of Supervisors.

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

ACTION ITEM #46

2015-05-05 BOARD APPOINTMENTS

The Clerk announces appointment of a Board member to serve a four-year term as Primary Member of the LAFCo Commission, until May 6, 2019; and appointment of a Board Member to serve a four-year term as Alternate Member, until May 6, 2019 is before the Board for consideration.

Upon motion of Supervisor Kelsey, seconded by Supervisor Walsh, duly carried, the Board appoints the existing Board Members: Supervisor Kelsey-Primary Member and Supervisor McDaniel-Alternate Member, to continue to serve until May, 6, 2019.

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