

SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, FEBRUARY 9, 2016

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
CHAIRMAN 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

**9:00 A. M. THE PUBLIC IS INVITED TO SPEAK ON ANY ITEM ON THE AGENDA-
TESTIMONY IS LIMITED TO THREE MINUTES PER PERSON**

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: Teamsters (Corrections), Unit 2; Merced County Deputy Sheriff Association (DSA), Unit 10; Merced County Public Safety Services Unit (MCPSSU), Unit 14. Agency Negotiator: Marci Barrera

THE BOARD RECESSED AT 9:00 A.M. AND RECONVENED AT 10:00 A.M. WITH SUPERVISOR KELSEY NOT PRESENT, AND THE CHAIRMAN ADVISED STAFF WAS GIVEN DIRECTION

GOVERNMENT CODE SECTION 54954.2 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)

APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 17)

REPORTS/BOARD DIRECTION

CONSENT CALENDAR (Items # 1-17)

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

Health

1. Approve and authorize the Chairman to sign Amendment Contract No. 2015030 with The California Endowment for increased health care access.
2. Approve and authorize the Chairman to sign Amendment Contract No. 2015038 with Diringier and Associates to provide consulting activities for related activities of the California Endowment Health Care Access Project Grant.

Mental Health

3. Approve and authorize the Chairman to sign Amendment Contract No. 2014107 with Canyon Manor for client placement services.
4. Approve and authorize the Chairman to sign Amendment Contract No. 2011113 with Crestwood Behavioral Health, Inc. for client placement services.

Community and Economic Development

5. Set a Public Hearing for March 1, 2016 at 10:00 a.m. to receive public comment, and to consider approval of Zone Code Text Amendment No. ZCTA16-001 for the adoption of an Ordinance amending Chapter 18, Section 18.26.020, Table 18-10 allowing emergency shelters in Industrial Zones and Section 18.56 of the Merced County Code adding the definitions of "transitional housing" and "supportive housing" and revising the "emergency shelter" definition.
6. Approve and authorize the Chairman to sign Interdepartmental Amendment Contract No. 2015078 with the Human Services Agency for lease of Building 765 at Castle Commerce Center.

Sheriff

7. Approve Budget Transfer in the amount of \$130,000 for additional costs associated with Forensic Medical Group (FMG) and other service and supply line items as a result of the Madera County workload. (4/5 Vote Required)

Probation

8. Approve Budget Transfer in the amount of \$25,500 to replace the Live Scan machine at the Iris Garrett Juvenile Justice Correctional Complex.

Fire

9. Continue the proclamation of the existence of a local emergency due to drought.

Elections

10. Approve Budget Transfer in the amount of \$7,400 to replace copy machine.

Executive Office

11. Act on Claim for Damage received from Timpany Cabaljeta as recommended by Risk Management and County Counsel.
12. Approve travel requests received from Public Works, and Sheriff as recommended by Executive Office.

Board Recognition

13. Authorize Certificates of Recognition to the following individuals in recognition of Graduation from Merced County Superior Court Drug Treatment Court: Betty Henderson, Gregory Chowning, Matthew Shimkus, Silbestre Gaeta, and Silvia Sanchez.
14. Authorize Certificates of Recognition to various individuals for dedicated service to Merced Police Department Explorer POST 204.

REVIEW BOARD ORDER

15. Authorize Certificate of Recognition to Reverend David Goebel for Installation as Senior Pastor of Central Presbyterian Church.
16. Authorize Certificate of Recognition and Plaque to Daniel G. Nelson for Retirement from the San Luis & Delta-Mendota Water Authority.
17. Authorize Certificate of Recognition to Harmony Valley Chorus in Celebration of 50th Anniversary.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

18. Approve the 2014/2015 Fiscal Year Annual Report (Exhibit A) for each impact fee fund, pursuant to Government Code Section 66006(b).
APPROVED AS RECOMMENDED AYES: 1, 2, 3, 5 NOT PRESENT: 4
19. Request the Board acknowledge that the Public Bid process in repairing and reprogramming the HVAC controls system at the Human Services Agency (HSA) building at 1920 Customer Care Way at Castle Commerce Center would not produce an advantage to the County upon recommendation of Public Works and HSA; 2) Authorize Public Works to issue a Special Services Agreement to Schneider Electric to complete the work; and 3) Approve the related Budget Transfer.
APPROVED AS RECOMMENDED AYES: 1, 2, 3, 5 NOT PRESENT: 4
20. Accept the California Board of State and Community Corrections (BSCC) conditional award of \$40 million of SB863 Lease Revenue Bond funds for the expansion and remodeling of the John Latorraca Correctional Center; 2) Approve utilizing the BSCC forms of agreement for a Design-Build project delivery method; and 3) Authorize the Chairman to sign any agreements and associated documentation related to the acceptance of the \$40 million BSCC conditional award, after review of County Executive Office and County Counsel.
APPROVED AS RECOMMENDED AYES: 1, 2, 3, 5 NOT PRESENT: 4
REVIEW BOARD ORDER
21. Approve Amendment Contract No. 2014101 with CGL dba Carter Goble Associates, LLC of Sacramento, CA for the John Latorraca Correctional Center Expansion SB836 Phase 2 design and construction support services; 2) Authorize Public Works to negotiate any final terms and conditions to Amendment, in conjunction with County Counsel and Risk Management; 3) Authorize Director of Public Works to execute Amendment after review by County Counsel.
APPROVED AS RECOMMENDED AYES: 1, 2, 3, 5 NOT PRESENT: 4
22. Authorize Public Works to circulate a Request for Qualifications (RFQ) for construction management services for the SB863 John Latorraca Correctional Center Improvements Project; 2) Authorize Public Works to review and rank Statements of Qualifications; 3) Authorize Public Works to negotiate the final terms, conditions and fee for a Special Services Agreement, in conjunction with County Counsel and Risk Management; 4) Authorize the Chairman to execute said agreement after review by County Counsel; and 5) Direct Public Works to return to the Board with an Informational Item disclosing all actions taken.
APPROVED AS RECOMMENDED AYES: 1, 2, 3, 5 NOT PRESENT: 4

23. Approve the increase in the project budget for the Human Services Agency Tenant Improvements at Castle Commerce Center; 2) Authorize the Board to award the construction contract to Harris Builders; 3) Authorize the Chairman to execute said construction contract upon review of County Counsel; and 4) Approve related Budget Transfer.

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

24. 1) Effective March 20, 2016, approve the deletion of two filled Heavy Equipment Mechanic I/II positions (Pos. 34 and Pos. 52); and effective March 20, 2016, approve the deletion of four vacant positions as follows: three Heavy Equipment Mechanic I/II positions (Pos. 11, Pos. 38, and Pos. 49) and one Parts Supply Clerk I/II (Pos. 95); 2) Effective March 20, 2016, authorize the Reduction in Force of two Heavy Equipment Mechanic I/II positions (Pos. 34 and Pos. 52); 3) Approve the amendments to the Position Allocation Resolution 06-120/A.

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

REVIEW BOARD ORDER

HEALTH

25. Contract with the California Health Collaborative for nutrition education and obesity prevention services.

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

26. Contract with Healthy House Within a MATCH Coalition for nutrition education and obesity prevention services.

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

27. Contract with Emergency Preparedness Consultants, LLC for communication and medical surge plans.

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

COMMUNITY AND ECONOMIC DEVELOPMENT

28. Request the Board accept the \$5,000 charitable contribution from Pacific Gas and Electric Company in support of the County's economic development programs, and direct staff to place the funds in Budget Unit 18200 Account 97992.

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

29. Request the Board approve the sale of Building 806 and 0.65 acres of land to Brian S. Reid and authorize the Chairman to execute all necessary documents to effectuate the sale and transfer of Building 806 and 0.65 acres of land within Castle Commerce Center to Brian S. Reid.

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

DISTRICT ATTORNEY

30. Authorize the District Attorney to submit a grant proposal to Cal OES for the Unserved/Underserved Victim Advocacy and Outreach (UV) Program; authorize Chairman to sign the Certification of Assurance of Compliance.

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

ELECTIONS

31. 1) Act on the request from Merced Irrigation District changing the district's election date from November of the even numbered years to the November Uniform District election in the odd numbered years, effective 2017; 2) Find, pursuant to Elections Code Section 10404, and based upon the Election Official's impact analysis, that Merced Irrigation Districts request to change to odd year elections can be accommodated without negative impact due to ballot style, voting equipment or computer capacity.

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

HUMAN SERVICES AGENCY

32. Certify that appointment of a retired employee is necessary before 180 days has passed to fill a critically needed position; approve the appointment of Dr. Jane Norwood to return to work for a period of time as determined by the Human Services Agency beginning February 9, 2016 and adopt resolution.

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

EXECUTIVE OFFICE

33. Contract with Mainstream Unlimited to provide comprehensive critical incident services.

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

BOARD OF SUPERVISORS

34. Designate the Merced County Arts Council as the local partner in the California State-Local Partnership Program and authorize the letter of support.

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

35. Authorize \$6,475 of District Four's Special Board Project Funds to be forwarded to the City of Gustine to be used to purchase chairs for the Al Goman Center.

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

BOARD APPOINTMENTS

36. Appoint Chuck Mosley to the Law Enforcement Representative position of the Emergency Medical Care Committee with a term expiring 6/30/16; and appoint Jeff Cole to the EMT-P or I Representative position with a term expiring 6/30/19.

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

37. Appoint Shawn Dwyer, local business representative to the Workforce Development Board to fill an open seat.

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

38. 1) Approve the Treasury Oversight Committee designee be appointed through the annual Board Member Committee assignment process; 2) Approve combining the High Speed Rail Committee and San Joaquin Valley Rail Committee into Rail Issues with members appointed through the annual Board Member Committee assignment process; and 3) Approve and adopt the 2016 Board Assignments as designated.

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

BOARD INFORMATION & POSSIBLE ACTION

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

39. Health re: The Central California Alliance for Health is exercising their option to renew the Physician Services Agreement with the Merced County Dept. of Public Health per Article V, Section 5.1 of Contract No. 2010280 extending the term through December 31, 2016.
40. Mosquito Abatement District re: Manager's Report for December 2015.