

SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, JUNE 6, 2017

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

RODRIGO ESPINOZA....DISTRICT 1
LEE LOR....DISTRICT 2
CHAIRMAN DARON McDANIEL....DISTRICT 3
LLOYD PAREIRA....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

**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:

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; Sergeants, Unit 30; Teamster (Non-Safety Corrections), Unit 12; and Probation Supervising Employees, Unit 11. Agency Negotiator: Marci Barrera.

GOVERNMENT CODE SECTION 54954.2 COMPLIANCE (LATE AGENDA ITEMS)

10:00 A. M. PLEDGE OF ALLEGIANCE/INVOCATION
Invocation led by Pastor Robert Morris

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

APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 45)

PUBLIC HEARINGS:

PUBLIC WORKS - PUBLIC HEARING

To consider a Resolution forming Major Subdivision No. 07002, Unit 2, Phase 2 into the Villa Cordoba Unit 2 Landscaping Maintenance Zone of Benefit No. 129 in County Service Area No. One.

RECOMMENDATION:

1) Open the public hearing and receive comments; 2) Close the public hearing; 3) Adopt the Resolution forming Major Subdivision No. 07002, Unit 2, Phase 2 into the Villa Cordoba Unit 2 Landscape Maintenance Zone of Benefit No. 129 in County Service Area Number One.

REVIEW BOARD ORDER – SEE PAGE 10

PUBLIC WORKS - PUBLIC HEARING

To consider a Resolution annexing the Villa Cordoba Unit 2, Phase 2, Subdivision 07002, into the Hilmar/Irwin Lighting and Maintenance Zone of Benefit No. 100.

RECOMMENDATION:

1) Open the public hearing and receive comments; 2) Close the public hearing; 3) Adopt the Resolution annexing the Villa Cordoba Unit 2, Phase 2, Subdivision No. 07002, into the Hilmar/Irwin Lighting and Maintenance Zone of Benefit No. 100 in County Service Area Number One.

REVIEW BOARD ORDER – SEE PAGE 10

ASSESSOR - PROPOSED ORDINANCE

Second Reading and possible adoption of proposed Ordinance entitled "Establishing the Merced County Assessor Fees", adding Chapter 5.91 to Title 5 of the Merced County Code.

RECOMMENDATION:

1) Conduct a second reading of a proposed ordinance entitled "Establishing the Merced County Assessor Fees", adding Chapter 5.91 to Title 5 of the Merced County Code; 2) Waive further reading of the ordinance; 3) Adopt proposed ordinance.

REVIEW BOARD ORDER – SEE PAGE 11

REPORTS/BOARD DIRECTION

CONSENT CALENDAR (Items # 1-45)

APPROVED AS RECOMMENDED AYES: ALL

Public Works

- 1. Approve and authorize the Chairman to sign Amendment Contract No. 2013160 with Teter, LLP for Architectural Services.

Ag. Commissioner

- 2. Approve and authorize the Chairman to sign Renewal Contract No. 2016158 with Cooperative Agricultural Support Services to provide staff for agricultural projects, pest detection and management.
- 3. Approve and authorize the Chairman to sign Renewal Contract No. 2007214 with Calif. Dept. of Food and Ag. for nematode control program enforcement activities at nursery locations.
- 4. Approve and authorize the Chairman to sign Renewal Contract No. 2015144 with Calif. Dept. of Food and Ag. for Certified Farmers Market inspection activities.

Health

- 5. Accept additional carry-in-funds to Amendment Contract No. 2016193 from the State Nutrition Education and Obesity Prevention Branch for nutrition education and intervention services, increasing the grant to \$970,358.

6. Approve and authorize the Chairman to sign Amendment Contract No. 2016271 with Intrepid Ascent to support the monitoring and improvement of community health outcomes related to heart disease, stroke, diabetes, and obesity for the Lifetime of Wellness Grant.
7. Approve and authorize the Chairman to sign Amendment Contract No. 2017059 with Merced County Food Bank to establish a gleaning program.
8. Approve and authorize the Chairman to sign Amendment Contract No. 2016262 with Alliance for Community Research and Development for the provision of nutrition education and obesity intervention services.
9. Approve and authorize the Chairman to sign Amendment Contract No. 2016243 with California Health Collaborative for the provision of nutrition education and obesity prevention services.
10. Approve and authorize the Chairman to sign Amendment Contract No. 2017051 with Lifeline Community Development Corp. for the provision of nutrition education and obesity prevention services.
11. Approve and authorize the Chairman to sign Amendment Contract No. 2017016 with United Way (Cultiva la Salud) for the provision of technical assistance and community support and education regarding walking and bicycling.

Behavioral Health and Recovery Serv.

12. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2012167 with Probation for the services of one Deputy Probation Officer related to the Adult Mental Health Court as part of the Mental Health Services Act Community Services and Supports Plan.
13. Approve and authorize the Chairman to sign Renewal Contract No. 2013066 with National Alliance on Mental Illness for Mental Health Services Act Prevention and Early Intervention capacity building activities and support services.
14. Approve and authorize the Chairman to sign Amendment Contract No. 2014058 with Mental Health Services Oversight and Accountability Commission for Triage Grant to expand the number of mental health personnel available to provide crisis support services; and authorize the Director of Mental Health to sign all payment request claim forms.

Human Services Agency

15. Proclaim the month of June 2017 as "All Dads Matter Month".
REVIEW BOARD ORDER – SEE PAGE 11
16. Proclaim the month of June 2017 as "Elder and Dependent Adult Abuse Awareness Month".
17. PULLED
18. Approve and authorize the Chairman to sign Renewal Contract No. 2009164 with University of California, Davis for Child Welfare Services training.
19. Approve and authorize the Chairman to sign Renewal Contract No. 2011067 with University of California, Davis for Human Services Agency training.
20. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2015085 with Public Health for clinic services to CalWORKs clients; and approve the related budget transfer.

21. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2015086 with Probation for Adult probation services; and approve the related budget transfer.
22. Approve and authorize the Chairman to sign Renewal Contract No. 2008164 with In-Home Supportive Services Public Authority for administration of In-Home Supportive Services and Public Authority Services.
23. Approve and authorize the Chairman to sign Renewal Contract No. 2014097 and CDA1024 form with California Department of Aging for Senior Service Programs; and adopt the Resolution.

ADOPTED RESOLUTION NO. 2017-55

24. Approve and authorize the Chairman to sign Renewal Contract No. 2014055 and CDA1024 form with the California Department of Aging for Health Insurance Counseling Advocacy services; and adopt the Resolution.

ADOPTED RESOLUTION NO. 2017-56

25. Approve and authorize the Chairman to sign Renewal Contract No. 2004211 and CDA1024 with California Department of Aging for Senior Case Management Services; and adopt the resolution.

ADOPTED RESOLUTION NO. 2017-57

26. Approve and authorize the Chairman to sign Interdepartmental Amendment Contract No. 2014193 with Public Health for Public Health Nurse services.

Community and Economic Development

27. Set a public hearing on June 20, 2017 at 10:00 a.m. to consider adoption of a resolution authorizing the Community and Economic Development Director to enter into a Community Development Block Grant (CDBG) Program Income Reuse Agreement and establish a Business Assistance Revolving Loan Fund.

Child Support Services

28. Approve and authorize the Chairman to sign Renewal Contract No. 2015087 with Laboratory Corporation of American (LabCorp) for paternity genetic testing services.

Fire

29. Approve and authorize the Chairman to sign Amendment Contract No. 2015124 with Self-Help Enterprises for Emergency Water Supply; and adopt the resolution.

ADOPTED RESOLUTION NO. 2017-58

Probation

30. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2012012 with Behavioral Health and Recovery Services for Alcohol & Drug Counselor services at the Iris Garrett Juvenile Justice Correctional Complex.
31. Approve and authorize the Chairman to sign Renewal Contract No. 2013131 with Sacred Rok to provide two, four day camping trips for minors in the Bear Creek Academy.

Library

32. Retroactively approve the County Librarian to sign for Merced County Library's participation in the Virtual Reality Experience Project funded by the California State Library.

Spring Fair

33. Approve budget transfer in the amount of \$162,953 to offset the increased demand in staff time to accommodate need with holding the annual Spring Fair.

Human Resources

34. Approve and authorize the Chairman to sign Renewal Contract No. 2007154 with Dr. Jocelyn E. Roland Ph.D., ABPP for pre-employment/fitness for duty examinations.
35. Approve and authorize the Chairman to sign Renewal Contract No. 2004311 with Liebert Cassidy Whitmore for Legal/Labor Relations Services.

Executive Office

36. Act on Claims for Damages submitted by Gregory Rich, International Brotherhood of Teamsters acting through the Board of Trustees of the Teamsters Legal Defense Trust, and two claims submitted by Luis Garcia, as recommended by Risk Management and County Counsel.
37. Approve and authorize the Chairman to sign Amendment Contract No. 2016059 with Carpenter, Rothans & Dumont to provide professional legal services.
38. Approve and authorize the Chairman to sign Amendment Contract No. 2016035 with Mainstream Unlimited for critical incident services.

Board Recognition

39. Authorize Certificates of Recognition to the following individuals for graduation from Merced County Superior Court Drug Treatment Court; Paul Garcia Delte, Darrell Odell Hall, Nikolai Alexander McAlister, Carmelo Simon Rangel, Jennifer Renee Reyna and Aron Leslie Scott.
40. Authorize Certificates of Recognition to St. Jude Thaddeus Church for their 80th Anniversary and to Father Harvey Fonseca for 25th Anniversary of Ordination.
41. Authorize Certificates of Recognition to various individuals for receiving awards from the Rio Del Oro District of the Boy Scouts of American, Greater Yosemite Council.
42. Authorize Certificates of Recognition to various individuals for being selected as 2017 Outstanding Senior Volunteer.
43. Authorize Certificates of Recognition to various individuals for being honored as Military Veterans by Covenant Care Hospice.
44. Authorize Certificates of Recognition for Academic Achievements and for being selected as a recipient of the SEA-APA Scholarship Award to Lu Yang, Lilly Thor, Rachell Hang, Phoua Thao, Pao Thao, Chukam Lee, Denice Vang, Mai Chong Thao, Suzanna Wuang Saelee, Dawson Vang, Nathan Xiong, Summer Lee and Devanie Saeteurn.
45. Authorize Plaque to Mary Henderson in celebration of 50 years of service with the Dos Palos-Oro Loma Joint Unified School District.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

46. Authorize Public Works to circulate a Request for Qualifications (RFQ) to consultants for construction management services for the Campus Parkway Project; and authorize Public Works to review and rank proposals as well as negotiate a preliminary contract to be submitted to the Board for consideration.

APPROVED AS RECOMMENDED AYES: ALL

47. Contract with the Department of Transportation (Caltrans) for the Federal Apportionment Exchange and State Match Program Agreement No. X17-5939(115), to exchange Federal Funds with Non-Federal State Highway Account Funds; and adopt the resolution.

AUTHORIZED CONTRACT NO. 2017100 AND ADOPTED RESOLUTION NO. 2017-59 AS RECOMMENDED AYES: ALL

48. Contract with Foster Farms to grant a floodplain development variance to allow wet flood proofing of (14) agricultural structures at 18100 W. Hwy 140, Stevinson, Calif. APN 055-238-010; require the applicant execute the Flood Zone Structure Use and Indemnification Agreement; and authorize the Director of Public Works to execute and record the Flood Zone Structure Use and Indemnification Agreement.

AUTHORIZED CONTRACT NO. 2017101 AS RECOMMENDED AYES: ALL

HEALTH

49. Contract with The California Endowment for Medi-Cal Access grant agreement; and authorize the Director of Public Health to electronically sign the grant agreement.

AUTHORIZED CONTRACT NO. 2017102 AS RECOMMENDED AYES: ALL

BEHAVIORAL HEALTH AND RECOVERY SERV.

50. Retroactively authorize Behavioral Health to submit Projects for Assistance in Transition from Homelessness (PATH) Grant Application documents for 2017-2018 to the State Department of Health Care Services (DHCS) for approval of \$95,202 with a required non-federal match amount of \$31,734; authorize the Director of Mental Health to sign all PATH documents necessary for submittal; and return to the Board upon receipt of approval by DHCS of PATH Grant.

APPROVED AS RECOMMENDED AYES: ALL

51. Contract with Calif. Mental Health Services Authority (CalMHSA) for Central Valley Suicide Prevention Hotline.

AUTHORIZED CONTRACT NO. 2017103 AS RECOMMENDED AYES: ALL

52. Contract with Madera County Behavioral Health Services for inpatient services at Marie Green Psychiatric Health Facility.

AUTHORIZED CONTRACT NO. 2017104 AS RECOMMENDED AYES: ALL

53. Contract with Ever Well Health Systems, LLC for board and care services to clients.

AUTHORIZED CONTRACT NO. 2017105 AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

54. Contract with Aspiranet to provide Child and Family Team meeting services.

AUTHORIZED CONTRACT NO. 2017106 AS RECOMMENDED AYES: ALL

COMMUNITY AND ECONOMIC DEVELOPMENT

55. Contract with IMS Worldwide, Inc. for Foreign-Trade Zone No. 226 consulting services.
AUTHORIZED CONTRACT NO. 2017107 AS RECOMMENDED AYES: ALL
56. Memorandum of Understanding with Merced Local Agency Formation Commission (LAFCO) for support services from the County's Community and Economic Development Department for the 2017-2018 Fiscal Year.
AUTHORIZED CONTRACT NO. 2017108 AS RECOMMENDED AYES: ALL

ASSESSOR/RECORDER

57. Contract with KOFILE Technologies Inc. for records restoration and repair services.
AUTHORIZED CONTRACT NO. 2017109 AS RECOMMENDED AYES: ALL

ADMINISTRATIVE SERVICES

58. Authorize Amendment Contract with Casey Moving Systems for Records Management and Storage.
AUTHORIZED CONTRACT NO. 2017110 AS RECOMMENDED AYES: ALL
59. Authorize Administration Services to establish a GIS Internship Program with institutions of higher learning; and adopt the resolution authorizing the Director of Administration Services to sign Internship Program Memorandum of Understanding with concurrence of County Counsel and Risk Management.
ADOPTED RESOLUTION NO. 2017-60 AS RECOMMENDED AYES: ALL

SHERIFF

60. Contract with Winton School District for School Resource Officer.
AUTHORIZED CONTRACT NO. 2017111 AS RECOMMENDED AYES: ALL

TREASURER/TAX COLLECTOR

61. Approve amendment to the composition of the Treasury Oversight Committee to create Alternate Member seats in member categories for County Auditor, Board of Supervisors, County Superintendent of Schools, College District and Special District members; and accept the revised 2017 Treasury Oversight Committee Directive to include Alternate Member seats.
APPROVED AS RECOMMENDED AYES: ALL
62. Accept revisions to the Investment Policy creating Alternate member seats for County Auditor, Board of Supervisors, County Superintendent of Schools, College District and Special District.
APPROVED AS RECOMMENDED AYES: ALL

HUMAN RESOURCES

63. Ratify the Memorandum of Understanding with Merced County Law Enforcement Sergeant's Association (MCLES) representing Bargaining Unit 30.
AUTHORIZED CONTRACT NO. 2017112 AS RECOMMENDED AYES: ALL

COUNTY COUNSEL

64. Authorize and direct the Clerk of the Board to execute and issue the "Memorandum" or Notice of Non-Authorization to Delhi Unified School District and Los Banos Unified School

District, pursuant to Government Code section 53853(b) and serve notice to the relevant Districts that the Board of Supervisors will not authorize issuance of the TRANS within 45 days, thereby freeing the Districts to issue the TRANS on their own respective behalves.

APPROVED AS RECOMMENDED AYES: ALL

EXECUTIVE OFFICE

65. Direct staff to work with the Cannabis Issues Committee to develop ordinance(s) that would address the following cannabis issues: 1) Address both medicinal and recreational cannabis activities; 2) Limit personal use cannabis plants from twelve (12) to six (6) indoor; 3) Prohibit all commercial cannabis business activities; and 4) Prohibit cannabis mobile deliveries in the unincorporated areas of Merced County.

REVIEW BOARD ORDER – SEE PAGE 11 AND 12

BOARD APPOINTMENTS

66. Reappoint Mary Ellis to serve as a member of the Behavioral Health Board, representing District Two until June 30, 2020.

APPROVED AS RECOMMENDED AYES: ALL

67. Reappoint Sally Ragonut to serve as a member of the Behavioral Health Board, representing District Three until June 30, 2020.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

68. Fish and Game Commission re: Notice of Proposed Regulatory Action relative to Section 1.95, Title 14, California Code of Regulations, relating to a process to conform State recreational fishing regulations to federal regulations, which was published in the California Regulatory Notice Register on May 19, 2017.
69. State Board of Equalization re: County Assessment Appeals Filing Period for 2017.

THE BOARD RECESSED TO MEET AS AN IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY AND RECONVENED TO MEET AS A BOARD OF SUPERVISORS

THE BOARD ADOPTED A RESOLUTION IN MEMORY OF IDA JOHNSON AND ADJOURNED THE MEETING UNTIL TUESDAY, JUNE 20, 2017, AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – JUNE 6, 2017

10:00 A.M. SCHEDULE ITEM
2017-06-06 PUBLIC OPPORTUNITY

Herb Figueroa comments about family property he feels was taken from him in Winton and states he suffers from mental illness, and has done time in prison for assault.

Steven Cotta of Merced speaks in support of legalized cannabis in Merced County.

Susan Biscarra of Jack's Greenhouse cannabis delivery service speaks in support of legalized cannabis.

Present: McDaniel, Espinoza, Lor, Pareira, O'Banion

10:00 A.M. SCHEDULE ITEM
2017-06-06 PUBLIC WORKS - PUBLIC HEARING

The time and date previously scheduled for a public hearing to consider a Resolution forming Major Subdivision No. 07002, Unit 2, Phase 2, into the Villa Cordoba Unit 2 Landscaping Maintenance Zone of Benefit No. 129 in County Service Area No. 1.

Director of Public Works Dana Hertfelder reviews the staff report.

The Chairman opens the public hearing and asks if there is anyone present wishing to speak. No one speaks. The Chairman closes the public hearing.

Upon motion of Supervisor Pareira, seconded by Supervisor O'Banion, duly carried, the Board adopts Resolution No. 2017-53 forming Major Subdivision No. 02002, Unit 2, Phase 2, into the Villa Cordoba Unit 2 Landscaping Maintenance Zone of Benefit No. 129 in County Service Area No. 1.

Ayes: McDaniel, Espinoza, Lor, Pareira, O'Banion

10:00 A.M. SCHEDULE ITEM
2017-06-06 PUBLIC WORKS - PUBLIC HEARING

The time and date previously scheduled for a public hearing to consider a Resolution annexing the Villa Cordoba Unit 2, Phase 2, Subdivision 07002, into the Hilmar/Irwin Lighting and Maintenance Zone of Benefit No. 100 in County Service Area No. 1.

Director of Public Works Dana Hertfelder reviews the staff report.

The Chairman opens the public hearing and asks if there is anyone present wishing to speak. No one speaks. The Chairman closes the public hearing.

Upon motion of Supervisor Pareira, seconded by Supervisor Espinoza, duly carried, the Board adopts Resolution No. 2017-54 annexing the Villa Cordoba Unit 2, Phase 2, Subdivision No. 07002, into the Hilmar/Irwin Lighting and Maintenance Zone of Benefit No. 100 in County Service Area No. 1.

Ayes: McDaniel, Espinoza, Lor Pareira, O'Banion

10:00 A.M. SCHEDULE ITEM

2017-06-06 ASSESS/RECORDER - PUBLIC HEARING - SECOND READING - ORDINANCE NO. 1951

The time and date previously scheduled for a second reading and possible adoption of a proposed ordinance entitled "Establishing the Merced County Assessor Fees", adding Chapter 5.91 to Title 5 of the Merced County Code.

Assessor/Recorder Barb Levey reviews the staff report.

Supervisor Pereira asks for clarification on the mailing process.

Ms. Levey explains mailing of notices and when a fee is charged.

Upon motion of Supervisor O'Banion, seconded by Supervisor Espinoza, duly carried, the Board waives further reading of the ordinance.

The Chairman opens the public hearing and asks if there is anyone wishing to speak. No one speaks. The Chairman closes the public hearing.

Upon motion of Supervisor Pereira, seconded by Supervisor O'Banion, duly carried, the Board adopts Ordinance No. 1951 Establishing the Merced County Assessor Fees.

Ayes: McDaniel, Espinoza, Lor, Pereira, O'Banion

CONSENT ITEM #15

2017-06-06 BOARD RECOGNITION

The Clerk announces a Proclamation for All Dads Matter for the month of June 2017 is before the Board.

Director of Human Services Agency Scott Pettygrove gives background on the program.

Lamar Henderson reviews accomplishments of the program.

County Executive Officer Jim Brown states he would like All Dads Matter program to be part of San Joaquin Valley Regional Association of California Counties fall conference.

Supervisor Lor thanks staff for keeping All Dads Matter program going, and proposes an All Moms Matter.

Ayes: McDaniel, Espinoza, Lor, Pereira, O'Banion

ACTION ITEM #65

2017-06-06 EXECUTIVE OFFICE

The clerk announces direction for staff to work on the Cannabis Issues Committee to develop ordinance(s) that would address the following cannabis issues: 1) Address both medicinal and recreational cannabis activities; 2) Limit personal use cannabis plants from twelve (12) to six (6) indoor; 3) Prohibit all commercial cannabis business activities; and 4) Prohibit cannabis mobile deliveries in the unincorporated areas of Merced County is before the Board for consideration.

County Executive Officer Jim Brown reviews powerpoint presentation covering the following: Overview and Other Uncertainties.

Chairman McDaniel comments on the position of the Department of Justice and states correspondence may be sent to the Attorney General requesting they take a stance on the issue.

Mr. Brown continues with powerpoint covering; Map of November 8, 2016 General Election Results, What is Permissible in January 2018, Time Line of Adoption of Cannabis Ordinance, Interim Direction – Ordinance(s) and Issues to Evaluate.

Chairman McDaniel states the process of legalizing cannabis is not easy, and need important decisions are necessary.

Supervisor Lor requests that Sheriff Warnke comment.

Sheriff Vern Warnke states multiple concerns including crime attracted by the cannabis grows, code enforcement and keeping the public safe.

The Board has lengthy discussion regarding, taxation of cannabis, cash sales of the products, registration of cannabis growers, number of plants for personal use, the attraction of crime, impacts with agriculture with pesticide use for grows and regulations, mobile units transporting cannabis.

Steve Cotta requests fairness for all, and states his position on the sale of Hemp.

Susan Biscarra discusses the safety of mobile delivery, and the health of children in a home with indoor grows.

David Ortiz, Winton resident states concerns with legal aspect of cannabis and involvement of cartels. Mr. Ortiz requests that the Board needs to gather more information.

Gloria Catchel, Winton resident speaks in support of medical cannabis and offers information to the Board.

Jim Cole comments on indoor and outdoor growing of cannabis.

Supervisor Pereira asks for clarification on the amount of plants that can be grown indoor or outdoor.

Mr. Brown clarifies current ordinance allows 12 plants per parcel indoors.

The Board has further discussion regarding indoor and outdoor grows and health concerns of indoor grows.

Supervisor O'Banion discusses concerns with conflicting State and Federal laws and legalizing cannabis for personal use.

Chairman McDaniel agrees with Supervisor O'Banion's comments and states the criminal eliminate in the sale and distribution of cannabis is a concern.

Present: McDaniel, Espinoza, Lor, Pereira, O'Banion