

SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, AUGUST 10, 2010

Closed Session – 9:30 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

JOHN PEDROZO.....DISTRICT 1
HUBERT “HUB” WALSH, JR.....DISTRICT 2
MICHAEL G. NELSON.....DISTRICT 3
DEIDRE F. KELSEY....DISTRICT 4
CHAIRMAN JERRY O’BANION.....DISTRICT 5
Lydia A. Beiswanger, Chief Clerk

LARRY T. COMBS
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 the 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

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The Agenda is divided into three sections:

CONSENT CALENDAR – These matters include routine financial and administrative actions and are approved by a single majority 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

9:30 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 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-Commerce, Aviation and Economic Development pursuant to Government Code Section 54956.8 as follows: Castle Property

THE BOARD RECESSED AT 9:31 A.M. TO MEET IN CLOSED SESSION AND RECONVENED AT 10:00 A.M. WITH SUPERVISOR KELSEY NOT PRESENT

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 – SEE PAGE 10

PRESENTATIONS

(1) West Side Healthcare Advisory Task Force, Stanislaus County Supervisor Jim DeMartini

Task Force Request: Continued Support of the Board of Supervisors through actively participating in the regional decision making working group and fiscal support of an annual \$1,000 contribution over the next three years for a total contribution of \$3,000

Recommendation: Provide policy direction regarding participation and financial support to the West Side Healthcare Advisory Taskforce

REVIEW BOARD ORDER – SEE PAGE 10

(2) University of California, Merced (Students: Elaine Lai and Johnny Moua) Progress Report on Mapping Health Disparity Project in Merced County Improving community health and well-being in conjunction with award through US Dept. of Health and Human Services (through the American

Recovery and Reinvestment Act) to increase the number of UC Merced students who are knowledgeable about disparities in health care and health outcomes and to examine the socioeconomic and cultural factors that play a role in the disparities across the United States

REVIEW BOARD ORDER – SEE PAGE 10 AND 11

APPROVAL OF CONSENT AGENDA CALENDAR (Items #1-21)

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

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items #1 - 21)

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

Public Works

1. Authorize the Merced Greater Chamber of Commerce exclusive use of Courthouse Park on September 4, 2010 to host a Barbeque Cook-off and Festival; waive the restriction on alcohol and authorize the sale of beer to the public.
2. Authorize Forte Recreational Rentals to host a special event at Lake Yosemite Bedesen Beach on September 6, 2010; waive the restriction of alcohol and authorize the sale of beer to the public.

Human Services Agency

3. Approve and authorize the Chairman to sign Amendment to Contract No. 2009051 with Merced Lao Family Community, Inc. for Refugee Social Services Program.
4. Approve and authorize the Chairman to sign Amendment to Contract No. 2010192 with California Dept. of Social Services for Foster Care Licensing functions for foster homes.
5. Approve and authorize Chairman to sign Renewal Contract No. 2006159 with Governor's Office of Emergency Services for the Child Abuse Treatment (CHAT) Program Grant Funds and authorize the Fiscal Officer-Auditor to sign the Certificate of Assurance of Compliance and any related documents.

Mental Health

6. Approve and authorize Chairman to sign Amendment to Contract No. 2009243 with University of California, Merced for On-campus Psychiatric Services and increases the total contract amount from \$38,000 to \$58,000 estimated revenue.
7. Approve and authorize Chairman to sign Renewal Contract No. 2008044 with Calaveras County Behavioral Health Services for Inpatient Services at Marie Green Psychiatric Health Facility.

Planning

8. Set public hearing for September 14, 2010 at 10:00 a.m. to consider the Appeal received from Valley Citizens and Justin Bernard to the Planning Commission approval of Minor

Subdivision Application No. MS07-027 and Administrative Application No. AA08-033 for project submitted by Gene Simmons and Don Chapin Company.

9. Set public hearing for September 14, 2010 at 10:00 a.m. to consider Proposed Ordinance entering into a Tier I Development Agreement with AKT Villages of San Luis Investors, LLC; Antioch Aviation Associates, LP; Edward & Mary Prewett, Trustees; Brian Vail; Telegan Santa Nella LLC; AKT Santa Nella Solar Investors II, LLC - property owners.
10. Approve and authorize the Chairman to sign Amendment to Contract No. 2009303 with Michael Brasil Dairy to complete the remaining Environmental Impact Report tasks for the Michael Brasil Dairy Expansion Project (Conditional Use Permit No. CUP07-004).
11. Approve and authorize the Chairman to sign Amendment to Contract No. 2009302 with Robert Klousner DBA Planning Partners to update the indemnity language and complete the remaining environmental tasks for the Michael Brasil Dairy expansion Project (Conditional Use Permit No. CUP07-004).

Dept. of Admin. Services

12. Declare Fire Trucks, Motorcycles, Miscellaneous Office Furniture, Office Equipment, Industrial Equipment and Miscellaneous Supplies identified in Exhibit A as Surplus Property and authorize its disposal by Public Surplus LLC for an Internet Public Auction.

Probation

13. Approve and authorize Chairman to sign Renewal Contract No. 2004238 with Merced Union High School District to place four Deputy Probation Officers at various high school campuses as part of the Giving Responsibility to Adolescents to Develop Success (GRADS) Program.

Board Recognition

14. Authorize Certificates of Recognition to Mercy Medical Center, 2010 Large Business of the Year; Service Master Commercial Cleaning Services, 2010 Midsize Business of the Year and J&R Tacos, Small Business of the Year as selected by the City of Merced Success Program.
15. Authorize Certificate of Recognition to BBVA Compass Bank for recognition of Ribbon Cutting.
16. Authorize Certificates of Recognition to Los Banos Chamber of Commerce 2010 Awards: Cookie Rendon, Pauline Scoles, Larry Goodger, Rusty Connell, Mike Amibile, Mona Guiliana, and Lucy Lawrence as Outgoing Directors; Geneva Brett-Outgoing President; Geneva Brett-Wilma Keokuk Chamber Volunteer of the Year Award; Kagome Inc.,-The Bill Marchese Business of the Year Award and Troy Thoreson-Betty Trauba Business Person of the Year Award.
17. Authorize Certificates of Recognition to the following individuals selected by the Greater Merced Chamber of Commerce: Karyn Johnson-Ambassador of the Year; Michael Malone-Man of the Year; Ann Anderson-Woman of the Year; Larry Paaske- Educator of the Year; Susan Bubenchick-Volunteer of the Year; and Sierra One Consulting-Business of the Year; Susan Bubenchick, Bruce Logue, and Donna Winchester for Outgoing Board members; and Barbara Hoffman- Outgoing Director.

18. Authorize Certificate of Recognition to One Hour Heating and Air Conditioning for Recognition of Ribbon Cutting.
19. Authorize Certificates of Recognition to the Atwater Chamber of Commerce as follow: Jeff Stopper-Outgoing President; Manuel Byrd-Volunteer of the Year; Terry Solano- Business of the Year and Mike Abney, Terry Solano, and Roy Browning as Outgoing Directors.
20. Authorize Certificate of Recognition to Carlos Rocha in Recognition of selection by the Hilmar Chamber of Commerce as 2010 Citizen of the Year.
21. Authorize Certificates of Recognition for the 2010 Essay Contest Winners as selected by the Father of the Year Committee as follows: Kaitlyn Bell for Michael Bell; Steven Kearns for Uncle Bill Clain; Madison Kroeker for Collin Kroeker; Madelyn Freitas for Kenny Freitas; Jessie Cabral for James Cabral; Addison Ralls for Jason Ralls; Malaurie Van Horn for William Van Horn; Nichlai Gois for Delcio Gois; Grechen Cardoza for John Cardoza and Alyssa Aguilar for John Aguilar.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

22. Approve the Final Design Development Phase Plans and Final Design Development Phase Project estimate of \$5.87 million for the District Attorney Tenant Improvement Project at the former County Bank Building; authorize Williams + Paddon Architects to proceed with and complete the Construction Document Phase with Public Works to return to the Board for approval of the Construction Documents and final Construction Documents Phase Project Estimate.

REVIEW BOARD ORDER – SEE PAGE 11

23. Authorize relief to Fleet Management of Accountability for the following Fixed Assets and authorize the Auditor to remove the items from the Fleet Management Fixed Asset Inventory: 0038784-Hot Water Pressure Washer; 0049042-Refrigerant Recovery Recycle Center; 0037759-Wheel Balancer Model #1001and 0038055 1360-Office Equipment.

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

24. Authorize relief to Professional Services of Accountability for Fixed Asset #0042417-Bond Paper Reader/Printer and authorize the Auditor to remove the item from the PW-Professional Services Fixed Asset Inventory.

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

HEALTH

25. Rescind original action taken on January 12, 2010, for authorization of Contract No. 2010009 and authorize the revised Contract with Santa Cruz-Monterey-Merced Managed Medical Care Commission dba the Central California Alliance for Health for reimbursement of allowable services for Physician services effective to October 1, 2009.

**AUTHORIZED CONTRACT NO. 2010191 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4**

26. Authorize a Side Letter Agreement/Contract Amendment with Catholic Healthcare West, dba Mercy Medical Center Merced terminating hospital's occupancy of the County-owned facility at 301 E. 13th Street, Merced, CA, and authorize the Refund of Rent Payments received from CHW after May 2, 2010 in the amount of \$19,354.84.

AUTHORIZED CONTRACT NO. 2000239 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4

LIBRARY

27. Authorize the County Librarian to sign the Contract as the Host Agency with AARP Foundation for the Senior Community Services Employment Program (SCSEP) for useful temporary part-time community service.

AUTHORIZED CONTRACT NO. 2010193 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4

28. Authorize the submission of the U.S. Dept. of Agricultural Rural Development Grant to the U.S.D.A. Community Programs to purchase a Bookmobile to service rural Merced County and authorize the County Librarian to sign necessary grant forms, with Grant to come back to the Board for final approval if awarded.

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

29. Authorize acceptance of donation of \$10,000 from "Food 4 Less" (Tom Gong and Joe Gong) to be used for use of system libraries.

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

MENTAL HEALTH

30. Contract with Calif. State University-Stanislaus for no-cost placement of Social Worker student interns to complete their field practicum requirements.

AUTHORIZED CONTRACT NO. 2010193 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4

31. Contract with Regents of the University of California for medical student interns from UC Davis to obtain clinical learning experience at mental health facilities.

AUTHORIZED CONTRACT NO. 2010194 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4

PLANNING

32. Waive the application processing fee for Minor Deviation Application No. MD10-001 for construction of detached garage on property located at 7541 Livingston-Cressey Road (APN 047-110-029) in the Livingston area in the amount of \$643.00 as recommended by Planning.

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

COMMERCE, AVIATION AND ECONOMIC DEVELOPMENT

33. Contract with Alfonse Peterson for Business Assistance Counseling Services.

AUTHORIZED CONTRACT NO. 2010195 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4

DEPT. OF WORKFORCE INVESTMENT

34. Award Contract to Merced County Office of Education for Workforce Investment Act In-School Youth Program services as a result of Request for Proposal No. 6300.
AUTHORIZED CONTRACT NO. 2010196 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4
35. Award Contract to Merced County Office of Education for Workforce Investment Act Out-of-School Youth Program services as a result of Request for Proposal No. 6300.
AUTHORIZED CONTRACT NO. 2010197 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4
36. Contract with Merced County Office of Education to convene, research, design, plan and implement a WorkKeys Skills Assessment and Certification Program to prepare and certify the local workforce to fit the needs of Merced County businesses.
AUTHORIZED CONTRACT NO. 2010198 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4
37. Contract with Tulare County Workforce Investment Board providing \$263,780 to fulfill the Regional Economic Impact/National Emergency Grant requirements of providing skills assessments, supportive services, work experience and individual/group training.
AUTHORIZED CONTRACT NO. 2010199 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4

SHERIFF

38. Contract with U.S. Dept. of Justice for participation in the 2009/2010 Federal Equitable Sharing Agreement and Certification for local law enforcement to share in the proceeds received through the forfeiture of illegally obtained assets; funding is maintained in the Sheriff's Trust and reported per guidelines.
AUTHORIZED CONTRACT NO. 2005239 AS RECOMMENDED AYES: 5, 1, 2, 3
NOT PRESENT: 4

TREASURER-TAX COLLECTOR

39. Authorize one-time retroactive pay adjustment for six pay periods for one Collection Agent III (employee #00954) in accordance with Human Resources Rules and Regulations.
APPROVED AS RECOMMENDED AYES: 5, 1, 2, 3 NOT PRESENT: 4
40. (1) Authorize the Auditor to distribute Excess Proceeds from the Public Auction of Tax Defaulted Property sold for Failure to Pay Taxes on Real Property as follows pursuant to Revenue and Taxation Code 4675(a) and (b) and 4673.1(a): John Germino-\$259.58 and Donald/Bernadette Germino-\$259.58; and, (2) Approve the Excess Proceeds for Unpaid Delinquent Taxes for the following held in Trust for one year to revert to County Trust Fund #02160 Property Taxes-Tax Loss Reserve pursuant to Revenue & Taxation Code Section 3725: APN 001-036-007, Svitak, Lloyd for \$14,807.22; APN 070-250-004, Pitka, Marjorie for \$1,090.89; APN 024-191-069, Amaya, Mary for \$5,389.02; APN 040-024-009, Escamilla, Anastacio for \$1,877.28; APN 055-330-015, Kriebs, Hans for \$52,830.98; APN 013-090-008, Franks, Erie for \$755.95; APN 066-080-020, Williams, Johnny for \$8,605.94; APN 011-090-001, Pope Enterprises for \$501.51; APN 259-090-003, Hammond, James for \$9,124.81; APN 040-092-009, Magness Loma Estates for \$607.89; APN 373-074-002 Hernandez, Juan for \$3,411.85 and APN 040-015-014, Lang, James for \$504.99.
APPROVED AS RECOMMENDED AYES: 5, 1, 2, 3 NOT PRESENT: 4

RETIREMENT

- 41. Authorize Merced County Employees Retirement Association (MCERA) member who elects to purchase retirement services credit to complete the purchase of service time within 120 days from the effective date of retirement (enact Government Code Section 31485.7); and, require a MCERA member who elects to change a beneficiary, withdraw contributions, or select a retirement option to notify the member's current spouse of the change or selection (enact GC Section 31760.3) and adopt Resolutions.

ADOPTED RESOLUTION NO. 2010-144 (SERVICE CREDIT) AND NO. 2010-145 (BENEFICIARY CHANGE) AS RECOMMENDED AYES: 5, 1, 2, 3 NOT PRESENT: 4

BOARD OF SUPERVISORS

- 42. Authorize Special Board Project Funds-District Four in the amount of \$3,000 to be forwarded to Public Works for costs associated with Community Clean Up efforts in District Four for FY 2010/2011.

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

EXECUTIVE OFFICE

- 43. Authorize participation in the Early Retirement Reinsurance Program (ERRP) established by Patient Protection and Affordability Care Act (PPACA) and authorize the Assistant County Executive Officer or designee as the Authorized Representative to sign and submit Annual ERRP Applications and Claim Information.

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

- 44. Authorize a Letter of Support for the Yosemite Gateway Railroad Museum and its efforts to educate the public about railroad history and retrieve and restore historic railroad equipment and memorabilia.

REVIEW BOARD ORDER – SEE PAGE 11

BOARD APPOINTMENTS

- 45. Winton Municipal Advisory Council – Appointed Kenneth Wooster, Sr. until March 31, 2013 and reappointed Gladys Flores and Michelle Allison until March 31, 2013.

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

BOARD INFORMATION & POSSIBLE ACTION

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

- 46. Mental Health re: Mental Health Advisory Board Annual Report for FY 2009-2010.

REVIEW BOARD ORDER – SEE PAGE 12

- 47. Retirement Plan Administration re: Merced County Employees Retirement Association - Informational Report requested by the Board to provide information relative to Questions on the Merced County Employees Retirement Association's investment process, investment outcomes and costs of the system.

REVIEW BOARD ORDER – SEE PAGE 12

- 48. City of Gustine re: Gustine Redevelopment Project, Statement of Proceedings of Redevelopment Activities and A Map indicating the Boundaries of the Project Area.

49. El Nido Elementary School District re: Changing Board Election Cycle re: Resolution requesting the Board of Supervisors establish the election day for the El Nido School District Elections to regularly occur on the same day as the Statewide General Election per Election Code Sections 130-2, subdivision (b), and 10404.5.
50. San Joaquin River Group re: 2009 Annual Technical Report on Implementing and Monitoring of the San Joaquin River Agreement and the Vernalis Adaptive Management Program (VAMP) prepared in accordance with State Water Resources Control Board's Revised Water Rights Decision 1641; and four Supplemental Reports prepared by various groups in support of the VAMP.
51. State Water Resources Control Board re: Notice of Opportunity for Public Comment on Underground Storage Tank Case Closure for American Auto Wreckers Mr. Freeberg and Mr. Feroz (Petitioner) at 3744 Depot Road, Hayward, CA.
52. State Water Resources Control Board re: Notice of Public Hearing to seek input on potential revisions to the California Ocean Plan - Triennial Review set for September 22, 2010 at 10:00 a.m. in Sacramento, CA.
53. State Water Resources Control Board re: Notice of Availability of Draft Report on the Development of Flow Criteria for the Sacramento-San Joaquin Delta Ecosystem.
54. State Fish and Game re: Notice of proposed regulatory action to Sections 163 and 164, Title 14, Calif. Code of Regulations relating to the commercial herring fishery which will be published in the California Regulatory Notice Register on July 30, 2010.
55. State Fish and Game Commission re: Continuation Notice of Proposed Regulatory Action and Notice of Addition of Document to Rulemaking File, relative to Section 300, Title 14, California Code of Regulations, regarding Upland Game Bird Hunting.
56. State Board of Equalization re: 2008-09 Annual Report.

ADOPTED RESOLUTIONS IN MEMORY OF PATRICIA GAIL CLENDENIN, SYLVIA BRIGHAM, LESTER TURNER, MICHAEL NOVOSEL AND BERT BERTHELSEN AND ADJOURNED THE MEETING UNTIL TUESDAY, AUGUST 24, 2010 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – AUGUST 10, 2010

10:00 A.M. SCHEDULED ITEM **2010-08-10 PUBLIC OPPORTUNITY**

The Chairman calls for anyone interested in speaking at the Public Opportunity.

County Librarian Jacque Meriam presents *Wisdom of the Last Farm* Book by David Mas Masumoto in honor of the Library Centennial and she informs the Board of upcoming events in celebration of the Library Centennial.

Present: O'Banion, Pedrozo, Walsh, Nelson

Not Present: Kelsey

10:00 A.M. SCHEDULED ITEM **2010-08-10 PRESENTATION**

Stanislaus County Board of Supervisors-District Five Supervisor Jim DeMartini provides overview of The West Side Healthcare Advisory Taskforce and reviews the power point presentation covering Census Tract Identifiers, Map of Footprint, Changing Landscapes, Distance to Critical Care, Advisory Task Force Model, Advisory Model-Community Task Force, Advisory Deliverables, Mission, Community Approach, Biggest Loser, Community Baseline Survey, Activity Wheel, and Campaign Report Card.

Supervisor DeMartini requests the continued financial support from Merced County to the West Side Healthcare Advisory Taskforce through active participation in the regional decision making working group and fiscal support of an annual \$1,000 contribution over the next three years for a total contribution of \$3,000.

Following discussion and upon motion of Supervisor Nelson, seconded by Supervisor Pedrozo, duly carried, the Board authorizes support in the amount of \$3,000 from the Public Health Budget.

Ayes: O'Banion, Pedrozo, Walsh, Nelson

Not Present: Kelsey

10:00 A.M. SCHEDULED ITEM **2010-08-10 PRESENTATION**

University of California-Merced students Johnny Moua and Elaine Lai briefly comment on the Program history stating they are undergraduate students that were selected to be part of the cohort group in Center of Excellence on Health Disparities at UC Merced that are to develop a comprehensive understanding to create positive impact on health outcomes that exist such as race, income, social status and education. They review the power point report on the Center of Excellence on Health Disparities which covers Informing, Objectives, Center of Excellence

Federally Funded Centers to Understand Quality of Life, Project Goals, What is GIS (Geographic Information System), Unnatural Causes, Lessons from Past Six Weeks, Maps Collected and Acknowledgements.

Following discussion, the Board commends the students for their efforts and places the information on file.

Present: O'Banion, Pedrozo, Walsh, Nelson

Not Present: Kelsey

ACTION ITEM NO. 22

2010-08-10 PUBLIC WORKS

The Clerk announces the District Attorney Tenant Improvements at the Former County Bank Building is before the Board for consideration.

Public Works Director Paul Fillebrown reviews the staff report and recommendations and responds to questions stating an estimate would be that the Final Construction documents will be on an Agenda in September, with the Bid Opening projected to be at the end of October and the award first of November.

Upon motion of Supervisor Walsh, seconded by Supervisor Nelson, duly carried, the Board approves the Final Design Development Phase Plans and Final Design Development Phase project estimate of \$5.87 million for the District Attorney Tenant Improvement Project at the former County Bank building; authorizes the Chairman to sign Contract No. 2010077 with Williams + Paddon Architects; authorizes Public Works to instruct the Architect to proceed with and complete the Construction Document Phase and requests Public Works return to the Board for approval of the Construction Documents and Final Construction Document Phase Project Estimate.

Ayes: O'Banion, Pedrozo, Walsh, Nelson

Not Present: Kelsey

ACTION ITEM NO. 44

2010-08-10 COUNTY EXECUTIVE OFFICE

The Clerk announces the Letter of Support for the Yosemite Gateway Railroad Museum is before the Board for consideration.

President of the Yosemite Gateway Railroad Museum John Cardenas provides an overview of the establishment of the Museum and plans for the Museum.

Upon motion of Supervisor Walsh, seconded by Supervisor Pedrozo, duly carried, the Board authorizes the Chairman to sign a Letter of Support to the Yosemite Gateway Railroad Museum supporting their efforts to bring Locomotive No. 29 back to Merced County and its efforts to educate the public about railroad history and retrieve and restore historic railroad equipment and memorabilia.

Ayes: O'Banion, Pedrozo, Walsh, Nelson

Not Present: Kelsey

INFORMATION ITEM NO. 46
2010-08-10 MENTAL HEALTH

The Chairman states the Mental Health Advisory Board is present.

Sally Ragonut, Chairperson of the Mental Health Advisory Board, is present and states the 2009/2010 Annual Report is presented to the Board in accordance with Welfare and Institutions Code Section 5604.2(a).

Upon motion of Supervisor Pedrozo, seconded by Supervisor Walsh, duly carried, the Board accepts and places the Mental Health Advisory Board Annual Report for 2009/10 on file.

Ayes: O'Banion, Pedrozo, Walsh, Nelson

Not Present: Kelsey

INFORMATION ITEM NO. 47
2010-08-10 RETIREMENT BOARD

The Chairman states the Board requested additional information on the retirement system at the Board Meeting of May 25, 2010 and the Report has been provided by Retirement Plan Administrator Maria Arevalo, which is Informational Item No. 47.

Retirement Plan Administrator Maria Arevalo is present and states the Board requested information from the Retirement Office on the investment process, investment outcomes and costs of the system and she reviews the Report which covers Present Returns, Return Comparison, Asset Allocations, Assumption Survey, Investment Manager Monitoring, Administrative Limit and costs.

Following discussion on the report, County Executive Officer Larry Combs requests information on the Returns shown on Page 3 inquiring if the returns shows the gross or net after cost and requests Ms. Arevalo provide the Board and EO Office with the information on what the fee costs are.

Present: O'Banion, Pedrozo, Walsh, Nelson

Not Present: Kelsey