



SUMMARY ACTION MINUTES BOARD OF SUPERVISORS

Regular Meeting
TUESDAY, APRIL 24, 2018
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
DARON McDANIEL....DISTRICT 3
LLOYD PAREIRA....DISTRICT 4
CHAIRMAN 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

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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 - CONFERENCE WITH LEGAL COUNSEL - INITIATION
OF LITIGATION:**

It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54956.9 (d)(4): One Case

**THE BOARD RECESSED AT 8:32 A.M. AND RECONVENED AT 10:00
A.M. WITH ALL MEMBERS 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/INVOCATION
Invocation lead by Pastor Juan Uriostegui**

**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 9

APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 27)

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-27)

APPROVED AS RECOMMENDED AYES: ALL

Public Works

1. Approve Budget Transfer in the amount of \$35,000 to establish appropriation for pigeon exclusion at John Latorraca Correctional Center.

Health

2. Approve and authorize the Chairman to sign Amendment Contract No. 2015007 with Woodard & Curran, Inc. for hydrology and engineering services.
3. Approve and authorize the Chairman to sign Amendment Contract No. 2017017 (P-1609-10303) with Blue Shield of California Foundation to support established community collaborations seeking to improve integration of primary care and behavioral health care in Merced County.

Behavioral Health & Recovery Services

4. Proclaim May 2018 as "Mental Health Month" in Merced County.
5. Proclaim May 2018 as "Drug Court Month" in Merced County.
6. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2011145 with Human Services Agency for services provided through the Cultural and Linguistic Outreach for Veterans Program as a part of the Mental Health Services Act Prevention and Early Intervention.
7. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2004103 with the Human Services Agency for mail courier services.
8. Approve and authorize the Chairman to sign Amendment Contract No. 2016234 for the provision of specialty mental health services to youth clients placed out-of-county.
9. Approve and authorize the Chairman to sign Amendment Contract No. 2014130 with Joseph Melton, LMFT for services as a Certification Review Hearing Officer.
10. Approve and authorize the Chairman to sign Amendment Contract No.2016245 with Davis Guest Home for board and care services.

Human Services Agency

11. Approve Budget Transfer to increase appropriations for food costs by \$825 for the Annual Older Americans Event due to greater than anticipated ticket sales, with offsetting anticipated revenue to be received from the Senior Trust Fund. (4/5 Vote Required)
12. Approve Budget Transfer in the amount of \$40,000 for funds to purchase two C-IV Kiosks to be used in Merced and Los Banos locations.
13. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2015008 with the Department of Workforce Investment to provide Subsidized Employment Services to Welfare-to-Work participants.
14. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2009099 with Behavioral Health and Recovery Services to provide Mental Health and Substance Use Disorder Services.
15. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2009296 with Merced County Library for literacy training services.
16. Approve and authorize the Chairman to sign Renewal Contract No. 2010078 with Merced Union High School District for Adult Education Services.

17. Approve and authorize the Chairman to sign Renewal Contract No. 2010079 with Merced County Office of Education for the Regional Occupation Program to provide vocational training services for Welfare-to-Work participants.

Auditor

18. Approve Budget Transfer in the amount of \$55,000 for estimated fees to establish a Countywide Oversight Board to be reimbursed from individual Redevelopment Agencies. (4/5 Vote Required)

Treasurer

19. Approve Budget Transfer in the amount of \$133.60 for airfare reimbursement from Merced County Employees Retirement Association. (4/5 Vote Required)

Probation

20. Approve and authorize the Chairman to sign Interdepartmental Renewal Contract No. 2012012 with Merced County Behavioral Health and Recovery Services for Alcohol and Drug Counselor Services at the Iris Garrett Juvenile Justice Correctional Complex.
21. Set first reading for May 8, 2018 at 10:00 a.m. to consider a Proposed Ordinance entitled "An Ordinance Repealing Ordinance No. 1548 (Fees Set for Cost of Parental Reimbursement for Juvenile Hall Care) and Ordinance No. 1585 (Fees Set for Cost of Parental Reimbursement for Electronic Surveillance of a Minor)"; and delegate authority to the Chief Executive Officer to approve the discharge and relief of accountability for these existing fees in an amount not to exceed \$697,003.

Fire

22. Approve and authorize the Chairman to sign Amendment Contract No. 2017096 with Aptim Environmental & Infrastructure, Inc. for disaster recovery consulting services.

Executive Office

23. Act on Claims for Damages submitted by Pat Westfall, Paulo Canto, Juan Antonio Rojas and Maria Patino as recommended by Risk Management and County Counsel.

Board Recognition

24. Authorize Certificates of Recognition to Native Daughters of the Golden West Veritas Parlor #75.
25. Authorize Certificates of Recognition to various individuals for being selected for attaining 85 years of age and 50 years of residency in the County of Merced.
26. Authorize Certificate of Recognition to Friends of the Merced County Library in celebration of 50th Birthday.
27. Authorize Certificate of Recognition to Playhouse Merced in celebration of 25th Anniversary Season Preview.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

28. Adopt Resolution finding that the purchase of commercial property located at 1880 Wardrobe Avenue in Merced has been noticed as required by Government Code Section 25350, authorizing the Director of Public Works to execute all documents associated with the closing of the purchase, and accepting the associated Grant Deeds (Assessor's Parcel # 059-300-014 and 059-300-042, respectively).

ADOPTED RESOLUTION NO. 2018-33 AS RECOMMENDED AYES: ALL

29. Memorandum of Agreement (MOA) with Merced County Department of Public Health establishing the terms and conditions under which reimbursements will be made relating to the non-infrastructure portion of the Walnut Avenue Active Transportation Grant Project; authorize the Chairman to sign the MOA.

AUTHORIZED CONTRACT NO. 2018062 AS RECOMMENDED AYES: ALL

30. 1) Approve the Agreement for Purchase of Real Property between Merced County and George Jones Revocable Trust (Dunagan) & Jensen for the acquisition of property on La Grange Road (6.48 acres of APN: 038-100-010 & 038-100-011) for the La Grange Road Bridge Replacement Project; 2) Authorize the Chairman to sign the Agreement listing the terms and conditions of the acquisitions; 3) Adopt Resolution accepting the Grant Deed from George Jones Revocable Trust (Dunagan) & Jensen for acquisition of property for the La Grange Road Bridge Replacement Project; and, 4) Approve payment to Fidelity National Title Company for the accepted value of property plus escrow and any other transaction fees.

AUTHORIZED CONTRACT NO. 2018063 AND ADOPTED RESOLUTION NO. 2018-34 AS RECOMMENDED AYES: ALL

31. Adopt Resolution that sets forth the County's existing building permit fees structure as previously established in Ordinance No. 1936, and formerly codified in section 16.12.090, Chapter 16.12, Title 16, of the Merced County Code.

ADOPTED RESOLUTION NO. 2018-35 AS RECOMMENDED AYES: ALL

HEALTH

32. 1) Retroactively approve the Department of Public Health to apply for funding in the amount of \$125,200 from the Certified Unified Program Agency (CUPA) for training of the regulated local business community; 2) Authorized the Director of Public Health to sign the grant application; and, 3) Direct staff to return to the Board for acceptance when grant has been awarded.

APPROVED AS RECOMMENDED AYES: ALL

33. Contract with California Health Collaborative to provide technical support and services in support of the Lifetime of Wellness: Communities in Action Grant for healthy retail activities.

AUTHORIZED CONTRACT NO. 2018064 AS RECOMMENDED AYES: ALL

34. Contract with United Way of Merced County (Cultiva La Salud) to provide technical support with the implementation of nutrition and beverage standards in support of the Lifetime of Wellness: Communities in Action Grant.

AUTHORIZED CONTRACT NO. 2018065 AS RECOMMENDED AYES: ALL

35. Contract with First 5 Merced County for the promotion of healthy eating for Children 0-5 years old.

AUTHORIZED CONTRACT NO. 2018066 AS RECOMMENDED AYES: ALL

36. Contract with Intrepid Ascent (Administrative Services Contract No.12556) to provide technical support and services in support of Lifetime Wellness: Communities in Action Grant.

AUTHORIZED CONTRACT NO. 2018067 AS RECOMMENDED AYES: ALL

BEHAVIORAL HEALTH AND RECOVERY SERVICES

37. Contract with Merced Behavioral Center for client placement services.

AUTHORIZED CONTRACT NO. 2018068 AS RECOMMENDED AYES: ALL

38. Approve termination of Contract No. 2017198 with Aspiranet for Intensive Home Based Services.

APPROVED AS RECOMMENDED AYES: ALL

39. Approve and authorize the Chairman to sign Amendment Contract No. 2016088 with Healthy House within a Match Coalition for interpreter services; and authorize the Department of Administrative Services, on behalf of Behavioral Health and Recovery Services to develop and release a Request for Proposal to secure a qualified vendor to provide Interpreter Services, to select the most responsive bidder, to negotiate an agreement and return to the board for final agreement execution.

APPROVED AS RECOMMENDED AYES: ALL

COMMUNITY AND ECONOMIC DEVELOPMENT

40. 1) Determine that approval of agricultural conservation easements are exempt from CEQA in accordance with Section 15317 of the CEQA Guidelines; 2) Approve the resolution approving use of California Department of Conservation grant funds for the purchase of the Gail Martin Trust agricultural conservation easement approximately 60 acres along Bradbury Road in the Delhi area by the Central Valley Farmland Trust; 3) Approve the Resolution approving use of California Department of Conservation grant funds for the purchase of the Kruppa Land Holdings agricultural conservation easement approximately 64 acres along North Avenue in the Ballico area by the Central Valley Farmland Trust; and, 4) Approve the resolution approving use of California Department of Conservation grant funds for the purchase of the Kathryn Slater Trust agricultural conservation easement approximately 43 acres along North Avenue in the Ballico area by the Central Valley Farmland Trust.

ADOPTED RESOLUTION NOS. 2018-36 (Gail Martin), 2018-37 (Kathryn Slater), & 2018-38 (Kruppa Land) AS RECOMMENDED AYES: ALL

41. Accept the General Plan Annual Progress Report and direct staff to forward a copy of the report to the Governor's Office of Planning and Research, and the State Department of Housing and Community Development.

APPROVED AS RECOMMENDED AYES: ALL

42. PULLED

43. Contract with the Merced County Office of Education for lease agreement for Buildings 465 and 467 (2050 Academy Drive, Atwater) at Castle Commerce Center.

AUTHORIZED CONTRACT NO. 2018061 AS RECOMMENDED AYES: ALL

DISTRICT ATTORNEY

44. Authorize payment of \$5,000 to the California District Attorneys Association from the District Attorney's state asset forfeiture fund to support the California District Attorneys Association Diversity Project; and approve related Budget Transfer. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

HUMAN RESOURCES

45. Ratify Memorandum of Understanding between Merced County and Bargaining Unit 14 Merced County Public Safety Services Unit represented by the Deputy Sheriff Association represented by the Deputy Sheriff Association.

AUTHORIZED CONTRACT NO. 2018069 AS RECOMMENDED AYES: ALL

BOARD APPOINTMENTS

46. Reappoint Brett Silva and Paul Parreira to serve as members of the May Day Fair Board representing District 5, until July 1, 2021.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

47. Public Works re: Contract No. 2017206 awarded to American Alarm for Human Services Agency fire alarm system upgrade.
48. Weaver Union School District re: Public Hearing to consider a resolution implementing school facilities fees in accordance with Education Code Section 17620.
49. Livingston Union School District re: Resolution No. 15-2017/2018 regarding increasing school facilities fees as authorized by Government Code Section 65995 (b) 3.

THE BOARD ADJOURNED THE MEETING AT 10:25 A.M. UNTIL TUESDAY, MAY 8, 2018 AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – APRIL 24, 2018

10:00 A.M. SCHEDULED ITEM

2018-04-24 PUBLIC OPPORTUNITY

Supervisor Espinoza administers the Oath of Office to Attorney Robert Serrato who recently passed the BAR exam.

Mr. Serrato gives a brief background on himself.

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