



BOARD OF SUPERVISORS

Rodrigo Espinoza, *District 1*

Lee Lor, *District 2*

Daron McDaniel, *District 3*

Chairman Lloyd Pareira, *District 4*

Scott Silveira, *District 5*

Phone: (209) 385-7366 Fax: (209) 726-7977

SUMMARY ACTION MINUTES - FINAL

TUESDAY, SEPTEMBER 17, 2019

Closed Session – 9:30 a.m.

Regular Meeting – 10:00 a.m.

Merced County Administration Building

2222 M Street

Board Room, Third Floor

Merced CA 95340

www.countyofmerced.com

The Board of Supervisors welcomes you to its meetings which are regularly held on a scheduled Tuesday and your interest is encouraged and appreciated.

PUBLIC COMMENT PERIOD: 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 (3) minutes per person).

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 administrative 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.

CLOSED SESSION: Is the portion of the meeting conducted in private without the attendance of the public or press to discuss certain confidential matters specifically permitted by the Brown Act. The public will be provided an opportunity to comment on any matter to be considered in closed session prior to the Board adjourning into the closed session.

ANY MEMBER OF THE AUDIENCE DESIRING TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA:

Please raise your hand or step to the podium at the time the item is announced by the Board Chairperson. In order that interested parties have an opportunity to speak, any person addressing the Board will be limited to a maximum of three (3) minutes.

BOARD AGENDA AND MINUTES: Board agendas, minutes, and copies of items to be considered by the Board of Supervisors are posted on the Internet at least 72 hours preceding a Tuesday meeting at the following website www.countyofmerced.com/boardagenda/

AUDIO/VIDEO BROADCAST: All Board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: www.countyofmerced.com

REASONABLE ACCOMMODATIONS: 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. Please address your written request 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.

Spanish and Hmong interpreters are available.

Interpretes de espanol y hmong estan disponibles.

Peb muaj tug paab txhais lug Mev hab Hmoob.

SCHEDULED ITEMS

**9:30 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; Merced County Law Enforcement Sergeants, Unit 30; Merced County Deputy Sheriff Association (DSA), Unit 10; and Merced County Public Safety Services Unit (MCPSSU), Unit 14. Agency Negotiator: Marci Barrera.

**THE BOARD RECESSED AT 9:31 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. INVOCATION led by Bobby Chapman/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 6

APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 6)

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-6)

APPROVED AS RECOMMENDED AYES: ALL

Health

1. Approve and authorize the Chairman to sign Amendment Contract No. 2018012 (State Contract No. 17-10705 A01) with California Department of Public Health for the Local Oral Health Plan for technical purposes that will allow flexibility to move funds from one budget year to the next instead of having an allocated amount per fiscal year.

Behavioral Health and Recovery Services

2. Approve and authorize the Chairman to sign Amendment Contract No. 2018181 with Turning Point Community Programs, providing an Outreach and Engagement Center.

Workforce Investment

3. Accept Modification One (1) to Subgrant AA011015 (Amendment Contract No. 2019275) incorporating the First Round Workforce Innovation and Opportunity Act Formula funding for Program Year 2019-2020 to provide employment-related services to adults and dislocated workers in Merced County.
4. PULLED

Executive Office

5. Act on Claim for Damages received from T.L. Thompson & Associates, Inc. as recommended by Risk Management and County Counsel.

Board Recognition

6. Authorize Certificate of Recognition to Frank Paredes in recognition for being awarded the World War II Victory Medal, Asiatic-Pacific Campaign Medal with 3 Bronze Service Stars, Philippine Liberation Ribbon with 1 Bronze Service Star, Good Conduct Medal and Honorable Service Lapel Button World War II.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

7. 1) Approve the Plans and Specifications for the Merced Falls Road Shoulders Project, a project to widen the shoulders and add rumble strips to an approximately one-mile segment of Merced Falls Road just east of Henderson Park in the Snelling area; 2) Authorize the Department of Public Works (DPW) to advertise the project and conduct a Public Bid Opening; 3) Authorize the Director of Public Works to award and execute a construction contract to the lowest responsible bidder provided said bid is within the established budget, upon approval of County Counsel and Risk Management; and 4) Direct DPW to return to the Board with an informational item describing all actions taken.

AUTHORIZED CONTRACT NO. 2019284 AS RECOMMENDED AYES: ALL

AG COMMISSIONER

8. Contract with California Department of Food and Agriculture (State Contract No. 19-0268-032-SF) for Light Brown Apple Moth Pest Detection trapping activities.

AUTHORIZED CONTRACT NO. 2019285 AS RECOMMENDED AYES: ALL

9. Contract with California Department of Food and Agriculture (State Contract No. 19-0707-000-SA) to provide nematode control program enforcement activities.

AUTHORIZED CONTRACT NO. 2019286 AS RECOMMENDED AYES: ALL

10. Contract with California Department of Food and Agriculture (State Contract No. 19-0637-000-SA) to provide nursery stock inspection activities at County nursery locations.

AUTHORIZED CONTRACT NO. 2019287 AS RECOMMENDED AYES: ALL

BEHAVIORAL HEALTH AND RECOVERY SERVICES

11. Interdepartmental Contract with the Public Health Department for Mail Courier service provided by Behavioral Health and Recovery Services.

AUTHORIZED CONTRACT NO. 2019289 AS RECOMMENDED AYES: ALL

12. Contract with Larry Dumford for board and care services to consumers.

AUTHORIZED CONTRACT NO. 2019283 AS RECOMMENDED AYES: ALL

13. Contract with Victor Treatment Center for specialty mental health services to youth clients placed out-of-county.

AUTHORIZED CONTRACT NO. 2019290 AS RECOMMENDED AYES: ALL

WORKFORCE INVESTMENT

14. Contract with the Madera County Workforce Investment Corporation for the reimbursement of regional industry engagement and partnership.

AUTHORIZED CONTRACT NO. 2019292 AS RECOMMENDED AYES: ALL

RECORDER

15. Relieve the Recorder's office of accountability for Fixed Asset #0055875, 4 Security Cameras; and approve the Auditor-Controller to remove the item from the Recorder Fixed Asset Inventory.

APPROVED AS RECOMMENDED AYES: ALL

HUMAN RESOURCES

16. 1) Acknowledge the 2020 premium increase of 4.2% for all medical plans. Authorize premium payments to the Third Party Administrator, Benefit Coordinators Corporation, and authorize the Chairman to sign all related documents; and 2) Approve the increase of County contribution to the Health Savings Account for members in the High Deductible Health Plan from \$1,300 to \$1,400 annually for individual coverage and continue contributing \$2,600 for spouse, child(ren), and family coverage. Direct that 50% of the contribution will be made at the beginning of January with the remaining 50% contributed in equal payments over the 25 pay periods of the calendar year.

APPROVED AS RECOMMENDED AYES: ALL

BOARD APPOINTMENTS

17. Reappoint Donald Barclay to serve as a member of the Library Advisory Commission, representing District Two, until August 31, 2023.

APPROVED AS RECOMMENDED AYES: ALL

18. Appoint Monica Parra to serve as a member of the Planada Municipal Advisory Council until March 31, 2023.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

19. Public Works re: Contract No. 2019123 was awarded to Teichert Construction, Fresno, CA in the amount of \$43,626,800 for the Campus Parkway Segment 3 Project.
20. Human Resources re: Revised Operation Directive Criminal History Background Checks (06-01).
21. Fish and Game Commission re: Notice that Appendix R of the California Pacific Herring Fishery Management Plan was added to the California Pacific Herring Fishery Management Plan Implementing Regulations, Rulemaking File Number Z2019-0709-05, which appeared in the California Regulatory Notice Register, Number 29-Z, July 19, 2019.

THE BOARD ADOPTED RESOLUTION IN MEMORY OF HEBERT LESLIE MCCABE, JR. AND ADJOURNED THE MEETING AT 12:36 P.M. UNTIL TUESDAY, OCTOBER 1, 2019 AT 10:00 A.M

BOARD ORDERS – SUMMARY ACTION MINUTES – SEPTEMBER 17, 2019

10:00 A.M. SCHEDULED ITEM **2019-09-17 PUBLIC OPPORTUNITY**

Florence Crosen, District Three resident and IHSS provider states they have been without a contract for almost 4 years.

Elaine Queen, IHSS provider and District Two resident states that 16% is all that the County contributes to the IHSS program.

Rosanna Cervantes, IHSS provider and District Four resident speaks in support of a livable wage.

Jose Ochoa, IHSS provider speaks in support of a livable wage.

Amy Taylor, Merced County Librarian shares information about the Manhattan Short Film Festival going on at the Library.

Esmeralda Soria speaks in support for the IHSS workers and shares that her father is a caregiver to her mother who was diagnosed with dementia.

Necola and Cynthia Adams speak about the Merced County Nut Festival event on October 26, 2019 and ask for the Boards support of \$2,500 for event security.

Kim McMillen speaks about the Violet International Film Festival on November 9th and 10th at the Merced Theatre.

Shelly Fonsalo, Sacramento resident and Foster Parent speaks about two children who were removed from their home from an agency in Merced County.

Michael Fonsalo, Sacramento resident and Foster Parent states that Merced County failed to give them a 7 day warning that the children would be removed.

James Hodges, Merced resident thanks Supervisor Lor for calling the Human Services Agency for them.

John Balestrery, reads letter dates October 15, 2013 regarding his loyalty bonuses.
Present: Pareira, Espinoza, Lor, McDaniel, Silveira