

SUMMARY ACTION MINUTES

BOARD OF SUPERVISORS

Regular Meeting

TUESDAY, SEPTEMBER 12, 2017

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

GOVERNMENT CODE SECTION 54954.2 COMPLIANCE (LATE AGENDA ITEMS)

10:00 A. M. **PLEDGE OF ALLEGIANCE/INVOCATION**

 Invocation led by Pastor Vang

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 - 10)

REPORTS/BOARD DIRECTION

CONSENT CALENDAR (Items # 1-10)

APPROVED AS RECOMMENDED

AYES: ALL

Public Works

1. Approve and authorize the Chairman to sign Amendment Contract No. 2016121 with Mott Mac Donald for the Atwater Merced Expressway Segment 1B Project Study Report.

Aq. Commissioner

2. Approve and authorize the Chairman to sign Renewal Contract No. 2016204 (State Agreement No. 17-C0022) with California Department of Pesticide Regulation for the enforcement evaluation and improvement project and adopt Resolution.

ADOPTED RESOLUTION NO. 2017-91

Health

3. Approve and authorize the Chairman to sign Renewal Contract No. 2007030 with the California Department of Health Care Services and approve the Merced County Department of Public Health's acceptance of the Child Health and Disability Prevention program, Health Care Program for Children in Foster Care program, and the California Children's Services program terms and conditions as stated in the submitted certification statements and funding, and authorize the Chairman to sign the certification statements.
4. Approve and authorize the Chairman to sign Renewal Contract No. 2007062 with California Department of Resources Recycling and Recovery for the Solid Waste Local Enforcement

Agency Grant (No. EA 28-17-0003) EA 28 for FY 17/18; and adopt Resolution authorizing the Chairman to sign the Grant Agreement and authorizing the Director of Public Health or Designee to sign all payment requests.

ADOPTED RESOLUTION NO. 2017-92

Behavioral Health and Recovery Services

5. Approve and authorize the Chairman to sign Renewal Contract No. 2014153 with Aegis Treatment Centers, LLC for Drug Medi-Cal outpatient narcotic treatment services.
6. Approve and authorize the Chairman to sign Amendment Contract No. 2015208 with Community Social Model Advocates, Inc. for medical director services, extending the contract term.
7. Approve and authorize the Chairman to sign Amendment Contract No. 2016265 with Crestwood Behavioral Health, Inc. for Institute for Mental Disease for mental health consumers, updating the rates.
8. Approve and authorize the Chairman to sign Amendment Contract No. 2016264 with Willow Glen Care Center for Residential Care for Consumers, updating the rates.

Board Recognition

9. Authorize Certificate of Recognition to Livingston Community Health for Anniversary of the Wolves Wellness Center and appreciation of service to Merced County.
10. Authorize Proclamation in recognition of Hmong History Month for September 2017, in Merced County.

Supervisor Lor provided a summary of the Hmong History Month Proclamation

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

11. Contract with NV5 for construction management services for the Campus Parkway Project.
AUTHORIZED CONTRACT NO. 2017182 AS RECOMMENDED AYES: ALL
12. Contract with Central California Irrigation District for pipeline replacements and maintenance at various locations in Merced County; and authorize the Director of Public Works to execute the contract upon review by County Counsel.
AUTHORIZED CONTRACT NO. 2017183 AS RECOMMENDED AYES: ALL

HEALTH

13. Contract with The California Endowment for the Health Equity Project to increase awareness of the social determinants of health; and authorize the Director of Public Health to electronically sign all copies of the Grant Agreement.
AUTHORIZED CONTRACT NO. 2017184 AS RECOMMENDED AYES: ALL
14. Approve submission of an application to the California Department of Public Health for the Oral Health program and return to the Board for contract approval if awarded.
APPROVED AS RECOMMENDED AYES: ALL

BEHAVIORAL HEALTH AND RECOVERY SERVICES

15. Contract with Merced Drug for the provision of pharmacy services to clients and bulk pharmaceuticals to Marie Green Psychiatric Center.

AUTHORIZED CONTRACT NO. 2017185 AS RECOMMENDED AYES: ALL

COMMUNITY AND ECONOMIC DEVELOPMENT

16. Contract with Jaxon Enterprises for the preparation of a supplement to the approved Environmental Impact Report for the Jaxon Mine Project located at 3000 White Rock Road in the Le Grand area.

AUTHORIZED CONTRACT NO. 2017186 AS RECOMMENDED AYES: ALL

17. Contract with Environmental Planning Partners for the preparation of a supplement to the approved Environmental Impact Report for the Jaxon Mine Project located at 3000 White Rock Road in the Le Grand area.

AUTHORIZED CONTRACT NO. 2017187 AS RECOMMENDED AYES: ALL

18. Contract with Stanislaus Business Alliance, Inc. to provide business assistance services and to administer the business revolving loan fund through its Valley Sierra Small Business Development Center.

AUTHORIZED CONTRACT NO. 2017188 AS RECOMMENDED AYES: ALL

ADMINISTRATIVE SERVICES

19. Contract with Federal Engineering Inc. to perform an assessment of the public safety radio infrastructure supporting the Merced Operational Area; and authorize the Director of Administrative Services to negotiate and sign a final statement of work and related change orders.

AUTHORIZED CONTRACT NO. 2017189 AS RECOMMENDED AYES: ALL

ELECTIONS

20. Adopt Resolution to call for and consolidate the General District Election on November 7, 2017 with Gustine Unified School District Member TA 5 and Merced Irrigation District Area 2, 4 and 5; and authorize the Elections Division of the Registrar of Voters/Elections Department to procure and furnish those election services requested by each entity as more fully set forth in their Resolutions, and to submit a cost bill to each entity for reimbursement of the election services provided to them.

ADOPTED RESOLUTION NO. 2017-93 AS RECOMMENDED AYES: ALL

21. Approve and authorize Appointments in Lieu of Election for the November 7, 2017 General District Election.

APPROVED AS RECOMMENDED AYES: ALL

HUMAN RESOURCES

22. Amendment to the 2016 Memorandum of Understanding between Merced County and Deputy Sheriff's Association (DSA) representing bargaining unit 10.

AUTHORIZED CONTRACT NO. 2017190 AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 6 AND 7

BOARD APPOINTMENTS

23. Appoint the following individuals to serve as members of the Treasury Oversight Committee: 1) Joe Allison to the College District Alternate and 2) Andre Urquidez to the College District Designee both serving at the Pleasure of the Board.

APPROVED AS RECOMMENDED AYES: ALL

24. Appoint Jeremy King and Laronna White to serve as members of the Delhi Recreation Committee, until May 10, 2019.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

25. Community and Economic Development re: Emergency Public Works project to repair Castle Commerce Center 14" Water Main Break pursuant to California Public Contract Code section 22050.
26. Merced County Mosquito Abatement District re: Manager's Report for July 18 - August 15, 2017.
27. Fish and Game Commission re: Notice of Proposal for a 90 day extension of emergency action. Emergency Abalone Take Reduction Due to Harmful Environmental Conditions Reference OAL File #2016-1216-01E.

THE BOARD ADJOURNED THE MEETING AT 11:00 A.M. UNTIL TUESDAY, SEPTEMBER 19, 2017, AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – SEPTEMBER 12, 2017

10:00 A.M. SCHEDULED ITEM **2017-09-12 PUBLIC OPPORTUNITY**

Robert Mitchell, Hilmar resident speaks in opposition to a proposed development in Hilmar, he states he has concerns about the traffic pattern for the project.

Rhonda Prader, CAC for Wellness Center speaks about the peer mentors and how they are the main artery of the organization. She further states she is excited about the new building.

Ashley R. Anthony who is part of the Wellness Center states they weren't aware of the changes that were made and that she is looking forward to them moving into the new building.

Christina Crouser, Title 9 and Patient Advocate states that Behavioral Health and Recovery Services has made a decision that has violated patients' rights, the department did not consult with the consumers, and they did not hold a 30 day comment period.

Yvonnia Brown, Director of Behavioral Health and Recovery Services states she appreciates the comments and that the contract had already expired. She further states she knows the decision is not favorable but it is in the best interest of the department to bring the peer mentoring services in house.

Karen Hodges, Merced resident speaks about the Welfare Office, a letter received, and a car accident involving her husband.

Antoine Hubbard Sr. presents certificate of recognition to Sheriff Vern Warnke, Capitan Sullivan, and Pastor Phil Jenkins. He states they did an outstanding job working together in the community meeting that was held.

James Hodges, Merced resident speaks about a car accident that he was in, Obama Care, and holding department heads accountable.
Present: McDaniel, Espinoza, Lor, Pareira, O'Banion

ACTION ITEM NO. 22 **2017-09-12 HUMAN RESOURCES**

The Clerk announces an amendment to the 2016 Memorandum of Understanding between Merced County and Deputy Sheriff's Association (DSA) representing bargaining unit 10 is before the Board for consideration.

Sheriff Vern Warnke thanks the Board for all of their work on this item. He states that recruitment for their department is looking up now and he has had former employees that left for other counties due to higher pay contacting him, looking to come back.

The Board discusses the funding for the pay increases with regard to general fund and AB 443.

County Executive Officer James Brown states that the fund source that is usually used for equipment, etc. will now be dedicated to deputies salaries.

Upon a motion of Supervisor Espinoza, seconded by Supervisor O'Banion, duly carried the Board approves amendment Contract No. 2017190 to the 2016 Memorandum of Understanding between Merced County and Deputy Sheriff's Association (DSA) representing bargaining unit 10.
Ayes: McDaniel, Espinoza, Lor, Pareira, O'Banion