



## BOARD OF SUPERVISORS

Chairman Rodrigo Espinoza, *District 1*

Lee Lor, *District 2*

Daron McDaniel, *District 3*

Lloyd Pareira, *District 4*

Scott Silveira, *District 5*

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

### SUMMARY ACTION MINUTES - FINAL

TUESDAY, JULY 14, 2020

Closed Session – 9:00 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](http://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.*

#### Important Notice Regarding COVID-19

Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID 19 virus, the Board Chambers will have limited public seating during the Merced County Board of Supervisors meetings. The County will conduct business in compliance with social distancing requirements with seating for the public limited to 25. The County will also provide some overflow space on a first come first served basis.

The following alternatives are available to members of the public to watch these meetings:

**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: <http://www.co.merced.ca.us/1581/Comcast-Ch-96-Broadcast>

Live stream of the Board of Supervisors meetings at <https://www.facebook.com/MercedCounty/> or <https://www.co.merced.ca.us/2206/Board-of-Supervisors-Meetings>.

**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).

All comments for items on the agenda other than those scheduled as public hearings will be taken at the beginning of the Board Meeting during the public comment period. 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. Please raise your hand when requested and you will be directed to the podium. Please note that in order to maintain social distancing only one person may speak at a time, at the podium.

#### 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.

If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so as follows:

**WRITTEN COMMENTS:** Members of the public may submit written comments as follows: by email to [publiccomments@countyofmerced.com](mailto:publiccomments@countyofmerced.com),

by mail or hand delivery at the Clerk of the Board's Office at the above address. Comments should be submitted as soon as possible but not later than 5:00 p.m. on the Monday prior to the Board meeting. You will need to provide the following information: Board Meeting Date, Item

Number, and your comments. Please submit a separate email for each item you are commenting on. Please be aware that public comments received that do not specify a particular agenda item will be made part of the record of proceedings as a general public comment. Written comments will be provided to the Board Members, and will be part of the record of the meeting, but will not be read during the meeting.

**PUBLIC HEARINGS:** Public opportunity to provide testimony is limited to three (3) minutes per person. Please raise your hand and you will be directed to the podium. Please note that in order to maintain social distancing only one person may speak at a time, at the podium.

**CLOSED SESSION:** This 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.

**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](http://www.countyofmerced.com)

**REASONABLE ACCOMMODATIONS:** Persons who require accommodation for any audio, visual or other disability or Spanish or Hmong interpretation 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

**9:00 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 - EXISTING LITIGATION:**

It is the intention of the Board to meet in Closed Session concerning Existing Litigation pursuant to Government Code section 54956.9(d)(1):

1) State Farm Mutual Automobile Insurance Company v. Ryan Mcurdy Joesten, et al., Merced Superior Court Case No. 20CV-00171

#### **CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION:**

It is the intention of the Board to meet in Closed Session concerning significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): One Case

#### **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) Dana Hertfelder, Director of Public Works pursuant to Government Code Section 54956.8 as follows:

**Property:** APN #020-081-003 located on the southwest corner of Highway 33 and Fourth Street in the town of Gustine.

**Agency Negotiator:** Dana Hertfelder, Director of Public Works

**Negotiation Parties:** City of Gustine

**Under Negotiation:** To request authority to negotiate proposed value and sale.

**THE BOARD RECESSED AT 9:03 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 Supervisor Lloyd Pareira/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 11**

**APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 22)**

**COVID-19 UPDATE**

**REVIEW BOARD ORDER – SEE PAGE 11**

**SCHEDULED ITEMS:**

**DEPARTMENT OF PUBLIC WORKS - FIRST READING - PROPOSED ORDINANCE**

Introduce and conduct first reading of an ordinance amending Chapter 5.64 of the Merced County Code and Superseding Ordinance 1970 Entitled "User Charge Rates for Zones of Benefit", which would set County service area number one user charge rates at their current rates for fiscal year 2020/2021.

**RECOMMENDATION:**

- 1) Conduct first reading of an Ordinance entitled "An Ordinance Establishing the County Service Area Number One User Charge Rates for Zones of Benefit in the 2020/2021 Fiscal Year," which amends section 5.64.020 of the Merced County Code and supersedes Ordinance 1970;
- 2) Waive further reading of the proposed ordinance; and
- 3) Set a second reading and possible adoption of the proposed ordinance for July 28, 2020 at 10:00 a.m.

**REVIEW BOARD ORDER – SEE PAGES 11 AND 12**

**TREASURER - PUBLIC HEARING**

To consider proposed ordinance amending the transient occupancy tax ordinance.

**RECOMMENDATION:**

- 1) Introduce the proposed Ordinance entitled "An Ordinance amending and revising chapter 5.32 of the Merced County Code regarding Transient Occupancy Tax" (Amends Ordinance number 1748 and Merced County Code Chapter 5.32);
- 2) Waive further reading;
- 3) Open Public Hearing and receive testimony;
- 4) Close Public Hearing; and
- 5) Adopt the proposed Ordinance.

**REVIEW BOARD ORDER – SEE PAGES 12 AND 13**

**REPORTS/BOARD DIRECTION**

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-22)

**APPROVED AS RECOMMENDED      AYES: ALL**

Public Works

1. Approve Budget Transfer in the amount of \$3,500,000 increasing the appropriation for the Campus Parkway project.
2. Approve Budget Transfer in the amount of \$205,563 to cover costs to repair flood damage in the Planada Senior Center. (4/5 Vote Required).

Behavioral Health and Recovery Services

3. Approve and authorize the Chairman to sign Amendment Contract No. 2016265 with Crestwood Behavioral Health, Inc., for Institute for Mental Disease facility services, updating the insurance terms to meet County standards, and revising Exhibits A & B.
4. Approve and Authorize the Chairman to sign Amendment Contract No. 2016264 with Willow Glen Care Center for Residential Care for Consumers, updating the insurance to meet County standards, amending Exhibits B & E, and adding Exhibit W.
5. Approve and Authorize the Chairman to sign Amendment Contract No. 2017185 with Merced Drug for the provision of pharmacy services to clients and bulk pharmaceuticals to Marie Green Psychiatric Center, revising Exhibit A.
6. Approve and Authorize the Chairman to sign Amendment Contract No. 2018214 with Community Social Model Advocates, Inc. for the provision of perinatal residential substance abuse services, updating the insurance to meet County standards, amending pricing conditions, and amending Exhibits L, S & T.
7. Approve and Authorize the Chairman to sign Amendment Contract No. 2017199 with California Psychiatric Transitions, for client placement services, updating the insurance to meet County standards, amending Exhibits A & B.
8. PULLED
9. Approve and Authorize the Chairman to sign Amendment Contract No. 2019188 with Merced County Office of Education for services provided through the Caring Kids Program, as part of

the Mental Health Services Act, amending pricing conditions, updating the insurance to meet County standards, and revising Exhibit A, B, C and M.

#### Community and Economic Development

10. Set Public Hearing for July 28, 2020 at 10:00 a.m. to consider adoption of an ordinance approving development agreement DA19-001 between the County of Merced and applicants AKT Santa Nella Investors, LLC. and RCI-SN Parkway 348, LLC for a proposed project involving 1,836 homesites generally located east of State Highway 33 between the Delta Mendota Canal and the California Aqueduct.

#### **REVIEW BOARD ORDER – SEE PAGE 13**

11. Set Public Hearing for July 28, 2020 at 10:00 AM to consider the General Vacation of F Street, from its intersection with Airflight Drive to its intersection with Academy Drive (approximately 315 feet in length), at the Mid-California International Trade District at Castle.

#### Administrative Services

12. Approve and Authorize the Chairman to sign Amendment Contract No. 2010124 with Tyler Technologies for services in support of the integration of the County's Livescan system.

#### Child Support Services

13. 1) Proclaim August 2020 as Child Support Awareness Month in Merced County; and 2) Authorize the Department of Child Support Services to solicit and accept donations for giveaway of school supplies for families.

#### Probation

14. Approve and Authorize the Chief Probation Officer to sign Amendment Contract No. 2017145 with the Board of State and Community Corrections, to collaborate with community-based organizations to support transition-age young adults, ages 18-24, in the Los Banos community.
15. Proclaim the week of July 19-25, 2020, as Probation Services Week in Merced County.

#### Sheriff

16. Approve and Authorize the Sheriff to sign Amendment Contract No. 2019317 with the Board of State and Community Corrections to provide mental health training for Corrections personnel.

#### Workforce Investment

17. Accept Modification six (6) to Subgrant AA011015 (Amendment Contract No. 2019275) to incorporate Workforce Innovation and Opportunity Act (WIOA) Governor's Discretionary funding for the Workforce Accelerator (WAF).
18. Accept Modification seven (7) to Subgrant AA011015 (Amendment Contract No. 2019275) to incorporate a combined total of \$403,563 of the National Dislocated Worker Grant and Dislocated Worker Rd 2 Formula funds.

Executive Office

19. Act on Claim for Damages submitted by Antonio Gomez Valdez and Shamar Moore as recommended by Risk Management and County Counsel.

Board of Supervisors

20. Approve minutes for April 14, 2020, April 28, 2020, and April 28, 2020 - Chowchilla GSA.

Board Recognition

21. Certificate of Recognition to Templo La Hermosa Church for Grand Opening and Ribbon Cutting Ceremony, presented June 20, 2020.
22. Certificates of Recognition for Graduation from Merced County Drug Treatment Court to: Luis Tinta-Corona, Tracey Dillard, Stephen Smith, and David Rodriguez, presented June 26, 2020.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

23. 1) The Director of Public Works requests the Board find that substantial evidence demonstrates that an emergency exists regarding the HVAC system at 1900 Airdrome Entry (Castle), such that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency. (4/5 vote required); 2) Pursuant to Public Contract Code section 20134, approve replacing the HVAC system at 1900 Airdrome Entry without adopting plans, specifications, strain sheets or working details and authorize the Director of Public Works to enter into a contract with Young's Air Conditioning upon review by County Counsel and Risk Management, to have the work performed.

**APPROVED AS RECOMMENDED      AYES: ALL**

24. 1) The Director of Public Works requests the Board find that substantial evidence demonstrates that an emergency continues to exist regarding the HVAC Systems at Castle Building 1340, such that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency. (4/5 vote required).

**APPROVED AS RECOMMENDED      AYES: ALL**

HEALTH

25. 1) Approve the Waste Tire Enforcement Grant Agreement (Cycle 27) from the California Department of Resources Recycling and Recovery to support waste tire enforcement activities in the amount of \$77,241; and 2) Authorize the Chair to sign the Grant Agreement.

**AUTHORIZED CONTRACT NO. 2020130 AS RECOMMENDED      AYES: ALL**

26. 1) Approve the Medi-Cal County Inmate Administrative Agreement with the California Department of Health Services to participate in the Medi-Cal County Inmate Program (MCIP); 2) Authorize the Chairman to sign all copies of the agreement; and 3) Adopt the Resolution authorizing the Chairman to sign the Medi-Cal County Inmate Administrative Agreement.

**AUTHORIZED CONTRACT NO. 2020133 AND ADOPTED RESOLUTION NO. 2020-64 AS RECOMMENDED AYES: ALL**

**BEHAVIORAL HEALTH AND RECOVERY SERVICES**

27. 1) Contract with LocumTenens.com, LLC for the placement of licensed psychiatric providers; and 2) The department will return to the Board once the vacant positions have been filled.

**AUTHORIZED CONTRACT NO. 2020134 AS RECOMMENDED AYES: ALL**

28. Contract with Sierra Vista Child and Family Services, for services provided through the iMatter Program, as part of the Mental Health Services Act.

**AUTHORIZED CONTRACT NO. 2020135 AS RECOMMENDED AYES: ALL**

**HUMAN SERVICES AGENCY**

29. Adopt a Resolution authorizing Merced County Human Services Agency acting as the Collaborative Applicant for the Merced City and County Continuum of Care to apply for and accept the California Emergency Solutions Grants (ESG-CV) allocation.

**ADOPTED RESOLUTION NO. 2020-65 AS RECOMMENDED AYES: ALL**

30. Adopt a Resolution approving and authorizing the Chairman to execute State Contract #MS-2021-28, and any required forms, between California Department of Aging and Merced County for Senior Case Management Services.

**AUTHORIZED CONTRACT NO. 2020136 AND ADOPTED RESOLUTION NO. 2020-66 AS RECOMMENDED AYES: ALL**

**COMMUNITY AND ECONOMIC DEVELOPMENT**

31. Contract with Antonio Azevedo for the payment of costs charged by Environmental Planning Partners, Inc. for the preparation of an Environmental Impact Review for the Azevedo Dairy #2 Expansion project (CUP20-004), which is generally located on the East side of S. Highway 59, 0.6 miles South of E. Sandy Mush Road in the Merced area.

**AUTHORIZED CONTRACT NO. 2020137 AS RECOMMENDED AYES: ALL**

32. Contract with Environmental Planning Partners, Inc., to prepare an Environmental Impact Report for the Azevedo Dairy #2 Expansion project (CUP20-004), which is generally located on the East side of S. Highway 59, 0.6 miles South of E. Sandy Mush Road in the Merced area.

**AUTHORIZED CONTRACT NO. 2020138 AS RECOMMENDED AYES: ALL**

33. Contract with Antonio Azevedo for the payment of costs charged by Environmental Planning Partners, Inc. for the preparation of an Environmental Impact Review for the Azevedo Dairy #4 Expansion project (CUP20-005), which is generally located on the Southeast corner of W. Roosevelt Road and S. Vineyard Way in the El Nido area.

**AUTHORIZED CONTRACT NO. 2020139 AS RECOMMENDED AYES: ALL**

34. Contract with Environmental Planning Partners, Inc. to prepare an Environmental Impact Report for the Azevedo Dairy #4 Expansion project (CUP20-005), which is generally located on the Southeast corner of W. Roosevelt Road and S. Vineyard Way in the El Nido area.

**AUTHORIZED CONTRACT NO. 2020140 AS RECOMMENDED AYES: ALL**

**ADMINISTRATIVE SERVICES**

35. Declare assorted motor vehicles (listed on Exhibit A) as Surplus Property as recommended.

**PULLED – NO ACTION TAKEN**

**AUDITOR-CONTROLLER**

36. Authorize the Auditor/Controller in conjunction with the County Executive Office and County Counsel to execute servicing agreements in substantially the form of the template submitted with the applicable special districts.

**APPROVED AS RECOMMENDED AYES: ALL**

**FIRE**

37. 1) Authorize the Merced County Office of Emergency Services to apply for the California Governor's Office of Emergency Services FY20 Emergency Management Performance Grant, COVID-19 Supplemental (EMPG-S) in the amount of \$96,594; 2) Adopt Resolution authorizing the Office of Emergency Services to execute on behalf of the County of Merced any actions necessary for the purpose of obtaining federal financial assistance provided by the Federal Department of Homeland Security and sub-granted through the State of California; and 3) Direct Fire Chief/Office of Emergency Services Director or designee to return to the Board with the application results and for authorization prior to accepting award.

**ADOPTED RESOLUTION NO. 2020-67 AS RECOMMENDED AYES: ALL**

38. 1) Authorize the Merced County Office of Emergency Services to seek and apply for grants offered by Federal, State and Private entities, that will support the operations of the Merced County Operational Area; 2) Adopt Resolution authorizing the Office of Emergency Services to execute on behalf of the County of Merced any actions necessary for the purpose of obtaining federal, state or private financial assistance; and 3) Direct Fire Chief/Office of Emergency Services Director or designee to return to the Board with the application results and for authorization prior to accepting any award.

**ADOPTED RESOLUTION NO. 2020-68 AS RECOMMENDED AYES: ALL**

**WORKFORCE INVESTMENT**

39. Accept Master Subgrant AA111015, initiating Workforce Innovation and Opportunity Act (WIOA) Formula youth funding under grant code 301 for Program Year 2020-21 in the amount of \$2,165,502 to provide employment related-services to youth and young adults in Merced County.

**AUTHORIZED CONTRACT NO. 2020141 AS RECOMMENDED AYES: ALL**

**HUMAN RESOURCES**

40. 1) Establish the classification of Extra-Help Contact Tracer-Investigator, classification 0945, salary range \$25.00/hr, and allocate to Budget Unit 40000; 2) Approve the amendments to the Salary Allocation Resolution 06-120; and 3) Approve the amendments to the Position Allocation Resolution 06-120/A.

**ADOPTED RESOLUTION NOS. 2020-69 AND 2020-70 AS RECOMMENDED AYES: ALL**



**REVIEW BOARD ORDER – SEE PAGES 13 AND 14**

**EXECUTIVE OFFICE**

41. 1) Accept award of \$112,827 from the U.S. Department of Justice, Bureau of Justice Assistance, for Coronavirus Emergency Supplemental Funding Assistance; and 2) Authorize the Deputy County Executive Officer to sign the grant agreement and any associated documents prior to the July 20, 2020 deadline.

**AUTHORIZED CONTRACT NO. 2020142 AS RECOMMENDED AYES: ALL**

**BOARD OF SUPERVISORS**

42. Adopt a Resolution designating the Merced County Arts Council as the local partner in the California Arts Council State-Local Partnership Program.

**ADOPTED RESOLUTION NO. 2020-71 AS RECOMMENDED AYES: ALL**

**BOARD APPOINTMENTS**

43. 1) Appoint Olivia Gomez to the Emergency Medical Care Committee as the District 1 Representative position with a term expiring June 30, 2023; and 2) Reappoint Dewayne Jones to the Emergency Medical Care Committee as the District 5 Representative position with a term expiring June 30, 2024.

**APPROVED AS RECOMMENDED AYES: ALL**

**BOARD INFORMATION & POSSIBLE ACTION**

**ACCEPTED AND PLACED ON FILE AYES: ALL**

44. Public Works RE: Contract No. 2020046 was awarded to Harris Builders, Inc. of Hilmar, California in the amount of \$3,234,200 for the Merced County Navigation Center and Homeless Shelter located at 1411 'B' Street, Merced, CA.
45. Public Works RE: Contract No. 2020047 was awarded to MAG Engineering from Fresno, California in the amount of \$150,000 for the Demolish Kane Building project at 2150 'M' Street, Merced, CA.
46. Executive Office RE: Disclosure of donations received in excess of \$10,000.
47. California State Water Resources Control Board RE: NBIInv AP6 Petition for Temporary Transfer under License 4934 (Application 1195). (On file with the Clerk).
48. WARN Notices: Golden Valley Health Centers - 857 West Child Avenue, 847 West Child Avenue, Merced, and 1910 Customer Care Way, Atwater. (On file with the clerk).
49. Merced County Mosquito Abatement District RE: General Manager's Report for May 19th through June 16th, 2020.
50. State of California Natural Resources Agency RE: Notification of Status Review for Proposed Mountain Lion Evolutionarily Significant Unit.

**THE BOARD RECESSED TO MEET AS A MERCED COUNTY CHOWCHILLA  
GROUNDWATER SUSTAINABILITY AGENCY AND RECONVENED TO MEET AS A  
BOARD OF SUPERVISORS**

**THE BOARD ADOPTED RESOLUTIONS IN MEMORY OF BILL CHIAT AND NADA  
PAZIN AND ADJOURNED THE MEETING AT 12:29 P.M. UNTIL TUESDAY, JULY 28,  
2020, AT 10:00 A.M.**

## BOARD ORDERS – SUMMARY ACTION MINUTES – JULY 14, 2020

### **10:00 A.M. SCHEDULED ITEM** **2020-07-14 PUBLIC OPPORTUNITY**

*Public Comments received via email for Public Opportunity and Scheduled Items are on file with the Clerk.*

Raymond Cox, Merced resident comments how upset he is with the Governor's statement yesterday regarding churches being shut down again.

Debora Villalvazo, Kenny Vo, and Jerry Vue, Interns for Supervisor Lor introduce themselves to the Board and the Community.

Present: Espinoza, Lor, McDaniel, Pareira, Silveira

### **10:00 A.M. SCHEDULED ITEM** **2020-07-14 COVID-19 UPDATE**

Dr. Nanyonjo-Kemp, Public Health Director opens and introduces Dr. Sullivan, Supervising Epidemiologist who will be reviewing the powerpoint presentation with her.

A powerpoint presentation is given covering the following: COVID-19 Symptoms, COVID-19 Transmission, Reduce Transmission – Stay “SMART”, Current Merced County Case Count, Merced County COVID-19 Deaths, Demographics as of July 13, 2020, State Metrics: Attestation vs. Watchlist, Attestation Metrics, Current State Watchlist Metrics, Merced County Placed on State Watchlist, Sectors Required to Close, State Action Steps to Reduce Transmission, Operational Changes, Containment vs. Mitigation Update, Case Investigator Duties, New Operation Workflow, New COVID-19 Test Site on Westside, and Alternative Care Sites (ACS).

David Mirrione, Assistant County Executive Officer reviews powerpoint slides covering: Outreach Projects, Ready2Open Merced County and COVID-19 Grant Funding.

The Board has lengthy discussion on the update.

Present: Espinoza, Lor, McDaniel, Pareira, Silveira

### **10:00 A.M. SCHEDULED ITEM** **2020-07-14 PUBLIC WORKS – FIRST READING – PROPOSED ORDINANCE**

The time and date previously scheduled to introduce and conduct first reading of an ordinance amending Chapter 5.64 of the Merced County Code and Superseding Ordinance 1970 entitled “User Charge Rates for Zones of Benefit”, which would set County service area number one user charge rates at their current rates for fiscal year 2020/2021.

Dana Hertfelder, Director of Public Works gives an overview of the ordinance and states that the User Charge Rates for Zones of Benefit in County service area number one are set at the beginning of each fiscal year and further states that the rates will remain the same as last year and there will not be an increase this year.

Supervisor Pareira comments that we are not raising the rates and that this does not happen very often and thanks Mr. Hertfelder and his staff for being able to keep the rates the same.

Upon motion of Supervisor Lor, seconded by Supervisor McDaniel, duly carried, the Board waives further reading of the proposed ordinance and sets a second reading and possible adoption of the proposed ordinance for July 28, 2020 at 10:00 a.m.

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

**10:00 A.M. SCHEDULED ITEM**  
**2020-07-14 TREASURER – PUBLIC HEARING**

The time and date previously scheduled to consider proposed ordinance amending the transient occupancy tax ordinance.

Karen Adams, Treasurer-Tax Collector gives an overview of the proposed ordinance and states that it has not been amended since 2005 and there will not be a rate increase.

Supervisor Pareira asks for clarification for the public and states that currently the code says that they have 30 days after they start operations, to register with the Treasurer-Tax Collector and it will change to registering before they start operations with the Community and Economic Development Department.

Ms. Adams clarifies and states that is in regards to their short-term rental zoning ordinance, which is a separate ordinance for that division. She further states that to operate a hotel in Merced County you need to register with the Treasurer-Tax Collector's office.

Supervisor Espinoza questions if our numbers for short-term rentals in the County are increasing.

Ms. Adams states that would be a question for the Community and Economic Development Department.

Steve Maxey, Deputy Director of Planning responds that they have not seen any increase in regards to short-term rentals. He states that in regards to Supervisor Pareira's earlier question on the process, as they are permitted through the Community and Economic Development department and go through the building permit process they would then refer those applications to the Treasurer-Tax Collector's office.

Upon motion of Supervisor McDaniel, seconded by Supervisor Silveira, duly carried, the Board waives further reading of the ordinance.

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

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 McDaniel, seconded by Supervisor Silveira, duly carried, the Board adopts Ordinance No. 1992 amending and revising chapter 5.32 of the Merced County Code regarding transient occupancy tax (Amends Ordinance No. 1748 and Merced County Code Chapter 5.32).

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

**CONSENT ITEM NO. 10**

**2020-07-14 COMMUNITY AND ECONOMIC DEVELOPMENT**

The Clerk announces item to set Public Hearing for July 28, 2020 at 10:00 a.m. to consider adoption of an ordinance approving development agreement DA19-001 between the County of Merced and applicants AKT Santa Nella Investors, LLC. And RCI-SN Parkway 348, LLC for a proposed project involving 1,836 homesites generally located east of State Highway 33 between the Delta Mendota Canal and the California Aqueduct is before the Board for consideration.

Supervisor Espinoza comments that this is an old development in Santa Nella and questions if they will be receiving a map, he is concerned about parks and wants to make sure a decent size park will be provided for the community.

Jim Brown, County Executive Officer states that they will be providing a map before the Public Hearing on July 28, 2020.

Upon motion of Supervisor Lor, seconded by Supervisor McDaniel, duly carried, the Board sets Public Hearing for July 28, 2020 at 10:00 a.m. to consider adoption of an ordinance approving development agreement DA19-001 between the County of Merced and applicants AKT Santa Nella Investors, LLC. And RCI-SN Parkway 348, LLC for a proposed project involving 1,836 homesites generally located east of State Highway 33 between the Delta Mendota Canal and the California Aqueduct.

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

**ACTION ITEM NO. 40**

**2020-07-14 HUMAN RESOURCES**

The Clerk announces item to establish the classification of Extra-Help Contact Tracer-Investigator, classification 0945, salary range \$25.00/hr, and allocate to Budget Unit 40000; and approving amendments to the Salary Allocation Resolution 06-120; and amendments to the Position Allocation Resolution 06-120/A is before the Board for consideration.

David Mirrione, Assistant County Executive Officer gives an update on the item. He states that earlier in the COVID-19 update they spoke about grants that were being secured and one of the grants secured was through the State of California's EDD for the receipt of Federal dollars to do paid work experience for folks who are unemployed or are impacted by the COVID-19 pandemic and we would be able to use those dollars to pay for the services for extra help. He further stated how the Department of Workforce Investment in partnership with Public Health would bring on individuals to assist in those efforts using funds they applied for months ago.

Supervisor Pareira questions how does this work in conjunction with someone that is on unemployment.

Mr. Mirrione responds that an individual that would like to take part in this would go through the normal process at WorkNet where they would be determined through eligibility; they would have to show that they are either receiving unemployment, exhausted unemployment or impacted by COVID-19. He further states they are working with clients who are in the program, that have expressed interest, they would be bilingual positions, they would enroll them, if they were not already, and they would go into the program. He further states they would become extra help employees of

the County and they would be deployed to the Department Operations Center (DOC) at Public Health under their supervision.

Supervisor Pareira thanks Mr. Mirrione for the information but asks if someone is currently on unemployment and being funded and then they take this job what happens?

Mr. Mirrione responds that the unemployment would end once they started working. He further explained how the claiming and reporting process works with unemployment.

Supervisor Pareira questions how many hours a week / day the position would provide.

Mr. Mirrione responds that the grant funds for a total of 600 hours, and that they would be looking at the extra help classification but typically they are not exceeding 28 hours per week but because of the limited term of the dollars they are looking at the flexibility to take them to a 40 hour work week.

Supervisor McDaniel question how long do you see this extending that employment?

Mr. Mirrione clarifies, how long will the 600 hours take them?

Supervisor McDaniel questions how long we are going to be able to keep this contact tracing alive using the money that we have received?

Mr. Mirrione states this will take approximately 6 months and explains the process and how it works with the grant funds.

Supervisor Espinoza questions the salary range, if it is starting at \$25.00 per hour or is it up to \$25.00 per hour?

Mr. Mirrione responds that for the purpose of this grant it is \$25.00 per hour.

Supervisor Silveira comments that this is a specific grant for contact tracing but if we see the value in it this would potentially be something we could use if we get our allocation of CARES Act dollars from the State, he states it would be a well worth cause if the grant portion ran out.

Upon motion of Supervisor Silveira, seconded by Supervisor Lor, duly carried, the Board establishes the classification of Extra-Help Contact Tracer-Investigator, classification 0945, salary range \$25.00/hour, and allocates to Budget Unit 40000; approves amendments to the Salary Allocation Resolution 06-120 (Adopts Resolution No. 2020-69); and approves the amendments to the Position Allocation Resolution 06-120/A (Adopts Resolution No. 2020-70).

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira