



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, NOVEMBER 17, 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

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

PUBLIC COMMENT (Voicemail): You may also submit a general public comment for items not on the day's agenda or comment on an agenda item via voice message by calling 209-385-7319. All voicemails received prior to 9:00 am on the day of the meeting will be played during the meeting, as time allows. Voicemails will be limited to three minutes in length. Please submit one comment per voicemail and if commenting on an agenda item, please identify the agenda item number in your voicemail. If you wish to do so, please identify yourself in your voicemail. Phone numbers will not be made part of the record of the meeting.

PUBLIC COMMENT (Email): Email public comments will not be read during the meeting, but will be delivered to the Board of Supervisors prior to the meeting if received by 5:00pm on the Monday prior to the Board meeting. Please send email public comments to the Clerk of the Board at publiccomments@countyofmerced.com. These comments will be made part of the record.

In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). If you wish to do so, please identify yourself in the email. Email addresses will not be made part of the record of the meeting. Comments made on Facebook are not considered part of the official record and will not be shared with the Board.

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.

PUBLIC HEARINGS: (In Person)

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.

PUBLIC HEARINGS: (Via Voicemail) Public comment for public hearings will be taken in person and by voicemail. Voicemails directed to the public hearing will be accepted up to and during the public hearing. The Board of Supervisors will take a brief pause during the public hearing for persons using voicemail. Please call 209-726-2755 to leave your voicemail.

In an effort to assist the Clerk in identifying the Public Hearing agenda item relating to your public comment please identify the subject matter in your voicemail. If you wish to do so, please identify yourself in your voicemail. Phone numbers will not be made part of the record of the meeting.

PUBLIC FORUM (In Person)

Public opportunity to provide public comment 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.

PUBLIC FORUM (Via Voicemail)

Public comment for the public forum will be taken in person and by voicemail. Voicemails directed to the public forum will be accepted up to, during, and for a period of ten (10) minutes following the conclusion of the Sheriff's presentation. Please call 209-726-2755 to leave your voicemail. Phone numbers will not be made part of the record of the meeting.

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

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:

It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54957: PUBLIC EMPLOYEE APPOINTMENT, Title: Director - Workforce Investment.

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - INITIATION OF LITIGATION:

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

THE BOARD RECESSED AT 9:02 A.M. WITH SUPERVISOR PAREIRA NOT PRESENT 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 Genevieve Valentine/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 PAGES 9 AND 10

APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 14)

PRESENTATION:

ANNA M. CABALLERO, STATE SENATOR, 12TH DISTRICT - LEGISLATIVE UPDATE

REVIEW BOARD ORDER – SEE PAGE 9

PUBLIC FORUM:

1:30 P.M. PUBLIC FORUM - ICE ACCESS:

- 1) Conduct a public forum in accordance with Government Code Section 7283.1(d);
- 2) Receive and consider a report from the Sheriff's Department regarding local law enforcement agencies interaction and communication with the United States Immigration and Customs Enforcement in 2019; and
- 3) Receive and consider public comment.

REVIEW BOARD ORDER – SEE PAGE 14

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-14)

APPROVED AS RECOMMENDED AYES: ALL

Public Works

1. Approve and authorize the Chairman to sign Amendment to Contract No. 2019149 with Jacobs Engineering Group, Inc., for engineering design services for the Black Rascal Creek Flood Control Project, expanding the scope of design services per Exhibit A.
2. 1) Adopt the Resolution designating the intersection of Schendel Road and Hinton Avenue in the Delhi Area as an All-Way Stop Intersection; and 2) Direct the Director of Public Works to post stop signs on the Schendel Road approaches to its intersection with Hinton Avenue.

ADOPTED RESOLUTION NO. 2020-123

3. 1) Approve amendment to Contract No. 2019060 with Merced County Association of Governments (MCAG) for Measure V Regional Funding Agreement for Henry Miller Avenue to include an additional \$350,000 to repair areas of Henry Miller Avenue from State Route 165 to State Route 33; and, 2) Authorize the Chairman to sign the Amended and Restated Agreement; and, 3) Approve associated budget transfer. (4/5 Vote Required)
4. Approve budget transfer in the amount of \$28,250 for a one-time hazard tree trimming management at Santa Nella Village. (4/5 Vote Required)

Behavioral Health and Recovery Services

5. Approve and authorize the Chairman to sign Amendment to Contract No. 2018169 with Central Star Behavioral Health, Inc. to operate and provide crisis residential treatment services in Merced and adjusting the rates retroactively to July 1, 2020.

Human Services Agency

6. Approve and authorize the Chairman to sign Amendment to Contract No. 2020074 with Merced Inn and Suites to provide hotel rooms for identified population.
7. Approve and authorize the Chairman to sign Amendment to Contract No. 2020083 with Merced Rescue Mission for emergency shelter management services at motels/hotels in the community.

District Attorney

8. Approve Budget Transfer in the amount of \$18,008 to offset the expenses associated with the purchase of Multidisciplinary Interview Center (MDIC) equipment. (4/5 Vote Required)

Recorder

9. Set Public Hearing date of December 8, 2020 at 10 a.m. to consider a proposed Ordinance amending Clerk-Recorder Fee Schedule (Amends Ordinance No. 1901 and Merced County Code Chapter 5.36.020).

10. Approve Budget Transfer in the amount of \$25,000 to increase Electronic Recording Revenue and appropriation to the software account to pay initial cost to implement SECURE as the County's electronic recording system. (4/5 Vote Required)

Treasurer

11. Approve Budget Transfer in the amount of \$7,000 for eight lateral filing cabinets to enhance the functionality of the office space. (4/5 Vote Required)

Workforce Investment

12. Accept modification ten (10) to subgrant K9110025 (Amendment to Contract No. 2018218) to extend the term end dates of the Regional Organizer/Regional Training Coordinator and SlingShot 2.0 - Regional Plan Implementation projects.
13. Approve and authorize the Chairman to sign Amendment to Contract No. 2019175 with the Workforce Investment Board of Tulare County for the utilization of the Central Valley Industry Engagement Roundtable Partnership Network.

Executive Office

14. Act on Claims for Damages submitted by Chante Lynette Dobbins, Miranda R. Ortiz, Terrell Dewayne Middleton, and Frontier as recommended by Risk Management and County Counsel.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

15. 1) Accept the Small Communities Flood Risk-Reduction Program Phase 2 grant in the amount of \$9,708,638 pursuant to the funding agreement executed between the County of Merced and the Department of Water Resources; and, 2) Approve the associated Budget Transfer. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2020247 AS RECOMMENDED AYES: ALL

16. 1) Find that (APN No. 020-081-003) County-owned real property located at 440 Sixth Avenue in the City of Gustine, is not necessary for current or future needs of the County; and, 2) Approve the Real Estate Property Transfer Agreement with the City to transfer property located at 440 Sixth Avenue in the City of Gustine and authorize the Chairman to sign the Agreement and Deed. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2020230 AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 10

BEHAVIORAL HEALTH AND RECOVERY SERVICES

17. Retroactively accept the Department of Health Care Services, Substance Abuse Prevention and Treatment Block Grant allocation from July 1, 2020 to through June 30, 2021 in the amount of \$1,413,946.

APPROVED AS RECOMMENDED AYES: ALL

18. 1) Authorize the Auditor-Controller to sign the necessary document in the Three-Year Plan certifying fiscal accountability of the Mental Health Services Act Programs; 2) Authorize the Behavioral Health and Recovery Services Director to sign all necessary documents for submission; 3) Adopt the resolution authorizing the submission to the Mental Health Services Oversight and Accountability Commission for the Fiscal Year 2020-2021 to 2022-2023 Mental Health Services Act Three-Year Program and Expenditure Plan, including all comments and any updates from the October 20, 2020 Behavioral Health Board Public Hearing; 4) Adopt and authorize for submission to the Mental Health Services Oversight and Accountability Commission for the Fiscal Year 2020-2021 to 2022-2023 Mental Health Services Act Three-Year Program and Expenditure Plan, including all comments and any updates from the October 20, 2020 Behavioral Health Board Public Hearing; and 5) Approve associated Budget Transfer. (4/5 Vote Required)

ADOPTED RESOLUTION NO. 2020-122 AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

19. 1) Adopt a Resolution authorizing Merced County Human Services Agency to submit an application in an amount of up to \$3,000,000 for the Permanent Local Housing Allocation (PLHA) Program Competitive Component Grant to the California Department of Housing and Community Development prior to the November 30, 2020 deadline, and to execute all documents related to the grant application; and, 2) Direct the Human Services Agency Director to return to the Board of Supervisors with the application results and to accept award.

ADOPTED RESOLUTION NO. 2020-125 AS RECOMMENDED AYES: ALL

COMMUNITY AND ECONOMIC DEVELOPMENT

20. Provide staff guidance on potential options to address nuisance abatement and illegal dumping issues.

BOARD DISCUSSION ONLY

REVIEW BOARD ORDER – SEE PAGES 10 AND 11

21. 1) Adopt the proposed Castle Airport 5-Year Airport Capital Improvement Plan (ACIP) Annual Update; 2) Authorize Director of Community and Economic Development to sign all Castle Airport ACIP Data Sheets (five per set) as soon as practicable and finalized with FAA concurrence, inclusive of any FAA-required edits; 3) After review by County Counsel, authorize staff to submit, and the Director of Community and Economic Development (CED) to sign grant applications for the projects listed on the ACIP provided the requested funds do not exceed the amounts stated in the ACIP; and 4) Direct staff to return to the Board with the grant offers for approval, unless FAA timing is infeasible for execution at which time the County Executive Officer or Director of Community and Economic Development are authorized in advance to execute said agreements (and all applicable documents) with concurrence of County Counsel and subsequent ratification by the Board.

APPROVED AS RECOMMENDED AYES: ALL

ADMINISTRATIVE SERVICES

22. Approve the donation of the surplus vehicle listed on Exhibit A to the Dos Palos Cemetery District.

APPROVED AS RECOMMENDED AYES: ALL

FIRE

23. 1) Authorize the Merced County Office of Emergency Services to apply for the California Governor's Office of Emergency Services FY20 Homeland Security Program (HSGP) in the amount of \$365,237; 2) Adopt a 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. 2020-124 AS RECOMMENDED AYES: ALL

LIBRARY

24. 1) Accept the allocation in the amount of \$5,000 from the California State Library through Southern California Library Cooperative for Crisis Collection Funding to purchase e-resources by December 15, 2020; and 2) Approve the budget related transfer. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

RECORDER

25. Adopt a Resolution declaring Merced County's intention to withdraw from the California Electronic Recording Transaction Network Authority (CERTNA) effective July 1, 2021; authorizing the Assessor-Clerk-Recorder to provide all consents, approvals, notices, orders, requests and other actions required to withdraw the County of Merced from the CERTNA joint powers agreement; and directing the Clerk of the Board to deliver a certified copy of the Resolution to the Board of Directors of CERTNA on or before December 31, 2020.

ADOPTED RESOLUTION NO. 2020-126 AS RECOMMENDED AYES: ALL

26. Contract with ParcelQuest for an exchange of data for a fee effective November 17, 2020 to November 16, 2021.

AUTHORIZED CONTRACT NO. 2020231 AS RECOMMENDED AYES: ALL

TREASURER

27. 1) Approval and acceptance of the 2021 Investment Policy Statement with revisions; and 2) Acceptance of the 2021 Treasury Oversight Committee Directive with no revisions.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 11

28. Acceptance of the Quarterly Investment Report for the Quarter ended September 30, 2020.

APPROVED AS RECOMMENDED AYES: ALL

COUNTY COUNSEL

29. 1) Deny the Claim for Refund of Property Taxes claim submitted by Hassan Ahmadi for the amount of \$25,498.28 levied for the fiscal years of 2018-2020; and 2) Authorize the Chair to execute and direct the Clerk to send the Denial of Claim.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 12

EXECUTIVE OFFICE

30. Approve the Transportation Agreement with the Regents of the University of California and authorize the Chairman to sign the agreement.

AUTHORIZED CONTRACT NO. 2020232 AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 12

31. Confirm the appointment of Erick Serrato as Director - Workforce Investment and approve "A" level benefits, effective November 23, 2020.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGES 12 AND 13

BOARD OF SUPERVISORS

32. Accept and approve the Amendments to the 2020 Conflict of Interest Code for Merced County as submitted and authorize notification of the action taken as required.

APPROVED AS RECOMMENDED AYES: ALL

33. Accept and approve the Conflict of Interest Code recommendations as submitted from the Special Districts and notify the Special Districts of the action taken.

APPROVED AS RECOMMENDED AYES: ALL

34. 1) Authorize reallocating \$10,000 of District Two District Project Funds to Merced Youth Connect to formalize a curriculum for a "train the trainers" program and approve the related Budget Transfer; and, 2) Authorize reallocating \$4,800 of District Two District Project Funds to Merced County Office of Education/Education Services to implement a 'train the trainers' program and approve the related Budget Transfer.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGES 13 AND 14

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

35. Public Works re: Contract No. 2020048 was awarded to Maxwell Asphalt, Inc. Salt Lake City, UT in the amount of \$1,559,500 for the Castle Runway Rubber Removal, Crack Seal, Preservative Treatment and Re-Striping Project.
36. State of California Fish and Game Commission re: Notice of Findings regarding the petition to list the Western Joshua Tree (*Yucca Brevifolia*) as threatened or endangered under the California Endangered Species Act.
37. State of California Fish and Game Commission re: Notice of Proposed Regulatory Action relative to amending section 29.06, Title 14, CCR relating to Recreational Sea Urchin Bag Limit Exemption.

**THE BOARD ADOPTED RESOLUTION IN MEMORY OF DANG MOUA AND
ADJOURNED THE MEETING AT 2:08 P.M. UNTIL TUESDAY, DECEMBER 8, 2020, AT
10:00 A.M.**

BOARD ORDERS – SUMMARY ACTION MINUTES – NOVEMBER 17, 2020

10:00 A.M. SCHEDULED ITEM

2020-11-17 PRESENTATION – ANNA M. CABALLERO, STATE SENATOR, 12TH DISTRICT

State Senator Anna M. Caballero, 12th District provides a Legislative Update via Zoom covering: Economic Recovery, the COVID-19 virus, its effects and the availability of the vaccine. Senator Caballero spoke about the number of cases in California, the number of deaths, how the disease is spreading and how to help reduce the risk of infection. Senator Caballero praised the Merced County Department of Public Health and applauded their efforts, in particular Dr. Nanyonjo and Dr. Sandoval. She further speaks about the resistance and frustration over the Governor's orders and the change in tiers. Senator Caballero also spoke about the proposed rollout of the vaccine in the first quarter of 2021; the importance of sheltering in place and how Senator Caballero along with a number of other senators, passed the Tenant Landlord Relief Bill. She also spoke about Cares Act and would greatly appreciate any help the Board could provide to those who are struggling through this pandemic and looking for support and also the difference it would make to the local economy. She also spoke about the passing of the Small Business Tax Credit, the issues being faced by schools and how to keep students and staff healthy.

Chairman Espinoza thanks Senator Caballero for all she does for Merced County and wishes the Senator and her family well for the Holidays.

Present: Espinoza, Lor, McDaniel, Pareira, Silveira

10:00 A.M. SCHEDULED ITEM

2020-11-17 PUBLIC OPPORTUNITY

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

Karen Adams, Treasurer-Tax Collector recognizes Karen Helms, Assistant Treasurer-Tax Collector for passing the Certified Government Investment Professional exam (CGIP) and presents her with the certificate.

Karen Helms, Assistant Treasurer-Tax Collector thanks Ms. Adams for her encouragement and speaks about the Certified Government Investment Professional (CGIP) designation.

Dr. Sima Asadi states her concerns about the negative effects of COVID-19 on children's physical, emotional, mental, cognitive, social and nutritional health and advocates on their behalf.

Hassan Ahmadi speaks regarding Item 29 on the denial of his Claim for Refund of Property Taxes.

Genevieve Valentine, Director of Behavioral Health and Recovery Services introduces the new BHRS Medical Director Dr. Jin Soofi.

Jovana Morales with the Leadership Counsel speaks on the CARES Act funds and urges the Board to allocate funds to a rent utility mortgage assistance program and the challenges faced by many residents.

Blanca Ojeda speaks regarding rental assistance, eviction moratorium and the CARES Act funds.

Brenda Gutierrez with 99 Roots speaks regarding rent burden and rent eviction.

Cheng Xiong with the Leadership Counsel speaks on rent moratorium, rental relief and states that the assistance the County is providing is not enough.

Crissy Gallardo with 99 Roots speaks on rental assistance and the CARES Act Funding.

The Clerk plays voicemails received from Sammy Vue, Rhonda Jenkins, Ms. Alexander, Unidentified Caller, Eugene Vang, Unidentified Caller, and Demetra.
Present: Espinoza, Lor, McDaniel, Pareira, Silveira

ACTION ITEM NO. 16

2020-11-17 PUBLIC WORKS

The Clerk announces item to find that (APN 020-081-003) County-owned real property located at 440 Sixth Avenue in the City of Gustine, is not necessary for current or future needs of the County; and approve the Real Estate Property Transfer Agreement with the City to transfer property located at 440 Sixth Avenue in the City of Gustine and authorize the Chairman to sign the agreement and deed (4/5 Vote Required) is before the Board for consideration.

Supervisor Pareira comments on the item and encourages his colleagues to vote in favor of the item and thanks them for their consideration.

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

ACTION ITEM NO. 20

2020-11-17 COMMUNITY AND ECONOMIC DEVELOPMENT

The Clerk announces item to provide staff guidance on potential options to address nuisance abatement and illegal dumping issues is before the Board for consideration.

Mark Hendrickson, Director of Community and Economic Development reviews the following slides: Merced County Code Enforcement, Code Enforcement Process, Nuisance Abatement, Nuisance Abatement-Issues, Nuisance Abatement-Potential Solutions, Illegal Dumping, Illegal Dumping-Issues, Illegal Dumping-Solutions and Next Steps.

Jim Brown, County Executive Officer states that they are looking for the Board's guidance and direction on how they would like to see staff approach this issue.

Supervisor Espinoza comments that they need to do something and that he is asked a lot about illegal dumping in the County.

Supervisor Silveira comments that he made a specific request on illegal dumping and states that it became even worse when the Spring Clean-ups throughout the County were cancelled. He further states that fees need to be set to correct the bad behavior.

Supervisor McDaniel thanks Mr. Hendrickson and his staff for the presentation. He comments that District Five has largely rural areas which most folks use for dumping. He states that he receives calls all the time for illegal dumping and that it is out of control.

Supervisor Pareira comments on the presentation and stated that our society needs to stay within society norms and that the degradation of what we do is not acceptable; but to make sure that we do not step on property rights. He states that the fines should be significant enough to create a change of behavior. He also asked if it would be possible to incorporate fire risks.

Supervisor Silveira states we do need to clarify whether the dumping is on public or private property and comments that this did not just start with the pandemic.

Supervisor Lor comments that she trusts staff recommendations on this but just need to make sure that there is consistency across the Board and some flexibility and waivers at staff level.

Supervisor McDaniel spoke about special districts and trespassing issues/signage and asks if they could be included.

Supervisor Espinoza also spoke about landlords renting to homeless and how this can end up creating health issues and those issues should also be included.

Mark Hendrickson, Director of Community and Economic Development, thanks the Board for their input and concurs that this is an issue that is plaguing the County but is also aware of folks facing hard times and their approach with code enforcement is with compassion and the ability to work with County departments to help those folks get access to services.

The Board has lengthy discussion on the item.
Present: Espinoza, Lor, McDaniel, Pareira, Silveira

ACTION ITEM NO. 27
2020-11-17 TREASURER

The Clerk announces approval and acceptance of the 2021 Investment Policy Statement with revisions; and acceptance of the 2021 Treasury Oversight Committee Directive with no revisions is before the Board for consideration.

Supervisor Silveira comments that as the Board representative on the Treasury Oversight Committee that they are doing a good job and getting the best that they can on the return. He also reminds folks that there is no need to wait in line to pay your taxes, the Tax-Collector will be offering appointments through their new app QIS and you can pay your taxes online as well.

Karen Adams, Treasurer-Tax Collector states that their association worked two years with the securities exchange commission regarding what is called 144A Paper and reports Government Code 5361 has been amended to include a section R under commercial paper, which actually gives them the opportunity to buy the 144A Paper. She stated on January 1st, they will be looking to add those kind of investment products to their investment portfolio.

Upon motion of Supervisor Silveira, seconded by Supervisor Lor, duly carried, the Board approves the acceptance of the 2021 Investment Policy Statement with revisions; and accepts the 2021 Treasury Oversight Committee Directive with no revisions.

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

ACTION ITEM NO. 29

2020-11-17 COUNTY COUNSEL

The Clerk announces item to deny the Claim for Refund of Property Taxes submitted by Hassan Ahmadi for the amount of \$25,498.28 levied for the fiscal years of 2018-2020; and authorize the Chair to execute and direct the Clerk to send the Denial of Claim.

Supervisor Lor requests County Counsel's explanation for the public in terms on the process.

Forrest Hansen, County Counsel states that Mr. Ahmadi's assessment was appealed for a number of years in front of the Assessment Appeals Board (AAB). Mr. Ahmadi did not check a box at the AAB Hearing asking or designating his application as a Claim for Refund, which is required by Revenue and Taxation Code 1597A3Ai. Mr. Hansen further states that in order to file a writ to have his assessment reconsidered and go across the street to the court, Mr. Ahmadi must file a claim for refund in front of the Board of Supervisors and today's denial is just an administrative step towards being able to file a writ to have his appeal reconsidered by the court.

Upon motion of Supervisor Lor, seconded by Supervisor McDaniel, duly carried, the Board denies the Claim for Refund of Property Taxes claim submitted by Hassan Ahmadi for the amount of \$25,498.28 levied for the fiscal years of 2018-2020; and authorizes the Chair execute and direct the Clerk to send the Denial of Claim.

Ayes: Espinoza, Lor, McDaniel, Pareira

Noes: Silveira

ACTION ITEM NO. 30

2020-11-17 EXECUTIVE OFFICE

The Clerk announces amended action to approve the Transportation Agreement with the Regents of the University of California in substantially the form provided subject to final review by the County Executive Officer and County Counsel and authorize the Board Chair to sign the agreement is before the Board for consideration.

Supervisor Silveira requests the Clerk to restate the amended action for this item.

Jim Brown, County Executive Officer states that this is an agreement that's been long in the making and there has been extensive discussions even through this morning. He further states that the County wants to make sure one more time as they finalize the agreement that they have not missed anything; CEO Brown also notes that the Chancellor is also reviewing the agreement this morning.

Upon motion of Supervisor Lor, seconded by Supervisor Silveira, duly carried, the Board approves the Transportation Agreement (Contract No. 2020232) with the Regents of the University of California in substantially the form provided subject to final review by the County Executive Officer and County Counsel and authorize the Board Chair to sign the agreement.

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

ACTION ITEM NO. 31

2020-11-17 EXECUTIVE OFFICE

The Clerk announces item to confirm the appointment of Erick Serrato as Director-Workforce Investment and approve "A" level benefits, effective November 23, 2020 is before the Board for consideration.

Jim Brown, County Executive Officer speaks about the recruitment process and thanks the Workforce Development Board. Mr. Brown introduces and gives Mr. Serrato's background and his vast program experience.

Mr. Serrato thanks the Board and CEO Brown for the opportunity and trust that they have placed in him with the position and looks forward to working with Director Hendrickson and the rest of the department to bring about even more economic prosperity to the residents and businesses in Merced County.

Upon motion of Supervisor Lor, seconded by Supervisor Silveira, duly carried, the Board confirms the appointment of Erick Serrato as Director-Workforce Investment and approves "A" level benefits, effective November 23, 2020.

Ayes: Espinoza, Lor, McDaniel, Pareira, Silveira

ACTION ITEM NO. 34
2020-11-17 BOARD OF SUPERVISORS

The Clerk announces item to authorize reallocating \$10,000 of District Two District Project Funds to Merced Youth Connect to formalize a curriculum for a "train the trainers" program and approve the related budget transfer; and authorize reallocating \$4,800 of District Two District Project Funds to Merced County Office of Education/Education Services to implement a "train the trainers" program and approve the related budget transfer is before the Board for consideration.

Supervisor Silveira requests more explanation from Supervisor Lor on her request and also notes that the incorrect version of the supporting documents was used; and was curious as the form on the website was correct.

Supervisor Lor apologizes and explained that she had made the form with former Supervisor O'Banion's name on it fillable and had pulled it up from her own files. She states she is happy to resubmit on the correct form but was concerned this would cause a delay to a program that has been in the works for several months. She explains the "Train the Trainers" program is through Merced County Office of Education and that the second program is through Merced Youth Connect.

Supervisor Pareira questions Merced Youth Connect and what will it be used for.

Supervisor Lor explains the Merced Youth Connect would be the administrative piece where they convene and do all the scheduling, make sure the trainers are there and make sure that the curriculum is implemented in an effective and easy to understand manner.

Supervisor Silveira questions if they can go back and change his name on the form later.

Supervisor Lor states that she can amend her motion to transfer the information onto a current form and also correct the fiscal years. In response to Supervisor Silveira's comments on the time frame being over a 2-year period, Supervisor Lor explained that at the end of the program, each organization submits a closeout form and any unexpended funds are returned to the County.

Upon amended motion of Supervisor Lor, seconded by Supervisor Espinoza, the Board approves to revise the District Project Funds form with Supervisor Silveira's name, and correct the Fiscal Years, and authorizes reallocating \$10,000 of District Two District Project Funds to Merced

Youth Connect to formalize a curriculum for a “train the trainers” program and approves the related budget transfer and authorize reallocating \$4,800 of District Two District Project Funds to Merced County Office of Education/Education Services to implement a “train the trainers” program and approves related budget transfer.

Ayes: Espinoza, Lor, McDaniel

Noes: Pareira, Silveira

1:30 P.M. PUBLIC FORUM - ICE ACCESS

The Chairman opens the Public Forum and has the interpreters introduce themselves. The Chairman turns it over to Assistant County Executive Officer, Marci Barrera.

Marci Barrera, Assistant County Executive Officer gives a synopsis of the Truth Act and turns it over to the Sheriff.

Sheriff Vern Warnke gives a presentation on the Truth Act and the Sheriff’s Office process covering the following: Disclaimer, Topics, Immigration Detainer (Origin of a Detainer Request), Inmate/Attorney Notification, Interview Rights and Consent Form, Consular Notifications, Translation Requirements for all Forms Regarding Immigration Matters, 2019 Immigration Statistics (Access pursuant to Civil Immigration Matters), 2019 Immigration Statistics (Age Demographics) and Myths vs. Reality.

The Chairman opens the forum for public comment and asks if there is anyone present wishing to speak.

The following state questions and concerns regarding the interaction between local law enforcement and the U.S. Immigration and Customs Enforcement: Gloria Sandoval, Crissy Gallardo, Blanca Ojeda, Cheng Xiong, Brenda Gutierrez and Jovana Morales.

The Board takes a brief pause to receive voicemail public comments.

The Clerk announces no voicemails were received.

The Chairman closes the public comment period for the forum.

The Board thanks the public for their participation.

Present: Espinoza, Lor, McDaniel, Pareira, Silveira