



BOARD OF SUPERVISORS

Rodrigo Espinoza, *District 1*

Josh Pedrozo, *District 2*

Chairman Daron McDaniel, *District 3*

Lloyd Pareira, *District 4*

Scott Silveira, *District 5*

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

SUMMARY ACTION MINUTES - DRAFT

TUESDAY, FEBRUARY 9, 2021

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.

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

**10:00 A. M. THE PUBLIC IS INVITED TO SPEAK ON ANY ITEM ON THE AGENDA-
TESTIMONY IS LIMITED TO THREE MINUTES PER PERSON**

**GOVERNMENT CODE SECTION 54954.2 COMPLIANCE (LATE AGENDA
ITEMS)**

**10:00 A. M. INVOCATION led by Reverend Paul Fandl, Delhi Community Presbyterian
Church/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

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

PRESENTATION:

COVID-19 UPDATE

REVIEW BOARD ORDER

SCHEDULED ITEMS:

DEPARTMENT OF PUBLIC WORKS - PUBLIC HEARING

To consider General Vacation of Hatfield Road from North of River Road to the end in the Stevinson Area

RECOMMENDATION:

- 1) Open public hearing and accept public comments;
- 2) Close public hearing;
- 3) Adopt the Resolution authorizing the General Vacation of Hatfield Road in the Stevinson area, from north of River Road to the end, which the Community and Economic Development Department has determined is exempt from CEQA under section 15301, subdivision (c), of the CEQA guidelines; and,
- 4) Direct the Clerk of the Board to record the Resolution

REVIEW BOARD ORDER

COMMUNITY AND ECONOMIC DEVELOPMENT - SECOND READING - PROPOSED ORDINANCE

Second Reading and Possible Adoption for a Proposed Ordinance amending Merced County Code Chapter 9.08 (Illegal Dumping on Public and Private Premises) and Chapter 9.70 (Public Nuisance Abatement)

RECOMMENDATION:

- 1) Conduct second reading of the ordinance entitled "An Ordinance Relating to Illegal Dumping on Public and Private Premises and Amending the Imposition of Administrative Penalties in Connection with the Maintenance of a Public Nuisance, Establishing Violation Categories and Increasing Potential Penalty Amounts" (Amending Chapters 9.08 and 9.70 of the County Code);
- 2) Waive further reading of the proposed ordinance; and,
- 3) Adopt the proposed ordinance

REVIEW BOARD ORDER

FIRE - SECOND READING - PROPOSED ORDINANCE

Second reading and Possible Adoption for a Proposed Ordinance amending sections 9.24.055 of Chapter 9.24, Title 9, and Section 16.30.020, Chapter 16.30, Title 16 of the Merced County Code

RECOMMENDATION:

- 1) Conduct second reading of an Ordinance entitled "An Ordinance relating to amendments to the Merced County Fire Prevention Ordinance and the California Fire Code," amending section 9.24.055 of Chapter 9.24, Title 9, and section 16.30.020, Chapter 16.30, Title 16, of the Merced County Code;
- 2) Waive further reading of the proposed ordinance; and,
- 3) Adopt the proposed ordinance

REVIEW BOARD ORDER

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-6)

APPROVED AS RECOMMENDED WITH ITEM 5 HEARD SEPARATELY AYES: ALL

Public Works

1. Approve Budget Transfer in the amount of \$80,530 to reduce the Winton Station Remodel asset and associated Operating Transfer In to allow the Fire Department to reallocate the project savings to another account for use towards equipment for the new training site.

Human Services Agency

2. Approve and authorize the Chairman to sign Amendment to Contract No. 2020127 with Taher, Inc. to provide cold meals for individuals who qualify and are served by Project Room Key.

Community and Economic Development

3. Approve and authorize the Chairman to sign Amendment to Contract No. 2019052 with Tully and Young Inc. for professional special services in connection to sustainable groundwater planning in Merced County.

Executive Office

4. Act on Claims for Damages submitted by Keith William Trout and George W. Scoggins as recommended by Risk Management and County Counsel.
5. Approve and authorize the Chairman to sign Amendment to Contract No. 2020159 with Central Valley Opportunity Center for COVID-19 Outreach and Education to Farmworkers amending categorical not-to-exceed amounts to reflect actual operational costs.

REVIEW BOARD ORDER

Board Recognition

6. Certificate of Recognition to Dale Wade for Graduation from Merced County Drug Treatment Court, presented January 29, 2021.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

7. 1) Approve the Memorandum of Understanding between Merced County Department of Public Works and Merced County Department of Public Health establishing the terms and conditions under which reimbursements will be made relating to the non-infrastructure portion of the Delhi Active Transportation Grant Project; 2) Authorize the Chairman to sign the Memorandum of Understanding; and, 3) Approve associated budget transfers. (4/5 Vote Required)

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

LIBRARY

8. 1) Accept the allocation in the amount of \$100,000 from First 5 Merced County for Innovation Grant Award to provide Ready for Kinder Merced County learning kits; 2) Authorize the Chairman to sign the contract; and, 3) Approve the related budget transfers. (4/5 Vote Required)

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

9. 1) Approve and authorize the Chairman to sign Amendment (Administrative Services Contract No. 13154) with the Valley Caregiver Resource Center for caregiving support networks for family caregivers and grandparents and older individuals who are relative caregivers.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

10. 1) Ratify acceptance of the federal funding for the Emergency Rental Assistance (ERA) program in the amount of \$8,255,908; 2) Approve and authorize the Chairman to sign a contract with Central Valley Opportunity Center for operation of the Emergency Rental Assistance program in a not-to-exceed amount of \$8,055,908, for a term of February 9, 2021 through April 1, 2022; 3) Authorize the County Executive Officer authority to make changes to the contract scope of work based on additional guidance provided by the U.S. Department of the Treasury, upon review by County Counsel and Risk; and, 4) Approve related budget transfer. (4/5 Vote Required)

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 3, 4, 5 RECUSAL: 2

REVIEW BOARD ORDER

BOARD APPOINTMENTS

11. Reappoint Charles Lowe to the Dos Palos Cemetery District, until February 4, 2025.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

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

12. State of California Wildlife Conservation Board re: Building Climate Resiliency in Central Valley Wetlands Merced County.
13. State of California Wildlife Conservation Board re: Los Banos and North Grasslands Wildlife Areas Public Access Merced County.
14. Central California Alliance for Health re: Annual Report of the Santa Cruz-Monterey-Merced Managed Medical Care Commission: 2020
15. California Water Boards: Central Valley Regional Water Quality Control Board re: Meeting Notice and Agenda Central Valley Regional Water Quality Control Board - Thursday, February 18/19, 2021, 9:00 A.M.

**THE BOARD ADOPTED RESOLUTION IN MEMORY OF DR. LEE BOESE AND
ADJOURNED THE MEETING AT 3:06 P.M. UNTIL TUESDAY, MARCH 2, 2021, AT 10:00
A.M.**