



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, AUGUST 10, 2021

Regular Meeting – 10:00 a.m.
Redistricting Public Hearing - 1:30 p.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.

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 COMMENTS

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 (see information below regarding public hearing public comments) 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.

In Person: Please raise your hand when requested and you will be directed to the podium.

Voicemail: Please call (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.

In an effort to assist the Clerk, (if leaving a voicemail 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.

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.

PUBLIC HEARINGS – PUBLIC COMMENTS

Public opportunity to speak regarding public hearings will be heard following the reading of the public hearing. 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.

In Person: Please raise your hand when requested and you will be directed to the podium.

Voicemail: Please call (209) 726-2755. All 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. Voicemails will be limited to three minutes in length and will be played during the meeting, as time allows.

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.

Email: Emails directed to the public hearing will be accepted up to and during the public hearing. Emails will not be read during the meeting, but will be delivered to the Board of Supervisors. Please send email public comments to the Clerk of the Board at specialmeetingcomments@countyofmerced.com. These comments will be made part of the record.

In an effort to assist the Clerk in identifying the public hearing agenda item relating to your public comment please indicate in the Subject Line, the subject matter. 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.

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.

The **REGULAR MEETING** is divided into three sections:

- **CONSENT CALENDAR:** These matters include routine financial and administrative action and usually are approved by a single vote.
- **REGULAR CALENDAR:** These items include significant policy and administrative actions.
- **SCHEDULED ITEMS:** These items are noticed hearings, work sessions and public hearings

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.

GOVERNMENT CODE SECTION 54954.2 COMPLIANCE (LATE AGENDA ITEMS)

10:00 A.M. – REGULAR MEETING

INVOCATION/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 - 5)

SCHEDULED ITEMS

10:00 AM - BEHAVIORAL HEALTH AND RECOVERY SERVICES - PUBLIC HEARING

Public Hearing to consider and adopt proposed ordinance, amending Mental Health and Alcohol and Drug Services Fee Schedule (Supersedes Ordinance 1995)

RECOMMENDATION:

- 1) Introduce the proposed ordinance entitled "An Ordinance Amending Title 9, Chapter 9.48, Section 9.48.030 of the Merced County Code Changing Fees Charged for Mental Health and Alcohol and Drug Services", and waive further reading;
- 2) Open Public Hearing and accept public comment;
- 3) Close the Public Hearing; and
- 4) Adopt said ordinance.

REVIEW BOARD ORDER

1:30 PM - EXECUTIVE OFFICE - REDISTRICTING PUBLIC HEARING

Presentation by the County's demographic consultant on the redistricting process and public hearing to receive public input and testimony regarding Merced County's supervisorial district boundaries and communities of interest per California Elections Code Section 21500 et seq.

RECOMMENDATION:

- 1) Open public hearing, hear presentation on redistricting process including public submissions for communities of interest, and accept public comment; and
- 2) Close public hearing; and
- 3) Provide guidance regarding communities of interest.

REVIEW BOARD ORDER

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-5)

APPROVED AS RECOMMENDED AYES: ALL

Behavioral Health and Recovery Services

1. Proclaim the month of September 2021 as "Suicide Prevention Month" in Merced County.
2. Proclaim the month of September 2021 as "National Recovery Month" in Merced County.
3. Approve the retroactive Amendment to Contract No. 2021230 with God's Love Outreach Ministries for Specialty Mental Health Services to replace Exhibit C.

Board Recognition

4. Proclaim the week of August 8-14, 2021 as "National Health Center Week" in Merced County.
Supervisor McDaniel presents proclamation to Jay Priebe with Golden Valley Health Centers
5. Certificates of Recognition to GameTime Baseball 13U team members and coaches for representing the City of Atwater and Merced County in the Youth Baseball Nationals and for their accomplishments in receiving the National Championship Plaque and Rings.
Supervisor McDaniel presents certificates to team members and coaches of GameTime Baseball team

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

6. Find that substantial evidence demonstrates that an emergency continues to exist regarding the HVAC systems at the Los Banos Spring Fair-Germينو Building, 403 F St., Los Banos, such that the emergency will not permit a delay resulting from a competitive solicitation for bids, and the action is necessary to respond to the emergency. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

7. Find that substantial evidence demonstrates that an emergency continues to exist regarding the access control system at seven (7) different Sheriff locations such that the emergency will not permit a delay resulting from a competitive solicitation for bids, and the action is necessary to respond to the emergency. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

8. Find that substantial evidence demonstrates that an emergency continues to exist regarding the drinking water well at the John Latorraca Correctional Center (JLCC) such that the

emergency will not permit a delay resulting from a competitive solicitation for bids, and the action is necessary to respond to the emergency. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER

9. 1) Find that the Franklin-Beachwood Park project is categorically exempt under CEQA Guidelines Section 15303 (New Construction of Small Structures) and requires no further environmental Review under CEQA Guidelines Section 15183 (Projects consistent with General Plan or Zoning); 2) Approve the Conceptual Plan for future Franklin-Beachwood Park; and 3) Direct the Director of Public Works to return to the Board of Supervisors with the grant application results and to accept award.

APPROVED AS RECOMMENDED AYES: ALL

BEHAVIORAL HEALTH AND RECOVERY SERVICES

10. Approve Contract with Iris Telehealth, Inc. for the provision of Tele-Psychiatry Services.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

11. Approve retroactive Contract with U.S. Department of Housing and Urban Development for 2021 Continuum of Care Program for Project Home Start; and direct staff to return to the Board for any subsequent approval related actions necessary for implementation of the grant project.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

12. Approve retroactive Contract with U.S. Department of Housing and Urban Development for 2021 Continuum of Care Program for Project Hope Westside; and direct staff to return to the Board for any subsequent approval related actions necessary for implementation of the grant project.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

13. Approve Memorandum of Understanding with Memorial Hospital Los Banos to provide timely intervention and maximum available assistance for 5150/5585 evaluations of patients receiving care.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

14. Approve Contract with the California Department of Housing and Community Development (HCD) to accept Permanent Local Housing Allocation program funds.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

15. 1) Adopt a resolution to authorize and direct to transmit the County of Merced's Emergency Rental Assistance Round 2 federal allocation in the amount of \$9,039,405.84 to the State Department of Housing and Community Development and authorize the Board Chair upon review by the County Executive Office, County Counsel, Risk Management, and Auditor-Controller to execute the agreement with the State to administer the County of Merced's direct allocation and proportional State share for and on behalf of Merced County residents; and 2) Adopt a resolution to authorize and direct to transmit the County of Merced's Emergency Rental Assistance Round 1 remaining federal allocation in an amount not-to-exceed \$5,800,000 to the State Department of Housing and Community Development and authorize the Board Chair upon review by the County Executive Office, County Counsel, Risk

Management, and Auditor-Controller to execute the agreement with the State to administer the County of Merced's remaining direct allocation and proportional State share for and on behalf of Merced County residents.

ADOPTED RESOLUTIONS AND AUTHORIZED CONTRACTS AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER

16. Approve Amendment to Contract No. 2021026 with Central Valley Opportunity Center to modify the scope of work, term, and contract amount for the operation of the Emergency Rental Assistance 1 Program.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: ALL

PROBATION

17. Adopt a Resolution reaffirming the creation of the Merced County Juvenile Justice Coordinating Council (JJCC), ratifying the creation of the subcommittee of the Merced County JJCC, adopting bylaws for the Merced County JJCC, and appointing specified persons to serve as members of the Merced County JJCC and its subcommittee.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

ELECTIONS

18. Adopt the Resolution to call for the California Gubernatorial Recall Election on September 14, 2021; and authorize the Elections Division of the Merced County Registrar of Voters to procure and furnish those election services requested by the State of California as set forth in their proclamation dated July 1, 2021.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER

RETIREMENT

19. 1) Establish the job classification of Retirement Investment Officer, classification 7894, salary range 86.8, and add one (1) Retirement Investment Officer to Budget Unit 76600; 2) Approve the addition to two (2) Staff Services Analyst I/II, class 1050/1040, salary range 70.2/74.6, to Budget Unit 76600; and 3) Approve the amendments to the Position Allocation Resolution 06-120A and Salary Allocation Resolution 06-120.

ADOPTED RESOLUTIONS AS RECOMMENDED AYES: ALL

SHERIFF

20. Approve and authorize the Sheriff to purchase asset number 81322, a Polaris Ranger ATV, before the final budget approval on September 21, 2021.

APPROVED AS RECOMMENDED AYES: ALL

ADMINISTRATIVE SERVICES

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

APPROVED AS RECOMMENDED AYES: ALL

COUNTY COUNSEL

22. Adopt resolution to amend Resolution No. 2016-05 at Section 2, to decrease the membership of the Le Grand Municipal Advisory Council from nine (9) members to seven (7) members, and at Section 4, to define the staggered terms in such a manner to reflect the decreased membership totals.

ADOPTED RESOLUTION AS RECOMMENDED AYES: ALL

EXECUTIVE OFFICE

23. 1) Provide guidance to staff regarding the funding framework of the Coronavirus State and Local Fiscal Recovery Funds included in the American Rescue Plan Act, and 2) Approve a budget transfer in the amount of \$537,665 for the recoupment of Fiscal Year 2020-21 ARPA eligible expenses. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER

BOARD APPOINTMENTS

24. Reappoint Bill Spriggs and Grey Roberts to serve as members of the Assessment Appeals Board, until September 6, 2024.

APPROVED AS RECOMMENDED AYES: ALL

25. Reappoint William Hass to serve as a member of the Hilmar Municipal Advisory Council, until May 3, 2025.

APPROVED AS RECOMMENDED AYES: ALL

26. Reappoint Bart Ramirez until December 7, 2023 and Stephanie Marchini until December 7, 2024; and appoint David Iniguez until December 7, 2024 to serve as members of the Le Grand Municipal Advisory Council.

APPROVED AS RECOMMENDED AYES: ALL

BOARD INFORMATION & POSSIBLE ACTION

ACCEPTED AND PLACED ON FILE AYES: ALL

27. Public Works re: Contract No. 2021070 was awarded to Avison Construction, Inc. Madera, California for the California AutoTech Testing and Development Center (CATDC) at Castle.
28. Public Works re: Contract No. 2021081 was awarded to Roofline Builders, Inc. of Pleasanton, California for the Merced County Agricultural Complex Roof Replacement located at 2139 Wardrobe Avenue, Merced, California.
29. Public Works re: Contract No. 2021082 was awarded to Graham-Prewett, Inc. of Fresno, California for the Merced County Elections/Warehouse Roof Replacement and Wall Repair located at 250 E. 15th Street, Merced, California.
30. State Board of Equalization re: 2021 Taxpayers' Bill of Rights Hearing on August 24, 2021.
31. Central Valley Regional Water Quality Control Board re: Meeting Notice and Agenda on Friday, August 13, 2021.

**THE BOARD ADOPTED RESOLUTION IN MEMORY OF NICOLE WHITE AND
ADJOURNED THE MEETING AT 2:22 P.M. UNTIL TUESDAY, AUGUST 24, 2021, AT
10:00 A.M.**