



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 24, 2021

Regular Meeting – 10:00 a.m.
Public Forum - ICE Access - 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 led by Pastor Steve Torres, Our Father’s House, Los Banos/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

CONSENT AGENDA CALENDAR (ITEMS #1-12)

BOARD ACTION (ITEMS #13-37)

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

SCHEDULED ITEM:

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

Conduct a public forum in accordance with Government Code Section 7283.1(d)

RECOMMENDATION:

- 1) Conduct a public forum in accordance with Government Code Section 7283.1(d);
- 2) Receive and consider a report from staff regarding local law enforcement agencies interaction and communication with the United States Immigration and Customs Enforcement in 2020; and
- 3) Receive and consider public comment. (See Public Hearings - Public Comment Section on how to participate)

REVIEW BOARD ORDER

CONSENT CALENDAR (Items # 1-12)

APPROVED AS RECOMMENDED

AYES: 1, 2, 3, 4 NOT PRESENT: 5

Public Works

1. 1) Approve Amendment to Contract No. 2019149 with Jacobs Engineering Group, Inc. for engineering design services on the Black Rascal Creek Flood Control Project in order to: (1) expand the scope of services as outlined in Exhibit A (attached); (2) increase compensation by \$185,832 for a not-to-exceed total contract amount of \$2,739,457; and (3) extend the term of the Agreement to December 30, 2023.
2. Approve Amendment to Contract No. 2019004 with Quincy Engineering, Inc. for on-call roadway and bridge design services.

3. Adopt a Resolution that designates the intersection of Bisignani Road and Hereford Road in the Los Banos area as an all-way stop intersection and authorizes the installation of stop signs on the Hereford Road approaches to its intersection with Bisignani Road.
4. Approve Amendment to Contract No. 2019229 with Quincy Engineering for the amended and restated scope of work at no additional cost to the County as outlined in Consultants' proposal letter dated June 29, 2021, and extending the expiration date of the contract.
5. Approve Amendment to Contract No. 2005007 with Mark Thomas & Company, Inc., to provide additional support services on the Campus Parkway Segment 3 project in the Merced area, increasing the compensation by \$349,085.00, for a not-to-exceed total of \$7,632,070.47.
6. Adopt a Resolution that designates the intersection of Sultana Drive and Atwater Jordan Road in the Atwater area as an all-way stop intersection and authorizes the installation of stop signs on the Atwater Jordan approaches to its intersection with Sultana Drive.

Behavioral Health and Recovery Services

7. 1) Proclaim the week of October 23-31, 2021, as Red Ribbon Celebration Week in Merced County; and 2) Authorize and encourage all County departments and employees to wear red ribbons and supporting attire in addition to County buildings being decorated with red ribbon in celebration of the event.

Probation

8. Approve Amendment to Contract No. 2009101 with Coddling Enterprises L.P. for a one-year lease extension for property located at 3191 M Street in Merced for a total contract amount not-to-exceed \$194,239.

Board Recognition

9. Authorize Proclamation in honor of the 40th Anniversary of Hinds Hospice and recognition of Hinds Hospice week.

Supervisor McDaniel presents proclamation to Hinds Hospice

10. Certificate of Recognition in honor of the late Joseph A. Cox, a community leader, educator, and World War II Veteran, presented at the Joe Cox Memorial Highway dedication ceremony on Highway 152 in Los Banos on August 7, 2021.
11. Certificates of Recognition to various individuals for successfully completing and graduating from the 2021 Parent Leadership Training Institute.
12. Certificate of Recognition to Madilyn "Bubba" Nickels for accomplishments as an Olympic Games Tokyo 2020 Silver Medalist as part of the USA softball women's national team.

Supervisor McDaniel presents certificate to Madilyn "Bubba" Nickels

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

13. 1) Authorize the Department of Public Works to advertise and conduct the Public Bid Openings for Job Order Contracts JOC-015, JOC-016, JOC-017, and JOC-018, all of which

carry minimum values of \$25,000 and initial maximum values of \$1,500,000, for the completion of Board approved Capital Improvement Projects; 2) Authorize the Director of Public Works to award the Job Order Contracts to the lowest responsible bidders; 3) Authorize the Director of Public Works to execute Job Order Contracts JOC-015, JOC-016, JOC-017, and JOC-018, following review by County Counsel and Risk Management; and 4) Direct the Department of Public Works to return to the Board with an Information Item describing all actions taken.

AUTHORIZED CONTRACTS AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

14. 1) Approve a Special Services Agreement with The Gordian Group, Inc., dba The Mellon Group (Gordian) of Greenville, South Carolina, in the not-to-exceed amount of \$500,000, to provide Job Order Contracting (JOC) Program development, implementation, and management services; 2) Authorize the Chairman to execute the Agreement with The Gordian Group, Inc., after review by County Counsel and Risk Management, for a term of three (3) years; and 3) Authorize the Director of Public Works to execute amendments to and/or extend the Agreement for two (2) additional one-year terms, upon review by County Counsel and Risk Management.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

15. Approve the Vehicle User Mileage Rates for the 2021-2022 Fiscal Year.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

16. Adopt a Resolution authorizing the County Executive Officer and the Auditor-Controller to sign and file the Local Transportation Funds Claim for the 2021-2022 Fiscal Year with the Merced County Association of Governments.

ADOPTED RESOLUTION AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

17. Adopt a Resolution to enable the Department of Public Works to submit an application for Measure V Regional funds to develop a right-hand turn lane onto Centinella Drive off of Highway 33 in Santa Nella.

ADOPTED RESOLUTION AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

18. 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 that the action is necessary to respond to the emergency. (4/5 Vote Required)

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

19. Find that substantial evidence demonstrates that an emergency continues to exist regarding the HVAC Systems at the Los Banos Spring Fair-Germino Building, 403 F St., Los Banos, 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: 1, 2, 3, 4 NOT PRESENT: 5

HEALTH

20. Ratify the acceptance of funding in the amount of \$200,000 from the California Department of Public Health to participate in the state-wide public health and education section collaborative with the California Safe Schools for All Team pursuant to AB 86 for the retroactive term of May 12, 2021 through June 30, 2022.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

21. 1) Introduce an ordinance entitled "An Ordinance Amending Title 9 Chapter 9.43 of the Merced County Code to establish and enable the Santa Cruz-Monterey-Merced-San Benito-Mariposa Managed Medical Care Commission", and waive further reading; and 2) Set possible adoption of said ordinance on the September 14, 2021 Board Agenda.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

BEHAVIORAL HEALTH AND RECOVERY SERVICES

22. Approve Contract with Golden Valley Health Centers to provide services through the Integrated Primary Care program for Mental Health Services Program as part of the Mental Health Services Act Prevention and Early Intervention.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

23. Approve the new Retroactive Agreement with Merced County Community Action Agency for property management and operating service activities related to Project Home Start, covering the period beginning June 1, 2021 through May 31, 2022 for a total contract amount of \$70,131.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

24. Approve the new Retroactive Agreement with Merced County Community Action Agency for property management and operating service activities related to Project Hope Westside, covering the period beginning May 1, 2021 through April 30, 2022 for a total contract amount of \$131,272.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

25. 1) Ratify submission of ten (10) grant applications submitted by Behavioral Health and Recovery Services to The Center at Sierra Health Foundation, for the Coronavirus Response and Relief Supplemental Appropriations Act, Telehealth Expansion Project for a twelve (12) month term; 2) Authorize the Director of Behavioral Health and Recovery Services to sign all grant related documentation necessary for funding consideration; and 3) Direct staff to return to the Board for any subsequent approval related actions necessary for implementation of the grant projects.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

26. Approve the termination of Contract No. 2019183 with Larry Dumford, under Section 9, entitled "TERMINATION FOR CONVENIENCE", effective September 29, 2021.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

HUMAN SERVICES AGENCY

27. Approve Contract with Aspiranet to provide a joint county based mobile response system that includes a mobile response and stabilization team.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

28. 1) Adopt a Resolution authorizing the County Executive Officer or the Director of Human Services Agency to execute the Permanent Local Housing Allocation (PLHA) Competitive Component Program Application, the PLHA Competitive Component Standard Agreement, and any subsequent amendments or modifications thereto, as well as, any other documents which are related to the Program or the PLHA Competitive Component grant awarded to Merced County, in an amount up to \$5,000,000; and 2) Direct the Human Services Agency Director to return to the Board with an informational item of all actions taken.

ADOPTED RESOLUTION AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

COMMUNITY AND ECONOMIC DEVELOPMENT

29. Approve Contract with Environmental Planning Partners, Inc. to prepare an Initial Study, Environmental Impact Report (EIR) and Technical Analyses for the Silva Dairy Farms Expansion Project (CUP21-011).

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

30. Approve Contract with Silva Dairy Farms for the payment of costs charged by Environmental Planning Partners, Inc. for the preparation of an Initial Study, Environmental Impact Report (EIR) and Technical Analyses for the Silva Dairy Farms Expansion Project (CUP21-011).

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

REVIEW BOARD ORDER

AUDITOR

31. Adopt a Resolution establishing tax rates, and levying taxes on the secured roll, for the Countywide rate of one percent, voter approved indebtedness, ad valorem taxes for revenue districts, and unitary taxes in Merced County for the Fiscal Year 2021-2022.

ADOPTED RESOLUTION AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

WORKFORCE INVESTMENT

32. Approve Contract with Stanislaus County Workforce Development for the reimbursement of regional industry engagement and partnership at a cost not-to-exceed \$5,000.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

REVIEW BOARD ORDER

33. Approve Contract with Merced County Office of Education to provide Workforce Innovation and Opportunity Act youth services at a cost not-to-exceed \$1,900,000.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

EXECUTIVE OFFICE

34. Approve Contract for employment with Robert Walker to be the Temporary Spring Fair Manager.

AUTHORIZED CONTRACT AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

BOARD APPOINTMENTS

35. Reappoint Zachery Ramos to serve as a member of the Behavioral Health Advisory Board, representing District 4, until June 30, 2023.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

REVIEW BOARD ORDER

36. Appoint Linda Deol to serve as a member of the Behavioral Health Advisory Board, representing District 1, until June 30, 2024.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

REVIEW BOARD ORDER

37. Reappoint Blanca Lucrecia Lozano Davila and Hayde Berenice Sanchez-Lozano to the Delhi Municipal Advisory Council, until January 3, 2023.

APPROVED AS RECOMMENDED AYES: 1, 2, 3, 4 NOT PRESENT: 5

THE BOARD ADOPTED RESOLUTION IN MEMORY OF MADELEINE MARIE LOUISE LORENZI AND ADJOURNED THE MEETING AT 1:59 P.M. UNTIL TUESDAY, SEPTEMBER 14, 2021, AT 10:00 A.M.