



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 - FINAL

TUESDAY, NOVEMBER 16, 2021

Closed Session – 8:00 A.M.

Regular Meeting – 10:00 A.M.

Redistricting Public Hearing - 6:30 P.M.

Zoom – Morning Session

<https://us06web.zoom.us/j/87102829040?pwd=RGxKekRYdFp2cmExQkQ3Ty91T1U5QT09>

Meeting ID: 871 0282 9040

Passcode: 660610

Or

Dial: 1(408)638-0968

Meeting ID: 871 0282 9040

Participant ID: #

Passcode: 660610

Zoom – Redistricting Public Hearing

<https://us06web.zoom.us/j/89167501484?pwd=ejRzZXdkSXJBNmM0MHc0TE8yRTB5Zz09>

Meeting ID: 891 6750 1484

Passcode: 540216

Or

Dial: 1(408)638-0968

Meeting ID: 891 6750 1484

Participant ID: #

Passcode: 540216

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>.

TELECONFERENCE INFORMATION

This meeting will be held in person and via teleconference with a member of the Board attending from a separate remote location. As authorized by AB 361, dated September 16, 2021, a local agency may use teleconferencing without complying with the teleconferencing requirements imposed by the Ralph M. Brown Act when a legislative body of a local agency holds a meeting during a declared state of emergency and local officials have recommended or imposed measures to promote social distancing or the body cannot meet safely in person and the legislative body has made such findings.

Members of the public may participate via the Zoom Webinar, including listening to the meeting and providing public comment, by following the instructions below.

To join the meeting by computer: Visit <https://us06web.zoom.us/j/87102829040?pwd=RGxKekRYdFp2cmExQkQ3Ty91T1U5QT09> (Morning Session) and <https://us06web.zoom.us/j/89167501484?pwd=ejRzZXdkSXJBNmMOMHc0TE8yRTB5Zz09> (Redistricting Public Hearing). See passcode above.

Or visit <https://www.zoom.us/>, click on "Join A Meeting" and enter the Zoom Webinar ID 871 0282 9040 (Morning Session) and 891 6750 1484 (Redistricting Public Hearing). See passcode above.

To provide public comment, press the "Raise Hand" button on your screen.

To join the meeting by telephone: Dial (669) 900-6833, then enter Zoom Webinar ID 871 0282 9040 (Morning Session) and 891 6750 1484 (Redistricting Public Hearing). See participant ID and passcode above.

To provide public comment, press *9 to raise your hand and *6 to mute/unmute when called upon.

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.

Zoom: Please press the "Raise Hand" button on your screen. If you are joining by telephone, press *9 to raise your hand, and *6 to mute/unmute when called upon.

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.

Zoom: Please press the "Raise Hand" button on your screen. If you are joining by telephone, press *9 to raise your hand, and *6 to mute/unmute when called upon.

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.

Supervisor Pedrozo attended the meeting remotely and participated in the meeting to the same extent as if he was present. A roll call vote was utilized for each action.

Make findings in accordance with AB361 for teleconferenced meeting. In compliance with AB 361 (2021) and in order to conduct teleconference meetings not subject to the usual Brown Act teleconference rules, the Board will consider the circumstances regarding the state of emergency declared by the Governor regarding the COVID-19 pandemic which continues in existence; and the continued recommendations or impositions by State and local officials to promote social distancing; and whether the continued presence of COVID-19 in the State directly impacts the ability of the Board to meet in person.

8:00 A.M. CLOSED SESSION

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 (TESTIMONY 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 and 54957.6: CONFERENCE WITH LABOR NEGOTIATORS, Unrepresented employee: County Executive Officer.

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): SHS Family LTD Partnership and 4-S Ranch Partners, LLC v. County of Merced; Case No. 21CV-00564.

THE BOARD RECESSED AT 8:04 A.M. WITH SUPERVISOR PEDROZO JOINING REMOTELY AND RECONVENED AT 10:00 A.M. WITH SUPERVISOR PEDROZO JOINING REMOTELY, AND THE CHAIRMAN ADVISED STAFF WAS GIVEN DIRECTION

GOVERNMENT CODE SECTION 54954.2 COMPLIANCE (LATE AGENDA ITEMS)

10:00 A.M. – REGULAR MEETING

INVOCATION led by Andrew Cantrell, First Baptist Church, Atwater/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 - 13)

PRESENTATION:

MERCED COUNTY OFFICE OF EDUCATION ANNUAL WILLIAMS REPORT

REVIEW BOARD ORDER – SEE PAGE 11

6:30 P.M. - PUBLIC HEARING:

REDISTRICTING PUBLIC HEARING

Public Hearing for presentation by the County's demographic consultant on several draft map alternatives for rebalancing the supervisorial districts and to receive public input on draft maps per California Elections Code Section 21500 et seq.

RECOMMENDATION:

- 1) Open public hearing, hear presentation on draft maps and accept public comment; and,
- 2) Close public testimony; and,
- 3) Provide guidance regarding draft maps

REVIEW BOARD ORDER – SEE PAGES 12 - 14

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-13)

APPROVED AS RECOMMENDED AYES: ALL

Behavioral Health and Recovery Services

1. Approve Amendment 03 to Contract No. 2017197 with Aspiranet for services provided through the Wraparound, Empowerment, Compassion, and Needs Program as part of the Mental Health Services Act, amending the compensation terms and conditions, adding Section 34 with COVID-19 Requirements language, and revising and replacing Exhibit B, retroactively effective July 1, 2021.
2. Approve Amendment 02 to Contract No. 2019189 with Aspiranet dba Aspira Behavioral Health, for the provision Specialty Mental Health Service and Therapeutic Behavioral Services. This Amendment replaces Exhibit B - "Rates and Fiscal Terms", with new rates retroactively effective July 1, 2021.
3. Approve Amendment No. 03 to Contract No. 2017199 with California Psychiatric Transitions, for Mental Health Rehabilitation Center Services, revising various terms and exhibits, and retroactively increasing rates as identified in Exhibit B Rates/Fiscal Terms, effective July 1, 2021.
4. Approve Budget Transfer to increase appropriations in the amount of \$1,000,000 based on increase estimated revenues to implement the Federal Financial Participation Program for an Adult Residential Care Facility; contract with G.L.O.M. for these services was approved by the Board on October 19, 2021. (4/5 Vote Required)

Human Services Agency

5. Approve Amendment No. 1 to Department of Administrative Services Contract No. 13503 with Valley Caregiver Resource Center for the National Family Caregiver Program, increasing the contract amount from \$94,305 to \$105,302.

CONTRACT NO. 2021356

Library

6. Approve donation and installation of paver area and two memorial benches outside the Los Banos Library by the Friends of the Los Banos Library and the Los Banos Rotary Club.

Probation

7. Approve Budget Transfer in the amount of \$7,500 to purchase a new pre-programmed laptop to replace a laptop that was damaged for the MILO simulation and training system utilized to control the scenarios employed to train staff in responding to different scenarios while in the field and in the institution.

Sheriff

8. Approve Amendment No. 6 to Contract No. 2012188 with Global Tel*Link for inmate telephone services, modifying the rates per California Public Utilities Commission (CPUC) Order effective October 7, 2021.

Workforce Investment

- 9. Authorize the Director of Workforce Investment to sign contract amendment #2 (Contract No. 2020054) with the California Workforce Development for AB1111 Breaking Barriers to Employment Initiatives to update exhibits.

Human Resources/Risk Management

- 10. Act on Claims for Damages submitted by Aaron Froman, Angelica Gaeta, and Bill Stavrianoudakis as recommended by Risk Management and County Counsel.

Board Recognition

- 11. Certificate of Recognition to The Old Town Atwater Skate Center for their Ribbon Cutting Ceremony in Atwater, presented on November 11, 2021.
- 12. Certificate of Recognition to Merced College Los Banos Campus in Celebration of 50th Anniversary, presented on November 5, 2021.
- 13. Certificate of Recognition to Gustine VFW Post 7635 in celebration of 75th Year Charter Anniversary, presented November 11, 2021.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

- 14. Approve the maintenance and operations agreement with Lake Yosemite Sailing Association (LYSA) to manage the seasonal rental and use of all boat slips and be responsible for the maintenance and operation of said boat slips at Lake Yosemite, effective November 16, 2021 through December 31, 2025. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2021357 AS RECOMMENDED AYES: ALL

- 15. 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: ALL

- 16. Find that substantial evidence demonstrates that an emergency continues to exist regarding the well pump at Lake Yosemite Bicentennial Grove 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

- 17. Ratify the submission of a grant application submitted by Merced County Department of Public Health to the California Department of Public Health for participation in the California Equitable Recovery Initiative, effective September 1, 2021 through May 31, 2023, in the amount of \$530,162.

APPROVED AS RECOMMENDED AYES: ALL

18. Ratify submission of the pre-award and grant documents submitted by the Public Health Director, as an authorized signer, to the California Department of Public Health for participation in the Disease Intervention Specialist Workforce funding, effective July 1, 2021 through December 31, 2025 for an annual amount of \$136,814.

APPROVED AS RECOMMENDED AYES: ALL

BEHAVIORAL HEALTH AND RECOVERY SERVICES

19. Approve Termination of Contract No. 2021227 with Beacon Health Options of California, Inc., effective November 21, 2021.

APPROVED AS RECOMMENDED AYES: ALL

20. Approve a no cost contract with United Way of Merced County for fiscal agent services to accept donations for Dependency Drug Court, effective November 16, 2021 through June 30, 2023.

AUTHORIZED CONTRACT NO. 2021358 AS RECOMMENDED AYES: ALL

HUMAN SERVICES AGENCY

21. Approve a no cost contract with the University of Southern California (USC) Suzanne Dworak-Peck School of Social Work, for supervised educational field experiences for students in the field of Social Work, effective upon execution through November 15, 2022.

AUTHORIZED CONTRACT NO. 2021359 AS RECOMMENDED AYES: ALL

COMMUNITY AND ECONOMIC DEVELOPMENT

22. 1) Adopt a Resolution authorizing an agreement with NTT America, Inc. to provide telecommunications technology procurement solutions through the County's Fast Open Contracts Utilization Services (FOCUS) Program to other public agencies; 2) Approve and authorize the Chairman to sign the agreement with NTT America, Inc. allowing NTT America, Inc. to participate in the County's FOCUS Program, subject to the payment of the County's administrative fee, providing telecommunications technology procurement solutions to public agencies; and 3) Authorize the Chairman to sign the NTT America, Inc. contract award announcement letter.

ADOPTED RESOLUTION NO. 2021-121 AND AUTHORIZED CONTRACT NO. 2021360 AS RECOMMENDED AYES: ALL

23. 1) Accept the Federal Aviation Administration (FAA) grant for Castle Airport via the American Rescue Plan Act in the amount of \$32,000; and 2) Authorize the Chairman to sign all grant documents as required by the FAA.

AUTHORIZED CONTRACT NO. 2021361 AS RECOMMENDED AYES: ALL

24. 1) Ratify acceptance and execution of Federal Aviation Administration (FAA) grant pertaining to a Pavement Management Plan at Castle Airport in the amount of \$153,474; and 2) Approve associated Budget Transfer in the amount of \$153,474 related to said FAA grant. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2021362 AS RECOMMENDED AYES: ALL

25. Receive Presentation on the Merced County Groundwater Mining and Export Ordinance and potential updates to the ordinance, and provide staff direction as appropriate.

BOARD DISCUSSION – NO ACTION TAKEN

REVIEW BOARD ORDER – SEE PAGES 15 - 17

ADMINISTRATIVE SERVICES

26. 1) Approve a license and Services Agreement with Tyler Technologies, Inc for the system utilized by the Sheriff's Office; and 2) Authorize the Director of Administrative Services to negotiate and sign related change orders.

AUTHORIZED CONTRACT NO. 2021363 AS RECOMMENDED AYES: ALL

FIRE

27. 1) 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 participation in FY 21 Homeland Security Grant Program (HSGP), effective October 1, 2021 through May 23, 2024, in the amount of \$353,846; and 2) 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. 2021-122 AS RECOMMENDED AYES: ALL

28. 1) 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 participation in FY 21 Emergency Management Performance Grant (EMPG), effective July 1, 2021 through June 30, 2023, in the amount of \$182,251; and 2) Direct Fire Chief/Office of Emergency Services Director or designee to return to Board with the application results and for authorization prior to accepting any award.

ADOPTED RESOLUTION NO. 2021-123 AS RECOMMENDED AYES: ALL

29. 1) 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 participation in FY 21 Emergency Management Performance Grant - American Rescue Plan Act (EMGP-ARPA), effective July 1, 2021 through June 30, 2023, in the amount of \$62,135; and 2) Direct Fire Chief/Office of Emergency Services Director or designee to return to Board with the application results and for authorization prior to accepting any award.

ADOPTED RESOLUTION NO. 2021-124 AS RECOMMENDED AYES: ALL

30. 1) Adopt a Resolution authorizing the 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; and 2) Direct Fire Chief/Office of Emergency Services Director or designee to return to Board with the application results and for authorization prior to accepting any award.

ADOPTED RESOLUTION NO. 2021-125 AS RECOMMENDED AYES: ALL

LIBRARY

31. 1) Accept the Library Workforce Partnership Initiative grant, effective November 1, 2021 through June 30, 2022, in the amount of \$15,000; 2) Ratify the Memorandum of

Understanding between Department of Workforce Investment and Merced County Library; 3) Authorize County Librarian or designee to sign documents pertaining to grant award; and 4) Approve the associated Budget Transfer. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2021364 AS RECOMMENDED AYES: ALL

32. 1) Accept the Sunlight Giving Foundation Award in the amount of \$75,000 to create an outdoor learning space at the Santa Nella Library; 2) Authorize the County Librarian or designee to sign all documents related to this award; and 3) Approve the associated Budget Transfer. (4/5 Vote Required)

AUTHORIZED CONTRACT NO. 2021365 AS RECOMMENDED AYES: ALL

TREASURER

33. 1) Approve the selling of properties subject to the Tax Collector's power to sell at a Public Internet Auction February 25-28, 2022; and 2) Approve the authorization for the Tax Collector to reduce the minimum bid price if the bids are not received or approve the re-offer of unsold parcels at the same day and or next scheduled auction within 90 days with parties of interest notification.

APPROVED AS RECOMMENDED AYES: ALL

WORKFORCE INVESTMENT

34. Approve contract with Equus Workforce Solutions for job readiness and employment opportunities, retroactively effective July 1, 2021 through June 30, 2022, for a total contract amount not to exceed \$108,710.

AUTHORIZED CONTRACT NO. 2021366 AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGES 14 AND 15

35. Approve contract with Equus Workforce Solutions for creating temporary employment opportunities and serve as "employer of record" for the participant(s), retroactively effective July 1, 2021 through March 31, 2022, for a total contract amount not to exceed \$192,618.

AUTHORIZED CONTRACT NO. 2021367 AS RECOMMENDED AYES: ALL

BOARD APPOINTMENTS

36. Reappoint Jack Barcellos in lieu of an election to the Charleston Drainage District Board of Directors until the November 2026 election.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 18

37. Reappoint Lorraine Bocks and appoint Irene Cacho to serve as Council members on the Le Grand Municipal Advisory Council until December 7, 2025 and December 7, 2023 respectively.

APPROVED AS RECOMMENDED AYES: ALL

38. Appoint the Rural County Representative of California (RCRC), Golden State Finance Authority (GSFA), and Golden State Connect Authority (GSCA) Board of Directors Delegate and Alternate members for 2022.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 18

39. Nominate a Delegate and Alternate member to the California State Association of Counties (CSAC) Board of Directors for 2021-2022.

APPROVED AS RECOMMENDED AYES: ALL

REVIEW BOARD ORDER – SEE PAGE 18

THE BOARD ADOPTED RESOLUTION IN MEMORY OF JAMES O'BANION AND RECESSED AT 12:26 P.M. THE BOARD RECONVENED AT 6:30 P.M. AND ADJOURNED THE MEETING AT 8:08 P.M. UNTIL TUESDAY, DECEMBER 7, 2021, AT 10:00 A.M.

BOARD ORDERS – SUMMARY ACTION MINUTES – NOVEMBER 16, 2021

10:00 A.M. SCHEDULED ITEM **2021-11-16 PUBLIC OPPORTUNITY**

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

Janet Kasper, United Way Merced County shared about 400,000 home Covid test kits that they have available for distribution for free for Merced County residents' compliments of Duke University. It also has a survey where an individual will receive gift certificates for taking the test and survey. There will be advertisements on radio and television as well as a local taco truck that will be distributing the free tests to the community.

Pangcha Vang, the Party of Socialism and Liberation, requested a timer for public comment, also requested three minutes to speak on general comment and three minutes to speak on each agenda item. She additionally requested to keep the voicemail option for the meetings so they can share their comments. Also asked for an evening meeting, at 6:00 pm so working-class individuals can participate.

Susan Flinspach, Merced Resident, President of Friends of Merced Library, spoke to commend Amy Taylor, County Librarian on their efforts to receive grants to assist with our local libraries. Additionally, she shared a copy of their newsletter and spoke about their current projects, one of which is to get library cards out to local children through their school districts. A goal that was set in September of 2017 was to utilize a Book Mobile for the local community, which is coming to fruition. They were able to contribute \$30,000 towards that project. Their next goal is the Mary Hofmann Teen Center, the Board has already raised \$25,000 toward the project.

Sheriff Vern Warnke shared that they put out a Memo yesterday about in-person visitation at the County Jails, which are going to be accepting visitors again. If visitors can show that they are vaccinated, they can now begin to visit inmates. This will be opened up again to clergy as well who would like to visit in order to provide spiritual guidance to the inmates.

Karen Adams, Tax Collector shared that there is an insert in all tax bills for the Friends of the Merced County Library and that they are happy to support their efforts to collect funds for their projects as well. Karen asked that we not forget about the County Library.

The Chairman inquired with David Mirrione whether or not there were any individuals with their hands raised in the Zoom App. in order to allow them to make their public comments. Mr. Mirrione responded indicating that he did not see any hands raised.
Present: McDaniel, Espinoza, Pedrozo, Pareira, Silveira

10:00 A.M. PRESENTATION **2021-11-16 MERCED COUNTY OFFICE OF EDUCATION ANNUAL WILLIAMS REPORT**

Superintendent Dr. Steve Tietjen, Merced County Office of Education shares information on the Williams Report for our local school districts, which includes their requirements of tracking test scores, instruction materials, teacher credentialing, and facilities. We had a great report from all three high schools, there will be a new cohort next year, with different criteria.
Present: McDaniel, Espinoza, Pedrozo, Pareira, Silveira

6:30 P.M. SCHEDULED ITEM
2021-11-16 EXECUTIVE OFFICE – REDISTRICTING PUBLIC HEARING

The time and date previously scheduled for a presentation by the County's demographic consultant on several draft map alternatives for rebalancing the supervisorial districts and to receive public input on draft maps per California Elections Code Section 21500 et seq.

The Chairman welcomes everyone to the third Public Hearing of the 2021 Redistricting Process and turns it over to Assistant County Executive Officer, Marci Barrera to give opening remarks.

Marci Barrera, Assistant County Executive Officer provides opening remarks.

Chris Skinnell with Nielsen Merksmer provides a brief synopsis of how the process has gone for Merced County and an explanation leading up to the maps that have been received to date.

Jeff Tilton from National Demographics Corporation reviews a power point presentation covering the following: Redistricting Process, Redistricting Impact on the 2022 Election, Redistricting Rules and Goals, 2020 Census, Neighborhoods / Communities of Interest, Possible Neighborhoods / Communities, Summary, Splits Cities / CDP's or Otherwise Noncompliant, Finalist Maps, and Discussion / Action and discusses the fact that the maps were composed of the census data released on August 12th, a new set of data was released on September 27th, after some corrections were made. He mentions that July 13th and October 19th workshops were held to assist with the creation of maps from the community. The intent of tonight's meeting is to pare down our map choices for the December 7th meeting and there will be a submit date of November 23rd to submit all maps for final selection.

There were a total of 15 maps submitted for consideration. 12 were submitted by the public and 3 were submitted by National Demographics and of the 15 submitted, 10 of the maps were compliant and 5 were not because they did not meet the population requirements, so they could not be considered. He discussed the deviations and majority/minority districts of each qualified map submitted.

Mr. Tilton explains that the action or discussion tonight, after the public hearing and review of the maps would be to narrow down the selection of maps to move forward to December and turns it over to the Chairman to continue the discussion.

Chairman McDaniel opens up discussion on the dais and calls on Supervisor Silveira.

Supervisor Silveira asks for clarification as he believes that 39 and 24 are the same map.

Mr. Tilton and Mr. Skinnell give clarification and explain the slight variances between the two maps, indicating that there are slight differences in District 1 and District 4 between those particular two maps.

Chairman McDaniel asks if there are any additional comments and opens the Public Hearing and states that we will be accepting public comments, live, in person and via Zoom.

Patricia Ramos Anderson, who indicates she is an elected official, but here in the capacity of League of United Latin American Citizens, discussed the maps that were submitted for her organization. She stressed the desire for equity and the need to use the data as given. Also expressed the desire for diversity. Shared support for the map that they submitted.

Chairman McDaniel asked if there was anyone else in person that would like to speak, seeing none, he checked in with our Zoom participants.

Gene Lieb, a resident of Los Banos, for the past 20 years and past publisher of the Los Banos Enterprise, shared he understand the diversity issue in Los Banos and all of Merced County and expressed his support of the D71151 because of common sense. He explains that it is necessary not to make a map that has too much of a geographical area so that one individual would be able to successfully represent his entire district.

Chairman McDaniel asked if there were anyone else, either in the room or on Zoom who would like to speak and seeing none, closed the public hearing and turned it over to County Executive Officer, Jim Brown.

Mr. Brown recapped that the Board has heard from the consultants and the public and the goal now is to narrow down the number of maps to be considered. He reminded them that they do not have to take a map in its entirety and that if there are components of any particular maps that those can be integrated into final options as well. The hope is that today we can narrow things down to two maybe three maps that everyone supports to move forward and to accept any others that come in before the December 7th meeting. To assist, Mr. Brown asked the consultant if to begin there were any maps that even though they had moved them forward, if they had any concerns with them as far as the legal aspect of communities of interest or any that split communities, etc. moving forward to the future that may cause issues or if there were any that they had particular worries about.

Mr. Skinnell shared some concerns with the way some of the public maps were drawn up particularly with the division of cities or the CDP's.

Mr. Brown clarified for the public when you are indicating a CDP, that essentially is an unincorporated area or town, Ballico, Santa Nella, etc. that kind of community.

Chairman McDaniel asked the Board to share their thoughts or concerns and opened it up for discussion on the dais.

The Board has a lengthy discussion about concerns with particular maps and or distance of certain district splits with the current map submissions.

Supervisor Silveira asks Mr. Skinnell to clarify for him the reason that some of the public maps were disqualified at the beginning, he wants to make that clear for the public.

Mr. Skinnell answers that they weren't within the 10% for the population.

Supervisor Silveira asks if that was possibly individuals who submitted the maps based on the old numbers or data.

Mr. Skinnell answers that was most likely the case, but not knowing who submitted the maps and what they were thinking, that is an assumption.

The Board has further discussion regarding the choice of maps they would like to move forward, with the clarification that any new maps are due by the November 30th deadline, with a

November 23rd deadline by 5 pm for maps from the public as they need time to process and review them by the November 30th legal deadline.

Chairman McDaniel then defers to Mr. Brown for the process of narrowing down the selections.

Mr. Brown sets the stage to go over the qualified maps one by one and asks Mr. Mirrione to give the public step by step instructions on how to follow along on the drawmercedcounty.org website in order to see the maps one by one. Mr. Mirrione displays the pathway to find the maps, individually on the site and pulls up the first one to be discussed by the Board.

The Board further discussed has lengthy discussion on the selection of the maps.

Chairman shares a summary of the discussion to include the following maps: NDC 103, NDC 101, and D71151, with an informal poll excluding NDC 102 by a 2 to 3 count against including the map.

Mr. Brown summarizes the areas of concern that were shared to recap for the maps that are being included to move forward for adjustments to be made.

The Board discussed adjustments.

Chairman calls on Supervisor Silveira who confirms the timeline for the submission of any future maps, their modifications, and when the final submission date and information is concerned.

Mr. Tilton confirms the final information on the maps to include no changes to NDC 103, NDC 101 and D71151, new versions will come back on those maps with the adjustments discussed.

Chairman concludes the meeting and indicates the next Redistricting Meeting is scheduled for December 7, 2021.

Present: McDaniel, Espinoza, Pedrozo, Pareira, Silveira

ACTION ITEM NO. 34

2021-11-16 WORKFORCE INVESTMENT

As part of Chairman prerogative, he requested that Item Nos. 34 and 35 be taken first in the Board Action Calendar.

The Clerk announces an item to approve a contract with Equus Workforce Solutions for job readiness and employment opportunities, retroactively effective July 1, 2021 through June 30, 2022, for a total contract amount not to exceed \$108,710 is before the Board for consideration.

Erick Serrato, Director of Workforce Investment, introduces item 34 and shares a little background on the services Equus Workforce Solutions provides and the local impact our community has seen. One particular event has garnered national support, our local "Truck Fest". He introduces Austin Abazohan, who has been directly impacted by the program, so that he can share his story.

Austin shares his personal story of success, due to the program provided by the County and thanks the Board for their support and for the opportunity to participate in the program. He commits to sharing his ongoing story of success with the Board as it unfolds.

Mr. Serrato shared that he was one of 39 individuals at the event that received a scholarship to assist with them in obtaining their Class A driver's license for the trucking industry.

Supervisor Silveira congratulated Austin on becoming part of the solution and commended him for his part in receiving the scholarship, recognizing that he wouldn't have had success had he not kept trying and not taking no for an answer. He thanked him for the appreciation and wished him well in his endeavor.

Supervisor Espinoza thanked Mr. Serrato for bringing in Austin to share his story and congratulated Austin and thanked him for his hard work and for sharing his heartfelt story. He wished him well and stated that he hopes that he not only drives his own truck, but ends up owning his own truck or two as he continues to work for it.

Supervisor Pareira thanked Austin for coming and sharing his story and for his wisdom and perspective on sharing with his family and coming from a position of being fatherless and caring to provide for the future of his kids despite it.

Supervisor McDaniel shared that it was touching to receive the phone call and to hear the story.

Supervisor Pedrozo congratulated Austin and thanked him for the compliment and expressed that the thing that hits home the most as a parent is that he wants to be a role model for his children and he appreciates that.

Supervisor McDaniel reiterated that although we provided the opportunity, it was Austin's choice that made it happen, it was his effort. He thanked him for sharing his story.

Upon motion of Supervisor Silveira, seconded by Supervisor Espinoza, duly carried, the Board approves contract no. 2021366 with Equus Workforce Solutions for job readiness and employment opportunities, retroactively effective July 1, 2021 through June 30, 2022, for a total contract amount not to exceed \$108,710.

Ayes: McDaniel, Espinoza, Pedrozo, Pareira, Silveira

ACTION ITEM NO. 25

2021-11-16 COMMUNITY AND ECONOMIC DEVELOPMENT

The Clerk announces an item to receive Presentation on the Merced County Groundwater Mining and Export Ordinance and potential updates to the ordinance, and provide staff direction as appropriate is before the Board for consideration.

Mark Hendrickson, Director of Community and Economic Development gave a brief background on the item and handed things over to Steve Maxey for the presentation.

Steve Maxey, Deputy Director of Planning shares a presentation on the Merced County Groundwater Mining and Export Ordinance covering the following: Glossary, Background, Well Permitting Under Existing Ordinance, Challenges with Existing Ordinance, Addressing Challenges, Ordinance Remains, Repeal Ordinance, Amend Ordinance, How It Works, How It Works #2, How It Works #3, Outreach Efforts & Next Steps, Outreach & Feedback, and Wrapping Up.

Supervisor McDaniel asked a clarifying question regarding the Groundwater Sustainability Act. Mr. Maxey answered that it is more of a type 2 CEQA. But our goal is to hand off the responsibility to the GSA's.

Supervisor Pareira commented on the timeline for the updates to the Ordinance. His concern is about the January 20th deadline.

Supervisor Silveira asked a clarifying question on wells being outside of the GSA. Also, whether there would be any limited factors that would make them fall into the well prohibition.

Mr. Maxey answered that unless they could show through an Environmental Impact, that would be correct.

Supervisor Silveira commented on the impact of adding new wells, the cost, CEQA, etc. and commented that he is in favor of adding an amendment to it.

Supervisor Pedrozo commented that he agrees with Supervisor Silveira and that he also agrees that there needs to be an amendment.

Supervisor McDaniel clarified that this is desired in order to remove liability from us to the GSA's.

CEO Jim Brown commented that this was the goal and that the original Ordinance, when adopted, was meant to be a bridge. The GSA's manage these items as we are not the management piece. It is better for the GSA to decide whether a well can be put in or not.

Mr. Maxey clarified the concerns about liability. It gives another tool to the GSA's as well to open up dialog with the property owners in advance of a well going into the ground.

Supervisor McDaniel expressed concerns about the GSA's and how the Water Board is handling decisions and cautiously recommends moving forward, but doing so wisely.

Supervisor Pareira adds to his previous comments that on the timeline, when he is asking for more time, he is thinking late Spring, not 2 years from now. Also asking to give property owners a disclaimer that explains to a potential well applicant the GSA's have the authority to restrict the usage of the well. That may assist with insulating the county from liability in the future.

Supervisor Silveira commented as a reminder there is still the environmental health piece, that this still is required – with the amendment, even if you fell into category 1.

Supervisor Espinoza commented that he agreed with most of the comments but asked a clarifying question on domestic wells.

Supervisor Pareira clarified that it is the 2-acre feet of water, not 2 acres of land and wanted to clarify that point.

CEO Jim Brown comments that it sounds like there is enough interest to have the amendment drafted but asked the Board if this is the correct.

Supervisor Silveira mentioned that he has already shared his thoughts on the direction he would like to see moving forward.

CEO Jim Brown clarifies the amendment language and the timeline for a January possibility.

Supervisor Pareira comments that he has suggested an April or May timeline, instead of January but asked for feedback from his colleagues.

Supervisor Silveira asks whether there was some flexibility in the timeline for the public hearing portion of things or if it would need to be noticed again, etc.

County Counsel Forrest Hansen advises that there is some flexibility with how the notice is written for the public.

CEO Jim Brown comments that we will draft the notice for the public for January.

Supervisor Pareira reiterated that we are trying to push an effective date that is before the date the GSP is due. So, there is one GSA group that is still needing to submit their GSP. He recommends that we use a February 1st date instead.

CEO Jim Brown clarifies that it is not staff that is pushing for a January date, so we can go with whatever the Board is recommending and did not mean to imply pressure for a January date, he was just seeking direction.

Supervisor Silveira comments that he does not have issue with a February date, if it assists his colleague's GSA.

Supervisor Espinoza does not have issue with delaying as well.

Present: McDaniel, Espinoza, Pedrozo, Pareira, Silveira

ACTION ITEM NO. 36

2021-11-16 BOARD APPOINTMENTS

The Clerk announces an item to reappoint Jack Barcellos in lieu of an election to the Charleston Drainage District Board of Directors until the November 2026 election is before the Board for consideration.

The Clerk reads a correction to the agenda item, the name should read Jake Barcellos, not Jack Barcellos and requests the Board take action on the item, as amended.

Upon motion of Supervisor Espinoza, Seconded by Supervisor Silveira, duly carried, the Board reappoints Jake Barcellos in lieu of an election to the Charleston Drainage District Board of Directors until the November 2026 election.

Ayes: McDaniel, Espinoza, Pedrozo, Pareira, Silveira

ACTION ITEM NO. 38

2021-11-16 BOARD APPOINTMENTS

The Clerk announces an item to appoint the Rural County Representative of California (RCRC), Golden State Finance Authority (GSFA), and Golden State Connect Authority (GSCA) Board of Directors Delegate and Alternate members for 2022 is before the Board for consideration.

Supervisor McDaniel expresses interest in continuing as the delegate as he has some unsolved battles he'd like to continue advocating on.

Upon motion of Supervisor Pareira, Seconded by Silveira, duly carried, the Board nominates Supervisor McDaniel as delegate and Supervisor Pareira as alternate member to the Rural County Representative of California (RCRC), Golden State Finance Authority (GSFA), and Golden State Connect Authority (GSCA), Board of Directors for 2020.

Ayes: McDaniel, Espinoza, Pedrozo, Pareira, Silveira

ACTION ITEM NO. 39

2021-11-16 BOARD APPOINTMENTS

The Clerk announces an item to nominate a Delegate and Alternate member to the California State Association of Counties (CSAC) Board of Directors for 2021-2022 is before the Board for consideration.

Supervisor Silveira expresses interest in continuing as a delegate and would like to suggest Supervisor Pedrozo continue as alternate as well, if he is interested.

Upon motion of Supervisor Silveira, Seconded by Supervisor Espinoza, duly carried, the Board nominates Supervisor Silveira as delegate and Supervisor Pedrozo as alternate member to the California State Association of Counties (CSAC) Board of Directors for 2021-2022.

Ayes: McDaniel, Espinoza, Pedrozo, Pareira, Silveira