



## BOARD OF SUPERVISORS

Rodrigo Espinoza, District 1

Josh Pedrozo, District 2

Daron McDaniel, District 3

Chairman Lloyd Pareira, Jr., District 4

Vice Chairman Scott Silveira, District 5

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

**SUMMARY ACTION MINUTES - FINAL**

TUESDAY, APRIL 26, 2022

Closed Session – 8:30 a.m.

Regular Meeting – 10:00 a.m.

Merced County Administration Building  
 2222 M Street  
 Board Room, Third Floor  
 Merced CA, 95340  
[www.countyofmerced.com](http://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 COMMENT**

Time allotted to each speaker is determined by the Board Chair. At his/her discretion, the Chair may modify public opportunity to speak by reducing individual speaking time limits and/or expanding the allocated total time limit(s) set forth below.

At the designated times, please raise your hand and you will be directed to the podium.

**CLOSED SESSION ITEMS**

Public opportunity to speak on any matter to be considered in Closed Session will be taken prior to the Board adjourning into the Closed Session. In order that interested individuals have an opportunity to speak, any person addressing the Board will be limited to a maximum of three (3) minutes.

**NON-AGENDA ITEMS**

Public opportunity to speak on any matter of public interest within the Board's jurisdiction will be taken at the beginning of the Board Meeting. In order that interested individuals have an opportunity to speak, any person addressing the Board will be limited to a maximum of three (3) minutes. The Non-Agenda Item Public Comment period will be limited to twenty (20) minutes total. The Board may not take action on any item that does not appear on the posted agenda.

**AGENDA ITEMS**

Public opportunity to speak on items on the Board's Agenda will be heard following announcement of each section or subsection of the Agenda. In order that interested individuals have an opportunity to speak, any person addressing the Board will be limited to a maximum of three (3) minutes per section or subsection of the Agenda. Please note, the Consent Calendar is considered one section.

**PUBLIC HEARINGS**

Public opportunity to speak regarding public hearings will be heard following the reading, and if applicable, presentation of the public hearing. In order that interested individuals have an opportunity to speak, any person addressing the Board will be limited to a maximum of three (3) minutes.

**GENERAL PUBLIC COMMENT INFORMATION**

Speakers may not yield their time to another person.

Comments made on social media are not considered part of the official record and will not be shared with the Board.

The Public may provide email or telephonic comments to the Board of Supervisors at any time, however, these comments will not be made part of the official record.

**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 **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 and are divided into subsections by Department.
- **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](http://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 by 4:00 PM the Friday 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.*

**8:30 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 54957.6 concerning a Conference with County of Merced Staff Negotiators concerning negotiations with: American Federation of State, County and Municipal Employees (AFSCME), Units 4, 5, 6 and 8; United Public Employees (UPE), Unit 3; Merced County Attorney Association (MCAA), Unit 7; Teamsters (Corrections), Unit 2; Merced County Law Enforcement Sergeants, Unit 30; Merced County Deputy Sheriff Association (DSA), Unit 10; Teamsters (Non-Safety Corrections), Unit 12; Merced County Public Safety Services Unit (MCPSSU), Unit 14; and Probation Supervising Employees, Unit 11. Agency Negotiator: Marci Barrera

**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): 1. Nunez v. County of Merced, et al., Merced Superior Court Case No. 20CV-02624

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

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

**CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - SIGNIFICANT EXPOSURE TO LITIGATION:**

It is the intention of the Board to meet in Closed Session concerning significant exposure to litigation pursuant to Government Code Section 54956.9(d)(2): One Case

**CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATOR:**

It is the intention of the Board to meet in Closed Session concerning a Conference with Real Property Negotiator(s) Mark Hendrickson, Director-Community and Economic Development pursuant to Government Code Section 54956.8 as follows:

**Property:** Approximately 6,500 feet of existing rail trackage and 70 acres located generally at the southwest corner of Castle Commerce Center.

**Agency Negotiator:** Mark Hendrickson, Director, Community and Economic Development

**Negotiation Parties:** Patriot Rail LLC

**Under Negotiation:** To request authority to negotiate proposed lease of facilities and value.

**CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATOR:**

It is the intention of the Board to meet in Closed Session concerning a Conference with Real Property Negotiator(s) Mark Hendrickson, Director-Community and Economic Development pursuant to Government Code Section 54956.8 as follows:

**Property:** Approximately 15 acres of property at Castle Commerce Center generally North of the existing rail line and Shuttle Drive, east of Sonic Avenue, Southeast of Dart Drive and

West of the Merced Irrigation District Substation, and the property operated currently as the Castle Grounds Maintenance Yard.

**Agency Negotiator:** Mark Hendrickson, Director, Community and Economic Development

**Negotiation Parties:** Hydra

**Under Negotiation:** To request authority to negotiate proposed acquisition of facility and value.

**THE BOARD RECESSED AT 8:33 A.M. AND RECONVENED AT 10:00 A.M. WITH ALL MEMBERS PRESENT, AND THE CHAIRMAN ADVISED STAFF WAS GIVEN DIRECTION**

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

**10:00 A.M. – REGULAR MEETING**

**INVOCATION led by Pastor Andrew Cantrell, First Baptist Church-Atwater, / PLEDGE OF ALLEGIANCE**

**PUBLIC OPPORTUNITY TO SPEAK ON ANY MATTER OF PUBLIC INTEREST WITHIN THE BOARD'S JURISDICTION EXCLUDING ITEMS ON THE BOARD'S AGENDA (TESTIMONY LIMITED TO THREE MINUTES PER PERSON AND TWENTY MINUTES TOTAL)**

**SEE PAGE 14**

**PRESENTATIONS:**

**SERVICE PIN AWARDS:**

- 1) Robert Gamble Jr, Assessor - 15 Years of Service
- 2) Sabrina Parker, Behavioral Health and Recovery Services - 20 Years of Service
- 3) Elwyn Gray, Planning - 30 Years of Service
- 4) Monica Gallegos, Retirement - 15 Years of Service
- 5) Martha Espinoza, Human Services Agency - 20 Years of Service
- 6) Nora Kisling, Human Services Agency - 15 Years of Service
- 7) Feliza Gray, Human Services Agency - 20 Years of Service
- 8) Parmjit Sahota, Public Health - 20 Years of Service
- 9) Sheri Villagrana, Retirement - 15 Years of Service

**SUPERVISOR ESPINOZA PRESENTED SERVICE PINS TO ROBERT GAMBLE JR., AND SABRINA PARKER; SUPERVISOR PEDROZO PRESENTED SERVICE PINS TO ELWYN GRAY, MONICA GALLEGOS, MARTHA ESPINOZA, NORA KISLING AND FELIZA GRAY; SUPERVISOR MCDANIEL PRESENTED SERVICE PIN TO PARMJIT SAHOTA; AND CHAIRMAN PAREIRA PRESENTED SERVICE PIN TO SHERI VILLAGRANA. A RECEPTION HONORING THE RECIPIENTS WAS HELD IN THE FOYER.**

**VOLUNTEER RECOGNITION:**

- 1) District One: Jose Gonzalez and Ye Thao
- 2) District Two: Olivia Olson and United Methodist Church of Merced County
- 3) District Three: Brad Kessler and Castle Veterans Organization
- 4) District Four: Frank Marques and Robert Ramirez
- 5) District Five: Bethel Community Church and Jeri Blevins

**CERTIFICATES OF RECOGNITION WERE PRESENTED BY THEIR DISTRICTS SUPERVISOR. A RECEPTION HONORING THE RECIPIENTS WAS HELD IN THE FOYER.**

**CONSENT CALENDAR (Items # 1-34)**

**APPROVED AS RECOMMENDED AYES: ALL**

Public Works

1. Approve Amendment No. 1 to Contract No. 2019345 with NorthStar Engineering Group, Inc. for Small and Civil Engineering Services, modifying the term end date from December 31, 2022 to November 4, 2024.
2. Approve Budget Transfer in the amount of \$200,000 to increase appropriation for approved capital asset - Ag Center Heat Pump Replacement project.
3. Find that substantial evidence demonstrates that an emergency continues to exist regarding the Uninterrupted Power Supply (UPS) battery backup system 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 to replace the UPS is necessary to respond to the emergency. (4/5 Vote Required)
4. 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 to replace the drinking water well is necessary to respond to the emergency. (4/5 Vote Required)
5. Approve Budget Transfer in the amount of \$200,000 to increase appropriation based on increased estimated revenues and establish appropriation for a capital asset in the same amount for the Hagaman Park Caretaker House Demolition project. (4/5 Vote Required)

Health

6. Approve Amendment No. 1 to Contract No. 2021105 (State Contract No. 20-10718) with the California Department of Public Health, for the Prevention Forward program, reducing the Year 1 funds by \$53,173.06 and moving the remaining Year 1 balance of \$67,732.94 to Year 2 funds.
7. Approve and authorize the Director of Public Health to sign Amendment No. 2 to Contract No. 2016190 with California Accountable Communities for Health Initiative (CACHI), modifying the grant period from August 31, 2021 to February 28, 2022, with no change to the contract amount.

8. 1) Approve Amendment No. 1 to Contract No. 2020186 (State Contract No. 19-10966) with the California Department of Public Health, for community-based sexually transmitted diseases (STD) prevention and control services, to increase the Grant amount for Fiscal Year 2021-2022, in an amount not to exceed \$855,905; and 2) Approve the associated budget transfer. (4/5 Vote Required)

#### Behavioral Health and Recovery Services

9. Approve Amendment No. 1 to Contract No. 2020027 with Community Social Model Advocates, Inc. for Medical Director services, to modify the term end date from June 30, 2022, to June 30, 2024, for a contract amount of \$127,990 estimated revenue over five (5) fiscal years.
10. Approve Amendment No. 1 to Contract No. 2021072 with Crestwood Behavioral Health, Inc., for Institute for Mental Disease facility services and special treatment for adults with mental disabilities/disorders, revising Exhibit B - Budget or Rate Schedule. The term of the contract remains July 1, 2021 through June 30, 2024.
11. Proclaim the month of May 2022 as Mental Health Awareness Month in Merced County.

#### Human Services Agency

12. Approve Amendment No. 2 to Contract No. 2021101 with Merced County Office of Education for Stage One Child Care Services through A Child Care & Education Services System (ACCESS), increasing the contract amount from \$3,118,984 to \$3,873,485.
13. Adopt a Resolution approving and authorizing the Board Chairman to sign Amendment No. 1 to Contract No. 2021115 (State Agreement No. HI-2122-31), with California Department of Aging, for the Health Insurance Counseling and Advocacy Program, modifying the term end date from June 30, 2022 to March 31, 2024, and increasing the contract amount from \$310,759 to \$854,964.

#### **ADOPTED RESOLUTION NO. 2022-39**

14. Approve Amendment No. 2 to Contract No. 2021356 with Valley Caregiver Resource Center for the National Family Caregiver Program increasing the contract amount from \$105,302 to \$113,824.
15. Approve Amendment No. 2 to Contract No. 2021243 with Mission Merced, Inc. for Congregate Meal Site Management Services, increasing the contract amount from \$336,796 to \$355,006.
16. Proclaim the month of April 2022 as National Child Abuse Prevention Month in Merced County.

#### Community and Economic Development

17. Approve Amendment No. 4 to Contract No. 2019052 with Tully and Young, Inc. for professional support services in connection with engineering, technical and economic elements of the sustainable groundwater planning in Merced County, modifying the vendor name from Tully and Young, Inc. to Zanjero, Inc.
18. 1) Approve Amendment No. 1 to Contract No. 2021077 with RBK Development, Inc. for the cost of preparation of a Supplemental Environmental Impact Report (EIR) to the Delhi Community Plan EIR for Planned Development Application No. PD18-001, increasing the

total contract amount from \$174,024.82 to \$206,417.07; 2) Approve associated budget transfer. (4/5 Vote Required)

19. Approve Amendment No. 1 to Contract No. 2021078 with EMC Planning Group, Inc. to include additional tasks for the preparation of a Supplemental Environmental Impact Report (EIR) to the Delhi Community Plan EIR for Planned Development Application No. PD18-001, increasing the contract amount from \$174,024.82 to \$206,417.07.

#### Workforce Investment

20. Approve Amendment No. 1 to Contract No. 2021253 with Arbor E&T, LLC dba Equus Workforce Solutions to increase the enrollment goal for Workforce Innovation and Opportunity (WIOA) Adult from 259 to 354, and decrease the WIOA Dislocated Worker enrollment goal from 305 to 210 with no additional funding under the agreement.
21. 1) Accept Modification No. 4 to Subgrant No. AA211015 (County Contract No. 2021271) with the State of California, Employment Development Department to incorporate Workforce Innovation Opportunity Act 15% Governor's Discretionary funding for the Equity and Special Population (ESP) Program Year (PY) 21/22 project into grant code 1245. The term of these funds is from February 1, 2022 through December 31, 2023 in the amount of \$500,000; 2) Approve associated budget transfer. (4/5 Vote Required)

#### Sheriff

22. Approve Budget Transfer in the amount of \$8,238 for the repair of newly discovered damage to the right Cessna wing bracket. This repair is in addition to repairs made in 2020 and 2021 due to a landing incident. (4/5 Vote Required)

#### Treasurer-Tax Collector

23. 1) Approve Amendment No. 1 to Contract No. 2019178 with ABS Direct, Inc, for data processing, printing, and mailing of secured and unsecured tax bill notifications, to increase total compensation for services provided, by \$10,000 for FY 2021/22, \$5,000 for FY 2022/23 and \$5,000 for FY 2023/24 for a total of \$20,000 for the remaining term of the contract, as well as, provide current language to sections entitled Term, Pricing Conditions, Notices, Insurance and COVID-19 Requirements; 2) Approve associated budget transfer.
24. Approve Budget Transfer in the amount of \$7,500 to establish appropriations to add a Hayworth work station for the Tax Department.

#### Elections

25. Approve Amendment No. 2 to Contract No. 2019032 (State Agreement No.18G30124) with the Secretary of State, for reimbursement costs related to voting system replacement, to extend the term of the agreement from June 30, 2022 to December 31, 2024.

#### Human Resources/Risk Management

26. 1) Act on Claim for Damages submitted by Mercury Insurance A/S/O Christina Diaz as recommended by Risk Management and County Counsel; and 2) Approve Assistant County Executive Officer, or designee, to send notice of said action on claim.

Executive Office

27. Approve the Out-of-State Overnight Travel request received from the Sheriff's Department as recommended by the Executive Office.

Board of Supervisors

28. Approve the final Summary Action Minutes for March 22, 2022 Board of Supervisors meeting and Chowchilla Groundwater Sustainability Agency meeting.

Board Recognition

29. Ratify Certificates of Recognition to various individuals for graduating from the Parent Institute for Quality Education Class (PIQE), presented March 31, 2022.
30. Ratify Certificate of Recognition to Merced County Rescue Mission, Village of Hope Campus for their Grand Opening and Ribbon cutting, presented April 22, 2022.
31. Ratify Certificates of Recognition to various individuals for being selected by the Merced County Office of Education as 2022 Speech Festival Winners, presented April 14, 2022.
32. Ratify Certificates of Recognition to the V.F.W. Joseph G. Rose 7635 Auxiliary in celebration of their 75th Anniversary and to various members for their many years of service to the Auxiliary, presented April 23, 2022.
33. Certificate of Recognition to James Clark for 8+ years of dedicated service as the Emergency Medical Services Manager.

**SUPERVISOR SILVEIRA PRESENTED CERTIFICATE OF RECOGNITION TO JAMES CLARK. REBECCA NANYONJO-KEMP, DIRECTOR OF PUBLIC HEALTH PROVIDED COMMENTS**

34. Authorize Proclamation in Recognition of May 5, 2022 as National Day of Prayer in Merced County.

**REGULAR CALENDAR****BOARD ACTION**PUBLIC WORKS

35. Adopt an ordinance, introduced on March 22, 2022, entitled "An Ordinance Amending Chapter 5.90 of the Merced County Code Amending Refuse Collection Fees and Charges of the Unincorporated Franchise Collection Areas within Merced County".

**SUPERVISOR SILVEIRA PROVIDED COMMENTS****ADOPTED ORDINANCE NO. 2016 AS RECOMMENDED AYES: ALL**

36. 1) Approve a retainer agreement with NorthStar Engineering Group, Inc., of Modesto, CA, for on-call surveying, civil and structural engineering services, effective April 26, 2022 to March 31, 2025, in a not-to-exceed amount of \$2,500,000; and, 2) Authorize the Director of Public Works to execute project supplement agreements in amounts up to \$500,000.



**SUPERVISOR SILVEIRA AND SUPERVISOR MCDANIEL PROVIDED COMMENTS, DANA HERTFELDER, COUNTY PUBLIC WORKS DIRECTOR/ROAD COMMISSIONER PROVIDED COMMENTS**

**AUTHORIZED CONTRACT NO. 2022079 AS RECOMMENDED AYES: ALL**

37. 1) Approve a retainer agreement with Quincy Engineering, Inc., of Rancho Cordova, CA, for on-call surveying, civil and structural engineering services, effective April 26, 2022 to March 31, 2025, in a not-to-exceed amount of \$2,500,00; and, 2) Authorize the Director of Public Works to execute project supplement agreements in amounts up to \$500,000.

**THE CLERK ANNOUNCES THE BOARD AGENDA ITEM HAS THE CORRECT RECOMMENDED ACTION, THE AGENDA IS MISSING A ZERO ON THE NOT-TO-EXCEED AMOUNT AND SHOULD BE CORRECTED TO READ: TWO MILLION, FIVE HUNDRED THOUSAND DOLLARS.**

**SUPERVISOR SILVEIRA PROVIDED COMMENTS**

**AUTHORIZED CONTRACT NO. 2022080 AS RECOMMENDED AYES: ALL**

38. 1) Approve a retainer agreement with R.E.Y Engineers, Inc., of Folsom, CA, for on-call surveying, civil and structural engineering services, effective April 26, 2022 to March 31, 2025, in a not-to-exceed amount of \$2,500,000; and 2) Authorize the Director of Public Works to execute project supplement agreements in amounts up to \$500,000.

**SUPERVISOR SILVEIRA PROVIDED COMMENTS**

**AUTHORIZED CONTRACT NO. 2022076 AS RECOMMENDED AYES: ALL**

**HEALTH**

39. Approve State Contract No. CTCP-21-24 with the California Department of Public Health California Tobacco Control Program to reduce tobacco related health disparities, effective January 1, 2022 through June 30, 2022, in the amount of \$160,109.

**AUTHORIZED CONTRACT NO. 2022081 AS RECOMMENDED AYES: ALL**

**BEHAVIORAL HEALTH AND RECOVERY SERVICES**

40. 1) Ratify submission of a grant application, submitted by the Director of Behavioral Health and Recovery Services to apply for the Department of Health Care Services Behavioral Health Workforce Development Program's Mentored Internship Program grant; 2) Approve the acceptance for the Notice of Award, in the amount of \$856,960; and 3) Direct staff to return to the Board with contracts for approval with the Grantor's Administrative entity and educational partners.

**APPROVED AS RECOMMENDED AYES: ALL**

41. Approve a rate-based contract with A & A Health Services for Rehabilitative Board and Care Services for Behavioral Health and Recovery Services consumers, effective April 1, 2022 through June 30, 2024.

**AUTHORIZED CONTRACT NO. 2022082 AS RECOMMENDED AYES: ALL**

HUMAN SERVICES AGENCY

42. Approve a Memorandum of Understanding with the County of San Mateo that authorizes counties to form consortia to administer the Cash Assistance Program for Individuals, effective July 1, 2022 through June 30, 2026.

**AUTHORIZED CONTRACT NO. 2022083 AS RECOMMENDED AYES: ALL**

43. 1) Ratify a contract with the City of Merced for Merced City and County Continuum of Care administrative activities, provided by the Human Services Agency, as the Collaborative Applicant/Administrative Entity, effective July 1, 2020 through June 30, 2021, for a total contract amount not to exceed \$38,000; 2) Ratify a contract with the City of Merced for Merced City and County Continuum of Care administrative activities, provided by the Human Services Agency, as the Collaborative Applicant/Administrative Entity, effective July 1, 2021 through June 30, 2022, for a total contract amount not to exceed \$38,000.

**AUTHORIZED CONTRACT NOS. 2022077 (FY 20/21) AND 2022078 (FY 21/22) AS RECOMMENDED AYES: ALL**COMMUNITY AND ECONOMIC DEVELOPMENT

44. Approve a one-day closure of the Community and Economic Development Offices and suspend each Division's activities on May 19, 2022 for a Strategic Planning Workshop.

**APPROVED AS RECOMMENDED AYES: ALL**

45. Adopt a Resolution: 1) To determine that the County intends to sell real property located at Castle Commerce Center with APN 051-030-007 subject to compliance with Government Code section 25536.9; 2) Direct Community and Economic Development staff to post the required Notice of Sale of Real Property in compliance with section 6062(a) of the California Government Code with the Office of the County Clerk and in the newspaper; and 3) Direct the Community and Economic Development Director to prepare the necessary documents for the sale and transfer of APN 051-030-007 and 5.32 acres of land to Gemenii, LLC; and return to the Board to consider acceptance and execution of final sale to Gemenii, LLC.

**ADOPTED RESOLUTION NO. 2022-40 AS RECOMMENDED AYES: ALL**WORKFORCE INVESTMENT

46. 1) Approve a contract with City of Merced for Youth Work Experience program, effective May 2, 2022 through June 30, 2024, for a total contract not to exceed \$1,025,000; and 2) Approve associated budget transfer. (4/5 Vote Required)

**SUPERVISOR MCDANIEL AND ERICK SERRATO, DIRECTOR OF WORKFORCE INVESTMENT PROVIDED COMMENTS****AUTHORIZED CONTRACT NO. 2022084 AS RECOMMENDED AYES: ALL**PROBATION

47. 1) Authorize the Chief Probation Officer to submit an application with the Board of State and Community Corrections for participation in Cohort III of the Proposition 47 Grant Program, effective September 1, 2022 through June 1, 2026, in the amount of \$6,000,000; 2) Adopt a Resolution authorizing the Chief Probation Officer to sign all documents associated with the Proposition 47 Grant Program; and 3) Direct the Chief Probation Officer to return to the Board of Supervisors, if awarded; with the application results and to accept the award.

**ADOPTED RESOLUTION NO. 2022-41 AS RECOMMENDED AYES: ALL**

48. 1) Authorize the Chief Probation Officer to submit an application with the California Governor's Office of Emergency Services, Victim Services Branch, for participation in the Probation Specialized Units (PU) Program effective October 1, 2022 through September 30, 2023, in the amount of \$100,000; 2) Adopt a Resolution authorizing the Chief Probation Officer to sign all documents associated with the Probation Specialized Unit Program; and 3) Direct the Chief Probation Officer to return to the Board of Supervisors, if awarded; with the application results and to accept the award.

**ADOPTED RESOLUTION NO. 2022-42 AS RECOMMENDED AYES: ALL**

49. 1) Approve a retroactive Memorandum of Understanding with the Superior Court of California, County of Merced, for a Pretrial Release Program effective July 1, 2021 through June 30, 2024 for a total contract amount not to exceed \$2,073,741; and 2) Approve associated budget transfer in the amount of \$216,500. (4/5 Vote Required)

**AUTHORIZED CONTRACT NO. 2022085 AS RECOMMENDED AYES: ALL**

50. 1) Accept the Board of State and Community Corrections Youth Programs and Facilities Grant Award in the amount of \$152,571; 2) Approve State Agreement No. Merced823PartB with the Board of State and Community Corrections, for implementation of the Youth Programs and Facilities Grant Program, effective June 10, 2021 through June 1, 2024, in the amount of \$152,571; and 3) Approve the associated budget transfer. (4/5 Vote Required)

**AUTHORIZED CONTRACT NO. 2022086 AS RECOMMENDED AYES: ALL****FIRE**

51. Approve the Fire Suppression Services Agreement with the City of Los Banos for the County's provision of Stop-Gap Fire Protection Services to the City, effective May 1, 2022 through June 30, 2022, in the amount of \$11,044 per month.

**THE CLERK ANNOUNCES THAT SECTION 9 OF THE MOU ENTITLED NOTICES HAS AN INCORRECT ADDRESS FOR CITY OF LOS BANOS. THE CONTRACT TO BE SIGNED BY THE BOARD CHAIR WILL HAVE THE CORRECTED ADDRESS WHICH IS: 520 J STREET LOS BANOS, CA 93635. SUPERVISOR SILVEIRA PROVIDED COMMENTS**

**AUTHORIZED CONTRACT NO. 2022087 AS RECOMMENDED AYES: ALL**

52. Approve the Memorandum of Understanding for the Merced County Operational Area Technical Rescue Team between the County of Merced and the Cities of Atwater, Merced, and Los Banos.

**AUTHORIZED CONTRACT NO. 2022088 AS RECOMMENDED AYES: ALL****SHERIFF**

53. Approve a contract with 35th District Agriculture Association for law enforcement services at the Merced County Fair, effective June 8, 2022 through June 12, 2022, for a total contract amount not to exceed \$73,697.

**AUTHORIZED CONTRACT NO. 2022089 AS RECOMMENDED AYES: ALL**

RETIREMENT

54. 1) Adopt Fiscal Year 2022-2023 Employer Contribution Rates as recommended by the Actuarial Report; and 2) Adopt Fiscal Year 2022-2023 Employee Contribution Rates as recommended by the Actuarial Report.

**APPROVED AS RECOMMENDED AYES: ALL**

EXECUTIVE OFFICE

55. 1) Approve a contract with Magellan Advisors, LLC for Countywide Broadband Strategic Plan development services, effective May 1, 2022 through June 30, 2023, for a total contract amount not to exceed \$230,100; 2) Approve Memorandum of Understanding with the City of Merced for partial reimbursement of the Countywide Broadband Strategic Plan, effective May 2, 2022 through December 31, 2023, for a total amount not to exceed \$69,030; and 3) Approve associated budget transfer for Countywide Broadband Strategic Plan development services. (4/5 Vote Required)

**SUPERVISOR MCDANIEL, SUPERVISOR PEDROZO AND CHAIRMAN PAREIRA PROVIDED COMMENTS**

**AUTHORIZED CONTRACT NOS. 2022090 (MAGELLAN) AND 2022091 (CITY OF MERCED) AS RECOMMENDED AYES: ALL**

56. Approve the agreement between Merced County and Deputy Sheriff Association (DSA) supporting AB 2735 to amend section 830.1(c) of the California Penal Code.

**AUTHORIZED CONTRACT NO. 2022092 AS RECOMMENDED AYES: ALL**

BOARD APPOINTMENTS

57. Appoint Julie Connel to serve as an Environmental Primary representative and Amy Lopes to serve as an Industry/Ag Alternate representative to the San Joaquin Valley Air Pollution Control District Citizen Advisory Committee.

**APPROVED AS RECOMMENDED AYES: ALL**

58. Appoint Cathleen Moreno until March 31, 2025 and Concie Leonard Moreno, until March 31, 2023 to serve as members on the Planada Municipal Advisory Council; both to fill unexpired terms.

**APPROVED AS RECOMMENDED AYES: ALL**

59. Reappoint Rob Smith to serve as a public representative to the Santa Cruz-Monterey-Merced Managed Medical Care Commission, for a four-year term, effective April 1, 2022.

**APPROVED AS RECOMMENDED AYES: ALL**

60. Appoint in lieu of election, Suzy Dehmel to the Stevinson Water District Board of Directors.

**APPROVED AS RECOMMENDED AYES: ALL**

**SCHEDULED ITEMS:****SHERIFF - PUBLIC HEARING**

Public Hearing to consider proposed Ordinance entitled "An Ordinance Adopting a Military Equipment Use Policy".

**RECOMMENDATION:**

- 1) Introduce a proposed Ordinance entitled "An Ordinance Adopting a Military Equipment Use Policy"; and waive further reading;
- 2) Open Public Hearing and accept public comment;
- 3) Close Public Hearing; and
- 4) Adopt the Ordinance entitled "An Ordinance Adopting a Military Equipment Use Policy".

**UNDERSHERIFF COREY GIBSON PROVIDED COMMENTS**

**OPPORTUNITY WAS GIVEN FOR INTERESTED PERSONS TO ADDRESS THE BOARD. NO INTERESTED PERSONS ADDRESSED THE BOARD.**

**ADOPTED ORDINANCE NO. 2017 AS RECOMMENDED AYES: ALL**

**COMMUNITY AND ECONOMIC DEVELOPMENT - PUBLIC HEARING**

Public Hearing to consider amendment of the Agricultural Preserve as per the California Land Conservation Act of 1965 (Williamson Act) in Merced County.

**RECOMMENDATION:**

- 1) Hold a public hearing to receive testimony related to the proposed amendment of the Agricultural Preserve.
- 2) Find that the addition of land to the Agricultural Preserve is exempt from environmental review under Section 15317 (Open Space Contracts or Easements) of the CEQA Guidelines, and the removal of land from the Agricultural Preserve requires no further environmental review under Section 15183 (Projects Consistent with a Community Plan, General Plan, or Zoning) of the CEQA Guidelines, based on the findings presented in the Board Agenda Item.
- 3) Adopt a resolution to amend the Agricultural Preserve boundary, as per the requirements of the Land Conservation Act of 1965 (Williamson Act), Section 51200 et seq. of the California Government Code, to correspond to the newly adjusted parcel boundaries resulting from the following Property Line Adjustments: (a) PLA21- 012 located at the west side of North Winton Way, approximately 665 feet south of West Meadow Drive in the Winton area; (b) PLA21-023 located at the southwest corner of West Riverside Avenue & North Tegner Road in the Hilmar area; and (c) PLA22-005 located at the northeast corner of North Washington Boulevard & West Peach Avenue in the Livingston area.

**MARK HENDRICKSON, DIRECTOR OF COMMUNITY AND ECONOMIC DEVELOPMENT PROVIDED COMMENTS**

**OPPORTUNITY WAS GIVEN FOR INTERESTED PERSONS TO ADDRESS THE BOARD. NO INTERESTED PERSONS ADDRESSED THE BOARD.**

**ADOPTED RESOLUTION NO. 2022-43 AS RECOMMENDED AYES: ALL**

**THE BOARD ADOPTED A RESOLUTION IN MEMORY OF DAVID GEORGE NANNINI AND ADJOURNED THE MEETING AT 12:47 P.M. UNTIL TUESDAY, MAY 10, 2022, AT 10:00 A.M.**

**10:00 A.M. SCHEDULED ITEM**  
**2022-04-26 PUBLIC OPPORTUNITY**

Sue Emanivong, Merced resident invites the Board and public to the Lao New Year Celebration on Saturday, April 30, 2022 in front of the Bangkok Thai Restaurant at 235 W. Main Street and submits invitations in the Board bin.

Darleen Ingersoll, Registrar of Voters speaks about Merced County being a Voter's Choice Act County.

Cody Nunes, Maas Energy Works gives an update on the projects they are currently working on with dairies in Merced County. He asks the Board and public if they would be interested in writing letters of support for a grant they are working on.  
Present: Pareira, Espinoza, Pedrozo, McDaniel, Silveira