



**BOARD OF SUPERVISORS**

Vice Chair Rodrigo Espinosa, *District 1*  
Josh Pedrozo, *District 2*  
Daron McDaniel, *District 3*  
Lloyd Pareira, Jr., *District 4*  
Chair Scott M. Silveira, *District 5*  
Phone: (209) 385-7366 Fax: (209) 726-7977

**SUMMARY ACTION MINUTES - FINAL**

TUESDAY, SEPTEMBER 12, 2023

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: <https://www.countyofmerced.com/1581/Comcast-Ch-96-Broadcast>

Live stream of the Board of Supervisors meetings at <https://www.facebook.com/MercedCounty/> or <https://www.countyofmerced.com/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 thirty (30) 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.*

**La Junta de Supervisores le da la bienvenida a sus reuniones las cuales regularmente son agendadas los Martes y su interés es alentado y apreciado.**

**Transmisión de Audio/Video:** Todas las reuniones de la junta normalmente se transmiten en vivo y se reproducen en la televisión por cable local. Una lista de canales de cable y horarios de transmisión están disponibles en el siguiente sitio web: <https://www.countyofmerced.com/1581/Comcast-Ch-96-Broadcast>

Transmisión en vivo de las Juntas de Supervisores en <https://www.facebook.com/MercedCounty/> o <https://www.countyofmerced.com/2206/Board-of-Supervisors-Meetings>.

### COMENTARIO PÚBLICO

El tiempo asignado a cada orador lo determina el Presidente de la Junta. A su discreción, el presidente puede modificar la oportunidad pública de hablar reduciendo los límites de tiempo de uso de la palabra individual y/o ampliando los límites de tiempo totales asignados que se establecen a continuación.

En los tiempos designados, por favor levante la mano y será dirigido al pódium.

### PUNTOS DE LA SESION CERRADA

La oportunidad pública de hablar sobre cualquier asunto a considerar en la Sesión Cerrada se tomara antes de que se suspenda la junta en la Sesión Cerrada. Para que todas las personas interesadas tengan la oportunidad de hablar, cualquier persona que se dirija a la junta será limitada a un máximo de (3) minutos.

### PUNTOS FUERA DE LA AGENDA

La oportunidad pública de hablar sobre cualquier tema de interés público dentro de la jurisdicción de la Junta se llevara a cabo al inicio de la Junta. Para que todas las personas interesadas tengan la oportunidad de hablar, cualquier persona que se dirija a la junta será limitada a un máximo de (3) minutos. El período de comentarios públicos sobre puntos que no pertenecen a la agenda se limitará a treinta (30) minutos en total. La Junta podría no tomar acción sobre ningún tema que no aparezca en la agenda publicada.

### PUNTOS AGENDADOS

La oportunidad pública de hablar sobre los temas agendados en la Junta se escuchará después del anuncio de cada sección o subsección de la Agenda. Para que todas las personas interesadas tengan la oportunidad de hablar, cualquier persona que se dirija a la junta será limitada a un máximo de (3) minutos por sección o apartado de la agenda. Tenga en cuenta que, el Calendario de Consentimiento se considera una sección.

### AUDIENCIA PÚBLICA

La oportunidad de hablar acerca de las audiencias públicas se llevara a cabo después de la lectura y de la presentación de la audiencia pública de ser aplicable. Para que todas las personas interesadas tengan la oportunidad de hablar, cualquier persona que se dirija a la junta será limitada a un máximo de (3) minutos.

### INFORMACIÓN DE COMENTARIOS DEL PÚBLICO GENERAL

Los oradores no pueden ceder su turno a otra persona.

Los comentarios realizados en redes sociales no son considerados parte del record oficial y no serán compartidos en la Junta.

El público puede proporcionar comentarios por correo electrónico o por teléfono a la Junta de Supervisores en cualquier momento, sin embargo, estos comentarios no serán parte del record oficial.

**SESIÓN CERRADA:** Esta es la parte de la reunión que se lleva a cabo en privado sin la asistencia del público o la prensa para discutir ciertos asuntos confidenciales específicamente permitidos por la Ley de Reuniones Abiertas.

La **REUNION ORDINARIA** se divide en tres secciones:

- **CALENDARIO DE CONSENTIMIENTO:** Estos asuntos incluyen acciones financieras y administrativas de rutina y por lo general son aprobadas por un solo voto.

- **CALENDARIO REGULAR:** Esta sección incluye políticas significativas y acciones administrativas y están divididas en subsecciones por Departamento.
- **ARTÍCULOS PROGRAMADOS:** Esta sección incluye audiencias notificadas, sesiones de trabajo y audiencias públicas.

**AGENDA Y ACTAS DE LA JUNTA:** Las agendas de la junta, las actas y las copias de los elementos que la Junta de Supervisores considere se publicaran en Internet al menos 72 horas antes de la reunión del martes en el siguiente sitio web: [www.countyofmerced.com](http://www.countyofmerced.com)

**ADAPTACIONES RAZONABLES:** Personas que requieren adaptaciones por cualquier discapacidad auditiva, visual o de otro tipo o interpretación en Español o Hmong para revisar una agenda, o para participar en una reunión de la Junta de Supervisores según la Ley de Americanos con Discapacidades (ADA), puede obtener asistencia solicitando dicha adaptación por escrito. Por favor dirija su solicitud por escrito al Secretario de la Junta, 2222 M Street, Merced, CA 95340 o vía Telefónica llamando al (209) 385-7366. Cualquier solicitud de adaptación debe hacerse antes de las 4:00 P. M. del viernes anterior a la reunión programada para la cual se solicita asistencia.

*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: Corrections, Unit 2; and Non-Safety Corrections, Unit 12; 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. Rodriguez v. County of Merced, et al., Merced Superior Court case no. 19CV-02266.

**CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED 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(b): Two Cases

**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

**THE BOARD RECESSED AT 8:31 A.M. WITH SUPERVISOR MCDANIEL NOT PRESENT AND RECONVENED AT 10:00 A.M. WITH SUPERVISOR MCDANIEL NOT PRESENT AND THE BOARD CHAIR ADVISED STAFF WAS GIVEN DIRECTION**

**GOVERNMENT CODE SECTION 54954.2 COMPLIANCE (LATE AGENDA ITEMS)****10:00 A.M. REGULAR MEETING**

**INVOCATION by Pastor Steve Hammond, Bethel Community Church - Los Banos/PLEDGE OF ALLEGIANCE**

**THE CLERK ANNOUNCES THAT DUE TO ADDITIONAL STAFF FINDINGS, THE TREASURER-TAX COLLECTOR PUBLIC HEARING SCHEDULED FOR THIS MORNING, TO CONSIDER PROPOSED ORDINANCE ENTITLED: "AN ORDINANCE AMENDING CHAPTER 5.56 OF THE MERCED COUNTY CODE ENTITLED "TREASURER-TAX COLLECTOR FEE SCHEDULE"" WILL NOT BE HEARD TODAY. STAFF WILL PROVIDE PROPER NOTICING ONCE THE HEARING IS RESCHEDULED**

**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 THIRTY MINUTES TOTAL).**

**SEE PAGES 15 AND 16**

**PRESENTATION:**

**DISTRICT ATTORNEY - FENTANYL AWARENESS PROJECT**

**DISTRICT ATTORNEY NICOLE SILVEIRA PROVIDED A POWER POINT PRESENTATION. DR. STEVE TIETJEN, SUPERINTENDENT OF MERCED COUNTY OFFICE OF EDUCATION AND SUPERVISOR PEDROZO PROVIDED COMMENTS**

**CONSENT CALENDAR (Items No. 1-16)**

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

Public Works

1. Find that substantial evidence demonstrates that an emergency continues to exist regarding the crematory at the Merced County Animal Shelter located at 2150 Shuttle Dr. in Atwater, such that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action to replace the crematory is necessary to respond to the emergency. (4/5 Vote Required)

Behavioral Health and Recovery Services

2. Approve and authorize the Board Chair to sign Amendment No. 4 to Contract No. 2020153 with God's Love Outreach Ministries, for Adult Residential Facility Services, revising and replacing Exhibit B, entitled "Rates/Fiscal Terms and Conditions", and revising the Compliance Manager information in Exhibit E, entitled "HIPAA Business Associate Addendum".
3. Approve and authorize the Board Chair to sign Amendment No. 7 to Contract No. 2018179 with Aspiranet dba Aspira Foster and Family Services for the provision of specialty mental health services to youth beneficiaries of Merced County, increasing the total contract amount from \$5,775,000 to \$5,875,000 and revising Exhibit B (1), entitled "Compensation for Services and Fiscal Requirements", retroactively effective July 1, 2023 to comply with the California Advancing and Innovating Medi-Cal (CalAIM) payment reform.
4. Approve and authorize the Board Chair to sign Amendment No. 4 to rate-based Contract No. 2019189 with Aspiranet, dba Aspira Behavioral Health, for the provision of specialty mental health services and therapeutic behavioral services, to revise Exhibit B, entitled "Rates and Fiscal Terms", retroactively effective July 1, 2023, to comply with the California Advancing and Innovating Medi-Cal (CalAIM) payment reform.

Human Services Agency

5. Approve and authorize the Board Chair to sign Amendment No. 1 to Contract No. 2022240 with the State of California, Department of Health Care Services (DHCS) for Medi-Cal Health Navigators services, increasing the contract amount from \$863,000 to \$890,250 and revising and replacing Attachment 1, entitled "Budget Plan", and Attachment 2, entitled "Work Plan".

Probation

6. Approve and authorize the Board Chair to sign the Reinstatement of Contract No. 2020246 with BI Incorporated for juvenile and adult GPS monitoring, to be deemed effective from its original effective date of November 1, 2020, through October 31, 2025, and increasing the total not to exceed contract amount from \$750,400 to \$1,426,070.
7. Approve and authorize the Board Chair to sign Reinstatement of Contract No. 2020215 with Merced County Office of Education for the Phoenix Project program which provides educational and vocational services for adult clients, to be deemed effective from its original effective date of July 1, 2020, through June 30, 2024, and increasing the total contract amount not to exceed from \$957,290 to \$1,400,722.

Fire

8. Adopt a Proclamation declaring the month of September 2023 as "National Preparedness Month" in Merced County.

Human Resources/Risk Management

9. 1) Act on Claims for Damages submitted by Shawn Zuspan. 2) Approve Assistant County Executive Officer, or designee, to send notice of said action on claims.

Board of Supervisors

10. Approve the Summary Action Minutes - Final for the August 22, 2023 Board of Supervisors meeting.

Board Recognition

11. Ratify the Certificate of Recognition presented on August 23, 2023, to Stone Ridge Christian School in celebration of the Bradford Ballpark and Athletic Complex Groundbreaking Ceremony.
12. Ratify the Certificate of Recognition presented on August 29, 2023, to MERCO Credit Union, for the Grand Opening and Ribbon Cutting Ceremony for their new Atwater location.
13. Ratify the Certificate of Recognition presented on September 9, 2023, to Hallie Billings, for her many accomplishments serving as Miss Atwater 2022 and for representing the City of Atwater well this past year.
14. Adopt a Proclamation declaring September 11-15, 2023 as "Disability Voting Rights Week" in Merced County.

**SUPERVISOR PEDROZO PRESENTED PROCLAMATION TO LYNN WITH NON- PROFIT ORGANIZATION THAT HELPS INDIVIDUALS WITH DISABILITIES**

15. Adopt a Proclamation declaring September 15, 2023 as "Anniversary of the Mexican Independence in the year of the 200th Anniversary of Diplomatic relations between the U.S. and Mexico" in Merced County.

**SUPERVISOR ESPINOSA PROVIDED COMMENTS**

16. Adopt a Resolution recognizing the importance of continued support of local and state incentive programs that sustain the vitality of the agricultural section in Merced County.

**ADOPTED RESOLUTION NO. 2023-62**

**REGULAR CALENDAR**

**BOARD ACTION**

**PUBLIC WORKS**

17. Approve and authorize the Board Chair to sign Amendment No. 1 to Department of Administrative Services Contract No. 14164 with Machado Backhoe, Inc. for disaster-related debris removal services, for the period of March 8, 2023 through completion of service for a total not to exceed amount of \$215,000.

**AUTHORIZED CONTRACT NO. 2023194 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

18. Review and approve inclusion of the Highway 152 Pacheco Boulevard Regional Path Project for the Measure V Regional (west side) project list.

**CHRIS VITELLI, PRESIDENT OF MERCED COLLEGE PROVIDED COMMENTS**

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

19. 1) Find the proposed summary vacation of an undeveloped road exempt pursuant to CEQA Guidelines Sections 15301(c) ("Existing Highways and Streets") and 15061(b)(3) ("Common Sense"). 2) Adopt a Resolution for the summary vacation of an undeveloped road which is approximately one mile to the west of White Rock Road and two miles east of Cunningham Road as described in the attached Exhibits A and B in the Planada area. 3) Direct the Board Clerk to record the adopted Resolution.

**ADOPTED RESOLUTION NO. 2023-63 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

20. 1) Adopt a resolution designating the intersection of Dunn Road and Hatch Road in the Merced area as an all-way stop intersection. 2) Authorize the Director of Public Works to post stop signs on the Hatch Road approaches to its intersection with Dunn Road.

**ADOPTED RESOLUTION NO. 2023-64 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

21. Adopt a resolution approving a Memorandum of Understanding (MOU) between the County of Merced and City of Merced for the Black Rascal Creek Flood Control Project; each party will be responsible for \$1,061,510 toward the Project's design for final approval and all federal and state permits.



**ADOPTED RESOLUTION NO. 2023-65 AND AUTHORIZED CONTRACT NO. 2023195 AS RECOMMENDED AYES: 1, 2, 4, 5 NOT PRESENT: 3**

22. 1) Adopt a resolution: A) Authorizing submission of a Community Resilience Centers program grant application to the California Strategic Growth Council, in an amount not to exceed \$500,000 for Franklin-Beachwood Community Center architectural design; B) upon successful award, authorizing the Board Chair to accept the award by executing the agreement and any subsequent amendments thereto, subject to review by County Counsel and Risk Management; and C) authorizing the Director of Public Works or Assistant Public Works Director to execute documents necessary for the administration of the grant. 2) Direct the Director of Public Works to return to the Board of Supervisors with an informational item when the application results are known.

**ADOPTED RESOLUTION NO. 2023-66 AS RECOMMENDED AYES: 1, 2, 4, 5 NOT PRESENT: 3**

23. Adopt a resolution approving and authorizing the Board Chair to sign Lease 2563 with the California State Lands Commission for the Hills Ferry Road Bridge over the San Joaquin River, near Stevinson, beginning April 28, 2023 through April 27, 2043, at an estimated total cost of \$3,000 for reimbursement of staff expenses related to managing and monitoring this Lease.

**ADOPTED RESOLUTION NO. 2023-67 AND AUTHORIZED CONTRACT NO. 2023196 AS RECOMMENDED AYES: 1, 2, 4, 5 NOT PRESENT: 3**

HEALTH

24. 1) Approve and authorize the Board Chair to sign the "Acceptance of Award" letter for participation in the Tuberculosis Enhanced Prevention and Control Program with the California Department of Public Health Tuberculosis Control Branch effective July 1, 2023, through June 30, 2024, in the amount of \$35,000. 2) Authorize the Public Health Director or designee to sign and submit all required documentation related to the Acceptance of Award.

**AUTHORIZED CONTRACT NO. 2023197 AS RECOMMENDED AYES: 1, 2, 4, 5 NOT PRESENT: 3**

25. Ratify the submission of the non-binding letter of intent submitted by the Public Health Director, working with the Central California Alliance for Health, to the Department of Health Care Services to participate in the Intergovernmental Transfer Voluntary Rate Range Program for the period of January 1, 2022 through December 31, 2022 that was due on August 25, 2023.

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

BEHAVIORAL HEALTH AND RECOVERY SERVICES

26. Approve and authorize Behavioral Health and Recovery Services to accept both physical and monetary donations for the Annual Toy Drive, with monetary donations to be used for the Toy Drive and for no other purpose, and to conduct a Toy Drive on behalf of underserved youth of Merced County from September 15, 2023 through December 31, 2023.

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

27. Approve and authorize the Board Chair to sign a retroactive contract with the Department of Health Care Services for Specialty Mental Health Services Intergovernmental Transfers, effective July 1, 2023 through December 31, 2026.

**AUTHORIZED CONTRACT NO. 2023192 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

28. Approve and authorize the Board Chair to sign a retroactive contract with the Department of Health Care Services for Drug Medi-Cal Organized Delivery System Services Intergovernmental Transfers, effective July 1, 2023 through December 31, 2026.

**AUTHORIZED CONTRACT NO. 2023193 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

29. Approve and authorize the Board Chair to sign a Memorandum of Understanding (MOU) with Merced Union High School District to provide specialty mental health services on school campuses, effective September 13, 2023 through June 30, 2028.

**AUTHORIZED CONTRACT NO. 2023198 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

30. 1) Approve and authorize the Director of Behavioral Health and Recovery Services to submit an application to the Department of Health Care Services through the Mental Health Services Oversight and Accountability Commission for participation in the California Youth Behavioral Health Initiative Grant Funding Program for an amount not to exceed \$2,000,000. 2) Authorize the Director of Behavioral Health and Recovery Services to sign all documents necessary for submittal of the Mental Health Services Oversight and Accountability Commission, California Youth Behavioral Health Initiative Grant. 3) Direct staff to return to the Board of Supervisors for any subsequent approval related to items necessary for the acceptance of funding.

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

31. 1) Ratify acceptance of preliminary funding in the amount of \$336,516.36 and \$242,109.96 for Round 2 of the Mentored Internship Program, administered by Advocates for Human Potential, Inc., on behalf of the Department of Health Care Services as part of the Behavioral Health Workforce Development Program. 2) Authorize the Director of Behavioral Health and Recovery Services to sign and submit all pre-award documents necessary for continued participation in the Round 2 of the Mentored Internship Program with funding up to \$500,000 for each program, should the County be awarded funding exceeding the preliminary awards.

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

32. 1) Ratify submission of a grant application, submitted by the Director of Behavioral Health and Recovery Services to apply to the Housing and Urban Development, Merced City and County Continuum of Care Competition and Renewal or Replacement of Youth Homeless Demonstration Program Grants through the Collaborative Applicant, for the Renewal for Permanent Supportive Housing Project, Project Hope Westside, in an amount not to exceed \$192,609. 2) Authorize the Director of Behavioral Health and Recovery Services to sign all documents necessary for submittal of the Renewal for Permanent Supportive Housing Project funding application. 3) Direct staff to return to the Board of Supervisors for any subsequent approval related to items necessary for the acceptance of funding.

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

33. 1) Ratify submission of a grant application, submitted by the Director of Behavioral Health and Recovery Services to apply to the Housing and Urban Development, Merced City and County Continuum of Care Competition and Renewal or Replacement of Youth Homeless Demonstration Program Grants through the Collaborative Applicant, for the Renewal for Permanent Supportive Housing Project, Project Home Start, in an amount not to exceed \$167,267. 2) Authorize the Director of Behavioral Health and Recovery Services to sign all documents necessary for submittal of the Renewal for Permanent Supportive Housing Project funding application. 3) Direct staff to return to the Board of Supervisors for any subsequent approval related to items necessary for the acceptance of funding.

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

34. 1) Ratify submission of a grant application, submitted by the Director of Behavioral Health and Recovery Services to apply to the Housing and Urban Development, Merced City and County Continuum of Care Competition and Renewal or Replacement of Youth Homeless Demonstration Program Grants through the Collaborative Applicant, for the Expansion for Permanent Supportive Housing Project, Project Home Start, in an amount not to exceed \$297,658. 2) Authorize the Director of Behavioral Health and Recovery Services to sign all documents necessary for submittal of the Expansion for Permanent Supportive Housing Project funding application. 3) Direct staff to return to the Board of Supervisors for any subsequent approval related to items necessary for the acceptance of funding.

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

#### HUMAN SERVICES AGENCY

35. Authorize the Human Services Agency to accept donations and engage in fundraising activities during the holiday season, on behalf of foster and at-risk youth, beginning on October 1, 2023, through June 30, 2024.

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

#### COMMUNITY AND ECONOMIC DEVELOPMENT

36. 1) Authorize the Director of Community and Economic Development to submit an application to the California Department of Water Resources for participation in the County Drought Resilience Planning Assistance Program, in an amount not to exceed \$125,000. 2) Adopt a resolution authorizing the Director of Community and Economic Development or designee to execute the grant agreement, upon review and approval of County Counsel and County Risk Management, in the event that the grant is awarded. 3) Direct the Director of Community and Economic Development to return to this Board with an informational item of all actions taken.

**ADOPTED RESOLUTION NO. 2023-68 AS RECOMMENDED AYES: 1, 2, 4, 5 NOT PRESENT: 3**

37. 1) Find the sale of improved real property consisting of Building 759 (approximately 52,482 square feet) and associated acreage located at Castle Commerce Center and identified as APN 051-010-041 ("Property") exempt from further CEQA review under CEQA Guidelines Sections 15301 ("Existing Facilities") and 15312 ("Surplus Government Property Sales"). 2) Approve the sale and purchase agreement for the Property with Golden Valley Health Centers in the amount of \$2,500,000 and authorize the Board Chair to execute all necessary documents to effectuate the sale and transfer of the Property. (4/5 Vote Required) 3) Authorize the Board Chair to execute a Quitclaim Deed upon close of escrow.

**SUPERVISOR ESPINOSA PROVIDED COMMENTS****AUTHORIZED CONTRACT NO. 2023199 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3****FIRE**

38. Approve and authorize the Board Chair to sign the Letter of Agreement with the American Red Cross to define obligations of the parties in preparing for, responding to, and recovering from emergencies and disasters.

**AUTHORIZED CONTRACT NO. 2023200 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3****SHERIFF**

39. Authorize the Sheriff's Office, Probation, and Merced County Fire to accept donations and conduct toy drives for the Operation Christmas Star Toy Drive from October 1, 2023 until December 31, 2023.

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

40. 1) Ratify acceptance of grant awards received from the Department of Health Care Services, for the California Providing Access and Transforming Health (PATH) Justice Involved Planning and Capacity Building Program, in the amount of \$299,948.07 awarded to Human Services Agency, \$29,250.60 awarded to Probation, and \$153,185.17 awarded to the Sheriff's Office. 2) Approve and authorize each department head or their designee to electronically sign and accept the Grant Terms and Conditions.

**AUTHORIZED CONTRACT NOS. 2023201 (HSA), 2023202 (PROBATION) AND 2023203 (SHERIFF) AS RECOMMENDED AYES: 1, 2, 4, 5 NOT PRESENT: 3****DISTRICT ATTORNEY**

41. Approve and authorize the Board Chair and District Attorney to electronically sign and submit the Equitable Sharing Agreement and Certification with the Department of Justice, allowing the District Attorney's Office continued participation in the Federal Forfeiture Program for Fiscal Year 2023-2024.

**AUTHORIZED CONTRACT NO. 2023204 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

42. Adopt a resolution affirming authorization for the District Attorney to submit a proposal to the California Department of Insurance, and sign the Grant Award Agreement, including modifications, amendments and extensions upon review and approval of County Counsel and County Risk Management, for continued participation in the Workers' Compensation Insurance Fraud Program, for Fiscal Year 2023-2024, in the amount of \$299,507.

**ADOPTED RESOLUTION NO. 2023-69 AND AUTHORIZED CONTRACT NO. 2023205 AS RECOMMENDED AYES: 1, 2, 4, 5 NOT PRESENT: 3**

43. Adopt a resolution affirming authorization for the District Attorney to submit a proposal to and sign a Grant Award Agreement with the California Victims Compensation Board, including modifications, amendments and extensions upon review and approval of County Counsel and

County Risk Management, for continued participation in the Criminal Restitution Program for Fiscal Years 2023-2024, 2024-2025, and 2025-2026.

**ADOPTED RESOLUTION NO. 2023-70 AS RECOMMENDED AYES: 1, 2, 4, 5**  
**NOT PRESENT: 3**

44. Accept the District Attorney's Real Estate Fraud Report for Fiscal Year 2022-2023.

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

**TREASURER-TAX COLLECTOR**

45. Review and approve the Treasury Investment Report for the quarter ending June 30, 2023.

**KAREN ADAMS, TREASURER-TAX COLLECTOR PROVIDED COMMENTS**

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

46. Authorize the distribution of excess proceeds from the public auction of tax defaulted property sold for failure to pay taxes on real property as listed on Exhibit "A" to the valid claimants in the amount of \$197,914.58. The remaining funds that do not have a valid claim totaling \$302.73 as listed on Exhibits "A" and "B" are to be transferred to Trust Fund No. 02000-02080 - Property Taxes-Tax Loss Reserve.

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

47. Approve and authorize the Board Chair to sign the Agreement to Purchase Tax Defaulted Property with San Luis Water District, for the purchase of property identified as Assessors Parcel Number (APN) 078-200-035-000 and APN 078-200-046-000, in the Los Banos area.

**AUTHORIZED CONTRACT NO. 2023206 AS RECOMMENDED AYES: 1, 2, 4, 5**  
**NOT PRESENT: 3**

**AUDITOR**

48. Adopt the amended 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 Fiscal Year 2023-2024.

**ADOPTED RESOLUTION NO. 2023-71 AS RECOMMENDED AYES: 1, 2, 4, 5**  
**NOT PRESENT: 3**

**COUNTY COUNSEL**

49. 1) Deny the Claim for Refund of Property Taxes submitted by Pacific Gas and Electric Company for the amount of \$1,942,940 of taxes levied for the Fiscal Year 2018-2019. 2) Authorize the Board Chair to execute and direct the Board Clerk to send the Denial of the Claim.

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

50. 1) Deny the Claim for Refund of Property Taxes submitted by Zayo Group, LLC. for the amount of \$9,969.70 of taxes levied for the Fiscal Year 2018-2019. 2) Authorize the Board Chair to execute and direct the Board Clerk to send the Denial of the Claim.

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

HUMAN RESOURCES

51. Approve and authorize the Board Chair to sign the amended Memorandum of Understanding (MOU), between Merced County and Public Risk Innovation Solutions and Management (PRISM), effective June 28, 2023.

**AUTHORIZED CONTRACT NO. 2023207 AS RECOMMENDED AYES: 1, 2, 4, 5  
NOT PRESENT: 3**

52. 1) Acknowledge the 2024-2026 premium increase for Retiree Basic Life and Management Short-Term Disability. 2) Authorize payments to the County's Life Insurance/Management Disability carrier, Standard Life Insurance Company. 3) Authorize the Board Chair to sign all related documents.

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

53. 1) Acknowledge the 2024 premium increase of 12.1% for all medical plans. 2) Authorize premium payments to the County's Third Party Administrator, Benefit Coordinators Corporation. 3) Authorize an increase to the County Health Savings Account contribution for the employee-only plan from \$1,500 annually to \$1,600 annually. 4) Authorize the Board Chair to sign all related documents.

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

BOARD APPOINTMENTS

54. Confirm the Treasurer's nomination of Melanie Santos to be appointed to the vacant Treasury Oversight Committee's Member – At Large position.

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

55. Appoint James L. Huckaby to serve as a member of the Merquin Cemetery District Board of Trustees until January 6, 2025.

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

56. Appoint Leslie Abasta-Cummings to serve as the At Large representative, representing health care providers, on the Santa Cruz-Monterey-Merced-San Benito-Mariposa Managed Medical Care Commission until March 31, 2025.

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

**SCHEDULED ITEM:****TREASURER-TAX COLLECTOR - PUBLIC HEARING**

To consider proposed ordinance entitled "An Ordinance Amending Chapter 5.56 of the Merced County Code entitled "Treasurer-Tax Collector Fee Schedule"".

**RECOMMENDATION:**

- 1) Introduce an ordinance entitled "An Ordinance Amending Chapter 5.56 of the Merced County Code entitled "Treasurer-Tax Collector Fee Schedule"" and waive further reading.
- 2) Open public hearing and accept public comment.
- 3) Close public hearing.
- 4) Adopt said ordinance.

**PULLED – NO ACTION TAKEN****REPORTS/BOARD DIRECTION**

Board of Supervisors Members, County Counsel, County Executive Officer

**THE BOARD ADJOURNED THE MEETING AT 11:31 A.M. UNTIL TUESDAY, SEPTEMBER 26, 2023, AT 10:00 A.M.**

**10:00 A.M. REGULAR MEETING****PUBLIC OPPORTUNITY TO SPEAK ON NON-AGENDA ITEMS**

Susan Walsh, with the League of Women Voters spoke in support of an adequately staffed and funded Merced County Library system that provides education, recreational and cultural opportunities to all segments of the population in all Library service areas.

Sheriff Vern Warnke spoke about staffing issues in the Sheriff's Department and concerns that have come up regarding water with the canals and Bear Creek again, and the need to make sure that public safety is on top of it because it is anticipated that serious weather conditions will happen again this winter.

Karen Adams, Treasurer-Tax Collector shared that her office will be sending out secured tax bills soon which will include an insert from the Friends of the Merced County Library for support.

Christan Santos, Field Representative for Congressman John Duarte shared an update on the Congressman's recent events attended.

Stephen Perez Mejia, Senior Services Program Supervisor for the Health Insurance Counseling and Advocacy Program (HICAP) shared that open enrollment is coming. The Medicare annual open enrollment is from October 15<sup>th</sup> through December 7<sup>th</sup>. He submitted flyers in the board bin for Medicare open enrollment.

See Lee, CEO of Merced County Boys and Girls Club thanked the Board for their support with their summer program. She invited the Board to the Good Stuff Event that will take place on September 13<sup>th</sup> from 2-4:00 p.m. at Cesar Chavez Middle School in Planada and submitted flyers in the board bin.

Michelle, Merced County resident and farmer spoke about the importance of the Sheriff's Department and that the first priority should be the safety of the community. She submitted letters of support from residents for the Sheriff's Departments staffing levels.

Andrew Gallagher, Sheriff's Office dispatcher and Unit 14 representative for Sheriff's dispatchers thanked Sheriff Warnke for speaking at the last few meetings advocating for the classifications that are struggling currently. He also spoke about the insurance premiums that affects all County employees.

Crystal Ramos, Merced resident and Director of the Food Recovery Program for Merced, Food Para Todos, also known as Food for All, shared that they are part of a community initiative for collective impact, a nonprofit organization that joins local people and experts to address community problems and they are located on 18<sup>th</sup> Street.

Mercedes Rodriguez, Franklin-Beachwood resident and member of the Franklin-Beachwood Committee for Improvement thanked the Board for their support of the park area that was purchased by the County. She spoke about the addition of a Skate Park within the proposed Franklin-Beachwood Park and submits flyers in the board bin for Skate for the Youth and the Franklin-Beachwood Municipal Advisory Council.

Nick Jensen, Staff Attorney with California Rural Legal Assistance, representing Franklin Beachwood Committee for Improvement provided background information and shared about the efforts that the Franklin Beachwood Committee for Improvement has done over the years with the Skate Park and Community Center and also the collaboration with the County.

Joe Sansoni, Third Generation Merced County Farmer and President of the Merced County Farm Bureau spoke in support of the Sheriff's Department.

Maria Vera, Student from the Library Literacy Program spoke in support of the Library and shared how it has helped her improve.

Present: Silveira, Espinosa, Pedrozo, Pareira

Not Present: McDaniel