



**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  
FINAL BUDGET HEARING AGENDA**

TUESDAY, SEPTEMBER 26, 2023

Final Budget Hearing – 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.

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*Interpretes de Espanol y Hmong estan disponibles.*

*Peb muaj tug paab txhais lug Mev hab Hmoob.*

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

**10:00 A.M. FINAL BUDGET HEARING**

**PUBLIC OPPORTUNITY TO SPEAK ON ITEMS INCLUDED ON THE BUDGET CALENDAR WILL BE HEARD AFTER EACH ITEM IS ANNOUNCED, AND IF APPLICABLE, PRESENTATION OF THE ITEM (TESTIMONY LIMITED TO THREE MINUTES PER PERSON).**

**PRESENTATION: COUNTY EXECUTIVE OFFICE - FISCAL YEAR 2023-2024 FINAL BUDGET**

**COUNTY EXECUTIVE OFFICER RAUL LOMELI MENDEZ PROVIDED COMMENTS, DEPUTY COUNTY EXECUTIVE OFFICER VANESSA ANDERSON AND BUDGET MANAGER GREG CULOT PROVIDED A POWERPOINT PRESENTATION AND AT A GLANCE BUDGET SUMMARY. SUPERVISOR PEDROZO ASKED A CLARIFYING QUESTION AND A RESPONSE WAS PROVIDED.**

**SCHEDULED ITEMS:**

**AUDITOR - PUBLIC HEARING**

To consider setting the Appropriation Limitation for Fiscal Year 2023-2024 established under Article XIII B of the State Constitution.

**RECOMMENDATION:**

- 1) Open the public hearing and accept public testimony.
- 2) Close the public hearing.
- 3) Approve using the change in County population combined with the change in all counties having contiguous borders as the population factor, and the change in non-residential new construction as the cost of living factor to establish the Fiscal Year 2023-2024 appropriation limitation.
- 4) Adopt the resolution establishing the Fiscal Year 2023-2024 appropriation limitation as \$2,205,205,593.

**THE BOARD CHAIR OPENED THE PUBLIC HEARING**

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

**THE BOARD CHAIR CLOSED THE PUBLIC HEARING**

**ADOPTED RESOLUTION NO. 2023-79BGT AS RECOMMENDED AYES: ALL**

**BUDGET CALENDAR****FINAL BUDGET ADJUSTMENTS**

1. Approve Final Budget Adjustments based on updated information to various Budget Units within the General Fund and Other Funds, as presented: 10000, 10100, 11000, 11200, 11300, 11400, 11500, 11600, 12500, 13000, 14000, 16000, 16100, 16300, 16500, 17000, 17050, 17200, 17400, 17600, 17800, 18100, 18200, 19000, 20100, 20400, 20600, 22100, 23000, 23100, 23300, 23400, 24000, 25000, 25100, 25200, 27000, 27200, 28000, 28200, 28300, 28400, 28500, 28700, 30000, 40000, 40600, 40700, 41500, 42000, 50000, 50100, 50200, 50500, 51000, 54000, 55000, 60000, 61000, 70000, 71500, 75100, 75200, 75500, 75600, 75900.

**APPROVED AS RECOMMENDED      AYES:      ALL**

**LEASE PURCHASE AGREEMENTS**

2. Authorize the Director of Administrative Services to negotiate, execute and sign Lease Purchase Agreements for equipment appropriated in the Fiscal Year 2023-2024 Budget subject to review by the Auditor-Controller, County Counsel and the County Executive Office.

**APPROVED AS RECOMMENDED      AYES:      ALL**

**OUT-OF-STATE TRANSPORTATION AND TRAINING**

3. 1) Approve the Schedule of Out-of-State transportation and/or training for Fiscal Year 2023-2024. 2) Direct that additional Out-of-State travel needs, not listed on Attachment A, be approved by the County Executive Officer, or designee, based on business necessity. Items will be submitted for Board of Supervisors approval at the next available meeting.

**APPROVED AS RECOMMENDED      AYES:      ALL**

**POLICY ACTION**

4. 1) Approve the identified Road Division Work Program for Fiscal Year 2023-2024, Exhibit A, which identifies total resources for roads projects at \$71,485,908 and specifies projects that will receive funding. 2) Approve the Project budgets in Budget Units 30001 and 30002, respectively, as listed in Attachment A and Attachment B for the identified road projects. 3) Authorize the Director of Public Works to execute agreements consistent with Project budgets to carry out said roads projects.

**APPROVED AS RECOMMENDED      AYES:      ALL**

5. Approve recommended Park Improvement Projects for Fiscal Year 2023-2024.

**APPROVED AS RECOMMENDED      AYES:      ALL**

6. 1) Approve the Capital Asset List and Capital Project List by Budget Unit at the sub-object level as appropriated in the Fiscal Year 2023-2024 Final Budget. 2) Direct that no Capital Assets be procured unless authorized by the County Executive Officer, or designee. 3) Authorize the Director of Public Works to utilize Job Order Contracting to deliver those Capital Projects approved with the adoption of the Fiscal Year 2023-2024 Final Budget.

**APPROVED AS RECOMMENDED AYES: ALL**

7. 1) Approve the AB 109 Fiscal Year 2023-2024 Strategic Plan as recommended by the Executive Community Corrections Partnership. 2) Approve the addition of one (1) Legal Process Clerk I/II (class 7434/7435, range 64.9/66.9) in Budget Unit 20600 to provide clerical support for attorneys assigned to collaborative courts. 3) Approve the amendment to the Position Allocation Resolution 06-120/A.

**THE CLERK ANNOUNCED THAT THE SALARY LISTED ON THE AMENDING RESOLUTION IS THE ACCURATE BIWEEKLY RANGE FOR THE LEGAL PROCESS CLERK I/II, HOWEVER, STAFF WILL BE MODIFYING THE AMOUNT TO SHOW THE MONTHLY RANGE FOR LEGAL PROCESS CLERK I AND LEGAL PROCESS CLERK II SEPARATELY. THE AMOUNT CURRENTLY SHOWN IS A BIWEEKLY RANGE OF \$1,554-\$2,082. THIS AMOUNT WILL CHANGE TO A MONTHLY RANGE OF \$3,366-\$4,092 FOR LEVEL I AND \$3,711-\$4,512 FOR LEVEL II.**

**ADOPTED RESOLUTION NO. 2023-75BGT AS RECOMMENDED AYES: ALL**

8. Make the determination, as required by Government Code Section 16142(e), that the State provided less than one-half of the actual foregone general fund property tax revenues, related to the Williamson Act program, in Fiscal Year 2022-2023.

**APPROVED AS RECOMMENDED AYES: 2, 3, 5 RECUSAL: 1 AND 4**

#### PERSONNEL ACTIONS

9. **(1)** Approve the following departmental personnel actions: **(1)** Administrative Services- Budget Units 11500, 75600, BU 11501, Change: 1 Procurement Specialist I/II (pos 2) To: Staff Services Analyst I/II, BU 75601, Change: 1 Programmer Analyst III (pos 26) (Non-Exempt) To: Programmer Analyst III (Exempt), Change: 1 Programmer Analyst III- Confidential (pos 24) (Non-Exempt) To: Programmer Analyst III- Confidential (Exempt), Change: 2 Supervising Programmer Analyst (pos 30, 39) (Non-Exempt) To: Supervising Programmer Analyst (Exempt); **(2)** Behavioral Health & Recovery Services- Budget Unit 41500, BU 41501, Add: 1 Supervising Nurse, Add: 1 BHRS Program Manager, BU 41502, Add: 1 BHRS Program Manager, BU 41506, Add: 1 Staff Services Analyst I/II, Change: 1 Assistant BHRS Director-Administration (pos 228) To: Assistant BHRS Director; **(3)** Community and Economic Development- Budget Units 16300, 18200, 28500, BU 16300, Allocate: EH Permit Technician I, Allocate: EH Permit Technician II, BU 18200, Add: 1 Staff Services Analyst I/II, BU 28500, Change: EH Planning Technician I To: (Title Only) EH Permit Technician I, Change: EH Planning Technician II To: (Title Only) EH Permit Technician II; **(4)** County Counsel- Budget Unit 12500, Add: 1 Deputy County Counsel I/II/III/IV, Add: 1 Legal Assistant- Confidential; **(5)** Department of Public Works- Budget Unit 30000, Add: 1 Heavy Equipment Mechanic I/II; **(6)** District Attorney- Budget Unit 20400, BU 20401, Change: 1 Victim Witness Program Coordinator (pos 56) (D level) Range 73.3 To: Victim Witness Program Manager (C level) Range 78.5; **(7)** Fire- Budget Unit 25000, Change: 1 Office Assistant I/II (pos 9) To: Support

Services Assistant; **(8)** Human Services Agency- Budget Units 50000, 50500, BU 50052, Add: 1 Administrative Supervisor, Add: 1 Registration Information Assistant, Add: 1 Support Services Assistant, Allocate: EH Telephone Systems Operator, BU 50054, Change: 1 Account Clerk I/II (pos 171) To: Accounting Technician, Change: 1 Account Clerk III (pos 391) To: Accounting Technician, Change: EH Software Applications Assistant I To: (Title Only) EH Visual Communications Specialist I, Change: EH Software Applications Assistant II To: (Title Only) EH Visual Communications Specialist II, BU 50500, Add: 2 Management Information Systems Technician I/II; **(9)** Library- Budget Unit 60000, Add: 1 Support Services Assistant; **(10)** Probation- Budget Units 23300, 23400, BU 23300, Add: 1 Criminal Information Analyst, BU 23400, Change: 1 Legal Process Clerk I/II (pos 40) To: Personnel Assistant- Confidential, Add: 1 Staff Services Analyst I/II; **(11)** Public Health- Budget Unit 40000, BU 40013, Add: 1 Licensed Vocational Nurse, BU 40031, Add: 1 Licensed Vocational Nurse; **(12)** Registrar of Voters- Budget Unit 14000, Add: 1 Staff Services Analyst I/II; **(13)** Sheriff- Budget Units 22100, 23000, 28700, BU 22100, Add: 1 Lieutenant, Re-establish & Add: 1 Sheriff Admin Services Assistant, BU 22110, Add: 1 Sheriff Dispatcher I/II, Add: 1 Sheriff Sergeant, BU 22111, Add: 1 Code Enforcement Officer I/II, Change: EH Code Compliance Specialist I To: (Title Only) EH Code Enforcement Officer I, Change: EH Code Compliance Specialist II To: (Title Only) EH Code Enforcement Officer II, BU 23000, Change: 1 Correctional Officer I/II (pos 205) in BU 23000 To: Correctional Officer I/II in BU 22109, Change: 1 Correctional Facilities Admissions Clerk (pos 159) To: Security Systems Operator, BU 28700, Change: 1 Animal Care Specialist I/II (pos 24) To: Animal Control Officer I/II; **2)** Re-establish the job classification specification of Sheriff Administrative Services Assistant; **3)** Approve the modifications to the following existing job classification specifications: Assistant Director of Child Support Services, Deputy Sheriff Coroner I/II, Developmental Services Coordinator, Extra Help Sheriff Pilot, Risk Manager, Sheriff Dispatcher I/II, Social Worker IV-A, Social Worker IV-B, Supervising Building Inspector, Victim Witness Program Coordinator; **4)** Approve the amendments to the Salary Allocation Resolution 06-120 and the Position Allocation Resolution 06-120/A.

**SUPERVISOR PEDROZO, ASSISTANT COUNTY EXECUTIVE OFFICER MARCI BARRERA, JEFFREY WITTUN DEPARTMENT OF CHILD SUPPORT SERVICES DIRECTOR, SUPERVISOR PAREIRA, SUPERVISOR MCDANIEL, AND BOARD CHAIR SILVEIRA PROVIDED COMMENTS.**

**ADOPTED RESOLUTION NO. 2023-76BGT AND 2023-77BGT AS RECOMMENDED**  
**AYES: ALL**

#### AUDITOR SCHEDULES

10. Adopt budget schedules 1, 2, 3, 4 and other budget schedules including reserves and appropriations for encumbrance carryover for the 2023-2024 budget year.

**APPROVED AS RECOMMENDED AYES: ALL**



FISCAL YEAR 2023-2024 FINAL BUDGET ADOPTION

11. 1) Adopt the resolution adopting the Fiscal Year 2023-2024 Final Budget as reviewed and amended during Final Budget Hearings. 2) Authorize the Auditor-Controller to make technical adjustments as necessary.

**ALL BOARD MEMBERS PROVIDED COMMENTS**

**ADOPTED RESOLUTION NO. 2023-78BGT AS RECOMMENDED AYES: ALL**

**THE FINAL BUDGET HEARING CONCLUDED AT 12:22 P.M., AT WHICH TIME THE BOARD CONTINUED THE REGULAR BOARD MEETING AGENDA.**