



BOARD OF SUPERVISORS

Rodrigo Espinoza, *District 1*

Josh Pedrozo, *District 2*

Chairman Daron McDaniel, *District 3*

Lloyd Pareira, *District 4*

Scott Silveira, *District 5*

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

AGENDA

TUESDAY, NOVEMBER 16, 2021

Closed Session – 8:00 A.M.

Regular Meeting – 10:00 A.M.

Redistricting Public Hearing - 6:30 P.M.

Zoom – Morning Session

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

Meeting ID: 871 0282 9040

Passcode: 660610

Or

Dial: 1(408)638-0968

Meeting ID: 871 0282 9040

Participant ID: #

Passcode: 660610

Zoom – Redistricting Public Hearing

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

Meeting ID: 891 6750 1484

Passcode: 540216

Or

Dial: 1(408)638-0968

Meeting ID: 891 6750 1484

Participant ID: #

Passcode: 540216

Merced County Administration Building

2222 M Street

Board Room, Third Floor

Merced CA, 95340

www.countyofmerced.com

The Board of Supervisors welcomes you to its meetings which are regularly held on a scheduled Tuesday and your interest is encouraged and appreciated.

AUDIO/VIDEO BROADCAST: All board meetings are normally broadcast live and replayed on local cable television. A list of cable channels and broadcast times are available at the following website: <http://www.co.merced.ca.us/1581/Comcast-Ch-96-Broadcast>

Live stream of the Board of Supervisors meetings at <https://www.facebook.com/MercedCounty/> or <https://www.co.merced.ca.us/2206/Board-of-Supervisors-Meetings>.

TELECONFERENCE INFORMATION

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

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

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

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

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

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

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

PUBLIC COMMENTS

Public opportunity to speak on any matter of public interest within the Board's jurisdiction including items on the Board's agenda, except for those items specifically scheduled as public hearings (see information below regarding public hearing public comments) will be taken at the beginning of the Board Meeting during the public comment period. In order that interested parties have an opportunity to speak, any person addressing the Board will be limited to a maximum of three (3) minutes.

In Person: Please raise your hand when requested and you will be directed to the podium.

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

Email: Email public comments will not be read during the meeting, but will be delivered to the Board of Supervisors prior to the meeting if received by 5:00pm on the Monday prior to the Board meeting. Please send email public comments to the Clerk of the Board at publiccomments@countyofmerced.com. These comments will be made part of the record.

In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). If you wish to do so, please identify yourself in the email. Email addresses will not be made part of the record of the meeting.

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

PUBLIC HEARINGS – PUBLIC COMMENTS

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

In Person: Please raise your hand when requested and you will be directed to the podium.

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

Email: Emails directed to the public hearing will be accepted up to and during the public hearing. Emails will not be read during the meeting, but will be delivered to the Board of Supervisors. Please send email public comments to the Clerk of the Board at specialmeetingcomments@countyofmerced.com. These comments will be made part of the record.

In an effort to assist the Clerk in identifying the public hearing agenda item relating to your public comment please indicate in the Subject Line, the subject matter. If you wish to do so, please identify yourself in the email. Email addresses will not be made part of the record of the meeting.

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

CLOSED SESSION: This is the portion of the meeting conducted in private without the attendance of the public or press to discuss certain confidential matters specifically permitted by the Brown Act. The public will be provided an opportunity to comment on any matter to be considered in closed session prior to the Board adjourning into the closed session.

The **REGULAR MEETING** is divided into three sections:

- **CONSENT CALENDAR:** These matters include routine financial and administrative action and usually are approved by a single vote.
- **REGULAR CALENDAR:** These items include significant policy and administrative actions.
- **SCHEDULED ITEMS:** These items are noticed hearings, work sessions and public hearings

BOARD AGENDA AND MINUTES: Board agendas, minutes, and copies of items to be considered by the Board of Supervisors are posted on the Internet at least 72 hours preceding a Tuesday meeting at the following website: www.countyofmerced.com

REASONABLE ACCOMMODATIONS: Persons who require accommodation for any audio, visual or other disability or Spanish or Hmong interpretation in order to review an agenda, or to participate in a meeting of the Board of Supervisors per the American Disabilities Act (ADA), may obtain assistance by requesting such accommodation in writing. Please address your written request to the Clerk of the Board, 2222 M Street, Merced, CA 95340 or telephonically by calling (209) 385-7366. Any such request for accommodation should be made at least 48 hours prior to the scheduled meeting for which assistance is requested.

Spanish and Hmong interpreters are available.

Interpretes de espanol y hmong estan disponibles.

Peb muaj tug paab txhais lug Mev hab Hmoob.

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

8:00 A.M. CLOSED SESSION

THE PUBLIC WILL BE PROVIDED AN OPPORTUNITY TO COMMENT ON ANY MATTER TO BE CONSIDERED IN CLOSED SESSION PRIOR TO THE BOARD ADJOURNING INTO THE CLOSED SESSION (TESTIMONY LIMITED TO THREE MINUTES PER PERSON)

CLOSED SESSION:

It is the intention of the Board to meet in Closed Session pursuant to Government Code Section 54957: PUBLIC EMPLOYEE APPOINTMENT and 54957.6: CONFERENCE WITH LABOR NEGOTIATORS, Unrepresented employee: County Executive Officer.

CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION:

It is the intention of the Board to meet in Closed Session concerning Existing Litigation pursuant to Government Code Section 54956.9(d)(1): SHS Family LTD Partnership and 4-S Ranch Partners, LLC v. County of Merced; Case No. 21CV-00564.

GOVERNMENT CODE SECTION 54954.2 COMPLIANCE (LATE AGENDA ITEMS)

10:00 A.M. – REGULAR MEETING

INVOCATION/PLEDGE OF ALLEGIANCE

PUBLIC OPPORTUNITY TO SPEAK ON ANY MATTER OF PUBLIC INTEREST WITHIN THE BOARD'S JURISDICTION INCLUDING ITEMS ON THE BOARD'S AGENDA, EXCEPT FOR THOSE ITEMS SPECIFICALLY SCHEDULED AS PUBLIC HEARINGS (TESTIMONY LIMITED TO THREE MINUTES PER PERSON)

APPROVAL OF CONSENT AGENDA CALENDAR (ITEMS #1 - 13)

PRESENTATION:

MERCED COUNTY OFFICE OF EDUCATION ANNUAL WILLIAMS REPORT

6:30 P.M. - PUBLIC HEARING:

REDISTRICTING PUBLIC HEARING

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

RECOMMENDATION:

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

REPORTS/BOARD DIRECTION

County Executive Officer, County Counsel, Board of Supervisors Members

CONSENT CALENDAR (Items # 1-13)

Behavioral Health and Recovery Services

1. Approve Amendment 03 to Contract No. 2017197 with Aspiranet for services provided through the Wraparound, Empowerment, Compassion, and Needs Program as part of the Mental Health Services Act, amending the compensation terms and conditions, adding

Section 34 with COVID-19 Requirements language, and revising and replacing Exhibit B, retroactively effective July 1, 2021.

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

Human Services Agency

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

Library

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

Probation

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

Sheriff

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

Workforce Investment

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

Human Resources/Risk Management

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

Board Recognition

11. Certificate of Recognition to The Old Town Atwater Skate Center for their Ribbon Cutting Ceremony in Atwater, presented on November 11, 2021.

12. Certificate of Recognition to Merced College Los Banos Campus in Celebration of 50th Anniversary, presented on November 5, 2021.
13. Certificate of Recognition to Gustine VFW Post 7635 in celebration of 75th Year Charter Anniversary, presented November 11, 2021.

REGULAR CALENDAR

BOARD ACTION

PUBLIC WORKS

14. Approve the maintenance and operations agreement with Lake Yosemite Sailing Association (LYSA) to manage the seasonal rental and use of all boat slips and be responsible for the maintenance and operation of said boat slips at Lake Yosemite, effective November 16, 2021 through December 31, 2025. (4/5 Vote Required)
15. Find that substantial evidence demonstrates that an emergency continues to exist regarding the drinking water well at the John Latorraca Correctional Center (JLCC) such that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency. (4/5 Vote Required)
16. Find that substantial evidence demonstrates that an emergency continues to exist regarding the well pump at Lake Yosemite Bicentennial Grove such that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency. (4/5 Vote Required)

HEALTH

17. Ratify the submission of a grant application submitted by Merced County Department of Public Health to the California Department of Public Health for participation in the California Equitable Recovery Initiative, effective September 1, 2021 through May 31, 2023, in the amount of \$530,162.
18. Ratify submission of the pre-award and grant documents submitted by the Public Health Director, as an authorized signer, to the California Department of Public Health for participation in the Disease Intervention Specialist Workforce funding, effective July 1, 2021 through December 31, 2025 for an annual amount of \$136,814.

BEHAVIORAL HEALTH AND RECOVERY SERVICES

19. Approve Termination of Contract No. 2021227 with Beacon Health Options of California, Inc., effective November 21, 2021.
20. Approve a no cost contract with United Way of Merced County for fiscal agent services to accept donations for Dependency Drug Court, effective November 16, 2021 through June 30, 2023.

HUMAN SERVICES AGENCY

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

COMMUNITY AND ECONOMIC DEVELOPMENT

22. 1) Adopt a Resolution authorizing an agreement with NTT America, Inc. to provide telecommunications technology procurement solutions through the County's Fast Open Contracts Utilization Services (FOCUS) Program to other public agencies; 2) Approve and authorize the Chairman to sign the agreement with NTT America, Inc. allowing NTT America, Inc. to participate in the County's FOCUS Program, subject to the payment of the County's administrative fee, providing telecommunications technology procurement solutions to public agencies; and 3) Authorize the Chairman to sign the NTT America, Inc. contract award announcement letter.
23. 1) Accept the Federal Aviation Administration (FAA) grant for Castle Airport via the American Rescue Plan Act in the amount of \$32,000; and 2) Authorize the Chairman to sign all grant documents as required by the FAA.
24. 1) Ratify acceptance and execution of Federal Aviation Administration (FAA) grant pertaining to a Pavement Management Plan at Castle Airport in the amount of \$153,474; and 2) Approve associated Budget Transfer in the amount of \$153,474 related to said FAA grant. (4/5 Vote Required)
25. Receive Presentation on the Merced County Groundwater Mining and Export Ordinance and potential updates to the ordinance, and provide staff direction as appropriate.

ADMINISTRATIVE SERVICES

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

FIRE

27. 1) Adopt a Resolution authorizing the Office of Emergency Services to execute on behalf of the County of Merced any actions necessary for the purpose of participation in FY 21 Homeland Security Grant Program (HSGP), effective October 1, 2021 through May 23, 2024, in the amount of \$353,846; and 2) Direct Fire Chief/Office of Emergency Services Director or designee to return to the Board with the application results and for authorization prior to accepting any award.
28. 1) Adopt a Resolution authorizing the Office of Emergency Services to execute on behalf of the County of Merced any actions necessary for the purpose of participation in FY 21 Emergency Management Performance Grant (EMPG), effective July 1, 2021 through June 30, 2023, in the amount of \$182,251; and 2) Direct Fire Chief/Office of Emergency Services Director or designee to return to Board with the application results and for authorization prior to accepting any award.
29. 1) Adopt a Resolution authorizing the Office of Emergency Services to execute on behalf of the County of Merced any actions necessary for the purpose of participation in FY 21 Emergency Management Performance Grant - American Rescue Plan Act (EMGP-ARPA), effective July 1, 2021 through June 30, 2023, in the amount of \$62,135; and 2) Direct Fire Chief/Office of Emergency Services Director or designee to return to Board with the application results and for authorization prior to accepting any award.
30. 1) Adopt a Resolution authorizing the Office of Emergency Services to seek and apply for grants offered by Federal, State and Private entities, that will support the operations of the Merced County Operational Area; and 2) Direct Fire Chief/Office of Emergency Services

Director or designee to return to Board with the application results and for authorization prior to accepting any award.

LIBRARY

31. 1) Accept the Library Workforce Partnership Initiative grant, effective November 1, 2021 through June 30, 2022, in the amount of \$15,000; 2) Ratify the Memorandum of Understanding between Department of Workforce Investment and Merced County Library; 3) Authorize County Librarian or designee to sign documents pertaining to grant award; and 4) Approve the associated Budget Transfer. (4/5 Vote Required)
32. 1) Accept the Sunlight Giving Foundation Award in the amount of \$75,000 to create an outdoor learning space at the Santa Nella Library; 2) Authorize the County Librarian or designee to sign all documents related to this award; and 3) Approve the associated Budget Transfer. (4/5 Vote Required)

TREASURER

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

WORKFORCE INVESTMENT

34. Approve contract with Equus Workforce Solutions for job readiness and employment opportunities, retroactively effective July 1, 2021 through June 30, 2022, for a total contract amount not to exceed \$108,710.
35. Approve contract with Equus Workforce Solutions for creating temporary employment opportunities and serve as "employer of record" for the participant(s), retroactively effective July 1, 2021 through March 31, 2022, for a total contract amount not to exceed \$192,618.

BOARD APPOINTMENTS

36. Reappoint Jack Barcellos in lieu of an election to the Charleston Drainage District Board of Directors until the November 2026 election.
37. Reappoint Lorraine Bocks and appoint Irene Cacho to serve as Council members on the Le Grand Municipal Advisory Council until December 7, 2025 and December 7, 2023 respectively.
38. Appoint the Rural County Representative of California (RCRC), Golden State Finance Authority (GSFA), and Golden State Connect Authority (GSCA) Board of Directors Delegate and Alternate members for 2022.
39. Nominate a Delegate and Alternate member to the California State Association of Counties (CSAC) Board of Directors for 2021-2022.

POSSIBLE DIRECTION FOR FUTURE AGENDA ITEMS

December	
December 7, 2021	Board Meeting
December 14, 2021	Board Meeting