

Monterey County

*Board of Supervisors Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901*



Meeting Minutes - Draft

Tuesday, March 22, 2022

9:00 AM

Board of Supervisors

*Chair Supervisor Mary L. Adams - District 5
Vice Chair Supervisor Luis A. Alejo - District 1
Supervisor John M. Phillips - District 2
Supervisor Chris Lopez - District 3
Supervisor Wendy Root Askew - District 4*

9:00 A.M. - Called to Order

The meeting was called to order by Chair Supervisor Mary L. Adams. Check name

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew, Supervisor John M. Phillips and Supervisor Chris Lopez, appeared in person, and Supervisor Luis A. Alejo appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Susan Blitch, Assistant County Counsel and Valerie Ralph, Clerk of the Board appeared in person.

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for the agenda.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public's right of access to public services or facilities.
 - b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Kim Moore
Employee Organization(s): All Units
 - (2) Designated representatives: Irma Ramirez-Bough and Kim Moore
Employee Organization(s): Units A, B, AOS, BOSS and S
 - c. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.
 - d. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Kim, Jr. v. County of Monterey, et al. (Monterey County Superior Court case no. 16CV001236)
 - (2) Williams, Monia v. County of Monterey, et al. (United States District Court case no. 19CV01811-BLF)
 - (3) Committee for Fair and Affordable Housing on the Central Coast, et al. v. County of Monterey, et al. (Monterey County Superior Court case no. 22CV000070)
 - (4) Daniel Mitchell, et al. v. Joseph Moses, et al. (Monterey County Superior Court case no. 19CV001523)

Public Comments for Closed Session

Open for public comments; Susana Macais and Frank Garden, commented, via Zoom.

The Board Recessed for Closed Session Agenda Items**10:30 A.M. - Reconvened on Public Agenda Items****Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew, Supervisor John M. Phillips and Supervisor Chris Lopez, appeared in person, and Supervisor Luis A. Alejo appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Susan Blitch, Assistant County Counsel and Valerie Ralph, Clerk of the Board appeared in person.

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

Pledge of Allegiance

The Pledge of Allegiance to be led by John Baillie, Chair of the MCWRA Board of Directors.

Additions and Corrections by Clerk

There were no additions and corrections for the agenda.

Ceremonial Resolutions

Open for public comments; no public comments made.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Mary L. Adams to adopt Ceremonial Resolutions 2 through 6.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

2. Adopt a resolution commending Susan Rosales-Nava, Secretary, for 16-¼ combined years of dedicated public service to the County of Monterey. (Supervisor Adams)

Adopted Resolution No. 22-097

3. Adopt a resolution recognizing the Shagbag Radio Show KION on its twentieth anniversary.
(Supervisor Adams)
Adopted Resolution No. 22-096
4. Adopt a resolution commending Chief Deputy Kevin Oakley, upon his retirement from thirty-three years of public service with the Monterey County Sheriff's Office. (Supervisor Adams)
Adopted Resolution No. 22-098
5. Adopt a resolution honoring Leticia Oyoque upon her retirement after forty years of service with the Monterey County Department of Social and CalWORKs Employment Services. (Supervisor Lopez)
Adopted Resolution No. 22-094
6. Adopt a resolution declaring March 31, 2022 as Transgender Day of Visibility in Monterey County.
(Supervisor Askew)
Adopted Resolution No. 22-095

Appointments

Open for public comments; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to appoint/reappoint Item Numbers 8 and 9 with a separate vote taken on Item Number 7.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Luis A. Alejo to appoint Joann Iwamoto to serve as the member of the California Cannabis Authority Board of Directors for Item Number 7.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

7. Appoint a County of Monterey representative to serve as a member of the California Cannabis Authority Board of Directors
Joann Iwamoto to serve as the member of the California Cannabis Authority Board of Directors
8. Reappoint Amy Roberts to the Monterey County Planning Commission for a term ending January 23, 2026. (Nominated by District 4, Supervisor Askew)

Reappointed

9. Reappoint Eugene C. Doherty to the Assessment Appeals Board, with a term ending date on September 4, 2023. (Nominated by District 5, Supervisor Adams)

Reappointed**Approval of Consent Calendar – (See Supplemental Sheet)**

10. See Supplemental Sheet

Open for public comments; Cesar Lara, via Zoom, commented.

Supervisor John M. Phillips pulled Item No. 35 for separate vote and commented on Item Number 46, Supervisor Lopez commented on Item No.'s 43 and 46, Supervisor Wendy Root Askew commented on Item No.'s 43 and 46 and Supervisor Luis A. Alejo commented on Item No. 46.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Chris Lopez to approve Consent Calendar Item Numbers 25 through 55 excluding Item No. 35 which a separate vote will be taken on.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Luis A. Alejo to approve Consent Item No. 35.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: NAY

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

Motion carried 4 to 1

General Public Comments

Open for general public comments for items not on today's agenda;

11. General Public Comments

Open for general public comments for items not on today's agenda; Samantha Avina, Nina Betty, Margie Kay, and Kim Stemler, all via Zoom, Wes White, in person, commented.

12:00 P.M. - Recessed to Lunch**1:30 P.M. - Reconvened****Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew, Supervisor John M. Phillips and Supervisor Chris Lopez, appeared in person, and Supervisor Luis A. Alejo appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Susan Blitch, Assistant County Counsel and Valerie Ralph, Clerk of the Board appeared in person.

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

1:30 P.M. - Scheduled Matters

- 12.** Receive update on issues related to homelessness in Monterey County as follows:
- a. Presentation on State funding available to address homelessness from Julie Lo, Executive Officer, California Interagency Council on Homelessness
 - b. Presentation on implementation of the Five Year Plan to Reduce Homelessness in Monterey and San Benito Counties from Roxanne Wilson, Executive Officer, Coalition of Homeless Services Providers
 - c. Update on planning for multi-agency “Summit to Address Homelessness in Monterey County “ planned for July, 2022
 - d. Provide direction to staff

Nick Chiulos, Assistant County Administrative Officer, in person, made opening remarks with Chad Zeger from CAL ICH and Roxanne Wilson, Executive Officer Coalition of Homeless Services Providers, both via Zoom who presented via PowerPoint presentation.

Open for public comments; Wes White, in person, woman (name inaudible), Tyller Williamson, and Eloise Shim, via Zoom, commented.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Luis A. Alejo to: Receive update on issues related to homelessness in Monterey County as follows:

- a. **Presentation on State funding available to address homelessness from Julie Lo, Executive Officer, California Interagency Council on Homelessness**
- b. **Presentation on implementation of the Five Year Plan to Reduce Homelessness in Monterey and San Benito Counties from Roxanne Wilson, Executive Officer, Coalition of Homeless Services Providers**
- c. **Update on planning for multi-agency “Summit to Address Homelessness in Monterey County “ planned for July, 2022**
- d. **Directed staff to provide up to \$15,000 from the County to the coalition with funding to be determined.**

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

13. a. Receive a presentation on the First 5 Monterey County (The Monterey County Children and Families Commission) Fiscal Year 2020-21 Annual Report; and
b. Accept the FY 2020-21 Annual Report from the First 5 Monterey County.

Lori Medina, Director of Department of Social Services; Francine Rodd, First 5 Monterey and Nina Alcaraz, First 5 Monterey, all in person, presented via PowerPoint presentation.

Open for public comments; Kevin Dayton and Wes White, in person, Cesar Lara, Luciana (no last name provided), Claudia Gomez, and Shannan Watkins, via Zoom, commented.

Upon consensus the Board:

- a. Received a presentation on the First 5 Monterey County (The Monterey County Children and Families Commission) Fiscal Year 2020-21 Annual Report; and
b. Accept the FY 2020-21 Annual Report from the First 5 Monterey County.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

14. **REF220014 - Monterey County General Plan Implementation and Housing Element Annual Progress Report**

- a. Consider and accept the 2021 Annual Progress Report for the Monterey County General Plan(s); and
b. Consider and accept the 2021 Annual Progress Report for the 2015-2023 Housing Element;
c. Authorize the Housing and Community Development Department Director to submit the final progress reports to the State Office of Planning and Research and State Department of Housing and Community Development; and
d. Consider and provide direction regarding the Five-Year Long-Range Planning Work Program.

Proposed CEQA Action: Not a project per Sections 15060(c)(1) and 15378(b)(4) of the CEQA Guidelines.

Melanie Beretti, Principal Planner and Darby Marshall, Manager both in person, from the Housing and Community Development Department presented via PowerPoint presentation.

Open for public comments; Kevin Dayton, in person, and Eloise Shim, via Zoom, commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to:

- a. Find that submitting these annual reports is not a project subject to CEQA per Section 15060(c)(1) and 15378(b)(4) of the CEQA Guidelines;
b. Accept the 2021 Annual Progress Report for the Monterey County General Plan(s) pursuant to

Government Code Section 65400 (Attachment A);

- c. Accept the 2021 Annual Progress Report for the 2015-2023 Housing Element to comply with State Department of Housing and Community Development requirements (Attachment A);
- d. Authorize the County Housing and Community Development Department Director to submit the final progress reports to the State Office of Planning and Research and State Department of Housing and Community Development, as required; and
- e. Provided direction to staff on the Five-Year Long-Range Planning Work Program (Attachments C, D, E).

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

15. Consider approving the 2022 Downtown Government Center Memorandum of Understanding (Downtown MOU) with the City of Salinas regarding the mutual planning of government services and facilities in downtown Salinas.

Lindsay Lerable, Chief of Facilities Public Works, Facilities & Parks and Melanie Beretti, Principal Planner, in person, from the Housing and Community Development Department presented via PowerPoint presentation.

Open for public comments; Kevin Dayton, in person, commented.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to:

- a. Approve the 2022 Downtown Government Center Memorandum of Understanding (Downtown MOU) with the City of Salinas regarding the mutual planning of government services and facilities in downtown Salinas; and
- b. Provided direction to staff.

Approved - Agreement No. A-15726

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

Other Board Matters

County Administrative Officer Comments

16. County Administrative Officer Comments

Charles McKee, County Administrative Officer commented.

County Administrative Officer comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4473

New Referrals

17. New Referrals

Charles McKee, County Administrative Officer from the County Administrative office shared there is one new referral this week:

One new referral from Supervisor Wendy Root Askew and Supervisor Mary L. Adams:
Ref No. 2022.13 Referral Title: Shipnuck

County Administrative Officer new referrals can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4473

Referral Responses

18. Receive a preliminary analysis report in response to **Board Referral No. 2022.11** seeking the Monterey County Health Department's Behavioral Health Bureau to provide a comprehensive presentation on how the Mental Health Services Act funding is being used in Monterey County and what other potential eligible services could be provided under the act and to devise an updated expenditure plan to utilize the reserve funds of \$55,380,337 towards providing critical needed services to eligible residents. The referral also request that the Board of Supervisors receive an annual report on the expenditures and effectiveness of all its programs.

Katy Eckert, Director, Jon Drake, Assistant Bureau Chief and Fabricio Chombo, Finance Manager II from the Health Department presented via PowerPoint presentation.

Open for public comments; Cesar Lara, via Zoom, commented.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to:

- a. Receive a preliminary analysis report in response to Board Referral No. 2022.11 and;
- b. Directed matter be referred back to the Budget Committee for further consideration.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

19. Receive a progress report from the Information Technology Department in response to Board Referral #2021.08 to facilitate regional governance, strategy, collaboration and partnerships on expanding broadband access and closing the digital divide throughout Monterey County, and provide further direction.

Eric Chatham, Chief Officer and Alex Zheng, Deputy Chief Officer, both in person, from the Informational Technology Department presented via PowerPoint presentation.

Open for public comments; Nina Beety, via Zoom, commented.

Upon consensus the Board:

- a. Received a progress report from the Information Technology Department in response to Board Referral #2021.08 to facilitate regional governance, strategy, collaboration and partnerships on expanding broadband access and closing the digital divide throughout Monterey County; and
- b. Provided further direction, as appropriate.

20. Receive a preliminary analysis report in response to Board Referral #2022.09, to explore the potential of creating a Salinas Valley Five Cities Joint Powers Authority to develop the broadband, and/or high-speed internet needed by all the communities and areas represented by the Joint Powers Authority, and provide further direction.

Eric Chatham, Chief Officer and Alex Zheng, Deputy Chief Officer, both in person, from the Informational Technology Department presented via PowerPoint presentation.

Open for public comments; Nina Beety and Cesar Lara, via Zoom, commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to:

- a. Receive the Information Technology Department report outlined below in response to Board Referral #2022.09; and
- b. Authorize the proposed JPA, and direct ITD to provide suggested modifications to the agreement.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

- 21.

Receive a preliminary analysis report in response to Board Referral No. 2022.08 seeking the opportunity for expansion of commercial financing companies in Monterey County.

Richard Vaughn, Economic Development Manager, in person, from the County Administrative Office verbally presented.

Open for public comments; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to:

- 1) Receive a preliminary response to Board Referral No. 2022.08 and;
 - a) Directed staff to:
 - ii) Return to the Board with a more comprehensive analysis of referral.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

22. a. Receive a presentation in response to Board Referral No. 2021.05 and authorize implementation of the Countywide COVID-19 Memorial Project;
- b. Provide direction to Staff for the location of the permanent Countywide COVID-19 Memorial

Project;

- c. Approve proposed design concepts to be further developed through a Community Engagement strategy; and
- d. Direct that the COVID-19 Memorial Project be added to the approved FY 2021/22 Funded Capital Projects (Fund 404) list, with estimated expenditures to date in the amount of \$20,000, and total estimated project cost to be determined by the Board's concept preference.

Lindsay Lerable, Chief of Facilities and Randall Ishii, Director, both in person, from the Public Works, Facilities & Parks presented via PowerPoint presentation.

Open for public comments; no public comments made.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Mary L. Adams to:

- a. Receive a presentation in response to Board Referral No. 2021.05 and authorize implementation of the Countywide COVID-19 Memorial Project; and**
- b. Directed staff to seek partner matches and return to the Board in 45 days for further consideration.**

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

- 23.** Receive a preliminary analysis report in response to Board Referral No. 2022.02 requesting formation of a Sheriff Oversight Board.

Susan Blicht, Assistant County Counsel and Nick Chiulos, Assistant County Administrative Officer, all in person, verbally presented

Open for public comments; Cesar Lara, via Zoom, commented.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor John M. Phillips to: Receive a preliminary analysis report in response to Board Referral No. 2022.02 and defer this matter until the new Sheriff is elected.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: NAY
Chair Supervisor Adams: AYE

Motion carried 4 to 1

Board Comments

- 24.** Board Comments

Board Comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4473

Read Out from Closed Session by County Counsel

1. Closed Session under Government Code section 54950, relating to the following items:

a. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public's right of access to public services or facilities.

The Board took no reportable actions on items 1.a.

b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:

(1) Designated representatives: Irma Ramirez-Bough and Kim Moore

Employee Organization(s): All Units

(2) Designated representatives: Irma Ramirez-Bough and Kim Moore

Employee Organization(s): Units A, B, AOS, BOSS and S

The Board approved a tentative agreement with the Monterey County Patrol Association.

c. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.

The Board took no reportable actions on items 1.c.

d. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:

(1) Kim, Jr. v. County of Monterey, et al. (Monterey County Superior Court case no. 16CV001236)

(2) Williams, Monia v. County of Monterey, et al. (United States District Court case no. 19CV01811-BLF)

(3) Committee for Fair and Affordable Housing on the Central Coast, et al. v. County of Monterey, et al. (Monterey County Superior Court case no. 22CV000070)

(4) Daniel Mitchell, et al. v. Joseph Moses, et al. (Monterey County Superior Court case no. 19CV001523)

The Board took no reportable actions on items 1.d.(1)(2)(3)(4)

Adjourned

The meeting was adjourned at 6:55 p.m. by Supervisor Mary L. Adams.

Supplemental Sheet, Consent Calendar**Natividad Medical Center**

25. a. Authorize the Interim Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Arc Advisors, LLC for interim professional compliance services at NMC for an amount not to exceed \$200,000 with an agreement term February 14, 2022 through February 13, 2023.
- b. Approve the NMC Interim Chief Executive Officer's recommendation to accept non-standard insurance, limitations on liability, and limitations on damages provisions within the agreement.

Approved - Agreement No.: A-15727

26. a. Authorize the Interim Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the agreement with GX3 Group for project inspection services per California Department of Health Care Access and Information (HCAI)-approved plans and specifications, extending the agreement an additional three (3) year period (April 1, 2023 through March 31, 2026) for a revised full agreement term of April 1, 2021 through March 31, 2026, and adding \$400,000 for a revised total agreement amount not to exceed \$500,000.
- b. Authorize the Interim Chief Executive Officer for NMC or his designee to execute up to three (3) future amendments to the agreement which do not cause an increase of more than ten percent (10%) (\$10,000) of the original cost of the agreement.

Approved - Agreement No.: A-15728; Amendment No.: 1

27. Approve Natividad Medical Center to increase the project cost for the Pharmacy Renovation by \$705,411 for additional construction, inspection and permit fees for a total project cost of \$1,905,411.

Approved

28. Authorize the Interim Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute Agreements with Hammel, Green and Abrahamson, Inc., 19six Architects, Cedarblade Consulting, Kasavan Architects, and Wald, Ruhnke & Dost Architects, LLP pursuant to the Request for Qualifications (RFQ) #9600-86, each with a retroactive term of February 1, 2022 through January 31, 2027 with a total aggregate amount for all Agreements not to exceed \$5,000,000.

Approved - Agreement No.'s.: Agreement No.: A-15729 Hammel, Green and Abrahamson, Inc; Agreement No.: A-15730 19six Architects; Agreement No.: A-15731 Cedarblade Consulting; Agreement No.: A-15732 Kasavan Architects and Agreement No.: A-15733 Wald, Ruhnke & Dost Architects, LLP

29. a. Authorize the Interim Chief Executive Office for Natividad or his designee to execute the Third Amendment to the Professional Services Agreement with Lena Nerjis Malik M.D. to provide pediatric hospitalist services, extending the term by twenty-four months (April 1, 2022 to March 31, 2024) for a revised full agreement term of July 1, 2017 to March 31, 2024 and adding \$100,000 for a revised total not to exceed amount of \$200,000 in the aggregate; and

b. Authorize the Interim Chief Executive Officer for Natividad or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not exceed 10% (\$10,000) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15734; Amendment No.: 3

30. a. Authorize the Interim Chief Executive Officer for Natividad or his designee to execute the First Amendment to Professional Services Agreement with Kyle A. Graham, M.D. to provide obstetrics and gynecological services, extending the term by twenty-four (24) months (April 1, 2022 to March 31, 2024) for a revised full agreement term of April 1, 2020 to March 31, 2024, and adding \$100,000, for a revised total not to exceed amount of \$200,000 in the aggregate; and
- b. Authorize the Interim Chief Executive Officer for Natividad or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not exceed 10% (\$10,000) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15735; Amendment No.: 1

31. a. Authorize the Interim Chief Executive Officer for Natividad or his designee to execute the Third Amendment to the Professional Services Agreement (A-13538) with James F. Lilja, M.D. dba Bay Area Gynecology Oncology to provide gynecology oncology and urology gynecology services, extending the term by twelve months (April 1, 2022 to March 31, 2023) for a revised full agreement term of February 1, 2018 to March 31, 2023, and adding \$350,000 for a revised total not to exceed amount of \$1,160,000 in the aggregate; and
- b. Authorize the Interim Chief Executive Officer for Natividad or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$41,000) of the original contract amount.

Approved - Agreement No.: A-13538; Amendment No.: 3

32. a. Authorize the Interim Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with F1 Technical Solutions, Inc. for temporary and permanent placement services at NMC for an amount not to exceed \$650,000 with an agreement term retroactive to March 15, 2022 through March 14, 2024.
- b. Authorize the Interim Chief Executive Officer for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) (\$65,000) of the original cost of the agreement.

Approved - Agreement No.: A-15736

33. a. Authorize the Interim Chief Executive Officer for Natividad or his designee to execute the Professional and Call Coverage Services Agreement with Tele-Physicians, P.C. to provide tele-neurology services for an amount not to exceed \$800,000 the period April 1, 2022 to March 31, 2024; and

b. Authorize the Interim Chief Executive Officer for Natividad or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$80,000) of the original contract amount.

Approved - Agreement No.: A-15737

- 34.** a. Approve the agreement to appoint Dr. Charles Harris as the Chief Executive Officer of Natividad; and,
b. Authorize the Chair to execute agreement.

Approved - Agreement No.: A-15738

Health Department

- 35.** Approve and authorize the Director of Health or the Assistant Director of Health to sign Amendment No. 3 to Agreement No. A-15418, with the Community Foundation for Monterey County (CFMC), for the Virus Integrated Distribution of Aid Project (VIDA) Project, formerly known as the Community Outreach and Education Pilot Project (Pilot Project), adding 9 months, for a revised full term of January 1, 2021 through December 31, 2022 and increasing the amount by \$1,570,012 for a total agreement, not to exceed \$6,559,663.

Approved - Agreement No.: A-15418; Amendment No. 3

Department of Social Services

- r36.** a. Approve and authorize the Director of the Department of Social Services to sign an Agreement with Evident Change for access to the SafeMeasures reporting service for the Child Welfare Case Management System in the amount of \$100,689 for the period of May 1, 2022 to April 30, 2024 including nonstandard indemnification and warranty provisions and other modifications to the County's Standard Agreement terms; and
b. Authorize the Director of the Department of Social Services to sign up to three (3) additional amendments to this Agreement where the total amendments do not exceed 10% (\$10,068) of the contract amount and do not significantly change the terms of the Agreement.

Approved - Agreement No.: A-15739

- 37.** Approve and authorize the Director of the Department of Social Services to sign an application for continued access to the Department of Justice Live Scan fingerprinting system to meet state requirements for fingerprinting of Family and Children's Services customers.

Approved

Criminal Justice

- 38.** a. Authorize the Auditor-Controller to amend the Fiscal Year 2021-22 Adopted Budget to increase

appropriations and estimated revenues by \$18,887 for the Office of the District Attorney, Fund 001, Appropriation Unit DIS001, financed by the receipt of JAG funds from the City of Salinas, in the amount of \$18,887 (4/5ths vote required);

- b. Authorize the adoption of a resolution, authorizing the County Administrative Officer or his designee to sign a Memorandum of Agreement and all related documentation on behalf of the County for the JAG grant application with the City of Salinas, subject to review and approval by County Counsel.

Adopted - Resolution No.: 22-100; Approved - Agreement No.: A-15740

General Government

39.

Adopt a Resolution to:

- a. Authorize the County Administrative Officer or the designee to execute an Agreement for ARPA Economic Recovery Hospitality and Tourism Standard Agreement for Monterey County Convention and Visitors Bureau to perform all tasks necessary to develop and implement hospitality and tourism support services in Monterey County, for the period of three (3) years, for the term March 29, 2022 through December 31, 2024, in the amount not to exceed \$1,800,000; and
- b. Authorize the Auditor-Controller to amend the FY 2021-22 County Administrative Office Development Set-Aside Adopted Budget 001-1050-CAO036-8512 to increase appropriations by \$300,000, financed by an increase in non-program revenue 001-1050-CAO019-8041 funded by ARPA revenue (4/5th vote required).

Adopted - Resolution No.: 22-101; Approved - Agreement No.: A-15741

40.

- a. Adopt a Resolution to authorize and direct the Auditor-Controller to amend the Emergency Communications Department's FY 2021-22 Adopted Budget (028-1520-EME004-8507-6111) by increasing appropriations by \$91,822 financed by FY 2020-21 surplus which is being held as fund balance in Fund 028 (4/5ths vote required).

Adopted Resolution No. 22-102

41.

- a. Approve and authorize the Chief Information Officer execute a non-standard Agreement with Black & Veatch Corporation in the maximum amount of \$500,000, for the retroactive contract period of March 15, 2022 through February 14, 2024, to provide architectural, engineering, and design services to support remedial work at County radio communications sites; and
- b. Approve non-standard agreement terms as recommended by the Chief Information Officer; and
- c. Authorize the Chief Information Officer to sign up to two (2) amendments to this Agreement, which extend services by one (1) year each, where any increased costs do not exceed 10% of the cost of the prior year, subject to County Counsel review, and provided that the terms and conditions of the agreement remain substantially the same.

Approved - Agreement No.: A-15742

42.

Adopt a Resolution to:

- a. Authorize the County Administrative Officer or the designee to sign any documents and certifications

that may be required to comply with the CARES Act revolving loan fund grant terms and conditions set by the U.S. Department of Commerce, Economic Development Administration, subject to review by the Office of the County Counsel as to form; and

b. Certify that the Small Business Revolving Loan Fund is being operated consistent with the EDA approved administrative plan; and

c. Authorize the Auditor-Controller to amend the Fiscal Year 2021-22 Adopted Budget to increase appropriations and estimated revenues by \$1,760,000 for the Revolving Loan Program, 011-1050-CAO040-8516, to recognize the investment by the U.S. Department of Commerce, Economic Development Administration (EDA) in the County's Small Business Revolving Loan Fund (SBRLF) (4/5ths vote required); and

d. Authorize the Auditor-Controller's Office to incorporate approved budget modifications to the FY 2021-22 Budget, and the County Administrative Office to reflect these approved changes in the FY 2022-23 Adopted Budget.

Adopted Resolution No. 22-103

- 43.** Approve and authorize the Chief Information Officer or designee to execute a Donation Agreement to donate a surplus of fifteen (15) L3 Harris Portable Radios to the City of Gonzales.

Approved - Agreement No.: A-15743

- 44.** a. Authorize the Chief Information Officer, or his designee, to execute an Agreement with Honeywell International, Incorporated, incorporating the terms of General Services Administration Federal Supply Service's existing Multiple Award Schedule, Security and Protection Master Agreement Contract No. 47QSWA18D0057 to purchase facility services (SIN334512) to facilitate the County's Data Center upgrades, and facility maintenance services, in the amount of \$600,000 for the term of March 22, 2022 through May 24, 2023; and
- b. Authorize the Chief Information Officer or his designee, to execute order forms as needed and such documents as are necessary to implement the agreement with Honeywell International, Incorporated for the County's purchase of Heating, Ventilation and Air Conditioning (HVAC) services and supplies; and
- c. Accept non-standard contract provisions as recommended by the Chief Information Officer; and
- d. Authorize the Chief Information Officer the option to extend the agreement up to one (1) additional five (5) year period through May 24, 2028, and sign associated Order Forms provided that additional total costs do not exceed ten percent (10%) of the original contract amount (\$60,000 total maximum cost increase per year), and so long as the Order Forms do not significantly alter the terms of the Master Agreement, even if no additional Agreements are entered into, subject to County Counsel review.

Approved - Agreement No.: A-15744

Housing and Community Development

- 45.** a. Approve a Professional Services Agreement with Denise Duffy & Associates, Inc. to provide environmental review consultation services for the Harper Canyon/Encina Hills Subdivision Project, in a not to exceed amount of \$19,885 and for a term commencing with the signing of the Agreement until December 31, 2024;

- b. Approve a Reimbursement Agreement with Harper Canyon Realty, Inc. related to the processing and services environmental review documentation focused on wildlife corridors for the Harper Canyon/Encina Hills Subdivision project, to take effect only upon execution of the agreement by the parties and for a term to expire upon Board of Supervisors approval or until final disposition of all litigation challenging such an action of the Board;
- c. Authorize the County Housing and Community Development Director, or designee, to execute the Agreements with Denise Duffy & Associates, Inc. and Harper Canyon Realty, LLC and future amendments or extensions to the agreements where the amendments or extensions do not significantly alter the scope of work, agreement amounts or affect the County's obligation.

Adopted Resolution No.: 22-104; Approved - :Agreement No.: A-15745 Denise Duffy & Associates, Inc.; Agreement No.: A-15746 Harper Canyon Realty, Inc.

- 46.**
- a. Approve a Pre-Annexation Agreement with the City of Salinas to acknowledge foreseeable annexations, reaffirm coordination of land use entitlement and CEQA compliance as agreed to in the Greater Salinas Area MOU2019 Addendum, and to analyze the property tax and revenue sharing formulas between the City and the County; and
 - b. Authorize the County Housing and Community Development Director, or designee, to execute the Pre-Annexation Agreement with the City of Salinas and future amendments or extensions to the Pre-Annexation agreement where the amendment(s) or extension(s) do not significantly alter the scope of work or affect the County's obligation.

Adopted - Resolution No.: 22-105; Approved - Agreement No.: A- 15747

Public Works, Facilities and Parks

- 47.**
- a. Approve and authorize the Monterey County Laguna Seca Representative to execute a Standard Agreement between Cresco Equipment Rentals and the County of Monterey for Golf Cart Rentals and Service for WeatherTech® Raceway at Laguna Seca, with a term beginning April 1, 2022 through December 31, 2022, for an amount not to exceed \$150,000; and
 - b. Approve and authorize the Monterey County Laguna Seca Representative to execute up to three (3) future amendments to the Standard Agreement where the total amendments do not exceed ten percent (10%), or \$15,000, of the Agreement amount and do not significantly change the scope of work, subject to County Counsel approval.

Approved - Agreement No.: A-15748

- 48.**
- Approve and authorize the Monterey County Laguna Seca Representative to execute Amendment No. 2 to Standard Agreement A-15540 between Nelson D. Holman dba Holman's Hook N' Haul and the County of Monterey for towing and recovery services for WeatherTech® Raceway at Laguna Seca with a term beginning August 19, 2020, through December 31, 2022, for an amended not-to-exceed amount of three hundred thousand dollars (\$300,000).

Approved - Agreement No.: A-15540; Amendment No. 2

- 49.**
- Adopt a Resolution to:
- a. Adopt a Mitigated Negative Declaration for the Proposition 68 Lake San Antonio South Shore

Marina Project; and

b. Adopt a Mitigation Monitoring and Reporting Program as outlined in the Initial Study and Mitigated Negative Declaration (IS/MND) document, in the event Proposition Grant 68 funds are awarded.

Adopted Resolution No. 22-106

- 50.** a. Approve submittal of a grant funding application for the Davis Road Bridge Replacement and Road Widening Project (Project) to apply for a \$21 million grant from the Rebuilding American Infrastructure with Sustainability and Equity (RAISE) grant program;
- b. Authorize the Director of Public Works, Facilities, & Parks (PWFP), or designee, to act as the agent for the County in processing all documentation to secure these funds; and
- c. Direct the County of Monterey PWFP to return to the Board for approval prior to acceptance of any grant award(s).

Approved

- 51.** Approve and authorize the Director of Public Works, Facilities, & Parks, or designee, to sign the Master Agreement Administering Agency-State Agreement for State-Funded Projects (State Master Agreement No. 05-5944S21) and related Program Supplement Agreements with the California Department of Transportation (Caltrans).

Approved - Agreement No.: A-15749

- 52.** a. Approve a Memorandum of Understanding between the Castroville Community Services District (CCSD) and the County of Monterey (County) for the construction of a sewer force main conduit in conjunction with the Monterey Bay Sanctuary Scenic Trail project; and
- b. Authorize the Director of Public Works, Facilities, and Parks to sign the Memorandum of Understanding.

Approved - Agreement No.: A-15750

- 53.** a. Approve and authorize the Monterey County Laguna Seca Representative to execute a nonstandard agreement between Eliud Garcia, MD and the County of Monterey for the provision of medical services which include acting as Chief Medical Officer and coordination of medical staffing of the medical clinic during premier racing events at WeatherTech Raceway at Laguna Seca, with a term beginning April 1, 2022 through December 31, 2023, for an amount not to exceed \$110,000;
- b. Approve the amended nonstandard addendum and Exhibit "B" as recommended by the Director of Public Works, Facilities, and Parks; and
- c. Approve and authorize the Monterey County Laguna Seca Representative to execute up to three (3) future amendments to the nonstandard agreement where the total amendments do not exceed ten percent (10%), or \$11,000, of the agreement amount and do not significantly change the scope of work, subject to County Counsel approval.

Approved - Agreement No.: A-15751

- 54.** Approve and Authorize the Director of Public Works, Facilities and Parks (PWFP) to execute the Measure X Pavement Management Program Funding Agreement between the Transportation Agency

of Monterey County (TAMC) and the County of Monterey.

Approved - Agreement No.: A-15752

- 55.** Adopt a Resolution pursuant to California Streets and Highways Code Sections 940 and 943(a) to authorize acceptance of a Quitclaim deed for a portion of Scenic Road and execute an Irrevocable Offer to Dedicate to the State California:
- a. Finding that acceptance of a Quitclaim deed for a portion of road right-of-way affects existing highways and streets and minor alterations to land which qualify as Class 1 and Class 4 categorical exemptions respectively pursuant to California Environmental Quality Act (CEQA) Guidelines California Code of Regulations (CCR) Section 15301(c) - existing highways and streets, CCR Section 15304 - minor public alterations in the condition of the land, and there are no exceptions pursuant to CEQA Guidelines CCR Section 15300.2;
 - b. Approving and authorizing the Chair to sign the Acceptance and Consent to Recordation of a Quitclaim deed from the State Coastal Conservancy for 420 square feet of land adjacent to Scenic Road along the frontage of Assessor's Parcel Number 009-463-021-000 for the purpose of becoming a part of the Scenic Road right-of-way.
 - c. Approving and authorizing the Chair to execute an Irrevocable Offer to Dedicate Title in Fee and Declaration of Restrictive Covenants for said 420 square feet of land adjacent to Scenic Road along the frontage of Assessor's Parcel Number 009-463-021-000: and
 - e. Directing the Clerk of the Board to first record the executed Quitclaim deed with the County's Acceptance and Consent to Recordation, and second, record the Irrevocable Offer to Dedicate in the Office of the County Recorder.

Proposed CEQA Action: Categorically exempt pursuant to CEQA Guidelines CCR Section 15301(c) - existing highways and streets and CCR Section 15304 - minor public alterations in the condition of the land, and there are no exceptions pursuant to CCR Section 15300.2.

Adopted Resolution No. 22-107