

Monterey County

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



Meeting Agenda - Final-Revised

Tuesday, March 26, 2019

9:00 AM

Board of Supervisors.

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

The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901.

As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

ALTERNATE AGENDA FORMATS: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

CEREMONIAL/APPOINTMENTS/OTHER BOARD MATTERS: These items may include significant financial and administrative actions, and items of special interest, usually approved by majority vote for each program. The regular calendar also includes "Scheduled Items," which are noticed hearings and public hearings.

CONSENT CALENDAR: These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by majority vote.

TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board's action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

TO ADDRESS THE BOARD DURING PUBLIC COMMENT: Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

DOCUMENT DISTRIBUTION: Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

INTERPRETATION SERVICE POLICY: The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for interpreter assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un

interprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de anticipo de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies.

The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting.

Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5

NOTE: All agenda titles related to numbered agenda items are live web links. Click on the title to be directed to the corresponding Board Report.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

Please refer to the separate agendas for Special Districts and Agencies governed by the Board of Supervisors that may be scheduled for agenda items today.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session by County Counsel

County Counsel will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.
 - b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
 - (1) Property: 2.79 acre portion of US Army Corps of Engineers Parcel L23.3.3.1 (APN 031-161-032)
Agency Negotiator(s): Carl Holm, Resource Management Agency Director
Negotiating Parties: Michael Magee, California Department of Veterans Affairs
Under negotiation: Price and terms
 - 2) Property: Fort Ord Landfill Parcels and Landfill Buffer Parcels, APNS 031-101-039, 031-101-040, 031-101-41, 031-101-042, 031-101-056, 031-101-057, 031-101-058, 031-161-041, 031-161-058, and Army owned Parcel E8a.2 (No APN)
Agency Negotiator(s): Carl Holm, Resource Management Agency Director
Negotiating Parties: City of Marina
Under negotiation: Price and terms
 - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Meyer Community Group and LandWatch Monterey County v. County of

Monterey, et al.

(Monterey County Superior Court Case No. M131913)

(2) Collins v. County of Monterey, et al, (U.S. District Court case 5:19-cv-01214-NC)

d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding ~~one~~ two matters of potential initiation of litigation. (REVISED VIA SUPPLEMENTAL)

e. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

Public Comment

The Board Recesses for Closed Session Agenda

Closed Session may be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

10:30 A.M. - Reconvene on Public Agenda Items

Roll Call

Pledge of Allegiance

Additions and Corrections by Clerk

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar Items No. 20 through 44.

Ceremonial Resolutions

3. Adopt Resolution honoring Theodore Harry Cominos for his 65 years of exemplary service practicing law. (Full Board)

Attachments: [Cominos Ceremonial Resolution](#)

4. Adopt Resolution honoring Dr. Cathy Gutierrez upon her retirement from the Monterey County Health Department after ~~22~~ 33 years of dedicated service in Monterey County. (Full Board) (REVISED VIA SUPPLEMENTAL)

Attachments: [Cathy Gutierrez Ceremonial Resolution](#)

5. Adopt Resolution designating the month of April 2019 as “Sexual Assault Awareness Month” in Monterey County. (Full Board)

Attachments: [Sexual Assault Awareness Month Ceremonial Resolution](#)

- 5.1 Adopt Resolution proclaiming March 2019 as “Brain Injury Awareness Month” in Monterey County. (Full Board)

Attachments: [Brain Injury Awareness Month Ceremonial Resolution](#)

- 5.2 Adopt Resolution proclaiming March 31st as Farmworkers Appreciation Day in Monterey County and honoring César Chávez Day. (Full Board)

Attachments: [Farm Worker Appreciation Day 2019 Ceremonial Resolution](#)

Appointments

6. Reappoint Paul Cortopassi to the Castroville Cemetery District for a term ending March 30, 2022. (Supervisor Phillips)

Attachments: [Notification to Clerk - Cortopassi](#)

7. Appoint Henry Espinosa to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board)

Attachments: [Notification to Clerk - Espinosa](#)

8. Appoint Deneen Guss to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board)

Attachments: [Notification to Clerk - Guss](#)

9. Appoint Jeannine Pacioni to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board)

Attachments: [Notification to Clerk - Pacioni](#)

10. Appoint Abdul D. Pridgen to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board)

Attachments: [Notification to Clerk - Pridgen](#)

11. Appoint Eric Rozance to the Parks Commission for a term ending April 26, 2019. (Supervisor Phillips)

Attachments: [Notification to Clerk - Rozance](#)

12. Reappoint Debbie Torres to the Castroville Cemetery District for a term ending March 30, 2022. (Supervisor Phillips)

Attachments: [Notification to Clerk - Torres](#)

Other Board Matters

13. Board Comments

14. CAO Comments and Referrals

Attachments: [Referrals 03-26-19](#)

15. General Public Comments

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.

10:30 A.M. - Scheduled Matters

16. Receive a report regarding the Office of Emergency Services' (OES) procedures on Emergency/Alert Notifications.

Attachments: [Board Report](#)
[Board Pres Alert Notif - OES 03262019](#)

12:00 P.M. - Recess to Lunch

1:30 P.M. - Reconvene

Roll Call

1:30 P.M. - Scheduled Matters

17. **PLN160131 - PACIFIC GAS & ELECTRIC (CONTINUED FROM FEBRUARY 26, 2019)**

Public hearing to consider an appeal by Friends, Artists & Neighbors of Elkhorn Slough (FANS) from the December 6, 2018 Zoning Administrator decision adopting a Mitigated Negative Declaration and approving a Coastal Development Permit to allow grading on slopes of 25 percent or greater, and a Coastal Development Permit to allow development within 100 feet of environmentally sensitive habitat for earthwork associated with increasing ground clearance for existing Pacific Gas & Electric Company powerlines.

Project Location: Upland landform located south of Strawberry Canyon Road and

north of Tucker Road, 490 and 500 Strawberry Canyon Rd; and 95 and 123 Tucker Road, on an upland landform located between the two roads, North County Land Use Plan, Coastal Zone.

Proposed CEQA Action: Adopt a Mitigated Negative Declaration.

Attachments: [Board Report](#)

[Attachment A - Vicinity Map](#)

[Attachment B - Draft Resolution](#)

[Attachment C - North County LUAC Minutes \(April 18, 2018\)](#)

[Attachment D - RMA Letter to Molly Erickson dated February 6, 2019](#)

[Attachment E - Revised IS and MND](#)

[Attachment F - Biological Assessment \(LIB160313\)](#)

[Attachment G - Updated Biological Assessment \(LIB180398\)](#)

[Attachment H - Appeal](#)

[Attachment I - Correspondences](#)

18. a. Consider accepting the 2018 Annual Progress Report for the Monterey County General Plan(s);
- b. Consider accepting the 2018 Annual Progress Report for the 2015-2023 Housing Element;
- c. Consider authorizing the Chief of Planning to submit the final progress reports to the State Office of Planning and Research and State Department of Housing and Community Development, as required.
- Proposed CEQA Action:** Not a project per CEQA Guideline secs. 15060(c)(1) and 15378(b)(4)

Attachments: [Board Report](#)

[Attachment A - Annual Progress Report for the 2010 General Plan](#)

19. **PLN170611, PLN170612 & PLN170613 - PIETRO FAMILY INVESTMENTS LP (VALLEY POINT LLC & CHRIS ADAMSKI)**
- Continue a noticed public hearing to April 23, 2019 for consideration of the appeal by Open Monterey Project and Save Carmel Point Cultural Resources of the December 5, 2018 Planning Commission decisions:
- a. Approving a Combined Development Permit (PLN170611) to allow construction of a single-family dwelling, attached garage, and basement within 750 feet of known archaeological resources at 26307 Isabella Avenue (APN: 009-463-012-000);
- b. Approving a Combined Development Permit (PLN170612) to allow construction of a single-family dwelling, attached garage, and basement within 750 feet of known archaeological resources at 26338 Valley View Avenue (APN: 009-463-017-000), including approval for site work ahead of final approval; and
- c. Approving a Combined Development Permit (PLN170613) to allow construction of a single-family dwelling, attached garage, and basement within 750 feet of known archaeological resources at 26346 Valley View Avenue (APN: 009-463-003-000),

including approval for site work ahead of final approval.

Project Location: These projects are located in the Carmel Area Land Use Plan area.

Proposed CEQA Action: Adopt two Mitigated Negative Declarations, one prepared for PLN170611 and one prepared for both PLN170612 & PLN170613.

Attachments: [Board Report](#)

Read Out from Closed Session

Adjournment

Adjourn in Memory of Jerry Bumbalough

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

20. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Water Tech Specialties, Inc. for water management services at NMC for an amount not to exceed \$32,088 with an agreement term of April 1, 2019 through March 31, 2021.
- b. Authorize the Deputy Purchasing Agent 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%) (\$3,208) of the original cost of the agreement per each amendment.
- c. Approve the NMC Chief Executive Officer's recommendation to accept non-standard language and provisions within the agreement.

Attachments: [Board Report](#)
[Water Tech Agreement.pdf](#)

21. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 3 to the agreement (A-13473) with Gartner, Inc. for subscription-based access to information technology research services, extending the agreement an additional two (2) year period (April 1, 2019 through March 31, 2021) for a revised full agreement term of April 1, 2016 through March 31, 2021, and adding \$192,900 for a revised total agreement amount not to exceed \$459,700.

Attachments: [Board Report](#)
[Gartner Inc. Amendment No. 3.pdf](#)
[Gartner Inc. Amendment No. 2.pdf](#)
[Gartner Inc. Amendment No. 1.pdf](#)
[Gartner Inc. Agreement.pdf](#)

22. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Second Amendment to the Professional and Call Coverage Services Agreement with Advanced Gastroenterology of Monterey County to provide gastroenterology services at NMC, extending the term by twelve months (April 1, 2019 to March 31, 2020) for a revised full agreement term of April 1, 2015 to March 31, 2020, and adding \$450,000, for a revised not to exceed amount of \$2,250,000.

Attachments: [Board Report](#)
[Advanced Gastroenterology of Monterey County Second Amendment.pdf](#)
[Advanced Gastroenterology of Monterey County First Amendment 03312019.pc](#)
[Advanced Gastroenterology of Monterey County Agreement.pdf](#)

23. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute a Data License agreement with MGMA for access to its online physician practice management data platform for an amount not to exceed \$22,698 with an agreement term April 1, 2019 through March 31, 2022 and;
- b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard language and provisions within the agreement.

Attachments: [Board Report](#)
[MGMA non-standard Agreement.pdf](#)

Health Department

24. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute a no-extension Amendment No. 4 to Standard Agreement A-13117 with LocumTenens.com adding \$1,000,000 to period July 1, 2016 to June 30, 2019, for a revised total Agreement amount not to exceed \$6,538,959.

Attachments: [Board Report](#)
[Amendment #4 LocumTenens](#)
[Amendment #3 LocumTenens](#)
[LT Amendment #2 Locum Tenens](#)
[Amendment #1 Locum Tenens](#)
[LocumTenens. Agreement A-13117](#)

25. a. Approve and authorize the Director of Health or Assistant Director of Health to execute an Agreement with the County of Monterey and Labworks, LLC for the provision of software subscription for laboratory information management, software maintenance/support, and technical support services; in the amount of \$49,340, for the period retroactive from November 1, 2018 to October 31, 2021; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign up to three (3) future amendments to the Agreement of one year each with vendor, which do not significantly alter the scope of work and do not to exceed (10%) (\$4,934) of the original Agreement.

Attachments: [Board Report](#)
[Agreement.-Labworks, LLC](#)

26. Approve and authorize the Director of Health or the Assistant Director of Health to execute Amendment No. 2 to the Central California Alliance for Health Agreement A-13334 for the Medi-Cal Capacity Grant Number 0616-MCHD-BH-CP, on behalf of the Monterey County Health Department, Behavioral Health Bureau, to extend the Grant term from twenty-six (26) months to thirty-two (32) months ending June 28, 2019.

Attachments: [Board Report](#)
[CCAH Amendment No. 2](#)
[CCAH Amendment No. 1](#)
[CCAH Agreement](#)

27. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Standard Agreement with Treatment Innovations, L.L.C. for the “Seeking Safety” model training and consultation services to Monterey County Health Department Behavioral Health Bureau for a total Agreement not to exceed \$11,836 for the term beginning April 23, 2019 through June 30, 2020; and
- b. Approve the modified insurance provisions in the Agreement, as recommended by the Director of Health; and
- c. Authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$1,184) of the original Agreement amount and do not significantly alter the scope of services.

Attachments: [Board Report](#)
[TreatmentInnovationsLLC_scanned_Agmt](#)

28. a. Approve and Authorize the Director of Health or Assistant Director of Health to sign a Memorandum of Understanding (MOU) with Oregon Community Health Information Network, Inc. (OCHIN) to participate in the OCHIN BP-MAP (Blood Pressure - Masuring Accurately, Acting Rapidly, and Partnering with Patients) study, a quality improvement initiative focusing on improving blood pressure control, effective upon execution of the MOU through July 31, 2021; and
- b. Approve the recommendation of Director of Health or Assistant Director of Health to accept the non-standard indemnification provisions; and
- c. Authorize the Director of Health or Assistant Director of Health to sign up to three (3) future amendments to this MOU where the amendments do not significantly change the scope of work; and
- d. Accept a clinic impact fee of either \$3,000 or \$7,000 from OCHIN for participation in the study.

Attachments: [Board Report](#)
[MOU OCHIN BP MAP](#)

Department of Social Services

29. Request and authorize the Acting Director of the Department of Social Services or his designee to transfer a surplus vehicle to a sub-contractor or to the California Department of Aging. (REMOVED VIA SUPPLEMENTAL)

Attachments: [Board Report.pdf](#)

30. a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Monterey County Children and Families Commission dba First 5 Monterey County, including mutual indemnification provisions, for \$694,794 to implement the CalWORKs Home Visiting Program and ensure home visiting services are provided to CalWORKs customers for the period April 1, 2019 through June 30, 2020; and
- b. Authorize the Acting Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$69,479) of the original contract amount and do not significantly change the scope of work.

Attachments: [Board Report](#)

[First 5 Monterey County Agreement.pdf](#)

31. a. Approve and authorize the Acting Director of the Department of Social Services to sign Amendment #2 to Agreement #A-13791, adding \$40,170, and extending operation of the Monterey County Safe Parking and Supportive Services Program through June 30, 2019, increasing the total contract amount to \$171,925;
- b. Authorize the Acting 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% (\$17,192) of the current amended contract amount, and do not significantly change the scope of work; and
- c. Approve and authorize the Auditor-Controller to increase appropriations in the adopted FY 18-19 Community Programs Budget 001-5010-SOC004-8258 in the amount \$40,170 to fund the Safe Parking and Supportive Services program using funds financed by a release of \$40,170 from General Fund Cannabis Assignment fund balance (BSA 001-3132) (4/5ths vote required).

Attachments: [Board Report](#)

[Original Agreement.pdf](#)

[Amendment #1.pdf](#)

[Amendment #2.pdf](#)

[Resolution.docx](#)

[Activity Report.pdf](#)

General Government

32. a. Approve and authorize the Monterey County Contracts/Purchasing Officer to execute a Sixty (60) Months Lease Agreement with Equipment Leasing and Consulting, for the lease of a new Criterion Elevate Sorting System W/24 Single Tier X-Class Unit, from July 1, 2019 through June 30, 2024, for a not to exceed dollar amount of \$312,980; and
- b. Approve and authorize the Monterey County Contracts/Purchasing Officer to approve modifications to the purchase order where modifications do not significantly

alter the scope of the Agreement and do not exceed 10% of the current aggregate five-year total (\$31,298).

Attachments: [Board Report](#)
[Mail Sorter Agreement_01242019_MRD](#)

33. a. Approve and authorize the Monterey County Contracts/Purchasing Officer, under the terms of NASPO/ValuePoint Cooperative Contract #ADSPO 16-169901 to execute a Sixty (60) Months Lease Agreement with MailFinance Inc., for the lease of three (3) new IS-5000C Postage Meter Systems, from July 1, 2019 through June 30, 2024, for a not to exceed dollar amount of \$188,732; and
- b. Approve and authorize the Monterey County Contracts/Purchasing Officer to approve modifications to the purchase order where modifications do not significantly alter the scope of the Agreement and do not exceed 10% of the current aggregate five-year total (\$18,873).

Attachments: [Board Report](#)
[Postage Meters Agreement_01242019_MRD](#)

34. Receive a Cannabis Program status report on performance measurement outcomes for the period of July 1 - December 31, 2018.

Attachments: [Board Report](#)
[Cannabis Program Performance Measures FY 18-19 2019 02 10](#)

35. a. Approve and authorize the Director of Child Support Services to sign a series of non-standard advertising agreements and accept non-standard insurance, risk, and indemnity terms, for advertising and promoting program awareness from the period of March 26, 2019 through June 30, 2022, when: (i) the total aggregate amount of all agreements entered into under this authority requested herein does not exceed the amount of \$95,000.00 per fiscal year; and, (ii) each such agreement is reviewed and approved by County Counsel, Contracts and Purchasing, and the Auditor Controller prior to execution.

Attachments: [Board Report](#)

36. Authorize the Director of the Information Technology Department to execute amendment no. 2 to the services agreement with Open Text, Inc. for support of Right Fax, increasing the amended agreement amount of \$20,442 by \$9,276.59, for a revised agreement total of \$29,718.59, and extending the term by one (1) year, for a revised agreement term of July 1, 2016 through June 30, 2020.

Attachments: [Board Report](#)
[Open Text Agreement](#)
[Open Text Amendment No. 1 executed](#)
[Open Text Amendment No. 2](#)

37. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with the Grower-Shipper Association Foundation not to exceed \$50,000, to provide support of agricultural education efforts in Monterey County, and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Attachments: [Board Report](#)
[GSAF MOU.pdf](#)

38. a. Approve an increase to appropriations in the amount \$18,500 for the CAO Budget Unit 001-1050-8054-CAO004 for the HdL & Associates invoice regarding the cannabis tax rate funded by the Cannabis Assignment, 001-3132 (4/5 vote required);
- b. Authorize the Auditor-Controller to incorporate approved modification in the FY 2018-19 Adopted Budget.

Attachments: [Board Report](#)
[Attachment A_Executed SA and Approved PO](#)
[Attachment B_HdL Invoices](#)
[Attachment C Resolution_HdL AssociatesInvoice](#)

39. Receive the action minutes from the February 11, 2019 meeting of the Legislative Committee.

Attachments: [Board Report](#)
[19-0135 LC draft minutes 02.11.19](#)

40. Adopt a resolution to revise and approve amendments to the Conflict of Interest Code of the Alisal Union School District.

Attachments: [Board Report](#)
[BOS Resolution Alisal Union School District COI Amendment](#)
[Alisal Union School District \(Redline\)](#)
[Alisal Union School District \(Clean\)](#)
[AUSD Resolution No. 1819-07](#)
[County Counsel Memo on COI Code for Alisal Union School District](#)

RMA - Administration

41. a. Approve Amendment No. 6 to Agreement No. A-11132 with Accela, Inc. to: continue to provide professional services to host and maintain the Accela Automation software product; to increase the not to exceed amount by \$59,748 for a total amount not to exceed \$3,192,140; and to extend the expiration date for three (3) additional months for a revised term from March 31, 2008 to June 30, 2019; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to

execute Amendment No. 6 to Agreement No. A-11132 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Attachments: [Board Report](#)

[Attachment A - A6 to the Agreement](#)

[Attachment B - A5 to the Agreement](#)

[Attachment C - A4 to the Agreement](#)

[Attachment D - A3 to the Agreement](#)

[Attachment E - A2 to the Agreement](#)

[Attachment F - A1 to the Agreement](#)

[Attachment G - Agreement](#)

[Attachment H - Summary of Agreement](#)

[Attachment I - Summary of Agreement Annual Expenditures and Balance](#)

RMA - Land Use and Community Development

42. a. Approve Amendment No. 4 to Professional Services Agreement (PSA) No. A-12261 with Benchmark Land Use Group, Inc. dba Benchmark Resources to: include additional services associated with Surface Mining and Reclamation Act (SMARA) annual inspections; reallocate funding in the amount of \$76,825 for 2018 and 2019 annual mine inspections and technical assistance; increase not to exceed amount by \$87,093 to fund the remaining portion of the 2019 services for a total amount not to exceed \$476,813; and to extend the expiration date for one (1) year beyond the maximum term allowed per Request for Proposals (RFP) #10443 through March 31, 2020, for a revised term from April 1, 2014 to March 31, 2020; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 4 to PSA No. A-12261.

Attachments: [Board Report](#)

[Attachment A - Amendment No. 4 to PSA](#)

[Attachment B - Amendment No. 3 to PSA](#)

[Attachment C - Amendment No. 2 to PSA](#)

[Attachment D - Amendment No. 1 to PSA](#)

[Attachment E - PSA](#)

[Attachment F - Summary of PSA](#)

[Attachment G - Summary of PSA Annual Expenditures and Balance](#)

43. a. Approve Amendment No. 10 to Professional Services Agreement No. A-11914 with EMC Planning Group, Inc. (EMC) to update the water supply and traffic analysis studies for the Moss Landing Community Plan Update Environmental Impact Report (EIR) (PD080541) where the Base budget in the amount of \$415,934 is increased by \$70,278 to \$486,212 and the Contingency budget in the amount

- \$45,014 is unchanged, which increases the not to exceed amount of \$460,948 by \$70,278 for a Grand Total amount not to exceed \$531,226, with no extension to the term of May 4, 2010 to May 31, 2020; and
- b. Approve Amendment No. 10 to Funding Agreement No. A-11927 with various Project Applicants to allow funding by Monterey County for costs incurred by EMC to update the water supply and traffic analysis studies for the Moss Landing Community Plan Update EIR (PD080541) where the Project Applicants' portion of the Base budget, Contingency budget and Deposits for County Staff services at a total not to exceed amount of \$334,466 is unchanged, and the County's portion of the Base budget in the amount of \$230,622 is increased by \$70,278 to \$300,900 for a Grand Total amount not to exceed \$635,366, with no extension to the term of May 4, 2010 to May 31, 2020; and
- c. Authorize the RMA Deputy Director of Land Use and Community Development, or designee, to execute Amendment No. 10 to Professional Services Agreement No. A-11914, Amendment No. 10 to Funding Agreement No. A-11927 and future amendments to the Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts; and
- d. Adopt a Resolution Directing the Auditor-Controller to amend the Fiscal Year (FY) 2018-19 Adopted Budget Fund 001, Appropriations Unit RMA001, to increase appropriations by \$85,124, financed by a decrease in appropriations by \$85,124 in General Fund Contingencies, Fund 001, Appropriations Unit CAO020 for services performed by EMC to complete the Moss Landing Community Plan Update EIR. (4/5th Vote Required)

Attachments: [Board Report](#)
[Attachment A - Summary of PSA and FA](#)
[Attachment B - Amendment No. 10 to the PSA](#)
[Attachment C - Amendment No. 10 to the FA](#)
[Attachment D - PSA and Amendments No. 1 - 9](#)
[Attachment E - FA and Amendments No. 1 - 9](#)
[Attachment F - Draft Resolution](#)

RMA – Public Works and Facilities

- 44.**
- a. Approve an Agreement for Purchase of Real Property for a Permanent Roadway Easement, a Temporary Construction Easement, and to Transfer a Portion of County Right-of-Way (1.703 acres, 0.972 acres, and 0.413 acres respectively) between County of Monterey and Gregory Neil Brown and Robin Lynn Brown, Trustees of the Greg and Lynn Brown Revocable Trust dated August 11, 2005 (APN 424-091-021), in the amount of \$10,000 for right-of-way for the construction of Nacimiento Lake Drive Bridge project, Project No. 2202;
- b. Authorize the Resource Management Agency Deputy Director of Public Works, Parks, and Facilities to execute the Agreement for Purchase of Real Property to purchase a Permanent Roadway Easement, and a Temporary Construction

Easement; and

c. Authorize the Chair of the Board of Supervisors to execute the GRANT DEED to transfer a portion of surplus County right-of-way to Gregory Neil Brown and Robin Lynn Brown, Trustees of the Greg and Lynn Brown Revocable Trust dated August 11, 2005.

Attachments: [Board Report](#)

[Attachment A - Project Budget](#)

[Attachment B - Location Map](#)

[Attachment C - Purchase Agreement with Gregory and Lynn Brown](#)

[Attachment D - Permanent Easement Deed](#)

[Attachment E - Temporary Construction Easement](#)

[Attachment F - Grant Deed](#)

ADDENDA/SUPPLEMENTAL

45.

ADDENDA/SUPPLEMENTAL

Supplemental:

Closed Session:

Revised Item No:

1. d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding ~~one~~ two matters of potential initiation of litigation.

Ceremonial Resolutions:

Revised Item No.

4. Adopt Resolution honoring Dr. Cathy Gutierrez upon her retirement from the Monterey County Health Department after ~~22~~ 33 years of dedicated service in Monterey County. (Full Board)

Consent Calendar:

Removed Item No.

~~29. Request and authorize the Acting Director of the Department of Social Services or his designee to transfer a surplus vehicle to a sub-contractor or to the California Department of Aging.~~