

# Monterey County

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



## Action Minutes - Final

**Tuesday, March 26, 2019**

**9:00 AM**

## Board of Supervisors

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

**9:00 A.M. - Called to Order**

The meeting was called to order by Chair Supervisor John M. Phillips.

**Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Jane Parker

**Staff Present**

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Julian Lorenzana, Board Clerk

**Additions and Corrections for Closed Session by County Counsel**

There were no additions and corrections for Item No.'s 1.a. through e.

**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**

Open for public comment; no public comment made.

### **The Board Recessed for Closed Session Agenda at 9:03 a.m.**

### **10:30 A.M. - Reconvened on Public Agenda Items**

### **Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Jane Parker

### **Staff Present**

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Valerie Ralph, Clerk of the Board

### **Announcement of the Interpreter**

Maria Del Toro, Spanish Interpreter present and announced Spanish interpreter services.

### **Pledge of Allegiance**

The Pledge of Allegiance was led by County Counsel Charles McKee.

### **Additions and Corrections by Clerk**

There were no additions and corrections to the agenda.

### **Consent Calendar- (See Supplemental Sheet)**

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

Supervisor Mary L. Adams pulled Item No.'s 31, 34 and 38 for comment and questions; Joann Iwamoto, Cannabis Program Manager responded to the

question on Item No. 34; Item No. 34 directed to be brought forward with the Performance Measures.

Supervisor Jane Parker commented on Item No. 37; Henry Gonzales, Agricultural Commissioner responded.

Supervisor John M. Phillips commented on Item No. 31 and Supervisor Chris Lopez commented on Item No. 44.

Open for public comment; no public comment made.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Luis A. Alejo to approve Consent Calendar Item No.'s 20 through 44. (See Supplemental Sheet) ALL AYES

### Ceremonial Resolutions

Open for public comment; no public comment made.

3. Adopt Resolution honoring Theodore Harry Cominos for his 65 years of exemplary service practicing law. (Full Board)  
**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-093 honoring Theodore Harry Cominos for his 65 years of exemplary service practicing law. (Full Board) ALL AYES**
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)  
**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-094 honoring Dr. Cathy Gutierrez upon her retirement from the Monterey County Health Department after 33 years of dedicated service in Monterey County. (Full Board) (REVISED VIA SUPPLEMENTAL) ALL AYES**
5. Adopt Resolution designating the month of April 2019 as “Sexual Assault Awareness Month” in Monterey County. (Full Board)  
**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-095 designating the month of April 2019 as “Sexual Assault Awareness Month” in Monterey County. (Full Board) ALL AYES**
- 5.1 Adopt Resolution proclaiming March 2019 as “Brain Injury Awareness Month” in Monterey County. (Full Board)  
**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-096 proclaiming March 2019 as “Brain Injury Awareness Month” in Monterey County. (Full Board). (Full Board) ALL AYES**
- 5.2 Adopt Resolution proclaiming March 31st as Farmworkers Appreciation Day in Monterey County and honoring César Chávez Day. (Full Board)

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-097 proclaiming March 31st as Farmworkers Appreciation Day in Monterey County and honoring César Chávez Day. (Full Board) ALL AYES

### Appointments

Open for public comment; no public comment made.

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

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams, to reappoint Paul Cortopassi to the Castroville Cemetery District for a term ending March 30, 2022. (Supervisor Phillips) ALL AYES**

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

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams, to appoint Henry Espinosa to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board) ALL AYES**

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

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams, to appoint Deneen Guss to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board) ALL AYES**

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

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams, to appoint Jeannine Pacioni to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board) ALL AYES**

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

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams, to appoint Abdul D. Pridgen to the Juvenile to the Juvenile Justice Coordinating Council for an unexpired term. (Full Board) ALL AYES**

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

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams, to appoint Eric Rozance to the Parks Commission for a term ending April 26, 2019. (Supervisor Phillips) ALL AYES**

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

A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams, to reappoint Debbie Torres to the Castroville Cemetery District for a term ending March 30, 2022. (Supervisor Phillips) ALL AYES

### Other Board Matters

13. Board Comments

Supervisor Jane Parker passed on comments for this week; Supervisor John M. Phillips commented on the Castroville event that Supervisor Luis A. Alejo mentioned in his comments.

Supervisor Chris Lopez commented he had honor to meet with Congressman Jimmy Panetta and had a good conversation with him about Jolon Road which is a key focus in his District in terms of repairs and what came out of that is we, as a County, need to speed up the process of applying for our joint land use study which is a conversation he had with staff about in order to loosen up some dollars from the federal level; they also had their Lockwood Town Hall on Friday night that went extremely well; he also had the opportunity to judge the Lion Speech Contest in Gonzales on Saturday and that was great; the winner was from King City so they were excited to have that happen in the District and to see that moving forward as the winner moves on to the state level; then this Wednesday the 27th at 6:00 p.m. he'll be holding a community meeting in Arroyo Seco to discuss public safety, in the sense of traffic safety, leading into the national forest if anybody is interested in attending it will be at the fire station in Arroyo Seco tomorrow night at 6:00 p.m.

Supervisor Mary L. Adams commented she had a terrific meeting last week with Carol Groom who is our representative in the California Coastal Commission; they invited her to two community meetings held in the Big Sur area; we were able to take her around to some of the places in a County in the Big Sur specifically in the Highlands where there are some real Coastal Commission related issues which she was really thankful for.

Supervisor Luis A. Alejo announced the census kick off on Monday in Castroville; Supervisor Phillips is hosting the event in downtown Castroville, Supervisor Alejo welcomed all the Supervisors, elected officials and community leaders to join them in coming together in a year in advance of the Census 2020 to encourage a complete count and that's why this is important and trying to educate the community trying to dispel any fears that many of our immigrant communities have by coming together and committing to work hard together and have a complete count here Monterey County.

14. CAO Comments and Referrals

There were no CAO comments and referrals. A Happy Birthday wish was given to Supervisor Luis A. Alejo for his birthday on March 27, 2019.

15. General Public Comments

There were no general public comments made.

**10:30 A.M. - Scheduled Matters**

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

Gerry Malais, Emergency Services Manager from the Office of Emergency Service (OES) presented via PowerPoint. Staff from the OES office also present.

Open for public comment; no public comment made.

The Board upon consensus received a report regarding the Office of Emergency Services procedures on Emergency/Alert procedures from the Office of Emergency Services.

**12:00 P.M. - Recessed to Lunch at 11:48 a.m. to continue Closed Session**

**1:30 P.M. - Reconvened at 1:33 p.m.**

**Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Jane Parker

**Staff Present**

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Valerie Ralph, Clerk of the Board.

**Announcement of the Interpreter**

Maria Del Toro, Spanish Interpreter present and announced Spanish interpreter services.

**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.

**Brandon Swanson, Interim Chief of Planning** stated the applicant has requested a continuance to a date uncertain.

**Molly Erickson, Attorney on behalf of the appellant** commented.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Jane Parker to continue the matter to a date uncertain at the request of the applicant. Matter is continued to a date uncertain:

**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.

**ALL AYES**

**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)

**John Dugan, Deputy Director of Land Use and Community Development, Brandon Swanson, Interim Chief of Planning for the Resource Management Agency (RMA) and Darby Marshall, RHO Project Analyst II from CAO-IGLA, Division of Housing and Economic Development** presented via PowerPoint.

Open for public comment; Molly Erickson commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo 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 2018 Annual Progress Report for the Monterey County General Plan(s) pursuant to Government Code Section 65400 (Attachment A, Exhibits 1 and 2);



c. Accept the 2018 Annual Progress Report for the 2015-2023 Housing Element to comply with State Department of Housing and Community Development requirements (Exhibit 2 of Attachment A);

d. Authorize 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.

**ALL AYES**

**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.

**Matter called out of order.**

**Craig Spencer, Interim RMA Services Manager for the Resource Management Agency (RMA) requested all three (3) of the Pietro matters be continued to Tuesday, April 23, 2019.**

**Molly Erickson, Attorney on behalf of the appellant commented.**

**John Dugan, Deputy Director of Land Use and Community Development for RMA commented.**

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Mary L. Adams to continue all (3) three of the matters to Tuesday, April 23, 2019: PLN170611, PLN170612 & PLN170613 - PIETRO FAMILY INVESTMENTS LP (VALLEY POINT LLC & CHRIS ADAMSKI)**

**Continue a noticed public hearing to Tuesday, 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.  
ALL AYES

### Read Out from Closed Session by County Counsel

#### CLOSED SESSION REPORT:

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

1. a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a.

b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:

(1) Property:

Agency Negotiator(s): County People

Negotiating Parties:

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

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.b.(1)(2)

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)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.c.(1)(2)

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

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.d.

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

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.e.

**Adjourned**

The meeting was adjourned at 2:35 p.m. in Memory of Jerry Bumbalough by Chair Supervisor John M. Phillips.

**APPROVED:**

\_\_\_\_\_/s/ John M. Phillips\_\_\_\_\_  
**JOHN M. PHILLIPS, CHAIR**  
**BOARD OF SUPERVISORS**

**ATTEST:**

**BY: \_\_\_\_\_/s/ Valerie Ralph\_\_\_\_\_**  
**VALERIE RALPH**  
**CLERK OF THE BOARD**  
**APPROVED ON October 8, 2019**

Supplemental Sheet, Consent CalendarNatividad 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.
- Approved - Agreement No. A-14256**
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.
- Approved - Agreement No. A-13473, Amendment No. 3**
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.
- Approved - Agreement No. A-12664, Amendment No. 2**
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.
- Approved - Agreement No. A-14257**

**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.
- Approved - Agreement No. A-13117, Amendment No. 4**
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.
- Approved - Agreement No. A-14258**
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.
- Approved - Agreement No. A-13334, Amendment No. 2**
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.
- Approved - Agreement No. A-14259**
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 - Measuring 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.

**Approved - Agreement No. A-14260**

### 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)

(REMOVED VIA SUPPLEMENTAL)

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.

**Approved - Agreement No. A-14261**

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).

**Adopted - Agreement No. A-13791, Amendment No. 2; Resolution No. 19-101**

### 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).
- Approved - Agreement No. A-14262**
- 33.** a. Approve and authorize the Monterey County Contracts/Purchasing Officer, under the terms of NASPO/ValuePoint Cooperative Contract #ADSP0 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).
- Approved - Agreement No. A-14263**
- 34.** Receive a Cannabis Program status report on performance measurement outcomes for the period of July 1 - December 31, 2018.
- Approved - Staff directed to bring back with the Performance Measures.**
- 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.

**Approved - Agreement No. A-14264**

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.

**Approved - Agreement No. A-14265**

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.

**Approved - Agreement No. A-14266**

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.

**Approved - Agreement No. A-14267; Adopted Resolution No. 19-100**

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

**Approved**

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

**Adopted - Resolution No. 19-102**

### **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.

**Approved - Agreement No. A-11132, Amendment No. 6**

**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.

**Approved - Agreement No. A-12261, Amendment No. 4**

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)

**Approved - Agreement No. A-11914, Amendment No. 10; Adopted Resolution No. 19-103**

**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.

**Approved - Agreement No. A-14268**

**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.~~