

Monterey County

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



Action Minutes - Draft

Tuesday, January 26, 2016

9:00 AM

See separate agendas for Board of Supervisors of the Monterey County Water Resources Agency and the Successor Agency to the Redevelopment Agency of the County of Monterey.

Board of Supervisors

Chair Jane Parker - District 4

Vice Chair Dave Potter - District 5

Supervisor Fernando Armenta - District 1

Supervisor Simón Salinas - District 3

Supervisor John M. Phillips - District 2

9:00 A.M. - Call to Order

The meeting was called to order by Chair Parker.

Roll Call

Supervisor Potter arrived prior to Closed Session.

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

Additions and Corrections for Closed Session:

There were no additions or corrections 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)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court case no. CV-13-2354-PSG)
 - b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: Manuel Gonzalez and Brette Neal
Employee Organization(s): Unit S
 - c. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
 - (1) Property: SCRAMP Concession Agreement with Mazda Raceway at Laguna Seca
Agency Negotiators: Nick Chiulos, Assistant CAO
Negotiating Parties: Sports Car Racing Association of the Monterey Peninsula
Under negotiation: Price and Terms
 - d. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding recruitment for the position of Health Director.

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

10:30 A.M. - Reconvene

Roll Call

Present: Charlie Steves, Interpreter

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Potter.

Additions and Corrections

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following addition and correction:

Correction to Consent Calendar – Health Department

35. Title Now Reads

Ratify, Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment No. 3 to the Professional Services Agreement with The Regents of the University of California, a California Constitution corporation, on behalf of the University of California, San Francisco, School of Medicine, Department of Medicine at San Francisco General Hospital, Division of Endocrinology, for physician services, extending the expiration date from November 20, 2015 to December 31, 2016, for a revised full term of September 21, 2011 through December 31, 2016, and increasing the amount by \$59,250 for a revised total not to exceed \$245,950.

Addition to Agenda under Adjournment

Adjourn in Memory of Kenneth Aldwin Himes

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to approved additions and corrections to the agenda. ALL AYES

Consent Calendar

- 2. Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Parker pulled item 37. She noted that she's asked that the County play a coordination role on provision of services and requested that the County take a lead in coordinating requests for money by various non-profits and all asks for money can happen at the same She requested the Department of Social Services make this work.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to approve the Consent Calendar (See Supplemental Sheet). ALL AYES

Appointments

- 3. Reappoint Don Cranford to the Northern Salinas Valley Mosquito Abatement

District for a term ending January 2, 2020. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Don Cranford to the Northern Salinas Valley Mosquito Abatement District for a term ending January 2, 2020. (Full Board) ALL AYES

4. Reappoint Manuel Morales to the Fish & Game Advisory Commission for a term ending February 1, 2019. (Supervisor Phillips)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Manuel Morales to the Fish & Game Advisory Commission for a term ending February 1, 2019. (Supervisor Phillips) ALL AYES

5. Reappoint Richard Medley to the Fish & Game Advisory Commission for a term ending February 1, 2019. (Supervisor Phillips)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Richard Medley to the Fish & Game Advisory Commission for a term ending February 1, 2019. (Supervisor Phillips) ALL AYES

6. Reappoint Charlie Collins to the Fish & Game Advisory Commission for a term ending February 1, 2019. (Supervisor Parker)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Charlie Collins to the Fish & Game Advisory Commission for a term ending February 1, 2019. (Supervisor Parker) ALL AYES

7. Appoint Aranyani Azevedo to the Equal Opportunity Advisory Commission for a term ending December 31, 2018. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Aranyani Azevedo to the Equal Opportunity Advisory Commission for a term ending December 31, 2018. (Full Board) ALL AYES

8. Reappoint Kevin Kreyenhagen to the Fish and Game Advisory Commission for a term ending February 1, 2019. (Supervisor Potter)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Kevin Kreyenhagen to the Fish and Game Advisory Commission for a term ending February 1, 2019. (Supervisor Potter) ALL AYES

9. Reappoint Kevan Urquhart to the Fish and Game Advisory Commission for a term ending February 1, 2019. (Supervisor Potter)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Kevan Urquhart to the Fish and Game Advisory Commission for a term ending February 1, 2019. (Supervisor Potter) ALL AYES

10. Reappoint Karen Araujo to the Housing Advisory Committee for a term

ending January 26, 2018. (Supervisor Parker)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Karen Araujo to the Housing Advisory Committee for a term ending January 26, 2018. (Supervisor Parker). ALL AYES

11. Reappoint Don Kent Brooks to the Soledad Cemetery District for a term ending February 1, 2019. (Supervisor Salinas)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Don Kent Brooks to the Soledad Cemetery District for a term ending February 1, 2019. (Supervisor Salinas) ALL AYES

12. Reappoint Ben Caldera to the Soledad Cemetery District for a term ending February 1, 2019. (Supervisor Salinas)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Ben Caldera to the Soledad Cemetery District for a term ending February 1, 2019. (Supervisor Salinas) ALL AYES

13. Appoint Cindy Beal to the San Ardo Water District for a term ending November 30, 2019. (Supervisor Salinas)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Cindy Beal to the San Ardo Water District for a term ending November 30, 2019. (Supervisor Salinas) ALL AYES

14. Reappoint Steve Haley to the San Ardo Water District for a term ending November 30, 2019. (Supervisor Salinas)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Steve Haley to the San Ardo Water District for a term ending November 30, 2019. (Supervisor Salinas) ALL AYES

15. Appoint Chief Brian Ferrante to the Mental Health Commission to fill an unscheduled vacancy ending May 31, 2016. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Chief Brian Ferrante to the Mental Health Commission to fill an unscheduled vacancy ending May 31, 2016. (Full Board) ALL AYES

- 15.1 Reappoint Ralph Sirtak to the Fort Ord Veterans Cemetery Advisory Committee for a term ending December 31, 2018. (Supervisor Parker)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Ralph Sirtak to the Fort Ord Veterans Cemetery Advisory Committee for a term ending December 31, 2018. (Supervisor Parker) ALL AYES

- 15.2 Appoint Larry Tack to the Mental Health Commission to fill an unscheduled vacancy with a term ending May 31, 2016. (Supervisor Phillips) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Larry Tack to the Mental Health Commission to

fill an unscheduled vacancy with a term ending May 31, 2016. (Supervisor Phillips) (ADDED VIA ADDENDUM) ALL AYES

- 15.3** Reappoint Linda Grier to the Boronda Public Works Citizen's Advisory Committee for a term ending January 1, 2019. (Supervisor Phillips) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Linda Grier to the Boronda Public Works Citizen's Advisory Committee for a term ending January 1, 2019. (Supervisor Phillips) (ADDED VIA ADDENDUM). ALL AYES

- 15.4** Reappoint Elizabeth Barratt to the Historical Advisory Commission for a term ending February 1, 2010. (Supervisor Potter) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Elizabeth Barratt to the Historical Advisory Commission for a term ending February 1, 2010. (Supervisor Potter) (ADDED VIA ADDENDUM) ALL AYES

- 15.5** Appoint Donna Zahn to the Historical Advisory Commission for a term ending February 1, 2020. (Supervisor Potter) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Donna Zahn to the Historical Advisory Commission for a term ending February 1, 2020. (Supervisor Potter) (ADDED VIA ADDENDUM) ALL AYES

- 15.6** Reappoint Larry Levine to the County Service Area (CSA) No. 50 Citizen's Advisory Committee for a term ending January 1, 2019. (Supervisor Potter) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Larry Levine to the County Service Area (CSA) No. 50 Citizen's Advisory Committee for a term ending January 1, 2019. (Supervisor Potter) (ADDED VIA ADDENDUM) ALL AYES

- 15.7** Reappoint Bob Bogardus to Community Service Area (CSA) No. 50 Citizen's Advisory Committee for a term ending January 1, 2019. (Supervisor Potter) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Bob Bogardus to Community Service Area (CSA) No. 50 Citizen's Advisory Committee for a term ending January 1, 2019. (Supervisor Potter) (ADDED VIA ADDENDUM) ALL AYES

Other Board Matters

- 16.** Board Comments

Supervisor Parker advised that earlier this month, Departments Heads, Board of Supervisors and members of the public participated in a workshop regarding Governing for Equity. She provided a handout from that training for the public on the desk.

17. CAO Comments and Referrals
- There were no CAO comments or referrals.**

18. General Public Comment
- Robin Cone; Eric Peterson; Hans Jongens.**

10:30 A.M. - Scheduled Matters

19. a. Receive a report on the rationale for modifying the competitive RFQ/RFP process for a new concession agreement to manage Mazda Raceway Laguna Seca (MRLS) to enact a two phase process, to include as its first phase the issuance of a Request for Expression of Interest (RFEI), and with its second phase the issuance of a RFQ/RFP;
- b. Approve a revised timeline to accommodate the contemplated process revision;
- c. Clarify that the Board is seeking a firm or partnership that will manage, operate and program the racetrack and its related activities as well as, if feasible, other facilities and activities associated with Laguna Seca Recreation Area (LSRA); and
- d. Authorize the issuance/release of the RFEI. (REVISED ATTACHEMENT - REQUEST FOR EXPRESSED INTEREST, REVISED VIA SUPPLEMENTAL)

Public comment: Jay Donato.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to: a. Receive a report on the rationale for modifying the competitive RFQ/RFP process for a new concession agreement to manage Mazda Raceway Laguna Seca (MRLS) to enact a two phase process, to include as its first phase the issuance of a Request for Expression of Interest (RFEI), and with its second phase the issuance of a RFQ/RFP;

b. Approve a revised timeline to accommodate the contemplated process revision;

c. Clarify that the Board is seeking a firm or partnership that will manage, operate and program the racetrack and its related activities as well as, if feasible, other facilities and activities associated with Laguna Seca Recreation Area (LSRA); and

d. Authorize the issuance/release of the RFEI. ALL AYES

20. Receive reports regarding activities throughout 2015, and anticipated major legislative and grant projects and issues in 2016, related to the County's Legislative Program and Strategic Grant Services Program.

Public comment: Jay Donato; Hans Jongens.

By consensus, the Board received reports from John Arriaga & Ashley Satudee, regarding activities throughout 2015, and anticipated major legislative and grant projects and issues in 2016, related to the County's Legislative Program and Strategic Grant Services Program. ALL AYES

Supervisor Potter left the dais at approximately 11:25 a.m.**12:00 P.M. - Recess to Lunch****1:30 P.M. - Reconvene - Monterey County Board of Supervisors****Roll Call**

Present: Charlie Steves, Interpreter

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

1:30 P.M. - Scheduled Matters

21.

Public hearing to consider:

- a. Certifying that the Board has considered the Addendum together with the General Plan FEIR;
- b. Adopting an ordinance to amend Title 21 (non-coastal zoning ordinance) of the Monterey County Code to:
 1. Add Chapter 21.63 to establish a process for adoption of design guidelines.
 2. Revise the site development standards in all non-coastal zoning districts to require review and approval of exterior lighting by the RMA- Director of Planning; and
- c. Adopting a resolution adopting the Design Guidelines for Exterior Lighting.
(REF130036, Exterior Lighting Criteria, non-coastal area)

Held Public hearing.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to:

- a. Certify that the Board has considered the Addendum together with the General Plan FEIR;**
- b. Adopt Ordinance 5262 to amend Title 21 (non coastal zoning ordinance) of the Monterey County Code to:**
 - 1. Add Chapter 21.63 to establish a process for adoption of design guidelines.**
 - 2. Revise the site development standards in all non coastal zoning districts to require review and approval of exterior lighting by the RMA Director of Planning; and**
- c. Adopt Resolution 16-010 adopting the Design Guidelines for Exterior Lighting, including revision to Condition No. 3 as outlined in staff memo dated January 26, 2016. (REF130036, Exterior Lighting Criteria, non coastal area) ALL AYES**

22.

Public hearing to:

- a. Consider a request (PLN150730) by Domain Corporation for Modification of Conditions to a previously approved Combined Development Permit for the Ferrini Ranch Subdivision (PLN040758) to delete Condition 77 which

required payment of \$450,000.00 to study the creation of a Community Services District;

- b. Provide direction to staff; and
- c. Continue the hearing to February 23, 2016 for final action.

(PLN150730, Domain Corporation, South Side of Highway 68 between San Benancio Road and River Road, Toro Area Plan; previously certified EIR)

Held Public hearing.

Public comment: Anthony Lombardo for Applicant; Christian Cebrian; Heddy Eddy; Sherrie Hauerworth; Hans Jongens.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinasto adopt a Resolution of Intention No. 16-079 to: a. Consider the request (PLN150730) by Domain Corporation for Modification of Conditions to a previously approved Combined Development Permit for the Ferrini Ranch Subdivision (PLN040758) to delete Condition 77 which required payment of \$425,000.00 to study the creation of a Community Services District;

- b. Provided direction to staff; and**
- c. Continued the hearing to February 23, 2016 for final action. (PLN150730, Domain Corporation, South Side of Highway 68 between San Benancio Road and River Road, Toro Area Plan; previously certified EIR) 3-2 (Supervisors Parker and Potter Dissented)**

23.

Public hearing continued from December 8, 2015 to consider:

- a. Adopting a Negative Declaration; and
- b. Approving the amendment of Condition #99 of the previously-approved Combined Development Permit (SH93001) for the Moro Cojo Standard Subdivision changing the term of the affordability restriction of 161 of the single-family residences in the Subdivision from permanent to a 20-year term commencing on the date of the first deed of conveyance of each property from the developers to the original owners of the units.
(PLN120650, Moro Cojo Subdivision, Castroville Boulevard, North County Land Use Plan)

Public hearing held (continued from December 8, 2015).

Public comment: Bill Carrothers; Alfred Diaz Infante; Jane Haines.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Fernando Armenta to:

- a. Adopt a Negative Declaration; and**
- b. Approve by Resolution 16-009 the amendment of Condition #99 of the previously-approved Combined Development Permit (SH93001) for the Moro Cojo Standard Subdivision changing the term of the affordability restriction of 161 of the single-family residences in the Subdivision from permanent to a 20-year term commencing on the date of the first deed of conveyance of each property from the developers to the original owners of the units.
(PLN120650, Moro Cojo Subdivision, Castroville Boulevard, North County Land Use Plan) 4-1 (Supervisor Parker Dissented)**

24.

Public hearing to consider adopting a Resolution to:

- a. Adopt the Negative Declaration for the County of Monterey 2015-2023 Housing Element;

- b. Amend the County’s General Plan (the 2010 Monterey County General Plan for the non-coastal area and the 1982 General Plan for the coastal zone) to replace the 2009-2014 Housing Element with the County of Monterey 2015-2023 Housing Element; and
- c. Direct staff to submit the County of Monterey 2015-2023 Housing Element to the State Department of Housing and Community Development for certification.
(2015-2023 Housing Element - REF140087, County-wide)

Public hearing held.

Public comment: Bill Carrothers; Alfred Dias Infante; Hans Jongens.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-011 to:

- a. **Adopt the Negative Declaration for the County of Monterey 2015-2023 Housing Element;**
- b. **Amend the County’s General Plan (the 2010 Monterey County General Plan for the non-coastal area and the 1982 General Plan for the coastal zone) to replace the 2009-2014 Housing Element with the County of Monterey 2015-2023 Housing Element; and**
- c. **Direct staff to submit the County of Monterey 2015-2023 Housing Element to the State Department of Housing and Community Development for certification.**
(2015-2023 Housing Element - REF140087, County-wide) ALL AYES

25.

Receive a report from the Economic Development Department on the affordable housing pipeline in Monterey County.

Public comment: Alfred Diaz Infante.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to receive a report from the Economic Development Department on the affordable housing pipeline in Monterey County. ALL AYES

Adjournment

In Memory of Kenneth Aldwin Himes

APPROVED:

JANE PARKER, CHAIR
BOARD OF SUPERVISORS

ATTEST:

BY: _____
GAIL T. BORKOWSKI
CLERK OF THE BOARD
APPROVED ON _____

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

26. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 2 to the Agreement (A-12367) with Spin Recruitment, Inc. to provide recruitment advertising services for NMC, adding \$150,000 for a revised total Agreement amount not to exceed \$400,000, with no extension to the term of July 1, 2014 through June 30, 2016.
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to two (2) future amendments to the Agreement which do not significantly alter the scope of work and do not exceed ten percent (10%) (\$10,000) of the original Agreement amount.

Approved - Agreement No. A-12367

27. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with Olympus America Inc. for equipment maintenance repair and preventative maintenance services at NMC for an amount not to exceed \$163,988 for the term January 1, 2016 through December 31, 2019.

Approved - Agreement No. A-13035

28. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 8 to the Agreement (A-11065) with Kronos, Inc., for software support and professional services at NMC, increasing the total Agreement amount by \$114,466 for additional Kronos timekeeper user licenses for a revised total Agreement amount of \$2,697,158 with no change to the Agreement term of November 20, 2007 through June 30, 2016.

Approved - Agreement No. A-11065

29. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with The Data Systems Group for Software Licenses for Electronic Billing and Medicare Eligibility Services at NMC for a term retroactive to July 1, 2015 through June 30, 2018 for a total Agreement amount not to exceed \$550,000.
- b. Authorize the Deputy Purchasing Agent for NMC to sign up to three (3) future Amendments to this Agreement where the total amendments do not extend the term by more than two (2) additional one (1) year periods, do not exceed 10% (\$55,000) of the original Agreement amount and do not significantly change the scope of services.

Approved - Agreement No. A-13036

- 30.
- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with MEDITECH for the purchase of an Operating Room Management (ORM) module and Software Implementation at NMC for an amount not to exceed \$156,169 for the term January 26, 2016 through June 30, 2018.
 - 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%) (\$15,617) of the original cost of the agreement.

Approved - Agreement No. A-13042

- 31.
- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Hospital Services Agreement with Specialists on Call, Inc., (SOC), a Delaware corporation and Tele-Physicians, P.C., a California professional corporation doing business as Specialists on Call Physicians and as California Tele-Physicians to provide tele-neurology consultative services at NMC for an amount not to exceed \$400,000 for the period February 1, 2016 to January 31, 2018; and
 - b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) amendments to this Agreement where the total amendments do not extend the term by more than twelve (12) months, do not exceed 10% of the original contract amount (\$40,000) and do not significantly change the scope of work.

Approved - Agreement No. A-13037

- 32.
- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Physician Services Agreement with the University of California, San Francisco, School of Medicine, Department of Pediatrics (UCSF) to provide pediatric hospitalist services at NMC for an amount not to exceed \$334,050, for the period February 1, 2016 to January 31, 2018; and
 - b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) amendments to this Agreement where the total amendments do not extend the term by more than twelve (12) months, do not exceed 10% of the original contract amount (\$33,405) and do not significantly change the scope of work.

Approved - Agreement No. A-13043

- 33.
- Authorize payment to C&A Industries for a collection of invoices billed to Natividad Medical Center totaling \$238,133 for ancillary registry services outstanding from Fiscal Year 2014-15.

Approved

Health Department

34. Authorize the Director of Health or Assistant Director of Health to execute Amendment No. 3 to the Alcohol and/or Drug Service Contract Agreement A-12550 with Valley Health Associates to increase the funding for fiscal year (FY) 2015-16 from \$731,689 to \$753,417 (an increase of \$21,728) for a revised total Agreement amount not to exceed \$1,731,167.

Approved - Agreement No. A-12550

35. Ratify, approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment No. 3 to the Professional Services Agreement with The Regents of the University of California, a California Constitution corporation, on behalf of the University of California, San Francisco, School of Medicine, Department of Medicine at San Francisco General Hospital, Division of Endocrinology, for physician services, extending the expiration date from November 20, 2015 to December 31, 2016, for a revised full term of September 21, 2011 through December 31, 2016, and increasing the amount by \$59,250 for a revised total not to exceed \$245,950.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment No. 3 to the Professional Services Agreement (A-12549) with The Regents of the University of California, a California Constitution corporation, on behalf of the University of California, San Francisco, School of Medicine, Department of Medicine at San Francisco General Hospital, Division of Endocrinology, for physician services, extending the expiration date from November 20, 2015 to December 31, 2016, for a revised full term of September 21, 2011 through December 31, 2016, and increasing the amount by \$59,250 for a revised total not to exceed \$245,950. ALL AYES

Department of Social Services

36. a. Approve and authorize the Monterey County Veterans Services Officer to sign Standard Funding Agreement No. 15HS0030 for the Military & Veterans Affairs Office from the California Department of Veterans Affairs for Burial Benefit Processing Services on behalf of the County in the amount of \$4,900 for the period November 1, 2015 through April 30, 2016;;
- b. Approve an increase in estimated revenues and appropriations in the amount of \$4,900 in the Department of Social Services Fund 001, 5010, SOC003, 8260 for the Military & Veterans Affairs; (4/5th vote required) and
- c. Authorize the Auditor-Controller's Office to incorporate approved modifications in the FY 2015-16 Adopted Budget.

Approved - Agreement No. A-13044

- 37.
- a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Community Homeless Solutions for \$145,070 to provide domestic violence prevention services, housing and homeless services to residents of Monterey County, for the period January 1, 2016 through December 31, 2016; and
 - b. Authorize the Director of the Department of Social Services to sign up to (3) amendments to this agreement where the total amendments do not exceed 10% (\$14,507) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-13038

General Government

- 38.
- a. Approve and authorize the Contracts / Purchasing Officer or his designee to sign the UPS Systems Group Maintenance contract between the County of Monterey and Mitsubishi Electric Power Products, INC for the term of November 7, 2015 through November 6, 2016 for ensured power supply maintenance services for the Emergency Communications Department in a total amount not to exceed \$6,000.00 plus tax.
 - b. Approve the non-standard terms and conditions contained in the vendor's contact pursuant to the recommendation of the Director of the Emergency Communications Department.
 - c. Authorize up to three annual renewals/extensions with the same terms and conditions in an amount not to exceed 5% of the original annual contract amount per extended year (maximum of \$6,300.00 for each additional year).

Approved - Agreement No. A-13045

- 39.
- a. Direct the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign the Service Agreement with Kofile Preservation, Inc.; and
 - b. Approve an increase in FY 2015-16 estimated revenue and appropriations of \$202,000.00 in the County Clerk/Recorder's Budget unit (1180-ACR002-8004) (4/5th vote required); and
 - c. Authorize the Auditor-Controller to amend the FY 2015-16 Budget to reflect these actions and transfer funds from the County Clerk/Recorder's Modernization Account 020-2751 to the County Clerk/Recorder's Budget unit (1180-ACR002-8004).

Approved - Agreement No. A-13039

- 40.
- Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following dates: Tuesday, July 21, 2015, Tuesday, July 24, 2015, Tuesday, September 15, 2015, Tuesday, September 22, 2015, Tuesday, October 6, 2015, Tuesday, October 13, 2015, Wednesday, December 9, 2015 and Thursday, December 10, 2015.

Approved

- 41.
- a. Ratify and Approve the Action of the CAO to Review and Terminate the status of the Local Emergency near the Moro Cojo Slough.
 - b. Approve a Proclamation Terminating a Local Emergency near the Moro Cojo Slough.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-007 to: a. Ratify and Approve the Action of the CAO to Review and Terminate the status of the Local Emergency near the Moro Cojo Slough.
b. Approve a Proclamation Terminating a Local Emergency near the Moro Cojo Slough. ALL AYES**

- 41.1
- Receive and Accept the Treasurer's Report of Investments for the Quarter Ending December 31, 2015.

Approved

- 41.2
- Approve and authorize the Contracts/Purchasing Officer to execute a Renewal and Amendment No.1 to Agreement No. A-12330 with contractor Charles Nechem and Associates, Inc. (CNA), retroactive to November 1, 2015, for the continued provision of Employee Assistance Program (EAP) services, with no increase in cost, where the original Agreement expired October 31, 2015. (ADDED VIA ADDENDUM)

Approved - Agreement No. A-12330

RMA - Planning

- 42.
- a. Approve the Parcel Map for a minor subdivision to divide a 15,495 square foot parcel into three (3) 5,165 square foot lots;
 - b. Direct the Clerk of the Board to submit the Parcel Map to the County Recorder for recording, subject to the collection of the applicable recording fees.
(Parcel Map - PLN130361/Montecristo Capital, Inc., 11299 Pomber Street, Castroville, Castroville Community Plan and North County Area Plan)

Approved

- 43.
- a. Adopt a Resolution to:
 1. Approve an agreement between the County and the California Department of Forestry and Fire Protection (Cal Fire) (Agreement Number 4CA02970), to provide fire protection services in South County in connection with the California Flats Solar Project (PLN120294), in a maximum amount not to exceed \$665,498, for a term beginning upon approval of the agreement by Cal Fire and County and ending June 30, 2017;
 2. Authorize the Director of the County Resource Management Agency to sign the California Department of Forestry and Fire Protection Agreement Number 4CA02970 and future amendments to this Agreement where the

amendments do not significantly alter the scope of work or change the approved Agreement amount;

- b. Approve a Funding Agreement between the County and California Flats Solar, LLC in a maximum amount not to exceed \$668,668 (for Cal Flats to provide up to \$665,498 for funding the above-referenced agreement with Cal Fire and \$3,170 for County contract administration) for a term from January 26, 2016 to June 30, 2017; and
- c. Authorize the Director of the County Resource Management Agency to execute the Funding Agreement and future amendments to this Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

(PLN120294, California Flats Solar Project, South County) (REVISED ATTACHMENT C, SIGNATURE PAGE, SUBMITTED VIA SUPPLEMENTAL)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-008 (Agreement Nos.: A-13040 & A-13041) to:

1. Approve an agreement between the County and the California Department of Forestry and Fire Protection (Cal Fire) (Agreement Number 4CA02970), to provide fire protection services in South County in connection with the California Flats Solar Project (PLN120294), in a maximum amount not to exceed \$665,498, for a term beginning upon approval of the agreement by Cal Fire and County and ending June 30, 2017;

2. Authorize the Director of the County Resource Management Agency to sign the California Department of Forestry and Fire Protection Agreement Number 4CA02970 and future amendments to this Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount;

b. Approve a Funding Agreement between the County and California Flats Solar, LLC in a maximum amount not to exceed \$668,668 (for Cal Flats to provide up to \$665,498 for funding the above-referenced agreement with Cal Fire and \$3,170 for County contract administration) for a term from January 26, 2016 to June 30, 2017; and

c. Authorize the Director of the County Resource Management Agency to execute the Funding Agreement and future amendments to this Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount. (Agreement Nos.: A-13040 (CA Dept of Forestry) & A-13041 (CA Flats Solar, LLC))

(PLN120294, California Flats Solar Project, South County) (REVISED ATTACHMENT C, SIGNATURE PAGE, SUBMITTED VIA SUPPLEMENTAL) ALL AYES

RMA - Public Works

- 44.**
 - a. Approve the Temporary Construction Easement and Lease Agreement with Diana P. Spitzer, Trustee of the Phyllis L. Pitts Living Trust Dated May 8, 1984, as amended, Denise L. Andrews, individually and as Co-Trustee of The Phyllis L. Pitts Children's Living Trust I Dated November 5, 1984, and Diana P. Spitzer, as Executor of the Estate of Phyllis L. Pitts, deceased, in the amount of \$8,450 for APN 421-221-001 for the lease of 0.317 acres

(13,809 sq. ft.) for a temporary construction easement necessary for the construction of the Peach Tree Road at Pancho Rico Bridge Replacement Project County Bridge No. 412, Project No. 2201, State Project No. EA 05-142284L, Federal Aid Project No. STPLZ-5944 (041);

- b. Authorize the Resource Management Agency Director to execute the Temporary Construction Easement and Lease Agreement.

Approved - Agreement No. A-13045; Construction No. 2016-016

- 44.1** Approve the Memorandum of Understanding (MOU) between the County of Monterey and the Monterey County Water Resources Agency regarding the Moro Cojo Slough/Moss Landing Road Tide Gate Repair; and authorize the County Administrative Officer to execute the MOU.

Approved

- 44.2** Authorize the Chair of the Board of Supervisors to execute the following agreements with the Department of Corrections and Rehabilitation of the State of California: 1) Ground Lease For a Youthful Offender Rehabilitative Facility Located in County of Monterey; 2) Easement Agreement for Grants of Access, Utilities and Repairs; and 3) Right of Entry for Construction and Operation for the New Juvenile Hall Project under the terms of SB 81: Local Youthful Offender Rehabilitative Facility Financing Program. (ADDED VIA ADDENDUM)

Approved