

Monterey County

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



Meeting Agenda - Final-Revised

Tuesday, November 17, 2020

9:00 AM

**IMPORTANT COVID-19 NOTICE ON PAGE 2-4
AVISO IMPORTANTE SOBRE COVID-19 EN LA PAGINA 2-4**

<https://montereycty.zoom.us/j/224397747>

Board of Supervisors

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

Important Notice Regarding COVID 19

Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID 19 virus, please do the following:

1. While the Board chambers remain open, you are strongly encouraged to observe the live stream of the Board of Supervisors meetings at http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV or <https://www.facebook.com/MontereyCoInfo/>

If you attend the Board of Supervisors meeting in person, you will be required to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.

2. If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so in three ways:

a. submit your comment via email by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at cob@co.monterey.ca.us. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.

b. if you are watching the live stream of the Board meeting, you may submit your comment, limited to 250 words or less, to the Clerk of the Board at publiccomment@co.monterey.ca.us. General public comment must be received during the General Public Comment item on the agenda, and comments on specific agenda items must be received as it is being heard. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.

c. you may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/224397747>

OR to participate by phone call any of these numbers below:

- +1 669 900 6833 US (San Jose)
- +1 346 248 7799 US (Houston)
- +1 312 626 6799 US (Chicago)
- +1 929 205 6099 US (New York)
- +1 253 215 8782 US
- +1 301 715 8592 US

Enter this Meeting ID number: 224397747 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push *9 on your keypad.

3. You are encouraged to participate via Zoom as the Monterey Room on the 2nd floor of the County Government Center will not be available for overflow seating during this meeting.

Aviso importante sobre COVID 19

Basado en la guía del Departamento de Salud Pública de California y la Oficina del Gobernador de California, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanecen abiertas, le recomendamos que observe la transmisión en vivo de las reuniones de la Junta de Supervisores en http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV o <https://www.facebook.com/MontereyCoInfo/>

Si asiste a la reunión de la Junta de Supervisores en persona, deberá mantener un distanciamiento social apropiado, es decir, mantener una distancia de 6 pies entre usted y otras personas.

2. Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer un comentario público general o comentar un tema específico de la agenda, puede hacerlo de tres maneras:

a. envíe su comentario por correo electrónico antes de las 5:00 p.m. el lunes anterior a la reunión de la Junta. Envíe su comentario al Secretario de la Junta a cob@co.monterey.ca.us. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

b. Si está viendo la transmisión en vivo de la reunión de la Junta, puede enviar su comentario, limitado a 250 palabras o menos, al Secretario de la Junta en publiccomment@co.monterey.ca.us. Los comentarios del público en general deben recibirse durante el elemento de Comentarios del público en general en la agenda, y los comentarios sobre los elementos específicos de la agenda deben recibirse mientras se escuchan. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Se hará todo lo posible para leer su comentario en el registro, pero algunos comentarios pueden no leerse debido a limitaciones de tiempo. Los comentarios recibidos después de un ítem de la

agenda serán parte del registro si se reciben antes del final de la reunión.

c. Puedes participar a través de ZOOM. Para participar en ZOOM, únase por audio de computadora en: <https://montereycty.zoom.us/j/224397747>

O para participar por teléfono, llame a cualquiera de estos números a continuación:

+1 669 900 6833 EE. UU. (San José)
+1346248 7799 EE. UU. (Houston)
+1312626 6799 EE. UU. (Chicago)
+1929205 6099 EE. UU. (Nueva York)
+1 253 215 8782 EE. UU.
+1301715 8592 EE. UU.

Ingrese este número de ID de reunión: 224397747 cuando se le solicite. Tenga en cuenta que no hay un Código de participante, simplemente presionará # nuevamente después de que la grabación lo solicite.

Se lo colocará en la reunión como asistente; cuando esté listo para hacer un comentario público si se une al audio de la computadora, levante la mano; y por teléfono presione * 9 en su teclado.

3. Se le anima a participar a través de Zoom, ya que la sala de Monterey en el segundo piso del Centro de Gobierno del Condado no estará disponible para asientos adicionales durante esta reunión.

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 podium 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: Members of the public may address comments to the Board concerning each agenda item and may comment when the Chair calls for general public comment for items that are not on the day's agenda. The timing of public comment shall be at the discretion of the Chair.

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 intérprete, 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 intérprete.

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.

Pursuant to Governor Newsom's Executive Order No. N-29-20, some or all Supervisors may participate in the meeting by telephone or video conference.

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.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public's right of access to public services or facilities.
 - b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough, Kim Moore and Ariana HurtadoEmployee Organization(s): All Units
 - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Jeffrey Pennoni (Worker's Compensation Appeals Board case no. ADJ12235756)
 - (2) County of Monterey, et al. v. Amerisourcebergen, et al. (United States District Court case no. 18CV02693-SVK)
 - d. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.

- (1) Shannon Anadon
- (2) Jeffrey Pennoni
- (3) Vista Nadura, LLC

e. Pursuant to Health & Safety Code section 1462, and in accordance with Government Code Section 54954.5, the Board will receive a report and confer involving hospital trade secret. Discussion will concern a proposed new service, program or facility. Estimated date of public disclosure: December 31, 2021.

f. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding ~~two~~ three matters of significant exposure to litigation.
(REVISED VIA SUPPLEMENTAL)

Public Comment

The Board Recesses for Closed Session Agenda Items

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. 18 through 49.

Ceremonial Resolutions

3. Adopt resolution honoring Deputy Probation Officer III Robert Tachibana upon his retirement from the Monterey County Probation Department after thirty years of dedicated public service. (Full Board - Chair Lopez)

Attachments: [Ceremonial Resolution - Robert Tachibana](#)

4. Adopt resolution honoring Paul Guzman as a Monterey County Military and Veterans Affairs Advisory Commission's Veteran of the Year for 2020. (Full Board - Supervisor Lopez)

Attachments: [Ceremonial Resolution - Paul Guzman](#)

Appointments

5. Reappoint Al Davis to the Monterey County Workforce Development Board representing a Community Based Organization with a term ending on October 4, 2023. (Full Board)

Attachments: [Notification to Clerk of Reappointment-Al Davis](#)

6. Appoint Dr. Raul Rodriguez to the Monterey County Workforce Development Board representing Education with a term ending on July 10, 2021. (Full Board)

Attachments: [Notification to Clerk of Appointment - Dr. Raul Rodriguez](#)

Other Board Matters

7. Board Comments

8. County Administrative Officer Comments and Referrals

Attachments: [Referrals 11-17-20](#)

9. a. Appoint one (1) member of the Board of Supervisors to serve as delegate and one (1) member of the Board of Supervisors to serve as alternate on the Rural County Representatives of California (RCRC) Board of Directors.
b. Appoint one (1) member of the Board of Supervisors to serve as delegate and one (1) member of the Board of Supervisors to serve as alternate on the Golden State Finance Authority (GSFA) Board of Directors.

Attachments: [Board Report](#)

10. 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

11. a. Conduct a Public Hearing on Community Development Block Grant (CDBG) funding priorities and goals; and
b. Consider the draft Urban County Community Development Block Grant (CDBG) Consolidated Annual Performance and Evaluation Report (CAPER) for FY2019/20.

Attachments: [Board Report](#)[Attachment A - Draft Consolid Ann Perf and Eval Rpt for FY2019.20](#)[Attachment B - 2019 CAPER Public Services Accomplishments](#)[Attachment C - 2019 CAPER Other Activities Accomplishments](#)[Attachment D - 2019 CAPER CARES Act A Accomplishments](#)[Attachment E - 2019 CAPER Substantial Amendment Actions](#)[Attachment F - 2019 CAPER PowerPoint](#)

12. a. Receive and accept the Budget End-of-Year Report for FY 2019-20 from the County Administrative Office;
b. Authorize and direct the Auditor-Controller to amend the FY 2020-21 adopted budget to increase appropriations in CAO-Building Improvement and Replacement (478-CAO047-1050-8539-7614) by \$269,980 to allow for an operating transfer out to the Water Resources Agency, financed by \$269,980 in fund balance, fund 478, sub fund BIR (4/5th vote required); and
c. Authorize and direct the Auditor-Controller to transfer \$269,980 from the CAO-Building Improvement and Replacement budget (478-CAO047-1050-8539-7614) to the Water Resource Agency (111-WRA001-9300-8267-5940).

Attachments: [Board Report](#)[Budget End-of-Year Report FY 2019-20](#)[Resolution](#)

13. Approve changes to the Board's Legislative Program to authorize Monterey County's support of state and federal legislative advocacy efforts aimed at addressing the digital divide in response to Board Referral No. 2020.25 by Supervisor Alejo and Supervisor Lopez.

Attachments: [Board Report](#)**12:00 P.M. - Recess to Lunch****1:30 P.M. - Reconvene****Roll Call**

1:30 P.M. - Scheduled Matters

14. a. Briefing and update on COVID-19, including impacts, and action, proposals and plans to address (verbal report);
b. Provide direction to staff to address COVID-19
15. Public hearing to consider:
a. Granting an appeal by Monterey Retail Solutions from the May 13, 2020, decision of the Planning Commission to deny an application for a commercial cannabis retailer including delivery service and automotive repair;
b. Find the project categorically exempt per CEQA Guidelines section 15303; and
c. Approve an application for an Amendment to the General Development Plan and an Administrative Permit to allow a commercial cannabis retailer including delivery service within an existing commercial building in addition to a previously approved automotive detail facility/tire shop
1031 N. El Camino Real, North County Area Plan area (APN:133-023-042-000, PLN190008 - Abundant Investments, LLC (Monterey Retail Solutions)

Attachments: [Board Report](#)
[Attachment A – Discussion](#)
[Attachment B - Board Resolution](#)
[Attachment C – Vicinity Map](#)
[Attachment D – Planning Commission Resolution](#)
[Attachment E – Notice of Appeal](#)
[Attachment F – Traffic Report \(LIB200184\)](#)
[Attachment G – Traffic Assessment](#)
[Attachment H – Unified School District Letter](#)
[Attachment I – Response from Applicant](#)
[Attachment J – Caltrans Highway 156 Expansion Map](#)
[Attachment K – North County LUAC Minutes](#)
[Attachment L – Letter from County Health Department](#)
[Attachment M – Old General Development Plan](#)

16. Continue to December 1, 2020, a public hearing to consider:
a. An appeal by Rosana Rader and Michael Smith from the July 30, 2020 decision of the Zoning Administrator to approve a Design Approval for a fence ranging in height from four (4) to six (6) feet for property located at 99 Second Street, Spreckels (APN 177-061-003-000, PLN190255/SMITH & RADER); and
b. Waiving the County appeal fee.

Attachments: [Board Report](#)

17.

Public hearing to:

a. Provide policy direction on draft ordinances amending Titles 7, 20 and 21 of the Monterey County Code to establish regulations for vacation (short-term) rentals in the unincorporated area of Monterey County [REF100042/REF130043; Short-Term Rental Ordinances].

Attachments: [Board Report](#)

[Attachment A - June 25, 2020 Planning Commission Letter to the Board](#)

[Attachment B - Draft Ord. amending Title 7 amend Sec. 7.02.060, add Ch.7.110](#)

[Attachment C- Draft Ord. amending Title 20, adding Sec. 20.064.290](#)

[Attachment D - Draft Ord. amending Title 21, adding Sec. 21.64.290](#)

[Attachment E - Detailed Discussion](#)

[Attachment F - Public Correspondence](#)

Read Out from Closed Session by County Counsel

Read out by County Counsel will only occur if there is reportable action(s).

Adjournment

Adjourn in Memory of Eugene Martinez

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

18. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Jane Finney, CLS, MBA, CPHQ, CPPS for on-site and off-site professional consulting services regarding the Delivery System Incentive Program at NMC for an amount not to exceed \$150,000 with an agreement term of one (1) year (November 9, 2020 through November 8, 2021).

Attachments: [Board Report](#)
[Jane Finney Agreement](#)

Health Department

19. Approve and authorize the Director of Health or Assistant Director of Health to execute an Agreement with Transcribe Me, Inc., to provide transcription of medical records, reports, interviews, conversations, notes and letters for the Monterey County Health Department's Medical Therapy Unit, in the amount of \$35,000, for the period retroactive from July 1, 2020 through September 30, 2025

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

20. a. Approve and authorize the Director of Health or Assistant Director of Health to sign an Agreement with Garrett Consulting Group, LLC in the amount not to exceed \$95,000, effective January 1, 2021 through December 31, 2022, to provide Healthcare Risk Management consultation services; and
b. Approve non-standard risk provisions in Agreement, as recommended by the Director of Health.

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

21. a. Approve and authorize the Director of Health or Assistant Director of Health to sign an Agreement with LexisNexis Risk Solutions Bureau LLC and LexisNexis Risk Solutions FL Inc. ("LexisNexis") incorporating by reference the terms set forth in the Master Service Agreement No. 5-17-70-12 between RELX Inc. and the State of California, Department of General Services to give the Monterey County Public Guardian Office access to the Accurint public-records database for term January 1, 2021 through December 31, 2021, for a contract amount not to exceed a total of \$2,760; and
b. Approve recommendation of Director of Health to accept non-standard risk terms (disclaimer of warranties, limitation of liability, indemnification).

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

- 22.** Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 8 to Mental Health Services Agreement A-13221 with Interim, Inc. to revise the total Agreement amount from \$70,079,464 to \$70,395,812 which represents an increase of \$316,348 consisting of one-time Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”) funds for FY 2020-21.

Attachments: [Board Report](#)
[Amendment No 8](#)
[Amendment No 7](#)
[Amendment No 6](#)
[Amendment No 5](#)
[Amendment No 4](#)
[Amendment No 3](#)
[Amendment No 2](#)
[Amendment No 1](#)
[Agreement](#)

- 23.** Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 7 to Mental Health Services Agreement A-12779 with Door to Hope to revise the total Agreement amount from \$21,896,591 to \$21,943,638 which represents an increase of \$47,077 consisting of one-time Coronavirus Aid, Relief, and Economic Security Act (“CARES Act”) funds for FY 2020-21. This Amendment also modifies the Santa Lucia program to include the provision of crisis intervention services.

Attachments: [Board Report](#)
[Amendment No 7](#)
[Amendment No 6](#)
[Amendment No 5](#)
[Amendment No 4](#)
[Amendment No 3](#)
[Amendment No 2](#)
[Amendment No 1](#)
[Agreement](#)

- 24.** Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 7 to Alcohol and/or Drug Service Agreement A-14020 with Sun Street Centers for the provision of alcohol and drug recovery services in the amount of \$585,785 for Fiscal Year (FY) 2020-21, for a new total Agreement

amount not to exceed \$16,304,410 for the full-term July 1, 2018 - June 30, 2021.

Attachments: [Board Report](#)
[Amendment No 7](#)
[Amendment No 6](#)
[Amendment No 5](#)
[Amendment No 4](#)
[Amendment No 3](#)
[Amendment No 2](#)
[Amendment No 1](#)
[Agreement](#)

Department of Social Services

25. a. Approve and authorize the Director of the Department of Social Services to sign a Fiscal Sponsorship Agreement with ACTION Council for fiscal oversight of the Best Friends Fund.

Attachments: [Board Report](#)
[Action Council Fiscal Sponsorship Agreement](#)

Criminal Justice

26. Adopt a Resolution to:
- a. Accept the Sheriff's Office CARES Act Budget and Expenditure Report for the period covering March 1, 2020 to December 30, 2020; and
- b. Approve and authorize the Auditor-Controller to increase appropriations by \$3,406,404 in Sheriff-Coroner's FY 2020-21 Adopted Budget to fund the Sheriff's Office response to the pandemic COVID-19 broken down as follows: \$663,609 (001-2300-SHE001-8242); \$320,836 (001-2300-SHE001-8273); \$182,000 (001-2300-SHE001-8225); \$249,520 (001-2300-SHE001-8245); \$1,672,481 (001-2300-SHE003-8238) and \$317,958 (001-2300-SHE003-8532) , financed by an increase in non-program revenue in the County Administrative Office's budget (001-1050-CAO019-8041).

Attachments: [Board Report](#)
[Draft Resolution](#)
[Attachment A - Schedule 1 - Request for Increase in Appropriations FY 20-21](#)
[Attachment B - Schedule 2 - CARES Act Budget and Expenditure Report](#)

27. a. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment 1 (November 8, 2020 to November 7, 2021) to the Request for Proposals (RFP) #10614, Religious Services for the Monterey County Jail, with Prison Ministry of America, in the amount of \$80,581 for a new not to exceed contract cost of \$314,667 and new term November 8, 2017 to November 7,

2021; and

b. Authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisor to sign one (1) additional one (1) year amendment to the agreement where the amendment does not significantly change the scope of work, and where the amendment does not exceed \$85,000, for a revised not to exceed maximum contract cost of \$399,667.

Attachments: [Board Report](#)

[Attachment A - Amendment 1 PMA with Exhibit A](#)

[Attachment B - Amendment 1 PMA with Exhibit A1](#)

[Attachment C - Board Order and PMA RFP](#)

28. Authorize the Monterey County Sheriff or his designee to sign a Memorandum of Agreement (MOA), the Emergency Management Mutual Aid Plan/Post-Event Agreement, and all related documentation on behalf of the County with the Marina Police Department.

Attachments: [Board Report](#)

[Attachment A - Sample Post Event Agreement](#)

29. Authorize the Monterey County Sheriff or his designee to sign a Memorandum of Agreement (MOA), the Emergency Management Mutual Aid Plan/Post-Event Agreement, and all related documentation on behalf of the County with the Monterey Police Department.

Attachments: [Board Report](#)

[Attachment A - Sample Post Event Agreement](#)

30. a. Approve a standard Agreement with the Pilots of the Monterey County Sheriff's Aero Squadron (MCSAS) and the Monterey County Sheriff's Office (MCSO), effective upon signature of Sheriff or Undersheriff; and
b. Authorize the Sheriff or Undersheriff to sign future standard agreements with any Pilot who has been approved and authorized by the MCSAS (in accordance with MCSAS requirements).

Attachments: [Board Report](#)

31. Authorize the Monterey County Sheriff or his designee to sign a Memorandum of Agreement (MOA), the Emergency Management Mutual Aid Plan/Post-Event Agreement, and all related documentation on behalf of the County with the Seaside Police Department.

Attachments: [Board Report](#)

[Attachment A - Sample Post Event Agreement](#)

32. Authorize the Monterey County Sheriff or his designee to sign a Memorandum of Agreement (MOA), the Emergency Management Mutual Aid Plan/Post-Event Agreement, and all related documentation on behalf of the County with the Carmel Police Department.

Attachments: [Board Report](#)
[Attachment A - Sample Post Event Agreement](#)

33. Authorize the Monterey County Sheriff's Office to receive funding from the Coronavirus Emergency Supplemental Funding Program Solicitation FY 2020 Formula Grant Solicitation CFDA #16.034, in the amount of \$58,337.

Attachments: [Board Report](#)

34. Authorize the Monterey County Sheriff or his designee to sign a Memorandum of Understanding and all related documentation on behalf of the County for the Medication Assisted Treatment Expansion Project 2.0 with the Health Management Associates, Inc., in the amount of \$75,000.

Attachments: [Board Report](#)
[Attachment A - MOU w/Health Management Associates Inc for MAT](#)
[Attachment B - MAT Application](#)

35. Authorize the Sheriff to sign a Municipal Law Enforcement Service Agreement with Santa Clara Stadium, The City of Santa Clara.

Attachments: [Board Report](#)
[Attachment A - Services Agreement w/MCSO & Santa Clara Stadium Authority](#)

General Government

36. Approve and authorize the Director of Information Technology or his designee to sign a ten (10) year Basic Ordering Agreement between the Federal Bureau of Investigation (FBI) and the County of Monterey for the FBI's use of the Mt. Toro communications site, effective October 1, 2020, for annual compensation in the amount of \$5,736 in 2020-21, and increasing each following year.

Attachments: [Board Report](#)
[FBI Basic Ordering Form - Mt. Toro lease](#)

37. Adopt Resolution authorizing the Office of Emergency Services to submit an application in the amount of \$214,620 and designating County staff positions to authorize and execute documents and applications for the purpose of obtaining financial assistance with the California Office of Emergency Services Fiscal Year 2020 Emergency Management Performance Grant Program for performance period July 1, 2020 - June 30, 2022.

Attachments: [Board Report](#)
[Board resolution FY20 EMPG](#)

38. a. Adopt a Resolution Authorizing the County, by and through the County Clerk/Recorder (CCR) to declare its intention to withdraw from the California Electronic Recording Transaction Network Authority (CERTNA) effective July 1, 2021;
- b. If determined to be prudent and in the best interest by the CCR, authorize the CCR to rescind its withdrawal notice and continue to participate in CERTNA; and
- c. If determined to be prudent to proceed with withdrawal from CERTNA, authorize the County Clerk Recorder to take any and all necessary actions to finalize the withdrawal from its participation in CERTNA and take any and all necessary actions to participate in SECURE under the Electronic Recording Delivery Act (ERDA) of 2004 pursuant to an MOU approved by County Counsel containing no less favorable terms as exist in the current CERTNA JPA.

Attachments: [Board Report](#)
[Resolution](#)
[CeRTNA JPA](#)

39. a. Approve and authorize the Contracts/Purchasing Officer or his designee to execute an Agreement with Rio Restaurants, Inc. dba Tarpys Roadhouse for catering services at WeatherTech Raceway Laguna Seca from December 15, 2020 through December 31, 2022, for a not to exceed amount of \$300,000; and
- b. Approve and authorize the Contracts/Purchasing Officer or his designee to execute up to three (3) future amendments to this Agreement where the total amendments do not exceed 10% (\$30,000) of the agreement amount and do not significantly change the scope of work.

Attachments: [Board Report](#)
[Rio Restaurants Inc. dba Tarpys Roadhouse Agreement](#)

40. a. Receive the updated Memorandum of Understanding between the County of Monterey, by and through the Treasurer-Tax Collector, and the Superior Court of California, County of Monterey to provide for the collection of fees, fines, forfeitures, penalties, and assessments arising from criminal, traffic, and minor offense cases, on behalf of the local Superior Court of California; and
- b. Authorize the Treasurer-Tax Collector to approve this and future updated Memoranda of Understanding for collections of fees, fines, forfeitures, penalties, and assessments on behalf of the local Superior Court.

Attachments: [Board Report](#)
[Current MOU - 2009](#)
[Proposed MOU - 2020](#)

41. Accept the Monterey County Law Library Annual Report, Financial Year 2019-2020
- Attachments:** [Board Report](#)
[Final Report Law Library FY 19-20](#)
42. Amend the adopted Fiscal Year 2020-21 Secured Roll Tax Rates calculated by the Office of the Auditor-Controller to include the debt service tax rate for San Ardo School District.
- Attachments:** [Board Report](#)
[FY2020-21 Secured Roll Debt Service Tax Rates - Amended](#)
43. Receive the action minutes from the Legislative Committee meetings on September 14, 2020 and October 22, 2020.
- Attachments:** [Board Report](#)
[September 14, 2020 Legislative Committee Meeting Minutes](#)
[October 22, 2020 Special Legislative Committee Meeting Minutes](#)
44. Adopt Resolution to:
- a. Amend the FY 2020-21 Workforce Development Board Adopted Budget (021-1050-8478 CAO030) to reallocate one (1) 1.0 FTE Management Analyst I to one (1) 1.0 FTE Management Analyst II, as indicated in Attachment A; and
 - b. Authorize the Auditor Controller and the County Administrative Office to incorporate the position reallocation in the FY 2020-21 Adopted Budget
- Attachments:** [Board Report](#)
[Attachment A Reallocated Position](#)
[Attachment B Draft Resolution](#)
45. Adopt a resolution to revise and approve amendments to the Monterey Peninsula Water Management District's Conflict of Interest Code.
- Attachments:** [Board Report](#)
[BoS Draft Resolution MPWMD](#)
[MPWMD Conflict of Interest Code - Redline](#)
[MPWMD Conflict of Interest Code- Clean](#)
[MPWMD Resolution No. 2020-15, adopted 10-19-2020](#)
46. Adopt a resolution to revise and approve amendments to Monterey One Water's Conflict of Interest Code.

Attachments: [Board Report](#)
[BoS Draft Resolution M1W](#)
[Monterey One Water's amended Conflict of Interest Code \(red lined\)](#)
[Monterey One Water's amended Conflict of Interest Code \(clean\)](#)
[Monterey One Water's Board of Directors' Reso No. 2020-22, adopted 9/28/20](#)

47. a. Receive an update from the County Administrative Officer (CAO) regarding the implementation of recommendations in the July 22, 2020 Citygate Associates, LLC report "Review of the Resource Management Agency;" and,
b. Introduce, waive reading and set for adoption on December 1, 2020, an ordinance amending Ordinance No. 5342 to change the name of the Community Services Department to the Department of Public Works, Facilities and Parks.

Attachments: [Board Report](#)
[Draft Ordinance](#)

Resources Management Agency

48. a. Set a public hearing for December 8, 2020 to consider eight (8) 2021 Williamson Act Applications to Create a Farmland Security Zone ("FSZ") or to Establish an Agricultural Preserve ("AgP") (REF200034):
1. FSZ Application No. 2021-01 - Flatland Properties LLC; APN 153-011-067 (Continued FSZ Application No. 2020-08)
 2. FSZ Application No. 2021-02 - Boggiatto Ranch, LLC; APNs 113-021-017; 113-021-001 and 113-013-001
 3. AgP Application No. 2021-03 - Tira Nanza Ranch, LLC; APNs 417-101-035; 417-101-036; 417-062-054; 417-062-055; 417-062-056 and 417-062-057
 4. AgP Application No. 2021-04 - Stanley George Silva, II Declaration of Trust dated February 24, 2004 as Amended and Restated February 5, 2008, as to an undivided 50% interest and Tammy L. Silva, as her sole and separate property, as to an undivided 50% interest, as tenants in common; APN 167-071-007 and 167-071-012
 5. FSZ Application No. 2021-05 - William D. Massa, Trustee of the 1994 William D. Massa Trust U/D/T dated February 7, 1994; APN 145-011-064
 6. FSZ Application No. 2021-06 - T.M.V. Lands, LLC; APNs 269-062-003; 269-063-002 and 269-063-003
 7. FSZ Application No. 2021-07 - T.M.V. Lands, LLC; APNs 223-031-018 and 223-071-001
 8. FSZ Application No. 2021-08 - T.M.V. Lands; APN 221-011-040
- b. Direct the Clerk of the Board of Supervisors to publish Notice of Public Hearing for the Public Hearing to take place on December 8, 2020 at 10:30 A.M. to consider the eight (8) 2021 applications, to create six (6) Farmland Security Zones ("FSZ") and FSZ Contracts and establish two (2) Agricultural Preserves ("AgP") and Land Conservation Contracts.

Attachments: [Board Report](#)
[Attachment A - Notice of Public Hearing for December 8, 2020](#)
[Attachment B - Resolution No. 01-785, as amended Resolution No. 03-383](#)
[Attachment C - Board Resolution No. 01-486](#)
[Attachment D - 2021 Application Matrix](#)
[Attachment E - County-wide Map- Monterey County 2021 Williamson Act](#)

49.

Adopt a resolution:

- a. To authorize the Resource Management Agency (RMA) Director, or their successor department head, to submit a grant application for up to \$5,147,149 in competitive grant funding from the California Department of Water Resources (DWR) Coastal Watershed Flood Risk Reduction Grant Program for the Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) Project and take all required actions for submittal, including obtaining Counsel's signature on the verification page;
- b. That pursuant and subject to all of the terms and conditions of the Water Quality, Supply, and Infrastructure Improvement Act of 2014 (Proposition 1; Wat. Code, § 79700 et seq.), the RMA shall submit a proposal to obtain funding for the CRFREE Project from DWR;
- c. That the Monterey County Board of Supervisors authorizes the RMA Director to execute the funding agreement with the DWR and up to three (3) amendments to extend the term of the agreement not to exceed a total cumulative term of ten (10) years; and
- d. That the RMA Director shall prepare the necessary data, make investigations, and take other such actions as necessary and appropriate to execute the CRFREE Project.

Attachments: [Board Report](#)
[Attachment A-August 7 2020 Concept Proposal Letter](#)
[Attachment B-State DWR Funding Agreement](#)
[Attachment C-Draft Grant Application](#)
[Attachment D-Attorney's Certification](#)
[Attachment E-Draft Resolution](#)

49.1

Adopt a Resolution:

- a. Approving and authorizing the Resource Management Agency (RMA) Director to execute an updated Conveyance Agreement to: 1) Establish the terms of transfer from the County to the City of Marina of certain lands in the former Fort Ord, including six parcels totaling 177.1 acres, identified as Assessor's Parcel Numbers 031-101-039, 031-101-040, 031-101-041, 031-101-042, 031-101-056, and 031-101-058, collectively known as the "Landfill Border Parcels Site," located on Imjin Parkway on the former Fort Ord; 2) Designate the City of Marina instead of the County as the future recipient of 164 acres of land over two parcels, identified as Assessor's Parcel Numbers 031-101-057 and 031-101-067, collectively known as

the “Landfill Site,” located on Imjin Parkway on the former Fort Ord; 3) Authorize and request Marina Coast Water District to transfer to the City of Marina the 10 AFY of Fort Ord “water allocation” for the “County/Marina Sphere (Polygon 8a),” subject to future changes in the management of the former Fort Ord water allocations; and 4) Transfer \$300,000 of earmarked habitat management funds to the City, subject to restrictions on use of the funds by the City of Marina for habitat-related services.

b. Authorizing and directing the Auditor-Controller to amend Fiscal Year 2020-21 Adopted Budget to increase appropriations by \$300,000 and estimated revenue by \$300,000 for the Habitat Management Program, Fund 029, Appropriation Unit RMA111, to fund habitat management activities on former Fort Ord lands, financed by Unassigned Fund Balance of \$300,000 (Fund 029, Balance Sheet Account 3101) (4/5th vote required);

c. Authorizing the RMA Director to transmit the Conveyance Agreement to the City of Marina for execution and the fully executed Conveyance Agreement to the City of Seaside as the federally recognized Local Reuse Authority (“LRA”) to notify the LRA of designation of the City of Marina to receive the Landfill Site parcels rather than the County;

d. Finding that the properties subject to this action are “exempt surplus property” pursuant to Government Code section 54221(f)(1)(D); and

e. Finding that this action is categorically exempt pursuant to the California Environmental Quality Act Guidelines sections 15305, 15308, and 15061(b)(3).
(ADDED VIA ADDENDA)

Attachments: [Board Report](#)

[Attachment A-Draft Conveyance Agreement](#)

[Attachment B-Draft Resolution](#)

Addenda/Supplemental

50.

ADDENDA

Added to Resource Management Agency

49.1 Adopt a Resolution:

a. Approving and authorizing the Resource Management Agency (RMA) Director to execute an updated Conveyance Agreement to: 1) Establish the terms of transfer from the County to the City of Marina of certain lands in the former Fort Ord, including six parcels totaling 177.1 acres, identified as Assessor’s Parcel Numbers 031-101-039, 031-101-040, 031-101-041, 031-101-042, 031-101-056, and 031-101-058, collectively known as the “Landfill Border Parcels Site,” located on Imjin Parkway on the former Fort Ord; 2) Designate the City of Marina instead of the County as the future recipient of 164 acres of land over two parcels, identified as Assessor’s Parcel Numbers 031-101-057 and 031-101-067, collectively known as the

“Landfill Site,” located on Imjin Parkway on the former Fort Ord; 3) Authorize and request Marina Coast Water District to transfer to the City of Marina the 10 AFY of Fort Ord “water allocation” for the “County/Marina Sphere (Polygon 8a),” subject to future changes in the management of the former Fort Ord water allocations; and 4) Transfer \$300,000 of earmarked habitat management funds to the City, subject to restrictions on use of the funds by the City of Marina for habitat-related services.

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d. Finding that the properties subject to this action are “exempt surplus property” pursuant to Government Code section 54221(f)(1)(D); and

e. Finding that this action is categorically exempt pursuant to the California Environmental Quality Act Guidelines sections 15305, 15308, and 15061(b) (3).

SUPPLEMENTAL

Revised Closed Session

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