

# Monterey County

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



## Action Minutes - Final

**Tuesday, September 13, 2016**

**9:00 AM**

**See separate agendas for Boronda County Sanitation District and  
Special Joint Meeting of Board of Supervisors of the Monterey  
County Water Resources Agency and the Monterey County Water  
Resources Agency Board of Directors.**

## **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**

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

**Additions and Corrections for Closed Session:**

There were no additions or corrections to Closed Session; County Counsel noted item 1e. was removed via the Supplemental agenda.

**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) County of Monterey v. Enovate Medical, LLC, et al. (Monterey County Superior Court case no. 16CV002642
    - (2) Hernandez, et al. v. County of Monterey, et al. (U.S. District Court case no. 13-CV-02354-BLF)
  - b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: Manuel Gonzalez and Brette NealEmployee Organization: A, B, C, G, L, M, N, Q and V
  - c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
  - ~~d. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
    - (1) Property: Howe Property, 4093 Rio Road, Carmel, CA 93921Agency Negotiator(s): Carl Holm, Resource Management Agency Director~~  
~~Negotiating Parties: James Heisinger~~  
~~Under negotiation: Price and terms~~  
(REMOVED VIA SUPPLEMENTAL AGENDA)
  - ~~e. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
    - (1) Property: Concession Agreement regarding Mazda Raceway at Laguna SecaAgency Negotiator(s): Lew Bauman, County Administrative Officer~~

~~Negotiating Parties: Sports Car Racing Association of the Monterey Peninsula~~

~~Under negotiation: Price and Terms~~

~~(REMOVED VIA SUPPLEMENTAL AGENDA)~~

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

**CLOSED SESSION REPORT**

**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) County of Monterey v. Enovate Medical, LLC, et al. (Monterey County Superior Court case no. 16CV002642

(2) Hernandez, et al. v. County of Monterey, et al. (U.S. District Court case no. 13-CV-02354-BLF)

**CLOSED SESSION REPORT:** The Board took no reportable action on items 1.a. (1) and (2).

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: A, B, C, G, L, M, N, Q and V

**CLOSED SESSION REPORT:** The Board took no reportable action on item 1.b.

c. 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 action on item 1.c.

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

(1) Property: Howe Property, 4093 Rio Road, Carmel, CA 93921

Agency Negotiator(s): Carl Holm, Resource Management Agency Director

Negotiating Parties: James Heisinger

Under negotiation: Price and terms

**(REMOVED VIA SUPPLEMENTAL AGENDA)**

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

(1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca

Agency Negotiator(s): Lew Bauman, County Administrative Officer

Negotiating Parties: Sports Car Racing Association of the Monterey Peninsula

Under negotiation: Price and Terms

**(REMOVED VIA SUPPLEMENTAL AGENDA)**

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

**CLOSED SESSION REPORT:** The Board took no reportable action on item 1.f.

**10:00 A.M. - Reconvene**

**Roll Call**

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

**Pledge of Allegiance**

The Pledge of Allegiance was led by Supervisor Phillips.

**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 corrections:

**Consent Calendar - General Government**

**28. Remove from the consent calendar. Staff is requesting continuance to September 20, 2016**

- a. Approve amended response to the 2015 2016 Monterey County Civil Grand Jury Interim Final Report: "Monterey County Parks and SCRAMP: Uncertainties and Instabilities"; and**
- b. Direct the County Administrative Officer to file the approved amended response with the Presiding Judge of the Superior Court, County of Monterey, by September 13, 2016.**

**Consent Calendar - RMA Land Use and Community Development**

**32. Memo and Revised Attachments submitted**

**Adopt a Resolution to:**

- a. Certify that the County of Monterey has considered the Mitigated Negative Declaration for the California State University Monterey Bay Transportation Demand Measure Projects (SCH # 2016051017) dated July 25, 2016;**
- b. Grant an Easement to the Trustees of the California State University, on behalf of California State University, Monterey Bay, over 1.4 acres of County owned former Fort Ord land (APN 031 101 056 000) Landfill Border Parcel E8a.1.1.2 to accommodate CSUMB's construction of a traffic roundabout at the intersection of 8th Avenue and Intergarrison Road;**
- c. Authorize the Chair of the Board to sign the Grant of Easement; and**
- d. Adopt the County of Monterey Mitigation Monitoring and Reporting Program**

**Under Adjourn**

**Remove from Adjournment in Memory of William Gillette.**

**Add Under Adjourn**

**Add Adjournment in Memory of Joe Carroll Tracker**

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

**Consent Calendar**

2. Approval of Consent Calendar (See Supplemental Sheet)

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to approve the Consent Calendar (See Supplemental Sheet), with the exception of item 28. ALL AYES**

**Ceremonial Resolutions**

3. Adopt Resolution commending Detective Larry Bryant upon his retirement from the Monterey County Sheriff's Department after 38 Years of Public Service. (Full Board)

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-231 commending Detective Larry Bryant upon his retirement from the Monterey County Sheriff's Department after 38 Years of Public Service. (Full Board) ALL AYES**

**Appointments**

4. Appoint Wayne R. Dominguez to the Area Agency on Aging Advisory Council with a term ending January 1, 2018. (Full Board)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to appoint Wayne R. Dominguez to the Area Agency on Aging Advisory Council with a term ending January 1, 2018. (Full Board) ALL AYES**

5. Reappoint Cesar Lara to the Workforce Development Board with a term ending July 27, 2019. (Full Board)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to reappoint Cesar Lara to the Workforce Development Board with a term ending July 27, 2019. (Full Board) ALL AYES**

6. Appoint Virgil L. Binning, Jr. to the Greenfield Public Recreation District for a term ending December 31, 2017. (Supervisor Salinas)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to appoint Virgil L. Binning, Jr. to the Greenfield Public Recreation District for a term ending December 31, 2017. (Supervisor Salinas) ALL AYES**

7. Reappoint Pete Perez, Jr. to the Greenfield Public Recreation District with a term ending December 31, 2018. (Supervisor Salinas)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to reappoint Pete Perez, Jr. to the Greenfield Public Recreation District with a term ending December 31, 2018. (Supervisor Salinas) ALL AYES**

8. Appoint Angelica Sausedo to the Greenfield Public Recreation District to fill an unscheduled vacancy with a term ending December 31, 2017. (Supervisor Salinas)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to appoint Angelica Sausedo to the Greenfield Public Recreation District to fill an unscheduled vacancy with a term ending December 31, 2017. (Supervisor Salinas) ALL AYES**

- 9. Appoint Mike Gallardo, Jr. to the Greenfield Public Recreation District to fill an unscheduled vacancy with a term ending December 31, 2017. (Supervisor Salinas)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to appoint Mike Gallardo, Jr. to the Greenfield Public Recreation District to fill an unscheduled vacancy with a term ending December 31, 2017. (Supervisor Salinas) ALL AYES**

- 9.1 Reappoint Mary Ann Leffel to the Monterey County Workforce Development Board with a term ending June 16, 2019. (Full Board) (ADDED VIA ADDENDUM)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to reappoint Mary Ann Leffel to the Monterey County Workforce Development Board with a term ending June 16, 2019. (Full Board) ALL AYES**

**Other Board Matters**

- 10. Board Comments

**Supervisor Parker announced that Saturday is National Drive Electric Day at the Del Monte Center in Monterey from 12:00 pm to 3:00 p.m. Students have built small solar powered cars. There will be small electric and solar powered cars to test drive at the event.**

**Supervisor Parker commended Joel Pablo, Sr. Board Clerk for his new process idea to produce the 50+ page Board Reports (Advance Reports) online as requested by the Board of Supervisors. The new process will provide better efficiencies for County staff and transparency to the public. The Advance Report document containing the 50+ page reports will now be available on the County website where the Board's agendas are posted, 11 days prior to the scheduled meeting. She thanked Joel and Clerk of the Board staff.**

- 11. CAO Comments and Referrals

**There were no CAO comments or referrals.**

- 12. General Public Comment

**Landen Hoffman; Kevin Dayton; Christopher Puge; Rich Lingor; Steve Eklund; Hans Jongens; Tim Hutton.**

**12:00 P.M. - Recess to Lunch - Continued Closed Session**

**1:30 P.M. - Reconvene - Monterey County Board of Supervisors**

**Roll Call**

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

**1:30 P.M. - Scheduled Matters**

- 13. Selection of a Preferred Option for a project at the Old Jail Site to establish a Project Description needed as part of the California Environmental Quality Act (CEQA) review process.  
  
**Public comment: Joel Panzer; Segundo (last name unintelligible); Dana Sosa; Kevin P. Saunders.**  
**A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to consider options for a project at the Old Jail Site:**
  - a. Selected Scheme 9 as the preferred option for a project at the Old Jail Site, including:
    - 1) Demolish the Old Jail
    - 2) Remove the existing Alisal/Capitol Street Parking Lot
    - 3) Create a new urban space for civic engagement while commemorating the historicity of the site;
    - 4) Relocate and/or Expand parking; and
  - b. Directed staff to proceed with environmental review of the Preferred Option.**ALL AYES**
  
- 14.
  - a. Receive a report regarding options and issues for expanding medical cannabis permitting opportunities in Monterey County; and
  - b. Provide direction to staff.
 (Medical Marijuana Regulations - REF150048-Inland; REF160042-Coastal/County-wide)  
  
**Public comment: Tiffany Wright; Daniel Sosa; Marilyn Rose; Heidi Park, Kevin P. Saunders; Robert Brunee; Gene Brown; Matt Luther; Christopher Bunn, Jr.; Peter Brazil; Joey Espinosa; Chris Bunn, Sr.; Dean Flipppo.**  
  
**A motion was made by Supervisor Dave Potter, seconded by Supervisor John M. Phillips to:**
  - a. Receive a report regarding options and issues for expanding medical cannabis permitting opportunities in Monterey County; and
  - b. Supported Ad Hoc Committee recommendation for Option 1: Option 1: Wait; Do nothing at this time. Hold off exploring changes from the ordinances that were adopted until we see what happens with County and State ballot measures, State regulations (estimated 2018), financing, etc. Gain experience with the approved regulations adopted by the County as well as other jurisdictions before considering changing or expanding; and the Ad Hoc Committee will reconvene, post November election, and before the end of the year. (Medical Marijuana Regulations - REF150048-Inland; REF160042-Coastal/County-wide) **ALL AYES**

**Adjournment**

In Memory of Judge Gary Edward Meyer, Ritchie Dunn and Joe Carroll Tacker

**APPROVED:**

/s/ Mary L. Adams

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**MARY L. ADAMS, CHAIR  
BOARD OF SUPERVISORS**

**ATTEST:**

**BY:** /s/ Gail T. Borkowski

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**GAIL T. BORKOWSKI**

**CLERK OF THE BOARD**

**APPROVED ON** 2/7/2016



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

15. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 8 with Credit Consulting Services, Inc. for debt collection services at NMC to add \$300,000 for a revised total Agreement amount of \$3,700,000 with no change to the term of the Agreement of August 1, 2007 through September 30, 2016.

**Approved - Agreement No. A-11010**

**Health Department**

16. a. Authorize the Director of Health or the Assistant Director of Health to execute a Health Information Exchange Provider Participation Agreement (Monterey County Provider Participants) ("Participation Agreement") with Central Coast Health Connect, LLC (CCHC), for participation in the county's Health Information Exchange (HIE) for the period of September 15, 2016 through June 30, 2018;
- b. Authorize the Director of Health or the Assistant Director of Health to sign up to three (3) future amendments to the Participation Agreement where the total amendments do not significantly alter the scope of work, and
- c. Authorize use of CCHC's Attestation Form, pursuant to which each health care provider accessing the HIE at the Health Department or Natividad Medical Center shall attest compliance with the terms and conditions of the Participation Agreement.

**Approved - Agreement No. A-13293**

17. Extend the Declaration of a Local Health Emergency for the Soberanes Fire Incident.

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-232 to extend the Declaration of a Local Health Emergency for the Soberanes Fire Incident. ALL AYES**

18. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a one (1) year Memorandum of Understanding ("MOU") with the Monterey County Office of Education for the Monterey County Health Department, Behavioral Health Bureau to provide partial funding and consultation for the Positive Behavioral Intervention and Supports program implementation for the following South Monterey County School Districts ("School Districts"): Gonzales Union School District, Greenfield Union School District, King City Union School District, San Ardo Union School District, Soledad Unified School District and South Monterey County Joint Union High School District for Fiscal Year ("FY") 2016-17, for a total

Agreement amount not to exceed \$50,000 for the term retroactive to July 1, 2016 through June 30, 2017; and

b. 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%) (\$5,000) of the original Agreement amount and do not significantly alter the scope of services.

**Approved**

- 19.**
- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement with Catholic Charities/CYO of the Archdiocese of San Francisco-dba St. Vincent's School for Boys in San Francisco, CA for the provision of Mental Health Services for Monterey County boys between the ages of 7 and 18, in the amount of \$208,126 for Fiscal Year (FY) 2016-17, \$208,126 for FY 2017-18, and \$208,126 for FY 2018-19, for a total Agreement amount not to exceed \$624,378 retroactive to July 1, 2016 through June 30, 2019; and
- b. Approve and 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%) (\$62,438) of the original Agreement amount and do not significantly alter the scope of services.

**Approved - Agreement No. A-13295**

### **Criminal Justice**

- 20.**
- Approve and Authorize the District Attorney to sign and submit a Grant Application for the Unserved/Underserved Child and Youth Advocacy (XY) Program Grant, for FY 2016-17 from the California Governor's Office of Emergency Services (Cal OES), for the local Office of the District Attorney Victim Witness Services Program.

**Approved**

- 21.**
- a. Approve Amendment No. 2 to the Professional Services Agreement with Justice Works, LLC for support of the Public Defender's case management system, increasing the amount from \$33,000 to \$58,000, and extending the term for one additional year, through June 30, 2017; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to the Agreement and up to three (3) additional amendments of one (1) year each, where additional costs per year do not exceed 10% of the amended contract amount (\$5,800), and the amendments do not significantly alter the scope of work.

**Approved**

- 22.**
- a. Authorize the Auditor-Controller to modify the FY 2015-16 Adopted Budget to cover a deficiency in the Public Defender's appropriations to offset expenses incurred at the end of the fiscal year.

b. Authorize the Auditor-Controller to increase appropriations by \$ 149,000 in the Public Defender Budget Unit, PUB001-001-2270-8169-6111, funded by the Termination Assignment Balance Sheet Account, 3115. (4/5ths vote required)

**Approved**

### **General Government**

23. Approve the 2016-17 Secured Roll Tax Rates.

**Approved**

24. Authorize the Registrar of Voters to consolidate and provide specified election services to certain districts relating to the conduct of the November 8, 2016, Presidential Election.

**Approved**

25. Approve and Authorize the Registrar of Voters to execute Agreement Number 16G30114 with the Secretary of State's office for the provision of Help America Vote Act (HAVA) services through June 30, 2021.

**Approved - Agreement No. A-13296**

26. a. Approve and authorize the Contracts/Purchasing Officer, or his Designee, to execute a non-standard Web Based User and Dispatcher Training Agreement with Harris Corporation for the term of September 1, 2016 through August 31, 2017, in an amount not to exceed \$10,125.00; and  
b. Approve the non-standard provisions of Harris Corporation's Agreement, as recommended by the Director of the Emergency Communications Department.

**Approved - Agreement No. A-13294**

27. a. Approve the amended response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Striving for Sustainability"; and  
b. Direct the County Administrative Officer to file the approved the amended response with the Presiding Judge of the Superior Court, County of Monterey, by September 22, 2016.

**Approved**

28. a. Approve amended response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Monterey County Parks and SCAMP: Uncertainties and Instabilities"; and  
b. Direct the County Administrative Officer to file the approved amended response with the Presiding Judge of the Superior Court, County of Monterey, by September 13, 2016.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to continue to September 20, 2016 consideration to: a. Approve amended response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Monterey County Parks and SCRAMP: Uncertainties and Instabilities"; and  
b. Direct the County Administrative Officer to file the approved amended response with the Presiding Judge of the Superior Court, County of Monterey, by September 13, 2016. ALL AYES

29. a. Approve amended response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Housing Homeless Women"; and  
b. Direct the County Administrative Officer to approved amended response with the Presiding Judge of the Superior Court, County of Monterey, by September 13, 2016.

**Approved**

- 29.1 Adopt positions on qualified November 2016 ballot measures, as recommended by the Legislative Committee, on Proposition 52 (support), Proposition 53 (oppose), Proposition 55 (support), Proposition 56 (support) and Proposition 67 (support).

**Approved**

- 29.2 a. Receive and approve the status report on Senate Bill (SB) 658, Automated External Defibrillators; and  
b. Approve the acceptance of the Tyler Heart Institute Grant.

**Approved**

- 29.3 Authorize the Chair of the Board of Supervisors to execute and send a letter to the Monterey Bay Community Power (MBCP) Project Team requesting that MBCP conduct a public opinion survey of Monterey County residents regarding the Monterey Bay Community Power proposal.

**Approved**

- 29.4 a. Consider approval of the response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Body Worn Cameras"; and  
b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 14, 2016. (ADDED VIA ADDENDUM)

**Approved**

### **RMA - Land Use and Community Development**

30. a. Amend the Subdivision Improvement Agreement for Cathrein Acres Subdivision (also known as Cathrein Estates Subdivision - PLN990330), to extend the time for completion of grading and construction for a period of twenty four (24) months;

- b. Authorize the Chair of the Board to execute Amendment No. 1 of the Subdivision Improvement Agreement for the Cathrein Subdivision project; and
- c. Direct the Clerk of the Board to submit the executed Amendment No. 1 to the County Recorder for recordation. (CORRECT ATTACHMENT D SUBMITTED VIA SUPPLEMENTAL)

**Approved**

- 31.** Adopt an Ordinance adding Chapter 18.18 to the Monterey County Code to establish an expedited permitting process for electric vehicle charging stations in accordance with Assembly Bill 1236 (AB 1236).

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Ordinance No. 5275 adding Chapter 18.18 to the Monterey County Code to establish an expedited permitting process for electric vehicle charging stations in accordance with Assembly Bill 1236 (AB 1236). ALL AYES**

- 32.** Adopt a Resolution to:
- a. Certify that the County of Monterey has considered the Mitigated Negative Declaration for the California State University Monterey Bay Transportation Demand Measure Projects (SCH # 2016051017) dated July 25, 2016;
  - b. Grant an Easement to the Trustees of the California State University, on behalf of California State University, Monterey Bay, over 1.4 acres of County-owned former Fort Ord land (APN 031-101-056-000) Landfill Border Parcel E8a.1.1.2 to accommodate CSUMB's construction of a traffic roundabout at the intersection of 8th Avenue and Intergarrison Road;
  - c. Authorize the Chair of the Board to sign the Grant of Easement; and
  - d. Adopt the County of Monterey Mitigation Monitoring and Reporting Program.

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-238 to:**

- a. Certify that the County of Monterey has considered the Mitigated Negative Declaration for the California State University Monterey Bay Transportation Demand Measure Projects (SCH # 2016051017) dated July 25, 2016;**
  - b. Grant an Easement to the Trustees of the California State University, on behalf of California State University, Monterey Bay, over 1.4 acres of County-owned former Fort Ord land (APN 031-101-056-000) Landfill Border Parcel E8a.1.1.2 to accommodate CSUMB's construction of a traffic roundabout at the intersection of 8th Avenue and Intergarrison Road;**
  - c. Authorize the Chair of the Board to sign the Grant of Easement; and**
  - d. Adopt the County of Monterey Mitigation Monitoring and Reporting Program.**
- ALL AYES**

**RMA - Public Works and Facilities**

- 33.
  - a. Adopt a Resolution consenting to an amendment of paragraph 7.02 of the Monterey Regional Water Pollution Control Agency (MRWPCA) Joint Exercise of Powers Agreement (JEPA) to support a borrowing agreement with the State Water Resources Control Board; and
  - b. Authorize the Chair to execute the First Amendment to the Monterey Regional Water Pollution Control Agency (MRWPCA) Joint Exercise of Powers Agreement (JEPA).

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-240:**

- a. **Consenting to an amendment of paragraph 7.02 of the Monterey Regional Water Pollution Control Agency (MRWPCA) Joint Exercise of Powers Agreement (JEPA) to support a borrowing agreement with the State Water Resources Control Board; and**
- b. **Authorize the Chair to execute the First Amendment to the Monterey Regional Water Pollution Control Agency (MRWPCA) Joint Exercise of Powers Agreement (JEPA).ALL AYES**

- 34.
  - a. Adopt a Resolution approving a report on the status of development traffic impact fees for fiscal year ending June 30, 2009 through June 30, 2015; and
  - b. Adopt findings in accordance with Government Code Section 66000 et. seq.

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-237:**

- a. **Approving a report on the status of development traffic impact fees for fiscal year ending June 30, 2009 through June 30, 2015; and**
- b. **Adopt findings in accordance with Government Code Section 66000 et. seq. ALL AYES**