

County of Monterey

Government Center - Board Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901



Meeting Minutes - Final

Tuesday, January 28, 2025

9:00 AM

Board of Supervisors

Chair Supervisor Chris Lopez - District 3
Vice Chair Supervisor Wendy Root Askew - District 4
Supervisor Kate Daniels- District 5
Supervisor Luis A. Alejo - District 1
Supervisor Glenn Church - District 2

9:00 A.M. - Called to Order

The meeting was called to order by Chair Supervisor Chris Lopez.

Roll Called

Present: 5 - Supervisor Kate Daniels, Supervisor Glenn Church, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor Wendy Root Askew

Staff Present

Sonia De La Rosa, County Administrative, Susan Blitch, County Counsel and Valerie Ralph, Clerk of the Board were present.

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for 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) Dustin Hedberg (Worker's Compensation Appeals Board No. ADJ16461850)
 - (2) Daniel Navarro (Worker's Compensation Appeals Board No. ADJ16048426)
 - (3) Daniel Robison (Worker's Compensation Appeals Board No. ADJ10007298)
 - (4) Daniel Robison (Worker's Compensation Appeals Board No. ADJ16838689)
 - (5) Daniel Robison (Worker's Compensation Appeals Board No. ADJ16838690)
 - (6) Archie Warren (Worker's Compensation Appeals Board No. ADJ12969510)
 - (7) Archie Warren (Worker's Compensation Appeals Board No. ADJ12969508)
 - b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
(1) Designated representatives: Andreas Pyper, Kim Moore and Ariana Hurtado
Employee Organization(s): All Units
 - c. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.
 - d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation. (ADDED VIA SUPPLEMENTAL)

Public Comments for Closed Session

Open for public comments; no comments made.

The Board Recessed for Closed Session Agenda Items**10:30 A.M. - Reconvened on Public Agenda Items****Roll Called**

Present: 5 - Supervisor Kate Daniels, Supervisor Glenn Church, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor Wendy Root Askew

Staff Present

Sonia De La Rosa, County Administrative, Susan Blitch, County Counsel and Valerie Ralph, Clerk of the Board were present.

Announcement of Interpreter

Ana de Rueda Vidales, Spanish Interpreter present and announced Spanish interpreter services.

Pledge of Allegiance

The pledge of allegiance was led by retired Supervisor John Phillips.

Additions and Corrections by Clerk

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:

Revision to Item No. 13 under Appointments – Jacqueline C. Simon

Revised Notification to Clerk Received

Revision to Item No. 14 under Appointments – Ricardo Diaz

Revised Notification to Clerk Received

Correction to Item No. 17 under Scheduled Matters – Sheriff's Office

The Truth Act was set on the Board of Supervisor's Agenda at 10:30 am, however, the Noticing stated it would be heard on the Board of Supervisor's Agenda at 1:30 pm. Therefore, the Truth Act will be called at 10:30 am to announce it will be trailed until the afternoon at 1:30 pm to be heard.

Ceremonial Resolutions

Open for public comments; no comments made.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Luis A. Alejo to adopt Ceremonial Resolutions Numbers 2 through 4.

ALL AYES

2. Adopt a resolution honoring and celebrating the 25th Anniversary of First 5 Monterey County for its dedication to children and families in our community. (Supervisor Lopez)

Adopted Resolution No. 25-007

3. Adopt a resolution commending John Narigi for his distinguished service and leadership at WeatherTech Laguna Seca Raceway and for the people of Monterey County. (Supervisor Alejo)

Adopted Resolution No. 25-012

4. Adopt a resolution commending Ezequiel Vega Rios, Assistant County Administrative Officer, on his over 20 years of dedicated public service, including 14 years with the County of Monterey. (Supervisor Lopez)

Adopted Resolution No. 25-013

Appointments

Open for public comments; no comments made.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Glenn Church to appoint/reappoint Item Numbers 5 through 13.

ALL AYES

A motion was made by Supervisor Glenn Church seconded by Supervisor Wendy Root Aslew to appoint/reappoint Item Number 14.

ALL AYES (4-0)

Abstained: Supervisor Luis A. Alejo

5. Reappoint Teri Short to the East Garrison Community Services District Advisory Committee representing District 4 as a Primary Representative with a term end date of January 31, 2028 (District Specific - District 4, Supervisor Askew)

Reappointed

6. Reappoint Bonnie Adcox to the East Garrison Community Services District Advisory Committee representing District 4 as a Primary Representative with a term end date of January 31, 2028. (District Specific - District 4, Supervisor Askew)

Reappointed

7. Appoint Ricardo Mojica to Spreckels Memorial District as a Primary Representative with a term expiration date on December 31, 2028. (Nominated by Spreckels Memorial District)

Appointed

8. Reappoint Ben Work to the Planning Commission representing District 3 with a term end date of January 23, 2029 (District Specific - District 3, Supervisor Lopez)

Reappointed

9. Reappoint Patrick Dossche to the Fish & Game Advisory Commission representing District 3 with a term end date of February 1, 2028 (District Specific - District 3, Supervisor Lopez)

Reappointed

10. Reappoint Christine Shaw to the Planning Commission representing District 2 with a term end date of January 23, 2029 (District Specific - District 2, Supervisor Church)

Reappointed

11. Reappoint Peter Said to the Housing Advisory Committee representing District 4 as a Primary Representative with a term end date of January 5, 2027 (District Specific - District 4, Supervisor Askew)

Reappointed

12. Appoint Robert Daniels to the Historical Advisory Commission representing District 4 as a Primary Representative with a term end date of February 1, 2028 (District Specific - District 4, Supervisor Askew)

Appointed

13. Appoint Jacqueline C. Simon to the North County Recreation and Park District as a District 2 Representative with a term ending on November 30, 2029. (Nominated by District 2, Supervisor Church)

Appointed

14. Appoint Ricardo Diaz to the North County Recreation and Park District as a District 2 Representative with a term ending on November 30, 2029. (Nominated by District 2, Supervisor Church)

Appointed**Approval of Consent Calendar – (See Supplemental Sheet)**

15. See Supplemental Sheet

Open for public comments; Laurna Moffet commented on Item No. 36.

Supervisor Wendy Root Askew had commented on Item No. 38.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Luis A. Alejo to approve Consent Calendar Item Numbers 26 through 40.

ALL AYES

General Public Comments

16. General Public Comments

Open for general public comments for items not on the agenda today; Liz Hall, Dr. Laurdes Solorio, Bill Lipe Eloise Shimm and Laurna Moffet commented.

Scheduled Matters

Item No. 17 was inadvertently set at 10:30 a.m., however, it was noticed at 1:30 p.m., therefore, it will be trailed to the afternoon.

12:00 P.M. - Recessed to Lunch back into closed session**1:30 P.M. - Reconvened****Roll Called**

Present: 5 - Supervisor Kate Daniels, Supervisor Glenn Church, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor Wendy Root Askew

Staff Present

Sonia De La Rosa, County Administrative, Susan Blitch, County Counsel and Valerie Ralph, Clerk of the Board were present.

Announcement of Interpreter

Ana de Rueda Vidales, Spanish Interpreter present and announced Spanish interpreter services.

Scheduled Matters

Item No. 17 was trailed from the morning to the afternoon scheduled matters as it was noticed at 1:30 p.m.

17. As amended to reflect SB 54 and the Truth Act to:

- a. Receive a report from the Sheriff's Office related to U.S. Immigration and Customs Enforcement's (ICE) access to Incarcerated Persons in the Monterey County Jail; and
- b. Receive and consider public comment.

Chief Tim Lanquist and Undersheriff Keith Boyd verbally presented.

Open for public comments; Michelle Welsh, Alejandro Mares, Adriana Melgoza and Sharon Miller commented.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Kate Daniels to:

- a. Receive a report from the Sheriff's Office related to U.S. Immigration and Customs Enforcement's (ICE) access to Incarcerated Persons in the Monterey County Jail;
- b. Receive and consider public comments;

Staff was directed to change/amend the title in the Board Report to reflect SB 54 and Truth Act for accessibility and transparency purposes when searching for this item; and

Return to the Board with a follow-up presentation to include Policy SB-54, what communication was had with ICE over the last year and provide information on the eleven (11) defendants pursuant to SB 54.

ALL AYES

18. a. Consider recommendations from the Legislative Committee to adopt the 2025 Legislative Program, approve the 2025 Legislative Workshop agenda; authorize the development and submission of potential State Budget and Federal Appropriation requests, and approve the 2025 Strategic Grant Services Program;
b. Receive an annual report from Ballard Spahr LLP on federal legislative advocacy;
c. Receive an annual report from Nossaman LLP on state legislative advocacy;
d. Receive an annual report from Nossaman LLP on grant activities; and
e. Provide direction to staff.

Annette D'Adamo, Legislative Program Manager from the County Administrative office, Ashley Walker, Nossaman LLP and Maria Tripplaar, Ballard Spahr LLP presented via PowerPoint presentation.

Open for public comments; no comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to:

a. Consider recommendations from the Legislative Committee to adopt the 2025 Legislative Program, approve the 2025 Legislative Workshop agenda; authorize the development and submission of potential State Budget and Federal Appropriation requests, and approve the 2025 Strategic Grant Services Program;
b. Receive an annual report from Ballard Spahr LLP on federal legislative advocacy;
c. Receive an annual report from Nossaman LLP on state legislative advocacy;
d. Receive an annual report from Nossaman LLP on grant activities; and
e. Directed staff to add:

**The Battery Storage issue including the comments made by Supervisor Church; and
Opposition to HR 32.**

ALL AYES

Chief Assistant County Counsel Kelly Donlon replaced County Counsel Susan Blitch on the dais.

19. Conduct a public hearing to receive and accept the 2024 Annual Traffic Report for Carmel Valley.

Public hearing commenced.

Chad Alinio, Senior Civil Engineer from Public Works, Facilities and Parks presented via PowerPoint presentation.

Open for public comments; no comments made.

**A motion was made by Supervisor Kate Daniels, seconded by Supervisor Wendy Root Askew to:
Conduct a public hearing to receive and accept the 2024 Annual Traffic Report for Carmel Valley.**

ALL AYES (4-0)

Supervisor Church was absent when the vote was called

20. Receive a presentation from two of the four Development Set-Aside Agencies, Monterey County Film Commission (MCFC) and Arts Council for Monterey County (Arts4MC) for FY24-25.

Richard Vaughn, Economic Development Manager, Jacquie Atchison, Arts4MC Executive Director and Karen Nordstrand, Moira La Mountain presented via PowerPoint presentation.

Open for public comments; Nick Pasculli commented.

Upon consensus the Board:

Received a presentation from two of the four Development Set-Aside Agencies, Monterey County Film Commission (MCFC) and Arts Council for Monterey County (Arts4MC) for FY24-25.

Supervisor Church absent

21. a. Receive a presentation on the proposed Policy for Addressing Encampments; and
b. Consider adopting an Encampment Resolution Policy; and
c. Consider adopting a Resolution affirming the Board's commitment to homelessness response policies and practices that are comprehensive, evidenced-based, deliberate, compassionate, and effective; and
d. Consider approving and authorizing the County Administrative Officer or designee, to execute a Memorandum of Understanding (MOU) for a One Year Term with Access Support Network to provide medicine loss prevention services during encampment clean-ups; and
e. Provide further direction as appropriate.

Roxanne Wilson, County Homeless Services Director and Cindy Joerger, Management Analyst II from the County Administrative office presented via PowerPoint presentation.

Open for public comments; no comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to:

a. Receive a presentation on the proposed Policy for Addressing Encampments; and
b. Adopted an Encampment Resolution Policy; and
c. Adopted a Resolution affirming the Board's commitment to homelessness response policies and practices that are comprehensive, evidenced-based, deliberate, compassionate, and effective; and
d. Approved and authorized the County Administrative Officer or designee, to execute a Memorandum of Understanding (MOU) for a One Year Term with Access Support Network to provide medicine loss prevention services during encampment clean-ups; and
e. Provided further direction as appropriate.

ALL AYES (4-0)

Supervisor Church absent when the vote called

Other Board Matters

Referral Matrix and New Referrals

22. New Referrals

There were no new referrals this week.

Referral Responses

23. Consider a preliminary analysis report in response to **Board Referral No. 2024.16** seeking to establish on-site mental health services for children and families served at the SHARE Center and to modify the Memorandum of Understanding with the City of Salinas to require advance notice, input and agreement by the Board of Supervisors when there is a proposed change to the operator of the SHARE Center.

Elsa Jimenez, Director of Health Services and Roderick Franks, Director of Social Services verbally presented.

Open for public comments; no comments made.

Upon consensus the Board:

Considered a preliminary analysis report in response to Board Referral No. 2024.16 seeking to establish on-site mental health services for children and families served at the SHARE Center and to modify the Memorandum of Understanding with the City of Salinas to require advance notice, input and agreement by the Board of Supervisors when there is a proposed change to the operator of the SHARE Center.

Supervisor Church absent

Supervisor Luis A. Alejo left the meeting at 5:00 p.m.

County Administrative Officer Comments

24. County Administrative Officer Comments

Sonia De La Rosa, County Administrative Officer's comments can be heard by clicking the following link:

https://monterey.granicus.com/player/clip/5674?meta_id=896576

Board Comments

25. Board Comments

Board comments can be heard by clicking the following link:

https://monterey.granicus.com/player/clip/5674?meta_id=896579

Read Out from Closed Session by County Counsel

There was no reportable action by the Board.

Adjourned

The meeting was adjourned at 5:09 p.m. by Chair Supervisor Chris Lopez.

APPROVED:

____/s/ Chris Lopez_____
CHRIS LOPEZ, CHAIR

ATTEST:

BY: ____/s/ Valerie Ralph_____
VALERIE RALPH
CLERK OF THE BOARD
APPROVED ON: February 4, 2025

Supplemental Sheet, Consent Calendar**Health Department**

26. Adopt a resolution to:

- a. Confirm the appointment of Melanie Rhodes, Deputy Director of Behavioral Health, Access to Treatment, Adult, Crisis and Justice Involved Services, as Acting Bureau Chief/Director of Behavioral Health for the County of Monterey Health Department, the term of which appointment shall be limited to a twelve-month period from the date of approval of the appointment by the State of California Department of Health Care Services (DHCS); and
- b. Authorize the Chair of the Board of Supervisors to execute a letter to the State of California Department of Health Care Services (DHCS) announcing the appointment of Melanie Rhodes as Acting Director of Behavioral Health.

Adopted

27. Approve the County of Monterey Emergency Medical Services (EMS) Plan for the years 2022 through 2024 and authorize the Emergency Medical Services Agency Director to submit the EMS Plan to the California Emergency Medical Services Authority.

Approved**Department of Social Services**

28. a. Approve and authorize the Director or designee of the Department of Social Services to sign Amendment No. 2 to Agreement #5010-157 with Chmura Economics & Analytics, LLC for the provision of licenses and support access to job employment data by adding \$20,406 for a new contract total of \$98,243, and extending the term by twelve (12) months for a new agreement term of February 1, 2021 to January 31, 2026;

b. Authorize the Director or designee of the Department of Social Services to sign up to three amendments to this Agreement where the total amendments do not exceed 10% (\$9,824) of the amended contract amount, do not significantly change the scope of work, and do not exceed the maximum aggregate amount of \$108,067.

Approved**Criminal Justice**

29. a. Adopt a resolution to authorize the Office of the Public Defender to receive a grant award in the amount of \$8,000,000 from the Proposition 47 Cohort IV Grant, administered by the State of California Board of State and Community Corrections (BSCC).

b. Designate and authorize the Public Defender and Chief Assistant Public Defender, on behalf of the County of Monterey Board of Supervisors, to execute Grant Agreement No. BSCC 1326-24,

including any amendments thereto, with the BSCC for a total grant amount of \$8,000,000 with a performance period of October 3, 2024, through June 30, 2028.

- c. Direct that grant funds received hereunder shall not be used to supplant expenditures controlled by the County of Monterey Board of Supervisors.
- d. Direct that the Office of the Public Defender agree to abide by the terms and conditions of the Grant Agreement as set forth by the BSCC.

Adopted

General Government

- 30.**
 - a. Authorize the Chief Information Officer, or his designee, to execute a non-standard Agreement with CDW-Government LLC (CDW-G), incorporating the terms of CDW-G's existing OMNIA Partners Participating Public Agencies, via the City of Mesa, Arizona Master Agreement #2024056-01, to purchase software, hardware, and services such as financing, leasing, consulting, and technical support from March 1, 2025, through June 30, 2028 with a contract cap of \$6,200,000;
 - b. Authorize the Chief Information Officer to continue services with Lenovo Financial Services, Agreement #1335071 through June 30, 2028;
 - c. Authorize the Chief Information Officer, or his designee, to execute order forms and such documents as are necessary to implement the Agreement with CDW-G and Lenovo Financial Services for the County's purchase of software, hardware, and services such as financing, consulting, leasing, and technical support, on an as-needed basis;
 - d. Accept non-standard contract provisions as recommended by the Chief Information Officer; and
 - e. Authorize the Chief Information Officer, or his designee, to sign up to three (3) additional two-year period amendments to this Agreement by order forms or renewals, collectively extending the term through June 30, 2034, in accordance to the Master Agreement, provided the cost of each amendment does not exceed 10% of either the original contract amount of \$6,200,000 or of each of the prior year amendments, and provided the terms of the agreement remain substantially the same, bringing the maximum compensation Not to Exceed amount to \$19,744,520.

Approved

- 31.** Adopt an ordinance amending Section 2.32.030 of the Monterey County Code to include "annual" in the contract authority of Purchasing Agent to engage independent contractors to perform services for the County and the offices thereof, with or without the furnishing of material, where the annual aggregate cost does not exceed \$200,000.

Adopted

- 32.** Approve and authorize the Contracts/Purchasing Officer, or their designee, to execute Amendment No. 2 to Agreement A-13733 with Dominion Voting Systems, Inc. to add \$152,229 for an aggregate do not exceed amount of \$2,491,183 to pay for leased equipment and services with no changes to the agreement term of October 22, 2019 through December 31, 2025.

Approved

33. Authorize the advancement of Debbie Paolinelli from Step 6 to Step 7 of the Assistant County Administrative Officer salary range, in accordance with Personnel Policies and Practices Resolution No. 98-394 Section A.1.11.5. Waiver for Unusual Circumstances, effective January 25, 2025.

Approved**Housing and Community Development**

34. a. Approve and authorize Amendment No. 2 to the Steven M. Mudd and Caroline R. Jones-Mudd individual Inclusionary Housing Agreement to allow conveyance of their inclusionary unit into a revocable trust; and
b. Approve and authorize the Housing and Community Development Director, or his designee, to execute the approved Amendment No. 2 to the Inclusionary Housing Agreement.

Approved

35. **GPZ090005 - MOSS LANDING COMMUNITY PLAN UPDATE**

Authorize the Director of Housing and Community Development to submit an application for and accept a California Coastal Commission Local Coastal Program: Local Assistance Grant Program funding award in an amount of up to \$938,960 to prepare phased amendments to the Moss Landing Community Plan and conduct further studies to address sea level rise and coastal hazards.

Project Location: Moss Landing, California.

Proposed California Environmental Quality Act (CEQA) action: Find the action statutorily exempt pursuant to CEQA Guidelines section 15378(b)(4)

Approved**Public Works, Facilities and Parks**

36. Receive the Monterey County Fish and Game Advisory Commission 2023 Annual Report to the Board of Supervisors.

Approved

37. a. Approve and authorize the Director of Public Works, Facilities, and Parks (PWFP) to execute the Amendment to Assignment of Easements Quitclaim Deed, Document #2001094583, ("Amendment"), between the County of Monterey ("County") and Marina Coast Water District, ("MCWD") to expand MCWD's easement rights encumbered on the County owned Assessor's Parcel Number ("APN") 031-161-042 to allow MCWD to conduct the installation and maintenance of a groundwater monitoring well, and other related infrastructure; and
b. Authorize the Director of Public Works, Facilities, and Parks (PWFP) to execute any related documents needed to complete the transaction, including, but not limited to, any future amendments to the Amendment subject to the review and approval of the Office of the County Counsel.

Approved

38. Receive the County of Monterey Parks Commission 2023 Annual Report to the Board of Supervisors.

Approved

39. a. Approve and authorize the Director of Public Works, Facilities and Parks (PWFP) to execute the Right of Way Contract (“Agreement”) between the County of Monterey (“County”) and the State of California, Department of Transportation (“State”, or Caltrans) for real property located off Highway 1 in the unincorporated area of Big Sur, California, for State highway purposes; and
b. Authorize the Director of Public Works, Facilities and Parks (PWFP) to execute any related documents needed to complete the transaction, including, but not limited to, any future amendments to the Amendment subject to the review and approval of the Office of the County Counsel.

Approved

40. a. Approve submittal of a grant application under the Department of Transportation’s National Infrastructure Investments, Rebuilding American Infrastructure with Sustainability and Equity (RAISE) Grant Program, to request funding for the Davis Road Bridge Replacement and Road Widening Project;
b. Authorize the Director of Public Works, Facilities and Parks (PWFP), or designee, to act as the agent for the County in processing all documentation to secure these funds; and
c. Direct PWFP to return to the Board for approval prior to acceptance of any grant award(s).

Approved

Please refer to the Board Orders for the approved and adopted Agreement, Resolution and Ordinance numbers.

Addenda/Supplemental

41. ADDENDA/SUPPLEMENTAL

ADDED via SUPPLEMENTAL to:

Item No. 1

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