

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, September 17, 2013

9:00 AM

**See separate agendas for Board of Supervisors governed Agencies
and Special Districts; and Board of Supervisors and Monterey
County Water Resources Agency Joint Board Leadership
Committee**

Board of Supervisors

*Chair Fernando Armenta - District 1
Vice-Chair Louis R. Calcagno - District 2
Supervisor Simón Salinas - District 3
Supervisor Jane Parker - District 4
Supervisor Dave Potter - District 5*

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 rostrum 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: Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

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 translation 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 interprete, 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 interprete. 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 items are live web links. Click on the title to be directed to corresponding Board Report.

Roll Call

Additions and Corrections for Closed Session

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. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Daniel Hogan v. County of Monterey (Monterey County Superior Court case no. M118066)
 - (2) Estate of Anthony Mitre v. County of Monterey (Monterey County Superior Court case no. M118067)
 - (3) Gerald Williams v. County of Monterey (Monterey County Superior Court case no. M118068)
 - b. Pursuant to Government Code section 54957(b)(1), the Board will provide performance evaluations for the following public employee positions:
 - (1) County Counsel
 - (2) Equal Opportunity Officer.
 - c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette Neal
Employee Organizations: All Units
 - 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) City of Carmel-by-the-Sea
 - (2) City of Del Rey Oaks
 - (3) City of Gonzales
 - (4) City of King City
 - (5) City of Marina
 - (6) City of Monterey
 - (7) City of Pacific Grove
 - (8) City of Salinas
 - (9) City of Sand City

(10) City of Seaside

(11) City of Soledad

Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting 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 AM Reconvene

Roll Call

Pledge of Allegiance

Additions and Corrections

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 (See Supplemental Sheet)

Other Board Matters

3. Board Comments
4. CAO Comments and Referrals

Attachments: [Referrals 091713](#)

5. General Public Comment

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

6. Receive a legislative update from Assemblymember Mark Stone.
7. Receive a report on Health care Reform Enrollment and Eligibility from the Department of Social Services.

12:00 PM Recess to Lunch and:

**Board of Supervisors and Monterey County Water Resources Agency Joint
Board Leadership Committee - See separate agenda**

1:30 PM Reconvene**Roll Call****1:30 P.M. - Scheduled Matters**

7.1

Public Hearing to:

- a. Consider whether to affirm or rescind the August 27, 2013 Board of Supervisors' determination finding and certifying that the 2010 Monterey County General Plan as amended is consistent with, and intended to be carried out in a manner fully in conformity with, the Fort Ord Base Reuse Plan, the Fort Ord Reuse Authority's plans and policies, including the Master Resolution, and the Fort Ord Reuse Authority Act and
- b. Direct staff to submit the 2010 General Plan as amended along with the required documentation to the Fort Ord Reuse Authority for a consistency determination.

(REF130071/Fort Ord Consistency Determination) (ADDED VIA ADDENDUM)

Attachments: [Attachment A - Detailed Discussion](#)
[Attachment B - Draft Board Resolution](#)
[Attachment C - Plan Implementation Analysis](#)
[Attachment D - Comment letters](#)
[Attachment E - Part 1 Appen Tables Exhibits 1.1-3.28](#)
[Attachment E - Part 2 Exhibits 4.2.1 to GPU Errata Citation](#)
[Attachment E - Part 3 Text Section 1 4.3-196](#)
[Attachment E - Part 4 Text Section 4.4 4.7-42](#)
[Attachment E - Part 5 Text Section 4.8 4.12-36](#)
[Attachment E - Part 6 Text Section 4.13 7-2](#)
[Attachment E - Part 7 Text Section 8 11-27](#)
[Attachment E - Part 8 FEIR Chapter 1-2](#)
[Attachment E - Part 9 FEIR Chapter 3](#)
[Attachment E - Part 10 FEIR Chapter 4 - 6](#)
[Attachment E - Part 11 FEIR Tech Data etc.](#)
[Attachment E - Part 12 Addendum No. 1&2 to FEIR](#)
[Attachment F - Memorandum of Understanding](#)

Adjournment

Adjourn in Memory of Mickey Hearne

Supplemental Sheet, Consent Calendar

Natividad Medical Center

- 7.1.
1 Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement (A-12241) with San Jose Boiler Works for Preventative Maintenance Services for Steam, Domestic Hot Water, Heating Boilers and Boiler Parts at NMC, extending the Agreement to June 30, 2014 for a total Agreement amount not to exceed \$175,000 (no change from previously approved amount) in the aggregate.

Attachments: [San Jose Boiler Works Spend Sheet](#)
[San Jose Boiler Works Renewal & Amendment # 2](#)

Health and Social Services

8. Accept, and approve by resolution, the second reorganization of the bylaws of Monterey County's Animal Control Program Advisory Board.

Attachments: [Exhibit 2 - Resolution 90-367 06-12-90.pdf](#)
[Exhibit 3 - Resolution 02-165 04-30-02 with Board Report and adopted bylaws.r](#)
[Exhibit 4 - Proposed Resolution.docx](#)
[Exhibit 1b - Red line version of proposed bylaws of the second reorganization of](#)
[Exhibit 1a - Proposed bylaws of the second reorganization of the Advisory Board](#)

9. a. Approve and authorize the Director of Health or designee, to execute on behalf of the County of Monterey standard agreements, and any amendments thereto, for continued funding from local, State, and Federal agencies for designated programs; and
b. Approve and authorize the Director of Health or designee, to sign subcontractor agreements associated with our continued funding agreements for designated programs.

Attachments: [Alpha Reoccurring 2013.xls.xlsx](#)

General Government

10. a. Approve and authorize the Contracts/Purchasing Officer to execute an Agreement between the County of Monterey and Somkid, Inc. for the provision of training services for the period of November 1, 2013 through June 30, 2014 in the amount of \$150,000; and
b. Authorize the Contracts/Purchasing Officer to sign one additional one year extensions to this Agreement as needed by the County of Monterey.

Attachments: [Office Star Agreement.Aug 29 2013](#)
[OfficeStar Exhibit B Fee Schedule](#)
[OfficeStar Exhibit C Course Catalog](#)
[OfficeStar Exhibit A SOW](#)

11. Authorize the Registrar of Voters to consolidate and render specified election services to certain cities and districts relating to the conduct of the November 5, 2013 City/School/Special District Election.

12. Approve the 2013-14 Secured Roll Tax Rates.

Attachments: [2013-14 Secured Roll Debt Service Tax Rates](#)

13. Appoint nominees to governing boards of various districts that have insufficient nominees to cause an election on November 5, 2013.

Attachments: [Attachment A \(Recommended Appointments\)](#)
[Attachment B \(Vacant Positions\)](#)

14. a. Authorize the Auditor-Controller to approve amendment of the Fiscal Year (FY) 2013-14 Office of Emergency Services Homeland Security Grant Fund 024 CAO023 Budget to increase estimated revenue and appropriations in the amount of \$223,679 (4/5th Vote Required); and
b. Approve and authorize the Contracts/Purchasing Officer to sign and execute a purchase order from Northrup Grumman Remotec Inc. in the amount of \$151,700 for a remote robot on behalf of the Monterey County Sheriff's Office and the Office of Emergency Services.

Attachments: [11 UASI MOD#1 - Monterey signed](#)

RMA - General

15. Adopt Resolution to:
a. Approving Safe Drinking Water State Revolving Fund (SDWSRF) Funding Agreement No. SRF13P116 with the State of California Department of Public Health in the amount of \$440,000 for a Feasibility Study and Engineering Design of County of Monterey (San Lucas Water District) Project No. 2701676-007P to enhance the provision and protection of the municipal drinking water supplied to the consumers of the community of San Lucas; and
b. Authorizing and directing the Director of the County of Monterey Resource Management Agency to sign the Agreement, including but not limited to Amendments, Certifications required by and for the Agreement, Claims for Reimbursement, the Budget and Expenditure Summary, the Contractor's Release Form, and the Certification for Project Completion.

Attachments: [Resolution](#)
[Funding Agreement](#)
[Notice of Acceptance of Application](#)

RMA - Planning

16. a. Accept the Amended Conservation and Scenic Easement Deed for the 3196 LLC property;
b. Authorize the Chair of the Board of Supervisors to execute the Amended Conservation and Scenic Easement Deed; and
c. Direct the Clerk of the Board to submit the Amended Conservation and Scenic Easement Deed to the County Recorder for recordation.
(Conservation and Scenic Easement Deed Amendment - PLN130215/3196 LLC, 3196 17 Mile Drive, Pebble Beach, Del Monte Forest Land Use Plan, Coastal Zone)

Attachments: [Attachment A - Amended Deed](#)

RMA - Public Works

17. Adopt an ordinance, amending Sections 12.24.010 and 12.24.020 of the Monterey County Code to designate Foothill Road a through highway from River Road to Paraiso Springs Road in Soledad and amending Section 12.24.020 to establish stop intersections at the intersections of Foothill Road and Colony Road, Foothill Road and Mile End Road, Foothill Road and Mission Road, and Foothill Road and Paraiso Springs Road in the Soledad area in the unincorporated area of the County of Monterey.

Attachments: [Attachment 1 Foothill Road Ordinance](#)
[Attachment 2 Location Map](#)
[Attachment 3 Foothill Road Proposed Through Highway Map](#)

18. Consider Adoption of a Resolution to:
a. Approve the Job Order Contracting Policy Guidelines constituting the order of the Board approving Job Order Contracts pursuant to Public Contract Code Section 20128.5;
b. Authorize the Director of Resource Management Agency, Director of Public Works, Director of Parks, and the Chief Executive Officer of Natividad Medical Center to process and approve Job Orders; and
c. Approve the Revised Role and Responsibilities of the Board of Supervisor's Capital Improvement Committee (CIC).

Attachments: [JOC Resolution](#)
[Attachment 1-Job Order Contracting Policy Guidelines](#)
[CIC Resolution](#)
[CIC Resolution-Exhibit 1](#)

Addendum for Tuesday, September 17, 2013**19.**Add Under Scheduled P.M. Items

7.1 Public Hearing to:

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- b. Direct staff to submit the 2010 General Plan as amended along with the required documentation to the Fort Ord Reuse Authority for a consistency determination.

(REF130071/Fort Ord Consistency Determination)

Add Under Adjournment

Adjourn in Memory of Mickey Hearne