

Monterey County

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



Action Minutes - Draft

Tuesday, March 28, 2017

9:00 AM

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

Board of Supervisors

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

9:00 A.M. - Call to Order

The meeting was called to order by Chair Adams.

Roll Call

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

Additions and Corrections for Closed Session:

There were no additions or corrections to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) Claim of Federal Express
 - (2) Claim of Alexander Morrison
 - (3) Claim of Isabella Williams
 - (4) Claim of Lisa Carrillo
 - b. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:
 - (1) Designated representatives: Manuel Gonzalez and Brette NealEmployee Organization(s): M and N
 - 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 54957(b)(1), the Board will confer regarding one matter of discipline, dismissal, or release of a public employee.
 - e. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
 - (1) Property: Fort Ord Landfill Parcels APNs 031-101-039, 031-101-040, 031-101-042, 031-101-056, 031-161-041 and 031-161-058Agency Negotiator(s): Carl Holm
Negotiating Party: City of Marina
Under negotiation: Price and Terms

CLOSED SESSION REPORT

Closed Session under Government Code section 54950, relating to the following items:

a. 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) Claim of Federal Express

CLOSED SESSION REPORT: The Board conferred with counsel and unanimously rejected the claim of Federal Express, item 1.a.(1).

(2) Claim of Alexander Morrison

CLOSED SESSION REPORT: The Board conferred with counsel and unanimously rejected the claim of Alexander Morrison, item 1.a.(2).

(3) Claim of Isabella Williams

CLOSED SESSION REPORT: The Board conferred with counsel and unanimously accepted the application to file a late claim. The Board unanimously rejected the claim of Isabella Williams, item 1.a.(3).

(4) Claim of Lisa Carrillo

CLOSED SESSION REPORT: The Board conferred with counsel and unanimously denied the application to file a late claim. The Board unanimously rejected the claim of Lisa Carrillo, item 1.a.(4).

b. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:

(1) Designated representatives: Manuel Gonzalez and Brette Neal

Employee Organization(s): M and N

CLOSED SESSION REPORT: The Board conferred with negotiators regarding Units M and N and approved the tentative agreements which will become part of the Memorandums of Understanding and will be available through labor relations.

c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:

(1) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, et al. (Monterey County Superior Court case no. 17CV000157)

CLOSED SESSION REPORT: The Board conferred with counsel and took no reportable action on item 1.c.(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.

CLOSED SESSION REPORT: The Board conferred with counsel and took no reportable action on item 1.d.

e. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

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

10:30 A.M. - Reconvened

Roll Call

Present: Diego Celis, Interpreter

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

Pledge of Allegiance

The Pledge of Allegiance was led by Chair Adams. See Successor Agency to the Redevelopment Agency recording.

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 correction:

Remove from Appointments

10. Appoint Francine Rodd to the Monterey County Child Care Planning Council, representing Consumers for a term ending June 30, 2020. (Full Board)

Remove from Consent Calendar – General Government

47. Approve and authorize the Contracts/Purchasing Officer to add as part of the County's existing Job Order Contracting (JOC) agreement with Gordian Group the provision of providing the County access to the use of the National Joint Powers Alliance Cooperative Purchasing eziQC Job Order Contracting Solution supported by The Gordian Group, effective immediately.

Correction to Consent Calendar – General Government - Revised title and report now reads

48. a. Approve and authorize the Contracts/Purchasing Officer to execute a Facility Lease Agreement based on the selection criteria set forth in RFP#10601, with PFD Management Inc. ("LESSEE") for the Schilling Food Service Facility located at 1441 Schilling Place, Salinas, for the initial term of One (1) year, commencing on March 7, 2017 April 3, 2017 at 12:01a.m. and terminating on March 7, 2018 at 11:59p.m., for a guaranteed annual minimum lease amount of \$8,000, plus a monthly three (3%) percent commission based on Concessionaire's annual gross sales revenue ("Gross Revenue") over One Hundred Ninety Two Thousand Dollars (\$192,000) for Cafeteria, Internal Catering and other Sales and Services associated with the facility, plus a flat fee of Five Hundred (\$500) Dollars for each outside catering event supported through the use of the facility; and

b. Authorize the Contracts/Purchasing Officer to exercise the option to extend the Facility Lease Agreement for nine (9) additional one (1) year periods in accordance with the terms and conditions set within the Facility Lease Agreement.

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

Consent Calendar

2. Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Luis Alejo pulled item 49 for comment.

Supervisor Mary L. Adams pulled item 51 for questions.

A motion was made by Supervisor Jane Parker, seconded by Supervisor John

M. Phillips to approve the Consent Calendar (See Supplemental Sheet), including the amending of item 48 as stated in Additions and Corrections and excluding items 49 and 51. ALL AYES

Item No. 49:

Supervisor Luis Alejo advised of the names of the Monterey County Veterans named in the request sent to Senator Cannella.

Public comment: Tony Barrera and Javier Sanchez.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips to approve item 49 as recommended. ALL AYES

Item 51: Supervisor Mary L. Adams asked questions of staff. Dr. Qureshi responded.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Luis Alejo to approve item 51 as recommended. ALL AYES

Ceremonial Resolutions

- 3.** Adopt Resolution in appreciation of Rev. Connie White for 17 years of service to the Restorative Justice Commission of the County of Monterey. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-082 in appreciation of Rev. Connie White for 17 years of service to the Restorative Justice Commission of the County of Monterey. (Full Board) ALL AYES
- 4.** Adopt Resolution commending Ruthie Watts as the recipient of the Monterey County Branch of the National Association for the Advancement of Colored People's President's Award. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-083 commending Ruthie Watts as the recipient of the Monterey County Branch of the National Association for the Advancement of Colored People's President's Award. (Full Board) ALL AYES
- 5.** Adopt Resolution of the Monterey County Board of Supervisors honoring Monterey County Public Safety Dispatchers and Proclaiming April 9 - 15, 2017 as "National Public Safety Telecommunicators Week" in Monterey County. (Supervisor Adams)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-084 honoring Monterey County Public Safety Dispatchers and Proclaiming April 9 - 15, 2017 as "National Public Safety Telecommunicators Week" in Monterey County. (Full Board) ALL AYES
- 6.** Adopt Resolution honoring David Hermosillo for his public service and courage. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-086 honoring David Hermosillo for his public service and courage. (Full Board) ALL AYES

7. Adopt Resolution commending Helen Rucker as the recipient of the Monterey County Branch of the National Association for the Advancement of Colored People's Medgar Evers Freedom Legacy Award. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-087 commending Helen Rucker as the recipient of the Monterey County Branch of the National Association for the Advancement of Colored People's Medgar Evers Freedom Legacy Award. (Full Board) ALL AYES**
8. Adopt Resolution commending Nelson Vega Jr. as the recipient of the Monterey County Branch of the National Association for the Advancement of Colored People's Tolly and Cleo Martin Spirit of Partnership Award. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-088 commending Nelson Vega Jr. as the recipient of the Monterey County Branch of the National Association for the Advancement of Colored People's Tolly and Cleo Martin Spirit of Partnership Award. (Full Board) ALL AYES**
- 8.1 Adopt Resolution Designating the Week of April 2 - April 8, 2017 as National Crime Victims' Rights Week in Monterey County. (Supervisor Adams)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-089 designating the Week of April 2 - April 8, 2017 as National Crime Victims' Rights Week in Monterey County. (Supervisor Adams). ALL AYES**

Appointments

9. Appoint Maria Orozco, Mayor of the City of Gonzales, to the Community Restorative Justice Commission representing Mayor of a City for a term ending October 26, 2019. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to appoint Maria Orozco, Mayor of the City of Gonzales, to the Community Restorative Justice Commission representing Mayor of a City for a term ending October 26, 2019. (Full Board) ALL AYES**
10. Appoint Francine Rodd to the Monterey County Child Care Planning Council, representing Consumers for a term ending June 30, 2020. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips removing this appointment from the agenda via Additions & Corrections. ALL AYES**
11. ~~Appoint Mayor Joe Gunter or Mayor Mike LeBarre to the Monterey County Water Resources Agency Board of Directors to represent the Monterey County City Selection Committee filling an unscheduled vacancy with a term ending December 31, 2017. (Full Board) (REMOVED VIA SUPPLEMENTAL)~~

Item removed via the Supplemental Agenda.

12. Reappoint Mary Paredes to the Castroville Cemetery District for a term ending March 30, 2020. (Supervisor Phillips)

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint Mary Paredes to the Castroville Cemetery District for a term ending March 30, 2020. (Supervisor Phillips) ALL AYES

13. Appoint Jeff Hoyne to the Juvenile Justice Coordinating Council representing Chief Law Enforcement for a term ending at the pleasure of the Board. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to appoint Jeff Hoyne to the Juvenile Justice Coordinating Council representing Chief Law Enforcement for a term ending at the pleasure of the Board. (Full Board) ALL AYES

14. Appoint Susan Chapman to the Juvenile Justice Coordinating Council representing the Public Defender, for a term ending at the pleasure of the Board. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to appoint Susan Chapman to the Juvenile Justice Coordinating Council representing the Public Defender, for a term ending at the pleasure of the Board. (Full Board) ALL AYES

Other Board Matters

15. Board Comments

Supervisor Jane Parker announced that Marina will host the 11th Annual Earth Day event on April 8th at Lock Padden Park. There will be information booths and projects to be undertaken to make everyone feel we are doing our part for the planet. It begins at 9:00 am and goes into the early afternoon. Lunch will be provided for volunteers. The public is welcome to join in the activities.

Supervisor John M. Phillips announced the dedication of the Ted Taylor Vocational Center at Rancho Cielo on April 8th which will double the size of the campus.

Supervisor Mary L. Adams advised there have been a lot of complaints regarding waste management services in Big Sur and she asked the County Administrative Officer to see that the situation improves.

16. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman advised he will follow up on the Big Sur issue and work with the Health Department and Waste Management.

CAO Bauman advised of a Board Referral received from District 1 (Alejo)
1. Request that the County work with peninsula cities, City of Salinas stakeholders, Community Housing Solutions and other non-profit

organizations, including Monterey County Community Foundation to potentially site and permit year-round shelters in Salinas and on the peninsula, recognizing that this is a long term and sustained problem. Assigned to Assistant CAO Manny Gonzalez to work with Elliott Robinson and other key staff.

17. General Public Comment

Felipe Melchor; Hans Jongens.

10:30 A.M. - Scheduled Matters

18. Conduct a public hearing to:
- Approve Amendment No. 6 to the Unified Franchise Agreement A-11631 (UFA) between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County to amend Exhibit 1 - "Approved Rates and Charges" of said UFA to add rates for expanded food waste collection services to be provided.
 - Approve and authorize the Director of Health to execute Amendment No. 6 to the UFA between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County.

Conducted a public hearing.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Jane Parker to:

- Approve Amendment No. 6 to the Unified Franchise Agreement A-11631 (UFA) between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County to amend Exhibit 1 - "Approved Rates and Charges" of said UFA to add rates for expanded food waste collection services to be provided.**
- Approve and authorize the Director of Health to execute Amendment No. 6 to the UFA between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County. ALL AYES**

19.
 - Receive and consider approval of the County of Monterey Automatic External Defibrillator (AED) Policy and Procedure; and
 - Provide direction to staff as appropriate.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to:

- Receive and consider approval of the County of Monterey Automatic External Defibrillator (AED) Policy and Procedure; and**
- Provided direction to staff as appropriate. ALL AYES**

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Call

Present: Diego Celis, Interpreter

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

1:30 P.M. - Scheduled Matters

- 20.** Receive a presentation from Sheriff's Office personnel on the operational and staffing plan for the jail housing addition, project no. 8819 and consider adopting a resolution in support of the plan.
- Public comment: Steve Eklund; Rene Cosas; Isratel Villa; Rene Cosas.**
- By consensus, the Board received a presentation from Sheriff's Office personnel on the operational and staffing plan for the jail housing addition, project #8819 and directed staff to return to the Board of Supervisors on April 11, 2017 with a more detailed operating and staffing plan for the jail housing addition. ALL AYES**
- 21.** Adopt a Resolution:
- a. Approving an increase to the New Juvenile Hall project cost from \$52,791,824 to \$58,671,291 with increase to the County match from \$17,791,824 to \$23,671,291;
 - b. Authorizing the transfer of \$5,879,467 from the General Capital Assignment within the fund balance of the General Fund to the General Fund Balance Sheet Assignment 3127 - New Juvenile Hall Project to cover increased project costs for the sole use towards the Monterey County SB81 project and to cover all County matching funds whether it be cash, in-kind match, and other participating County funding for the purpose of increased project costs;
 - c. Approving the award of the New Juvenile Hall Project, Project 8811, Bid Package No. 10590 to the lowest responsible and responsive bidder, Zovich & Sons Inc. dba Zovich Construction, in the amount of \$43,175,000;
 - d. Approving the Performance and Payment Bonds executed and provided by Zovich & Sons Inc. dba Zovich Construction, and Fidelity and Deposit Company of Maryland;
 - e. Authorizing the Interim RMA Deputy Director of Public Works and Facilities to execute the contract and approve contract change orders in the amounts provided for in the August 28, 2001 Board Order. The granted authority shall not exceed \$2,171,250 in total and no single change or alteration shall exceed \$150,000. The Interim RMA Deputy Director of Public Works and Facilities upon reaching the not-to-exceed amount of \$2,171,250 shall return to the Board for further authorization; and
 - f. Authorizing and directing the Interim RMA Deputy Director of Public Works and Facilities to return to the Board for further authorization to execute a Certificate of Completion, and to execute and record with the County

Recorder a Notice of Completion, when it is determined that the contract for construction of the New Juvenile Hall, Project 8811, Bid Package No. 10590, is complete in all respects in accordance with the Plans and Special Provisions.

Public comment: David Mariday; Rene Cosas; Israel Villa; Chief Marcia Parsons.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-094:

- a. Approving an increase to the New Juvenile Hall project cost from \$52,791,824 to \$58,671,291 with increase to the County match from \$17,791,824 to \$23,671,291;**
- b. Authorizing the transfer of \$5,879,467 from the General Capital Assignment within the fund balance of the General Fund to the General Fund Balance Sheet Assignment 3127 New Juvenile Hall Project to cover increased project costs for the sole use towards the Monterey County SB81 project and to cover all County matching funds whether it be cash, in kind match, and other participating County funding for the purpose of increased project costs;**
- c. Approving the award of the New Juvenile Hall Project, Project 8811, Bid Package No. 10590 to the lowest responsible and responsive bidder, Zovich & Sons Inc. dba Zovich Construction, in the amount of \$43,175,000;**
- d. Approving the Performance and Payment Bonds executed and provided by Zovich & Sons Inc. dba Zovich Construction, and Fidelity and Deposit Company of Maryland;**
- e. Authorizing the RMA Deputy Director of Public Works and Facilities to execute the contract and approve contract change orders in the amounts provided for in the August 28, 2001 Board Order. The granted authority shall not exceed \$2,171,250 in total and no single change or alteration shall exceed \$150,000. The RMA Deputy Director of Public Works and Facilities upon reaching the not to exceed amount of \$2,171,250 shall return to the Board for further authorization; and**
- f. Authorizing and directing the RMA Deputy Director of Public Works and Facilities to return to the Board for further authorization to execute a Certificate of Completion, and to execute and record with the County Recorder a Notice of Completion, when it is determined that the contract for construction of the New Juvenile Hall, Project 8811, Bid Package No. 10590, is complete in all respects in accordance with the Plans and Special Provisions. ALL AYES**

Adjourned

APPROVED:

MARY L. ADAMS, CHAIR
BOARD OF SUPERVISORS

ATTEST:

BY: _____

GAIL T. BORKOWSKI
CLERK OF THE BOARD

APPROVED ON _____

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

22. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Fitzgerald Enterprises, Inc. dba American Consultants for interim placement services at NMC for an amount not to exceed \$500,000 with an agreement term of April 1, 2017 through March 31, 2020.

Approved - Agreement No. A-13490

23. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Luc Dupont Jasmin, M.D. to provide neurosurgery services at NMC for an amount not to exceed \$300,000 for the period April 1, 2017 to March 31, 2019; and
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not extend the term by more than twelve (12) months, do not significantly change the scope of work, and do not cause an increase of more than ten percent 10% (\$30,000) of the original contract amount per each amendment.

Approved - Agreement No. A-13488

24. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the agreement with Paragon Mechanical, Inc. for maintenance and repair services on various mechanical systems at NMC, extending the agreement an additional twenty-one (21) month period (October 1, 2017 through June 30, 2019) for a revised full agreement term of July 1, 2015 through June 30, 2019, and adding \$160,000 for a revised total agreement amount not to exceed \$260,000.
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original cost of the agreement per each amendment.

Approved - Agreement No. A-13491

25. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 10 to the agreement (A-11879) with KPMG LLC for IT Consulting services, extending the agreement an additional five (5) month period (April 1, 2017 through August 30, 2017) for a revised full agreement term of June 1, 2010 through August 30, 2017, and adding \$301,560 for a revised total agreement amount not to exceed \$11,647,830.

Approved - Agreement No. A-11879

26. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 2 to the Agreement (A-12673) with Peninsula Business Interiors for new product, delivery, installation and associated furniture services, extending the agreement an additional one year period (April 15, 2017 through April 14, 2018) for a revised full agreement term of April 15, 2015 through April 14, 2018, and adding \$650,000 for a revised total agreement amount not to exceed \$1,775,000.

Approved - Agreement No. A-12673

- 27.
- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement and Customer Order with Clarizen, Inc. for the provision of a hosted-software program to be utilized by NMC for project management, in an amount not to exceed \$154,884, for the period of April 1, 2017 through April 1, 2020;
 - b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard warranties and disclaimers, limitation of liability and mutual indemnification provisions within the Agreement; and
 - c. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to three (3) future amendments to the Agreement, which do not significantly alter the scope of work and do not cause an increase of more than ten percent (\$15,488) of the original cost of the Agreement.

Approved - Agreement No. A-13492

- 28.
- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the First Amendment to the Professional and Call Coverage Services Agreement with Advanced Gastroenterology of Monterey County to provide gastroenterology services at NMC, extending the term by twenty-four months (April 1, 2017 to March 31, 2019) for a revised full agreement term of April 1, 2015 to March 31, 2019, and adding \$900,000, for a revised not to exceed amount of \$1,800,000; and
 - b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not extend the term by more than twelve (12) months, do not significantly change the scope of work, and do not cause an increase of more than ten percent 10% (\$90,000) of the original contract amount per each amendment.

Approved - Agreement No. A-12664**Health Department**

29. a. Authorize the Director of Health or the Assistant Director of Health to sign

a Professional Services Agreement with CEP America-AUC, PC, for physician and allied health professional services for a total contract amount not to exceed \$925,600 for the term April 1, 2017 to March 31, 2019; and
b. Authorize the Director of Health or the Assistant Director of Health to sign up to three (3) future amendments where the amendments do not exceed 10% of the total contract amount (\$92,560) and do not significantly change the scope of work.

Apporved - Agreement No. A-13493

- 30.**
- a. Approve and authorize the Contracts/Purchasing Officer to execute a Retroactive Amendment No. 1 to January 1, 2017 for Sublease Agreement No. A-12385 with the Judicial Council of California for 1,100 rental square feet of general office space located at 118 West Gabilan Street, Salinas, California, for use by the Health Department's Behavioral Health Bureau on a month-to-month basis; and
 - b. Authorize the Auditor-Controller to make lease payments of \$1,575.00 per month, in accordance with the terms of the Retroactive First Amendment to Sublease Agreement; and
 - c. Authorize minor revisions of the Retroactive First Amendment to Sublease Agreement if deemed to be in the best interest of the County by the Contracts/Purchasing Officer.

Approved - Agreement No. A-12385

- 31.**
- Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 3 to Alcohol and/or Drug Service Agreement A-12786 with Sun Street Centers for the provision of alcohol and drug recovery services in the increased amount of \$249,974 for Fiscal Year (FY) 2016-17, and \$249,974 for FY 2017-18, for a revised total Agreement amount not to exceed \$5,633,789 for the term July 1, 2015 - June 30, 2018.

Approved - Agreement No. A-12786

- 32.**
- Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 2 to Alcohol and/or Drug Service Agreement A-12777 with Community Human Services for the provision of alcohol and drug recovery services in the increased amount of \$112,791 for Fiscal Year (FY) 2016-17, and \$112,791 for FY 2017-18, for a revised total Agreement amount not to exceed \$7,351,464 for the term July 1, 2015 - June 30, 2018.

Approved - Agreement No. A-12777

Department of Social Services

- 33.**
- a. Approve and authorize the Director of the Department of Social Services to sign a no-cost Memorandum of Understanding with the North Fork Rancheria of Mono Indians of California for Tribal Temporary Assistance for Needy Families

retroactive to March 1, 2017.

b. Accept the non-standard indemnification language as recommended by the Director of the Department of Social Services; and

c. Approve and authorize the Director of the Department of Social Services to sign up to three (3) amendments that do not significantly change the scope of work.

Approved - Agreement No. A-13494

34.

a. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 1 to PSA1072 with TMD Creative, adding \$54,677 retroactively effective March 1, 2017, to provide technical marketing assistance and web-site development to comply with the requirements of the Continuum of Care Reform, increasing the contract total to \$154,412 for the period of July 1, 2016 through June 30, 2017; and

b. Authorize the Director of the Department of Social Services to sign up to three (3) additional amendments to this agreement where the total amendments do not exceed 10% (\$15,441) of the current amended contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-13500

35.

Approve and authorize the Director of the Department of Social Services to sign Amendment No. 5 to Agreement No. A-12810 with Housing Resource Center of Monterey County, retroactively applying \$10,742 of the \$250,000 added in Amendment No. 4 for services provided prior to January 1, 2017 to ensure no interruption in CalWORKs Family Stabilization Program and CalWORKs Housing Support Program services to CalWORKs customers. This Amendment does not change the term or total amount of the Agreement.

Approved - Agreement No. A-12810

36.

Adopt Resolution to:

a. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 1 to Agreement No. A-13245 with the Franciscan Workers of Junipero Serra adding \$200,000, retroactively effective March 1, 2017, to continue expanded operations and case management services at Dorothy's Place Drop-in Center increasing the total contract amount to \$477,087 for the period July 1, 2016 to June 30, 2017;

b. Authorize the Auditor-Controller to amend the FY 2016-17 Adopted Budget for Department of Social Services by decreasing appropriations of \$100,000 in Social Services Unit 001-5010-SOC005-8262 and increase appropriations in the Community Programs Unit 001-5010-SOC004-8258 by \$100,000 to provide the local match for Whole Person Care Pilot program (4/5ths vote required);

c. Authorize an operating transfer of \$100,000 from the Department of Social Services (001-5010-SOC004-8258-7614) to Department of Health (023-4000-HEA017-8473-5940) for the Whole Person Care Pilot Project funds to meet the non-federal share obligation for the Whole Person Care Pilot program

(4/5ths vote required);

d, Authorize the Auditor-Controller to amend the FY 2016-17 Adopted Budget for the Department of Social Services by increasing appropriations by \$200,000 and increasing revenues by \$200,000 for the Community Programs Unit 001-5010-SOC004-8258 (4/5ths vote required);

e. Authorize an operating transfer of \$200,000 from Department of Health (023-4000-HEA017-8473-7614) to the Department of Social Services (001-5010-SOC004-8258-5940) for the Whole Person Care Pilot program to transfer funds to Social Services (4/5ths vote required); and

f. Authorize the Auditor-Controller's Office to incorporate approved appropriation and estimated revenue modifications to the FY 2016-17 Budget in the above actions, and the County Administrative Office to reflect these approved changes in the FY 2017-18 Adopted Budget for the above actions.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-103 to:

a. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 1 to Agreement No. A-13245 with the Franciscan Workers of Junipero Serra adding \$200,000, retroactively effective March 1, 2017, to continue expanded operations and case management services at Dorothy's Place Drop-in Center increasing the total contract amount to \$477,087 for the period July 1, 2016 to June 30, 2017;

b. Authorize the Auditor-Controller to amend the FY 2016-17 Adopted Budget for Department of Social Services by decreasing appropriations of \$100,000 in Social Services Unit 001-5010-SOC005-8262 and increase appropriations in the Community Programs Unit 001-5010-SOC004-8258 by \$100,000 to provide the local match for Whole Person Care Pilot program (4/5ths vote required);

c. Authorize an operating transfer of \$100,000 from the Department of Social Services (001-5010-SOC004-8258-7614) to Department of Health (023-4000-HEA017-8473-5940) for the Whole Person Care Pilot Project funds to meet the non-federal share obligation for the Whole Person Care Pilot program (4/5ths vote required);

d. Authorize the Auditor-Controller to amend the FY 2016-17 Adopted Budget for the Department of Social Services by increasing appropriations by \$200,000 and increasing revenues by \$200,000 for the Community Programs Unit 001-5010-SOC004-8258 (4/5ths vote required);

e. Authorize an operating transfer of \$200,000 from Department of Health (023-4000-HEA017-8473-7614) to the Department of Social Services (001-5010-SOC004-8258-5940) for the Whole Person Care Pilot program to transfer funds to Social Services (4/5ths vote required); and

f. Authorize the Auditor-Controller's Office to incorporate approved appropriation and estimated revenue modifications to the FY 2016-17 Budget in the above actions, and the County Administrative Office to reflect these approved changes in the FY 2017-18 Adopted Budget for the above actions.

ALL AYES

37.

a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Housing Resource Center of Monterey County for \$1,250,000 to provide housing case management, program housing search, placement support, and rental subsidies for CalWORKs customers referred by Monterey County Department of Social Services, for the period of April 1, 2017 through June 30, 2018; and

b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount (\$125,000), and do not significantly change the scope of work.

Approved - Agreement No. A-13495

Criminal Justice

38. Approve an application and order for destruction of records for the Sheriff's Office. (4/5th Vote Required).

Approved

General Government

39. Adopt a Resolution to approve the amendments to the Conflict of Interest Code of the North County Fire Protection District.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-097 to approve and order the proposed amendments to the Conflict of Interest Code of the North County Fire Protection District. ALL AYES

40. Adopt a Resolution to approve amendments to the Conflict of Interest Code of the Monterey Regional Waste Management District.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-142 to approve the proposed amendments to the Conflict of Interest Code of the Monterey Regional Waste Management District. ALL AYES

41. a. Approve a Collaboration Agreement Between the County of Monterey - Urban County, City of Monterey, City of Salinas, City of Seaside and the Housing Authority of the County of Monterey to hire a consultant to prepare the 2020-2025 Assessment of Fair Housing required by the federal Housing and Urban Development Department, providing for a County contribution of \$37,229.00; and,
b. Authorize the Director of Economic Development to sign the Collaboration Agreement and, subject to County Counsel review, sign minor amendments which do not significantly alter its terms or increase the County's financial obligation under the Collaboration Agreement by more than \$1,865.00

Approved - Agreement No. A-13496

42. Approve an advanced placement at Step 5 for Eric A. Chatham, selected for the position of Director of Information Technology, in accordance with Personnel Policies and Practices Resolution No. 98-394, Sections A.1.11.1 and A.1.11.5, effective upon his appointment to the position.

Approved

43. Approve and authorize the Interim Director of the Information Technology Department to sign a Mutual Non-Disclosure and Confidentiality Agreement with Alcatel-Lucent USA, Incorporated and Vendor Non-Disclosure Confidentiality Agreements with Alpha Omega Wireless, Aviat U.S., Incorporated, Black & Veatch Corporation, Federal Engineering, Incorporated, and IP Keys Technologies, LLC regarding the County's network design.

Approved - Agreement No. A-13497

44. a. Approve the draft Urban County Annual Action Plan for Fiscal Year 2017-2018, including recommendations for projects and programs to be funded, for issuance for a 30-day period of public review.
b. Approve the amended Consolidated Plan, reflecting changes in Urban County jurisdictional partners, for issuance for a 30-day period of public review.

Approved

45. Approve the Bingo License Application for American Legion Post 593 pursuant to Chapter 7.08 of the Monterey County Code effective March 28, 2017 through March 27, 2018.

Approved

46. a. Authorize the Chair of the Board of Supervisors to sign as the Chief Elected Official for the Monterey County local workforce development area, and agree to the Memorandum of Understanding (MOU) with the Workforce Development Board of San Benito County, effective January 1, 2017 through September 30, 2017, for provision of Proposition 39 (The California Clean Energy Jobs Act) Pre-Apprenticeship Support, Training, and Placement Grant services; and
b. Approve and authorize the Interim Executive Director of the Monterey County Workforce Development Board to sign the MOU.

Approved - Agreement No. A-13498

47. Approve and authorize the Contracts/Purchasing Officer to add as part of the County's existing Job Order Contracting (JOC) agreement with Gordian Group the provision of providing the County access to the use of the National Joint Powers Alliance Cooperative Purchasing ezIQC Job Order Contracting Solution supported by The Gordian Group, effective immediately.

This item was removed from the agenda via Additions and Corrections.

48. a. Approve and authorize the Contracts/Purchasing Officer to execute a Facility Lease Agreement based on the selection criteria set forth in RFP#10601, with PFD Management Inc. ("LESSEE") for the Schilling Food Service Facility located at 1441 Schilling Place, Salinas, for the initial term of One (1) year, commencing on March 7, 2017 at 12:01a.m. and terminating on

March 7, 2018 at 11:59p.m., for a guaranteed annual minimum lease amount of \$8,000, plus a monthly three (3%) percent commission based on Concessionaire's annual gross sales revenue ("Gross Revenue") over One Hundred Ninety-Two Thousand Dollars (\$192,000) for Cafeteria, Internal Catering and other Sales and Services associated with the facility, plus a flat fee of Five-Hundred (\$500) Dollars for each outside catering event supported through the use of the facility; and

b. Authorize the Contracts/Purchasing Officer to exercise the option to extend the Facility Lease Agreement for nine (9) additional one (1) year periods in accordance with the terms and conditions set within the Facility Lease Agreement.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to: a. Approve and authorize the Contracts/Purchasing Officer to execute a Facility Lease Agreement (A-13484) based on the selection criteria set forth in RFP#10601, with PFD Management Inc. ("LESSEE") for the Schilling Food Service Facility located at 1441 Schilling Place, Salinas, for the initial term of One (1) year, commencing on April 3, 2017 at 12:01a.m. and terminating on March 7, 2018 at 11:59 p.m., for a guaranteed annual minimum lease amount of \$8,000, plus a monthly three (3%) percent commission based on Concessionaire's annual gross sales revenue ("Gross Revenue") over One Hundred Ninety-Two Thousand Dollars (\$192,000) for Cafeteria, Internal Catering and other Sales and Services associated with the facility, plus a flat fee of Five-Hundred (\$500) Dollars for each outside catering event supported through the use of the facility; and

b. Authorize the Contracts/Purchasing Officer to exercise the option to extend the Facility Lease Agreement for nine (9) additional one (1) year periods in accordance with the terms and conditions set within the Facility Lease Agreement. (Revised via Additions and Corrections) ALL AYES

49.

Consider a recommendation from the Legislative Committee to authorize the submittal of a request to Senator Anthony Cannella to introduce legislation designating portions of State Route 183 and State Route 101 in the County of Monterey as memorial highways honoring four Monterey County veterans.

Supervisor Luis Alejo advised of the names of Monterey County Veterans to be named in the request sent to Senator Cannella.

**Vilmar Galarza Hernandez;
Javier Sanchez, Jr.;
Ricardo Cerros, Jr. and
Edward Balli.**

Public comment: Tony Barrera and Javier Sanchez.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips recommending the Legislative Committee authorize the submittal of a request to Senator Anthony Cannella to introduce legislation designating portions of State Route 183 and State Route 101 in the County of Monterey as memorial highways honoring four Monterey County veterans. ALL AYES

RMA - Administration

50. a. Approve Amendment No. 4 to Agreement No. A-12523 with MCSI Water Systems Management to continue to provide services associated with the management, maintenance and operation of the San Jerardo Water System (Request for Proposals No. 10355) to increase the not to exceed amount of \$241,584 by \$70,000 for a total amount not to exceed \$311,584; and extend the expiration date from March 31, 2017 for one (1) additional year through March 31, 2018, for a revised term from July 30, 2013 to March 31, 2018; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 4 to the Agreement.

Approved - Agreement No. A-12523

RMA - Public Works and Facilities

51. Consider and adopt a Resolution to:
- a. Approve the addition of the Monterey County Fire Prevention and Tree Mortality Project to the approved Work Plan for Fiscal Year 2016-17;
- b. Authorize amending the FY2016-17 adopted budget to increase appropriations and revenue by \$200,000 in the Road Fund 002, Appropriations Unit RMA012, where funding is provided by the California Department of Forestry and Fire Protection (CALFIRE) State Responsibility Area Fire Prevention Fund and Tree Mortality (SRAFPF & TM) Grant Program (4/5th vote required); and
- c. Authorize the Auditor-Controller's Office to incorporate approved appropriation and estimated revenue modifications to the FY2016-17 Budget.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-098 to:

- a. Approve the addition of the Monterey County Fire Prevention and Tree Mortality Project to the approved Work Plan for Fiscal Year 2016 17;**
- b. Authorize amending the FY2016 17 adopted budget to increase appropriations and revenue by \$200,000 in the Road Fund 002, Appropriations Unit RMA012, where funding is provided by the California Department of Forestry and Fire Protection (CALFIRE) State Responsibility Area Fire Prevention Fund and Tree Mortality (SRAFPF & TM) Grant Program (4/5th vote required); and**
- c. Authorize the Auditor Controller's Office to incorporate approved appropriation and estimated revenue modifications to the FY2016 17 Budget.**
- ALL AYES**

52. a. Approve Amendment No. 6 to Professional Services Agreement No. A-11906 with TRC Engineers, Inc. to include construction phase engineering services/support to complete Phase 3, Construction Phase Tasks, of the Castroville Bicycle/Pedestrian Path and Railroad Crossing, County Project No. 862265, Federal Aid Project No. RSTPLE-5944 (111), to increase the not to exceed amount of \$1,039,087.69 by \$54,970.72 for a total amount not to

exceed \$1,094,058.41 and extend the expiration date from December 31, 2017 for one (1) additional year through December 31, 2018, for a revised term from December 28, 2010 to December 31, 2018; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 6 to Professional Services Agreement No. A-11906 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-11906