

# Monterey County

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



## Action Minutes - Final

Tuesday, November 10, 2015

9:00 AM

## Board of Supervisors

*Chair Simón Salinas - District 3  
Vice Chair Jane Parker - District 4  
Supervisor Dave Potter - District 5  
Supervisor Fernando Armenta - District 1  
Supervisor John M. Phillips - District 2*

**9:00 A.M. - Call to Order**

The meeting was called to order by Chair Salinas.

**Roll Call**

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

**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(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) The Open Monterey Project v. Monterey County Board of Supervisors, et al. (Monterey County Superior Court case no. M109441)
    - (2) Landwatch Monterey County v. County of Monterey (Monterey County Superior Court case no. M109434)
  - b. 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): Nick Chiulos, Assistant County Administrative Officer  
Negotiating Parties: Sports Car Racing Association of the Monterey Peninsula  
Under Negotiation: Price and Terms
  - c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: Manuel Gonzalez and Brette Neal  
Employee Organization(s): Unit S

**CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a through c.**

**10:30 A.M. - Reconvene**

**Roll Call**

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

**Pledge of Allegiance**

The Pledge of Allegiance was led by County Counsel Charles McKee.

**Additions and Corrections**

There were no additions or corrections to the agenda.

**Consent Calendar**

- 2. Approval of Consent Calendar (See Supplemental Sheet)  
  
A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the Consent Calendar (See Supplemental Sheet).  
ALL AYES

**Ceremonial Resolutions**

- 3. Adopt Resolution proclaiming November 2015 as National Family Caregivers Month in Monterey County. (~~Supervisor Armenta~~) (Full Board) (REVISED VIA SUPPLEMENTAL)  
  
A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Jane Parker to adopt Resolution No. 15-288 proclaiming November 2015 as National Family Caregivers Month in Monterey County. (Supervisor Armenta) (Full Board) (REVISED VIA SUPPLEMENTAL) ALL AYES

**Other Board Matters**

- 4. Board Comments  
  
Supervisor Armenta requested staff provide a Homeless update report next Tuesday in the afternoon.
- 5. CAO Comments and Referrals  
  
County Administrative Officer Lew Bauman advised of technical issues with the video streaming today. The video will be viewable at a later date.
- 6. General Public Comment  
  
Julie Filice; Van Gresham; Art Woodfin; Scott James; Glen Schaller; Steve Eklund; Joe Vierra; Eric Peterson; Hans Jongens.

**10:30 A.M. - Scheduled Matters**

- 7. Receive a report on a timeline for the issuance and consideration of a Request for Qualifications/Request for Proposals competitive process for the procurement of a new concession agreement to manage Mazda Raceway

Laguna Seca, in response to Board of Supervisors' Referral Number 2015.08, and provide appropriate direction.

**Public comment: Neil Poling; Joe Vierra; Jill Campbell; John Arrigi; Scott James.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to receive a report on a timeline for the issuance and consideration of a Request for Qualifications/Request for Proposals competitive process for the procurement of a new concession agreement to manage Mazda Raceway Laguna Seca, in response to Board of Supervisors' Referral Number 2015.08; and**

- 1. Authorized staff to begin work on a Request for Proposal (RFP).**
- 2. Approved a tentative timeline, recognizing that the timeline may change as the scope of work is further defined.**
- 3. Authorized staff to prepare terms for a short term agreement with SCRAMP, through December 31, 2016, and return to the Board as appropriate for further direction regarding negotiations for the short term agreement.**
- 4. Considering the potential SCRAMP reorganization, requested County staff sit down with SCRAMP representatives regarding a possible governance board that may be created; discuss possibility of a county ex-officio representative on that board to enhance the relationship; and return as soon as possible with terms of agreement. ALL AYES**

8.
  - a. Consider approval of the Managing for Results (MFR) Fiscal Year (FY) 2014-2015 Annual Report; and
  - b. Provide direction to staff as appropriate.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to: a. Approve the Managing for Results (MFR) Fiscal Year (FY) 2014-2015 Annual Report; and b. Provide direction to staff as appropriate. ALL AYES**

9. Receive a presentation and report on Managing for Results (MFR) from the Department of Emergency Communications.

**By consensus, the Board received a presentation and report on Managing for Results (MFR) from the Department of Emergency Communications. ALL AYES**

## **Adjournment**

**APPROVED:**

/s/ Jane Parker

**JANE PARKER, CHAIR  
BOARD OF SUPERVISORS**

**ATTEST:**

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

**GAIL T. BORKOWSKI  
CLERK OF THE BOARD**

**APPROVED ON** 05-10-2016

**Supplemental Sheet, Consent Calendar**

**Health Department**

- 10. Authorize the Director of Health or Assistant Director of Health, to execute a Amendment No. 2 to Mental Health Services Agreement A-12521 with Edgewood Center for Children and Families, to increase the Fiscal Year (FY) 2015-16 amount from \$1,115,355 to \$1,278,291 (an increase of \$162,936), for a revised total Agreement amount not to exceed \$3,063,234.

**Approved - Agreement No. A-12521**

**Criminal Justice**

- 11.
  - a. Approve the Renewal and Amendment to the Memorandum of Understanding (MOU) between the Monterey County Probation Department and the Monterey Peninsula Unified School District, reimbursing the Probation Department in the amount of \$126,359 for campus-based services provided by the Probation Department effective July 1, 2015 through June 30, 2016; and
  - b. Approve and authorize the Chief Probation Officer to execute the MOU.

**Approved**

**General Government**

- 12. Public Hearing to consider further continuance to December 15, 2015 of public hearing regarding:
  - a. Addendum No. 3 to the Final Environmental Impact Report for the 2010 Monterey County General Plan (#7-01, SCH #20071212001)(“FEIR”); and
  - b. Amendments to the 2010 Monterey County General Plan to implement litigation settlement agreements with Land Watch Monterey County and The Open Monterey Project. (REF150010/General Plan Amendment No. 3) (REVISED VIA SUPPLEMENTAL)

PROJECT INFORMATION:

**Planning File Numbers:** REF150010

**Applicant:** County of Monterey

**Project Location:** County-wide (non-coastal)

**CEQA Action:** Addendum No. 3 to EIR#07-01, SCH#2007121001

**Approved**

- 13.
  - a. Approve and authorize the Acting Director of Child Support Services to execute the Interagency Agreement for Enhanced Early Intervention with the Contra Costa County Department of Child Support Services, for a total

not-to-exceed amount of \$46,000.00 for the period of July 1, 2015, through September 30, 2015; and

- b. Accept non-standard County liability and indemnification provisions as recommended by the Acting Director of Child Support Services.

**Approved - Agreement No. A-12988**

- 14.
  - a. Approve and authorize the Acting Director of Child Support Services to execute the Interagency Agreement for Enhanced Early Intervention with the Contra Costa County Department of Child Support Services, for a total not-to-exceed amount of \$96,000.00 for the period of October 1, 2015, through June 30, 2016;
  - b. Accept non-standard County liability and indemnification provisions as recommended by the Acting Director of Child Support Services; and,
  - c. Approve and authorize the Acting Director of Child Support Services, or designee, to execute up to two future full one-year extensions to this Agreement that do not significantly alter the terms of the agreement and where the total amendments do not exceed 10% of the original contract amount.

**Approved - Agreement No. A-12989**

### **RMA - Public Works**

- 15. Adopt a Resolution to:
  - a. Change a portion of the Moss Landing Underground Utility District No. 14 along a 350-foot portion of Potrero Road from Rule 20A to Rule 20B; and
  - b. Authorize the Clerk of the Board to mail a copy hereof to affected utility companies within ten (10) days after the adoption of this resolution.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-293 to:**

- a. Change a portion of the Moss Landing Underground Utility District No. 14 along a 350-foot portion of Potrero Road from Rule 20A to Rule 20B; and**
- b. Authorize the Clerk of the Board to mail a copy hereof to affected utility companies within ten (10) days after the adoption of this resolution. ALL AYES**

- 16.
  - a. Approve a Pedestrian Bridge Crossing Agreement between the Union Pacific Railroad Company, a Delaware corporation, and Monterey County, a political subdivision of the State of California, in the amount of \$9,000 for rights sufficient to allow Monterey County to perform the project work, including a Public Pedestrian Easement, and \$11,000.00 for a Temporary Construction Easement for Right-of-Way for the construction of Castroville Bicycle/Pedestrian Path and Railroad Crossing Project, Project No. 8622;
  - b. Authorize the Resource Management Agency-Director of Public Works to execute the Pedestrian Bridge Crossing Agreement and amendments to the Agreement that do not exceed 10% of the original contract amount and do not significantly change the scope of work; and
  - c. Authorize the Resource Management Agency-Director of Public Works to

accept the Public Pedestrian Easement Deed and to execute the Certificate of Acceptance and Consent to Recordation on behalf of Monterey County after the deed has been signed and granted by the Union Pacific Railroad Company.

**Approved - Agreement No. A-12999; Construction No. 2015-024**