

# Monterey County

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



## Meeting Agenda - Final-revised

Tuesday, February 14, 2017

9:30 AM

See separate agenda for Board of Supervisors of the Monterey  
County Water Resource Agency.

### 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*

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.**

### **9:30 A.M. - Call to Order**

### **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 54956.8, the Board will confer with real property negotiators:
      - (1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca  
Agency Negotiator(s): Dewayne Woods, Assistant County Administrative Officer; Leslie J. Girard, Chief Assistant County Counsel  
Negotiating Parties: Friends of Laguna Seca; World Automobile Championship of CA, LLC; International Speedway Corporation; and SCRAMP  
Under negotiation: Price and Terms
    - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
      - (1) Save Our Peninsula Committee v. County of Monterey, et al. (Monterey County Superior court case number M110694)
    - c. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:
      - (1) Designated representatives: Manuel Gonzalez and Brette Neal  
Employee Organization(s): Units F, H, X, and Y (ADDED VIA ADDENDUM)
- 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 A.M. - 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. The public may comment on Closed Session items prior to the Board's recess to Closed Session.*

**Consent Calendar**

2. Approval of Consent Calendar (See Supplemental Sheet)

**Ceremonial Resolutions**

3. Adopt Resolution honoring Undisclosed Recipient upon her selection as 2017 Cattlewoman of the Year. (Full Board)  
**Attachments:** [Undisclosed Recipient Ceremonial Resolution](#)
4. Adopt Resolution honoring “Undisclosed Recipient” upon his selection as 2017 Cattleman of the Year. (Full Board)  
**Attachments:** [Undisclosed Recipient Ceremonial Resolution](#)
5. Adopt Resolution commending Terry Peterson, Departmental Information Systems Manager II, on her retirement from 32 years of dedicated public service with the Monterey County Department of Social Services. (Full Board)  
**Attachments:** [Peterson Retirement Resolution](#)
6. Adopt Resolution honoring Bob Cowdrey upon his selection as the 2016 Monterey County Hospitality Association Hospitality Professional of the Year. (Full Board)  
**Attachments:** [Bob Cowdrey Ceremonial Resolution](#)
- 6.1 Adopt Resolution proclaiming February 2017 as “African American History Month” in Monterey County. (Full Board)  
**Attachments:** [African American History Month](#)
- 6.2 Adopt Resolution proclaiming the month of February 2017 as Environmental Justice Month in Monterey County. (Supervisor Parker) (REVISED RESOLUTION SUBMITTED VIA SUPPLEMENTAL)  
**Attachments:** [Revised Resolution](#)  
[Environmental Justice Month Ceremonial Resolution](#)
- 6.3 Adopt Resolution honoring Sabu Shake, Jr. as the Paisano of the Year. (Full Board)  
**Attachments:** [Shake Ceremonial Resolution](#)

**Appointments**

7. Reappoint Harvey Dadwal to the Workforce Development Board representing business, for a term ending February 14, 2020. (Full Board)  
**Attachments:** [Notification to Clerk - Dadwal](#)
8. Reappoint Sherry Farson to the Workforce Development Board representing business, for a term ending February 14, 2020. (Full Board)  
**Attachments:** [Notification to Clerk - Farson](#)
9. Appoint Gerry Malais to the Emergency Medical Care Committee ex-officio, to fill an unscheduled vacancy for a term ending June 30, 2017. (Full Board)  
**Attachments:** [Notification to Clerk - Malais](#)
10. Appoint Margie Sokotowski to the Mental Health Commission to fill an unscheduled vacancy for a term ending May 5, 2018. (Supervisor Phillips)  
**Attachments:** [Notification to Clerk - Sokotowski](#)
11. Appoint Jodi Schaffer to the Emergency Medical Care Committee citizen representative, to fill a vacancy for a term ending June 30, 2017. (Full Board)  
**Attachments:** [Notification to Clerk - Schffer](#)
- 11.1 Reappoint Kimberly Guilliam to the Monterey County Fish & Game Advisory Commission for a term ending February 1, 2020. (Supervisor Salinas)  
**Attachments:** [Notification to Clerk - Guilliam](#)

**Other Board Matters**

- 11.2 Consider adopting a Resolution by the Board of Supervisors to maintain trust and safety for local immigrants and designate Monterey County a Welcoming County for immigrants and refugees. (REVISED RESOLUTION SUBMITTED VIA SUPPLEMENTAL)  
**Attachments:** [Revised Resolution - Strikeout/underline](#)  
[Revised Resolution - Clean](#)  
[Immigration Resolution](#)
12. Board Comments
13. CAO Comments and Referrals  
**Attachments:** [Referrals 2-14-17](#)

**14.** General Public Comment

*This portion of the meeting is reserved for persons to address the Board of Supervisors on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board of Supervisors 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 of Supervisors at a future meeting.*

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

- 15.** Receive an oral presentation from the Monterey County Health Department, Public Health Bureau and the Monterey County Office of Education on the status of bullying prevention efforts in Monterey County.

**Attachments:** [Board Report](#)

- 16.** Consider adopting a resolution amending the County of Monterey Condition of Approval and Mitigation Monitoring and Reporting Program ("Program"). (Condition of Approval-Mitigation Monitoring and Reporting Program - REF140079)

CEQA Action: Exempt per CEQA Guidelines 15378 (b)(5) (REVISED EXHIBITS A & B SUBMITTED VIA SUPPLEMENTAL)

**Attachments:** [Board Report](#)

[Revised Exhibit A Mitigation Monitoring Reporting Plan 2017 FINAL](#)

[Exhibit A Mitigation Monitoring Reporting Plan 2017 rev](#)

[Revised Exhibit B Mitigation Monitoring Reporting Plan 2017 FINAL](#)

[Exhibit B Mitigation Monitoring Reporting Plan 2017 rev](#)

[Exhibit C Cond Comp Description and Org Chart rev](#)

[Exhibit D Resolution rev](#)

**12:00 P.M. - Recess to Lunch****1:30 P.M. - Reconvene****Roll Call****1:30 P.M. - Scheduled Matters**

- 17.**
- a. Receive a presentation on implementing internet content filtering on Monterey County Free Libraries (MCFL) computers to comply with the requirements of the federal Children's Internet Protection Act (CIPA).
  - b. Direct MCFL to take the necessary steps for implementation of internet content filtering and complying with CIPA by April 2017.

**Attachments:** [Board Report](#)  
[CIPA - BOS 2-2017.pptx](#)

18. Receive a report on status of governance discussions related to the Monterey Bay Community Power Proposal; and provide direction to staff as appropriate.

**Attachments:** [Board Report](#)

19. Public hearing to:
- a. Consider the appeal by Johannes and Kristi Van Greunen from the Planning Commission's denial of an application by Johannes and Kristi Van Greunen for a Coastal Development Permit to allow a Lot Line Adjustment between three existing conforming parcels (13.5 acres, 7.4 acres, and 19.1 acres) resulting in three reconfigured parcels of 2.9 acres (Parcel 1), 3.6 acres (Parcel 2), and 33.5 acres (Parcel 3); and
  - b. Provide direction to staff regarding the preferred course of action on the appeal and project;
  - c. Adopt a motion of intent reflecting the Board's direction; and
  - d. Continue the hearing to a date certain for Board action.
- (Coastal Development Permit/Lot Line Adjustment - PLN150489/Van Greunen, 6820 Long Valley Spur, Castroville, North County Coastal Land Use Plan)

Proposed CEQA Action: Categorical exemption per CEQA Guidelines section 15305 or, in case of denial, Statutory exemption per CEQA Guidelines section 15270.

**Attachments:** [Board Report](#)  
[Attachment A - Project Discussion](#)  
[Attachment B - PC Reso No.15-025](#)  
[Attachment C - NOA 12/19/16](#)  
[Attachment D - PC Staff Report 11/9/16](#)  
[Correspondence received regarding Van Gruenen Appeal](#)

## **Adjournment**

**Supplemental Sheet, Consent Calendar****Health Department**

20. a. Approve and authorize the Director of Health or Assistant Director of Health to sign an Agreement with the City of Del Rey Oaks (City) for the use of the Monterey County Animal Services Center and provision of other animal services, for the period of March 7, 2017 through January 30, 2019; and
- b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) extensions of the Agreement, of one (1) year each, subject to County Counsel review, where the extensions do not significantly change the scope of work.

**Attachments:** [Board Report](#)  
[DelRey OaksAGMT.PDF](#)

- 20.1 Adopt a Resolution to:
- a. Approve submission of application to Nurse-Family Partnership National Service Office for implementation of the Nurse-Family Partnership program in Fiscal Year 2016-17;
- b. Amend Fiscal Year (FY) 2016-17 Health Department Budget 4000-HEA003-8124 to add one (1.0) FTE Supervising Public Health Nurse;
- and c. Amend Fiscal Year (FY) 2016-17 Health Department Budget 4000-HEA003-8124 to add two (2.0) FTE Public Health Nurse II positions; and
- d. Authorize the County Administrative Office to reflect approved changes (Attachment A) in the Fiscal Year 2016-17 Adopted Budget.

**Attachments:** [Board Report](#)  
[Board Resolution- NFP Add 1 SPHN Add 2 PHN II 20170206.docx](#)

**Department of Social Services**

21. a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Sierra Vista Child & Family Services (Sierra Vista) for Intensive Treatment Foster Care (ITFC) Services for eligible foster care youth retroactive to July 1, 2016 through June 30, 2019; and
- b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the amendment does not significantly change the scope of work.

**Attachments:** [Board Report](#)  
[Sierra Vista ITFC Agreement 2016-19](#)

**Criminal Justice**

22. a. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute an Agreement with West Publishing Corporation, associated with Thomson Reuters Corporation, for Westlaw Print/Pro View Legal Solutions, for the period of January 1, 2017 through December 31, 2018, in the maximum amount of \$15,298.00;
- b. Accept non-standard contract provisions as recommended by the District Attorney;
- c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor, and the District Attorney to sign and execute the appropriate documents; and
- d. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor, to issue purchase orders on an as-needed basis pursuant this Agreement over the period of January 1, 2017 through December 31, 2018.

**Attachments:** [Board Report](#)  
[West Publishing Signed Agreement - 18 Jan 2017.pdf](#)

**General Government**

23. a. Approve and authorize the Director of Child Support Services to sign a Plan of Cooperation (POC) with the State of California Department of Child Support Services (DCSS) to define responsibilities of DCSS and County of Monterey for securing child support, including child support establishment, collection, and disbursement services; medical support; determining paternity; and providing other public services in accordance with the provisions of Title IV-D of the Social Security Act (SSA), Title 42 U.S.C. § 651 et seq., for the period of October 1, 2016 through September 30, 2017;
- b. Authorize the Director of Child Support Services to sign such amendments to the POC as may be required by change in law, regulations or directives as propounded by the DCSS during the period of the POC; and
- c. Authorize the Director of Child Support Services to sign and approve up to three (3) future POCs, of one year each, that do not significantly change, are on the same terms or on terms that are substantially similar to the current POC's authority, general provisions, Department responsibilities and LCSA responsibilities.

**Attachments:** [Board Report](#)  
[Plan of Cooperation](#)

24. Approve and authorize the Chair of the Board of Supervisors to sign an agreement with the City of Salinas, agreeing to County contribution of a maximum of twenty-five thousand dollars (\$25,000) to pay a consultant to conduct a Regional Farmworker Housing Needs Study and to develop an Action Plan to address farmworker housing needs.

**Attachments:** [Board Report](#)

[Agreement Between the City of Salinas and MC Reg Farmworker Hsg Study](#)

25. Adopt a Resolution amending Article XV of the Monterey County Master Fee Resolution, effective March 14, 2017, to establish fees for Treasurer-Tax Collector services, pursuant to the attached Fee Schedule, as related to the addition of Chapter 7.02 to the Monterey County Code implementing business license requirements for certain designated businesses in unincorporated areas of the County, adopted by the Board of Supervisors on December 13, 2016.

**Attachments:** [Board Report](#)

[Attachment A - Treasurer-Tax Collector Fee Schedule](#)

[Attachment B - Resolution Bus. License Fee](#)

26. Approve Amendment 1 to the Joint Occupancy Agreement between the Judicial Council of California and the County of Monterey effective March 1, 2017.

**Attachments:** [Board Report](#)

[27-C1 Monterey 1st AMD to JOA FINAL 17 01 06 \(002\)](#)

27. Adopt a resolution to extend the Proclamation of a Local Emergency dated January 12, 2017 and ratified on January 19, 2017 in accordance with California Government Code 8630 for atmospheric river events which occurred between January 4, 2017 and January 12, 2017 that resulted in multiple significant rainfall events causing damage to public infrastructure and private property. (4/5ths vote required)

**Attachments:** [Board Report](#)

[Board Resolution Winter Storms 02142017](#)

[Emerg Proc Winter Storm \(2\) 01122017](#)

[Resolution ratifying 01122017 Emerg Proc](#)

28. Approve and authorize the Interim Director of Information Technology to execute Amendment No. 4 to the Agreement between Specialty Construction Incorporated and the County of Monterey, adding \$50,000 to the existing contract for \$99,999, for a revised total not to exceed \$149,999, to continue to provide specialized installation and maintenance services at County public safety communications towers.

**Attachments:** [Board Report](#)

[Specialty Construction Contract and Amend 1 -3 Executed](#)

[Specialty Construction Amend No 4 Vendor Signed](#)

29. Approve an application for the Monterey County Workforce Development Board/Administrative entity to be the provider for the Workforce Innovation Opportunity Act Title I Adult and Dislocated Worker Career Services.

**Attachments:** [Board Report](#)  
[Application for Adult DW Career Services Provider](#)  
[Signature Page](#)

30. Approve the Agreement with the California State Department of Health Care Services for reimbursement of inpatient medical expenses for inmates at the Monterey County Jail through the Medi-Cal for Inmate Program (MCIP).

**Attachments:** [Board Report](#)  
[FY 2016-17 MCIP Participation Form\\_Final \(002\)](#)  
[FY 2017-18 MCIP Participation Form\\_Final \(002\)](#)

31. a. Approve Renewal and Amendment No. 1 to Agreement For Specialized Attorney Services with Renne Sloan Holtzman & Sakai, LLP to continue to provide legal services in connection with labor negotiations retroactive to July 1, 2016 and extending the term of the agreement through December 31, 2017, and to increase the contract amount of \$40,000 by \$45,000, for a total contract amount not to exceed \$85,000; and  
b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Renewal and Amendment #1 to the Agreement.

**Attachments:** [Board Report](#)  
[Agreement For Specialized Attorney Services](#)  
[Renewal and Amendment No. 1](#)

### **RMA - Public Works**

32. Adopt a Resolution:  
a. Amending the FY16/17 Capital Improvement Program as follows:  
1. Add the Blanco Road/Reservation Road Intersection Pavement Rehabilitation Project;  
2. Delete the Inter-Garrison Road from Schoonover Road to East Garrison Development Project; and  
b. Reallocate \$650,000 of unused appropriations from four (4) pavement rehabilitation projects approved as part of the FY16/17 Capital Improvement Program.

**Attachments:** [Board Report](#)  
[Attachment A - Project Expenditure Summary](#)

### **RMA - Parks**

- 32.1 a. Accept a Grant Award from California State Parks, Division of Boating and Waterways, for a Quagga and Zebra Mussel Prevention Grant in the amount of \$250,000 for the Monterey County Quagga Zebra Mussel Prevention Project; and

b. Adopt a resolution authorizing the Resource Management Agency (RMA) Director, or the RMA Deputy Director of Administrative Services, to execute a grant agreement, and any amendments thereto, between the County and the California State Parks, Division of Boating and Waterways; and authorizing the Resource Management Agency Director, or the RMA Deputy Director of Administrative Services, to accept, administer and execute documents to secure these funds from the California State Parks, Division of Boating and Waterways.

**Attachments:** [Board Report](#)

[Attachment A - Quagga Resolution](#)

[Attachment B - Grant Agreement](#)

## **Board of Supervisor's Addenda/Supplemental Agenda for Tuesday, February 14, 2017.**

**32.2** Board of Supervisor's Addenda/Supplemental Agenda for Tuesday, February 14, 2017.

### **ADDENDA**

#### **Added Under Closed Session:**

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

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

(1) Designated representatives: Manuel Gonzalez and Brette Neal

Employee Organization(s): Units F, H, X, and Y

### **SUPPLEMENTAL**

#### **Under Ceremonial Resolutions**

##### **6.2 Revised Resolution Submitted**

Adopt Resolution proclaiming the month of February 2017 as Environmental Justice Month in Monterey County. (Supervisor Parker)

#### **Under Other Board Matters**

##### **11.2 Revised Resolution Submitted**

Consider adopting a Resolution by the Board of Supervisors to maintain trust and safety for local immigrants and designate Monterey County a Welcoming County for immigrants and refugees.

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

**16. Revised Exhibits A & B Submitted**

Consider adopting a resolution amending the County of Monterey Condition of Approval and Mitigation Monitoring and Reporting Program ("Program").

(Condition of Approval-Mitigation Monitoring and Reporting Program - REF140079) CEQA Action: Exempt per CEQA Guidelines 15378 (b)(5)