

# Monterey County

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



## Meeting Agenda - Final-revised

Tuesday, April 14, 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*

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.**

## **9:00 AM - 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.*

### **Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: James May and Brette Neal  
Employee Organization(s): Unit R and S
    - b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
      - (1) Property: 1150 Fremont Street, Seaside  
Negotiators: Ray Bullick, Director of Health and Elsa Jimenez, Assistant Director of Health  
Under negotiation: Price and terms lease
      - (2) Property: 730, 752 & 744 La Guardia Street, Salinas  
Negotiator: John Guertin, Acting Deputy RMA Director  
Party: Life Foundation Monterey, LLC  
Under negotiation: Price and terms
      - (3) Property: 1000 S. Main Street, Salinas  
Negotiator: John Guertin, Acting Deputy RMA Director  
Party: Life Foundation Monterey, LLC  
Under negotiation: Price and terms
    - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Acting Director of Child Support Services.
    - d. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Natividad Medical Center Chief Executive Officer.

*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)

### **Ceremonial Resolution**

3. Adopt Resolution in recognition of Legal Services for Seniors 30th Anniversary. (Full Board)  
**Attachments:** [Legal Services for Seniors 30th Anniversary Ceremonial Resolution](#)
4. Adopt Resolution in recognition of Francis Sonny Rianda and his 49 years of service to the Gonzales Rural Fire District. (Full Board)  
**Attachments:** [Rianda Ceremonial Resolution](#)
- 4.1 Adopt Resolution Proclaiming Saturday, April 18, 2015 as Monterey County Clean-Up Day in Monterey County and call upon residents, as well as public and private organizations, to participate in Clean-Up Day events in the cities and unincorporated areas throughout the County. (Full Board) (ADDED VIA ADDENDUM)  
**Attachments:** [Clean Up Day Ceremonial Resolution](#)

### **Other Board Matters**

5. Board Comments
6. CAO Comments and Referrals  
**Attachments:** [Referrals 041415](#)
7. 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 AM - Scheduled Matters**

8. Receive a status report on Fleet Management process improvements.

**Attachments:** [Board Report](#)  
[Fleet Management Update PowerPoint - Apr 2015](#)

9. Receive a status report on the County's Contracts & Purchasing Academy and process improvements.

**Attachments:** [Board Report](#)  
[Exhibit A - Contracts and Purchasing Academy status report - Apr 2015](#)

### **12:00 PM - Recess to Lunch - Continued Closed Session**

### **1:30 PM - Reconvene**

### **Roll Call**

### **1:30 PM - Scheduled Matters**

- 9.1 a. Introduce, waive reading, and conduct a public hearing to consider adoption of an ordinance amending Section 21.66.050 (Archaeological Resources Standards) of Title 21 (non-coastal zoning) of the Monterey County Code to establish new policies and procedures for the protection of archaeological and tribal cultural resources, and amending Title 2 of the Monterey County Code to add Chapter 2.95 establishing a Native American Advisory Panel consistent with 2010 Monterey County General Plan Goals OS-6 and OS-8; and  
b. Set April 21, 2015, on the consent agenda, to find the ordinance categorically exempt under the California Environmental Quality Act and adopt the ordinance.  
(REF110065/Archaeological and Tribal Cultural Resources Ordinance)

**PROJECT INFORMATION:**

**Planning File Number:** REF110065

**Owner:** N/A

**Project Location:** Inland Areas

**APN:** multiple

**Agent:** N/A

**Plan Area:** Inland Areas

**Flagged and Staked:** N/A

**CEQA Action:** Categorically Exempt per CEQA Guidelines Section 15308

**Attachments:** [Board Report](#)  
[Attachment A-Discussion](#)  
[Attachment B-Draft Ordinance \(redline\)](#)  
[Attachment C-Draft Ordinance](#)  
[Attachment D-Planning Commission Resolution](#)  
[Attachment E-Assembly Bill 52\)](#)

## 9.2

- a. Public hearing to consider an appeal by Paul and Linda Flores from the Planning Commission's decision to deny a Combined Development Permit (Flores/PLN140300) consisting of: 1) Use Permit to allow after-the-fact removal of approximately 24 protected trees; 2) Use Permit to allow the removal of approximately 15 additional protected trees; and the Planning Commission's decision to find incomplete the Design Approval application to allow the construction of a single family dwelling and accessory dwelling unit (ADU) and the demolition of an existing 1,200 square foot single family dwelling until full site restoration has been completed: or
  - b. Consider the appellant's request for continuance of the public hearing to May 5, 2015.
- (Combined Development Permit - PLN140300/Flores, 564 Monhollan Road, Carmel, Greater Monterey Peninsula Area Plan)

### PROJECT INFORMATION:

**Planning File Number:** PLN140300

**Owner:** Paul & Linda Flores

**Project Location:** 564 Monhollan Road, Carmel

**APN:** 103-071-025-000

**Agent:** Anthony Lombardo & Associates

**Plan Area:** Greater Monterey Peninsula Area Plan

**Flagged and Staked:** Yes

**CEQA Action:** Statutorily Exempt per 15270(a) of the CEQA Guidelines /  
Negative Declaration Prepared

**Attachments:** [Board Report](#)  
[Attachment A-Project Discussion](#)  
[Attachment B-Notice of Appeal](#)  
[Attachment C-Planning Commission Resolution No. 15-010](#)  
[Attachment D-Planning Commission Staff Report 1-28-15](#)  
[Attachment E-BOS Policy 2003](#)  
[Attachment F-Continuance Request dated 3-20-15](#)  
[Attachment G-Staff Response to Continuance Request dated 3-20-15](#)

## Adjournment

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

10. Ratify and authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute an Agreement with Databank IMX for Hardware, Software, Hardware and Software Maintenance, and Professional Services for the OnBase Document Production System Upgrade at NMC in an amount not to exceed \$153,079.10 for the period January 1, 2015 through December 31, 2015.

**Attachments:** [Board Report](#)  
[Databank IMX Agreement.pdf](#)

**Department of Social Services**

11. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign Amendment #1 to Agreement A-12785 with McWilliams-Mailliard Technology Group, Inc. adding \$9,250, effective March 1, 2015, to provide an additional four (4) licenses and subscriptions and on-site training for Adult Protective Services staff; extending the contract term through June 30, 2016 and adding \$15,960 for FY 2015/16, increasing the total contract amount to \$38,560; and
- b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

**Attachments:** [Board Report](#)  
[MMTG Amendment #1](#)  
[MMTG 2014-15 Agreement](#)

12. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an Agreement with Service Employees International Union - United Long Term Care Workers (SEIU-ULTCW) to implement new program rules for In-Home Supportive Services (IHSS) Provider enrollment and orientation.

**Attachments:** [Board Report](#)  
[SEIU Provider Enrollment Agreement](#)

13. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign Amendment #1 to PSA #979 with the Alisal Union School District for the provision of congregate meals for seniors, adding \$19,765, effective April 1, 2015, increasing the total contract amount to \$119,765; and
- b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement, where the total amendments do not exceed 10% of the original contract amount, and do not

significantly change the scope of work.

**Attachments:** [Board Report](#)  
[Alisal USD, Amend #1](#)  
[Alisal USD Agreement 2014-15](#)

14. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign and execute Standard Agreement #15F-2406 to the California Department of Community Services and Development, on behalf of the County, for \$60,000 for the Drought Water Assistance Program for the period April 1, 2015 to December 31, 2015; and  
b. Approve and authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget Unit 008-5010-SOC007-8257 to increase estimated revenues and appropriations by \$200,000.  
(4/5th vote required)

**Attachments:** [Board Report](#)  
[DWAP State Agreement](#)  
[14-817-VITA Board Report and Order](#)

### **Criminal Justice**

15. Authorized advance step placement of Kevin Oakley at Step 5 of the Chief Deputy Sheriff salary range effective January 10, 2015 in accordance with Personnel, Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5.

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

### **General Government**

16. Authorize the Auditor-Controller to increase revenue (001-1520-8065-EME001-5870) and appropriations (001-1520-8065-EME001-7531) in the Department of Emergency Communications Fiscal Year 2014/15 adopted budget by \$476,502.82 (4/5th vote required) for the purchase of E9-1-1 Customer Premise Equipment using State Emergency Telephone Number Account (SETNA) funds.

**Attachments:** [Board Report](#)  
[Attachment1-CPEfundingallotment.pdf](#)  
[Attachment2-CPE System Acceptance Letter.pdf](#)  
[Attachment3-Proof Of Reimbursement.pdf](#)

### **RMA - Public Works**

17. a. Approve an Operating Transfer Out from the FY 2014-15 Adopted Budget for Capital Projects, Fund 402-3000-8174-7614-RMA014 in the amount of

\$67,454 to County Service Area No. 75 - Chualar Fund 093-3000-8198-RMA088 (4/5th vote required); and  
b. Authorize the Auditor Controller's Office to incorporate approved modifications in the FY 2014-15 Budget.

**Attachments:** [Board Report](#)  
[Board Order 14-926 - Increase Appn](#)

18. a. Authorize an increase to the contract contingencies in the amount of \$35,000 for additional safety items for the Castroville Boulevard Pavement Delineation Project, Project No. 14-142765, State Project No. 0513000081L-N, Federal Aid Project No. HRRRL-5944(114) (4/5th vote required); and  
b. Ratify the Director of Public Works' approval of Change Order No. 1 in the amount not to exceed \$53,021 with Central Striping Service, Inc., for the Castroville Boulevard Pavement Delineation, Project No. 14-142765, State Project No. 0513000081L-N, Federal Aid Project No. HRRRL-5944(114).

**Attachments:** [Board Report](#)  
[Project Budget](#)  
[Contract Change Order No. 1](#)  
[Location Map](#)

19. a. Approve and authorize the Director of Public Works, or his designee, to execute five Customer Work Order Agreements with the Association of Monterey Bay Area Governments to receive energy rebate payments from the Association of Monterey Bay Area Governments Energy Watch Program related to the Energy Efficiency Measure Phase 1 Outdoor Lighting project for the Agricultural Commissioner at 1428 Abbott Street, Salinas; Coastal Commission at 2620 1st Avenue, Marina; RMA - Public Works at 855 East Laurel Drive, Salinas; Salinas Animal Shelter at 160 Hitchcock Road, Salinas; and Social Services at 1281 Broadway Avenue, Seaside; and  
b. Approve and authorize the Director of Public Works, or his designee, to apply for and execute future agreements to receive rebates associated with future Energy Efficiency projects upon approval by County Counsel as to form and legality.

**Attachments:** [Board Report](#)  
[Project Budget](#)  
[Energy Efficiency Proposal Ag Commissioner](#)  
[Energy Efficiency Proposal Coastal Commission](#)  
[Energy Efficiency Proposal RMA-Public Works](#)  
[Energy Efficiency Proposal Salinas Animal Shelter](#)  
[Energy Efficiency Proposal Social Services](#)  
[Location Map](#)

20. a. Approve a Professional Services Agreement with TRC Engineers, Inc. to provide bridge design services for Hartnell Road Bridge Replacement, County Bridge No. 209, under Request for Qualifications #10490, in an amount not to exceed \$554,470 for a period of three (3) years, with the option to extend the Agreement for two (2) additional one (1) year period(s); and
- b. Approve a Professional Services Agreement with TRC Engineers, Inc. to provide bridge design services for Johnson Road Bridge Replacement, County Bridge No. 106, under Request for Qualifications #10490, in an amount not to exceed \$579,267 for a period of three (3) years, with the option to extend the Agreement for two (2) additional one (1) year period(s); and
- c. Authorize the Contracts/Purchasing Officer to execute the Professional Services Agreements and future amendments that do not significantly alter the scope of work or change the approved amount of the Agreements.

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

[Att. 1 TRC Engs.Inc PSA -Hartnell Road bridge](#)

[Att. 2 TRC Engs.Inc PSA Johnson Road bridge](#)

[Att. 3 Projects Budgets](#)

[Att.4 Location Maps](#)

21. Approve and authorize the Chair to sign Contract to Purchase a Public Utility Easement in the amount of \$550 from Karren, Hendrix, Stagg, Allen & Company, a Utah Professional Corporation, as Trustee of the Vivian Vicondo Revocable Living Trust (APN 133-211-005) (Public Utility Easement “N”) for the Moss Landing Rule 20A Underground Utility District Project in the Community of Moss Landing.

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

[Contract Purchase PUE N Vicondo Trust](#)

22. Adopt a resolution to certify the Final Supplemental Environmental Impact Report for the Monterey County Government Center East and West Wings Renovation Project.

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

[Resolution](#)

[Attach 1 Draft EIR July 2003 and Final EIR October 2003](#)

[Attach 2 SEIR](#)

[Attach 3 FSEIR Comments Ltrs Responses](#)

[Attach 4 HRRB Minutes](#)

## **Addendum**

23. Monterey County Board of Supervisor’s Addendum Agenda for Tuesday, April 14, 2015.

**ADDENDUM**

**Add Under Ceremonial Resolutions**

- 4.1 Adopt Resolution Proclaiming Saturday, April 18, 2015 as Monterey County Clean-Up Day in Monterey County and call upon residents, as well as public and private organizations, to participate in Clean-Up Day events in the cities and unincorporated areas throughout the County.  
(Full Board)