

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, March 10, 2015

9:00 AM

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

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

Note: Pursuant to California Government Code Section 54953, Supervisor Potter may participate in the Closed Session Agenda items via teleconference from: Club Quarters in Washington DC, Hotel contact details 839 17th St NW Washington, DC 20006

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:

Pursuant to California Government Code Section 54953, Supervisor Potter may participate in the Closed Session Agenda items via teleconference from: Club Quarters in Washington DC, Hotel contact details 839 17th St NW Washington, DC 20006”

a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding ~~one matter~~ three matters of significant exposure to litigation.

(ADDED VIA ADDENDUM)

b. 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

c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding recruitment for the position of Resource Management Agency Director.

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

(1) Joseph M. Banuelos, Jr. v. County of Monterey; Scott Miller, Sheriff, in his official and individual capacities; et al. (Monterey Superior Court case no.

M129772)
(ADDED VIA ADDENDUM)

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

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 Resolutions

3. Adopt Resolution Designating the Week of April 19 - April 25, 2015, as National Crime Victims' Rights Week in Monterey County. (Full Board)

Attachments: [National Crime Victims' Rights Week Ceremonial Resolution](#)

- 3.1 Adopt Resolution recognizing Sol Treasures as the recipient of the King City Chamber of Commerce and Agriculture 2014 Business of the Year Award. (Supervisor Salinas)
(ADDED VIA ADDENDUM)

Attachments: [Sol Treasures King City Chamber of Commerce and Ag 2014 Business of the Y](#)

- 3.2 Adopt Resolution recognizing Gerry Ramirez as the recipient of the King City Chamber of Commerce and Agriculture 2014 Friend of the Community Award. (Supervisor Salinas) (ADDED VIA ADDENDUM)

Attachments: [2014 Friend of the Communiy Award - Ramirez](#)

- 3.3 Adopt Resolution recognizing Robert Cullen as the recipient of the King City Chamber of Commerce and Agriculture 2014 Citizen of the Year Award. (Supervisor Salinas)

(ADDED VIA ADDENDUM)

Attachments: [2014 Citizen of the Year Award - Cullen](#)

Other Board Matters

4. Board Comments
5. CAO Comments and Referrals

Attachments: [Referrals 031015](#)

6. General Public Comment

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.

10:30 A.M. - Scheduled Matters

7.
 - a. Receive and accept the Monterey County Financial Forecast, which assesses the County's fiscal condition for the current year and three forecast years (FY 2015-16 through FY 2017-18); and
 - b. Approve the recommended actions as outlined in the Monterey County Financial Forecast.

Attachments: [Board Report](#)
[Three-Year Forecast - Final](#)

12:00 PM - Recess to Lunch

1:30 PM - Reconvene

Roll Call

1:30 P.M. - Scheduled Matters

8. Receive an oral presentation from Monterey County Military and Veterans Affairs Office on how performance measures are used as a management tool.

Attachments: [Board Report](#)

9. Provide direction to staff on a preferred option regarding the operation of the Permit Streamlining Task Force. Staff has identified three options for the Board to consider:
 - a. Take no action, and the Permit Streamlining Task Force would continue to operate as a volunteer private group that advises County staff on land use permit

- process issues (operation, organization, fees) but has no official role with the County; or
- b. Direct staff to return for formal Board action officially forming a group with Board-appointed members; or
 - c. Take no action, and the Permit Streamlining Task Force decides on its own to disband.

Attachments: [Board Report](#)
[Exhibit A-2006 Article](#)

10.

Consider a Resolution to:

- a. Approve an application to add the entirety of Assessor's Parcel Number 423-111-010-000 (160 acres) to existing Agricultural Preserve Land Conservation Contract No. 69-28a and amend Contract No. 69-28a; and
- b. Approve a Lot Line Adjustment between three (3) legal lots of record, two (2) of which are subject to Land Conservation Contract No. 69-28a, established by County Resolution No. 69-35-28, and Assessor's Parcel Number 423-111-010-000, with a net increase in acreage under Williamson Act Contract of 160 acres; and
- c. Authorize the Chair to execute Amendment to Contract No. 69-28a to add 160 acres to Agricultural Preserve No. 69-28a and a new or amended Land Conservation Contract or Contracts as applicable to the reconfigured lots only and execute a new or amended Land Conservation Contract or Contracts for the reconfigured lots between the County and the property owner(s) of record, reflecting the new legal descriptions and, current ownership interests; and
- d. Direct the Clerk of the Board to record the Amendment to Contract No. 69-28a to add 160 acres to Agricultural Preserve No. 69-28a upon execution by the parties and submittal of recording fees by the property owner(s) of record; and,
- e. Direct the Clerk of the Board to record the new or amended Contract or Contracts for the reconfigured lots after Certificates of Compliance for the reconfigured lots have been recorded and recording fees for said new or amended Contract or Contracts have been submitted by the property owner(s) of record. (Lot Line Adjustment - PLN140484/Anthony Lombardo and the Anthony L. Lombardo Separate Property Trust Dated September 28, 2007, Hare Canyon Road, San Miguel, California, South County Area Plan)

Attachments: [Board Report](#)
[Attachment A - Discussion](#)
[Attachment B - Draft Board Resolution](#)
[Attachment C - Vicinity Map & Lot Line Adjustment Maps](#)
[Attachment D - Application for inclusion of APN](#)
[Attachment E - Board Resolution No. 03-383](#)

Adjournment

Supplemental Sheet, Consent Calendar**Health Department**

11. Authorize the Health Department to serve as the primary contact with the California HealthCare Foundation (CHCF) for County of Monterey to act as a beta test county for CHCF's Health Data for Local Policymaking initiative, beta testing to begin following approval of Board of Supervisors for up to twelve (12) months.

Attachments: [Board Report](#)

12. a. Authorize the Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-12725 with Milhous Children's Services, Inc. to revise the Business Associate Agreement; and
b. Authorize the Director of Health to execute Amendment No. 1 to add board and care services; and
c. Authorize the Director of Health to execute Amendment No. 1 to increase FY 2014-15 by \$474,192, FY 15-16 by \$474,192, and FY 2016-17 by \$474,192, for a new total Agreement amount not to exceed \$2,279,966.

Attachments: [Board Report](#)

[Milhous_Amdt#1 to A-12725_FY14-15.pdf](#)

[Fully Executed Milhous Agreement FY 2014-17 and BO.pdf](#)

Department of Social Services

13. Approve and authorize the Contracts/Purchasing Officer to execute a Sublease Agreement A-4758-001 Amendment No (1) , effective February 20, 2015, with the State of California, acting by and through the Director of the Department of General Services for approximately 4,380 net usable square feet of space at 730 LaGuardia Street, Salinas, California, for the purpose of providing a joint partnership training facility between the Department of Social Services-Office for Employment Training and State of California's Employment Development Department.

Attachments: [Board Report](#)

[Sublease Agreement](#)

[Location Map](#)

Criminal Justice

14. a. Approve the amendment of the Fiscal Year 2014-15 Sheriff's Office budget 2300-8273 to reallocate one (1.0) FTE Executive Director-Administrative Bureau to one (1.0) FTE Chief Deputy Sheriff effective January 10, 2015;
b. Approve the amendment of the Fiscal Year 2014-15 Sheriff's Office budget

2300-8273 to add one (1.0) FTE Administrative Secretary-Confidential effective January 5, 2015; and

c. Approve the authorization of the County Administrative Office to incorporate the changes in the Fiscal Year 2014-15 Sheriff's Adopted Budget.

Attachments: [Attachment A](#)

15. Approve yearly update to the application, criteria and disqualifiers recommended by the Probation Department for the Supervised Home Confinement Program, as mandated by Penal Code §1203.016(d)(1).

Attachments: [Board Report](#)
[Application for SHC](#)
[Application for SHC \(Spanish\)](#)

General Government

16. a. Authorize an increase in estimated appropriations in the amount of \$350,000 in the Economic Development Department's Inclusionary Housing Fund appropriations Unit 009-8208-DEO002; and
b. Authorize the Auditor-Controller to amend the FY 2014-15 Economic Development Department Community Development adopted budget, Fund 009, Unit 8208 and Appropriation Unit DEO002, to increase estimated appropriations by \$350,000. (4/5th vote required).

Attachments: [Board Report](#)

17. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Economic Development Department.

Attachments: [Board Report](#)
[Attachment A. Proposed Resolution](#)
[Attachment B. COI EDD Strikethrough](#)
[Attachment C. COI EDD Clean Version](#)

18. Adopt a resolution to approve amendments to the Conflict of Interest Code of the Treasurer - Tax Collector's Office of the County of Monterey.

Attachments: [Board Report](#)
[Draft Resolution-Conflict of Interest Code Treasurer-Tax Collector.pdf](#)
[Conflict of Interest Code Treasurer-Tax Collector-Clean Copy.pdf](#)
[Conflict of Interest Code Treasurer-Tax Collector-Marked-up Version.pdf](#)

19. Approve the recommended County Financial Policies containing countywide financial principles and strategies for building the Fiscal Year (FY) 2015-16 Recommended Budget and ongoing fiscal management.

Attachments: [Board Report](#)
[General Financial Policies FY 2015-16](#)

RMA - Public Works

20. a. Approve Agreement with Kitchell/CEM, Inc., to provide Facility Assessments for County Buildings, Project 8526, RFP#10492, in an amount not to exceed \$165,000, for a period of six (6) months beginning with the execution of the Agreement with the option to extend the Agreement for three (3) months, in accordance with the terms and conditions of the Agreement; and
- b. Authorize the Contracts/Purchasing Officer to execute the Agreement and up to three future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Attachments: [Board Report](#)
[Agreement with Kitchell/CEM Inc](#)
[Project Budget](#)
[Attachment A-List of County Facilities To Be Assessed](#)
[Attachment B-List of Facilities not Assessed](#)

21. Acting on behalf of County Service Area No. 66 - Oak Tree Views:
- a. Approve an increase in appropriations of \$15,000 in the FY 2014-15 Adopted Budget for Resource Management Agency County Service Area No. 66 - Oak Tree Views Fund 087-3000-8198-6835-RMA083 to pay for additional open space mowing, fence repair and tree removal work (4/5th vote required); and
- b. Authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget for Resource Management Agency County Service Area No. 66 - Oak Tree Views RMA Appropriation Unit 8198, RMA083 to increase appropriations in the amount of \$15,000 where the Resource Management Agency RMA083 Unassigned Fund Balance of \$15,000 is the financing source to balance the appropriation increase.

Attachments: [Board Report](#)
[Agreement A-07513](#)
[FY 2014-15 Projected Budget](#)
[Budget Increase Needs](#)
[Location of Open Space Mowing](#)
[Location Map](#)

22. a. Approve a Professional Services Agreement with TRC Engineers, Inc. to provide bridge design services for Gonzales River Road Bridge Replacement, County Bridge No. 309, under Request for Qualifications #10490, in an amount not to exceed \$999,823 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 Bradley Road Bridge Scour Repair, County Bridge No. 448, under Request for Qualifications #10490, in an amount not to exceed \$495,247 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. Approve a Professional Services Agreement with TRC Engineers, Inc. to provide bridge design services for Robinson Road Bridge Scour Repair, County Bridge No. 503, under Request for Qualifications #10490, in an amount not to exceed \$496,669 for a period of three (3) years, with the option to extend the Agreement for two (2) additional one (1) year period(s); and
- d. 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 Gonzales Bridge](#)

[Att 2 TRC PSA Bradley Bridge](#)

[Att 3 TRC PSA Robinson Bridge](#)

[Att 4 Project Budgets - 3 Bridges](#)

[Att 5 Project Budgets - Johnson & Hartnell](#)

[Att 6 Location Maps](#)

23. Monterey County Board of Supervisors Addendum for Tuesday, March 10, 2015.

ADDENDUM

Add to Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
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- d. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
- (1) Joseph M. Banuelos, Jr. v. County of Monterey; Scott Miller, Sheriff, in his official and individual capacities; et al. (Monterey Superior Court case no. M129772)
- e. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

Add Under Ceremonial Resolutions

- 3.1 Adopt Resolution recognizing Gerry Ramirez as the recipient of the King

City Chamber of Commerce and Agriculture 2014 Friend of the Community Award. (Supervisor Salinas)

- 3.2 Adopt Resolution recognizing Robert Cullen as the recipient of the King City Chamber of Commerce and Agriculture 2014 Citizen of the Year Award. (Supervisor Salinas)
- 3.3 Adopt Resolution recognizing Sol Treasures as the recipient of the King City Chamber of Commerce and Agriculture 2014 Business of the Year Award. (Supervisor Salinas)