

# Monterey County

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



## Meeting Agenda - Final-revised

**Tuesday, September 25, 2018**

**9:00 AM**

**As of 2:50 p.m.**

### **Board of Supervisors.**

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

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 interpreter 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 the corresponding Board Report.**

**PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. Timing of public comment shall be at the discretion of the Chair.**

**See separate Agendas for the Board of Supervisors of the Monterey County Water Resource Agency and the Special Joint Meeting of the BOS of the MoCo Water Resource Agency and the MoCo Water Resources Agency Board of Directors.**

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

**Roll Call**

**Additions and Corrections for Closed Session**

*County Counsel 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.*

**Adjournment to Closed Session**

*Closed Session may be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, announced by the Chairperson of the Board. 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 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) Robert Empasis, Workers Compensation Appeals Board case no. AD3746346
    - (2) William Hija, Workers Compensation Appeals Board case no. ADJ10130897
    - (3) Nelson Rodriguez, Workers Compensation Appeals Board case no. ADJ9184017
  - b. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding ~~one~~ two matters of potential initiation of litigation. (REVISED VIA SUPPLEMENTAL)
  - 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 54957.6, the Board will provide direction to negotiators:

(1) Designated representatives: Irma Ramirez-Bough and Brette Neal  
Employee Organization(s): SEIU Unit H

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

f. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the Chief Executive Officer Natividad Medical Center.

g. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.

h. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.

i. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the Public Defender.

j. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the Civil Rights Officer.

## **10:30 A.M. - Reconvene for Public Agenda Items**

### **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 a Resolution proclaiming September 28 through October 14, 2018 as The Eighteenth Annual Binational Health Week. (Full Board)

**Attachments:** [18th Annual Binational Health Week- Ceremonial Resolution](#)

4. Adopt a Resolution proclaiming the month of September 2018 as National Recovery Month in Monterey County. (Full Board)

**Attachments:** [National Recovery Month- Ceremonial Resolution](#)

5. Adopt Resolution Recognizing Commander Henry Gomez upon his retirement from Public Service to the Salinas Police Department. (Full Board)

**Attachments:** [Commander Henry Gomez - Ceremonial Resolution](#)

### **Special Presentation: Monterey County Flag Selection**

*(REVISED VIA SUPPLEMENTAL)*

### **Special Presentation and Ceremonial Resolution: Native American Heritage Month**

**A special ceremony declaring September 2018 as "Native American Heritage Month" in Monterey County. A special presentation by Muwekma to offer traditional native songs of the Monterey Bay, and comments from Ohlone Esselen Tribal Chair Louise Miranda.**

- 5.1 Adopt resolution declaring September 2018, as "Native American Heritage Month" in Monterey County. (Full Board) (ADDED VIA ADDENDA)

**Attachments:** [Native American Heritage Month- Ceremonial Resolution](#)

### **Appointments**

6. Appoint Kadidia Cooper to the East Garrison Community Service District Advisory Committee to fill a vacant term ending January 1, 2020. (Supervisor Parker)

**Attachments:** [Notification to Clerk - Cooper](#)

7. Appoint Efrem Valentin to the East Garrison Community Service District Advisory Committee for a term ending January 31, 2018. (Supervisor Parker)

**Attachments:** [Notification to Clerk - Valentin](#)

8. Appoint Cristina Sotelo to the Monterey County Children & Families Commission (aka - First 5 Monterey County) for a term ending September 25, 2021. (Full Board)

**Attachments:** [Notification to Clerk - Sotelo](#)

9. Appoint Julia Pederson, MD to the Monterey County Children & Families Commission (aka - First 5 Monterey County) for a term ending September 21, 2021. (Full Board)

**Attachments:** [Notification to Clerk - Pederson](#)

10. Appoint Ray Brown to the East Garrison Community Service District Advisory Committee to fill a vacant term ending January 1, 2020. (Supervisor Parker)

**Attachments:** [Notification to Clerk - Brown](#)

- 10.1** Reappoint Cynthia M. Buhl to the County Service Area No. 50 Advisory Committee with a term ending January 1, 2021. (Supervisor Adams)
- Attachments:** [Notification to Clerk - Buhl](#)
- 10.2** Appoint Pastor Rich Coffelt to the Planning Commission to fill a vacancy with a term ending January 23, 2019. (Supervisor Phillips)
- Attachments:** [Notification to Clerk - Coffelt](#)
- 11.** Appoint two members of the Board of Supervisors to serve on an Ad Hoc Tenant Commissioner Selection Committee for the Housing Authority of the County of Monterey.
- Attachments:** [Board Report](#)

### **Other Board Matters**

- 12.** Board Comments
- 13.** CAO Comments and Referrals
- Attachments:** [Referrals 9-25-18](#)
- 14.** General Public Comments

*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**

- 15.** Adopt a Resolution to:
- Approve the County of Monterey Internal Audit Policies
  - Amend the Role and Responsibilities for the Budget Committee to establish oversight responsibilities of the internal audit program within the County of Monterey
  - Authorize the Auditor-Controller to amend the FY 2018-19 Adopted Budget, to increase appropriations by \$130,443 in the Auditor-Controller's Office (001-1110-8375-AUD001) to extend a Chief Deputy Auditor-Controller position for nine months, financed by a reduction of \$130,443 to the appropriation for contingencies (001-1050-8034-CAO020) (4/5ths vote required).
  - Authorize the Auditor-Controller to amend the FY 2018-19 Adopted Budget, to increase appropriations by \$200,000 in the County Administrative Office, Other General Expenditures unit (001-CAO014-8039-6601), to establish a budget for the

Budget Committee, financed by a reduction of \$200,000 to the appropriation for contingencies (001-1050-8034-CAO020) (4/5ths vote required).

**Attachments:** [Board Report](#)  
[Attachment 1 - MoCo Internal Auditor Policies](#)  
[Attachment 2 - Budget Committee Roles and Responsibilities - Sep 2018](#)  
[Attachment 3 - Resolution](#)

## **12:00 P.M. - Recess to Lunch**

## **1:30 P.M. - Reconvene**

## **Roll Call**

## **1:30 P.M. - Scheduled Matters**

### **15.1**

1. Consider approval of a memorandum of understanding (MOU) between the County of Monterey and the City of Salinas re: coordination of responsibilities related to establishment of a homeless shelter, permanent supportive/transitional housing and a temporary warming shelter in the City of Salinas.
2. Authorize the Assistant County Administrative Officer - IGLA to sign the MOU on behalf of the County.
3. Authorize the County of Monterey to work with the City of Salinas and Continuum of Care to seek funding from the Homeless Emergency Aid Program (HEAP) for construction and operation of a homeless shelter at 855 East Laurel Drive, Salinas.
4. Authorize the County of Monterey to work with the City of Salinas and Continuum of Care to seek funding from HEAP to continue operation of the temporary warming shelter at 111 West Alisal Street, Salinas until the shelter at 855 East Laurel Drive is operational.
5. Authorize the allocation of \$160,000 from General Fund contingencies to continue operation of the temporary warming shelter until March, 2019.
6. Request that the City of Salinas participate in cost sharing related to operation of the temporary warming shelter and CEQA/Design work necessary to expedite shelter construction at 855 East Laurel Drive, Salinas.
7. Approve and authorize the Auditor-Controller to increase appropriations in the Adopted FY 18/19 Community Programs Budget 001-5010-SOC004-8258 in the amount of \$160,000; financed by a decrease in appropriations in CAO-General Fund Contingencies 001-1050-8034-CAO020 (4/5ths vote required). (ADDED VIA ADDENDA)

**Attachments:** [Board Report](#)  
[Homeless Shelter City-County agreement Salinas Final Edits](#)  
[DRAFT 18-975 Resolution](#)



**16.****PLN130339 - COLLINS - Continued from July 24, 2018**

Public hearing to adopt a resolution to deny the request by applicant (Collins/PLN130339) to amend the Monterey County Local Coastal Program to rezone applicant's 30-acre property, without prejudice to applicant to reapply for the rezone following a judicial determination that the Conservation and Scenic Easement Deed is no longer in effect.

**Proposed CEQA Action:** Statutorily exempt per Public Resources Code Section 21080(b)(5) and CEQA Guidelines Section 15270(a).

**Project Location:** 83 Mt. Devon Road, Carmel (APN: 241-021-007-000), Carmel Area Land Use Plan

**Attachments:** [Board Report](#)  
[Attachment A - Draft Resolution](#)

**16.1**

- a. Consider County recommendations to the Fort Ord Reuse Authority (FORA) regarding the FORA Transition Plan, including:
1. A request for legislation to extend FORA through 2028, with certain modifications and a gradual transition of duties to successor agencies;
  2. The preliminary recommendations of the Fort Ord Committee on the Transition Plan; and
- b. Provide direction to staff. (ADDED VIA ADDENDA)

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

**Adjournment**

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

17. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Third Amendment to the Professional and Call Coverage Services Agreement (A-12752) with Monterey Spine and Joint, PC, a California professional corporation to provide neurosurgery services at NMC, extending the term by twelve months (October 1, 2018 to September 30, 2019) and adding \$600,000 for a revised not to exceed amount of \$2,950,000 for the full term of the Agreement October 1, 2014 to September 30, 2019; and
- b. Authorize the Deputy Purchasing Agent for NMC 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 (\$125,000) and do not significantly change the scope of work.

**Attachments:** [Board Report](#)  
[Monterey Spine & Joint Agreement.pdf](#)  
[Monterey Spine & Joint First Amendment.pdf](#)  
[Monterey Spine & Joint Second Amendment 09302018.pdf](#)  
[Monterey Spine & Joint Third Amendment.pdf](#)

18. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with Monarch Medical Technologies, LLC for glucose management system enterprise software subscription at NMC for an amount not to exceed \$190,015 for the term October 1, 2018 through September 30, 2021.
- 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%) (\$19,001) of the original cost of the agreement.

**Attachments:** [Board Report](#)  
[Monarch Medical Technologies LLC Agreement.pdf](#)

19. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Clean Harbors Environmental Services, Inc. for waste transportation and disposal services of rendered non-retrievable and unusable pharmaceutical waste on an as-needed basis at NMC for an amount not to exceed \$3,500 with an agreement term October 1, 2018 through September 31, 2019.
- 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%) (\$350.00) of the original cost of the agreement

**Attachments:** [Board Report](#)  
[Clean Harbors Environmental Services Inc Agreement.pdf](#)

20. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with West Interactive Services Corporation for patient notification services at NMC for an amount not to exceed \$100,000 with an agreement term October 1, 2018 through September 30, 2023.
- b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard indemnification, insurance and limitations on liability provisions within the agreement.

**Attachments:** [Board Report](#)  
[West Interactive Services Corporation Agreement.pdf](#)

## **Health Department**

21. a. Approve and Authorize the Director of Health or Assistant Director of Health to sign a Memorandum of Understanding with Oregon Community Health Information Network, Inc. (OCHIN) to participate in the Back on Track study, which will evaluate the impact of Medicaid reimbursement policies for treatments for back and neck pain, including various restrictions on long-term opioid prescribing and variable coverage for non-drug treatments, effective October 1, 2018; and
- b. Accept a \$2,900 clinic impact fee from OCHIN once the study activities are completed.

**Attachments:** [Board Report](#)  
[MOU\\_OCHIN Back on Track Study](#)

22. a. Accept a \$5,000 Grant Award from the Tides Foundation, at the recommendation of the Center for Care Innovations (CCI), in partnership with the California Health Care Foundation, to support the Health Department's role as a Technology Hub participant to collaborate, test, learn, and share about technologies that bring value to care delivery to safety net health systems; and
- b. Authorize the Director of Health or Assistant Director of Health to accept the Terms and Conditions of Grant No. 1806-52621, on behalf of the Health Department, Clinic Services Bureau in the amount of \$5,000, effective upon acceptance of the Grant Award payment.

**Attachments:** [Board Report](#)  
[Terms&Conditions\\_CCI-Tides Foundation-pre-BOS](#)

23. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 1 to Standard Agreement A-13554 with EVALCORP to extend the term for an additional twenty-one (21) months for a revised term of May 31, 2017 through June 30, 2020, and add \$169,875 for a revised total Agreement amount not to exceed \$314,875.

**Attachments:** [Board Report](#)  
[Evalcorp Amend No. 1](#)  
[EVALCORP Agreement A-13554\\_20175031-20180930](#)

24. Approve and authorize the Director of Health or Assistant Director of Health to sign Amendment No. 4 to Agreement A-12759 with the California Department of Public Health in the amount of \$46,667, for a revised total Agreement of \$1,046,667, for the period January 1, 2015 to September 30, 2018, to provide services to local communities with populations at high risk for diabetes and cardiovascular disease under Domains 3 and 4, Health Systems Interventions of the 1305 Supplemental Funds in partnership with area safety net providers.

**Attachments:** [Board Report](#)  
[CDPH 14-10959 Amd 4](#)  
[CDPH 14-10959 Amd 3](#)  
[CDPH 14-10959 Amd 2](#)  
[CDPH 14-10959 Amd 1](#)  
[CDPH 14-10959 AGM](#)

### **Department of Social Services**

25. a. Approve and authorize the Director of the Department of Social Services to sign a no cost Memorandum of Agreement with the members of the Bay Area Social Services Consortium, effective upon execution until terminated by majority vote, to support implementation of Assembly Bill No. 607, known as the Community Resiliency and Disaster Preparedness Act of 2017, to support and enable “creation of mutual aid regions consisting of two or more counties to ensure there are sufficient resources necessary to continue adequate access to Social Services benefits during a disaster.”
- b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this Memorandum of Agreement where the amendments do not significantly change the scope of services.

**Attachments:** [Board Report](#)  
[Community Resiliency and Disaster Preparedness Regional MOA](#)

### **Criminal Justice**

26. Receive and accept the Annual Real Estate Fraud Report for Fiscal Year (“FY”) 2017-18 submitted by the District Attorney’s Office in accordance with California Government Code section 27388(d).

**Attachments:** [Board Report](#)  
[DA Ofc Real Estate Fraud Report FY 2017-18](#)

27. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 2 to the Professional Services Agreement with Eric Dumars for legal representation of indigent defendants in adult and juvenile criminal cases, modifying insurance provisions.

**Attachments:** [Board Report](#)  
[Amend.No2 FY19 Dumars](#)  
[Amend.No1 FY19 Dumars](#)  
[PSA FY 18 Dumars](#)

28. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 2 to the Professional Services Agreement with Roland Soltesz for legal representation of indigent defendants in adult criminal cases, modifying insurance provisions.

**Attachments:** [Board Report](#)  
[Amend.No 2 FY 19 Soltesz](#)  
[Amend.No1 FY19 Soltesz](#)  
[PSA FY 18 Soltesz](#)

### **General Government**

29. Approve and authorize the Contracts Purchasing Officer, or his designee, to execute an agreement with DELTAWRX, LLC for project management and related services for the Monterey County Next Generation Radio System Project, retroactive to July 1, 2018 through September 30, 2018, for a total not to exceed \$60,000.

**Attachments:** [Board Report](#)  
[Agreement DELTAWRX LLC](#)

30. Receive the action minutes from the March 12, April 9, May 7, and June 13, 2018 meetings of the Legislative Committee.

**Attachments:** [Board Report](#)  
[March 12, 2018 LC Action Minutes Final](#)  
[April 9, 2018 LC Action Minutes Final](#)  
[May 7, 2018 LC Action Minutes Final](#)  
[June 13, 2018 LC Action Minutes Final](#)

31. a. Approve and authorize the Treasurer-Tax Collector to sign and execute a three-year Agreement with Cummins-Allison Corp. to provide Preventative Maintenance services, effective September 28, 2018 through September 27, 2021, at a cost not to exceed \$20,316;  
b. Approve the recommendation of the Treasurer-Tax Collector to approve the following non-standard risk provisions: insurance, indemnification, and limitations on liability; and,

c. Approve and authorize the Treasurer-Tax Collector, through September 28, 2028, to sign and execute agreements containing substantially identical terms, including non-standard indemnification provisions and limitations on liability provisions, in future maintenance agreements with Cummins-Allison Corp.: (i) when the value does not exceed \$10,000 per year; (ii) where the cumulative value of all agreements entered into under the authority requested herein does not exceed \$100,000; and, (iii) subject to review and approval by County Counsel.

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

[Attachment A - Cummins Allison Corp. Services Agreement](#)

**32.**

a. Authorize the Director of Information Technology to execute an agreement with EPS Enterprises Inc. (EPS) for cloud enablement professional services, for the term of Sept 25, 2018 through December 31, 2020, for an amount not to exceed \$20,000;

b. Accept non-standard contract provisions as recommended by the Director of Information Technology;

c. Authorize the Director of Information Technology to execute order forms and change order forms as necessary to secure services as required by the County; and

d. Authorize the Director of Information Technology to sign, subject to County Counsel review, up to three (3) amendments to this Agreement, extending the term by one (1) year per amendment, provided the total of any additional cost does not exceed ten percent (\$2,000) of the original cost and where the amendments do not significantly change the scope of work and do not alter the non-standard terms of the Agreement.

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

[EPS Enterprise Agreement](#)

[EPS Enterprises Order Form](#)

**33.**

Adopt an oppose position and resolution on Proposition 5: People's Initiative to Protect Proposition 13 Savings; and a support position on Proposition 10: Affordable Housing Act, which will appear on the November 6, 2018 ballot.

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

[Exhibit A - Prop 5 Resolution](#)

[Exhibit B - Prop 5 LAO Report](#)

[Exhibit C - Prop 10 LAO Report](#)

**33.1**

Approve and authorize the County Counsel's Office to execute the attached Amendment #4, with Kennedy/Jenks Consultants, in an amount not to exceed \$110,000, for a total contract amount of \$188,500, for the period March 1, 2016 extended to September 1, 2020, to begin work on the installation of a bioventing system at Lake San Antonio required by the California State Water Resources Control Board and Regional Board ("Water Boards") to address fuel spill

remediation at the lake.

**Attachments:** [Board Report - PDF](#)  
[Amendment #4](#)  
[Original Contract](#)  
[Amendment #1](#)  
[Amendment #2](#)  
[Amendment #3](#)

### **RMA - Administration**

34. Adopt a Resolution authorizing the Director of the Monterey County Resource Management Agency to:
- a. Sign and file, for and on behalf of the County of Monterey and the San Lucas Water District, a Financial Assistance Application for a financing agreement from the State Water Resources Control Board to fund certain pre-construction activities for a project to provide a long-term reliable water supply for the San Lucas Water District and to enhance the provision and protection of the municipal drinking water supplied to consumers in the community of San Lucas; and
  - b. Provide the assurances, certifications, and commitments required for the financial assistance application.

**Attachments:** [Board Report](#)  
[Attachment A - Resolution](#)  
[Attachment B - SLWD Resolution July 12, 2018](#)  
[Attachment C - SLWD SDWSRF Scope Budget](#)

### **RMA – Public Works and Facilities**

35.
  - a. Approve Amendment No. 7 to Professional Services Agreement No. A-13815 with Quinn Power Systems to continue providing services associated with preventative maintenance and repairs on County emergency generators, and to extend the expiration date for one (1) additional year, for a revised term from July 1, 2012 through October 2, 2019 with no increase in the total not to exceed amount of \$150,000; and
  - b. Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to execute Amendment No. 7 to the Professional Services Agreement No. A-13815.

**Attachments:** [Board Report](#)  
[Attachment A - Amendment No. 7 to PSA](#)  
[Attachment B - Amendment No. 6 to PSA](#)  
[Attachment C - Amendment No. 5 to PSA](#)  
[Attachment D - Amendment No. 4 to PSA](#)  
[Attachment E - Amendment No. 3 to PSA](#)  
[Attachment F - Amendment No. 2 to PSA](#)  
[Attachment G - Amendment No. 1 to PSA](#)  
[Attachment H - PSA](#)  
[Attachment I - Summary of PSA](#)  
[Attachment J - Summary of PSA Annual Expenditures and Balance](#)

- 36.
- a. Award a contract to Telfer Oil Company, the lowest responsible bidder, for the Procurement (Delivery and Application) of Asphalt Emulsion for the Seal Coat FY19, Project No. 5519, in the total amount of \$263,079;
  - b. Approve the Performance and Payment Bonds executed and provided by Telfer Oil Company;
  - c. Approve \$26,307.90 as a contingency to provide funding for approved contract change orders;
  - d. Authorize the Resource Management Agency Director to execute the contract and, subject to the terms of the Public Contract Code, approve change orders to the contract that do not exceed, in the aggregate, \$26,307.90. Upon reaching the not-to-exceed amount of \$26,307.90, the Resource Management Agency Director shall return to the Board for further authorization; and
  - e. Authorize the Resource Management Agency Director to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when the Director determines that the contract is complete in all respects in accordance with Plans and Special Provisions for the construction of Procurement (Delivery and Application) of Asphalt Emulsion for the Seal Coat FY19, Project No. 5519, performed by Telfer Oil Company.

**Attachments:** [Board Report](#)  
[Attachment A - Contract for Public Work](#)  
[Attachment B - Project Budget](#)  
[Attachment C - Bid Summary](#)  
[Attachment D - Location Map](#)

- 37.
- Adopt a Resolution to:
- a. File and submit to the California Office of Emergency Services (Cal OES) a Subapplication for the Hazard Mitigation Grant Program for the Carmel River Floodplain and Environmental Enhancement Project; and,
  - b. Authorize the Director of the Monterey County Resource Management Agency to execute and file, for and on behalf of the County of Monterey, the Subapplication and



to provide to Cal OES the assurances and agreements required by the grant.

**Attachments:** [Board Report](#)  
[Attachment 1 - Draft Resolution](#)

## **Board of Supervisor Addenda/Supplemental**

37.1

### **ADDENDA**

#### **Add to Ceremonial Resolutions**

**5.2** A special ceremony declaring September 2018 as "Native American Heritage Month" in Monterey County.

A special presentation by Muwekma to offer traditional native songs of the Monterey Bay, and comments from Ohlone Esselen Tribal Chair Louise Miranda

#### **Add to 1:30 P.M. Scheduled Matters**

**15.1** a. Consider County recommendations to the Fort Ord Reuse Authority (FORA) regarding the FORA Transition Plan, including:

1. A request for legislation to extend FORA through 2028, with certain modifications and a gradual transition of duties to successor agencies;
  2. The preliminary recommendations of the Fort Ord Committee on the Transition Plan; and
- b. Provide direction to staff.

**16.1** Consider approval of a memorandum of understanding (MOU) between the County of Monterey and the City of Salinas re: coordination of responsibilities related to establishment of a homeless shelter, permanent supportive/transitional housing and a temporary warming shelter in the City of Salinas.

2. Authorize the Assistant County Administrative Officer - IGLA to sign the MOU on behalf of the County.
3. Authorize the County of Monterey to work with the City of Salinas and Continuum of Care to seek funding from the Homeless Emergency Aid Program (HEAP) for construction and operation of a homeless shelter at 855 East Laurel Drive, Salinas.
4. Authorize the County of Monterey to work with the City of Salinas and Continuum of Care to seek funding from HEAP to continue operation of the temporary warming shelter at 111 West Alisal Street, Salinas until the shelter at 855 East Laurel Drive is operational.
5. Authorize the allocation of \$160,000 from General Fund contingencies to continue operation of the temporary warming shelter until March, 2019.
6. Request that the City of Salinas participate in cost sharing related to operation of the temporary warming shelter and CEQA/Design work necessary to expedite shelter construction at 855 East Laurel Drive, Salinas.
7. Approve and authorize the Auditor-Controller to increase appropriations in the Adopted FY 18/19 Community Programs Budget 001-5010-SOC004-8258 in the

amount of \$160,000; financed by a decrease in appropriations in CAO-General Fund Contingencies 001-1050-8034-CAO020 (4/5ths vote required).

**SUPPLEMENTAL**

**Closed Session**

1. b. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding ~~one~~ two matters of potential initiation of litigation.

**Ceremonial Resolutions**

Special Presentation and ~~Ceremonial Resolution~~: Monterey County Flag Selection