

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, February 12, 2013

9:00 AM

**See separate agenda for Monterey County Water Resources
Agenda**

Board of Supervisors

*Chair Fernando Armenta - District 1
Vice-Chair Louis R. Calcagno - District 2
Supervisor Simón Salinas - District 3
Supervisor Jane Parker - District 4
Supervisor Dave Potter - 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 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 the corresponding Board Report.

9:00 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 ~~54956.9(a)~~ 54956.9(d), the Board will confer with legal counsel regarding existing litigation (Revised via Supplemental):
 - (1) Carmel Valley Association, Inc. v. Board of Supervisors, et al. (Monterey County Superior Court case no. M109442)
 - (2) Salinas Valley Water Coalition, et al. v. County of Monterey, et al. (Monterey County Superior Court case no. M109451)
 - (3) Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project: Application 12-04-019 (Added via Addendum)
 - b. Pursuant to Government Code section ~~54956.9(b)~~ 54956.9(e), the Board will confer with legal counsel regarding liability claims against the County of Monterey. (Revised via Supplemental)
 - (1) City of King City
 - (2) City of Marina
 - (3) City of Sand City
 - (4) Micaela Leon de Jimenez
 - (5) Norma L. Jimenez-Leon
 - (6) Hiba Adnan
 - (7) Marina Coast Water District
 - c. Pursuant to Government Code section 54957, the Board will confer with legal counsel regarding discipline, dismissal, or release of two public employees.
 - d. Pursuant to Government Code section ~~54956.9(c)~~ 54956.94(d), the Board will confer with legal counsel regarding potential initiation of litigation against the Marina Coast Water District. (Revised via Supplemental)

e. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Counsel.

f. Pursuant to section 1462 of the Health and Safety Code, the Board will receive a report and confer regarding health care facility/hospital trade secret. Discussion will concern a new program.

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 the Consent Calendar - Regular (See Supplemental Sheet)

Ceremonial Resolutions

3. Adopt Resolution honoring the Memory of Melanie Mayer Gideon, Moss Landing Community Leader. (Supervisor Calcagno) (Revised Resolution submitted via Supplemental)

Attachments: [Gideon Ceremonial Resolution](#)
[Revised Gideon Ceremonial Resolution](#)

Appointments

4. Appoint Al Chan to the Animal Control Program Advisory Board to fill an unscheduled vacancy term ending July 1, 2013. (Supervisor Potter)

Attachments: [Chan Notification to Clerk](#)

5. Appoint Mary Arnold to the Animal Control Program Advisory Board, term ending July 1, 2015. (Full Board)

Attachments: [Arnold Notification to Clerk](#)

6. Reappoint Frank Gomes to the Fish & Game Commission, term ending

February 1, 2016. (Supervisor Calcagno)

Attachments: [Gomes Notification to Clerk](#)

Other Board Matters

7. Board Comments
8. CAO Comments and Referrals

Attachments: [Referrals 021213](#)

9. 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 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

10.
 - a. Receive a report on Monterey County's Urban County program;
 - b. Conduct a Public Hearing to take comment on the potential allocation of Community Development Block Grant Program (CDBG) funds estimated to be \$800,000 in fiscal year 2013/2104; and
 - c. Create an Ad Hoc committee consisting of two Board of Supervisors members to review and recommend funding for County projects and review and comment on the Consolidated Plan documents; and
 - d. Invite a representative from the cities of Gonzales and one from Del Rey Oaks to participate on the Ad Hoc Committee to review and make recommendations for services.

Attachments: [Table A-D Project Summary Tables](#)
[CDBG - HUD Notification letter](#)
[CDBG - Attach Public Notices](#)
[Table A - Urban County Project Activities Requests](#)
[Table B - Del Rey Oaks Recommended Project](#)
[Table C - Gonzales Recommended Proj. Act.](#)
[Table D - Urban County Serv. Activities](#)

- 10.1 Consider authorizing and directing the Chief Executive Officer of Natividad Medical Center and the Director of Health to finalize ViaCare, the County's Low Income Health Program with an approximate Maintenance of Effort (non-federal share) of \$5.52 million, and 0-100% Federal Poverty Level coverage; authorizing the execution of certain agreements; and, taking other appropriate actions to implement the program. (Added via Addendum)

Attachments: [LIHP Attch A Monterey County Contract 2-4-13 clean](#)
[LIHP Attch B CCAH admin serv agreement](#)
[LIHP Attch C CCAH amendments executive summary 020713](#)
[LIHP Attch D Resolution](#)

10.2

- a. Receive a report from the Resource Management Agency-Planning regarding the proposed inland and coastal ordinances to eliminate the County's Minor and Standard Subdivision Committees and consider the Planning Commission's recommendation to the Board of Supervisors to adopt the proposed ordinances for the processing of lot line adjustments and subdivision applications; and
- b. Direct staff to return to the Board of Supervisors at a newly noticed public hearing to consider adoption of the previously proposed ordinances; or
- c. Direct staff to draft revised ordinances for the processing of lot line adjustments and subdivision applications.

[REF100014 (Inland) and REF120004 (Coastal), Options for Application Processes with the Elimination of the Minor and Standard Subdivision Committees.]

(Added via Addendum)

Attachments: [Attachment A - Discussion](#)
[Attachment B - Previously circulated Draft Ordinance -](#)
[Attachment C - Previously circulated Draft Ordinance -](#)
[Attachment D - Charts for Option 1](#)
[Attachment E - Charts for Option 2](#)
[Attachment F - Charts for Option 3](#)

10.3

1. Consider approving the Agreement to Form the Monterey Peninsula Water Supply Project Governance Committee and authorize the Chair to execute the agreement.
2. Appoint one Supervisor as a member and one Supervisor as an alternate to the Governance Committee.
3. Consider supporting, in concept, the principles of the Monterey Peninsula Regional Water Authority's Position Statement. (Added via Addendum)

Attachments: [Atch 2 MPWSP Governance Committee Agreement](#)
[Atch 1 Water Authority Position Statement 2013-01-31](#)

12:00 PM Recess to Lunch - Continue Closed Session

Roll Call**1:30 P.M. - Scheduled Matters**

11. Receive an oral and written report by the Sheriff to the 2012 Monterey County Grand Jury Interim Final Report No. 4.

Attachments: [Response to the 2012 Civil Grand Jury](#)

12. a. Consider approval of the responses to the 2012 Monterey County Civil Grand Jury Interim Final Report Nos. 4, 5, and 6; and
b. Direct the County Administrative Officer to file the approved responses with the Presiding Judge of the Superior Court, County of Monterey, by March 11, 2013.

Attachments: [GJ Interim Final Rpt No 4 - 02-12-13 - Attachment.pdf](#)
[GJ Interim Final Rpt No 5 - 02-12-13 - Attachment.pdf](#)
[GJ Interim Final Rpt No 6 - 02-12-13 - Attachment.pdf](#)

13. Public hearing to:
Consider Amendments to the 2010 Monterey County General Plan Implementing a Litigation Settlement with the Salinas Valley Water Coalition et al. **(This item to be heard after item 14)**

Attachments: [BOS Atch A und-strk SVWC](#)
[BOS Atch B Summary of amendments SVWC](#)
[BOS Atch C reso SVWC](#)
[BOS Atch D Addendum No 2 SVWC](#)
[BOS Atch E - CD of FEIR and related legislative documents](#)
[BOS Atch F Addendum No 1 CVA](#)
[BOS Atch G SVWC amended petition](#)
[BOS Atch H Settlement Agreement full executed](#)
[BOS Atch I PC reso](#)

14. Public hearing to:
Consider Amendments to the 2010 Monterey County General Plan (Carmel Valley Master Plan) Implementing a Litigation Settlement with the Carmel Valley Association. **(This item to be heard before item 13)**

Attachments: [BOS Attch A CVA und-strk](#)
[BOS Attch B CVA summary](#)
[BOS Attch C reso CVA rev 2 \(2\)](#)
[BOS Attch D Addendum No 1 CVA](#)
[BOS Attch E - CD of FEIR and related legislative documents](#)
[BOS Attch F CVA petition](#)
[BOS Attch G Settlement agreement full executed](#)
[BOS Attch H LUAC min](#)
[BOS Attch I PC reso CVA](#)

15.

Public hearing to:

Adopt a resolution finding that a Public Convenience or Necessity (PCN) will be served by the issuance of a Type 21 (Off-Sale General) and a Type 42 (On-Sale Beer and Wine - Public Premises) license by the Department of Alcoholic Beverage Control (ABC) to BevMo located within the Carmel Rancho Shopping Center at 26538 Carmel Rancho Boulevard, Carmel, for sale of alcoholic beverages, pursuant to California Business and Professions Code Section 23958.4.

(PLN120769/Bucquet (BevMo) Carmel Rancho Shopping Center, 26538 Carmel Rancho Boulevard, Carmel, Carmel Valley Master Plan)

Attachments: [Attachment A - Project Discussion](#)
[Attachment B - Board Resolution](#)
[Attachment C - California Alcohol Beverage Control \(ABC\)](#)
[Attachment D - Letter from County Sheriff's Department](#)
[Attachment E - Letter Requesting a Public Convenience or Necessity Determination](#)
[Attachment F - Opposition Letters](#)
[Attachment G - Response from BevMo! to Opposition Letters](#)
[Attachment H - Support Letters](#)
[Attachment I - Vicinity Map](#)

Adjournment

In Memory of Lucille Scattini

Supplemental Sheet, Consent Calendar**Health and Social Services**

16. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 3 to Agreement A-11744 with Valley Health Associates providing narcotic recovery services to increase the Agreement amount by \$17,529 in FY 2012-13 for a new total Agreement amount not to exceed \$609,784.

Attachments: [VHA 2010-13 Amend 3 Draft.pdf](#)

17. Approve and authorize the Director of Health to sign Amendment No. 1 to the Mental Health Services Agreement A-12373 with Crestwood Behavioral Health, Inc. for the provision of mental health services to adults with severe psychiatric disabilities. Amendment No. 1 extends the termination date to June 30, 2014, revises the Scope of Services and Payment and Billing Provisions, and increases Fiscal Year (FY) 2012-13 annual amount by \$148,240 and FY 2013-14 annual amount by \$397,850 for a revised total Agreement amount not to exceed \$601,024.

Attachments: [Crestwood BH Amendment No 1.pdf](#)

18. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign County Purchase MT-FDC-01-2013 with the California Statewide Automated Data Government Solutions(SAWS) Consortium IV (C-IV), under Joint Powers Agreement amended in 2010, and the C-IV MOU executed on April 27, 2010 to add support in establishing and implementing new C-IV Contact Center business processes in an amount not to exceed \$149,860 during the period February 1, 2013 - August 30, 2013; and
b. Authorize the Director of the Department of Social and Employment Services, or his designee, to sign up to three (3) amendments to this agreement, where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work.

Attachments: [First Data Gov. Solutions](#)

19. a. Approve and authorize the Director of Health to sign a Mental Health Services Agreement (February 27, 2012-June 30, 2012, FY 2012-13 and FY 2013-14) with the Devereux Foundation through its Devereux Texas Treatment Network for the provision of mental health services in the amount of \$47,092.50 for FY 2011-12, \$137,510.10 for FY 2012-13 and \$137,510.10 for FY 2013-14, for a total of \$322,112.70, for the period February 27, 2012 through June 30, 2014; and
b. Authorize the Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) of the annual amount, which does not significantly alter the scope of work or result in an increase to General Fund Contribution.

Attachments: [FINAL Devereux PSA 2011-14.docx](#)

20. Approve and authorize the Director of Health to sign Amendment No. 1 to Agreement No. A -11902 with Edgewood Center for Children and Families to increase the existing Agreement amount by \$494,429 for a new total amount not to exceed \$728,920.

Attachments: [FINAL Edgewood Amend 1 FY 09-12.docx](#)

21. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign Amendment #1 to Agreement #A-12272 with Hartnell College to provide additional foster and relative caregiver training to Seneca Family of Agencies for an additional \$92,802 for the period January 1, 2013 through June 30, 2013 for a not to exceed amount of \$779,842; 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 contract amount, as amended, and do not significantly change the scope of work; and
c. Approve and authorize the Auditor-Controller to amend the FY 2012-13 Department of Social Services 5010-001-8262 (SOC005) Budget to increase appropriations and estimated revenues in the amount of \$92,802 (4/5th Vote Required).

Attachments: [Hartnell agreement](#)
[Hartnell Amend](#)

22. a. Amend the Department of Social Services (DSS) Budget Unit 5010-SOC005-8262, to add thirteen (13) FTEs to meet the State provision of transferring the Healthy Families Program to the Medi-Cal Program; and
b. Authorize the County Administrative Office to incorporate the changes into the 5010- SOC005-8262 FY 2012-13 Adopted Budget to reflect the change in position counts; and
c. Approve and authorize the Auditor-Controller to amend the FY 2012-13 DSS 5010-SOC005-8262 Budget to increase appropriations and estimated revenues in the amount of \$858,547 (4/5th vote required).

Criminal Justice

23. a. Approve and authorize the Contracts/Purchasing Officer to execute Professional Services Agreements with effective terms of January 1, 2013 through December 31, 2013. The following attorneys are awarded from the Request for Qualifications (RFQ) #10379 for Legal Representation for Indigent Adult Criminal and Juvenile Delinquent Cases via the Alternate Defender's Office: Jeffrey Gobell for \$109,500 annually, Chenoa Summers for \$109,500 annually, Kelly Duncan for \$84,000 annually, Richard West for \$138,000 annually, Scott Erdbacher for \$138,000 annually, Susan Chapman for \$138,000 annually, Steve Liner for \$138,000 annually, and Jan Lindberg for \$96,000 annually, in which each Agreement term begins upon full

execution of the Agreement and ends after one full year with the option to extend each Agreement for up to three additional one year periods; and
b. Authorize the Contracts/Purchasing Officer to execute up to three (3) future Amendments to each Agreement in which there is no significant change to the scope of work or increase in cost that exceeds five percent (5%) of the original amount of the Agreement.

Attachments: [AgmtChenoaSummersRFQ10379](#)
[AgmtLinerBuckGiordanoRFQ10379](#)
[AgmtJanLindbergRFQ10379](#)
[AgmtRichardWestRFQ10379](#)
[AgmtJeffreyGobellRFQ10379](#)
[AgmtScottErdbacherRFQ10379](#)
[AgmtKellyDuncanRFQ10379](#)
[AgmtSusanChapmanRFQ10379](#)

General Government

24. Approve a Side Letter Agreement between the Monterey County Deputy Sheriff's Association (DSA) and the County of Monterey regarding the DSA Settlement Agreement.
(Moved to General Government via Supplemental)

Attachments: [Settlement Agreement_Side Letter_Final](#)

25. a. Approve Renewal and Amendment #3 to Agreement #A-11754 with California Coastal Rural Development Corporation (CCRDC) to manage the day-to-day operation of the County's Small Business Revolving Loan Fund (SBRLF); and
b. Authorize the Director of the Economic Development Department to execute the Amendment.

Attachments: [Renewal and Amendment #3 to Agreement #A-11754](#)

26. a. Accept a Community Development Block Grant (CDBG) in the amount of \$1,036,400 for (i) a Housing Acquisition/Rehabilitation activity for the Camphora Highlands Farm Labor Camp and (ii) a Planning and Technical Assistance Study for a Regional Cut Flower Transportation Consolidation Study;
b. Accept a match of \$1,820 from the California Cut Flower Commission;
c. Approve amending the Community Development Grant FY 2012-2013 adopted budget, Fund 013, Unit 8200 by increasing appropriations and revenues by \$1,038,220; and
d. Authorize the Auditor-Controller's Office to incorporate the approved appropriations and revenue modifications in the FY 2012-2013 Budget.

Attachments: [Letter from HCD and Standard Agreement Cover Page](#)

27. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the San Lucas Cemetery District.

Attachments: [Draft Resolution](#)
[Attachment B San Lucas Cemetery District COI](#)
[San Lucas Cemetery District - 1977 COI](#)
[Minutes approving COI amendments](#)

28. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Washington Union School District.

Attachments: [Draft Resolution](#)
[Attachment B Amended Conflict of Interest Code](#)
[Washington USD COI 1977](#)
[Resolution approving COI amendments](#)

29. Adopt Resolution to approve the adopted Conflict of Interest Code of the Resource Conservation District of Monterey County.

Attachments: [Draft Resolution](#)
[Resource Conservation District COI](#)
[Minutes approving COI amendments](#)

30. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the North County Fire Protection District.

Attachments: [Draft Resolution](#)
[Attachment B No. Co. Fire Protection COI - clean version](#)
[North County Fire Protection COI - strikeout version](#)
[Resolution approving COI amendments](#)

31. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Marina Coast Water District.

Attachments: [Draft Resolution](#)
[Attachment B Marina Coast Water District Conflict Of Interest code](#)
[Resolution approving amendments](#)

32. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the North Monterey County Unified School District.

Attachments: [Draft Resolution](#)
[Attachment B No. Monterey Co. USD Conflict of Interest Code](#)
[No. MoCo USD COI 1999](#)
[Minutes approving COI amendments](#)

33. Adopt Resolution to approve the amendments to the Conflict of Interest Code of

the Salinas Valley Solid Waste Authority.

Attachments: [Draft Resolution](#)
[Attachment B - SVSWA COI](#)
[SVSWA Resolution revising COI](#)
[SVSWA Ordinance amending COI](#)

34.

Adopt Resolution to:

- a. Authorize the Treasurer-Tax Collector to Sell 68 Specified Tax Defaulted Properties as set forth in the attached Exhibit A at public Auction via the Internet in Accordance with Revenue and Taxation Code section 3691 et. seq. for at least the Minimum Bid.
- b. Authorize the Treasurer-Tax Collector to Re-offer any Unsold Properties at a Reduced Minimum Bid at the Conclusion of the Sale or within a 90-day period.

Attachments: [Exhibit A](#)
[Resolution](#)

RMA - Public Works

35.

- a. Adopt Plans and Special Provisions for the Pajaro Mansion Windows, Siding, and Paint, Project No. 8545, Bid Package No. 10321; and
- b. Authorize the Director of Public Works to advertise the “Notice to Contractors” in the *Monterey County Weekly*.

Attachments: [Project Budget](#)
[Notice to Contractors](#)
[Historic Resources Review Board March 1, 2012 Minutes](#)
[Plans](#)
[Special Provisions](#)
[Location Map](#)

RMA - Planning

36.

Adopt Resolution amending Resolution No. 13-006 to remove Condition 6. (Lot Line Adjustment - PLN120746/Sea Mist Farms LLC, Desert Mist LLC, Desert Mist Farms LLC, [Sea Mist et al.] River Road, adjacent to Somavia Road, Chualar, Toro Area Plan & Central Salinas Valley Area Plan within the Agricultural and Winery Corridor Plan)

Attachments: [Attachment A - Board of Supervisors Resolution No. 13-006](#)
[Attachment B - Proposed Resolution to revise](#)
[Attachment C - Letter from Michael D. Cling, Esq.](#)

Addendum / Supplemental Tuesday, February 12, 2013

37. Addendum / Supplemental for Tuesday, February 12, 2013**ADDENDUM****Addition to Closed Session**

a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel

regarding existing litigation:

- (3) Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project: Application 12-04-019

Addition to Scheduled Items A.M.

- 10.1 Consider authorizing and directing the Chief Executive Officer of Natividad Medical Center and the Director of Health to finalize ViaCare, the County's Low Income Health Program with an approximate Maintenance of Effort (non-federal share) of \$5.52 million, and 0-100% Federal Poverty Level coverage; authorizing the execution of certain agreements; and, taking other appropriate actions to implement the program.
- 10.2
 - a. Receive a report from the Resource Management Agency-Planning regarding the proposed inland and coastal ordinances to eliminate the County's Minor and Standard Subdivision Committees and consider the Planning Commission's recommendation to the Board of Supervisors to adopt the proposed ordinances for the processing of lot line adjustments and subdivision applications; and
 - b. Direct staff on how to proceed with ordinances.
[REF100014 (Inland) and REF120004 (Coastal), Options for Application Processes with the Elimination of the Minor and Standard Subdivision Committees.]
- 10.3
 1. Consider approving the Agreement to Form the Monterey Peninsula Water Supply Project Governance Committee and authorize the Chair to execute the agreement.
 2. Appoint one Supervisor as a member and one Supervisor as an alternate to the Governance Committee.
 3. Consider supporting, in concept, the principles of the Monterey Peninsula Regional Water Authority's Position Statement.

Adjourn in Memory of

Lucille Scattini

SUPPLEMENTAL

CORRECTIONS**Correction to Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section ~~54956.9(a)~~, 54956.9(d), the Board will confer with legal counsel regarding existing litigation:
 - b. Pursuant to Government Code section ~~54956.9(b)~~, 54956.9(e) the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - d. Pursuant to Government Code section ~~54956.9(c)~~ 54956.94(d), the Board will confer with legal counsel regarding potential initiation of litigation against the Marina CoastWater District.

Correction Under Ceremonial Resolutions**3. Revised Resolution Submitted**

Adopt Resolution honoring the Memory of Melanie Mayer Gideon, Moss Landing Community Leader. (Supervisor Calcagno)

Correction to Consent Calendar**24. Move from Criminal Justice to General Government**

Approve a Side Letter Agreement between the Monterey County Deputy Sheriff's Association (DSA) and the County of Monterey regarding the DSA Settlement Agreement.