

Monterey County

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



Action Minutes - Final

Tuesday, December 12, 2017

9:00 AM

See separate agendas for Monterey County Board of Supervisors and Board of Supervisors governed Agencies and Special Districts.

Board of Supervisors

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

9:00 A.M. - Call to Order

The meeting was called to order by Chair Adams.

Roll Call

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

Additions and Corrections for Closed Session:

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following addition to Closed Session under Government Code section 54950, relating to the following items:

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

This item is related to a letter received on December 8, 2017, delivered to the Board of Supervisors and County Counsel from Miller, Starr and Regalia.

A motion was made by Supervisor Simon Salinas, seconded by Supervisor Luis Alejo to add this additional item under 1.e. on the Closed Session. **ALL AYES**

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 negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Brette Neal
Employee Organization(s): Unit R
 - (2) Designated representatives: Irma Ramirez-Bough and Brette Neal
Employee Organization(s): Units K
 - b. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) Fred R. Kais
 - (2) Jeffrey Kais
 - (3) Rjay Kais
 - (4) Adrian Kais
 - (5) Allen John Mata Kais
 - (6) Archer Kais
 - (7) Leif Charlson Kais

- (8) Salvador Lopez
- (9) Maria Lopez
- (10) Estate of Fred Mata Kais, Jr.
- (11) Estate of Edenita Mata Kais
- (12) Estate of Sulema Lopez Kais
- (13) City of Salinas

c. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel and Sheriff regarding a potential threat to the security of public buildings and services.

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

- (1) Pamela Ward v. Alexander Morrison, et al. (Monterey County Superior Court case no. 17-CV-000661)

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

CLOSED SESSION REPORT

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 negotiators:

- (1) Designated representatives: Irma Ramirez-Bough and Brette Neal
Employee Organization(s): Unit R**
- (2) Designated representatives: Irma Ramirez-Bough and Brette Neal
Employee Organization(s): Units K**

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a. (1) and (2).

b. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.

- (1) Fred R. Kais**
- (2) Jeffrey Kais**
- (3) Rjay Kais**
- (4) Adrian Kais**
- (5) Allen John Mata Kais**
- (6) Archer Kais**
- (7) Leif Charlson Kais**
- (8) Salvador Lopez**
- (9) Maria Lopez**
- (10) Estate of Fred Mata Kais, Jr.**
- (11) Estate of Edenita Mata Kais**
- (12) Estate of Sulema Lopez Kais**
- (13) City of Salinas**

CLOSED SESSION REPORT: The Board conferred with counsel and unanimously rejected the claims of (1) Fred R. Kais; (2) Jeffrey Kais; (3) Rjay Kais; (4) Adrian Kais; (5) Allen John Mata Kais; (6) Archer Kais; (7) Leif Charlson Kais; (8) Salvador Lopez; (9) Maria Lopez; (10) Estate of Fred Mata Kais, Jr.; (11)

Estate of Edenita Mata Kais; (12) Estate of Sulema Lopez Kais ; and (13) City of Salinas.

c. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel and Sheriff regarding a potential threat to the security of public buildings and services.

CLOSED SESSION REPORT: The Board took no reportable action on item 1.c.

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

(1) Pamela Ward v. Alexander Morrison, et al. (Monterey County Superior Court case no. 17-CV-000661)

CLOSED SESSION REPORT: The Board took no reportable action on item 1.d. (1).

e. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matter of significant exposure to litigation. (Additional added via Additions to Closed Session)

CLOSED SESSION REPORT: The Board took no reportable actions on item 1.e.

10:30 A.M. - Called to Order

Roll Call

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Adams.

Additions and Corrections

Remove from Scheduled Matters 10:30 A.M.

30.1 THIS IS LISTED TWICE ON THE AGENDA, IT IS ALSO 31.1

a. Make a conditional award of contract to Granite Construction Company, the lowest responsible bidder, for the Palo Colorado Road Repair Project. 621070, in the total amount of \$4,011,507 subject to funding allocation and upon proper execution of contracts, California Performance Bonds, California Payment Bond and Certificate of Insurance; or

b. Reject all bids for emergency repairs to Palo Colorado at Rocky Creek and direct staff to rebid project (ADDED VIA ADDENDUM)

Correction to Scheduled Matters 10:30 A.M.

31.1 REVISED BOARD REPORT HAS BEEN SUBMITTED AND DISTRIBUTED

a. Make a conditional award of contract to Granite Construction Company, the lowest responsible bidder, for the Palo Colorado Road Repair Project. 621070, in the total amount of \$4,011,507 subject to funding allocation and upon proper execution of contracts, California Performance Bonds, California Payment Bond and Certificate of Insurance; or

b. Reject all bids for emergency repairs to Palo Colorado at Rocky Creek and direct staff to rebid project (ADDED VIA ADDENDUM)

Correction to consent Calendar – General Government**77. A REVISED ATTACHMENT D WAS SUBMITTED AND DISTRIBUTED TO ALL SUPERVISORS**

- a. Consider approval of the Revised Response to Recommendations R 1, R 2 and R 3 to the 2016 2017 Monterey County Civil Grand Jury Interim Final Report: “Jail Crisis: Our De Facto Mental Health Facility”; Reps and
- b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey and the Grand Jury by December 20, 2017.

Remove from Consent Calendar – RMA - Administration

81. a. Approve a Five year Facility Use Agreement between Wildflower Triathlon LLC and the County of Monterey to promote and conduct the Wildflower Triathlon at Lake San Antonio South Shore for the years 2018 to 2022, with the right to negotiate a five year extension from 2022 to 2027 on terms and conditions to be mutually agreed to by the parties, if exercised by both parties;
- b. Find that the Wildflower Triathlon at the Lake San Antonio South Shore is Categorically Exempt from CEQA pursuant to Section 15304(e) of the CEQA Guidelines;
- c. Authorize the Chair of the Board to sign the Facility Use Agreement on behalf of the County; and
- d. Authorize the RMA Director, or designee to sign an annual Concession Agreement for Special Events each year (2018 2022) for the Wildflower Triathlon to address specific details on maintenance and operations pursuant to the terms of the Facility Use Agreement.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Jane Parker to approve the corrections to the agenda. **ALL AYES**

Consent Calendar

2. Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Parker pulled item 34 and commented on the item.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to approve the Consent Calendar (See Supplemental Sheet), with the exception of item 34.

ALL AYES

RE Item #34: A motion was made by Supervisor Simón Salinas, seconded by Supervisor Luis Alejo to approve item 34. **ALL AYES** (See item)

Ceremonial Resolutions

3. Adopt Resolution acknowledging the twenty-fifth anniversary of First Night Monterey and proclaiming First Night Monterey 2018 as Monterey County’s Official New Year’s Celebration. (Full Board)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-502 acknowledging the twenty-fifth anniversary of First Night Monterey and proclaiming First Night Monterey 2018

as Monterey County's Official New Year's Celebration. (Full Board) ALL AYES

4. Adopt Resolution commending Delinda Robinson, Resource Management Agency-Land Use and Community Development Senior Planner, on her retirement with thirty-six years of dedicated public service to the residents of Monterey County. (Full Board)
- A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-503 commending Delinda Robinson, Resource Management Agency- Land Use and Community Development Senior Planner, on her retirement with thirty-six years of dedicated public service to the residents of Monterey County. (Full Board) ALL AYES**
5. Adopt Resolution commending Evelyn Roman upon her retirement from Monterey County Free Libraries for 30 years of dedicated service. (Full Board)
- A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-504 commending Evelyn Roman upon her retirement from Monterey County Free Libraries for 30 years of dedicated service. (Full Board) ALL AYES**
6. Adopt Resolution honoring Juvenile Institutions Officer II Alfredo Esparza upon his retirement from the Monterey County Probation Department after twenty-one years of County Service. (Full Board)
- A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-505 honoring Juvenile Institutions Officer II Alfredo Esparza upon his retirement from the Monterey County Probation Department after twenty-one years of County Service. (Full Board)ALL AYES**
7. Adopt Resolution commending Chris Eugene Oaks upon his retirement after twenty-nine years of public service. (Full Board)
- A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-506 commending Chris Eugene Oaks upon his retirement after twenty-nine years of public service. (Full Board) ALL AYES**
8. Adopt Resolution commending Gail T. Borkowski, Clerk of the Board, on her retirement with 32 years of dedicated public service to the residents of the State of California and 17 years of service to California Clerk of the Board of Supervisors Association (CCBSA). (Full Board)
- A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-507 commending Gail T. Borkowski, Clerk of the Board, on her retirement with 32 years of dedicated public service to the residents of the State of California and 17 years of service to California Clerk of the Board of Supervisors Association (CCBSA). (Full Board) ALL AYES**
- 8.1 Adopt Resolution congratulating Terri J. Gallardo on her retirement after thirty-one years of public service. (Full Board) (ADDED VIA ADDENDA)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-508 congratulating Terri J. Gallardo on her retirement after thirty-one years of public service. (Full Board) (ADDED VIA ADDENDA) ALL AYES
Resolution was presented after the 1:30 pm reconvene.

Appointments

9. Reappoint Sheila Lee Prader to the Monterey County Historic Resources Review Board for a term ending December 31, 2020. (Supervisor Phillips)
A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Sheila Lee Prader to the Monterey County Historic Resources Review Board for a term ending December 31, 2020. (Supervisor Phillips) ALL AYES
10. Reappoint Bertha Gonzalez to the Community Restorative Justice Commission for a term ending December 31, 2020. (Supervisor Phillips)
A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Bertha Gonzalez to the Community Restorative Justice Commission for a term ending December 31, 2020. (Supervisor Phillips) ALL AYES
11. Appoint Josie Avila to the Area Agency on Aging Advisory Council to fill and unscheduled vacancy with a term ending January 1, 2019. (Full Board)
A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to appoint Josie Avila to the Area Agency on Aging Advisory Council to fill and unscheduled vacancy with a term ending January 1, 2019. (Full Board) ALL AYES
12. Appoint Barbara Hutchison to the Area Agency on Aging Advisory Council to fill an unscheduled vacancy with a term ending January 1, 2019. (Full Board)
A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to appoint Barbara Hutchison to the Area Agency on Aging Advisory Council to fill an unscheduled vacancy with a term ending January 1, 2019. (Full Board) ALL AYES
13. Appoint Tyller Williamson to the Monterey County Housing Advisory Committee for a term ending December 12, 2019. (Supervisor Adams)
A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to appoint Tyller Williamson to the Monterey County Housing Advisory Committee for a term ending December 12, 2019. (Supervisor Adams) ALL AYES
14. Reappoint Wayne Ross to the Housing Advisory Committee for a term ending April 9, 2019. (Supervisor Adams)
A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Wayne Ross to the Housing Advisory Committee for a term ending April 9, 2019. (Supervisor Adams) ALL AYES

15. Reappoint Lorin Letendre to the Community Service Area No. 1 Advisory Committee for a term ending June 30, 2020. (Supervisor Adams)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Lorin Letendre to the Community Service Area No. 1 Advisory Committee for a term ending June 30, 2020. (Supervisor Adams) ALL AYES**
16. Reappoint Frederick Brown to the Community Service Area No. 1 Advisory Committee for a term ending June 30, 2020. (Supervisor Adams)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Frederick Brown to the Community Service Area No. 1 Advisory Committee for a term ending June 30, 2020. (Supervisor Adams) ALL AYES**
17. Reappoint Nick Huntington to the Agricultural Advisory Committee as an At-Large member with a term ending June 30, 2020. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Nick Huntington to the Agricultural Advisory Committee as an At-Large member with a term ending June 30, 2020. (Full Board) ALL AYES**
18. Reappoint Jocelyn Bridson to the Agricultural Advisory Committee for a term ending June 30, 2020. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Jocelyn Bridson to the Agricultural Advisory Committee for a term ending June 30, 2020. (Full Board) ALL AYES**
19. Reappoint Richard Peery to the Community Services Area No. 1 Advisory Committee for a term ending June 30, 2020. (Supervisor Adams)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Richard Peery to the Community Services Area No. 1 Advisory Committee for a term ending June 30, 2020. (Supervisor Adams) ALL AYES**
20. Appoint Florentino Arellano to the Emergency Medical Care Committee representing 911 EOA Ambulance Provider for a term ending June 30, 2019. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to appoint Florentino Arellano to the Emergency Medical Care Committee representing 911 EOA Ambulance Provider for a term ending June 30, 2019. (Full Board) ALL AYES**
21. Appoint Erik Heacox to the Agricultural Advisory Committee representing the Grower-Shipper Association for a term ending June 30, 2020. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to appoint Erik Heacox to the Agricultural Advisory Committee**

representing the Grower-Shipper Association for a term ending June 30, 2020.
(Full Board) ALL AYES

22. Reappoint Amy Roberts to the Monterey County Planning Commission for a term ending January 23, 2022. (Supervisor Parker)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Amy Roberts to the Monterey County Planning Commission for a term ending January 23, 2022. (Supervisor Parker) ALL AYES

23. Reappoint Harry Wiggins to the Pajaro/Sunny Mesa Community Service District for a term ending November 30, 2021. (Supervisor Phillips)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Harry Wiggins to the Pajaro/Sunny Mesa Community Service District for a term ending November 30, 2021. (Supervisor Phillips) ALL AYES

24. Reappoint Michael Moore to the Pajaro/Sunny Mesa Community Service District for a term ending November 30, 2021. (Supervisor Phillips)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to reappoint Michael Moore to the Pajaro/Sunny Mesa Community Service District for a term ending November 30, 2021. (Supervisor Phillips) ALL AYES

25. Appoint Sanford Coplin to the Pajaro/Sunny Mesa Community Service District for a term ending November 30, 2021. (Supervisor Phillips)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to appoint Sanford Coplin to the Pajaro / Sunny Mesa Community Service District for a term ending November 30, 2021. (Supervisor Phillips). ALL AYES

Other Board Matters

26. Board Comments

Supervisor Parker advised of an excellent op-ed piece, written by Mayor Bruce Delgado, that appeared on December 4th in the San Francisco Chronicle about the statewide significance of the Cal Am slant wells and how they relates to the seawater intrusion and the overdraft in the Salinas Valley Basin.

Supervisor Alejo thanked the public and staff and wished them Merry Christmas and Happy New Year. He thanked those that attended his holiday open house. He holds events at least twice a year to celebrate key moments throughout the year with his constituents.

Supervisor Alejo thanked local playwright and Alisal High graduate, Luis Chago Juarez, as well as the performers and artists involved in the recent production. He and Supervisors Salinas attended on the last performance. It was a beautiful example of community theater, with an inter-generational group of actors, who conveyed through this holiday play a message about the struggles, triumphs, sorrows of families, and hopes for the future of young

people of Salinas. It instilled a sense of community pride. He commended community members committed to making a difference.

Supervisor Salinas added his comments about the local play and commended the playwright and performers for the truly inspiring production. He wished County staff and the community Happy Holidays.

Supervisor Adams thanked everyone for paying attention, commenting that the only way to have good governance is with the public's participation.

27. CAO Comments and Referrals

There were no CAO comments or referrals.

28. General Public Comment

Yolanda Hayes; Dale Hillard.

10:30 A.M. - Scheduled Matters

29. Receive and accept the FY 2016-17 Budget End of Year Report from the County Administrative Office.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to receive and accept the Fiscal Year (FY) 2016-17 Budget End of Year Report from the County Administrative Office. ALL AYES

30. Adopt a Resolution to amend the Monterey County Free Libraries budget:

- a. Authorize the Auditor-Controller to amend the FY 2017-18 Monterey County Free Libraries budget, Fund 003, Appropriation Unit LIB001, reducing appropriations by \$1,168,589.26 and reducing estimated revenue by \$1,870,664.55, where the reduction in the contribution to fund balance is a result of the appropriation and estimate revenue decrease (4/5ths vote required);
- b. Authorize the Auditor-Controller to amend the FY 2017-18 budget, reducing appropriations in Fund 001, Contingencies (CAO020), by \$51,299 and increasing appropriations for Other Financing Uses, Fund 001, Appropriation Unit CAO017, by \$51,299 (4/5ths vote required); and
- c. Authorize an operating transfer in FY 2017-18 to the Monterey County Free Libraries, Fund 003, Appropriation Unit LIB001, in the amount of \$51,299, financed by an operating transfer out of \$51,299 from Other Financing Uses, Fund 001, Appropriation Unit CAO017 (4/5ths vote required).

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Simón Salinas to adopt a Resolution to amend the Monterey County Free Libraries budget:

to cover the Librarian's salary in the amount of \$230,912 using cannabis monies. 3-2 (Supervisors Phillips and Alejo voted NO) 4/5ths vote required -MOTION FAILED

A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M.

Phillips to adopt Resolution No. 17-533 to amend the Monterey County Free Libraries budget:

- a. Authorize the Auditor-Controller to amend the FY 2017-18 Monterey County Free Libraries budget, Fund 003, Appropriation Unit LIB001, reducing appropriations by \$1,168,589.26 and reducing estimated revenue by \$1,870,664.55, where the reduction in the contribution to fund balance is a result of the appropriation and estimate revenue decrease (4/5ths vote required);
- b. Authorize the Auditor-Controller to amend the FY 2017-18 budget, reducing appropriations in Fund 001, Contingencies (CAO020), by \$51,299 and increasing appropriations for Other Financing Uses, Fund 001, Appropriation Unit CAO017, by \$51,299 (4/5ths vote required);
- c. Authorize an operating transfer in FY 2017-18 to the Monterey County Free Libraries, Fund 003, Appropriation Unit LIB001, in the amount of \$51,299, financed by an operating transfer out of \$51,299 from Other Financing Uses, Fund 001, Appropriation Unit CAO017; and
- d. Additionally directed staff to find a way to fund Librarian's salary and modify the Libraries budget, to include \$230,912, to be brought back to the Board in the budgeting process, to allow the Board to have more information on the uses of cannabis monies. (4/5ths vote required). **ALL AYES**

30.1

- a. Make a conditional award of contract to Granite Construction Company, the lowest responsible bidder, for the Palo Colorado Road Repair Project. 621070, in the total amount of \$4,011,507 subject to funding allocation and upon proper execution of contracts, California Performance Bonds, California Payment Bond and Certificate of Insurance; or
- b. Reject all bids for emergency repairs to Palo Colorado at Rocky Creek and direct staff to rebid project (ADDED VIA ADDENDUM)

Item 30.1 Motion by Supervisor Alejo, seconded by Supervisor Parker removed via Additions and Corrections.

31.

Adopt a Resolution to:

- a. Amend the Department of Social Services Budget Unit 001-5010-8262-SOC005 to add three (3) FTEs: one (1) Deputy Director Social Services, one (1) Senior Secretary, and one (1) Associate Personnel Analyst;
- b. Amend the Department of Social Services Budget Unit 001-5010-8262-SOC005 to reallocate one (1) Accountant I to one (1) Accountant III, one (1) Senior Departmental Information Systems Coordinator to one (1) Business Technology Analyst IV, and one (1) Employment & Training Worker II to one (1) Administrative Services Assistant;
- c. Authorize the County Administrative Office to incorporate the changes to the FY 2017-18 Adopted Budget Unit 001-5010-8262-SOC005 to reflect the change in position counts;
- d. Approve the increase to the Department of Social Services General Fund Contribution on an ongoing basis in the amount of \$78,000 for FY 2017-18 and \$105,000 for FY 2018-19, and annually thereafter, in support of the approved transfer of the Office for Employment Training to the Department of Social Services, financed from cannabis revenue from the County Administrative Office budget

- 001-1050-8041-CAO019-4130 (4/5th vote required);
- e. Approve the increase to estimated appropriations in the amount of \$202,214 and revenues in the amount of \$124,214 for the Department of Social Services Fund 001-5010-8262-SOC005 (4/5th vote required); and
- f. Authorize the Auditor-Controller's Office to incorporate approved modifications in the FY 2017-18 Adopted Budget.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams to adopt Resolution No. 17-515 to:

- a. Amend the Department of Social Services Budget Unit 001-5010-8262-SOC005 to add three (3) FTEs: one (1) Deputy Director Social Services, one (1) Senior Secretary, and one (1) Associate Personnel Analyst;**
- b. Amend the Department of Social Services Budget Unit 001-5010-8262-SOC005 to reallocate one (1) Accountant I to one (1) Accountant III, one (1) Senior Departmental Information Systems Coordinator to one (1) Business Technology Analyst IV, and one (1) Employment & Training Worker II to one (1) Administrative Services Assistant;**
- c. Authorize the County Administrative Office to incorporate the changes to the FY 2017-18 Adopted Budget Unit 001-5010- 8262-SOC005 to reflect the change in position counts;**
- d. Approve the increase to the Department of Social Services General Fund Contribution on an ongoing basis in the amount of \$78,000 for FY 2017-18 and \$105,000 for FY 2018-19, and annually thereafter, in support of the approved transfer of the Office for Employment Training to the Department of Social Services, financed from a reduction to the appropriations for contingencies from the County Administrative Office budget 001-1050-8034-CAO020 (4/5th vote required);**
- e. Approve the increase to estimated appropriations in the amount of \$202,214 and revenues in the amount of \$124,214 for the Department of Social Services Fund 001-5010-8262-SOC005 (4/5th vote required); and**
- f. Authorize the Auditor-Controller's Office to incorporate approved modifications in the FY 2017-18 Adopted Budget. ALL AYES**

Item 31.1 heard in the late afternoon

31.1

- a. Make a conditional award of contract to Granite Construction Company, the lowest responsible bidder, for the Palo Colorado Road Repair Project. 621070, in the total amount of \$4,011,507 subject to funding allocation and upon proper execution of contracts, California Performance Bonds, California Payment Bond and Certificate of Insurance; or
- b. Reject all bids for emergency repairs to Palo Colorado at Rocky Creek and direct staff to rebid project (ADDED VIA ADDENDUM)

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Luis Alejo to:

Make a conditional award of contract to Granite Construction Company, the lowest responsible bidder, for the Palo Colorado Road Repair Project. 621070, in the total amount of \$4,011,507 subject to funding allocation and upon proper execution of contracts, California Performance Bonds, California Payment Bond and Certificate of Insurance. (ADDED VIA ADDENDUM) (TITLE CORRECTED VIA ADDITIONS/CORRECTIONS) ALL AYES

Approved: Agreement No. A-13818; Construction No. 2017-006

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Call

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

1:30 P.M. - Scheduled Matters

32.

Conduct a public hearing to adopt a Resolution to:

- a. Approve Amendment No. 7 to the Unified Franchise Agreement A-11631 (UFA) between the County of Monterey and Waste Management, Inc., dba USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County to amend Exhibit 1 - "Approved Rates and Charges" of said UFA to adjust rates in accordance with the UFA price index provisions.
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 7 to the UFA between the County of Monterey and Waste Management, Inc., dba USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County.

Public hearing held.

Public comment: Phillip Melchor.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-535 to:

- a. Approve Amendment No. 7 to the Unified Franchise Agreement A-11631 (UFA) between the County of Monterey and Waste Management, Inc., dba USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County to amend Exhibit 1 - "Approved Rates and Charges" of said UFA to adjust rates in accordance with the UFA price index provisions.**
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 7 to the UFA between the County of Monterey and Waste Management, Inc., dba USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County. ALL AYES**

- 33.** PLN150149 - Del Monte Forest Area Local Coastal Program Amendment (Policy 20)
Public hearing to consider amendments to the County's Local Coastal Program (LCP) including:
- a. Acknowledging receipt of the California Coastal Commission resolution approving the Monterey County Local Coastal Program (LCP) Amendment No. LCP-3-MCO-16-0070-2 (Monterey Cypress Habitat Development Standards) with suggested modifications;
 - b. Adoption of a resolution to amend Policy 20 of the Del Monte Forest Area Land Use Plan to modify standards of development within the indigenous Monterey cypress habitat; and
 - c. Adoption of an ordinance to amend corresponding text of Section 20.147.040.D.2 of the Coastal Implementation Plan (Title 20 of the Monterey County Code), Part 5, regulating development within the indigenous Monterey cypress habitat in the Del Monte Forest Land Use Plan area;
- Proposed CEQA Action: Statutorily Exempt per Section 21080.9 of the Public Resources Code and Section 15265 of the CEQA Guidelines.
Project Location: Del Monte Forest Indigenous Monterey Cypress Habitat Area, Pebble Beach, Del Monte Forest

Public hearing held to consider amendments to the County's Local Coastal Program (LCP) including:

- a. **Acknowledging receipt of the California Coastal Commission resolution approving the Monterey County Local Coastal Program (LCP) Amendment No. LCP-3-MCO-16-0070-2 (Monterey Cypress Habitat Development Standards) with suggested modification.**

Public comment: Angus Jeffries.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Jane Parker to:

- b. **Adopt Resolution 17-522 to amend Policy 20 of the Del Monte Forest Area Land Use Plan to modify standards of development within the indigenous Monterey cypress habitat; and**
 - c. **Adopt Ordinance 5295 of an ordinance to amend corresponding text of Section 20.147.040.D.2 of the Coastal Implementation Plan (Title 20 of the Monterey County Code), Part 5, regulating development within the indigenous Monterey cypress habitat in the Del Monte Forest Land Use Plan area;**
- Proposed CEQA Action: Statutorily Exempt per Section 21080.9 of the Public Resources Code and Section 15265 of the CEQA Guidelines.**
Project Location: Del Monte Forest Indigenous Monterey Cypress Habitat Area, Pebble Beach, Del Monte Forest. PLN150149 Del Monte Forest Area Local Coastal Program Amendment (Policy 20) ALL AYES

- 33.1**
- a. Receive a report from the Sheriff's Office on a new multi-year contract with California Forensic Medical Group (CFMG) to provide comprehensive inmate health care services in the Monterey County Jail;
 - b. Approve and authorize the Contracts/Purchasing Officer or

Contracts/Purchasing Supervisor to sign a contract with CFMG for the period of January 1, 2018 to December 31, 2021, with the opportunity to earn an extension of one (1) year according to the terms of the renewal provisions of the Agreement where the renewal does not significantly change the scope of work, and where the renewal does not increase the Agreement value more than 1% of the latest annual amount; and

c. Adopt a resolution to authorize the Auditor-Controller to amend the Sheriff's Office Fiscal Year (FY) 2017-18 budget as listed in the Financing Section based on the Board's approval (4/5th vote required).

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to:

- a. Receive a report from the Sheriff's Office on a new multi-year contract with California Forensic Medical Group (CFMG) to provide comprehensive inmate health care services in the Monterey County Jail;
- b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign a contract with CFMG for the period of January 1, 2018 to December 31, 2021, with the opportunity to earn an extension of one (1) year according to the terms of the renewal provisions of the Agreement where the renewal does not significantly change the scope of work, and where the renewal does not increase the Agreement value more than 1% of the latest annual amount; and
- c. Adopt Resolution No. 17-526 to authorize the Auditor-Controller to amend the Sheriff's Office Fiscal Year (FY) 2017-18 budget as listed in the Financing Section based on the Board's approval (4/5th vote required). **ALL AYES**

33.2

- a. Receive a report regarding replacement of tidal gates on Elkhorn Road; and
- b. Direct RMA to work with the CAO to prioritize capital project funding allocations to accomplish completion of emergency repairs.
(Board Referral: 2017.27)

Public comment: Ken Klemy; Steve Green; Javier Zamora; Steve Silverstein.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor John M. Phillips to:

- a. Receive a report regarding replacement of tidal gates on Elkhorn Road; and
- b. Direct RMA to work with the CAO to prioritize capital project funding allocations to accomplish completion of emergency repairs.
(Board Referral: 2017.27) **ALL AYES**

Adjournment

APPROVED:

/ s/ Luis A. Alejo

LUIS A. ALEJO, CHAIR
BOARD OF SUPERVISORS

ATTEST:

BY: / s/ Nicholas E. Chiulos

NICHOLAS E. CHIULOS

ACTING CLERK OF THE BOARD

APPROVED ON February 6, 2018

Supplemental Sheet, Consent Calendar

Natividad Medical Center

34. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the First Amendment to Professional Services Agreement with Kristin A. Bakhda, WHNP, CNM to provide nurse midwife services, extending the term by twenty-four (24) months (January 1, 2018 to December 31, 2019) for a revised full agreement term of January 1, 2017 to December 31, 2019 and adding \$200,000 for a revised amount not to exceed \$300,000 in the aggregate; and
- b. Authorize the Deputy Purchasing Agent for NMC to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$10,000) of the original contract amount per each amendment.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Luis Alejo to:

- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the First Amendment to Professional Services Agreement with Kristin A. Bakhda, WHNP, CNM to provide nurse midwife services, extending the term by twenty-four (24) months (January 1, 2018 to December 31, 2019) for a revised full agreement term of January 1, 2017 to December 31, 2019 and adding \$200,000 for a revised amount not to exceed \$300,000 in the aggregate; and**
- b. Authorize the Deputy Purchasing Agent for NMC to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$10,000) of the original contract amount per each amendment. ALL AYES Approved Agreement No. A-13816**
35. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 1 to the Agreement with Leidos Health, LLC, pursuant to the Request for Proposal (RFP) #9600-67 for information technology (IT) consulting services, to extend the term for an additional one (1) year period (January 11, 2018 through January 10, 2019) for a revised full agreement term of January 11, 2017 through January 10, 2019;
- b. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 1 to the Agreement with Jacobus Consulting, Inc., pursuant to the Request for Proposal (RFP) #9600-67 for information technology (IT) consulting services, extending the term for an additional one (1) year period (January 11, 2018 through January 10, 2019) for a revised full agreement term of January 11, 2017 through January 10, 2019;
- c. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the agreement with Navin Haffty & Associates, LLC pursuant to the Request for Proposal (RFP) #9600-67 for

information technology (IT) consulting services, extending the term for an additional one (1) year period (January 11, 2018 through January 10, 2019) for a revised full term of April 1, 2017 through January 10, 2019;

d. Authorize an increase of \$3,717,000 to the aggregate total amount for all agreements for IT Consulting per RFP #9600-67 for the additional one (1) year of services for a revised total aggregate amount not to exceed \$7,581,000 across all agreements; and

e. Authorize the Deputy Purchasing Agent or designee to execute up to three (3) one year future amendments to the agreements with Leidos Health, LLC, Jacobus Consulting, Inc., and Navin Haffty & Associates, LLC, which do not significantly alter the scope of work and do not provide for an individual monetary liability for each agreement.

Approved - Agreement Nos.: A-13411(Leidos Health, LLC); A-13412 (Jacobus Consulting, Inc.) and A-13413 (Navin Haffty & Associates, LLC)

36. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 1 to the agreement with CALSTAR Air Medical Services, LLC (formerly California Shock Trauma Air Rescue) for patient transfer coordination and facilitation services, extending the agreement an additional three (3) year period (December 15, 2017 through December 14, 2020) for a revised full agreement term of December 15, 2014 through December 14, 2020, and adding \$450,000 for a revised total agreement amount not to exceed \$550,000; and
- 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%) (\$10,000) of the original cost of the agreement per each amendment.

Approved: Agreement No. A-13817

37. a. Ratify execution by Natividad Medical Center (“NMC”) Chief Executive Officer (“CEO”) of original agreement with Network Providers, LLC (“NPLLC”), an affiliate of Health Net Federal Services, with original term of August 1, 2011 through July 31, 2013, authorizing NMC’s participation in NPLLC’s provider network, automatically renewing for successive one year periods unless terminated with 180 days prior written notice.
- b. Authorize execution of Amendment No. One which provides reimbursement for additional services provided by NMC, effective January 1, 2018.

Approved - Agreement No. A-13819

38. Adopt Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendices A & B to create the classification of Supervising Cardiopulmonary Technician with the salary range as indicated in the attached resolution;

- b. Approve and Amend the FY 2017-18 Natividad Medical Center adopted budget (Appropriation Unit NMC001) to reallocate 1.0 FTE Senior Cardiopulmonary Technician to 1.0 FTE Supervising Cardiopulmonary Technician as indicated in the attached resolution;
- c. Authorize the County Administrative Office and the Auditor-Controller to incorporate the approved changes into the FY 2017-18 Natividad Medical Center adopted budget (Appropriation Unit NMC001) (4/5 vote required); and
- d. Direct the Monterey County Human Resources Department to implement the changes in the Advantage HRM System.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-541 to:

- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendices A & B to create the classification of Supervising Cardiopulmonary Technician with the salary range as indicated in the attached resolution;**
- b. Approve and Amend the FY 2017-18 Natividad Medical Center adopted budget (Appropriation Unit NMC001) to reallocate 1.0 FTE Senior Cardiopulmonary Technician to 1.0 FTE Supervising Cardiopulmonary Technician as indicated in the attached resolution;**
- c. Authorize the County Administrative Office and the Auditor-Controller to incorporate the approved changes into the FY 2017-18 Natividad Medical Center adopted budget (Appropriation Unit NMC001) (4/5 vote required); and**
- d. Direct the Monterey County Human Resources Department to implement the changes in the Advantage HRM System. ALL AYES**

39.

- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 2 to the agreement with Verge Solutions, LLC for web based software license to access a quality compliance software system, extending the agreement an additional two (2) year period (January 1, 2018 through December 31, 2019) for a revised full agreement term of January 1, 2016 through December 31, 2019, and adding \$97,318 for a revised total agreement amount not to exceed \$187,738.
- 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%) (\$9,042) of the original cost of the agreement per each amendment.

Approved - Agreement No. A-13820

40.

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 4 to the agreement (A-11012) with GE Healthcare for biomedical equipment services to extend the term of the agreement for an additional seventy-five day (75) day period (December 15, 2017 through February 28, 2018) for a revised full agreement term of September 1, 2007 through February 28, 2018, with no increase to the total agreement amount of \$2,972,506.

Approved - Agreement No.: A-11012

41. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Renewal and Amendment No. 1 to the agreement with Corazon, Inc. for assessment and strategic plan development services retroactively (May 1, 2017 through April 30, 2018) for a revised full agreement term of February 1, 2017 through April 30, 2018, and adding \$83,195 for a revised total agreement amount not to exceed \$127,438; and
- 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%) (\$4,424) of the original cost of the agreement per each Amendment.

Approved - Agreement No.: A-13821

42. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute a three-year Amendment No. 1 to the Agreement with A&B Fire Protection and Safety, Inc. for repair, maintenance and testing of fire alarm systems at NMC. Effective January 1, 2018 for a revised full agreement term of July 1, 2015 through December 31, 2020, and adding \$159,161 for a revised total agreement amount not to exceed \$228,068; and
- 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%) (\$6,890) of the original cost of the agreement per each amendment.

Approved - Agreement No. A-13834

43. a. Authorize the Auditor-Controller to transfer appropriations from Natividad Medical Center's Enterprise Fund NMC001-451-9600-8142 to the Strategic Capital Fund NMC002-404-9600-8142 in the amount of \$59,896,475 for major capital projects and expenditures.
- b. Authorize the Auditor-Controller to transfer funds from Natividad Medical Center Fund 404, Appropriation Unit, NMC002 (Capital Fund) to Natividad Medical Center Fund 451, Appropriation Unit, NMC001 (Enterprise Fund) for reimbursement of on-going capital expenditures paid on a monthly basis as requested by NMC, retroactive to April, 2017.
- c. Authorize the Auditor-Controller to transfer appropriations from NMC's Enterprise Fund NMC001-451-9600-8142 to the County General Fund, Committed Fund Balance, NMC Strategic Reserve Fund 3111, in the amount of \$7,200,000, to increase funds available for NMC's annual operating expenses by approximately 10%.

Approved

Health Department

44. Accept and approve the Emergency Medical Services Agency (EMS) Annual Report for Fiscal Year 2016-17.

Approved

45. a. Accept a \$21,000 Grant Award from Blue Shield of California Foundation's (BSCF) 2017 Community Health Center Core Support Initiative for the purpose of providing funding in preparation for payment reform programs; and
b. Ratify and approve the acceptance to the Terms and Conditions of Grant No. Core 1708-11647 by the Clinic Services Bureau Chief for the BSCF 2017 Community Health Center Core Support Grant in the amount of \$21,000 and effective October 1, 2017 - September 30, 2018.

Approved

46. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Non-Disclosure Agreement with Nurse-Family Partnership ("NFP") for NFP to disclose certain Confidential Information to the County of Monterey for exploring a potential agreement between the parties; and
b. Accept the Non-Standard Indemnification Language as recommended by the Director of Health.

Approved - Agreement No. A-13826

47. a. Approve and authorize the Director of Health or Assistant Director of Health to execute an Agreement with Clinica de Salud del Valle de Salinas (CSVs) for the referral of CSVs patients to the Monterey County Health Department, Behavioral Health Services, retroactive from November 1, 2017 through October 31, 2018; and
b. Accept non-standard risk provisions (indemnity, insurance) as recommended by the Director of Health; and
c. Authorize the Director of Health or Assistant Director of Health to sign up to four amendments to the Agreement, subject to County Counsel approval.

Approved - Agreement No. A-13822

48. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 2 to Agreement No. A-13421 with Access Support Network reducing the contract liability by \$316,685, for a revised total amount not to exceed \$633,185, for the full term of January 11, 2017 to September 15, 2018, to continue Human Immunodeficiency Virus (HIV) non-medical case management services to Ryan White Part B eligible clients.

Approved - Agreement No. A-13421

49. Approve and authorize the Director of Health, the Assistant Director of Health, or the Emergency Medical Services Director, to execute the California Mutual Aid Region II Intra-Region Cooperative Agreement for Emergency Medical and Health Disaster Assistance.

Approved - Agreement No. A-13823

50. Approve and authorize the Director of Health or Assistant Director of Health to sign Amendment No. 3 to the Agreement with Scarr Moving and Storage, Inc., to extend the term for one (1) additional year, for a new term of July 1, 2015 to December 31, 2018, and to increase the contract amount by \$45,000, for a revised contract amount not to exceed \$143,380, to provide document storage and retrieval services.

Approved - Agreement No.: A-13827

51. a. Accept a \$300,000 Grant Award from Central California Alliance for Health (CCAH) to support intensive case management funding for medically complex Medi-Cal patients at the Alisal Health Center; and
b. Approve and authorize the Director of Health or Assistant Director of Health to sign a Medi-Cal Capacity Grant Agreement (Grant Agreement), Grant number 0817-MCHD-CS-ICM2, between Central California Alliance for Health (CCAH) and the County of Monterey, on behalf of the Health Department, Clinic Services Bureau ("County"), in the amount up to \$300,000 for intensive case management funding for medically complex Medi-Cal patients at the Alisal Health Center, effective on December 1, 2017 through January 31, 2020.

Approved

52. a. Accept a \$300,000 Grant Award from Central California Alliance for Health (CCAH) to support intensive case management funding for medically complex Medi-Cal patients at the Seaside Family Health Center; and
b. Approve and authorize the Director of Health or Assistant Director of Health to sign a Medi-Cal Capacity Grant Agreement (Grant Agreement), Grant number 0817-MCHD-CS-ICM3, between Central California Alliance for Health (CCAH) and the County of Monterey, on behalf of the Health Department, Clinic Services Bureau ("County"), in the amount up to \$300,000 for intensive case management funding for medically complex Medi-Cal patients at the Seaside Family Health Center, effective on December 1, 2017 through January 31, 2020.

Approved - Agreement No. A-13828

53. a. Accept a \$300,000 Grant Award from Central California Alliance for Health (CCAH) to support intensive case management funding for medically complex Medi-Cal patients at the Laurel Family Practice clinic; and
b. Approve and authorize the Director of Health or Assistant Director of Health to sign a Medi-Cal Capacity Grant Agreement (Grant Agreement), Grant number

0817-MCHD-CS-ICM1, between Central California Alliance for Health (CCAH) and the County of Monterey, on behalf of the Health Department, Clinic Services Bureau (“County”), in the amount up to \$300,000 for intensive case management funding for medically complex Medi-Cal patients at the Laurel Family Practice clinic, effective on December 1, 2017 through January 31, 2020.

Approved

- 54.**
- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding (MOU) by and between County of Monterey, on behalf of Monterey County Health Department (hereinafter referred to as “Health”) and Junsay Oaks, L.P. with CHISPA GP, LLC doing business as CHISPA, Inc. as managing partner (CHISPA), for the purpose of facilitating case management services to Whole Person Care enrollees and other community residents at the Junsay Oaks apartment complex, to be located at 3098 De Forest Road in Marina, California, for a period of ten (10) years, under the County of Monterey Whole Person Care (WPC) Pilot Program; and
 - b. Approve and authorize the Director of Health or Assistant Director of Health to sign up to three (3) future amendments to this MOU where the amendments do not significantly change the agreement herein.

Approved - Agreement No. A-13803

- 55.**
- Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 5 to the Professional Services Agreement with The Regents of the University of California, a California Constitution corporation, on behalf of the University of California, San Francisco, School of Medicine, Department of Medicine at Zuckerberg San Francisco General, Division of Endocrinology, for physician services, extending the term for an additional year for a revised term of September 21, 2011 to December 31, 2018 and increasing the amount by \$55,300 for a revised total not to exceed \$356,550.

Approved - Agreement No. A-12549

- 56.**
- a. Accept a \$14,599 Grant Award from Central California Alliance for Health (CCAH) in support of the purchase of audiometers, dopplers, a jaundice meter and bariatric wheelchair for the Seaside Family Health Center; and
 - b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0717-MCHD-CS-E2, with CCAH to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$14,599 for the purchase of audiometers, dopplers, a jaundice meter and bariatric wheelchair for the Seaside Family Health Center, effective on the date of the last signature on Agreement and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved - Agreement No. A-13829

57. a. Accept a \$13,872 Grant Award from Central California Alliance for Health (CCAH) in support of the purchase of a wheelchair scale, reclining wheelchair, cryosurgery sprayers, handheld pulse oximeters and electrosurgical system for OB/GYN at Laurel Family Practice; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0717-MCHD-CS-E3, with CCAH to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$13,872 for the purchase of a wheelchair scale, reclining wheelchair, cryosurgery sprayers, handheld pulse oximeters and electrosurgical system for OB/GYN at Laurel Family Practice, effective on the date of the last signature on Agreement and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved

58. a. Accept a \$14,760 Grant Award from Central California Alliance for Health (CCAH) in support for the Equipment program grant for the purchasing of an audiometer, jaundice meter, baby scales, infant measuring device, spirometer, glucose testing system, pulse oximeter and ophthalmoscope/otoscope set at the Laurel Pediatric Clinic; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0717-MCHD-CS-E4, with CCAH to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$14,760 for the Equipment program grant for the purchasing of an audiometer, jaundice meter, baby scales, infant measuring device, spirometer, glucose testing system, pulse oximeter and ophthalmoscope/otoscope set at the Laurel Pediatric Clinic, effective on the date of the last signature on Agreement and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved - Agreement No. A-13830

59. a. Accept a \$19,070 Grant Award from Central California Alliance for Health (CCAH) in support of the purchase of vital signs monitors/stands, audiometer, dopplers, cryosurgery sprayers and jaundice meter at the Alisal Health Center; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0717-MCHD-CS-E1, with CCAH to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$19,070 for the purchase of vital signs monitors/stands, audiometer, dopplers, cryosurgery sprayers and jaundice meter at the Alisal Health Center, effective on the date of the last signature on Agreement and terminating three (3)

years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved

- 60.
- a. Accept a \$19,573 Grant Award from Central California Alliance for Health (CCAH) in support of the purchase of a baby scale, coagulation analyzer and jaundice meters at Laurel Internal Medicine; and
 - b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0717-MCHD-CS-E5, with CCAH to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$19,573 for the purchase of a baby scale, coagulation analyzer and jaundice meters at Laurel Internal Medicine, effective on the date of the last signature on Agreement and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved - Agreement No.: A-13831

- 61.
- Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 2 to Alcohol and/or Drug Service Agreement A-13209 with Valley Health Associates for the provision of alcohol and drug recovery services in the increased amount of \$88,695 for FY 2017-18 and \$88,895 for FY 2018-19, for a revised total Agreement amount not to exceed \$2,763,871 for the full-term July 1, 2016 - June 30, 2019.

Approved - Agreement No.: A-13207

Criminal Justice

- 62.
- a. Authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisor to execute an Agreement with Motorola Solutions, Inc, for the leasing of portable digital radios, for the period of December 1, 2017 through December 31, 2024, in the maximum amount of \$199,000.00;
 - b. Accept non-standard contract provisions as recommended by the District Attorney;
 - c. Authorize the Contract/Purchasing Officer or Contracts Purchasing Supervisor and the District Attorney to sign and execute the appropriate documents and verifications when required;
 - d. Authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisor to issue purchase orders on an as-needed basis pursuant this Agreement over the period of December 1, 2017 through December 31, 2024; and
 - e. This action modifies the pricing and dates in Agreement No. A-13754, dated October 11, 2017.

Approved - Agreement No. A-13754

- 63.
- a. Accept a federal grant award in the amount of \$400,000 from the Bureau of Justice Assistance, for the Monterey County Veterans Treatment Court Enhancement Project, retroactively for the period October 1, 2017 to September 30, 2020; and
 - b. Authorize the Chief Probation Officer to sign all related documents as required by the grant; and
 - c. Authorize the Chief Probation Officer to sign Memorandum of Understanding (MOU) with Monterey County Superior Court for participation in the Veterans Treatment Court.

Approved

General Government

- 64.
- Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to adjust the salary ranges of the Aide I and Library Page classifications as indicated in the attached Resolution to comply with California Senate Bill No. 3, raising the minimum wage to \$11.00/hour effective January 1, 2018; and
 - b. Direct the Human Resources Department to implement the changes in the Advantage HRM System. (REVISED RESOLUTION SUBMITTED VIA SUPPLEMENTAL)

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-519 to:

- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to adjust the salary ranges of the Aide I and Library Page classifications as indicated in the attached Resolution to comply with California Senate Bill No. 3, raising the minimum wage to \$11.00/hour effective January 1, 2018; and**
- b. Direct the Human Resources Department to implement the changes in the Advantage HRM System. (REVISED RESOLUTION SUBMITTED VIA SUPPLEMENTAL) ALL AYES**

- 65.
- ~~a. As Chief Elected Official, approve and authorize the Executive Director of the Monterey County Workforce Development Board to execute a contract with Arbor E & T, LLC, doing business as ResCare Workforce Services, effective retroactive to January 1, 2018 through June 30, 2019, for provision of One Stop Operator services in an amount not to exceed \$125,000.~~
 - ~~b. Approve and authorize the Executive Director of the Monterey County Workforce Development Board to execute one (1) renewal to extend the agreement for one (1) additional year, subject to County Counsel review, on substantially the same terms~~

Item removed via Supplemental.

- 66.
- Approve and authorize the Director of the Information Technology Department to send a letter to the California Public Utilities Commission, expressing County

support for Charter Communication's request for an exemption from the requirements of Public Utilities Code section 320.

Approved

67. Adopt a resolution to extend the Proclamation of a Local Emergency dated January 12, 2017, ratified on January 19, 2017, and reviewed and extended on February 14, 2017, March 14, 2017, April 11, 2017, May 9, 2017, June 6, 2017, June 27, 2017, July 25, 2017, August 3, 2017, August 29, 2017, September 19, 2017, October 17, 2017 and November 14, 2017, in accordance with California Government Code Section 8630 for a succession of significant winter storm events which occurred between January 4, and 12, 2017, that resulted in significant damage to public infrastructure and private property within Monterey County. (4/5ths vote required)

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-511 to extend the Proclamation of a Local Emergency dated January 12, 2017, ratified on January 19, 2017, and reviewed and extended on February 14, 2017, March 14, 2017, April 11, 2017, May 9, 2017, June 6, 2017, June 27, 2017, July 25, 2017, August 3, 2017, August 29, 2017, September 19, 2017, October 17, 2017 and November 14, 2017, in accordance with California Government Code Section 8630 for a succession of significant winter storm events which occurred between January 4, and 12, 2017, that resulted in significant damage to public infrastructure and private property within Monterey County. (4/5ths vote required) ALL AYES

68. Adopt a Resolution to:
Authorize the Auditor-Controller to amend the FY 2017-18 Adopted Budget to increase appropriations and revenues by \$289,324 for the County Clerk/Recorder (001-1180-ACR002-8004), funded by the recognition of restricted revenues in the amount of \$289,324 from the County Clerk/Recorders' Modernization Account of the Restricted Revenue Fund (020-2751). (4/5th vote required)

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-542 to authorize the Auditor-Controller to amend the FY 2017-18 Adopted Budget to increase appropriations and revenues by \$289,324 for the County Clerk/Recorder (001-1180-ACR002-8004), funded by the recognition of restricted revenues in the amount of \$289,324 from the County Clerk/Recorders' Modernization Account of the Restricted Revenue Fund (020-2751). (4/5th vote required) ALL AYES

69. Adopt Resolution to amend Article XV of the Monterey County Master Fee Resolution, effective January 15, 2018, establishing new fees and adjusting existing fees for Treasurer-Tax Collector services and enforcement requirements.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-529 to amend Article XV of the Monterey County Master Fee Resolution, effective January 15, 2018, establishing new fees and adjusting existing fees for Treasurer-Tax Collector services and enforcement requirements. ALL AYES

70. Adopt a Resolution to:
- Authorize the Treasurer-Tax Collector to Sell 56 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. or as a sealed bid sale pursuant to Chapter 7, Part 6, Division 1 of the Revenue and Taxation Code for at least the Minimum Bid; and
 - 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.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-518 to:

- Authorize the Treasurer-Tax Collector to Sell 56 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. or as a sealed bid sale pursuant to Chapter 7, Part 6, Division 1 of the Revenue and Taxation Code for at least the Minimum Bid; and**
- 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.**

ALL AYES

71. Adopt a Resolution to amend Personnel Policies and Practices Resolution No. 98-394 to amend Section A. 30.12 Annual Leave on Class Change to Representation Unit with Lower Accrual Cap.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-523 to amend Personnel Policies and Practices Resolution No. 98-394 to amend Section A. 30.12 Annual Leave on Class Change to Representation Unit with Lower Accrual Cap. ALL AYES

72. Adopt a resolution to extend the Proclamation of a Local Emergency dated February 15, 2017, ratified on February 22, 2017, and reviewed and extended on March 21, 2017, April 18, 2017, May 16, 2017, June 13, 2017, July 11, 2017, July 25, 2017, August 3, 2017, August 29, 2017, September 19, 2017, October 17, 2017 and November 14, 2017, in accordance with California Government Code Section 8630 for atmospheric river events which occurred between February 7, 2017 through February 20, 2017, that resulted in multiple significant rainfall events causing damage to public infrastructure and private property. (4/5ths vote required)

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-520 to extend the Proclamation of a Local Emergency dated February 15, 2017, ratified on February 22, 2017, and reviewed and extended on March 21, 2017, April 18, 2017, May 16, 2017, June 13, 2017, July 11, 2017, July 25, 2017, August 3, 2017, August 29, 2017, September 19, 2017, October 17, 2017 and November 14, 2017, in accordance with California Government Code Section 8630 for atmospheric river events which occurred between February 7, 2017 through February 20, 2017, that resulted in multiple significant rainfall events causing damage to public infrastructure and private property. (4/5ths vote required)ALL AYES

73. a. Approve and authorize the Chair of the Board of Supervisors, as the Chief

Elected Official for the Monterey County local workforce development area, to execute amendments to the Memorandums of Understanding with Monterey County, acting through its Office for Employment Training, Rancho Cielo, Inc., and Turning Point of Central California, Inc., extending the term and adjusting award amounts for provision of Supervised Populations Workforce Training (AB 2060) Grant services; and

b. Approve and authorize the Executive Director of the Monterey County Workforce Development Board to sign the amendments.

Approved

74.

Adopt a resolution to:

a. Amend the County Administrative Office - Intergovernmental and Legislative Affairs Division Fiscal Year (FY) 2017-18 Adopted Budget CAO001-8054 to reallocate one (1) Management Analyst III to one (1) Program Manager II as indicated in the attached Resolution; and

b. Authorize the Auditor-Controller and direct the County Administrative Office to incorporate the approved changes in the FY 2017-18 Adopted Budget.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-543 to:

- a. Amend the County Administrative Office - Intergovernmental and Legislative Affairs Division Fiscal Year (FY) 2017-18 Adopted Budget CAO001-8054 to reallocate one (1) Management Analyst III to one (1) Program Manager II as indicated in the attached Resolution; and**
- b. Authorize the Auditor-Controller and direct the County Administrative Office to incorporate the approved changes in the FY 2017-18 Adopted Budget. ALL AYES**

75.

Approve and adopt a Resolution for the renewal of a Memorandum of Understanding (MOU) with the Cities of Oakland and San Jose, San Francisco and the Counties of Alameda, Contra Costa, Marin, San Mateo, Santa Clara, and Sonoma that provides governance structures and procedures for application, allocation and distribution of federal Urban Area Security Initiative (UASI) programs and reappoints a primary and alternate member to the UASI Approval Authority.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-510 to approve the renewal of a Memorandum of Understanding (MOU) with the Cities of Oakland and San Jose, San Francisco and the Counties of Alameda, Contra Costa, Marin, San Mateo, Santa Clara, and Sonoma that provides governance structures and procedures for application, allocation and distribution of federal Urban Area Security Initiative (UASI) programs and reappoints a primary and alternate member to the UASI Approval Authority. ALL AYES

76.

Approve the Monterey County Board of Supervisor's Draft Action Meeting Minutes for the following meeting dates: Tuesday, October 10, 2017, Tuesday, October 17, 2017 and Tuesday, October 24, 2017.

Approved

77. a. Consider approval of the Revised Response to Recommendations R-1, R-2 and R-3 to the 2016 - 2017 Monterey County Civil Grand Jury Interim Final Report: "Jail Crisis: Our De Facto Mental Health Facility"; Reps and
b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey and the Grand Jury by December 20, 2017.

Approved

- 77.1 a. Approve an agreement, containing non-standard insurance provisions, with Monterey Bay Housing Trust in the amount of \$500,000, to support the creation and retention of affordable housing in Monterey County;
b. Authorize the County Administrative Officer to execute the agreement;
c. Authorize Monterey County's deposit of \$500,000 as a financial contribution to the Monterey Bay Housing Trust.

Approved - Agreement No. A-13824**RMA - Administration**

78. Receive a 2017 Annual Review on the implementation of the Memorandum of Understanding with the City of Salinas regarding mutual planning and implementation of government services and facilities in downtown Salinas.

Approved

79. a. Approve adding four unfunded projects to the approved FY 2017-18 Fund 401 - Facilities Maintenance Project list: Emergency Mold Remediation at Emergency Operations Center (#8510), Carmel River Floodplain Restoration (#1605), Parkfield Library (#61114) and Bradley Library (#L-1603); and
b. Amend the approved FY 2017-18 Fund 401 - Facilities Maintenance Project list in the amount of \$471,117 reducing the Project Improvements To Be Determined (TBD) line item by \$471,117. (4/5th vote required)

Approved

80. a. Adopt a resolution to establish an Advisory Committee for the CSA 47; and
b. Adopt the CSA 47 Advisory Committee By-Laws. (Board Referral: 2017.26)

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to:

- a. Adopt Resolution No. 17-544 to establish an Advisory Committee for the CSA 47; and
b. Adopt the CSA 47 Advisory Committee By-Laws. (Board Referral: 2017.26).
ALL AYES**

81. a. Approve a Five-year Facility Use Agreement between Wildflower Triathlon

LLC and the County of Monterey to promote and conduct the Wildflower Triathlon at Lake San Antonio South Shore for the years 2018 to 2022, with the right to negotiate a five-year extension from 2022 to 2027 on terms and conditions to be mutually agreed to by the parties, if exercised by both parties;

b. Find that the Wildflower Triathlon at the Lake San Antonio South Shore is Categorically Exempt from CEQA pursuant to Section 15304(e) of the CEQA Guidelines;

c. Authorize the Chair of the Board to sign the Facility Use Agreement on behalf of the County; and

d. Authorize the RMA Director, or designee to sign an annual Concession Agreement for Special Events each year (2018-2022) for the Wildflower Triathlon to address specific details on maintenance and operations pursuant to the terms of the Facility Use Agreement.

This item was removed via Additions/Corrections- Motion by Supervisor Alejo, Seconded by Supervisor Parker ALL AYES

RMA - Land Use and Community Development

- 82.** Approve Second Amendment to Urban Services Agreement by and between the County of Monterey and the East Garrison Community Services District relating to East Garrison to transfer responsibility for ownership and maintenance of neighborhood parks from the East Garrison Homeowners Association to the East Garrison Community Services District.

Proposed CEQA Action: Not a project pursuant to CEQA Guidelines section 15378(b)(4)

Approved - Agreement No. A-12422

- 83.** a. Approve and authorize the Chair to sign an Indemnification Agreement with UCP East Garrison, LLC related to erosion, flooding, stormwater runoff, grading, or discharge as a result of construction of East Garrison as required by Condition of Approval #235 of Combined Development Permit PLN030204; and
- b. Authorize the Clerk of the Board to record the executed Agreement.

Approved

- 84.** a. Approve Amendment No. 2 to Joint Funding Agreement (JFA) 16WSCA600466210 with the U.S. Geological Survey (USGS) to include new additional tasks to complete the Salinas Valley Groundwater Basin Investigation which includes hydrologic model development and technical reports and trainings, in the amount of \$509,622 (\$463,292 to be funded by County; \$46,330 to be funded by USGS), for a total amount not to exceed \$1,330,560 (\$1,220,622 to be funded by County; \$109,938 to be funded by USGS), and extend the term to October 31, 2021; and
- b. Authorize the Resource Management Agency Director to execute Amendment

No. 2 to Joint Funding Agreement No. 16WSCA600466210 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-13077

- 85.**
- a. Accept the Phase 3 Final Map of the East Garrison Subdivision dividing a 67.12 acre parcel into 192 residential parcels, a 150-unit condominium parcel, 5 open space/park parcels, 2 townhome parcels, 2 apartment parcels, and 23 parcels for development of the future Arts-Historic District;
 - b. Approve and accept a Conservation & Scenic Easement Deed over a 14.6-acre portion of APN 031-161-036 as required by Condition of Approval #17 of Combined Development Permit PLN030204, and authorize the Chair to sign the Acceptance and Consent to Recordation;
 - c. Approve the Subdivision Improvement Agreement for East Garrison Phase 3 and authorize the Chair to execute the Agreement;
 - d. Accept the Tax Clearance Letter and Subdivision Map Guarantee;
 - e. Direct the Clerk of the Board to submit the executed Scenic & Conservation Easement, Final Map, and Subdivision Improvement Agreement to the County Recorder for filing with recording fees paid by the applicant, and submit the Faithful Performance and Labor and Material Security, and the Tax Clearance Letter from the Tax Collector as required by the County Recorder's Office.
 - f. (Final Map - PLN030204/UCP East Garrison, LLC, Fort Ord Master Plan, East Garrison Specific Plan)
- Proposed CEQA Action: Statutorily Exempt per Section 15268(b)(3)
Location: East Garrison Track 0, Former Fort Ord, south of Reservation Road, northeast of the intersection of West Camp Street and Watkins Gate Road
(REVISED REPORT AND ATTACHMENT G SUBMITTED VIA SUPPLEMENTAL)

Approved

RMA - Public Works and Facilities

- 86.**
- Adopt a Resolution agreeing to maintain a pedestrian crossing with a rapid rectangular flashing beacon, marked crosswalk, and required signage at the intersection of Merritt Street and Crane Street in Castroville until Caltrans alters, removes, or assumes maintenance responsibility for the crossing.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-517 agreeing to maintain a pedestrian crossing with a rapid rectangular flashing beacon, marked crosswalk, and required signage at the intersection of Merritt Street and Crane Street in Castroville until Caltrans alters, removes, or assumes maintenance responsibility for the crossing. ALL AYES