

Monterey County

*Board of Supervisors Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901*



Meeting Minutes - Draft

Tuesday, April 26, 2022

9:00 AM

Board of Supervisors

*Chair Supervisor Mary L. Adams - District 5
Vice Chair Supervisor Luis A. Alejo - District 1
Supervisor John M. Phillips - District 2
Supervisor Chris Lopez - District 3
Supervisor Wendy Root Askew - District 4*

9:00 A.M. - Called to Order

The meeting was called to order by Chair Supervisor Mary L. Adams.

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew and Supervisor John M. Phillips, appeared in person, with Supervisor Chris Lopez and Supervisor Luis A. Alejo who appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Iracema Lopez, Management Analyst I/Assistant Clerk of the Board appeared in person.

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for the agenda.

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 provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): All Units
 - (2) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): Units A, B and R
 - (3) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): Units F, H, J and K
 - (4) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): F, H, J, K, S and X
 - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) James Crivello (Worker's Compensation Appeals Board No. ADJ10457928)
 - (2) James Crivello (Worker's Compensation Appeals Board No. ADJ9722710)
 - (3) Daniel Mitchell v. Joseph Moses, et al. (Monterey County Superior Court Case No. 19CV001523)
 - (4) Daniel Mitchell v. Steve Bernal, et al. (Monterey County Superior Court Case No. 18CV001422)
 - c. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.

Public Comments for Closed Session

Open for public comments; Jayden Lopez, via Zoom, inaudible.

The Board Recessed for Closed Session Agenda Items

10:30 A.M. - Reconvened on Public Agenda Items

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew and Supervisor John M. Phillips, appeared in person, with Supervisor Chris Lopez and Supervisor Luis A. Alejo who appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Iracema Lopez, Management Analyst I/Assistant Clerk of the Board appeared in person.

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

Pledge of Allegiance

The Pledge of Allegiance to be led by Pam Patterson, Victim/Witness Assistance Program Manager from the District Attorney's Office.

Additions and Corrections by Clerk

There were no additions and corrections for the agenda.

Ceremonial Resolutions

Open for public comments; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Wendy Root Askew to adopt Ceremonial Resolutions 2 through 13.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

2. Adopt a resolution, proclaiming the Week of April 24- April 30, 2022 as National Crime Victims' Rights Week in Monterey County. (Supervisor Adams)

Adopted Resolution No. 22-128

3. Adopt a resolution proclaiming April as National Autism Awareness Month in Monterey County. (Supervisor Askew)
Adopted Resolution No. 22-130
4. Adopt a resolution honoring Amy Gibson upon her selection as the recipient of the 2020 Monterey Peninsula Chamber of Commerce Volunteer of the Year Award. (Supervisor Adams)
Adopted Resolution No. 22-129
5. Adopt a resolution honoring William L. (Bill) Perocchi upon his selection as the 2021 Monterey Peninsula Chamber of Commerce Citizen of the Year. (Supervisor Adams)
Adopted Resolution No. 22-131
6. Adopt a resolution honoring Dr. Deneen Guss upon her selection as the 2021 Monterey Peninsula Chamber of Commerce Ruth Vreeland Memorial Public Official of the Year. (Supervisor Adams)
Adopted Resolution No. 22-132
7. Adopt a resolution honoring Ileen Groves upon her selection as the recipient of the 2021 Monterey Peninsula Chamber of Commerce Robert C. Littlefield Award for Lifetime Achievement. (Supervisor Adams)
Adopted Resolution No. 22-134
8. Adopt a resolution honoring Elizabeth Williams upon her selection as the recipient of the 2021 Monterey Peninsula Chamber of Commerce Volunteer of the Year Award. (Supervisor Adams)
Adopted Resolution No. 22-136
9. Adopt a resolution honoring Joe Gunter upon his selection as the 2021 Monterey Peninsula Chamber of Commerce recipient of Special Recognition. (Supervisor Adams)
Adopted Resolution No. 22-135
10. Adopt a resolution for the Public Health Bureau, Tuberculosis Control Unit for receipt of the 2022 Centers for Disease Control and Prevention, U.S. TB Elimination Champion Award. (Supervisor Adams)
Adopted Resolution No. 22-138
11. Adopt a resolution designating the week of April 4-10, 2022 as “National Public Health Week” in Monterey County. (Supervisor Adams)
Adopted Resolution No. 22-137
12. Adopt a resolution honoring the recipient of the 2021 Monterey Peninsula Chamber of Commerce Business of the Year Award.

Adopted Resolution No. 22-139

13. Adopt a resolution proclaiming April 2022 as Fair Housing Month in the County of Monterey.
(Supervisor Askew)

Adopted Resolution No. 22-133**Appointments**

Open for public comments; no public comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor John M. Phillips to appoint/reappoint Item Numbers 14 through 16.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

14. Appoint Jeanne Hori-Garcia to the Commission on the Status of Women to fill an unexpired term ending on February 1, 2023. (Nominated by District 4, Supervisor Askew)

Appointed

15. Reappoint Kevin Piearcy to the Agricultural Advisory Committee with a term ending date of June 30, 2025. (Nominated By The Monterey County Farm Bureau)

Reappointed

16. Appoint Nathalia Carrillo to the Planning Commission with a term ending on January 23, 2026.
(Nominated by District 1, Supervisor Alejo)

Appointed**Approval of Consent Calendar – (See Supplemental Sheet)**

17. See Supplemental Sheet

Open for public comments; no public comments made.

Supervisor Wendy Root Askew and Supervisor Mary L. Adams commented/questioned Item Number 33 and Supervisor Mary L. Adams commented on Item Number 56.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo to approve Consent Calendar Item Numbers 31 through 67.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

General Public Comments

18. General Public Comments

Open for general public comments for items not on today's agenda; Nina Beety, Pylan Moglen, via Zoom, commented. Jayden Lopez, via Zoom, was inaudible.

10:30 A.M. - Scheduled Matters

19. Adopt a Resolution to approve funding recommendation for the WeatherTech® Raceway at Laguna Seca Start/Finish Bridge and Track Resurfacing Projects totaling \$9,725,000, including Laguna Seca Recreational Area (LSRA) Unrestricted Net Position \$1,283,905, Cannabis Tax Assignment \$4,406,095, Unassigned Fund Balance \$3,000,000, and 20% sponsorship match for Bridge Project \$1,035,000, and accomplish associated budget and accounting detail (4/5ths vote required).

Bryan Flores, Chief of Parks; Randell Ishii, Director and Jessica Cordiero-Martinez, Finance Manager from the Public Works, Parks and Facilities presented via PowerPoint presentation.

Open for public comments; Steve Fields, in person, Rick Aldinger, Mark Watson, Jayden Lopez, Bernie Gomez, Cesar Lara, and Carol Chorbaijan, via Zoom, commented.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Mary L. Adams to Adopt Resolution No.: 22-144 to:

a. Approving the funding recommendation for the WeatherTech® Raceway at Laguna Seca (WRLS) Start/Finish Bridge and Track Resurfacing Projects totaling \$9,725,000, including Laguna Seca Recreational Area (LSRA) Unrestricted Net Position \$1,283,905; Cannabis Tax Assignment \$4,406,095, of which \$3,000,000 is to be released as a temporary zero-interest (0%) loan to be repaid by Transient Occupancy Tax (TOT) revenue beginning in FY 2023-24; General Fund Unassigned Fund Balance \$3,000,000; and 20% Sponsorship Match for the Bridge Project \$1,035,000:

b. Authorizing and directing the Auditor-Controller to:

- 1) Amend the Fiscal Year (FY) 2021-22 Adopted Budget for LSRA, Fund 453, Appropriation Unit CAO046, to increase appropriations by \$1,283,905, where the financing source is LSRA Unrestricted Net Position Fund 453, Balance Sheet Account 3202 (4/5ths vote required);
- 2) Amend the FY 2021-22 Adopted Budget for the General Fund, Fund 001, Other Financing Uses Appropriation Unit CAO017, to increase appropriations by \$7,406,095, where the financing source is Unassigned Fund Balance, Fund 001, Balance Sheet Account 3101 (\$3,000,000), and Cannabis Tax Assignment, Fund 001, Balance Sheet Account 3132 (\$4,406,095) (4/5ths vote required);
- 3) Amend the FY 2021-22 Adopted Budget for Capital Projects, Fund 404, Appropriation Unit PFP057, to increase appropriations by \$8,690,000, where the financing sources are operating transfers in from General Fund, Fund 001, and LSRA, Fund 453 (4/5ths vote required);
- 4) Effect repayment of the \$3,000,000 zero-interest (0%) loan from the Cannabis Tax Assignment, Fund 001, Balance Sheet Account 3132, beginning in FY 2023-24 and continuing until the loan is satisfied, from Fund 001, Account 4100, Transient Occupancy Tax revenues exceeding the FY 2019-20 base revenue cap set by the Board of Supervisors for determining the future annual

allocation to the Monterey County Convention and Visitors Bureau, Arts Council, Film Commission, and Monterey County Business Council;

5) Transfer \$8,690,000 for FY 2021-22 to Capital Projects, Fund 404, Appropriation Unit PFP057, from LSRA, Fund 453, Appropriation Unit CAO046 (\$1,283,905), and General Fund, Fund 001, Other Financing Uses Appropriation Unit CAO017 (\$7,406,095) (4/5ths vote required); and

6) Incorporate the approved budget modifications to the FY 2021-22 Budget.

c. Authorizing and directing the County Administrative Office[1]Budget Division to:

1) reflect above approved changes in the FY 2022-23 Adopted Budget; and

2) bring forward in June 2023 adjustments to cap the contribution of TOT revenue to the Monterey County Convention and Visitors Bureau, Arts Council, Film Commission, and Monterey County Business Council in the FY 2022-23 General Financial Policies.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew and Supervisor John M. Phillips, appeared in person, with Supervisor Chris Lopez and Supervisor Luis A. Alejo who appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Iracema Lopez, Management Analyst I/Assistant Clerk of the Board appeared in person.

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

1:30 P.M. - Scheduled Matters

20. a. Receive a presentation on the Monterey County Children's Council Fiscal Year (FY) 2020-21 Annual Report from Council Chair Lori Medina, Monterey County Director of Social Services; and
b. Accept the FY 2020-21 Annual Report from the Monterey County Children's Council.

Elsa Jimenez, Director of Health and Lori Medina, Director of Social Services, in person, presented via PowerPoint presentation.

Open for public comments; Maria Carmen Parra on behalf of Graciela Alfaro and Alma Loreda, both via Zoom, and assisted by Diego Celis, Spanish Interpreter, commented.

Upon consensus the Board:

- a. Receive a presentation on the Monterey County Children's Council Fiscal Year (FY) 2020-21 Annual Report from Council Chair Lori Medina, Monterey County Director of Social Services; and
- b. Accept the FY 2020-21 Annual Report from the Monterey County Children's Council.

21. PLN200314 STEWART FRANCINE A & RODRIGUEZ DAVID JOHN

Public hearing to consider amending Figures 5 and 6d of the Del Monte Forest Land Use Plan to change the land use designation on a 0.497-acre parcel from Open Space Forest to Medium Density Residential, and amending Sectional District Map 20-16 of Section 20.08.060 of Title 20 (Monterey County Coastal Implementation Plan) of the Monterey County Code to change the zoning classification on a 0.497-acre parcel from Resource Conservation with a Design Control overlay (Coastal Zone) [RC-D (CZ)] to Medium Density Residential, 4 units per acre, with a Design Control overlay (Coastal Zone) [MDR/4-D (CZ)].

Project Location: 4209 Sunridge Road, Del Monte Forest Land Use Plan

Proposed CEQA Action: Statutorily Exempt Pursuant to CEQA Guidelines section 15265

Public hearing commenced.

Phil Angelo, Planner and Craig Spencer, Chief of Planning from the Housing Community and Development Department, both in person, presented via PowerPoint presentation.

Open for public comments; no public comments made.

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

1) Adopt Resolution No. 22-145 to:

- a) Find the project statutorily exempt from environmental review under CEQA Guidelines section 15265;
- b) Find that the proposed amendment to the Local Coastal Plan will conform with the Coastal Act; and
- c) Adopt a Local Coastal Program Amendment to Figures 5 and 6d of the Del Monte Forest Land Use Plan to change the land use designation on a 0.497-acre parcel from Open Space Forest to Medium Density Residential

2) Adopt Ordinance No. amending Sectional District Map 20-16 of Section 20.08.060 of Title 20 (Monterey County Coastal Implementation Plan) of the Monterey County Code to change the zoning classification on a 0.497-acre parcel from Resource Conservation with a Design Control overlay (Coastal Zone) [RC-D (CZ)] to Medium Density Residential, 4 units per acre, with a Design Control overlay (Coastal Zone) [MDR/4-D (CZ)];

3) Direct Staff to Submit the Local Coastal Program Amendment and the Zoning Ordinance Amendment to the California Coastal Commission for certification

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

22. Adopt Resolution approving the 2021 Emergency Operations Plan (EOP) Annex - Evacuation and Transportation Plan in accordance with Chapter 2.68.080 and 2.68.0404 of the County Code.

Gerry Malais, Emergency Services Manager, in person, from the office of Emergency Services

presented via PowerPoint presentation.

Open for public comments; no public comments made.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor John M. Phillips to Adopt Resolution No. 22-146 approving the 2021 Emergency Operations Plan (EOP) Annex - Evacuation and Transportation Plan in accordance with Chapter 2.68.080 and 2.68.0404 of the County Code.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

Other Board Matters

County Administrative Officer Comments

23. County Administrative Officer Comments

Charles McKee, County Administrative Officer commented.

County Administrative Officer comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4499

New Referrals

24. New Referrals

Charles McKee, County Administrative Officer from the County Administrative office shared there are no new referrals this week.

Referral Responses

25. Receive a preliminary analysis report in response to *Board Referral No. 2022.13* to name a portion of Natividad Medical Center after Barbara Shipnuck.

Dr. Charles Harris and Andrea Rosenberg, Hospital Assistant Administrator from Natividad Medical Center, both in person, presented via PowerPoint presentation.

Open for public comments; no public comments made.

Upon consensus the Board:

Received a preliminary analysis report in response to Board Referral No. 2022.13 to name a portion of Natividad Medical Center after Barbara Shipnuck.

26. a. Receive a status update on *Board Referral No. 2017.24* for consultant options to consolidate the Youth Center with the new Juvenile Hall and repurpose 970 Circle Drive; and

b. Provide direction to staff.

Todd Keating, Chief Probation Officer, in person, verbally presented.

Open for public comments; Orlando Osornio, Cesar Lara, Bernie Gomez, Sergio Sanchez, MILPA Collective, and Edgar Ibarra commented.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to:
a. Receive a status update on Board Referral No. 2017.24 for consultant options to consolidate the Youth Center with the new Juvenile Hall and repurpose 970 Circle Drive; and
b. Directed staff to move forward with a feasibility study through an outside consultant at the cost of \$70,000 from cannabis funds.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

- 27.** a. Receive a status report on the Board Referral 2021.25 “East Garrison Street Renaming”; and
b. Provide appropriate direction to staff.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor John M. Phillips to continue this matter to Tuesday, May 3, 2022.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

- 28.** a. Receive a follow up analysis report in response to *Board Referral No. 2022.08* seeking the opportunity for expansion of commercial financing companies in Monterey County; and
b. Provide appropriate direction to staff.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor John M. Phillips to continue this matter to Tuesday, May 3, 2022.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

- 29.** Receive a preliminary analysis report in response to Board Referral No. 2022.07 determining the feasibility of an agricultural and livestock pass for the County of Monterey.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor John M. Phillips to continue this matter to Tuesday, May 3, 2022.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

Board Comments

30. Board Comments

Board Comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4499

Read Out from Closed Session by County Counsel

CLOSED SESSION REPORT:

1. Closed Session under Government Code section 54950, relating to the following items:

a. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public's right of access to public services or facilities.

The Board took no reportable actions on items 1.a.

b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
(1) Designated representatives: Irma Ramirez-Bough and Kim Moore
Employee Organization(s): All Units

The Board took no reportable actions on items 1.a.

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

(1) James Crivello (Worker's Compensation Appeals Board No. ADJ10457928)
(2) James Crivello (Worker's Compensation Appeals Board No. ADJ9722710)

The Board took no reportable actions on items 1.a.

Adjourned

The meeting was adjourned by Chair Supervisor Mary L. Adams.

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

31. Authorize the County Counsel to execute amendment No. 4 to the agreement (A-13923) with Best Best & Krieger, LLP for specialized attorney services, extending the term an additional two (2) year period through April 30, 2024 for a total revised term of May 1, 2017 through April 30, 2024, with no change to the total agreement amount of \$465,000.

Approved - Agreement No.: A 13923; Amendment No. 4

32. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute renewal and amendment No. 4 to the agreement (A-14865) with R1 RCM Inc. for billing and claim denial appeal services, extending the agreement an additional two (2) year period (retroactive December 1, 2021 through November 30, 2023) for a revised full agreement term of December 1, 2015 through November 30, 2023, and adding \$50,000 for a revised total agreement amount not to exceed \$240,000.

Approved - Agreement No.: A 14865; Amendment No. 4

33. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute renewal and amendment No. 9 to the agreement (A-13506) with Focus One Solutions, LLC for a Healthcare Vendor Management System pursuant to the Request for Proposal (RFP) # 9600-62, adding \$14,000,000 for a revised total agreement amount not to exceed \$69,563,000 and to extend the term fourteen (14) months (April 13, 2022 through June 30, 2023) for a total agreement term of April 19, 2017 through June 30, 2023.

Approved - Agreement No.: A 13506; Amendment No. 9

34. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute renewal and amendment No. 2 to the agreement (A-14537) with MD Buyline, Inc. for medical equipment pricing analysis services plus associated consulting services, extending the agreement an additional two (2) year period (January 3, 2022 through January 2, 2024) for a revised full agreement term of January 3, 2018 through January 2, 2024, and adding \$48,089 for a revised total agreement amount not to exceed \$170,085.

Approved - Agreement No.: A 14537; Amendment No. 2

35. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 6 to the agreement (A-13105) with Armanino, LLP dba AMF Media Group for public relations services, extending the agreement an additional one (1) year period (May 1, 2022 through April 30, 2023) for a revised full agreement term of May 1, 2016 through April 30, 2023, and adding \$100,000 for a revised total agreement amount not to exceed \$1,831,900.

Approved - Agreement No.: A 13105; Amendment No. 6

36. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 3 to the agreement (A-13971) with Spin Recruitment Services pursuant to RFP #9600-78 for advertising recruitment services, extending the agreement an additional one (1) period year (January 1, 2023 through December 31, 2023) for a revised full agreement term of July 1, 2018 through December 31, 2023, and adding \$325,000 for a revised total agreement amount not to exceed \$1,225,000.

Approved - Agreement No.: A 13971; Amendment No. 3

37. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the agreement with Huron Consulting Services, LLC for advisory consulting services, extending the agreement an additional one (1) year period (June 1, 2022 through May 31, 2023) for a revised full agreement term of June 1, 2021 through May 31, 2023, and adding \$185,000 for additional services for a revised total agreement amount not to exceed \$247,000.

Approved - Agreement No.: A -15774; Amendment No. 1

38. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute renewal and amendment No. 7 to the agreement (A-13067) with Medical Information Technology, Inc. (MEDITECH) for the addition of a Pharmacy Automation interface and a Lab Newborn Screening interface, adding \$37,285 for a revised total agreement amount not to exceed \$571,837, and with an implementation term retroactive from January 1, 2022 through June 30, 2023.

Approved - Agreement No.: A 13067; Amendment No. 7

39. a. Authorize the Chief Executive Officer (“CEO”) for Natividad Medical Center (“NMC”) or his designee to execute a Master Service Agreement with Stericycle, Inc. (“Stericycle”) for regulated medical waste disposal services for a term of May 1, 2022 through April 30, 2027;
- b. Authorize the CEO for NMC or his designee to execute a Master Service Agreement with Stericycle for sharps disposal services for a term of May 1, 2022 through April 30, 2027;
- c. Authorize the CEO for NMC or his designee to execute a Master Service Agreement with Stericycle for pharmaceutical waste disposal services for a term of May 1, 2022 through April 30, 2027;
- d. Authorize the CEO for NMC or his designee to execute a Master Service Agreement with Stericycle for hazardous waste disposal services for a term of May 1, 2022 through April 30, 2027;
- e. Authorize a total liability of \$1,251,555 in the aggregate for all four (4) Master Service Agreements with Stericycle; and
- f. Authorize the CEO for NMC or his designee to execute up to three (3) one-year future amendments to each of the agreements which do not significantly alter the scope of work and a one-time increase of ten percent (10%) (\$125,155) to the total liability of all agreements in the aggregate.

Approved - Agreement No.: A-15779 For regulated medical waste disposal services; Agreement No.: A-15780 For sharps disposal services; Agreement No.: A-15781 For pharmaceutical waste disposal services; Agreement No.: A-15782 For hazardous waste disposal services

40. a. Adopt the Natividad Medical Center (NMC) 2022 Job Order Contracting (JOC) Construction

Task Catalog, Technical Specifications and Project Manuals for JOC 2022, Project No. JOC Bid No. NMC 2022-01, Bid No. NMC 2022-02, and NMC 2022-03; and

b. Authorize advertising the “Notice to Contractors” in a newspaper of general circulation.

Adopted

- 41.** Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 7 to the agreement (A-13241) with Mission Linen Supply for linen processing services per Request for Proposal (RFP) 9600-65, extending the agreement an additional one (1) year period (July 1, 2022 through June 30, 2023) for a revised full agreement term of July 1, 2016 through June 30, 2023, and adding \$815,000 for a revised total agreement amount not to exceed \$3,395,000.

Approved - Agreement No.: A 13241; Amendment No. 7

- 42.** Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an Order Form with HealthStream, Inc. subject to the terms and conditions of the HealthStream Master Services Agreement (A-14475), to extend the web-based HealthStream learning management system for an additional five (5) year period (July 1, 2022 through June 30, 2027) for a revised full Agreement term of July 1, 2019 through June 30, 2027, at a cost of \$234,290 for a revised total Agreement amount not to exceed \$371,634.

Approved - Agreement No.: A-14475

- 43.** Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 3 to the agreement (A-14559) with SkillSurvey, Inc. for online reference checking solution services, extending the agreement an additional one (1) year period (December 31, 2022 through December 30, 2023) for a revised full agreement term of December 31, 2016 through December 30, 2023, and adding \$25,000 for a revised total agreement amount not to exceed \$136,234.

Approved - Agreement No.: A-14559; Amendment No. 3

- 44.** a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 7 to the agreement (A-13298) with Net Health Systems, Inc. to renew the software licensing agreement for physical therapy outpatient, scheduling, home exercise, analytics (ReDoc xFit) and Agility modules retroactive from January 31, 2022 through November 30, 2024 and adding an additional \$235,184 for a revised total Agreement amount of \$582,613.
b. Extend the existing agreement for inpatient rehabilitation (IP ReDoc) for five (5) months for a revised full agreement term of August 31, 2016 through November 30, 2024 to be coterminous with the ReDoc xFit modules agreement.

Approved - Agreement No.: A-13298; Amendment No. 7

Health Department

- 45.** a. Approve and Authorize the Director of Health or Assistant Director of Health to sign a Participation Agreement (PA) with Oregon Community Health Information Network, Inc. (OCHIN) to participate in

the Women's Health Project: Postpartum Care Services Initiative, an initiative to improve health outcomes for postpartum women, effective upon execution of the PA and for a term of five (5) years from execution by both parties; and

- b. Approve the recommendation of Director of Health or Assistant Director of Health to accept the non-standard indemnification provisions; and
- c. Accept a clinic impact fee of \$10,000 from OCHIN for participation in the study; and
- d. Authorize the Director of Health, or the Assistant Director of Health, to act as the agent for the County in processing all documentation in coordination of this initiative; and
- e. Authorize the Director of Health or Assistant Director of Health to sign up to three (3) future amendments to this PA where the amendments do not significantly change the scope of work.

Approved - Agreement No.: A-15775

- 46.
- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement with Cinnamon Hills Youth Crisis Center for the retroactive term April 1, 2022 through June 30, 2024 for the provision of residential and mental health services to Monterey County youth in the amount of \$112,844 for Fiscal Year (FY) 2021-22, \$490,341 for FY 2022-23 and \$490,341 for FY 2023-24, for a total Agreement amount not to exceed \$1,093,526; and
 - b. Approve non-standard insurance provision in Agreement as recommended by the Director of Health; and
 - c. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$109,352) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No.: A -15777

- 47.
- a. Authorize the County Counsel to execute an Agreement for Specialized Attorney Services ("Agreement") with the Law Offices of Kelly Wachs, P.C., for independent consulting and legal services with respect to employment-based immigration law matters for the Monterey County Health Department, for a term May 1, 2022, through June 30, 2024, and for a total agreement amount not to exceed \$45,000; and
 - b. Accept the recommendation of the Director of Health to approve the non-standard automobile insurance provisions in the Agreement; and
 - c. Authorize the County Counsel to execute up to three (3) future amendments to this Agreement where the total amendments do not exceed 10% (\$4,500) of the agreement amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15783

Department of Social Services

- 48.
- a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Aspiranet for \$184,988 to support the Resource Family Approval Program throughout Monterey County for the period of July 1, 2022 through June 30, 2023; and
 - b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$18,498 of the contract amount, and

do not significantly change the scope of work.

Approved - Agreement No.: A-15784

49. a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Community Human Services to provide Commercially Sexually Exploited Children (CSEC) program services in the amount of \$118,750 for a term of July 1, 2022 through June 30, 2023; and
- b. Authorize the Director of the Department of Social Service to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$11,875) of the contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15785

Criminal Justice

50. a. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Agreement with Yada Yada Yada, Inc, dba APR Aviation for unanticipated, critical aircraft maintenance work an initial term of February 1, 2021 (retroactive) to April 5, 2022, for a total agreement amount of \$7,300; and
- b. Authorize and direct the Auditor-Controller to issue a payment not to exceed \$7,300 for work done prior to the start of this agreement.

Approved - Agreement No.: A-15786

51. a. Authorize and approve the County of Monterey Correctional Facility Projects to replace kitchen refrigeration compressors and repair refrigerator doors, install washer and dryer, replace rain gutters, repair water softeners, and install new automatic generator transfer switch as detailed in Attachment A; and
- b. Authorize and approve a request to reallocate an estimated \$55,000 in unused remaining balance from completed Sheriff capital works roofing projects, appropriated in FY 2021-22 Fund 402, to cover the cost for the Correctional Facility Projects as detailed in Attachment A.

Approved

52. a. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Agreements as needed for RFP #10800 with Ray Vargas, Inc. dba Advanced Towing; PDP Investments Inc. dba P&R Towing-Petes Towing; Autoprises I, Inc. dba Salinas Auto Center; CA Towing Inc. dba California Towing & Transport, Quality Towing, Inc.; Paco's Towing and Xtreme Towing Inc., to provide Abatement and Evidence towing for the County of Monterey in an aggregate not to exceed amount of \$350,000 for the period July 1, 2022 to June 30, 2027; and
- b. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign agreements with other Towing Vendors as necessary to ensure there is towing coverage for the County of Monterey, in an aggregate not to exceed amount of \$150,000 from date of signature to June 30, 2027; and
- c. Authorize the Contracts/Purchasing officer or the Contracts/Purchasing Supervisor to sign two (2)

additional one (1) year amendments that do not exceed ten percent of the agreement amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15790

53. Receive and consider Monterey County's SB 823 Juvenile Justice Realignment Block Grant Annual Plan for FY 22-23, pursuant to Section 1991 (a) of the Welfare and Institutions Code.

Approved

General Government

54.

a. Approve and Authorize the Contracts/Purchasing Officer to execute a new three (3) year Lease Agreement between Susan Glau, Trustee, Susan Glau Living Trust dated 2-22-05 ("LESSOR") and the COUNTY OF MONTEREY, a political subdivision of the State of California ("LESSEE"), on behalf of the Monterey County Free Libraries (MCFL) from May 1, 2022 through April 30, 2025 for 1008 square feet of space located at 62350 College Street, San Ardo, California, for use by the MCFL San Ardo Branch.

b. Authorize the Auditor-Controller to continue to make lease payments of \$1,016.40 per month in accordance with the terms of the original Lease Agreement (A-10468) through April 30, 2022 and pursuant to the proposed new Lease Agreement from May 1, 2022 through April 30, 2025; and

c. Authorize an optional extension of the new Lease Agreement for an additional three (3) year period under the same terms and conditions if deemed by the Contracts/Purchasing Officer to be in the best interest of the County and subject to approval as to form by the Office of the County Counsel and approval of fiscal provisions by the Auditor-Controller's Office.

Approved - Agreement No.: A-15787

55.

a. Approve and authorize the Chief Information Officer of the Information Technology Department to sign a non-standard License Agreement with the Tucson Seaside LLC, a Delaware limited liability company - Monterey Embassy Suites site for an amount not to exceed \$6,000 per year, commencing retroactively January 1, 2022, and ending on December 31, 2027; and

b. Accept non-standard provisions as recommended by the Chief Information Officer; and

c. Authorize the Chief of Information Officer or designee to execute up to four (4) future amendments, subject to County Counsel review, to extend the non-standard License Agreement term for four (4) additional years per amendment and to allow for a four percent (4%) annual increase per year provided the amendments do not significantly change the scope of work and do not alter the non-standard terms of the License Agreement.

Approved - Agreement No.: A-15788

56.

a. Approve and authorize the Chief Information Officer of the Information Technology Department to execute Amendment No. 1 to the Standard Agreement with David Lloyd, doing business as Jane's Answering Service for renewal of the after-hours telephone answering services for the County,

extending the agreement for an additional three (3) years to June 30, 2025, and adding \$75,000 for a total agreement amount of \$135,000; and

b. Authorize the Chief Information Officer of the Information Technology Department to execute service order forms and such documents as are necessary to implement extension of the agreement; and

c. Authorize the Chief Information Officer of Information Technology Department to sign, up to three (3) additional amendments to this Agreement, extending the term by one year, where the additional costs per year do not exceed ten percent (10%) of the cost of the prior year, subject to County Counsel review, and provided that the terms and conditions of the agreement remain substantially the same.

Approved - Agreement No.: A-14446 ; Amendment No. 1

57. Receive and Accept the Treasurer's Report of Investments for the Quarter Ending March 31, 2022.

Approved

58. a. Accept Assembly Bill (AB) 1869 annual allocations in the amount of \$762,744 per year from the California Department of Finance (DOF) for FY 21-22 through FY 25-26 to backfill revenue loss for the Probation Department and Sheriff's Office due to the repeal of various criminal fees;
- b. Receive the report on the metrics of the funding loss related to AB 1869 repealed fees; and
- c. Authorize the County Administrative Office to file the required annual reports with the State on the metrics of the funding loss related to AB 1869 and how the annual backfill allocation will be spent by affected County departments.

Approved

59. Adopt a Resolution to approve the Monterey County Civil Grand Jury's Conflict of Interest Code.

Adopted Resolution No. 22-147

60. Receive the action minutes from the Legislative Committee meetings on February 9 and March 14, 2022.

Received

61. Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following meeting date: Tuesday, April 19, 2022.

Approved

Housing and Community Development

62. a. Approve Standard Agreement with TruePoint Solutions, LLC, to provide as-needed on-call support beyond what is provided by Accela Customer Service Response and provide a budget to continually enhance and expand the County's Accela configuration for the not to exceed amount of \$118,800 for the term of July 1, 2022, through June 30, 2025;

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute future amendments that do not significantly alter the scope of work or increase the approved Agreement amount by more than 10%;

Approved - Agreement No.: A-15789

63. a. Approve Amendment No. 2 to Agreement No. A-14427 with Accela, Inc., to continue to provide implementation, hosting and maintenance for the subscription services for the Accela software product (“services”), to increase the not to exceed amount by \$89,749 for a total not to exceed amount of \$1,108,746, extending the agreement an additional three (3) years for the revised term from July 1, 2019 through June 30, 2025;

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 and future amendments to the Agreement where the scope of work is not changed significantly and do not exceed ten percent (10%) of the total Agreement amount.

Approved - Agreement No.: A 14427; Amendment No. 2

Public Works, Facilities and Parks

64. Authorize and direct the Auditor-Controller to:

a. Amend the FY 2021-22 Adopted Budget for County Service Area 17-Rancho Tierra Grande, Fund 057-3200-8566-PFP011, to increase appropriations in the amount of \$3,876, where Fund 057 Unassigned Fund Balance 3101 is the financing source (4/5th vote required);

b. Amend the FY 2021-22 Adopted Budget for County Service Area 24-Pedrazzi/Indian Springs, Fund 061-3200-8566-PFP015, to increase appropriations in the amount of \$126,550, where Fund 061 Unassigned Fund Balance 3101 is the financing source (4/5th vote required);

c. Amend the FY 2021-22 Adopted Budget for County Service Area 25-Carmel Valley Golf & Country Club, Fund 062-3200-8566-PFP016, to increase appropriations in the amount of \$17,681, where Fund 062 Unassigned Fund Balance 3101 is the financing source (4/5th vote required);

d. Amend the FY 2021-22 Adopted Budget for County Service Area 66-Oak Tree Views, Fund 087-3200-8566-PFP041, to increase appropriations in the amount of \$6,688, where Fund 087 Unassigned Fund Balance 3101 is the financing source (4/5th vote required); and

e. Amend the FY 2021-22 Adopted Budget for County Service Area 75-Chualar, Fund 093-3200-8566-PFP046, to increase appropriations in the amount of \$6,467, where Fund 093 Unassigned Fund Balance 3101 is the financing source (4/5th vote required).

Approved

65. a. Award a contract to Whitaker Construction Group, Inc., the lowest responsible bidder, for the River Road Emergency Repair at Fairview Road, Project No. 7210, in the total amount of \$1,521,509;

b. Approve the Performance and Payment Bonds executed and provided by Whitaker Construction Group, Inc.;

c. Authorize a contingency, not to exceed ten percent (10%) of the contract amount or \$152,151, to provide funding for approved contract change orders;

d. Authorize the Director of Public Works, Facilities and Parks to execute the contract and, subject to the provisions of the Public Contract Code and Board Policies as applicable, approve change orders to

the contract that do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work; and

e. Authorize the Director of Public Works, Facilities and Parks or the Director's designee to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when the Director or the Director's designee determines that the contract is complete in all respects in accordance with the Plans and Special Provisions for the construction of the River Road Emergency Repair at Fairview Road, Project No. 7210.

Approved

- 66.** a. Approve Amendment No. 2 to the Agreement for Purchase of Real Property between County of Monterey and Gregory Neil Brown and Robin Lynn Brown, Trustees of the Greg and Lynn Brown Revocable Trust dated August 11, 2005 (APN 424-091-021), to amend the Temporary Construction Easement to begin on May 1, 2020 and end on May 1, 2024 for a period of four (4) years for the construction of Nacimiento Lake Drive Bridge Project, Project No. 2202; and
- b. Authorize the Director of Public Works, Facilities & Parks to execute the Amendments to the Agreements for Purchase of Real Property on behalf of the County.

Approved - Agreement No.: A-14268; Amendment No. 2

- 67.** Adopt a resolution that orders a general election consolidated with the November 8, 2022 statewide election on the questions of:
- a. Shall the East Garrison Community Services District have an elected Board of Directors; and
- b. If the East Garrison Services District shall have a directly elected Board of Directors, which 5 candidates shall be elected to serve.

Adopted Resolution No. 22-149