



# Monterey County

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

## Action Minutes - Draft Board of Supervisors

*Chair Fernando Armenta - District 1*  
*Vice-Chair Louis R. Calcagno - District 2*  
*Supervisor Simón Salinas - District 3*  
*Supervisor Jane Parker - District 4*  
*Supervisor Dave Potter - District 5*

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Tuesday, January 29, 2013

9:00 AM

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**See separate agenda for Successor Agency to the Monterey County Redevelopment Agency**

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

### **Roll Call**

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

### **Additions and Corrections for Closed Session**

**There were no additions or corrections to Closed Session.**

### **Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:
    - (1) Carmel Valley Association, Inc. v. Board of Supervisors of the County of Monterey (Monterey County Superior Court case no. M109442)
  - b. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Counsel.
  - c. Pursuant to Government Code section 54957, the Board will confer regarding discipline, dismissal, or release of a public employee.
  - d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: James May and Brette NealEmployee Organization(s): All Units
  - e. Pursuant to Government Code section 54957, the Board will confer with

County Counsel regarding a potential threat to the security of public buildings.

**CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a through e.**

**10:30 AM Reconvene**

**Roll Call**

*Present: Charlie Steves, Interpreter*

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

**Pledge of Allegiance**

The Pledge of Allegiance was led by Supervisor Potter.

**Additions and Corrections**

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 corrections:

**Correction to Appointments**

**14. Reappoint Charles Nelson to the Fish & Game Advisory Commission, term ending February 1, 2017. (Supervisor Armenta) (Corrected spelling of name)**

**Remove from Regular Consent Calendar –Criminal Justice**

**34. Approve and authorize the Contracts/Purchasing Officer to execute an agreement with TracNet for the implementation of a Records Management/Jail Management System in an amount not to exceed \$965,000.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve Additions and Corrections. ALL AYES**

**Consent Calendar- (See Supplemental Sheet)**

- 2. Approval of the Consent Calendar - Regular (See Supplemental Sheet)

**Supervisor Parker pulled item 43 and questioned staff. Paul Greenway responded.**

**Supervisor Calcagno pulled item 42.1 and questioned staff. Benny Young responded.**

**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, that this General Agenda Item be approved. ALL AYES**

**Ceremonial Resolutions**

- 3. Adopt Resolution commending Nelda Sanders, District Attorney’s Office, upon her retirement from 32 years of Public Service. (Supervisor Armenta)

**A motion was made by Supervisor Simón Salinas, seconded by Jane Parker, to adopt Resolution No. 13-004. ALL AYES**

- 3.1 Adopt Resolution honoring Kathy Merritt upon her selection as the 2012 King City Chamber of Commerce and Agriculture Friend of the Community. (Supervisor Salinas)

**A motion was made by Supervisor Simón Salinas, seconded by Jane Parker, to adopt Resolution No. 13-008. ALL AYES**

- 3.2 Adopt Resolution honoring Floyd Owens upon his selection as the 2012 King City Chamber of Commerce and Agriculture Citizen of the Year. (Supervisor Salinas)

**A motion was made by Supervisor Simón Salinas, seconded by Jane Parker, to adopt Resolution No. 13-009. ALL AYES**

- 3.3 Adopt Resolution honoring Mission Ranches and Big Valley Labor upon their selection as the 2012 King City Chamber of Commerce and Agriculture Business of the Year. (Supervisor Salinas) (REVISED RESOLUTION VIA SUPPLEMENTAL)

**A motion was made by Supervisor Simón Salinas, seconded by Jane Parker, to adopt Resolution No. 13-010. ALL AYES**

### **Appointments**

4. Appoint Carlos Martinez filling an unscheduled vacancy to the Equal Opportunity Advisory Commission representing SEIU Local 521, term ending December 31, 2013. (Full Board)

**A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Appointment be approved. ALL AYES**

5. Reappoint Louann Raras to the Equal Opportunity Advisory Commission representing Commission on the Status of Women, term ending December 31, 2015. (Full Board)

**A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Reappointment be approved. ALL AYES**

6. Reappoint Charles Collins to the Fish & Game Advisory Commission, term ending February 1, 2016. (Supervisor Parker)

**A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Reappointment be approved. ALL AYES**

7. Reappoint Bob Bogardus; Larry Levine; and Margaret Robbins to CSA No. 50, Citizens Advisory Committee terms ending January 1, 2016. (Supervisor Potter)

**A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that these Reappointments be approved. ALL AYES**

8. Appoint Rick Martin to the Ft. Ord Veteran Cemetery Citizen's Advisory Committee, to fill an unscheduled vacancy, term ending 12-31-13. (Supervisor Calcagno)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Appointment be approved. ALL AYES**
9. Appoint Wayne Johnson to the Commission on Disabilities, representing Community-Based Organization, term ending December 31, 2015. (Full Board)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Appointment be approved. ALL AYES**
10. Reappoint Helene Brodrick and Olivia Quezada to the Area Agency on Aging Advisory Council representing the Community-At-Large, terms ending January 1, 2016. (Full Board)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that these Reappointments be approved. ALL AYES**
11. Reappoint Kevin Kreyenhagen and Kevan Urquhart to the Fish and Game Advisory commission, terms ending February 1, 2016. (Supervisor Potter)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that these Reappointments be approved. ALL AYES**
12. Appoint Kathy Beuthin to the Housing Authority of Monterey County, representing At-Large - Tenant Commissioner, term ending January 29, 2015. (Supervisor Potter)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Appointment be approved. ALL AYES**
13. Reappoint Richard Denier and Lance Monosoff to CSA No. 50 Citizens Advisory Committee, terms ending January 1, 2014. (Supervisor Potter)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that these Reappointments be approved. ALL AYES**
14. Reappoint Charles Nelson to the Fish & Game Advisory Commission, term ending February 1, 2017. (Supervisor Armenta) (Revised via Additions and Corrections)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that these Reappointments be approved. ALL AYES**
15. Reappoint Tom Collier to the Animal Control Program Advisory Board, term ending July 1, 2014. (Supervisor Armenta)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Reappointment be approved. ALL AYES**

- 15.1 Reappoint Robert Monares to the Fish & Game Commission, term ending February 1, 2015. (Supervisor Salinas)
- A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas, that this Reappointment be approved. ALL AYES**

### **Other Board Matters**

16. Board Comments
- Supervisor Parker advised she is recruiting interested Veterans or family members of veterans to apply for the District 4 representative seat on the Military and Veterans Affairs Advisory Commission. Anyone interested in serving can send an expression of interest to the District 4 office.**
- Supervisor Calcagno advised that several businesses in the unincorporated area of the County would be impacted by the elimination of plastic bags and requested an economic feasibility study be done to outline impacts on businesses in the unincorporated areas versus businesses in the city limits.**
17. CAO Comments and Referrals
- Chair Salinas advised he made a Board Referral to schedule a Joint Special meeting between the Board of Supervisors and the Salinas Valley Solid Waste Authority (SVSWA) Board of Directors before the end of March. County Administrative Officer Dr. Lew Bauman confirmed receipt of the referral and that County staff will work with the Health Department and a SVSWA representative to coordinate the meeting. CAO Bauman advised the meeting can include the Monterey Peninsula Regional Waste Management District Board members and evaluate the important issue of waste disposal in the County.**
18. General Public Comment
- Bill Carrothers; Rich Perez; Joe Vierra; Eric Peterson; Hans Jongens; Bud Reiwerts.**

### **10:30 A.M. - Scheduled Matters**

19. Reconsider “Guiding Principles in Implementing Policy Options Following the Base Reuse Plan (BRP) Reassessment.”
- Public comment: Joe Vierra.**  
**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, to approve reconsideration of this item and continued this item to February 5, 2013. ALL AYES**
20. Continuance of Public Hearing to Consider Amendments to the 2010 Monterey County General Plan (Carmel Valley Master Plan) Implementing a Litigation Settlement with the Carmel Valley Association.

**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, to continue this item to February 12, 2013 at 1:30 p.m. ALL AYES**

- 21.**
- a. Approve and Authorize the Director of Health to sign and execute the third one (1) year contract extension (Attachment C-3).
  - b. Approve and Authorize the Director of Health to execute amendment to Exhibit D (Attachment C-2) refining our zone response times; and
  - c. Approve and Authorize the rate increase of 2.75% pursuant to section 17.2 of the Agreement for 2013 (Attachment C-1). (REVISED REPORT VIA SUPPLEMENTAL)

**This item heard as first item at 10:30 A.M.**

**Public comment: Jerry Edelen; Harry Wolcomott; Harry Robbins; Chris Ormand; Linda Sakata; Kimberly Craig; Dr. Stubblefield; Humberto Arista; Mike Calhoun; Jason Burnett; Warren Poitras; Doug Petric; Mike Urquides.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisors Jane Parker, to deny the request for a one year contract extension. ALL AYES**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Simon Salinas, to approve and authorize the rate increase of 2.75% pursuant to section 17.2 of the Agreement for 2013 (Attachment C-1). 4-1 (Supervisor Calcagno dissented)**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Simon Salinas to approve and authorize the Director of Health to execute amendment to Exhibit D (Attachment C-2) refining our zone response times. ALL AYES**

- 22.**
- Endorse a management process for preparing and adopting long range planning documents and ordinances.  
(REF120071/Local Coastal Program Amendment Process and REF120072/General Ordinance/Document Preparation Process)

**Public comment: Joe Vierra.**

**A motion was made by Jane Parker, seconded by Dave Potter, to endorse a management process for preparing and adopting long range planning documents and ordinances.**

**(REF120071/Local Coastal Program Amendment Process and REF120072/General Ordinance/Document Preparation Process). ALL AYES**

**12:00 PM Recess to Lunch**

**1:30 PM Reconvene****Roll Call**

*Present: Charlie Steves, Interpreter*

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

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

- 23.**
- a. Consider adoption of an Ordinance amending Chapter 2.80 of the Monterey County Code establishing policy and procedures for the investigation and resolution of discrimination complaints;
  - b. Adopt a Resolution to establish the Equal Opportunity & Non-Discrimination Policy;
  - c. Adopt a Resolution to establish the Prevention of Sexual Harassment Policy;
  - d. Adopt a Resolution to establish the Equal Opportunity for Persons with Disabilities and Reasonable Accommodation Policy;
  - e. Adopt a Resolution to establish the Diversity Policy; and
  - f. Direct the Equal Opportunity Officer to implement policies and procedures.

**A motion was made by Supervisor Simón Salinas, seconded by Jane Parker, to:**

- a. Adopt Ordinance 5213 amending Chapter 2.80 of the Monterey County Code establishing policy and procedures for the investigation and resolution of discrimination complaints;**
- b. Adopt Resolution No. 13-011 to establish the Equal Opportunity & Non-Discrimination Policy;**
- c. Adopt Resolution No. 13-012 to establish the Prevention of Sexual Harassment Policy;**
- d. Adopt Resolution No. 13-013 to establish the Equal Opportunity for Persons with Disabilities and Reasonable Accommodation Policy ;**
- e. Adopt Resolution No. 13-014 to establish the Diversity Policy; and**
- f. Direct the Equal Opportunity Officer to implement policies and procedures.**

**ALL AYES**

- 24.**
- a. Approve the retitling of the Monterey Plan for Equal Access to Employment and Contracting Opportunities to the Equal Opportunity Plan for County of Monterey;
  - b. Approve and adopt the Equal Opportunity Plan for County of Monterey; and
  - c. Direct the Equal Opportunity Officer to implement and administer the Equal Opportunity Plan.

**A motion was made by Jane Parker, seconded by Supervisor Simón Salinas to:**

- a. Approve the retitling of the Monterey Plan for Equal Access to Employment and Contracting Opportunities to the Equal Opportunity Plan for County of Monterey;**

**b. Approve and adopt the Equal Opportunity Plan for County of Monterey; and  
c. Direct the Equal Opportunity Officer to implement and administer the Equal Opportunity Plan. ALL AYES**

- 25.** Public hearing (continued from January 15, 2013) to: Consider adoption of an ordinance amending Chapter 18.12 of the Monterey County Code to adopt the 2010 California Green Building Standards Code by reference and add requirements and incentives for incorporating “green” building principles and practices into new development in the unincorporated area of Monterey County.

(Green Building Ordinance - REF110058/County-wide)

**Public comment: Don Ask; Eric Peterson.**

**Public hearing held (continued from January 15, 2013).**

**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, to: adopt Ordinance 5214 amending Chapter 18.12 of the Monterey County Code to adopt the 2010 California Green Building Standards Code by reference and add requirements and incentives for incorporating “green” building principles and practices into new development in the unincorporated area of Monterey County.**

**(Green Building Ordinance - REF110058/County-wide). ALL AYES**

- 26.** Public hearing (continued from November 6, 2012) to:
- a. Receive a status update from the Resource Management Agency-Planning regarding the proposed ordinances to eliminate the Minor and Standard Subdivision Committees; and
  - b. Direct staff to return on February 12, 2013 with proposed options for the processing of lot line adjustments and subdivision applications. [REF100014 (Inland) and REF120004 (Coastal), Options for Application Processes with the Elimination of the Minor and Standard Subdivision Committees.]

**Public hearing (continued from November 6, 2012) held;**

**A motion was made by Supervisor Simón Salinas, seconded by Dave Potter, to:**

**a. Receive a status update from the Resource Management Agency-Planning regarding the proposed ordinances to eliminate the Minor and Standard Subdivision Committees; and**

**b. Direct staff to return on February 12, 2013 with proposed options for the processing of lot line adjustments and subdivision applications.**

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

## **Adjournment**

**In Memory of Elmo "Elmer" Lester Lanini, Jan Mitchell, and Louis Garcia**



**APPROVED:**

\_\_\_\_\_  
**FERNANDO ARMENTA, CHAIR  
BOARD OF SUPERVISORS**

**ATTEST:**

**BY: \_\_\_\_\_  
GAIL T. BORKOWSKI  
CLERK OF THE BOARD**

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

27. a. Reallocate a vacant one (1.0) FTE Chronic Disease Prevention Coordinator to a one (1.0) FTE Public Health Nurse II in Health Department Budget Unit HEA003-8124; and  
b. Authorize the County Administrative Office to incorporate the approved position changes in the FY 2012-13 Adopted Budget.

**Approved**

28. Appoint Caroline Kennedy, MD as interim Health Officer effective February 1, 2013, at 5:00 p.m.

**Approved**

**Criminal Justice**

29. Revise the October 16, 2012 Board Order (File # 12-947), related to the Marijuana Suppression Program to include the required Resolution as requested by the Board of State and Community Corrections (BSCC).

**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, to adopt Resolution No. 13-015 revising the October 16, 2012 Board Order (File # 12-947) to include the attached resolution as requested by the Board of State and Community Corrections. ALL AYES**

30. Approve and authorize the Sheriff to submit a grant application in the amount of \$185,682 with the Board of State and Community Corrections (BSCC) to continue funding for the Narcotics Enforcement Unit County of Monterey (NEUCOM) Program for the period of October 1, 2012 through September 30, 2013.

**Approved**

31. Authorize the Contracts/Purchasing Officer to sign Professional Service Agreement with Identix, a MorphoTrust USA Company, to provide annual maintenance for 16 live scan machines in the amount of \$100,225.32 for Fiscal Year 2012-13.

**Approved - Agreement No. A-12388**

32. Authorize the Contracts/Purchasing Officer to sign Amendment No. 1 with Jim Guy, doing business as Introspect for Inmate Assessment and Intervention Program at the Monterey County Sheriff's Office, Custody Operations Bureau, which would amend the existing Agreement with an extended scope of service and increase the total amount of the Agreement by \$78,068 with the AB109, the Public Safety Realignment Act of 2011, fund for a revised total

amount of \$245,072.

**Approved - Agreement No. A-12318**

33. Approve an application and order for destruction of records for the Sheriff's Office. (4/5th Vote Required).

**Approved**

34. Approve and authorize the Contracts/Purchasing Officer to execute an agreement with TracNet for the implementation of a Records Management/Jail Management System in an amount not to exceed \$965,000.

**Item removed via Additions and Corrections**

35. Approve amendment to Conflict of Interest Code for the Monterey County District Attorney's Office.

**Approved**

### **General Government**

36. a. Amend the Fiscal Year 2013 Agricultural Commissioner's Office Budget 2810, AGR001, Unit 8001 to reallocate one (1.0) FTE Senior Account Clerk to one (1.0) FTE Accountant I, and in Unit 8002 reallocate one (1) FTE Produce Inspector II to one (1) FTE Management Analyst III; and  
b. Authorize the County Administrative Office to incorporate approved changes in the FY 2012-13 Budget.

**Approved**

37. Authorize acceptance of work and file a combined Notice of Completion for the third and fourth quarters of the annual maintenance of interior Park roadways at Laguna Seca Recreation Area for calendar year 2012, Bid No. 10365.

**Approved - Construction No. 2012-011**

38. a. Approve specifications for annual maintenance and repair of Parks Department interior roadways at Laguna Seca Recreation Area, for calendar year 2013 (January 1, 2013 through December 31, 2013), Bid No.10407;  
b. Authorize solicitation of bids; and  
c. Authorize and direct the Clerk of the Board to advertise the "Notice to Bidders" in the local newspaper, The Californian, on February 4, 2013 and February 11, 2013.

**Approved - Construction No. 2013-001**

39. Receive and accept the Treasurer's Report of Investments for the quarter ending December 31, 2012.

**Approved**

40. Exercise the Board of Supervisors option under California Government Code 53853 to notify certain school districts that it will not authorize the issuance of tax and revenue anticipation notes ("TRANS") of the Districts and to provide such notification by February 8, 2013.

**Approved**

41. Authorize advance step placement of Mr. David Spaur at Step 4 of the Economic Development Director salary range, effective February 11, 2013, in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5.

**Approved**

42. Adopt Resolution to:
- a. Amend the Personnel Policies and Practices Resolution (PPPR) No. 98-394 to adjust the salary range of the Managing Deputy District Attorney classification as indicated in the attached Resolution;
  - b. Authorize the Human Resources Department to implement the change in the Advantage HRM system.

**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, to adopt Resolution No. 13-016 to:**

- a. Amend the Personnel Policies and Practices Resolution (PPPR) No. 98-394 to adjust the salary range of the Managing Deputy District Attorney classification as indicated in the attached Resolution;**
- b. Authorize the Human Resources Department to implement the change in the Advantage HRM system. ALL AYES**

### **RMA-General**

- 42.1 Adopt Resolution to:
- a. Authorizing the Resource Management Agency Director to work with Monterey County's legislative team to develop legislation (2013 omnibus transportation bill) enabling relinquishment of a segment of State Route 68 generally described as the segment from State Route 1 to the western terminus; and
  - b. Approving Letter of Intent to request Caltrans to initiate the relinquishment process for a segment generally from State Route 1 to Community Hospital of Monterey Peninsula.

**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, to adopt Resolution No. 13-017 to:**

- a. Authorizing the Resource Management Agency Director to work with**

Monterey County's legislative team to develop legislation (2013 omnibus transportation bill) enabling relinquishment of a segment of State Route 68 generally described as the segment from State Route 1 to the western terminus; and

b. Approving Letter of Intent to request Caltrans to initiate the relinquishment process for a segment generally from State Route 1 to Community Hospital of Monterey Peninsula. **ALL AYES**

### **RMA - Public Works**

43. a. Approve Amendment No. 3 to the Professional Services Agreement No. A-11031 with TRC Engineers, Inc., to provide for the study of additional alternatives and incorporate the results into a mini Project Study Report for the Davis Road Bridge Replacement Project at Salinas River, County No. 208, State No. 44C068, Federal Aid Project No. BRLS-5944 (068), Project No. 360065, in the amount of \$163,513 for a total amount not to exceed \$560,363, and extend the term to December 31, 2014; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 3 to Professional Services Agreement No. A-11031 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

**Approved - Agreement No. A-11031**

44. Adopt a Resolution:
- a. Accepting the Certificate of Completion for construction of the 1410 Natividad Rd, Salinas, California, Upgrade Security Fencing, Project No. 8529, Bid Package No. 10348, performed by AAA Fence Company, Inc.; and
- b. Authorizing the Director of Public Works to execute and record the Notice of Completion for the 1410 Natividad Rd, Salinas, California, Upgrade Security Fencing, Project No. 8529, Bid Package No. 10348, performed by AAA Fence Company, Inc.

**A motion was made by Dave Potter, seconded by Supervisor Simón Salinas, to adopt Resolution No. 13-18 :**

- a. Accepting the Certificate of Completion for construction of the 1410 Natividad Rd, Salinas, California, Upgrade Security Fencing, Project No. 8529, Bid Package No. 10348, performed by AAA Fence Company, Inc.; and**
- b. Authorizing the Director of Public Works to execute and record the Notice of Completion for the 1410 Natividad Rd, Salinas, California, Upgrade Security Fencing, Project No. 8529, Bid Package No. 10348, performed by AAA Fence Company, Inc. (Construction No. 2012-007) ALL AYES**

45. a. Approve Change Orders No. 3, 4, 5, and 6 to Agreement No. A-12220 with John F. Otto, Inc., dba Otto Construction for the Integrated Health Clinic Services Center Project, 298 12th Street, Marina, CA, Project No 8834, Bid Package No. 10351, in an amount of \$837,436;
- b. Authorize an additional contingency of \$240,000 to provide funding for future contract change orders; and
- c. Authorize the Director of Public Works to execute Change Orders No. 3, 4,

5, and 6 to Agreement No. A-12220 with John F. Otto, Inc., dba Otto Construction, and subsequent contract change orders where the total subsequent change orders do not exceed \$240,000.

**Approved - Agreement No. A-12220**

- 46.**
- a. Approve a Grant Acceptance Agreement No. 13-03 with the Monterey Bay Unified Air Pollution Control District in the amount of \$34,487 for the Two-Year Bicycle Count Program; and
  - b. Authorize the Director of Public Works, or his designee, to accept, administer, and execute the Grant Acceptance Agreement No. 13-03.

**Approved - Agreement No. A-12390**