

# Monterey County

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



## Meeting Agenda - Final-revised

Tuesday, May 13, 2014

9:00 AM

See separate agenda for Board of Supervisors of the Monterey  
County Water Resources Agency

### Board of Supervisors

*Chair Louis R. Calcagno - District 2*

*Vice Chair Simón Salinas - District 3*

*Supervisor Armenta - District 1*

*Supervisor Jane Parker - District 4*

*Supervisor Dave Potter - District 5*

The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901. As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

**ALTERNATE AGENDA FORMATS:** If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

**CEREMONIAL/APPOINTMENTS/OTHER BOARD MATTERS:** These items may include significant financial and administrative actions, and items of special interest, usually approved by majority vote for each program. The regular calendar also includes "Scheduled Items," which are noticed hearings and public hearings.

**CONSENT CALENDAR:** These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by majority vote.

**TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA:** Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board's action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

**TO ADDRESS THE BOARD DURING PUBLIC COMMENT:** Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

**DOCUMENT DISTRIBUTION:** Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

**INTERPRETATION SERVICE POLICY:** The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for translation assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un interprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de anticipo de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies. The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting. Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5

**NOTE: All agenda titles related to numbered items are live web links. Click on the title to be directed to corresponding Board Report.**

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

### **Roll Call**

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

*The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code. The public may comment on Closed Session items prior to the Board's recess to Closed Session.*

### **Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding ~~one matter~~ two matters of significant exposure to litigation. (REVISED VIA SUPPLEMENTAL)
  - b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas Agency Negotiator: Benny Young, Resource Management Agency Director Negotiating Party: Scott J. Prosser, CBRE Under negotiation: Price and terms
  - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation: (1) Save Our Peninsula Committee v. County of Monterey, et al. (Monterey County Superior Court case no. M126254)
  - d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiations: (1) Designated representatives: James May and Brette Neal Employee Organization(s): Units D and E (ADDED VIA SUPPLEMENTAL)

*Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.*

## **10:30 AM Reconvene**

### **Roll Call**

## **Pledge of Allegiance**

## **Additions and Corrections**

*The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.*

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

2. Approval of Consent Calendar (See Supplemental Sheet)

## **Ceremonial Resolutions**

3. Adopt Resolution proclaiming the Month of May 2014 as “Older American’s Month” in Monterey County. (Full Board)  
**Attachments:** [Older Americans Month Ceremonial Resolution](#)
4. Adopt Resolution proclaiming the week of May 11th through May 17th, 2014 as “National Hospital Week” in Monterey County. (Full Board)  
**Attachments:** [National Hospital Week Ceremonial Resolution](#)
5. Adopt Resolution proclaiming May 17 through May 24, 2014 as “National Safe Boating Week” in Monterey County. (Full Board)  
**Attachments:** [Safe Boating Week Ceremonial Resolution](#)
6. Adopt Resolution honoring Mark Borman upon the completion of his term as Chairman of the Grower-Shipper Association. (Full Board)  
**Attachments:** [Borman Ceremonial Resolution](#)
- 6.1 Adopt Resolution commending the Hartnell College students and members of the Hayward Engineering and Architectural Research Team for their dedication and perseverance to Sustainable Design and upon their Championship award at the Chicago Today’s 6th Annual Mock Firms International Skyscraper and Home Design Competition. (Full Board)  
**Attachments:** [HEART Ceremonial Resolution](#)

## **Appointments**

- 6.2 Approve recommended amended appointments of Board Members to boards, committees and commissions for the calendar year 2014. (ADDED VIA ADDENDUM)  
**Attachments:** [2014 Board Assignments - revised #4](#)

**Other Board Matters**

7. Board Comments
8. CAO Comments and Referrals

**Attachments:** [Referrals 051314](#)

9. General Public Comment

*This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.*

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

10. Receive a presentation from Monterey County Department of Social Services on how performance measures are used as a management tool within that department.
11. Consider:
- a. Adopting a Resolution Consenting to the Inclusion of Properties within the County's Jurisdiction in the California Home Energy Retrofit Opportunity (HERO) Program to Finance Distributed Generation Renewable Energy Sources, Energy and Water Efficiency Improvements, and Electric Vehicle Charging Infrastructure; and
  - b. Approving an Amendment to the Joint Powers Agreement Adding the County of Monterey as an Associate Member of the Western Riverside Council of Governments to Permit the Provision of Property Assessed Clean Energy ("PACE") Program Services within Monterey County.

**Attachments:** [HERO Resolution](#)

12. Consider adopting a Resolution Authorizing the County of Monterey to Join the Figtree Property Assessed Clean Energy (PACE) Financing Program to allow property owners in unincorporated Monterey County to voluntarily place assessment liens on their property for the purpose of installing renewable energy, energy efficiency, and water conservation improvements; Authorizing the California Enterprise Development Authority ("CEDA") to Conduct Contractual Assessment Proceedings and Levy Contractual Assessments within the Territory of the County of Monterey; and authorizing related actions.

**Attachments:** [Legistar Resolution Figtree with Exhibits A and B](#)  
[Program Report and Attachments 1-14-14](#)

**12:00 PM Recess to Lunch**

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

- 12.1** Authorize the Resource Management Agency Director to execute a Memorandum of Understanding with the Water Resources Agency for the supervision and management of the 2010 General Plan Salinas Valley Groundwater Basin Zone 2C Study. (ADDED VIA ADDENDUM)
- Attachments:** [Ex 1 PS 3-1 rpt attach](#)  
[Ex 2 Water study MOU County rpt attach](#)
- 13.** Public hearing to consider:
- a. Granting the appeal by Harper Canyon Realty LLC from the Planning Commission's denial of an application by Harper Canyon Realty LLC for a Combined Development Permit consisting of a Vesting Tentative Map for the subdivision of 344 acres into 17 lots and associated Use Permits;
  - b. Certifying an EIR (SCH #2003071157);
  - c. Adopting CEQA Findings and a Statement of Overriding considerations;
  - d. Approving a Combined Development Permit consisting of a 1) A Vesting Tentative Map for the subdivision of 344 acres into 17 residential lots ranging in size from 5.13 acres to 23.42 acres on 164 acres with one 180-acre remainder parcel; 2) Use Permit for the removal of approximately 79 Coast live oak trees over six inches in diameter for road and driveway construction; 3) Use Permit for development on slopes in excess of 30 percent; 4) Use Permit for the creation of a public water system with a stand-alone treatment facility (Option B); 5) grading for net cut and fill of approximately 2,000 cubic yards; and Design Approval; and
  - e. Adopting a Mitigation Monitoring and Reporting Plan.  
(Appeal of Combined Development Permit - PLN000696/Harper Canyon Realty LLC, San Benancio Road and Meyer Road, Salinas, Toro Area Plan area)

**Attachments:** [Attachment A - Discussion](#)  
[Attachment B - Notice of Appeal](#)  
[Attachment C - Draft Board Resolution](#)  
[Attachment D - PC Resolution No. 14-010](#)  
[Attachment E - Vicinity Map](#)  
[Attachment F - Environmental Documents](#)  
[Attachment F-1 - DEIR](#)  
[Attachment F-2 - Recirculated DEIR](#)  
[Attachment F-3 - Final EIR](#)  
[Attachment G - Referenced Exhibits](#)  
[Attachment H 2007 Geosyntec Tel Toro Ground Water Study & 2010 Supp](#)  
[Attachment I - Montgomery Watson Historic Benefits Analysis](#)  
[Attachment J - MCWRA Ground Water Level](#)  
[Attachment K - Advisory Committee Minutes](#)  
[Attachment L - March 11, 2014 letter](#)

**13.1**

- a. Receive a status report on the development of milestones to implement the 2014-2015 Monterey County Strategic Initiatives and Key Objective for the policy areas of Public Safety and Administration; and
- b. Provide further direction to staff as necessary.

**Attachments:** [Attachment A - Adopted 2014-15 Board of Supervisors Strategic Initiatives/Key \(](#)  
[Attachment B - Policy Area Milestones/Timelines/Success Indicators](#)

**Adjournment**



## Supplemental Sheet, Consent Calendar

### Natividad Medical Center

14. Approve and authorize additional funding of \$260,208, to increase the not to exceed contract amount of the Agreement (No.A-12525) with McKesson Inc. for Horizon Cardiology Picture Archiving and Communication System (CPACS) Services, at Natividad Medical Center (NMC) from \$694,461 to \$954,669 for the period August 1, 2013 through June 30, 2019.

**Attachments:** [Attachment 1 - McKesson Cardiology Agreement Full Cost Breakdown Sheet](#)  
[Attachment 2 McKesson Cardiology \(CPACS\) Agreement](#)

15. Approve and direct the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement (MYA-1101) with Health Care Transformations LLC (“HCT”) for Infection Control Nursing Services at NMC, keeping the Agreement end term date at June 30, 2015 and adding \$88,400 to cover these services, for a total Agreement amount not to exceed \$188,400 in the aggregate.

**Attachments:** [Health Care Transformation Original Agreement LLC.pdf](#)  
[Health Care Transformation Amendment No.1.pdf](#)  
[Health Care Transformation LLC Spend Sheet.xls](#)

### Health Department

16. Adopt a Resolution amending Article I.d. of the Monterey County Master Fee Resolution effective July 1, 2014, to adjust certain fees related to the Health Department’s Clinic Services Bureau pursuant to the attached Fee Schedule.

**Attachments:** [CS Fees Resolution.doc](#)  
[CS Fee Schedule 2014 comparison to 2011.xlsx](#)  
[CS article 1b spreadsheet effective july 2014.xlsx](#)  
[Fee Schedule Calculations doc.docx](#)

17. a. Approve and authorize the Director of Health to sign an Agreement with Bayfront Youth & Family Services, for the provision of mental health services effective February 1, 2014 through June 30, 2016, for a total amount not to exceed \$461,521; and  
b. Authorize the Director of Health, to sign up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

**Attachments:** [Bayfront Agreement 2 1 14 to 6 30 16.pdf](#)

**General Government**

18. a. Accept and approve the County of Monterey Information Technology Policy as amended; and  
b. Approve and adopt the County of Monterey Security Policies as amended.

**Attachments:** [Security Policy - 2014 Final](#)  
[Social Media Usage Policy - 2014 Final](#)  
[Data Privacy Policy - 2014 Final](#)  
[Appropriate Use Policy - 2014 Final](#)

19. Adopt a Resolution amending Article V of the Monterey County Master Fee Resolution relating to Parks Department user charges for park use, enforcement, and rentals, effective June 11, 2014.

**Attachments:** [Proposed Board Resolution.doc](#)  
[Proposed Article V effective June 2014.doc](#)  
[Proposed Article V with tracked changes.doc](#)  
[Active Network reservation fee Article V.pdf](#)  
[Details of proposed changes.xlsx](#)

- 19.1 Approve and authorize the County of Monterey to accept assignment of the Right-of-Ways (ROW), CACA-048028 & CACA-048028-01 transfer from the Sports Car Racing Association of Monterey Peninsula (SCRAMP) permitting existing storm water dispersion outlet onto Bureau of Land Management (BLM) property.

**Attachments:** [Assignment Request and Statement.pdf](#)  
[Right-Of-Way Consent.pdf](#)

**RMA - General**

20. a. Approve increased appropriations in the amount of \$60,000 in the Resource Management Agency (RMA) Fleet Appropriation Unit 001-3000-RMA007-8185 (4/5th vote required);  
b. Approve increased appropriations in the amount of \$50,000 in the Resource Management Agency (RMA) County Disposal Sites Appropriation Unit 001-3000-RMA039-8175 (4/5th vote required);  
c. Approve increased appropriations in the amount of \$188,552 and increase revenues in the amount of \$68,264 in the Resource Management Agency (RMA) Utilities Appropriation Unit 001-3000-RMA098-8182 (4/5th vote required);  
d. Approve increased appropriations in the amount of \$500,000 in the Resource Management Agency (RMA) Vehicle Replacement Program Appropriation Unit 001-3000-RMA008-8190 and the release of \$500,000 from the General Fund Vehicle Replacement Assignment Account 3116; (4/5th vote required);  
e. Approve increased appropriations in the amount of \$60,000 in the Resource

Management Agency (RMA) Litter Control Appropriation Unit  
001-3000-RMA002-8194 (4/5th vote required);

f. Approve increased revenues in Building Services in the amount of \$290,288 in the Resource Management Agency (RMA) Building Services Appropriation Unit 001-3000-RMA011-8170; and

g. Authorize the Auditor Controller's Office to incorporate approved modifications in the FY 2013-14 Budget.

**Attachments:** [Attachment A](#)

## **RMA - Public Works**

21. a. Approve Amendment No. 1 to the County of Monterey Subdivision Improvement Agreement for York Highland Resubdivision between the County of Monterey and Monterey County Bank and United Security Bank to extend the time for completion of the subdivision improvements to May 22, 2016; and  
b. Authorize the Chair of the Board to execute said Amendment No. 1 between the County of Monterey and Monterey County Bank and United Security Bank.

**Attachments:** [Amend 1 to SIA for York Highland Resubdivision](#)  
[Attach A - SIA for York Highlands Resubdivision](#)  
[Att B L&S Letter](#)  
[Location Map](#)

22. a. Approve a Road Maintenance Agreement, between the County of Monterey and Telespan Communications, LLC, in compliance with Combined Development Permit (PLN120802), 0.5 mile south of the Hall Road and San Miguel Canyon Intersection, North County Land Use Plan and;  
b. Authorize the Chair of the Board to execute the Road Maintenance Agreement.

**Attachments:** [TeleSpan Road Maintenance Agreement](#)  
[Resolution No. 14-007](#)  
[Location Map](#)

23. a. Approve and authorize the Contracts/Purchasing Officer to execute an License Agreement with the City of Monterey allowing the County of Monterey to utilize a Mechanical Bay (Vehicle Repair Space) within the City's Ryan Ranch corporation yard, fleet facility operations; and  
b. Approve and authorize the Contracts/Purchasing Officer to execute the License Agreement for the initial term beginning July 1, 2014, through and including July 1, 2015, with an yearly aggregate value estimated not to exceed \$8,500; and  
c. Authorize the Contracts/Purchasing Officer to execute future yearly Amendments to the Agreement where the Amendments do not significantly change the terms of the Agreement or cause an increase in the Agreement annual rates of more than ten percent (10%); and

d. Authorize the Auditor/Controller to make license payments of \$600 per month, effective date of move-in, which is anticipated to be around July 1, 2014, in accordance with the terms of the Agreement.

**Attachments:** [Projected Cost Savings](#)  
[Relocation Worksheet](#)  
[Final Agreement](#)  
[City of Monterey Council Resolution12-17-2013](#)

**24.** Board of Supervisors Addendum/Supplemental Agenda for Tuesday, May 13, 2014.

#### ADDENDUM

##### **Add Appointment**

6.2 Approved recommended amended appointments of Board Members to boards, committees and commissions for the calendar year 2014.

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

12.1 Authorize the Resource Management Agency Director to execute a Memorandum of Understanding with the Water Resources Agency for the supervision and management of the 2010 General Plan Salinas Valley Groundwater Basin Zone 2C Study.

#### SUPPLEMENTAL

##### **Corrections to Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. 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.
  - d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators: (1) Designated representatives: James May and Brette Neal Employee Organization(s): Units D and E