

Monterey County

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



Meeting Agenda - Final-Revised

Tuesday, September 24, 2019

9:00 AM

Board of Supervisors

Chair Supervisor John M. Phillips - District 2

Vice Chair Supervisor Chris Lopez - District 3

Supervisor Luis A. Alejo - District 1

Supervisor Jane Parker - District 4

Supervisor Mary L. Adams - 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 interpreter 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 agenda items are live web links. Click on the title to be directed to the corresponding Board Report.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

Please refer to the separate agendas for Special Districts and Agencies governed by the Board of Supervisors that may be scheduled for agenda items today.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session by County Counsel

County Counsel 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.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
(1) Ellen Hatcher and Mark Allen Sumners
 - b. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
 - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
(1) Teri Scarlett v. County of Monterey, et al. (Monterey County Superior Court case no. 19CV003490)
 - d. 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
 - e. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.
 - f. Pursuant to Government Code section 54957.6, the Board will provide direction to labor negotiators:

(1) Designated representatives: John Phillips, Chair and Chris Lopez, Vice Chair of the Board of Supervisors
Employee Position: Acting County Counsel

g. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Director of Child Support Services.
(ADDED VIA SUPPLEMENTAL)

Public Comment

The Board Recesses for Closed Session Agenda Items

Closed Session may be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, 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 A.M. - Reconvene on Public Agenda Items

Roll Call

Pledge of Allegiance

Additions and Corrections by Clerk

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 Items No. 11 through 25.

Ceremonial Resolutions

3. Adopt a Resolution Proclaiming the Weeks of October 14, 2019 through November 22, 2019 as the Monterey County Employee Giving Campaign and Designate October 24, 2019 as the day to "Embrace Your Cape". (Full Board)

Attachments: [Ceremonial Resolution - Monterey County Employee Giving Campaign](#)

4. Adopt Resolution honoring Karen Elizabeth Smith Araujo for her work to promote social justice and to protect the human rights of all people. (Full Board)

Attachments: [Ceremonial Resoultion - Karen Elizabeth Smith Araujo](#)

5. Adopt Resolution proclaiming every September as "Wine Month in Monterey County." (Full Board)

Attachments: [Ceremonial Resolution- September as Wine Month](#)

Appointments

- 5.1 Reappoint John Ordunez to the Soledad Cemetery Board for a term ending on February 1, 2023. (Supervisor Lopez)

Attachments: [Notification to Clerk- Ordunez](#)

Other Board Matters

6. Board Comments
7. County Administrative Officer Comments and Referrals

Attachments: [Referrals 09-24-19](#)

8. General Public Comments

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

9. a. Conduct a Public Hearing and take comments on the draft Urban County Community Development Block Grant Consolidated Annual Performance and Evaluation Report for FY18/19;
- b. Approve the Urban County Community Development Block Grant Consolidated Annual Performance and Evaluation Report for FY18/19 for submittal to the U.S. Department of Housing and Urban Development; and,
- c. Authorize the Housing Program Manager to make minor changes to the report as needed or in response to comments from HUD.

Attachments: [Board Report](#)
[Draft Consolidated Annual Perf and Eval Report for 2018.19](#)

10. Receive a presentation by Katy Castagna, CEO United Way Monterey County, providing an overview of the Impact Monterey County 2019 Assessment process.

Attachments: [Board Report](#)
[IMC Sliddeck BoS](#)

Read Out from Closed Session by County Counsel

Read out by County Counsel will only occur if there is reportable action(s).

Adjournment

Adjourn in Memory of Larry Rowlands

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

11. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Monterey Spine and Joint PC to provide neurosurgery services for an amount not to exceed \$500,000 for the period October 1, 2019 to September 30, 2021; and
b. Authorize the Deputy Purchasing Agent for NMC to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Attachments: [Board Report](#)
[Monterey Spine & Joint Agreement.pdf](#)

12. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Frank Acosta M.D. to provide neurosurgery services for an amount not to exceed \$500,000 for the period October 1, 2019 to September 30, 2021; and
b. Authorize the Deputy Purchasing Agent for NMC to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Attachments: [Board Report](#)
[Frank Acosta MD Agreement.pdf](#)

13. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Gregory M. Helbig, MD, Inc. to provide neurosurgery services for an amount not to exceed \$500,000 for the period October 1, 2019 to September 30, 2021; and
b. Authorize the Deputy Purchasing Agent for NMC to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Attachments: [Board Report](#)
[Gregory Helbig Agreement.pdf](#)

14. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Key & Young, Inc. dba Commercial Service Co. to provide parts, installation and repair services on commercial refrigeration, HVAC systems and food service equipment for an amount not to exceed \$200,000 with an agreement term October 1, 2019 through September 30, 2024.

Attachments: [Board Report](#)
[Key & Young, Inc. dba Commercial Service Co. Agreement.pdf](#)

- 15.
- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute a Service Order Q-16809-1 with Cyxtera Technologies, Inc. for co-location and disaster recovery services for Natividad during the period retroactive July 1, 2019 through June 30, 2020 at a cost of \$105,487, under the terms and conditions of the existing county Master Agreement (A-14052) which has a term of July 21, 2018 through June 30, 2020.
 - b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to four (4) additional annual renewal Service Orders with Cyxtera Technologies, Inc. provided additional costs do not exceed ten percent (10%) of the cost of Amendment No. 4 (\$11,000 maximum additional cost), subject to County Counsel review and under the same terms and conditions of the existing Master Agreement (A-14052).
 - c. Authorize the Deputy Purchasing Agent for NMC or his designee to execute amendment No. 5 to the Agreement with CenturyLink Communications LLC (A-12812) to add continued data circuit services for Natividad at a cost of \$157,471, with no change to the agreement term of July 21, 2015 through June 30, 2020.
 - d. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to four (4) additional annual renewal Service Orders with CenturyLink Communications LLC provided additional costs do not exceed ten percent (10%) of the cost of Amendment No. 4 (\$16,000 maximum additional cost), subject to County Counsel review and under the same terms and conditions of the existing Master Agreement (A-14052).

Attachments: [Board Report](#)
[CenturyLink Original Agreement.pdf](#)
[CenturyLink Commuications LLC Agreement Amendment No. 1.pdf](#)
[CenturyLink Commuications LLC Agreement.Amendment No. 2.pdf](#)
[CenturyLink Commuication Amendment No. 3.pdf](#)
[CenturyLink Communications LLC Amendment No. 4.pdf](#)
[CenturyLink Commuications LLC Amendment No. 5.pdf](#)
[Cyxtera Master Agreement.pdf](#)
[Cyxtera Technologies, Inc Service Order Q-16809.1 .pdf](#)

- 16.
- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the purchase agreement (A-13703) with Kit Check, Inc. for scanning equipment and web-based software to automate the pharmacy kit processing at NMC, adding \$44,000 for a revised total agreement amount not to exceed \$226,000, with no changes to the term of the agreement August 15, 2014 through August 14, 2020.
 - b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the

scope of work and do not cause an increase of more than ten percent (10%) (\$9,500) of the original cost of the agreement.

Attachments: [Board Report](#)
[Kit Check Inc Amendment 2.pdf](#)
[Kit Check Inc Renewal & Amendment 1.pdf](#)
[Kit Check Inc Agreement.pdf](#)

17. Item Deleted

Health Department

18. Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 1 to Mental Health Services Agreement A-14354 with Edgewood Center for Children and Families to add \$20,916 of additional services, for a revised total Agreement amount of \$1,396,959 for the same term July 1, 2019 through June 30, 2022.

Attachments: [Board Report](#)
[Edgewood Amend No. 1](#)
[Edgewood Agreement](#)

19. a. Approve the recommendation of the Director of Health to accept modifications to the indemnification and insurance provisions for the Student Placement Agreement (Agreement) with Arizona Board of Regents for and on behalf of Northern Arizona University (NAU) for the placement of students within the Health Department to complete internship/externship assignments as part of their respective field education and service learning requirements for Fiscal Years (FYs) 2019-20 through FYs 2020-21; and
b. Authorize the Director of Health or Assistant Direct of Health to execute the Student Placement Agreement with NAU, with an effective date of August 16, 2019.

Attachments: [Board Report](#)
[Agreement NUA](#)

20. Approve and authorize the Director of Health or Assistant Director of Health to sign Amendment No. 2 with SkillSurvey Inc., increasing the amount by \$46,072 for a total Agreement not to exceed, \$128,541, for online employment reference assessment software system retroactive to September 18, 2019 through September 17, 2022 for a total term from September 17, 2013 through September 18, 2022.

Attachments: [Board Report](#)
[SkillSurvey_AMD_2_2022](#)
[SkillSurvey_AMD_1_2019](#)
[SkillSurvey_AGM_2013-2016](#)

Criminal Justice

21. Adopt a Resolution authorizing and directing the Auditor-Controller to increase appropriations by \$184,251 for the Sheriff's Office FY 18-19 Adopted Budget to cover a deficiency in appropriations. Increase appropriations in 001-SHEOOI-2300-8497-6111 in the amount of \$184,251 financed by a decrease in appropriations of \$184,251 from general fund contingency appropriation 001-CA0020-1050-8034; (4/5ths Vote Required).

Attachments: [Board Report](#)
[Board Resolution BC 19-089.pdf](#)

22. a. Accept a federal grant award in the amount of \$32,400 allocated to Monterey County Probation by the Board of State and Community Corrections to provide mental health-related training to Standards and Training for Corrections (STC) eligible staff from May 1, 2019 through September 30, 2020; and
b. Authorize the Chief Probation Officer to sign all related documents as required by the grant.

Attachments: [Board Report](#)
[State Standard Contract](#)

General Government

23. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to ratify and approve an Agreement with Whitson & Associates, Inc., dba Whitson Engineers, for the purpose of performing specialized track design services for WeatherTech Raceway Laguna Seca. County shall pay Whitson Engineers an amount not to exceed \$116,000.00.

Attachments: [Board Report Whitson & Associates](#)
[Whitson Agreement](#)

RMA – Public Works and Facilities

24. a. Approve Amendment No. 7 to Professional Services Agreement No. A-11432 with Biggs Cardosa Associates, Inc. to continue to provide additional tasks associated with completion of the Plans, Specifications and Estimate, environmental permitting, bidding assistance; and to include Design Support during Construction for the Nacimiento Lake Drive Bridge Replacement at San Antonio River, County Bridge

No. 449, State Bridge No. 44C-0009, Project No. 2202, Federal Aid Project No. STPLZ-5944 (040), to increase the not to exceed amount by \$629,000 for a total amount not to exceed \$1,444,080, and to extend the expiration date for approximately thirty-nine (39) additional months through December 31, 2022, for a revised term from February 9, 2009 to December 31, 2022; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 7 to Professional Services Agreement No. A-11432 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Attachments: [Board Report](#)

[Attachment A - Amendment No. 7 to PSA](#)

[Attachment B - Amendment No. 6 to PSA](#)

[Attachment C - Amendment No. 5 to PSA](#)

[Attachment D - Amendment No. 4 to PSA](#)

[Attachment E - Amendment No. 3 to PSA](#)

[Attachment F - Amendment No. 2 to PSA](#)

[Attachment G - Amendment No. 1 to PSA](#)

[Attachment H - PSA](#)

[Attachment I - Project Budget](#)

[Attachment J - Location Map](#)

[Attachment K - Summary of PSA](#)

[Attachment L - Summary of PSA Annual Expenditures and Balance](#)

25.

a. Approve Amendment No. 2 to Standard Agreement No. A-13748 with Granite Rock Company dba FMG to continue to provide on-call rental of fully operated, fueled and maintained asphalt grinding and paver machines at various locations in the County to: update the Price Lists; increase the not to exceed amount by \$300,000 for a total amount not to exceed \$510,000; and to extend the expiration date for three (3) additional years through September 30, 2022, for a revised term from October 3, 2017 to September 30, 2022; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 to Standard Agreement No. A-13748 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Attachments: [Board Report](#)

[Attachment A - No. 2 to SA](#)

[Attachment B - No. 1 to SA](#)

[Attachment C - Standard Agreement](#)

[Attachment D - Summary of SA](#)

[Attachment E - Summary of SA Annual Expenditures and Balance](#)

SUPPLEMENTAL

26.

SUPPLEMENTAL

Added Under Closed Session:

g. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Director of Child Support Services.
(ADDED VIA SUPPLEMENTAL)