

Monterey County

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



Action Minutes - Final

Tuesday, November 4, 2014

9:00 AM

**See separate agendas for Board of Supervisors governed Agencies
and Special Districts**

Board of Supervisors

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

9:00 A.M. - Call to Order

The meeting was called to order by Chair Calcagno.

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

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 additions and corrections:

9:00 Addition to Closed Session – Board of Supervisors

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

f. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

A motion was made by Supervisor Simon Salinas, seconded by Supervisor Fernando Armenta to add item 1.f to the Closed Session agenda. 4-0 (Supervisor Potter Absent)

Pursuant To Government Code § 54954.2(B)(2) Add a Closed Session Item to the Successor Agency to the Redevelopment Agency of the County of Monterey

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

a. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

A motion was made by Supervisor Simon Salinas, seconded by Supervisor Jane Parker to add item 1.a to the Successor Agency to the Redevelopment Agency Agenda. 4-0 (Supervisor Potter Absent)

Closed Session

- 1.** Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: Elliott Robinson, Director and Fran Buchanan Unit(s): IHSS
 - b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.

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

- (1) The Open Monterey Project v. Monterey County Board of Supervisors, et al. (Monterey County Superior Court case no. M109441)
- (2) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)

d. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding recruitment for the position of Natividad Medical Center CEO.

e. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the Equal Opportunity Officer.

f. Pursuant to Government Code section 54956.9(d) (4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

URGENCY ADD

CLOSED SESSION REPORT:

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

a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:

- (1) Designated representatives: Elliott Robinson, Director and Fran Buchanan
Unit(s): IHSS**

CLOSED SESSION REPORT: The Board took no reportable actions.

b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.

CLOSED SESSION REPORT: The Board took no reportable actions.

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

- (1) The Open Monterey Project v. Monterey County Board of Supervisors, et al. (Monterey County Superior Court case no. M109441)**
- (2) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)**

CLOSED SESSION REPORT: The Board took no reportable actions.

d. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding recruitment for the position of Natividad Medical Center CEO.

CLOSED SESSION REPORT: The Board took no reportable actions.

e. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the Equal Opportunity Officer.

CLOSED SESSION REPORT: The Board took no reportable actions.

f. Pursuant to Government Code section 54956.9(d) (4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

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

10:30 AM Reconvene

Roll Call

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 Dr. Lew Bauman.

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 additions and corrections:

10:30 Additions/Corrections

Under Consent Calendar - RMA Planning

24. Revised Quitclaim Deed has been Submitted adding the words Grantor and Grantee

- a. Approve the Amended Final Map to the Homeland Boundary of adjusted Lot 65 in Santa Lucia Preserve;**
- b. Accept the Amended Conservation and Scenic Easement Deed on Lot 65;**
- c. Authorize the Chair to execute the Conservation and Scenic Easement Deed and the Quick Quit Claim Deed; and**
- d. Direct the Clerk of the Board to submit the Amended Final Map, Conservation and Scenic Easement Deed, and the Quit Claim Deed to the County Recorder for filing and recordation.**

**(Conservation and Scenic Easement Deed PLN130466/Thomas A. Vardell & Andrea M. Vardell both as individuals and as Trustees of the Vardell Living Trust dated May 31, 2002, 34205 Robinson Canyon Road, Carmel, Greater Monterey Peninsula Area Plan)
(REVISED REPORT VIA SUPPLEMENTAL)**

Under Consent Calendar RMA Public Works

30. Let the record reflect that Rioway Track is corrected to Rioway Tract , Acting on behalf of County Service Area No. 50 – Rioway Track:

- a. Approve an increase in appropriations of \$47,000 in the FY 2014-15 Adopted Budget for County Service Area 50 – Rioway Track Tract Fund 077-3000-8198-6613-RMA 073 and the use of \$47,000 from Uncommitted Fund Balance to fund a stormwater management and flood control report for Lower Carmel River. (4/5th vote required); and**
- b. Authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget for County Service Area 50 – Rioway Track Tract RMA Appropriation Unit 8198, RMA Fund 073 to increase appropriations in the amount of \$47,000 where the Resource Management Agency RMA073 Unassigned Fund Balance of \$47,000 is the financing source to balance the appropriation increase.**

31. Under Consent Calendar RMA Public Works

Correction to section b. should read as: Acting on behalf of CSA 72 Las Palmas Ranch:

- a. Approve an increase in appropriations in the amount of \$13,000 and use of \$13,000 from Uncommitted Fund Balance in the FY 2014 15 Adopted Budget for County Service Area 72 Las Palmas Ranch Fund 091 3000 8198 6835 RMA087 Balance to fund the initial phase of Las Palmas Ranch Cross Connection Remediation Program (4/5th vote required); and
- b. Authorize the Auditor Controller to amend the FY 2014 15 Adopted Budget for County Service Area 72 Las Palmas Ranch RMA Appropriation Unit 8198 RMA Fund 073 091 to increase appropriations in the amount of \$47,000 \$13,000 where the RMA Fund 073 091 Unassigned Fund Balance is the financing source to balance the appropriation increase. (4/5th vote required).

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simon Salinas to approve Additions and Corrections. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to approve the Consent Calendar, including the correction to item 21 and with the exception of item 21.1. and. ALL AYES

Ceremonial Resolutions

3. Adopt Resolution commending Nancy Jane Upadhye, Social Worker Supervisor II, on her retirement from over 29 years of dedicated public service with the Monterey County Department of Social Services, Family and Children's Services Branch. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 14-302 commending Nancy Jane Upadhye, Social Work Supervisor II, on her retirement from over 29 years of dedicated public service with the Monterey County Department of Social Services, Family and Children's Services Branch. (Full Board) ALL AYES

4. Adopt Resolution of appreciation for the dedicated service of Peter J. Chandler, MD, MPH to the Natividad Medical Center Board of Trustees. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 14-313 appreciation for the dedicated service of Peter J. Chandler, MD, MPH Natividad Medical Center Board of Trustee. (Full Board) ALL AYES

Appointments

5. Appoint to the Soledad-Mission Recreation District April Richardson filling an unscheduled vacancy with a term ending January 31, 2015. (Supervisor Salinas)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to Appoint to the Soledad-Mission Recreation District April

Richardson filling an unscheduled vacancy with a term ending January 31, 2015. (Supervisor Salinas) ALL AYES

Other Board Matters

6. Board Comments

Supervisor Potter spoke to the need for a discussion on consideration of adoption of campaign contribution limits consistent with those of the state. There is a referral to the CAO. The 2014 limits would be \$4,100 for single person, business entity, committee or PAC and \$8,200 for a small contributor committee. This would not be creating new law, but would create consistency.

Supervisor Armenta thanked everyone for attending the annual Veteran's recognition at the Elks Lodge and for those planning to attend any of the Veteran ceremonies next Tuesday. He appreciates the participation and support.

Supervisor Salinas supports the referral to consider campaign contribution limits Board Referral.

Supervisor Parker advised that she forgot to mention that the Al Friedrich, Assistant County Auditor played the lovely music at the service for Ken Gray last week.

7. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman confirmed receipt of the Board Referral from Supervisor Potter regarding consideration of campaign contribution limits in alignment with State limits.

CAO Dr. Bauman advised of a Board Referral from Supervisor Parker to offer cities in downtown business associations support in planning economically vibrant downtown centers; requests staff return to the Board with a recommendation to fund up to \$10,000 for any city or downtown business association that wants to contract with Dover, Cole Design group to perform preliminary analyses of their downtown plan. Referred to the Economic Development Department.

8. General Public Comment

There was no public comment.

12:00 PM Recess to Lunch - Continued Closed Session

Adjournment

APPROVED:

/s/ Simón Salinas

**SIMÓN SALINAS, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: /s/ Gail T. Borkowski

**GAIL T. BORKOWSKI
CLERK OF THE BOARD**

APPROVED ON 4-21-2015

Supplemental Sheet, Consent Calendar

Natividad Medical Center

9. Adopt Resolution to:
- a. Amend the Board of Supervisors' Action on July 1, 2014 retroactive to that date to amend the Monterey County Personnel Policies and Practices Resolution No. 98-394 to Add the New Classifications of: Surgical Technician, Central Sterile Technician, Senior Central Sterile Technician, Obstetrical Technician, Senior Obstetrical Technician and Telemetry Technician with attached wage ranges (as indicated in Attachment A);
 - b. Amend the Board of Supervisors' Action on July 1, 2014 to Reallocate 27.2 FTE Healthcare Technician and 2.0 FTE Senior Healthcare Technician Positions at Natividad Medical Center to 9.0 FTE Surgical Technicians, 4.8 FTE Central Sterile Technicians, 1.0 FTE Senior Central Sterile Technician, 6.4 FTE Obstetrical Technicians, 1.0 FTE Senior Obstetrical Technician, 4.5 FTE Telemetry Technicians and 1.8 FTE Nursing Assistants, retroactive to July 12, 2014 (the first full pay period in FY 2014-15);
 - c. Amend the Board of Supervisors' Action on July 1, 2014 to Reclassify the Current Incumbents in the Positions Identified Above from Healthcare Technicians and Senior Healthcare Technicians Respectively to Surgical Technicians, Central Sterile Technicians, Senior Central Sterile Technicians, Obstetrical Technicians, Senior Obstetrical Technicians, Telemetry Technicians and Nursing Assistants retroactive to July 19, 2014, and also include Healthcare Technicians hired into applicable positions since this action was taken; and
 - d. Authorize the County Administrative Office to Incorporate the Above Changes in the NMC FY 2014-15 Adopted Budget (Unit 9600).

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to adopt Resolution No. 14-315 to:

- a. Ratify the Board of Supervisors' Action on July 1, 2014 to Amend the Monterey County Personnel Policies and Practices Resolution No. 98-394 to Add the New Classifications of: Surgical Technician, Central Sterile Technician, Senior Central Sterile Technician, Obstetrical Technician, Senior Obstetrical Technician and Telemetry Technician with attached wage ranges (as indicated in Attachment A);**
- b. Ratify the Board of Supervisors' Action on July 1, 2014 to Reallocate 27.2 FTE Healthcare Technician and 2.0 FTE Senior Healthcare Technician Positions at Natividad Medical Center to 9.0 FTE Surgical Technicians, 4.8 FTE Central Sterile Technicians, 1.0 FTE Senior Central Sterile Technician, 6.4 FTE Obstetrical Technicians, 1.0 FTE Senior Obstetrical Technician, 4.5 FTE Telemetry Technicians and 1.8 FTE Nursing Assistants, effective July 12, 2014 (the first full pay period in FY 2014-15);**
- c. Ratify the Board of Supervisors' Action on July 1, 2014 to Reclassify the Current Incumbents in the Positions Identified Above from Healthcare Technicians and Senior Healthcare Technicians Respectively to Surgical Technicians, Central Sterile Technicians, Senior Central Sterile Technicians,**

Obstetrical Technicians, Senior Obstetrical Technicians, Telemetry Technicians and Nursing Assistants effective July 19, 2014, and also include Healthcare Technicians hired into applicable positions since this action was taken; and

d. Authorize the County Administrative Office to Incorporate the Above Changes in the NMC FY 2014-15 Adopted Budget (Unit 9600). ALL AYES

10. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement (A-12226) with Info Image of California Inc. for Medical Bill Mailing Services at NMC, extending the Agreement an additional two year period for a revised term of June 1, 2010 through June 30, 2016 and adding 144,000 for a revised total Agreement amount not to exceed \$324,000.

Approved

Health Department

11. Approve and authorize the Emergency Medical Services Agency Director to submit the revised annual Monterey County EMS Plan for 2013 to the California State Emergency Medical Services Authority.

Approved

12. a. Set a Public Hearing for December 9, 2014, at 1:30 p.m. regarding proposed rates for new services and adjustments to current rates for the Unified Franchise Agreement A-11631 between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County; and
- b. Direct the Clerk of the Board to publish Notice of Public Hearing in newspapers of general circulation to provide for County-wide Notice of Public Hearing on or before November 28, 2014.

Approved

Department of Social Services

13. a. Amend the Department of Social Services Military and Veterans Affairs Office (MVAO) Budget Unit 001-5010-SOC003-8260 to add one (1) FTE Military & Veterans Representative II position and reallocate one (1) FTE Management Analyst II to one (1) FTE Management Analyst III; and
- b. Authorize the County Administrative Office to incorporate the changes to the FY 2014-15 Adopted Budget in 001-5010-SOC003-8260 to reflect the change in position counts; and
- c. Approve and authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget, Fund 001, Appropriation Unit SOC003, to increase estimated revenues and appropriations by \$91,856. (4/5ths Vote Required)

Approved

14. a. Amend the Department of Social Services Budget Unit 001-5010-SOC003-8260 to reallocate one (1) FTE Eligibility Worker III to one (1) FTE Supervisor Office Assistant I; and
b. Authorize the County Administrative Office to incorporate the changes to the FY 2014-15 Adopted Budget in Fund 001-5010-SOC003-8260 to reflect the change in position counts.

Approved

15. a. Approve and authorize the Monterey County Veterans Services Officer to sign standard funding agreement 14XS0006 for \$25,000 with the California Department of Veterans Affairs for mental health outreach services in Monterey County for the period November 1, 2014 through September 30, 2015; and
b. Approve and authorize the Monterey County Veterans Services Officer to sign up to (3) amendments to this agreement where the total amendments do not exceed 10% of the original agreement amount, and do not significantly change the scope of work.

Approved - Agreement No. A-12815**General Government**

16. a. Approve Fiscal Year (FY) 2014-15 budget for a Facility Utilization Program related to Schilling Place and County Administration Building in the amount of \$336,439.
b. Approve FY 2014-15 budget for tenant improvements and relocation expenses for Schilling Place #1488 in the amount of \$1 million.
c. Approve increasing Fund 404 appropriations (404-3000-8174-7551) and operating transfer in (404-3000-8174-7614) by \$1.1 million to finance the Facility Utilization Program and #1488 tenant improvements. (4/5th vote required.)

Approved

17. a. Authorize the Auditor-Controller's Office to increase Fiscal Year (FY) 2014-15 estimated appropriations and revenue in the amount of \$36,000 in the Office of Emergency Services (OES) 1050/8412, Appropriations Unit CAO023 (4/5ths vote required); and
b. Approve and authorize the Auditor-Controller's Office to incorporate approved estimated appropriations and revenue modifications to the FY 2014-15 Adopted Budget (4/5ths vote required). (REVISED VIA SUPPLEMENTAL)

Approved

18. a. Approve the transfer of 2.5 acres of federal land in Jolon, CA., which contains the County-owned Tidball Store, which will be transferred to the County of Monterey per stipulations outlined in a Memorandum of Agreement (MOA) between the Department of the Army, the County of Monterey and the California State Historic Preservation Office in order to protect and preserve the historic property; and
b. Authorize the Chair of the Board to sign the MOA.

Approved

19. a. Approve the Memorandum of Understanding (MOU) between Monterey County, acting through the Monterey County Workforce Investment Board (WIB), and the Job Corps, Northern California Outreach and Admissions for providing services at the Monterey County America's Job Center of California; and
b. Authorize the WIB Executive Director to sign the agreement on behalf of Monterey County.

Approved - Agreement No. A-12816

20. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Greenfield Union School District.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to adopt Resolution No. 14-318 ALL AYES

21. Approve the Monterey County Board of Supervisors Action Meeting Minutes for the following dates: Tuesday, March 25, 2014; Tuesday, April 1, 2014; Tuesday, July 1, 2014; Tuesday, September 16, 2014; Tuesday, September 23, 2014 and Tuesday, September 30, 2014.

Approved as corrected.

- 21.1 Approve and authorize the Chair to sign the letter to California Coastal Commission in Support of the Monterey Peninsula Water Supply Project Slant Test Well Application. (ADDED VIA ADDENDUM)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to approve and authorize the Chair to sign the letter to California Coastal Commission in Support of the Monterey Peninsula Water Supply Project Slant Test Well Application. (ADDED VIA ADDENDUM) 4-1 (Supervisor Parker Dissented)

RMA - General

22. Take the following actions in connection with future Pollution Legal Liability (PLL) insurance coverage for property within the former Fort Ord:
a. Renew Pollution Legal Liability (PLL) insurance coverage for the County of Monterey through participation in FORA's Pollution Legal Liability insurance policy for the former Fort Ord area for the ten year period from January 1,

2015 through December 31, 2024;

b. Authorize the County Risk Manager to bind coverage for the County of Monterey as part of \$20 million of joint shared coverage for the County of Monterey and Successor Agency to the Redevelopment Agency of the County of Monterey for the ten year period at a projected estimated total cost of \$400,000;

c. Authorize use of General Liability Internal Service Fund (ISF) Enterprise Liability Fund to fund the obligation, subject to contribution to the premium by the Successor Agency if allowed by the Successor Agency;

d. Authorize the Risk Manager to finalize coverage terms and enter into a payment plan with FORA and to provide UCP East Garrison LLC an option to purchase a portion of County's coverage as an additional insured; and

e. Direct staff to negotiate with FORA staff and return to the Board with a recommendation within the next 30 days as to whether and under what terms County would consider succeeding FORA as the first-named insured for the remainder of the term of the PLL policy following dissolution of FORA.

Approved

RMA - Planning

23.

a. Approve Amendment No. 2 to Professional Services Agreement No. A-12163 with EMC Planning Group, Inc. where there is no increase to the Base budget amount of \$1,002,022 or the Contingency budget amount of \$118,950 for a total amount not to exceed \$1,120,972 to allow for the addition of a new task in the amount of \$5,610 to address revisions to a Nighttime Noise Control Ordinance related to implementation of the 2010 Monterey County General Plan (RFP #10287) for a term to June 30, 2015; and

b. Authorize the usage of Contingency budget funds for the payment of the new task associated with the revision of a Nighttime Noise Ordinance related to implementation of the 2010 Monterey County General Plan (RFP #10287) in the amount of \$5,610; and

c. Authorize the Contracts/Purchasing Office to execute Amendment No. 2 to Professional Services Agreement No. A-12163 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.

(Amendment - REF140090/EMC Planning Group, Inc.,
(REF110063/REF140008))

Approved - Agreement No. A-12163

24.

a. Approve the Amended Final Map to the Homeland Boundary of adjusted Lot 65 in Santa Lucia Preserve;

b. Accept the Amended Conservation and Scenic Easement Deed on Lot 65;

c. Authorize the Chair to execute the Conservation and Scenic Easement Deed; and the Quit Claim Deed; and

d. Direct the Clerk of the Board to submit the Amended Final Map,

Conservation and Scenic Easement Deed, and the Quit Claim Deed to the County Recorder for filing and recordation.

(Conservation and Scenic Easement Deed - PLN130466/Thomas A. Vardell & Andrea M. Vardell both as individuals and as Trustees of the Vardell Living Trust dated May 31, 2002, 34205 Robinson Canyon Road, Carmel, Greater Monterey Peninsula Area Plan) (REVISED VIA SUPPLEMENTAL)

Approved

25.

Adopt a Resolution to:

- a. Approve a Lot Line Adjustment between two existing legal lots of record under a Williamson Act contract (FSZ 2014-003) consisting of Parcel 1 (45.9 acres) and Parcel 2 (523.4 acres). The lot line adjustment would result in two (2) parcels: Parcel 1 (385.1 acres) and Parcel 2 (184.2 acres);
- b. Authorize the Chair to execute a new or amended Land Conservation Contract and/or Farmland Security Zone Contract or Contracts as applicable in order to rescind the existing Land Conservation Contract and/or Farmland Security Zone Contract as applicable to the reconfigured lots only and simultaneously execute a new or amended Land Conservation and/or Farmland Security Zone Contract for the reconfigured lots between the County and the Property Owners of Record, reflecting the new legal descriptions, current ownership interests, and to incorporate any legislative changes to State Williamson Act provisions and current County Williamson Act Policies or Procedures; and
- c. Direct the Clerk of the Board to record the new or amended Contract or Contracts concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.

(Lot Line Adjustment - PLN140327/Cling, located near the intersection of US Highway 101 and Arroyo Seco Road, Soledad, Central Salinas Valley Area Plan)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to adopt Resolution No. 14-316 to:

- a. Approve a Lot Line Adjustment between two existing legal lots of record under a Williamson Act contract (FSZ 2014-003) consisting of Parcel 1 (45.9 acres) and Parcel 2 (523.4 acres). The lot line adjustment would result in two (2) parcels: Parcel 1 (385.1 acres) and Parcel 2 (184.2 acres);**
- b. Authorize the Chair to execute a new or amended Land Conservation Contract and/or Farmland Security Zone Contract or Contracts as applicable in order to rescind the existing Land Conservation Contract and/or Farmland Security Zone Contract as applicable to the reconfigured lots only and simultaneously execute a new or amended Land Conservation and/or Farmland Security Zone Contract for the reconfigured lots between the County and the Property Owners of Record, reflecting the new legal descriptions, current ownership interests, and to incorporate any legislative changes to State Williamson Act provisions and current County Williamson Act Policies or Procedures; and**
- c. Direct the Clerk of the Board to record the new or amended Contract or Contracts concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.**

(Lot Line Adjustment - PLN140327/Cling, located near the intersection of US

Highway 101 and Arroyo Seco Road, Soledad, Central Salinas Valley Area Plan)**ALL AYES****26.**

Adopt a Resolution to:

- a. Approve a Lot Line Adjustment between three (3) existing legal lots of record under Williamson Act Farmland Security Zone Contracts (FSZ K No. 2001-006 and FSZ K No. 2001-007) consisting of Parcel 1 (1140.62 acres), Parcel 2 (40.00 acres) and Parcel 3 (661.88 acres). The lot line adjustment would result in three (3) parcels: Parcel 1 (1139.5 acres), Parcel 2 (40 acres) and Parcel 3 (663 acres);
- b. Authorize the Chair to execute a new or amended Contract or Contracts in order to rescind a portion of the existing Contract or Contracts as applicable to the reconfigured lots only and simultaneously execute a new or amended Contract or Contracts for the reconfigured lots between the County and the Property Owners of Record, reflecting the new legal descriptions, current ownership interests, and to incorporate any legislative changes to State Williamson Act provisions and current County Williamson Act Policies or Procedures; and
- c. Direct the Clerk of the Board to record the new or amended Contract or Contracts concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.

(Lot Line Adjustment - PLN140369/South County Property Co. LLC/Fairview Real Properties, LLC, located at 59020 Paris Valley Road, San Lucas [Assessor's Parcel Numbers: 233-021-006, 233-021-009, 233-021-022, 233-021-023, 233-021-030], South County Area Plan)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to adopt Resolution No. 14-317 to:

- a. Approve a Lot Line Adjustment between three (3) existing legal lots of record under Williamson Act Farmland Security Zone Contracts (FSZ K No. 2001-006 and FSZ K No. 2001-007) consisting of Parcel 1 (1140.62 acres), Parcel 2 (40.00 acres) and Parcel 3 (661.88 acres). The lot line adjustment would result in three (3) parcels: Parcel 1 (1139.5 acres), Parcel 2 (40 acres) and Parcel 3 (663 acres);**
- b. Authorize the Chair to execute a new or amended Contract or Contracts in order to rescind a portion of the existing Contract or Contracts as applicable to the reconfigured lots only and simultaneously execute a new or amended Contract or Contracts for the reconfigured lots between the County and the Property Owners of Record, reflecting the new legal descriptions, current ownership interests, and to incorporate any legislative changes to State Williamson Act provisions and current County Williamson Act Policies or Procedures; and**
- c. Direct the Clerk of the Board to record the new or amended Contract or Contracts concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.**

(Lot Line Adjustment - PLN140369/South County Property Co. LLC/Fairview Real Properties, LLC, located at 59020 Paris Valley Road, San Lucas [Assessor's Parcel Numbers: 233-021-006, 233-021-009, 233-021-022, 233-021-023, 233-021-030], South County Area Plan) ALL AYES

- 26.1
- a. Set a public hearing for December 2, 2014 at 10:30 a.m., to consider year 2015 applications to establish five (5) Farmland Security Zones (“FSZ”) and Contracts; and
 - b. Direct the Clerk of the Board of Supervisors to publish Notice of Hearing for the Public Hearing to take place on December 2, 2014 at 10:30 a.m., to consider year 2015 applications to establish five (5) Farmland Security Zones (“FSZ”) and Contracts.
(REF140061 - /Williamson Act Contract Applications - 2015, County-wide)
(ADDED VIA ADDENDUM)

Approved

RMA - Public Works

- 27.
- a. Approve the addition of the Rico Street Sidewalk Improvements, Project No. 1572, to the approved Work Plan for Fiscal Year 2014-15;
 - b. Approve an increase estimated revenues of \$100,000 and appropriations in the amount of \$181,676 in the FY 2014-15 Adopted Budget for the Construction Unit 002-3000-8195-RMA0112 (4/5th vote required); and
 - c. Authorize the Auditor-Controller to amend the FY 2014-15 adopted budget, for the Construction Unit 8195, Fund 002, Appropriation Unit RMA012 to increase estimated revenues by \$100,000 and appropriations in the amount of \$181,676, where uncommitted fund balance of \$81,676 is the financing source to balance the appropriation increase for the Rico Street Sidewalk Improvements Project (4/5 vote required).

Approved

- 28.
- Acting on behalf of County Service Area No. 1 - Carmel Point:
- a. Approve an increase in appropriations of \$20,000 in the FY 2014-15 Adopted Budget for Resource Management Agency County Service Area 1 - Carmel Point Fund 051-3000-8198-6613-RMA047 and the use of \$20,000 from Uncommitted Fund Balance to fund a peer review of a professional study regarding the Lower Carmel River. (4/5th vote required); and
 - b. Authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget for County Service Area 1 - Carmel Point RMA Appropriation Unit 8198, Fund 047, to increase appropriations in the amount of \$20,000 where the Unassigned Fund Balance of \$20,000 is the financing source to balance the appropriation increase to fund a peer review of a professional study regarding the Lower Carmel River.

Approved

- 29.
- a. Approve the addition of the Castroville Boulevard Overlay, Project No. 14-157165, to the approved Work Plan for Fiscal Year 2014-15;
 - b. Approve an increase in appropriations in the amount of \$1,553,841 in the FY 2014-15 Road Fund, Fund 002-3000-8195-RMA012 for the Castroville

Boulevard Overlay (4/5th vote required);
c. Authorize the use of uncommitted fund balance, in the amount of \$1,553,841, as the financing source; and
d. Authorize the Auditor-Controller to incorporate the approved modification in the FY 2014-15 Budget.

Approved - Construction No. 2014-004

- 30.** Acting on behalf of County Service Area No. 50 - Rioway Track:
a. Approve an increase in appropriations of \$47,000 in the FY 2014-15 Adopted Budget for County Service Area 50 - Rioway Track Fund 077-3000-8198-6613-RMA 073 and the use of \$47,000 from Uncommitted Fund Balance to fund a stormwater management and flood control report for Lower Carmel River. (4/5th vote required); and
b. Authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget for County Service Area 50 - Rioway Track RMA Appropriation Unit 8198, RMA Fund 073 to increase appropriations in the amount of \$47,000 where the Resource Management Agency RMA073 Unassigned Fund Balance of \$47,000 is the financing source to balance the appropriation increase.

Approved

- 31.** Acting on behalf of CSA 72 - Las Palmas Ranch:
a. Approve an increase in appropriations in the amount of \$13,000 and use of \$13,000 from Uncommitted Fund Balance in the FY 2014-15 Adopted Budget for County Service Area 72 - Las Palmas Ranch Fund 091-3000-8198-6835-RMA087 Balance to fund the initial phase of Las Palmas Ranch Cross Connection Remediation Program (4/5th vote required); and
b. Authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget for County Service Area 72 - Las Palmas Ranch RMA Appropriation Unit 8198 RMA Fund 073 to increase appropriations in the amount of \$47,000 where the RMA Fund 073 Unassigned Fund Balance is the financing source to balance the appropriation increase.

Approved

- 32.** a. Authorize and approve a modification to the FY 2014-15 Budget for Capital Projects Fund 404, Appropriation Unit RMA015, increasing estimated revenues by \$311,582 and appropriations by \$132,266 (4/5th vote required);
b. Authorize and approve the use of uncommitted fund balance of \$2,933,840 from Fund 404, Appropriation Unit RMA015 (4/5th vote required);
c. Authorize and approve a transfer of \$2,656,052 from Fund 404, Appropriation Unit RMA015 to the New Juvenile Hall General Fund Assignment 3127 as part of the previously Board approved County match for the New Juvenile Hall Project (4/5th vote required);
d. Authorize the Auditor-Controller to Amend the Fiscal Year 2014-15

Capital Project adopted budget, Fund 404, Appropriation Unit RMA015, to increase estimated revenue of \$311,582 and appropriations by \$132,266; and e. Authorize the Auditor-Controller to transfer \$2,656,052 from RMA, Fund 404, Appropriation Unit RMA015 of uncommitted Fund Balance, to the General Fund Juvenile Hall Housing Assignment 3127.

Approved

33. Adopt Resolution to:
- a. Approve a Local Agency Funding Allocation Agreement between the Transportation Agency for Monterey County and the County of Monterey for the Allocation of Funding Approved by the Transportation Agency for Monterey County Board of Directors for County projects; and
 - b. Authorize the Director of Public Works, or his designee, to act as the agent for the County to execute documents to secure these funds from Transportation Agency for Monterey County.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to adopt Resolution No. 14-314 to:

- a. Approve a Local Agency Funding Allocation Agreement between the Transportation Agency for Monterey County and the County of Monterey for the Allocation of Funding Approved by the Transportation Agency for Monterey County Board of Directors for County projects; and**
- b. Authorize the Director of Public Works, or his designee, to act as the agent for the County to execute documents to secure these funds from Transportation Agency for Monterey County. ALL AYES**

34. a. Approve Amendment No. 6 to Professional Services Agreement No. A-11286 with Wood Rodgers, Inc. to provide tasks associated with Interpretive Signage and Community Outreach Services for the Monterey Bay Sanctuary Scenic Trail - Moss Landing Segment, Project No. 8668, in the amount of \$86,830 for a total amount not to exceed \$1,819,408, for a term to June 30, 2016; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 6 to Professional Services Agreement No. A-11286, and up to three (3) future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-11286

35. a. Approve Amendment No. 1 to the Professional Services Agreement with Harris & Associates, Inc. to continue to provide management of County Service Areas, County Sanitation Districts, and closed County disposal sites, in the amount of \$100,640 for a total amount not to exceed \$200,000, for a term to June 30, 2015; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to the Professional Services Agreement and up to three (3) future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-12817