

Monterey County

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



Action Minutes - Draft

Tuesday, January 15, 2019

9:30 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*

9:30 A.M. - Called to Order

The meeting was called to order by Chair Supervisor John M. Phillips.

Roll Called

Present: 4 - Supervisor Mary L. Adams, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Jane Parker

Absent at the time roll called: 1 - Supervisor Luis A. Alejo

Staff Present

Dr. Lew Bauman, County Administrative Officer, Susan Blitch, Senior Deputy County Counsel and Valerie Ralph, Clerk of the Board

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for Item No.'s 1.a. through b.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Jennifer Mitchell (Worker's Compensation Appeals Board case no. ADJ10600452)
 - (2) Estate of Mark Vasquez Pajas, et al. v. County of Monterey, et al. (United States District Court case no. 16-CV-00945-BLF) (ADDED VIA ADDENDA)
 - b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Kim Moore
Employee Organization(s): Unit H

Public Comment

Open for public comment; no public comment had.

The Board Recessed for Closed Session Agenda Items at 9:35 a.m.

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

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Jane Parker

Supervisor Alejo arrived during closed session.

Staff Present

Dr. Lew Bauman, County Administrative Officer, Susan Blicht, Senior Deputy County Counsel and Valerie Ralph, Clerk of the Board

Announcement of the Interpreter

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

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Chris Lopez.

Additions and Corrections by Clerk

Addition to the agenda to adjourn the meeting In Memory of Anita Ferrante.

A motion was made by Supervisor Mary L. Adams, seconded by Jane Parker to approve the additions and corrections. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar Items No.'s 24 through 33.

Supervisor Mary L. Adams pulled Item No. 25 for comment; Supervisor Chris Lopez pulled Item No. 32.2 to request to add Lake San Antonio to the contract, Dwayne Woods, Assistant County Administrative Officer concurs and will add Lake San Antonio to the contract.

Open for public comment; no public comment made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to approve Consent Calendar Item No.'s 24 through 33. (See Supplemental Sheet) ALL AYES

Ceremonial Resolutions

Open for public comment; no public comment made.

3. Adopt Resolution commending Christine Raptis upon her retirement from thirty-eight

years of dedicated public service in Monterey County.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-201 commending Christine Raptis upon her retirement from thirty-eight years of dedicated public service in Monterey County. ALL AYES

- 4. ~~Adopt Resolution recognizing Eden Valley Care Center as a Monterey County Environmental Health Bureau Annual Food Safety Conference recipient of the Award of Excellence for 2018. (REMOVED VIA SUPPLEMENTAL)~~

Removed via supplemental.

- 5. ~~Adopt Resolution recognizing Salinas Valley Memorial Healthcare System as a Monterey County Environmental Health Bureau Annual Food Safety Conference recipient of the Award of Excellence for 2018. (REMOVED VIA SUPPLEMENTAL)~~

Removed via supplemental.

- 6. Resolution recognizing and congratulating Ronald “Ronn” Rygg upon his retirement from a public service career that spans more than four decades.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-002 recognizing and congratulating Ronald “Ronn” Rygg upon his retirement from a public service career that spans more than four decades. ALL AYES

- 7. ~~Adopt Resolution recognizing California Pizza Kitchen as a Monterey County Environmental Health Bureau Annual Food Safety Conference recipient of the Award of Excellence for 2018. (REMOVED VIA SUPPLEMENTAL)~~

Removed via supplemental.

- 8. Adopt Resolution Honoring Kimberley “Kim” Breton upon her retirement from the County of Monterey after thirty-four years of Public Service.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Luis A. Alejo, to adopt Resolution No. 19-206 honoring Kimberley “Kim” Breton upon her retirement from the County of Monterey after thirty-four years of Public Service. ALL AYES

Appointments

Open for public comment; no public comment made.

- 9. Reappoint Richard Medley to the Fish and Game Advisory Commission for a term ending February 1, 2022. (Supervisor Phillips)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis A. Alejo, to reappoint Richard Medley to the Fish and Game Advisory

**Commission for a term ending February 1, 2022. (Supervisor Phillips)
ALL AYES**

- 10. Reappoint Francisco Mendoza to the Planning Commission for a term ending January 23, 2013-2023. (Supervisor Phillips) (REVISED VIA SUPPLEMENTAL)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis A. Alejo, to reappoint Francisco Mendoza to the Planning Commission for a term ending January 23, 2013. (Supervisor Phillips) ALL AYES

- 11. Appoint Fred Rubin to the Carmel Valley Road Advisory Committee for a term ending June 30, 2021. (Supervisor Adams)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis A. Alejo, to appoint Fred Rubin to the Carmel Valley Road Advisory Committee for a term ending June 30, 2021. (Supervisor Adams) ALL AYES

- 12. Appoint Eric H. ~~Sands~~ Sand to the Carmel Valley Road Advisory Committee for a term ending June 30, 2021. (Supervisor Adams)
(REVISED VIA SUPPLEMENTAL)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis A. Alejo, to appoint Eric H. Sand to the Carmel Valley Road Advisory Committee for a term ending June 30, 2021. (Supervisor Adams) (REVISED VIA SUPPLEMENTAL) ALL AYES

- 13. Appoint Belinda Taluban to the ~~Historical Advisory Committee~~ Historic Resources Review Board for a term ending December 31, 2021. (Supervisor Phillips)
(REVISED VIA SUPPLEMENTAL)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis A. Alejo, to Appoint Belinda Taluban to the Historic Resources Review Board for a term ending December 31, 2021. (Supervisor Phillips) (REVISED VIA SUPPLEMENTAL) ALL AYES

- 14. Appoint Maria Villa-Gomez to the Greenfield Cemetery District for a term ending December 31, 2022. (Supervisor ~~Phillips~~ Lopez)
(REVISED VIA SUPPLEMENTAL)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis A. Alejo, to appoint Maria Villa Gomez to the Greenfield Cemetery District for a term ending December 31, 2022. (Supervisor Lopez) (REVISED VIA SUPPLEMENTAL) ALL AYES

Other Board Matters

- 15. Board Comments

Supervisor Jane Parker had a couple of announcements, first on a town hall meeting that Supervisor Adams and she are having at the Community Foundation with the office of Mark Stone that they are all co-sponsoring co-hosting tomorrow evening at the Community Foundation for Monterey

County from 5:00 to 7:00 p.m.; this will be a an update on the HEAP funding and the homeless shelter locations on the Monterey Peninsula as we know the state has approved about 12.5 million dollars that will be coming to our general area and local projects are beginning to take shape and the one that is being focused on is the potential locations for a homeless shelter on the Monterey Peninsula; it would be an update from various providers on the possibilities on the Monterey Peninsula also an update on the HEAP process and timeline and a way for people to be involved in making sure that the solutions that they think are most important can be part of that process so that is tomorrow evening from 5:00 to 7:00 p.m. at the Community Foundation there are some flyers about that up front here if people want a piece of paper to remind them; also new dates for hot topics are posted on her website and they're a great place to have a once-a-month get together on informal conversation about issues that are on the agenda for Board of Supervisors meetings but also more broadly affecting the County she invited anyone and everyone who's interested to join her; she also will be joining the community next Monday for the Annual Martin Luther King, Jr. Day of March and Day of Service in Seaside; the march will gather at the social services building on Broadway at Noche Buena and then they walk along Broadway and Fremont to the Oldemeyer Center where there will be speakers and if the previous years are to go by it will be an inspiring program; they will gather about 11:00 a.m. on Monday and the march starts at noon and she welcomed anyone to join.

Supervisor Luis A. Alejo announced news that just broke in the Washington Post that Monterey County was a lead plaintiff in a federal lawsuit challenging a citizenship question on the 2020 census and the federal district court judge ruled in our favor Monterey County and San Francisco County were the only two counties in California that were plaintiffs along with the US Conference of Mayors, several attorney generals this was a huge victory for us and for our immigrant population here in Monterey County; as you know when those types of questions that are untested it deters people from participating even if you are not undocumented you might be a lawful permanent resident, a refugee, a DACA recipient so it even deters those other categories of immigrants them and their families in not wanting to participate so it hurts Monterey County from receiving federal hundreds of dollars in federal dollars over the next 10 years ago so it could have had major consequences it will more than likely be appealed but certainly a major victory and he was proud that the board was a leader in joining the lawsuit early on and were lead plaintiffs in that victory; next he mentioned commemorating Martin Luther King, Jr. day certainly it is a day on and not a day off; it is a day of service and to recommit ourselves to civil rights and social justice; he usually attends the Seaside march since 2009 but this year he will attend the Martin Luther Jr. Day march at the Methodist Church in Salinas; he thought it was only appropriate this time to try to support those efforts and hopes that it will grow into an annual event in Salinas as well and lastly he congratulated local Salinas boxing champion, Ruben Villa, who fought last Friday night on his first national TV premiere on Showtime boxing on cable and he was able to score a unanimous victory; he is a very talented young man and it is good to see our young people excel and be stellar in their athletics and their profession but also be a role model and an example to the young people here in Salinas and Monterey County.

Supervisor Mary L. Adams wanted to call everyone's attention the Whale Fest that is going to be taking place at Monterey Municipal Wharf on January 26th

and 27th; it is a wonderful opportunity of education also food and a lot of fun and activities that take place down on the wharf for those two days that's January 26th and 27th and then also wanted to say that tonight is the final listening session that is being spearheaded by Monterey Peninsula Water Management District for the public's input on what is feasible as far as whether or not we should be able to purchase the Cal Am water company so that's tonight the last one they had this will be number five and it's going to be at the Sunset Center in Carpenter Hall and it begins at 6:00 p.m. it goes from 6:00 to 7:30 p.m. so if you've not had an opportunity to let your voice be heard she really encourages all to come forward; it is a great representation at all the other areas and now this one is that the last one.

Supervisor Chris Lopez commented on all the wonderful rain that's filling the lakes in South County but he knows there's also some predictions of a atmospheric river coming here in the couple days and so he just encouraged everybody to sign up for Alert Monterey so regardless of where you are you'll get the information on your phone and to stay aware your surroundings out there.

Supervisor John M. Phillips commented that on Saturday he went out to the Prunedale Grange as the snip bus was there; they wanted him to come out there because he was going to write them a check but they did an amazing job; they work down there in South County but they had 41 animals 23 dogs and 18 cats that were spayed and neutered and on Sunday they had 53 feral cats that were spayed and neutered; there were about 250 emails that came in of people that couldn't get the service done; they were 16 volunteers which most of them came from Hollister over to help us out; Denise Garcia from the Prunedale area and was one of the leaders on it; after that he talked to the new executive director of Animal Friends Rescue and they're looking at how they can partner to even explore the greater opportunities; he also took a ride down remote part of Old Stage Road and in just less than a mile there were 10 large objects of mattresses, sofas and refrigerators strewn out there which has become a bigger problem; it's become a bigger problem which is one of the things they're focusing on so either way put it can be put on Public Works to go help out there or he'll send a crew out from Rancho Cielo that's nearby to pick it up and take it to it there dump; he knows we need to come up with a program as this is one of the biggest problems that his office gets calls on.

16. CAO Comments and Referrals

There were no CAO comments and referrals.

17. General Public Comments

Open for general public comment for items not on today's agenda; Ken Ekelund; Velma Magma and Gail Smith commented.

10:30 A.M. - Scheduled Matters

- 18.** a. Consider adoption of an ordinance amending Section 12.28.010 of the Monterey County Code to prohibit parking at all times on the east side of State Highway 1 from the centerline of the Point Lobos State Park entrance northerly for a distance

of 1800 feet and from the centerline of the Point Lobos State Park entrance southerly for a distance of 1800 feet, in the unincorporated area of Monterey County;

b. Consider adoption of an ordinance amending sections 12.28.010 and 12.28.021 of the Monterey County Code to change the parking restriction on both sides of Rio Road from Carmel Rancho Boulevard easterly to its terminus in the unincorporated area of Monterey County, from no parking between 10:00 p.m. and 6:00 a.m. to no parking at any time; and

c. Authorize the Director of Resource Management Agency to apply on behalf of the County for an encroachment permit from Caltrans to install no parking signs on the east side of State Highway 1 adjacent to Point Lobos State Park.

Neville Pereira, Chief of Building Services and Interim Deputy Director for Public Works, Parks and Facilities presented.

Open for public comment; Kit Armstrong; Rick Hamilton and Fire Chief Fulcher commented.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Jane Parker and carried 2 to 3 with Supervisor John M. Phillips, Supervisor Luis A, Alejo and Supervisor Chris Lopez voting no, the Board did not entertain further discussions on adopting staff recommendations on a., b., and c. without a 2-year pilot in place; Motion Failed 2-3

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to:

a. Amend the ordinance, as a 2 year pilot, amending Section 12.28.010 of the Monterey County Code to prohibit parking at all times on the east side of State Highway 1 from the centerline of the Point Lobos State Park entrance northerly for a distance of 1800 feet and from the centerline of the Point Lobos State Park entrance southerly for a distance of 1800 feet, in the unincorporated area of Monterey County; directed staff to bring back the revised ordinance for the next meeting agenda; and

c. Authorized the Director of Resource Management Agency to apply on behalf of the County for an encroachment permit from Caltrans to install no parking signs on the east side of State Highway 1 adjacent to Point Lobos State Park.

ALL AYES

A motion was made by Supervisor Jane Parker, seconded by Supervisor Chris Lopez to:

b. Adopt Ordinance No. 5308 amending sections 12.28.010 and 12.28.021 of the Monterey County Code to change the parking restriction on both sides of Rio Road from Carmel Rancho Boulevard easterly to its terminus in the unincorporated area of Monterey County, from no parking between 10:00 p.m. and 6:00 a.m. to no parking at any time.

ALL AYES

19.

Authorize appointment and an advanced step placement at Step 5 for retired CalPERS annuitant Martín J. Gómez, selected for the position of Interim Library Director, in accordance with Personnel Policies and Practices Resolution No. 98-394, Sections A.1.11.1 and A.1.11.5, effective January 22, 2019.

Irma Ramirez-Bough, Director of Human Resources from the Human Resources Department presented.

Open for public comment; no public comment made.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis A. Alejo to authorize appointment and an advanced step placement at Step 5 for retired CalPERS annuitant Martín J. Gómez, selected for the position of Interim Library Director, in accordance with Personnel Policies and Practices Resolution No. 98-394, Sections A.1.11.1 and A.1.11.5, effective January 22, 2019. ALL AYES

19.1

- a. Authorize the County Executive Officer enter into agreement with the State of California Complete Count Committee Census 2020 as a grantee of Monterey County’s allocation in the amount of \$401,996 (Full board); and
- b. Adopt a Resolution to affirm the County of Monterey’s support of and partnership with the 2020 Census. (Full board). (MOVED VIA SUPPLEMENTAL)

Rosemary Soto, Management Analyst III from the County Administrative Office presented via PowerPoint.

Open for public comment; no public comment made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Jane Parker to authorize the County Executive Officer enter into agreement with the State of California Complete Count Committee Census 2020 as a grantee of Monterey County’s allocation in the amount of \$401,996 (Full board); and b. Adopt Resolution No. 19-003 to affirm the County of Monterey’s support of and partnership with the 2020 Census. (Full board). (MOVED VIA SUPPLEMENTAL)
ALL AYES

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis A. Alejo, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Jane Parker

Staff Present

Dr. Lew Bauman, County Administrative Officer, Wendy Strimling, Senior Deputy County Counsel and Valerie Ralph, Clerk of the Board

Announcement of the Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter

services.

1:30 P.M. - Scheduled Matters

- 20. Consider options and approve the selected option for stabilizing operations at Lake Nacimiento and Lake San Antonio.

Carl Holm, Resource Management Agency (RMA) Director and Neville Pereira, Chief of Building Services & Interim Deputy Director of Public Works, Parks & Facilities presented via PowerPoint with the assistance of Brett Fulgoni, Operations Manager from RMA.

Open for public comment; Beth Winters, Rich Lingor, Jay Donato, John Baille, Rupha Shaw, County Auditor-Controller on the audit efforts, Eric Peterson commented.

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo to move for Option 2 to transfer LSA operation into County park system for stabilizing operations at Lake Nacimiento and Lake San Antonio.
ALL AYES**

- 21. **PLN150063 - (Lot Line Adjustment involving two lots of record) Kathryn A. Emery, Trustee of the Emery Family Trust u/d/d March 22, 2004; Michelle Urquidez, Trustee of the Urquidez Family Trust u/d/d May 5, 2010; Marilyn L. Saake and William J. Saake, as Trustees of the Saake Family Trust dated June 25, 1997; Christopher M. Powers; Andrew J. Powers; Timothy S. Powers; Katherine A. Dulik; Amy Perusse; Matthew C. Powers; and Marilyn L. Saake and Mathew Powers, as Successor Co-Trustees of the Ersilia L. Binsacca Living Trust u/d/d October 29, 1990.**

Public hearing to adopt a resolution for approval of a Lot Line Adjustment between two (2) legal lots of record (one [1] of which is under a Williamson Act contract) of approximately 143.67 acres (Existing Parcel A) and of 0.29 acres (Existing Parcel B), resulting in two (2) legal lots of record of the same sizes: 143.67 acres (Proposed Parcel A) and 0.29 acres (Proposed Parcel B), a proposed 5-foot wide easement for water line and a 50 foot by 50 foot well easement. The resultant parcels will not have a decrease in acreage under the Williamson Act Contract.

Propose California Environmental Quality Act (CEQA) Action: Categorically Exempt per CEQA Guidelines Section 15305 (Minor alterations in land use limitations)

Project Location: 35625 and 35495 Fort Romie Road, Soledad, Central Salinas Valley Area Plan.

Public hearing commenced.

Nadia Garcia, Associate Planner and Craig Spencer Acting Manager from the Resource Management Agency presented via PowerPoint.

Open for public comment; Alan Searson representing the land owners commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to adopt Resolution No. 19-004 for approval of a Lot Line Adjustment between two (2) legal lots of record (one [1] of which is under a Williamson Act contract) of approximately 143.67 acres (Existing Parcel A) and of 0.29 acres (Existing Parcel B), resulting in two (2) legal lots of record of the same sizes: 143.67 acres (Proposed Parcel A) and 0.29 acres (Proposed Parcel B), a proposed 5-foot wide easement for water line and a 50 foot by 50 foot well easement. The resultant parcels will not have a decrease in acreage under the Williamson Act Contract. Propose California Environmental Quality Act (CEQA) Action: Categorically Exempt per CEQA Guidelines Section 15305 (Minor alterations in land use limitations)

Project Location: 35625 and 35495 Fort Romie Road, Soledad, Central Salinas Valley Area Plan.

ALL AYES

- 22.**
- a. Receive and accept an oral report from the Prescribe Safe Initiative regarding initiative efforts and outcomes for the county; and
 - b. Direct staff to identify funding in the amount of \$14,400 for two years of disposal costs of unwanted medication for six safe medication disposal sites at \$1,200 per site per year.

Elsa Jimenez, Director of Health from the Health Department and Dr. Casey Grover and Dr. Reb Close presented via PowerPoint.

Open for public comment; Jane Haines and Eric Peterson commented.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis

A. Alejo to:

- a. Receive and accept an oral report from the Prescribe Safe Initiative regarding initiative efforts and outcomes for the county and also asked for outreach efforts towards Natividad Medical Center; and
- b. Direct staff to identify funding in the amount of \$14,400 for two years of disposal costs of unwanted medication for six safe medication disposal sites at \$1,200 per site per year.

ALL AYES

- 23.**
- a. Receive a report on preparation of amendments to Monterey County's Local Coastal Program to be consistent with the Coastal Act regarding affordable housing; and
 - b. Provide direction to staff.
- (Board Referral #: 2018.28)

Carl Holm, Director of Resource Management Agency presented with assistance from John Dugan, Deputy Director of Land and Use and Community Development.

Open for public comment; Jane Haines commented.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Luis A. Alejo and carried 4 to 1 with Supervisor Jane Parker voting no, to:

- a. Receive a report on preparation of amendments to Monterey County's Local Coastal Program to

be consistent with the Coastal Act regarding affordable housing. Authorized staff to prepare the amendment for the Monterey County Local Coastal Program to be consistent with the Coastal Act regarding affordable housing; and

b. Direct staff to bring back to the Board of Supervisors for further action without going through the subcommittees; staff to identify an appropriate source of funding and confirm the scope of work is consistent with the needs of the coastal planning.

Motion Carried 4-1

Read Out from Closed Session

CLOSED SESSION REPORT:

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

1. a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Jennifer Mitchell (Worker’s Compensation Appeals Board case no. ADJ10600452)
 - (2) Estate of Mark Vasquez Pajas, et al. v. County of Monterey, et al. (United States District Court case no. 16-CV-00945-BLF) (ADDED VIA ADDENDA)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a.(1)(2)

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

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.b.

Adjourned

The meeting was adjourned at 3:27 p.m. in Memory of Anita M. Ferrante by Chair Supervisor John M. Phillips.

APPROVED:

**JOHN M. PHILLIPS, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: _____

**VALERIE RALPH
CLERK OF THE BOARD**

APPROVED ON _____

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

24. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute renewal and amendment No. 1 to the agreement (A-13620) with The CBORD Group, Inc. for food and nutrition software services, extending the agreement an additional twelve (12) months (July 11, 2018 through July 10, 2019) for a revised full agreement term of July 11, 2017 through July 10, 2019, and adding \$12,145.54 for a revised total agreement amount not to exceed \$121,915.86.
- 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%) (\$10,977) of the original cost of the agreement per each amendment.

Approved - Agreement No. A-13620

Health Department

25. Accept an update from the Health Department regarding safe disposal of pharmaceuticals and sharps in reference to Board Referral #2018.07.

Accepted

Department of Social Services

26. a. Approve and authorize the Director of the Department of Social Services to sign an agreement with SkillSurvey Inc., including nonstandard vendor liability limits and payment provisions, for \$42,311 to purchase an online employment reference assessment software system retroactively effective January 1, 2019 through December 31, 2021; and
- b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$4,231) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-14213

General Government

27. a. Approve and authorize the Assessor to enter into a renewed two (2) year agreement with the California Assessors' Association (a non-profit assoc.), Harold W. Bertholf, Inc. (a California Professional Corp (contractor), and the Participating Assessors' ("Participating Assessors") in Counties containing oil, gas and

geothermal energy-producing properties, for a Petroleum & Geothermal Property Sales Study, retroactive to November 1, 2018 through and including October 31, 2020; and

b. Accept and acknowledge the non-standard terms of the Agreement; whereas the terms of the Agreement provide greater protection to the County than the standard terms; therefore, the Agreement is not detrimental to Monterey County.

Approved - Agreement No.: A-14214

- 28.** Approve and authorize the Director of Information Technology (ITD) to execute a non-standard Entry and Testing Agreement with SBA Structures, LLC, enabling the County to perform radio site testing at 3400 Red Wolf Drive, Carmel, CA, for the term of 90 days to begin February 1, 2019 at no cost.

Approved - Agreement No.: A-14215

- 29.** Approve and authorize the Director of Information Technology or his designee to execute a termination agreement with the State of California, ending the County's lease of telecommunications vault, rack, and antenna space at the state Ben Lomond Radio Site, Santa Cruz County, effective June 30, 2017, and providing for termination fees of \$3,729.34.

Approved - Agreement No.: A-14216

- 30.** Adopt a resolution to revise and approve amendments to the Conflict of Interest Code of the Monterey Regional Waste Management District.

Adopted Resolution No 19-005

- 31.** Adopt a resolution to approve amendments to the Conflict of Interest Code of the Soledad Unified School District.

Adopted Resolution No. 19-006

- 32.** Agenda Item No. 32 moved from the Consent Calendar to the 10:30 A.M. Scheduled Matters as Item No. 19.1

Moved from the Consent Calendar to the 10:30 A.M. Scheduled Matters as Item No. 19.1

- 32.1**
- a. Approve the Auditor-Controller's Internal Audit Charter; and
 - b. Authorize the Auditor-Controller to execute a professional services Agreement with Macias Gini & O'Connell in the amount of \$48,840 for Countywide risk assessment services; and
 - c. Amend the FY 2018-19 Adopted Budget increasing appropriations by \$48,840 in the Auditor-Controller, Internal Audit Division unit (001-AUD001-8375), offset by a decrease of \$48,840 in the County Administrative Office, Other General Expenditures unit (001-CAO014-8039-6601) (4/5 vote required).

Approved - Agreement No.: A-14217

- 32.2** Approve and authorize the Chair of the Board, to execute a sole source three-year Specialized Marketing and Management Services Agreement with All Fields Sports, LLC retroactive to January 1, 2019, for the purpose of performing specialized corporate sponsorship and hospitality marketing and management services for Laguna Seca Recreation Area (LSRA), including WeatherTech Raceway Laguna Seca, the camping grounds and shooting range and “The Lake Resort.”

Approved - Agreement No.: A-14217

- 32.3** Approve and authorize the Assistant County Administrative Officer to execute a two-year Sponsorship Agreement, between Bridgestone Americas Tire Operations, LLC and the County of Monterey for exclusive Title and Tire sponsorship of the INDYCAR Monterey Grand Prix at WeatherTech Raceway Laguna Seca.

Approved - Agreement No.: A-14219

RMA - Land Use and Community Development

- 33.** Adopt a resolution:
- a. Approving and authorizing the County Administrative Officer to execute a Master Memorandum of Understanding between the County of Monterey and the Monterey County Water Resources Agency regarding the provision of and compensation for services by and between the two public entities; and
 - b. Approving and authorizing the Director of the Resource Management Agency to execute Appendix A to the Master Memorandum of Understanding regarding the division of responsibility for certain land use related services between the County of Monterey and the Monterey County Water Resources Agency.

Adopted Resolution No. 19-007

Addenda/Supplemental

- 34.** **ADDENDA**

Add to Closed Session:

1. a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (2) Estate of Mark Vasquez Pajas, et al. v. County of Monterey, et al. (United States District Court case no. 16-CV-00945-BLF)

SUPPLEMENTAL**Remove from Ceremonial Resolutions:**

4. Adopt Resolution recognizing Eden Valley Care Center as a Monterey County Environmental Health Bureau Annual Food Safety Conference recipient of the Award of Excellence for 2018.
5. Adopt Resolution recognizing Salinas Valley Memorial Healthcare System as a Monterey County Environmental Health Bureau Annual Food Safety Conference recipient of the Award of Excellence for 2018.
7. Adopt Resolution recognizing California Pizza Kitchen as a Monterey County Environmental Health Bureau Annual Food Safety Conference recipient of the Award of Excellence for 2018.

Revised Appointments:

10. Reappoint Francisco Mendoza to the Planning Commission for a term ending January 23, ~~2013~~ 2023. (Supervisor Phillips)
12. Appoint Eric H. ~~Sands~~ Sand to the Carmel Valley Road Advisory Committee for a term ending June 30, 2021. (Supervisor Adams)
13. Appoint Belinda Taluban to the ~~Historical Advisory Committee~~ Historic Resources Review Board for a term ending December 31, 2021. (Supervisor Phillips)
14. Appoint Maria Villa-Gomez to the Greenfield Cemetery District for a term ending December 31, 2022. (Supervisor ~~Phillips~~ Lopez)

Consent Calendar:

32. Moved from the Consent Calendar to the 10:30 A.M. Scheduled Matters as Item No. 19.1