

# Monterey County

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



## **Action Minutes - Draft**

**Tuesday, September 22, 2015**

**9:00 AM**

**See separate agenda for Board of Supervisors of the Monterey  
County Water Resource Agency.**

## **Board of Supervisors**

*Chair Simón Salinas - District 3  
Vice Chair Jane Parker - District 4  
Supervisor Dave Potter - District 5  
Supervisor Fernando Armenta - District 1  
Supervisor John M. Phillips - District 2*

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

The meeting was called to order by Chair Salinas.

**Roll Call**

**Present:** 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

**Additions and Corrections for Closed Session:**

There were no additions or corrections to Closed Session.

**Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.
  - b. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
  - c. 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) James Egar
  - d. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
  - e. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee. (ADDED VIA ADDENDUM)

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

**10:30 A.M. - Reconvene**

**Roll Call**

*Present: Evelia Meza, Interpreter*

**Present:** 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

### Pledge of Allegiance

The Pledge of Allegiance was led by CAO 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:

**Urgency Additions to Other Board Matters:**

**8.2 Adopt a Proclamation of Local Emergency in accordance with California Government Code Section 8630 to support ongoing response and recovery efforts related to a wildfire known as the Tassajara Fire that is causing conditions of extreme peril to the safety of persons and property in the Tassajara and Cachagua communities of Monterey County.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to add item 8.2 to the agenda. ALL AYES**

**8.3 Adopt a resolution concerning additional paid leave for county employees displaced by the Laureles or Tassajara Fires.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to add urgency items 8.2 and 8.3 to the agenda. ALL AYES**  
Supervisor Parker expressed her concerns with creating benefits on the fly as it may be inequitable and is not a good way to create policy.

County Counsel Charles McKee addressed the Board regarding the resolution related to item 8.3.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to add item 8.2 to the agenda. 4-1 (Supervisor Parker Dissented)**

**Correction to Ceremonial Resolutions - Resolution should read:**

**5. Adopt Resolution recognizing Alfred R. Friedrich, CGFM upon his retirement after 36 years of service to the County of Monterey. (Supervisor Phillips)**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve correction to agenda item No. 5. ALL AYES**

**Correction to Consent Calendar – RMA-General:**

**18. Memorandum and Revised Report submitted**

**a. Introduce, waive the reading, and consider an ordinance adding Chapter 18.17 to the Monterey County Code to establish an expedited, streamlined permitting process for small residential rooftop solar energy systems in the unincorporated area of Monterey County; and**

**b. Set September 29, 2015 at 10:30 am (consent calendar) as the date and time to consider adopting the ordinance.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve correction to item No. 18. ALL AYES**

### Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve the Consent Calendar, with the exception of item 15. ALL AYES

Supervisor Armenta pulled item 15 and recused himself because his brother works for Turning Point. He left the room.

A motion was made by Supervisor Jane Parker, seconded by Supervisor John Phillips to approve item 15. 4-0 (Supervisor Armenta recused because his brother works for Turning Point)

### Ceremonial Resolutions

3. Adopt Resolution proclaiming the month of September 2015 as National Preparedness Month in Monterey County. (Full Board)  
**A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to adopt Resolution No. 15-250 proclaiming the month of September 2015 as National Preparedness Month in Monterey County. (Full Board) ALL AYES**
4. Adopt Resolution celebrating the 35th Anniversary of the California International Airshow, Salinas. (Full Board)  
**A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Dave Potter to adopt Resolution No. 15-251 celebrating the 35th Anniversary of the California International Airshow, Salinas. (Full Board) ALL AYES**
5. Adopt Resolution recognizing Alfred R. Friedrich, ~~CGFM~~ CGGM upon his retirement after 36 years of service to the County of Monterey. (Supervisor Phillips) (REVISED VIA SUPPLEMENTAL)  
**A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Dave Potter to adopt Resolution No. 15-252 recognizing Alfred R. Friedrich, CGGM upon his retirement after 36 years of service to the County of Monterey. (Supervisor Phillips) (REVISED VIA SUPPLEMENTAL). ALL AYES**

### Appointments

6. Appoint Tom Gano to the Carmel Valley Road Committee to fill an unscheduled vacancy with a term ending June 30, 2017. (Supervisor Potter)  
**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Tom Gano to the Carmel Valley Road Committee to fill an unscheduled vacancy with a term ending June 30, 2017. (Supervisor Potter) ALL AYES**
7. Appoint Steve Hubbard to the Carmel Valley Road Committee to fill an unscheduled vacancy with a term ending June 30, 2016. (Supervisor Potter)  
**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Steve Hubbard to the Carmel Valley Road Committee to fill an unscheduled vacancy with a term ending June 30, 2016.**

(Supervisor Potter) ALL AYES

8. Appoint Aidee Aldaco to the Mental Health Commission with a term ending May 31, 2018. (Supervisor Salinas)

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Aidee Aldaco to the Mental Health Commission with a term ending May 31, 2018. (Supervisor Salinas) ALL AYES**

- 8.1 Appoint Manuel Morales to the Fish & Game Advisory Commission to fill an unscheduled vacancy with a term ending January 1, 2016. (Supervisor Phillips) (ADDED VIA ADDENDUM)

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Manuel Morales to the Fish & Game Advisory Commission to fill an unscheduled vacancy with a term ending January 1, 2016. (Supervisor Phillips) (ADDED VIA ADDENDUM). ALL AYES**

### **Other Board Matters**

- 8.2 Adopt a Proclamation of Local Emergency in accordance with California Government Code Section 8630 to support ongoing response and recovery efforts related to a wildfire known as the Tasajarra Fire that is causing conditions of extreme peril to the safety of persons and property in the Tasajarra and Cachagua communities of Monterey County.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-253, a Proclamation of Local Emergency in accordance with California Government Code Section 8630 to support ongoing response and recovery efforts related to a wildfire known as the Tasajarra Fire that is causing conditions of extreme peril to the safety of persons and property in the Tasajarra and Cachagua communities of Monterey County. ALL AYES**

- 8.3 Adopt Resolution authorizing Department Heads to grant additional leave accruals in cases of natural disaster.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-273 authorizing Department Heads to grant additional leave accruals in cases of natural disaster. 4-1 (Supervisor Parker Dissented)**

9. Board Comments

Supervisor Potter advised he submitted a Board Referral through the CAO's office to the Parks Department that there be a process outlined in the next 30-45 days for Request for Qualifications then Request for Proposals for management of the Laguna Seca Racetrack. He explained why he is requesting the process and making the Board Referral. He thinks it's important to have a full understanding of the process.

Supervisor Parker echoed appreciation that Supervisor Potter expressed for the first responders during the fires. Many of the responders are County employees and they play a significant role during events like this.

Supervisor Parker announced the performance of East/West at Hartnell College. It is a performance piece and expression about youth violence and highlights some of the experiences in Monterey County.

Supervisor Phillips stated he thinks it's important to have a public process and to find the right management team.

Supervisor Salinas echoed Supervisor Potter and Supervisor Phillips comments.

10. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman expressed his appreciation for the work of the team and Cal Fire working on the fires.

CAO Bauman noted that Board Referral from Supervisor Potter also requested that staff submit letters to SCRAMP and the International Speedway thanking them for their interest and to provide them with a timeline for the RFP process.

11. General Public Comment

Aaron Johnson; Joe Vierra; Bill Carrothers; Hans Jongens.

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

12. a. Receive, review and approve the Board of Supervisors Strategic Initiatives Policy Area Milestone Updates; and  
b. Provide direction to staff as appropriate. (REVISED VIA SUPPLEMENTAL)

Staff made presentations to the Board.

Public comment: Bill Carrothers; Joe Vierra.

By consensus, the Board continued to September 29, 2015 consideration to:

- a. Receive, review and approve the Board of Supervisors Strategic Initiatives Policy Area Milestone Updates; and  
b. Provide direction to staff as appropriate. ALL AYES

**12:00 P.M. - Recess to Lunch - Continued Closed Session**

**2:30 P.M. - Reconvene Monterey County Board of Supervisors**

**Roll Call**

*Present: Evelia Meza, Interpreter*

**Present:** 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

**2:30 P.M. - Scheduled Matters**

13. a. Consider adopting a Resolution to rename a private road, Garrapata Ridge

- Road to Weston Ridge Road; and
- b. Approve a reduced Road Name processing fee in the amount of \$1,095 based on the Resource Management Agency’s previous fee schedule.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-254 to rename a private road, Garrapata Ridge Road to Weston Ridge Road; and b. Approve a reduced Road Name processing fee in the amount of \$1,095 based on the Resource Management Agency’s previous fee schedule. ALL AYES**

**Adjournment**

In Memory of Peter Arancio

**APPROVED:**

\_\_\_\_\_  
**JANE PARKER, CHAIR  
 BOARD OF SUPERVISORS**

**ATTEST:**

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

**Supplemental Sheet, Consent Calendar****Health Department**

- 14.
- a. Approve and ratify execution by Director of Health of an Affiliation Agreement (“Agreement”) with Salud Para La Gente (“SPLG”), for the provision of dental care services by SPLG to County patients as referred, with a retroactive effective date of September 1, 2011 and which shall renew automatically for subsequent terms of five (5) years each unless earlier terminated or amended, and with non-standard insurance and indemnification language; and
  - b. Approve and ratify execution by Director of Health of Amendment No. 1 to Agreement, with a retroactive effective date of December 8, 2014, adding language that Sliding Scale Discount Fee will be made available to eligible referred dental patients.
  - c. Approve and authorize execution by Director of Health of three (3) future amendments to Agreement that do not significantly change the scope of service.

**Approved - Agreement No. A-12944**

**Criminal Justice**

- 15.
- a. Approve the Renewal and Amendment No. 1 to the agreement between the Monterey County Probation Department and Turning Point of Central California to continue to provide employment training and job placement services for juveniles under the Juvenile Justice Crime Prevention Act (JJCPA) program in an amount of \$62,968 for a total aggregate of \$125,936, and extending the term date through June 30, 2016; and
  - b. Authorize the Chief Probation Officer or designee to sign the Amendment.

**Approved - Agreement No. A-12938**

- 16.
- a. Ratify, amend and authorize the Contracts Purchasing Officer or his designee to execute Amendment #2 to the Standard Agreement between Bay Area Polygraph and the County of Monterey retroactive to April 1, 2015 for a not to exceed amount of \$95,000; and
  - b. Authorize the Contracts Purchasing Officer or his designee to approve and execute one (1) future amendment to this agreement where the total amount of amendment does not exceed \$4,000 for a total not to exceed amount of \$99,000, and which does not significantly change the scope of work.

**Approved - Agreement No. A-12940**

17. Amend and authorize the Contracts Purchasing Officer or Contracts Purchasing Supervisor to execute Amendment #2 to the Standard Agreement between Uretsky Security and the Monterey County Sheriff’s Office, adding



\$95,000 to the agreement, for a total not to exceed amount of \$190,000.

**Approved - Agreement No. A-12939**

### **RMA - General**

- 18.
- a. Introduce, waive the reading, and consider an ordinance adding Chapter 18.17 to the Monterey County Code to establish an expedited, streamlined permitting process for small residential rooftop solar energy systems in the unincorporated area of Monterey County; and
  - b. Set September 29, 2015 at 10:30 am (consent calendar) as the date and time to consider adopting the ordinance.

**Approved**

### **RMA - Public Works**

- 19.
- Acting on behalf of County Service Area 72 Las Palmas Ranch:
- a. Approve an increase in appropriations and estimated revenues in the amount of \$300,512 in the FY 2015-16 Adopted Budget for County Service Area 72 Las Palmas Ranch, Fund 091-3000-8198-6311-RMA087, where the financing sources are Unassigned Fund Balance in the amount of \$45,512 and a loan, to be repaid with interest, from the Capital Projects Fund, Fund 402, in the amount of \$255,000 as an Operating Transfer In from the Capital Projects Fund, Fund 402-3000-8174-RMA014 to fund storm drain maintenance and cross connection projects (4/5th vote required); and
  - b. Authorize the Auditor-Controller to amend the FY 2015-16 budget for County Service Area 72 Las Palmas Ranch, Fund 091-3000-8198-6311-RMA087, by increasing appropriations and estimated revenues in the amount of \$300,512 where RMA Fund 062 Unassigned Fund Balance and a loan from the Capital Projects Fund, Fund 402 is the financing source to balance the appropriation.

**Approved**

- 20.
- a. Approve a loan, to be repaid with interest, in the amount of \$255,000 from the Capital Projects Fund, Fund 402-3000-8174-RMA-014 as an Operating Transfer Out to CSA 72 Las Palmas Ranch, Fund 091-3000-8198-RMA087 for non-budgeted storm drain maintenance and cross connection projects (4/5th vote);
  - b. Approve an increase in appropriations in the amount of \$255,000 in Capital Projects Fund, Fund 402-3000-8174-7614-RMA014 Operating Transfer Out where the financial source is Unassigned Fund Balance (4/5th vote); and
  - c. Authorize the Auditor-Controller to incorporate approved appropriations and estimated revenue modifications to the Fiscal Year 2015-16 Budget.

Approved