

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, December 4, 2012

9:00 AM

**See separate agendas for Successor Agency to the Monterey
County Redevelopment Agency & Monterey County Water
Resources Agency**

Board of Supervisors

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

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

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

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

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

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

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

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

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

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

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

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

ROLL CALL

Additions and Corrections for Closed Session

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

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:
 - (1) Save Our Peninsula Committee v. County of Monterey (Monterey County Superior Court case no. M110694)
 - (2) County of Monterey v. California-American Water Company (San Francisco Superior Court case no. CGC-12-521875)
 - (3) Application of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project: Application 12-04-019
 - (4) Carmel Valley Association v. Board of Supervisors of the County of Monterey, et al. (Monterey County Superior Court case no. M109442)
 - b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding three matters of significant exposure to litigation.

Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board.

10:30 AM Reconvene

ROLL CALL

Pledge of Allegiance

Additions and Corrections

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

Consent Calendar- (See Supplemental Sheet)

2. Approve Consent Calendar - Regular (See Supplemental Sheet).

Ceremonial Resolutions

3. Adopt Resolution honoring Marcela Elena Hilzinger Broe upon her retirement from the Monterey County Health Department after more than 36 years of dedicated service in the fields of Public Health and Preventative Medicine. (Supervisor Potter)

Attachments: [Hilzinger Broe Resolution](#)

4. Adopt Resolution honoring Jan Klinefelter on the occasion of her retirement from Interim Inc. after 34 years of dedicated service improving the lives of adults with mental illness. (Supervisor Potter)

Attachments: [Klinefelter Resolution](#)

5. Adopt Resolution proclaiming 2012 as the 25th anniversary year of the Monterey County Film Commission. (Supervisor Potter)

Attachments: [Monterey County Film Com. 25th Anniversary. Resolution](#)

6. Adopt Resolution honoring First Night Monterey on their 20th Community Celebration of the Arts to be celebrated on December 31, 2012. (Supervisor Potter)

Attachments: [First Night Monterey 20th Anniversary Resolution](#)

7. Adopt Resolution honoring Jane Parker as a recipient of the 33rd Baha'i Human Rights Award. (Supervisor Potter)

Attachments: [Parker, Jane Bahai Human Rights Award Resolution](#)

8. Adopt Resolution commending Harvey Kuffner for his service on the Monterey County Children's Council. (Supervisor Parker)

Attachments: [Harvey Kuffner Resolution](#)

Appointments

9. Reappoint Ralph Sirtak to the Fort Ord Veterans Cemetery Advisory Committee, term ending December 31, 2015. (Supervisor Parker)

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

10. Reappoint Barbara Rainer to the Historic Resources Review Board, term ending

December 31, 2015. (Supervisor Potter)

Attachments: [Rainer Notification to Clerk](#)

11. Reappoint Roy Schindelheim, MD to the Santa Cruz - Monterey - Merced Managed Medical Care Commission, term ending December 31, 2017. (Full Board)
- Attachments:** [Schindelheim MD Notification to Clerk](#)
12. Appoint Stan Chau to fill an unscheduled vacancy of the Solid Waste Hearing Panel, term ending November 30, 2014. (Full Board)
- Attachments:** [Chau Notification to Clerk](#)
13. Reappoint Alberto Mora Camacho as an alternate to the Domestic Violence Coordinating Council, term of January 3, 2013 through January 2, 2017. (Supervisor Salinas)
- Attachments:** [Camacho Notification to Clerk](#)
14. Reappoint Kellie D. Morgantini to the Historic Resources Review Board, term beginning January 1, 2013 through December 31, 2019. (Supervisor Salinas)
- Attachments:** [Morgantini Notification to Clerk](#)
15. Appoint Jose Vazquez to the Area Agency on Aging, term beginning January 2, 2013 through January 1, 2016. (Supervisor Salinas)
- Attachments:** [Vazquez Notification to Clerk](#)
16. Appoint Glen Alder to the Assessment Appeals Board, term ending June 1, 2015. (Supervisor Salinas)
- Attachments:** [Alder Notification to Clerk](#)

Other Board Matters

17. Board Comments
18. CAO Comments and Referrals
- Attachments:** [Referrals 120412](#)
19. General Public Comment

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to 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

20. Public hearing (Continued from October 9, 2012) to:
- a. Consider alternatives for the provision of safe potable water to the approved 9-lot Oaks subdivision due to the high arsenic level in the subdivision well water;
 - b. Provide direction to staff as to the preferred alternative to enable staff to conduct appropriate environmental review; and
 - c. Direct staff to return to the Board for further action following environmental review.
- (PC947170 & PLN030107 (Ferrini Oaks): fronting on east side of San Benancio Road adjacent to San Benancio school, Toro Area Plan)

Attachments: [Exhibit A 10.9.12 Board Report](#)
[Exhibit B Cal Am Letter](#)
[Exhibit C Draft Resolution](#)
[Exhibit D Chronology](#)

- 20.1 Receive an oral report from the Director of Social and Employment Services on the results of the 2012-13 Employee Giving Campaign. (ADDED VIA ADDENDUM)

12:00 PM Recess to Lunch**1:30 PM Reconvene****Roll Call****1:30 P.M. - Scheduled Matters**

21. Public hearing to:
Consider Amendments to the 2010 Monterey County General Plan (Carmel Valley Master Plan) Implementing a Litigation Settlement with the Carmel Valley Association.
See Page 8 for attachments

Attachments: [Attachment A - Underline-strikeout of Policies](#)
[Attachment B - Summary](#)
[Attachment C - Draft Resolution](#)
[Attachment D - Draft Addendum No. 1](#)
[Attachment E - FEIR Part 1](#)
[Attachment E - FEIR Part 2](#)
[Attachment E - FEIR Part 3](#)
[Attachment E - FEIR Part 4](#)
[Attachment E - FEIR Part 4.1](#)
[Attachment E - FEIR Part 5 Chapter 4 Exhibits](#)
[Attachment E - Board Resolution No. 10-290 Certifying FEIR Part 1](#)
[Attachment E - Board Resolution No. 10-290 Certifying FEIR Part 2](#)
[Attachment E - Board Resolution No. 10-290 Certifying FEIR Part 3](#)
[Attachment E - Board Resolution No. 10-290 Certifying FEIR Part 4](#)
[Attachment E - Board Resolution No. 10-290 Certifying FEIR Part 5](#)
[Attachment E DEIR Part 5](#)
[Attachment E - Supplemental Materials FEIR](#)
[Attachment F - Lawsuit](#)
[Attachment G - Settlement Agreement](#)
[Attachment H - Carmel Valley LUAC Minutes](#)
[Attachment I - Planning Commission Resolution](#)

22.

Continued from November 6, 2012.

- a. Approve a Lot Line Adjustment of Williamson Act Lands to increase Parcel B (Assessor's Parcel Number 223-042-022-000 and 223-042-025-000) from 30.76 acres to 30.91 acres and decrease Parcel A (Assessor's Parcel Number 223-042-008-000) from 525.12 acres to 524.97 acres owned by Silverado Monterey Vineyards LLC. Parcel B is within Williamson Act Agricultural Preserves per Land Conservation Contract No. 73-032.A.2, owned by Harkins Road Building Limited Partnership;
- b. Authorize the Chair to execute new or amended Land Conservation Contract, in order to rescind a portion of the existing Land Conservation Contract as applicable to the reconfigured lots only and simultaneously execute new or amended Land Conservation Contract for the reconfigured lots between the County and the Property Owners of Record, reflecting the new legal description, current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and
- c. Direct the Clerk of the Board to record the new or amended Contract concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.

(Lot Line Adjustment - PLN090248 / Harkins Road Building Limited Partnership, 32501 & 33155 Gloria Road, Gonzales, Central Salinas Valley

Area Plan)

Attachments: [Attachment A - Discussion](#)
[Attachment B - Draft Board Resolution](#)
[Attachment C - Lot Line Adjustment Map](#)
[Attachment C-1 - Recommended Conditions of Approval](#)
[Attachment D - Vicinity Map](#)
[Attachment E - Land Conservation Contract 83-26-3](#)
[Attachment F - Land Conservation Contract 73-032.A.1](#)
[Attachment G - Land Conservation Contract 73-032.A.2](#)
[Attachment H - Board of Supervisors Resolution No. 06-081](#)

23. a. Approve three (3) Applications to create Farmland Security Zones (FSZ) and establish FSZ Contracts (FSZ Application Nos. 2013-003 [Minhoto Family Partnership], 2013-004 [Dolan Trust et al] and, 2013-005 [Hamby Properties LP]) pending execution of the corresponding FSZ Contracts by the property owners; and, rescind Agricultural Preserve and Land Conservation Contract No. 97-13 between the County and Glenn E. Dolan and Josephine S. Dolan and simultaneously place the entire property in a new Farmland Security Zone and Contract as applicable to the real property described in Exhibit A “Legal Description” to proposed new Farmland Security Zone Contract No. 2013-004 between the County and the Dolan Trust et al;
- b. Continue one (1) application for an Agricultural Preserve (AgP) and Land Conservation Contract (AgP Application No. 2013-002 [M. Rodoni and Company]) to the 2014 application review period;
- c. Deny two (2) applications which have been continued from 2012 (AgP Application No. 2012-009 [John H. Hinrichs, Jr., Trustee] and FSZ Application No. 2011-007 [Ryan Land Co. & Ryan Ranch]); and, deny four (4) applications from 2012 which were approved pending execution of the corresponding FSZ Contracts by the property owners (FSZ Application Nos. 2012-21, 2012-22, 2012-23 [L&W Land Company, Inc.] and 2012-24 [Sakata Ranches, Inc.]) which were never executed nor returned by the property owners;
- d. Authorize the Chair to execute Farmland Security Zone Contract Nos. 2013-003, 2013-004, and 2013-005; and
- e. Direct the Clerk of the Board to record Farmland Security Zone Contract Nos. 2013-003, 2013-004 and 2013-005, pending execution of the corresponding FSZ Contracts by the property owners of record, and timely receipt of said FSZ Contracts by the County, prior to the January 1, 2013 property tax lien date. (PLN120585/Williamson Act Contract Applications - 2013, County-wide)

Attachments: [Attachment A - County-wide Map](#)
[Attachment B - Proposed Resolutions](#)
[Attachment C - Board Resolution Nos. 03-383 01-485 01-486](#)
[Attachment D - Income Statements for AgP No. 2013-002](#)

24. Public hearing to consider:
- a. Denying the appeal by Sam Reeves from a decision of the Monterey County Planning Commission approving an after-the fact permit to clear a code violation (CE090288). The permit consists of a Coastal Development Permit and Restoration Plan for the removal of two landmark Monterey cypress trees, significant pruning of three Monterey cypress trees and sand dune degradation in an environmentally sensitive habitat area;
 - b. Finding the project Categorically Exempt from CEQA per CEQA Guidelines Section 15307; and
 - c. Approving an after-the fact permit to clear a code violation (CE090288). The permit consists of a Coastal Development Permit and Restoration Plan per section 20.90.130 of the Monterey County Coastal Implementation Plan Part 1 (Title 20, Zoning Ordinance) for the removal of two landmark Monterey cypress trees, significant pruning of three Monterey cypress trees and sand dune degradation in an environmentally sensitive habitat area.
- (Appeal of a Coastal Development Permit and Restoration Plan - PLN100418/Signal Hill LLC (Mehdipour), 1170 Signal Hill Road, Pebble Beach, Del Monte Forest Area Land Use Plan area)

Attachments: [Attachment A - Discussion](#)
[Attachment B - Draft Board Resolution](#)
[Attachment C - Vicinity Map](#)
[Attachment D - Notice of Appeal](#)
[Attachment E - Planning Commission Resolution No. 12-033](#)
[Attachment F - Del Monte Forest Land Use Advisory Committee Minutes](#)
[Attachment G - Request for Waiver of Coastal Development Permit for Tree Rer](#)
[Attachment H - Compliance Letter to Massy Mehdipour](#)
[Attachment I - Miscellaneous Project Correspondence](#)
[Attachment J - Letter from Anthony Lombardo to Planning Commission](#)
[Attachment K - Technical Reports](#)

25.
 - a. Adopt an ordinance of the County of Monterey, State of California, amending Section 5.32 of the Monterey County Code as it relates to the Documentary Transfer Tax to reflect current law regarding the recognition of transfer of ownership rights in realty; and
 - b. Direct the Clerk of the Board to publish the summary within 15 days of adoption in The Salinas Californian.

Attachments: [Proposed Ordinance-Clean](#)
[Proposed Ordinance-Tracked](#)

26. Public hearing to consider:
- a. Granting in part and denying in part an appeal by Jameson Halpern from the Planning Commission's approval of Combined Development Permit (PLN100516) (Huckleberry Hill site) consisting of: 1) a Coastal Development

Permit to allow the development of a public safety, non-commercial wireless telecommunications facility including a 100-foot monopole with ten (10) Omni-directional antennas, two 4-foot diameter microwave dishes and three panel antennas; a 276 square foot (11.5 x 24.0) equipment shelter; two GPS antennas mounted to the roof of the shelter; demolition of an abandoned 50,000 gallon water tank and grading (less than 100 cubic yards cut and fill); 2) a Coastal Development Permit to allow ridgeline development; and 3) Design Approval.

b. Vacating the adoption of the Mitigated Negative Declaration as applicable to the Combined Development Permit for the Huckleberry Hill site (PLN 100516) and vacating the approval of the Combined Development Permit for the Huckleberry Hill site; and

c. Directing staff to prepare an Environmental Impact Report on the proposed Combined Development Permit for the Huckleberry Hill site.

[PLN100516/ (County of Monterey Next Generation Emergency Telecommunications Network (NGEN)/California American Water Company, 4041 Sunset Lane, Pebble Beach (APN: 008-111-017) Del Monte Forest Land Use Plan]

Attachments: [Attachment A - Project Discussion-Project Plans](#)
[Attachment B - Draft Board Resolution](#)
[Attachment C - Notice of Appeal](#)
[Attachment D - Planning Commission Resolution No. 12-042](#)
[Attachment E - Planning Commission Resolution No. 12-039](#)
[Attachment F - Mitigated Negative Declaration](#)

Adjournment

Supplemental Sheet, Consent Calendar

Natividad Medical Center

27. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal to and Amendment No. 3 to the Agreement (A-11997) with Quinn Power Systems for Maintenance for Caterpillar Diesel Electric Sets and Emergency 6 Power Generator Services at NMC, extending the Agreement to June 30, 2013 for a revised total Agreement amount not to exceed \$180,000 in the aggregate.

Attachments: [Quinn Power Systems](#)

28. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal & Amendment No. 4 to the Agreement (A-11010) with Credit Consulting Services Inc. for Bad Debt Collection Services at NMC, extending the Agreement to June 30, 2013 for a total Agreement amount not to exceed \$3,100,000 (no increase to previously approved amount) in the aggregate.

Attachments: [Credit Consulting Services](#)

Health and Social Services

29. a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 3 to the Professional Services Agreement No. A-11518 with the University Corporation at Monterey Bay (“UCMB”) to pay for some of the costs associated with the operation of the Master of Social Work (“MSW”) program at California State University Monterey Bay (“CSUMB”) and to increase scholarship funding for MSW students at CSUMB. Amendment No. 3 extends the term by two fiscal years to June 30, 2015 and adds \$120,000 (\$135,212 for FY 2009-10, \$234,827 for FY 2010-11, \$59,161 for FY 2011-12, \$40,800 for FY 2012-13, \$40,000 for FY 2013-14, and \$40,000 for FY 2014-15) for a revised total Agreement amount not to exceed \$550,000; and
- b. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 1 and Renewal of Consulting Agreement No. A-12221 with the California Institute for Mental Health (“CIMH”) to extend the term by three fiscal years to June 30, 2015 and add \$360,000 for a total Agreement amount not to exceed \$480,000. Amendment No. 1 and Renewal of Consulting Agreement No. A-12221 with CIMH provides \$120,000 in additional funding for the Professional Services Agreement No. A-11518 with UCMB (\$40,000 for FY 2011-12, \$40,000 for FY 2012-13, \$40,000 for FY 2013-14, and \$40,000 for FY 2014-15) for a revised subtotal Agreement amount not to exceed \$160,000. Amendment No. 1 and Renewal also adds \$240,000 in additional funding for educational and training activities for the Southern Bay Area Regional Partnership (\$80,000 for FY 2011-12, \$80,000 for FY 2012-13, \$80,000 for FY 2013-14, and \$80,000 for FY 2014-15) for a revised subtotal Agreement amount not to exceed \$320,000.

Attachments: [UCMB Amend 3 to Agreement FY2009-16 A-11518 \(2\).doc](#)
[CIMH Monterey Co No428 00018 Amend 1 063015 - rev 7 30 2012.doc](#)
[Attachment A BR_CSUMB.doc](#)

30. a. Approve and authorize the Director of Health to sign a three fiscal year term (FY 2012-13, 2013-14 and 2014-15) Mental Health Services Agreement with Victor Treatment Centers, Inc. in the amount of \$327,302 for FY 2012-13, \$280,096 for FY 2013-14 and \$280,096 for FY 2014-15, for a total amount of \$887,494; and
- b. Authorize the Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) of the annual amount, which does not significantly alter the scope of work or result in an increase to General Fund Contribution.

Attachments: [FINAL Victor Tx Centers FY 2012-15 \(2\).docx](#)

31. Approve and authorize the Director of Health to accept an award from the

Children's Miracle Network in the amount of \$20,000 to support the School-Based Influenza Clinic Program.

32. a. Amend the FY 2012-13 Health - Clinic Services Budget 4000, HEA007, Unit 8105 to reallocate two (2.0) FTE Patient Services Representative II's to two (2.0) FTE Medical Assistant's; and
b. Authorize the County Administrative Office to incorporate approved changes in the FY 2012-13 Budget.

Attachments: [Attachment A PSR.docx](#)

33. a. Approve and ratify the contract award for Monterey County RFP #10370 to Learning Time, Inc. to provide learning disability assessments for CalWORKs customers; and
b. Approve and ratify the execution of the agreement with Learning Time, Inc. by the Purchasing Manager on August 22, 2012 for the period July 1, 2012 - June 30, 2013.

Attachments: [Learning Time](#)
[Learning Time Appeal Denial Letter](#)

Criminal Justice

34. Accept the Inmate Welfare Trust Fund Annual Report for the Fiscal Year 2011-12.

Attachments: [Attachment A 2011-12 Report](#)

35. Authorize the Auditor Controller to transfer Budget Unit 8162-Alternative Programs from Section Code 2551 to Section Code 2552 of the Probation Department's budget during FY 2013-14.

Attachments: [BOS Attachment Org Structure Change 12-4-12](#)

36. Ratify authorization for the Chief Probation Officer to sign the Memorandum of Understanding between the South Bay Information Sharing System (SBISS) South Bay Region Node and the County of Monterey Probation Department effective November 20, 2012.

Attachments: [MOU-SBISS 10292012\(v1 2\).doc](#)
[MOU SBISS Signature Page Chief Real 2012.pdf](#)

General Government

37. Adopt Resolution to:
Approve the Amendment of Article XIII, Section 3 of the Master Fee Resolution related to the County Recorder to set and authorize the collection of an additional three dollars (\$3.00) in the base recording fee pursuant to Government Code Section 27361(a), resulting in a base recording fee of eight dollars (\$8), effective January 1, 2013
- Attachments:** [Fee Resolution](#)
[ARTICLE XIII as proposed for amendment](#)
[Fee Study](#)
38. Adopt Resolution to:
Approve the amendments to the Conflict of Interest Code of the County Treasurer-Tax Collector's Office of the County of Monterey.
- Attachments:** [Resolution](#)
[2012 Conflict of Interest Code](#)
[Conflict of Interest 2010](#)
39. Approve the Memorandum of Understanding (MOU) for Deputy District Attorney Association Unit E for July 1, 2012 through June 30, 2014.
- Attachments:** [DOCSSF-#201973-v 1-FINAL Unit E MOU 2012-2014.pdf](#)
40. Approve the application from Greg and Sally Garrett to add the Wm. T. Beatty House to the County's Local Official Register of Historic Resources, as recommended by the County's Historic Resources Review Board.
- Attachments:** [Wm. T. Beatty House Resolution and Application.pdf](#)
41. Approve a request from the Soledad-Mission Recreation District for dry period loan of \$39,000.00 for the Fiscal Year ending June 30, 2013.
- Attachments:** [Soledad-Mission Rec 2013 Resolution.pdf](#)
[Soledad-Mission Rec 2013 Request and Cert.pdf](#)
42. Authorize the Auditor-Controller to modify the Unit code for the NGEN Project Fund currently Fund 405 Budget Unit 1520 Unit 8065 Appropriation Unit EME002.
43. a. Approve the distribution of excess proceeds with unresolved claims on five properties which is resultant from the sale of property at Tax Collector's public internet auction;
b. Approve the interpleader of excess proceeds with unresolved disputed claims on one property which is resultant from the sale of property at Tax Collector's public internet auction.

Attachments: [Proposed Allocation of Excess Proceeds Claims](#)

43.1

Approve a request from the Monterey County Water Resources Agency for a Dry Period Loan of \$949,025 to provide interim financing for the Pajaro River Bench Excavation Project Phase 1 for the Fiscal Year ending June 30, 2013. (ADDED VIA ADDENDUM)

Attachments: [Dry Period Loan Resolution](#)
[Request & Certification for Temp Transfer of Funds](#)

RMA - General

44.

a. Approve “Guiding Principles in Implementing Policy Options Following the Base Reuse Plan (BRP) Reassessment”; and
b. Authorize staff to submit these principles to the FORA Board in coordination with the Cities of Del Rey Oaks, Marina, Monterey and Seaside.

Attachments: [Exhibit A Guiding Principles](#)
[Exhibit B County FORA Letter](#)

RMA - Planning

45.

a. Approve a Lot Line Adjustment between two existing legal lots of record under Williamson Act Contract (AGP 73-34A) consisting of the removal of 47.8 acres from an existing 322.8 acre parcel [Assessor’s Parcel Numbers: 423-061-035-000, 423-061-036-000, 423-061-038-000, and portion of 423-071-006-000 (Parcel D)] and the addition of 47.8 acres to an existing 93.4 acre parcel [Assessor’s Parcel Number: 423-071-006-000 (Parcel C)]. The lot line adjustment would result in two (2) parcels of 141.2 acres (Parcel C) and 275 acres (Parcel D);
b. Authorize the Chair to execute a new or amended Land Conservation Contract, in order to rescind a portion of the existing Land Conservation Contract as applicable to the reconfigured lots only and simultaneously execute a new or amended Land Conservation 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 Agricultural Preserve Policies or Procedures; and
c. Direct the Clerk of the Board to record the new or amended Contract concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.
(Lot Line Adjustment - PLN110335/ Floyd Lester Patterson III and Dawn Patterson, Successor Trustees of the 1991 Patterson Irrevocable Trust dated October 13, 2006, Janelle J. Kelly, Barbara E. Koester, Pamela R. Davis, Floyd Lester Patterson III and Floyd Lester Patterson, located at 69461 Bradley-Lockwood Road, Lockwood [Assessor’s Parcel Numbers: 423-061-035-000, 423-061-036-000, 423-061-038-000, and 423-071-006-000],

South County Area Plan)

Attachments: [Attachment A - Discussion](#)
[Attachment B - Proposed Board Resolution](#)
[Attachment C - Recommended Conditions of Approval](#)
[Attachment D - Vicinity Map](#)
[Attachment E - Proposed Lot Line Adjustment Survey Map](#)

46. a. Accept the Conservation and Scenic Easement Deed and authorize the Chair to execute the Conservation and Scenic Easement Deed;
b. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for recording.
(Conservation and Scenic Easement Deed - PLN060770/Donna Buchholz, 26 Mira Monte Road, Carmel Valley Master Plan)

Attachments: [Attachment A - Conservation and Scenic Easement Deed](#)

47. a. Approve Amendment No. 15 to Professional Services Agreement No. A-10267 with Pacific Municipal Consultants (PMC) where the Base Budget is increased by \$33,500.00 to \$206,189.00 with a Contingency increase of \$5,025.00 to \$25,215.15, for a total amount not to exceed \$231,404.15 to provide additional tasks associated with the Environmental Impact Report (EIR) for the Harper Canyon Subdivision (PLN000696), north of San Benancio Road in Salinas, and extend the term through March 31, 2013;
b. Approve Amendment No. 15 to Reimbursement Agreement and Funding Agreement No. A-10269 with Harper Canyon Realty, LLC where the Base Budget is increased by \$33,500.00 to \$206,189.00 and the County Surcharge is increased by \$2,400.00 to \$62,841.35 with a Contingency increase of \$5,025.00 to \$25,215.15, for a total amount not to exceed \$294,245.50, to allow reimbursement and funding to Monterey County for costs incurred by PMC and County departments to provide additional tasks associated with the EIR for the Harper Canyon Subdivision (PLN000696), north of San Benancio Road in Salinas, and extend the term through March 31, 2013; and
c. Authorize the Director of Planning to execute Amendment No. 15 to Professional Services Agreement No. A-10267, Amendment No. 15 to Reimbursement Agreement and Funding Agreement No. A-10269 and future amendments to these Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.
(PD060591/Pacific Municipal Consultants and PLN000696/Environmental Impact Report for the Harper Canyon Subdivision north of San Benancio Road in Salinas)

Attachments: [Attachment A - Financial Summary](#)
[Attachment B - Amendment No. 15 to PSA No. A-10267](#)
[Attachment C - Amendment No. 15 to RA-FA No. A-10269](#)

RMA - Public Works

48. Adopt a Resolution:
- a. Accepting the Certificate of Completion for construction of the Design and Installation of Solar Photovoltaic System for the Laurel Yard Buildings A - H, located at 855 East Laurel Drive, Salinas, California, Project No. 8550, performed by Santa Cruz Westside Electric, Inc. dba Sandbar; and
 - b. Authorizing the Director of Public Works to execute and record the Notice of Completion for the Design and Installation of Solar Photovoltaic System for the Laurel Yard Buildings A - H, located at 855 East Laurel Drive, Salinas, California, Project No. 8550, performed by Santa Cruz Westside Electric, Inc. dba Sandbar.

Attachments: [Resolution](#)
[Project Budget](#)
[Certificate of Completion](#)
[Notice of Completion](#)
[Location Map](#)

49. Addendum for Tuesday, December 4, 2012

Add to Consent - General Government

- 43.1 Approve a request from the Monterey County Water Resources Agency for a Dry Period Loan of \$949,025 to provide interim financing for the Pajaro River Bench Excavation Project Phase 1 for the Fiscal Year ending June 30, 2013.

Add to Scheduled Matters - 10:30 A.M.

- 20.1 Receive an oral report from the Director of Social and Employment Services on the results of the 2012-13 Employee Giving Campaign.