

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, August 28, 2012

9:00 AM

See separate agendas for the Monterey County Water Resources Agency, Successor Agency to the Redevelopment Agency and the Pajaro County Sanitation District - See Addendum Items referenced under 49

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.

Call to Order

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) Salinas Valley Water Coalition, et al. v. County of Monterey (Monterey County Superior Court case no. M109451)
 - b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representative: Morin Jacob
Employee Organization: Unit S
 - (2) Designated representative: Elliott Robinson
Employee Organizations: Units J and X

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. The Public may comment on Closed Session items prior to the Board's recess to Closed Session.

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 items 16 through 48)

Ceremonial Resolutions

3. Resolution proclaiming the month of September 2012 as “Childhood Cancer Awareness Month” in Monterey County. (Supervisor Potter)

Attachments: [Childhood Cancer Awareness Resolution](#)
4. Resolution proclaiming the month of September 2012 as “National Preparedness Month” in Monterey County. (Supervisor Potter)

Attachments: [National Preparedness Month Resolution](#)
5. Resolution honoring Monterey County Ohlone Basket Weaver Linda Yamane. (Supervisor Potter)

Attachments: [Linda Yamane Resolution](#)

Appointments

6. Appoint Kristen A. Henderson to the North Monterey County Recreation & Park District, term ending November 14, 2014. (Supervisor Calcagno)

Attachments: [Henderson Notification to the Clerk](#)

Other Board Matters

7. Board Comments
8. CAO Comments and Referrals

Attachments: [Referrals 082812](#)
9. 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

10.
 - a. Consider approving and adopting the Monterey County Local Preference Policy as presented by the Resource Management Agency and the Contracts/Purchasing Division in response to Board Referral 2011.08; and
 - b. Consider supporting staff’s recommendation of Option-B, within Section B of

the proposed policy, as currently defined by County Ordinance 2.32.035 Preference for Local Suppliers.

Attachments: [Draft Monterey County Local Preference Policy](#)

11. Conduct a public hearing to consider and approve:
- Nursing Program Grant Agreement (“Agreement”) with California State University, Monterey Bay (“CSUMB”) to provide CSUMB with Grant funds to meet some of the direct costs of the Nursing Program of CSUMB, in an amount not to exceed \$195,000 for the period August 28, 2012 to June 30, 2013, with an option for Natividad Medical Center (“NMC”) to extend term for up to two additional years (4/5th Vote Required);
 - Resolution finding that the expenditure of funds from the NMC Fiscal Year 2012/2013 Budget to underwrite the Agreement has a direct and primary public purpose, benefiting Monterey County, in general, and NMC and the Monterey County Health Department, in particular (4/5th Vote Required); and
 - Authorizing the Purchasing Manager for NMC to execute the Agreement with CSUMB, in an amount not to exceed \$195,000 for the period August 28, 2012 to June 30, 2013, with an option for NMC to extend term for up to two additional years (4/5th Vote Required).

Attachments: [CSUMB Nursing Program Grant](#)

12:00 PM Recess to Lunch

1:30 PM Reconvene - Monterey County Board of Supervisors

Roll Call

1:30 P.M. - Scheduled Matters

12. Human Resource Academy Graduation Ceremony
13. Adopt a resolution authorizing the County Administrative Officer or his designee to:
- File an application to fund an update of the Monterey County Multi-Jurisdictional Hazard Mitigation Plan (HMP) with State Community Development Block Grant (CDBG) 2008 Disaster Recovery Initiative funds in the amount of \$150,000;
 - enter into a Memorandum of Understanding with participating cities for this purpose, and
 - sign all grant related documents, contracts, or amendments.

Attachments: [Board Resolution Hazard Mitigation application II](#)

14. Receive an oral presentation from the Resource Management Agency-Planning Department regarding the status and outcome of meetings with concerned

citizens regarding the draft ordinances amending Titles 19 (coastal and non-coastal Subdivision Ordinances) and Titles 20 and 21 (coastal and non-coastal Zoning Ordinances) which propose to amend the process for consideration of applications for subdivisions and lot line adjustments in the unincorporated areas of the County of Monterey.

(REF100014 (Inland) and REF120004 (Coastal), Ordinances for the Elimination of the Minor and Standard Subdivision Committees)

14.1

Public hearing to consider:

- a. Denial of an appeal by Barry and Tricia Smith from the decision of the Director of the County of Monterey Resource Management Agency-Planning Department granting a Design Approval (Merritt/PLN120348) to allow a replacement fence of less than 6 feet tall;
- b. Finding the project categorically exempt from CEQA pursuant to CEQA Guidelines Section 15303(e); and
- c. Approval of the Design Approval to allow the replacement of existing fence less than 6 feet tall.

(Appeal of a Design Approval - PLN120348/Merritt, 24505 South San Luis Avenue, Carmel, Carmel Area Land Use Plan, Coastal Zone) ADDED VIA ADDENDUM

Attachments: [Attachment A - Discussion](#)
[Attachment B - Draft Resolution](#)
[Attachment B - Exhibit 1 - Conditions of Approval](#)
[Attachment B - Exhibit 2 - Project Plans](#)
[Attachment C - Notice of Appeal \(June 29, 2012\)](#)
[Attachment D - Design Approval Application](#)
[Attachment E - Vicinity Map](#)
[Attachment F - Encroachment Permit](#)
[Attachment G - Project Correspondence](#)

15.

Item deleted

Adjournment

In Memory of Barbara Bass Evans, Sandy Koffman and Alden William Barstad

Supplemental Sheet, Consent Calendar**Natividad Medical Center****16.**

- a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the First Amendment to the Professional Services Agreement (A-12095) with Monterey Bay GI Consultants to provide gastroenterology services at NMC, extending the Agreement to August 31, 2013 and adding

\$50,000 for a revised total Agreement amount not to exceed \$300,000 in the aggregate.

b. Authorize the Purchasing Manager for NMC to execute, within 120 days of the First Amendment, a Second Amendment to this Agreement, in substantially the same form as that which has been presented to the Board, without material change to its content, adding professional services in the Clinic and Outpatient Surgery to the scope of services; increasing the aggregate amount of the agreement by \$150,000 to include the Clinic and Outpatient Surgery Services; and extending the term of the Agreement an additional 12 months from the effective date of the Second Amendment for a revised total Agreement amount not to exceed \$450,000 in the aggregate.

Attachments: [NMC PSA_1st & 2nd Amendment_MB GI](#)

Health and Social Services

17. Approve and Authorize the Emergency Medical Services (EMS) Agency Director to sign and execute EMS Aircraft Service Provider Agreements with Reach Air Medical Services and California Shock Trauma Rescue dba CALSTAR wishing to provide EMS Aircraft services in the County of Monterey.

Attachments: [Reach Air Service Provider Agreement 07-12.pdf](#)
[CALSTAR Air Service Provider Agreement 07-12 \(2\).pdf](#)

18. Approve and authorize the Director of Health to sign Amendment No. 1 to Agreement A-12068 with the Family Service Agency of the Central Coast for suicide prevention services for Monterey County residents. Amendment No. 1 revises the Payment and Billing Provisions, incorporates the new Exhibits H and I, and increases the FY 2012-13 and FY 2013-14 annual amounts by \$18,000 per year for a revised total Agreement amount not to exceed \$384,000.

Attachments: [FSACC A-12068 FY 2011-13 \(2\).pdf](#)
[FSACC Amend #1 \(2\).pdf](#)

19. a. Approve and authorize the Director of Health to sign a Mental Health Services Agreement (May 1, 2012-June 30, 2012, FY 2012-13 and FY 2013-14) with Red Rock Canyon School for the provision of mental health services in the amount of \$17,934 for FY 2011-12, \$107,310 for FY 2012-13 and \$107,310 for FY 2013-14, for a total of \$232,554, for the period May 1, 2012 through June 30, 2014; 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: [Red Rock Canyon School agreement \(term end 6 30 14\).pdf](#)

20. a. Reallocate a vacant 1.0 FTE Deputy Public Guardian Administrator II (34H34) to 1.0 FTE Principal Office Assistant (80E80); and,

b. Direct the County Administrative Office to incorporate the approved changes into the FY 2012-13 Health Department Adopted Budget.

Attachments: [Exhibit A PG.docx](#)
[Exhibit B PG.docx](#)

- 21.**
- a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign an agreement with Community Human Services for \$215,000 to support the Family-to-Family Initiative throughout Monterey County for the period July 1, 2012 through June 30, 2013; and
- b. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign up to (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

Attachments: [CHS](#)

- 22.**
- a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign two (2) agreements with Maxim Healthcare Services, Inc. for a total of \$17,800 for in-home care services for Adult Protective Services (APS) and Area Agency on Aging (AAA) clients, including non-standard Mutual Indemnification and Termination language for the period July 1, 2012 to June 30, 2013; and
- b. Authorize the Director of the Department of Social & Employment Services, or his designee, to sign up to three (3) amendments to each agreement, where the total amendments do not exceed 10% of the original contract amounts, and do not significantly change the scopes of work.

Attachments: [Maxim 1](#)
[Maxim 1 & 2 Agreements](#)

- 23.**
- a. Amend the Department of Social & Employment Services (DSES) Budget Unit Budget Unit 5010-SOC005-8262, to reallocate one (1) FTE vacant Office Assistant II to one (1) FTE Warehouse Worker; and
- b. Authorize the County Administrative Office and the Auditor/Controller to incorporate the changes into the FY 2012-13 5010- SOC005-8262 adopted budget to reflect the change in position counts as indicated in the attached Board Order

- 24.**
- a. Approve and authorize the Director of the Department of Social and Employment Services, or his designee, to sign an agreement with Alisal Union School District for \$199,570 to provide coordination and support for the Family-to-Family Initiative in the Salinas area, and CAPIT case management for families involved in the Child Welfare System for the period July 1, 2012 through June 30, 2013; and
- b. Authorize the Director of the Department of Social and Employment Services, or his designee, to sign up to (3) amendments to this agreement where

the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

Attachments: [Alisal USD](#)

25. Approve and authorize the Chair of the Board of Supervisors to sign Amendment #2 to Agreement #A-11489 with Central California Alliance for Health for the provision of health plan benefits for In-Home Supportive Service (IHSS) providers adding \$2,661,813, increasing the total contract amount to \$4,649,313 for the period July 1, 2011 to June 30, 2013.

Attachments: [CCAH Amend #1](#)
[CCAH Amend #2](#)

26. Adopt a Resolution to:
- a. Approving modification of terms for the General Assistance Program in regards to cooperation with the County SSI Advocacy Program;
 - b. Replace reference for Social Services with Social and Employment Services;
 - c. Change time period for filing formal appeals;
 - d. Change CalWORKs time limits; and
 - e. Remove reference to Natividad Medical Center

Attachments: [GA Resolution](#)

- 26.1 Receive an update on workforce reductions in the Office for Employment Training.

Criminal Justice

27. Authorize the Chair of the Board of Supervisors to sign the California Federal Surplus Personal Property Program renewal application, between the Monterey County Sheriff's Office and the Federal Surplus Personal Property Program administered by the California Department of General Services for a three year period beginning September 1, 2012 through September 1, 2015.

Attachments: [Application to the CSFPP Program](#)

28.
 - a. Approve Renewal of the Memorandum of Understanding (MOU) in the amount of \$538,356 with the Salinas Union High School District for campus-based services effective July 1, 2012 through June 30, 2013;
 - b. Approve and authorize the Contracts/Purchasing Officer to execute the MOU; and
 - c. Authorize the Contracts/ Purchasing Officer to sign up to three (3) future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

Attachments: [MOU SUHSD FY 12-13.pdf](#)

General Government

29. Approve the Memorandum of Understanding (MOU) for Deputy Public Defenders Association Unit D for July 1, 2012 through June 30, 2014.
- Attachments:** [Final Unit D MOU 2012-2014.pdf](#)
30. Approve the Memorandum of Understanding (MOU) for Resident Physicians Unit R for January 1, 2012 through December 31, 2014.
- Attachments:** [Final R Unit MOU 8-1-12.pdf](#)
31. Approve the Board of Supervisors Action Minutes of Tuesday, May 1, 2012; Tuesday, May 8, 2012; Tuesday, May 15, 2012; Tuesday, May 22, 2012 and Tuesday, June 19, 2012.
- Attachments:** [Action Minutes 05-01-12](#)
[Action Minutes 05-08-12](#)
[Action Minutes 05-15-12](#)
[Action Minutes 05-22-12](#)
[Action Minutes 06-19-12](#)
32. a. Approve a resolution authorizing the County Administrative Officer or his designee to file an application for grant funds through the Habitat Conservation Fund (HCF) program under the California Wildlife Protection Act of 1990;
b. Authorize the County Administrative Officer or his designee to certify that Monterey County Parks will have the required match and sufficient funds to complete the project and will have sufficient funds to operate and maintain the project;
c. Authorize the County Administrative Officer or his designee to certify that Monterey County Parks has reviewed, understands and agrees to the provisions contained in the contract shown in the grants administration guide; and
d. Appoint the County Administrative Officer or his designee as agent to conduct all negotiations, execute and submit all documents, including but not limited to applications, agreements, amendments and payment requests, which may be necessary for the completion of the project.
- Attachments:** [Proposed HCF Resolution.doc](#)
[Application Form and Cost Estimate, Narrative.pdf](#)
33. Authorize the Board of Supervisors' Chair to sign a Memorandum of Understanding with United Way Monterey County to provide 2-1-1 call center representatives to the Operational Area Emergency Operations Center (EOC) Public Information Section during significant emergencies and disasters.
- Attachments:** [211MOU UWMC OES 5 05 11\(3\)](#)
34. Authorize the Board of Supervisors' Chair to sign a Memorandum of

Understanding with United Way Monterey County to provide volunteer management services and an Emergency Volunteer Center during disasters.

Attachments: [EVC County MOU rev 5 2012](#)

- 35.** Adopt a Resolution Electing to Receive 2012 Secure Rural Schools and Communities Act (SRSCA) Funding and Use 100 percent of the funds received for public roads and schools under Title I of the SRSCA.

Attachments: [SRSCA funding for 2012 - Resolution - 08-28-12.doc](#)

- 36.** Authorize the Registrar of Voters to consolidate and render specified election services to certain cities and districts relating to the conduct of the November 6, 2012 Consolidated Presidential General Election.

- 37.** a. Approve the FY 2012-13 Development Set-Aside (DSA) Agency/Professional Services Agreement (“Agreement”), Scope of Services and Work Plans for the Arts Council for Monterey County (ACMC); and
b. Authorize the Interim Assistant CAO of the County of Monterey to execute the Agreement for the term of July 1, 2012 through June 30, 2013, in an amount not to exceed \$272,823

Attachments: [ACMC 2012-13 PSA](#)
[EXHIBIT-A SCOPE OF SERVICES_PAYMENT PROVISIONS](#)
[EXHIBIT-B ACMC FY 2012-13 WORK PLAN](#)
[EXHIBIT-C JUSTIFICATION PROFESSIONAL LIABILITY](#)

- 38.** Adopt Resolution confirming the appointment of Ms. Linda Guillis as Interim Economic Development/WIB Director.

Attachments: [Resolution](#)

- 39.** a. Approve Amendment No. 2 to the Richard and Patricia Walton individual Inclusionary Housing Agreement to allow conveyance of their unit into a revocable trust;
b. Approve Amendment No. 2 to the Rowaine W. Kram individual Inclusionary Housing Agreement to allow conveyance of her unit into a Revocable Living Trust;
c. Approve Amendment No. 2 to the Guy and Linda Agrati individual Inclusionary Housing Agreement to allow conveyance of their unit into a revocable living trust; and
d. Authorize the Interim Assistant County Administrative Officer to execute the Approved Agreements.

Attachments: [Amendment No. 2 Inclusionary Agreement - Walton](#)
[Amendment No. 2 Inclusionary Agreement - Kram](#)
[Amendment No. 2 to Inclusionary Agreement - Agrat](#)
[Required Grant Deed trust Language](#)
[Required Trust Language](#)

- 40.
- a. Authorize the Acting Economic Development Director, on behalf of the County of Monterey, to accept \$999,847 from the State of California Employment Development Department for 25 Percent Governor's Additional Assistance Dislocated Worker funding for Manufacturing and Banking displaced workers;
 - b. Authorize the Acting Economic Development Director to make modifications to and sign contracts, amendments and other related documents for these grant funds;
 - c. Authorize the Acting Economic Development Director to execute Amendment No. 1 to the Professional Services Agreement (PSA), dated July 26, 2012, with Shoreline Workforce Development Services in the amount of \$359,993 for the period of August 1, 2012 to June 30, 2013;
 - d. Authorize the Acting Economic Development Director to execute an Agreement, with the Office of Employment Training in the amount of \$514,019 for the period of August 1, 2012 to June 30, 2013;

Attachments: [Agreement between WIB and OET](#)
[WIB & OET Agreement Exhibit-A Scope of Work](#)
[WIB & OET Agreement Exhibit-B Line Item Budget](#)
[WIB & OET Agreement Exhibit-C Performance & Enrollment Goals](#)
[WIB & OET Agreement Exhibit-D Other Terms and Conditions](#)
[WIB & OET Agreement Exhibit-E WIA General Assurances](#)
[WIB & OET Agreement Exhibit-F Certification Regarding Lobbying](#)
[WIB & OET Agreement Exhibit-G Drug-Free Workplace Certification](#)
[WIB & OET Agreement Exhibit-H Certification Regarding Debarment](#)
[WIB & OET Agreement Exhibit-I Nondiscrimination Assurance](#)
[WIB & OET Agreement Exhibit-J Agreement Invoice](#)
[Amendment No 1 Shoreline Adult Contract](#)
[Shoreline Exhibit-A1 Scope of Work](#)
[Shoreline Exhibit-B1 Line Item Budget](#)
[Shoreline Exhibit-C1 Performance and Enrollment Goals](#)

- 41.
- a. Approve the FY 2012-13 Professional Services Agreement ("Agreement"), Scope of Services and Work Plans for the Monterey County Business Council (MCBC); and
 - b. Authorize the Interim Assistant CAO of the County of Monterey to execute the Agreement for the term of July 1, 2012 through June 30, 2013, in an amount not to exceed \$87,210

Attachments: [MCBC 2012-13 PSA](#)
[MCBC EXHIBIT-A Scope of Services Payment Provisions](#)
[MCBC EXHIBIT-B MCBC FY 2012-13 WORK PLAN](#)
[EXHIBIT-C JUSTIFICATION PROFESSIONAL LIABILITY](#)

- 42.**
- a. Approve the FY 2012-13 Development Set-Aside (DSA) Agency/Professional Services Agreement (“Agreement”), Scope of Services and Work Plans for the Monterey County Film Commission (MCFC); and
 - b. Authorize the Interim Assistant CAO of the County of Monterey to execute an Agreement with the MCFC for the term of July 1, 2012 through June 30, 2013, in an amount not to exceed \$130,900.

Attachments: [MCFC 2012-13 PSA](#)
[MCFC EXHIBIT-A SCOPE OF SERVICES PAYMENT PROVISIONS](#)
[EXHIBIT-B MCFC FY 2012-13 WORK PLAN](#)
[EXHIBIT-C JUSTIFICATION PROFESSIONAL LIABILITY](#)

- 42.1**
- a. Accept the recommendation of the Monterey County Fish and Game Commission to award a \$1,500 grant to Rancho Cielo to assist in the cost of maintenance and repairs to the lower fishing pond at the school’s fishing reservoir; and
 - b. Approve distribution of Fish and Game grant funds in the amount of \$1,500 for the specified Rancho Cielo grant project for Fiscal Year 2012-2013.

Attachments: [DRAFT Minutes of MoCo FGC Meeting 6-12-2012.docx](#)

- 42.2**
- a. Approve the FY 2012-13 Development Set-Aside (DSA) Agency/Professional Services Agreement (“Agreement”), Scope of Services and Work Plans for the Monterey County Destination Marketing Organization dba Monterey County Convention and Visitors Bureau (MCCVB); and
 - b. Authorize the Interim Assistant CAO of the County of Monterey to execute the Agreement for the term of July 1, 2012 through June 30, 2013, in an amount not to exceed \$826,737.

Attachments: [MCCVB PSA](#)
[MCCVB EXHIBIT-A SCOPE OF SERVICES](#)
[MCCVB EXHIBIT-B WORK PLAN 2012-13](#)
[EXHIBIT-C PROFESSIONAL LIABILITY](#)

- 42.3**
- Set the time and place for Hearing the Pebble Beach Company’s Appeal of Tax Penalty.

- 42.4**
- a. Approve a Fuel Spill Cost Reimbursement Agreement between the Monterey County Water Resources Agency and the County of Monterey; and,
 - b. Authorize the County Administrative Officer to execute the Agreement (ADDED VIA ADDENDUM)

Attachments: [Fuel Spill Agreement](#)

RMA - Planning

42.5

- a. Approve a Professional Services Agreement with EMC Planning Group, Inc. (EMC) where the Base Budget is \$143,554.80 to provide an Environmental Impact Report (EIR) for the Paraiso Hot Springs Resort (PLN040183) in Soledad, for a term through June 30, 2013; and
- b. Approve a Funding Agreement with Thompson Holdings, LLC where the Base Budget is \$143,554.80, the County contract administration fee is \$3,170.00, and the Planning Department's deposit is \$16,742.13, for a total amount not to exceed \$163,466.93 to allow funding to Monterey County for costs incurred by EMC and County departments to provide an EIR for the Paraiso Hot Springs Resort (PLN040183) in Soledad, for a term through June 30, 2013; and
- c. Authorize the Director of Planning to execute the Professional Services Agreement, Funding Agreement and future amendments to the Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.

Permit Type: PLN 040183 / Environmental Impact Report for the Paraiso Hot Springs Resort in Soledad (REF110063/EMC Planning)
ADDED VIA ADDENDUM

Attachments: [Attachment A - Professional Services Agreement](#)
[Attachment B - Funding Agreement](#)

RMA - General

43.

- a. Approving Amendment No. 1 to the Memorandum of Understanding (MOU) A-08204 between Monterey County and the City of Greenfield modifying the terms and conditions relating to the annexation of the Yanks development project to the City of Greenfield.
- b. Authorizing the Chair of the Board of Supervisors to sign the Amendment No. 1.

Attachments: [Attachment A - Draft MOU language](#)
[Attachment B - MOU A-08204](#)
[Attachment C - City of Greenfield EIR Addendum](#)
[Attachment D - LAFCO Reso 00-03](#)

RMA - Public Works

44.

- Adopt a Resolution:
- a. Authorizing the expenditure of \$4,032,778 from the Capital Projects Fund 404, Unit 8174 Appropriation Unit RMA015, as matching funds for the conditional AB 900 Phase II award of \$36,295,000 from the State of California

for the Jail Expansion project; and

b. Authorizing and directing the CAO, RMA Director and the Sheriff to take such other and further actions as may be necessary or appropriate to meet the State's requirements for the award of the AB 900 Phase II funding.

Attachments: [Resolution](#)

45. a. Award a Contract for Public Work to Granite Construction Company, the lowest responsible base bidder, for the Blackie Road Safety Improvements, Project No. 13-140665 & 13-142265, State Project No. EA 05-930075L & EA 05-930155L, Federal Aid Project No. HRRRL-5944(086) & HRRRL-5944(091) in the amount of \$1,274,274, and Additive Alternate No. 1 in the amount of \$188,883 for a total amount of \$1,463,157;
- b. Approve the Performance and Payment Bonds and accept Rider thereto, executed and provided by Granite Construction Company;
- c. Authorize a contingency (not to exceed 10 percent of the Contract amount) to provide funding for approved Contract change orders; and
- d. Authorize the Director of Public Works to execute the Contract, and subject to the terms of the Public Contract Code, approve change orders to the Contract that do not exceed 10 percent of the original Contract amount, and do not significantly alter the scope of work.

Attachments: [Project Budget](#)
[Bid Summary](#)
[Contract for Public Work, Bonds and Rider](#)
[Location Map](#)

46. a. Approve and authorize the Chair to execute a Grant of Easement for Private Roadway (Chamberlain Avenue) over a portion of APN 031-161-013 to UCP East Garrison, LLC, a Delaware limited liability company for purpose of maintaining this private roadway in conjunction with the East Garrison Development Project on the former Fort Ord; and
- b. Authorize the Director of Public Works to submit the executed Grant of Easement for Private Roadway to the County Recorder for recordation.

Attachments: [Grant of Easement for Private Roadway](#)
[Vicinity Map](#)

47. a. Approve and authorize the Chair to execute a Grant of Easement for Private Fence over a portion of APN 031-161-013 to UCP East Garrison, LLC, a Delaware limited liability company for purpose of constructing and maintaining this private fence in conjunction with the East Garrison Development Project on the former Fort Ord; and
- b. Authorize the Director of Public Works to submit the executed Grant of Easement for Private Fence to the County Recorder for recordation.

Attachments: [Grant of Easement for Private Fence](#)
[Vicinity Map](#)

48. Approve and authorize the Chair to execute a Grant of Easement for Landscape & Drainage (“Basin 1A”) over a portion of APN 031-161-013 to the East Garrison Community Services District for purpose of constructing, operating, and maintaining a storm drainage disposal basin, associated landscaping, and related infrastructure in conjunction with the East Garrison Development Project on the former Fort Ord.

Attachments: [Grant of Easement for Landscape & Drainage](#)
[Vicinity Map](#)

ADDENDUM

49. Addendum for Tuesday, August 28, 2012

Add Under 1:30 PM Scheduled Matters

14.1. Public hearing to consider:

- a. Denial of an appeal by Barry and Tricia Smith from the decision of the Director of the County of Monterey Resource Management Agency-Planning Department granting a Design Approval (Merritt/PLN120348) to allow a replacement fence of less than 6 feet tall;
- b. Finding the project categorically exempt from CEQA pursuant to CEQA Guidelines Section 15303(e); and
- c. Approval of the Design Approval to allow the replacement of existing fence less than 6 feet tall.

(Appeal of a Design Approval - PLN120348/Merritt, 24505 South San Luis Avenue, Carmel, Carmel Area Land Use Plan, Coastal Zone)

Add Under Consent - General Government

- 42.4 a. Approve a Fuel Spill Cost Reimbursement Agreement between the Monterey County Water Resources Agency and the County of Monterey; and
- b. Authorize the County Administrative Officer to execute the Agreement.

Add RMA - Planning

- 42.5 a. Approve a Professional Services Agreement with EMC Planning Group, Inc. (EMC) where the Base Budget is \$143,554.80 to provide an Environmental Impact Report (EIR) for the Paraiso Hot Springs Resort (PLN040183) in Soledad, for a term through June 30, 2013; and
- b. Approve a Funding Agreement with Thompson Holdings, LLC where the Base Budget is \$143,554.80, the County contract administration fee is \$3,170.00, and the Planning Department’s deposit is \$16,742.13, for a total amount not to exceed \$163,466.93 to allow funding to Monterey County for

costs incurred by EMC and County departments to provide an EIR for the Paraiso Hot Springs Resort (PLN040183) in Soledad, for a term through June 30, 2013; and

c. Authorize the Director of Planning to execute the Professional Services Agreement, Funding Agreement and future amendments to the Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.

Permit Type: PLN 040183 / Environmental Impact Report for the Paraiso Hot Springs Resort in Soledad (REF110063/EMC Planning)

Add Under Adjournment

Adjourn in Memory of Alden William Barstad

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