



# Monterey County

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

## Action Minutes - Draft Board of Supervisors

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

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Tuesday, May 10, 2016

9:00 AM

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**See separate agendas for Board governed Agencies and Special Districts.**

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

The meeting was called to order by Chair Parker.

### **Roll Call**

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

### **Additions and Corrections for Closed Session:**

There were no additions or corrections to Closed Session.

### **Public Comment**

Barnett Davis addressed item 1.c.

### **Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: Manuel Gonzalez and Brette Neal
    - Employee Organization(s): Units F, H, J, K, A, B, C, Q, V and L
  - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) The Open Monterey Project v. County of Monterey, et al. (Monterey County Superior Court case no. M109441)
    - (2) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)
    - (3) Devon Corpus v. County of Monterey, et al. (Monterey County Superior Court case no. 16-CV-000731)

c. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:

(1) Property: 1000 S. Main Street, Salinas, CA

Negotiating Party: Life Foundation

Agency Negotiator: John Guertin, Deputy Resource Management Agency Director

Under negotiation: Price and Terms

d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.

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

(1) Application 12-04-019, Before the Public Utilities Commission of the State of California, of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project and Authorization to Recover All Present and Future Costs in Rates.

f. 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) Nickolas McDaniel

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

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

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

**(1) Designated representatives: Manuel Gonzalez and Brette Neal**

**Employee Organization(s): Units F, H, J, K, A, B, C, Q, V and L**

**CLOSED SESSION REPORT: The Board took no reportable action on item 1.a.**

**(1).**

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

**(1) The Open Monterey Project v. County of Monterey, et al. (Monterey County Superior Court case no. M109441)**

**(2) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)**

**(3) Devon Corpus v. County of Monterey, et al. (Monterey County Superior Court case no. 16-CV-000731)**

**CLOSED SESSION REPORT: The Board took no reportable actions on items 1.b. (1) through (3).**

**c. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:**

**(1) Property: 1000 S. Main Street, Salinas, CA**

**Negotiating Party: Life Foundation**

**Agency Negotiator: John Guertin, Deputy Resource Management Agency**

Director

Under negotiation: Price and Terms

**CLOSED SESSION REPORT:** The Board took no reportable action on item 1.c.  
(1).

d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.  
**CLOSED SESSION REPORT:** The Board took no reportable action on item 1.d.

e. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:  
(1) Application 12-04-019, Before the Public Utilities Commission of the State of California, of California-American Water Company (U210W) for Approval of the Monterey Peninsula Water Supply Project and Authorization to Recover All Present and Future Costs in Rates.  
**CLOSED SESSION REPORT:** The Board took no reportable action on item 1.e.  
(1).

f. 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) Nickolas McDaniel  
**CLOSED SESSION REPORT:** The Board unanimously rejected the application for the ability to file a late claim of Nickolas McDaniel.

g. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.  
**CLOSED SESSION REPORT:** The Board took no reportable action on item 1.g.

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

### **Roll Call**

*Present: Charlie Steves, Interpreter*

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

### **Pledge of Allegiance**

The Pledge of Allegiance was led by Supervisor Phillips.

### **Additions and Corrections**

There were no additions or corrections to the agenda.

### **Consent Calendar**

2. Approval of Consent Calendar (See Supplemental Sheet)

Hans Jongens pulled item 19 and commented on the item. Dr. Gary Gray responded.

Supervisor Phillips requested a separate motion on item 22 as he will recuse

himself on the item because he donates part of his salary to Rancho Cielo. See item for motion.

Supervisor Phillips pulled item 35 and asked questions of staff. Benny Young, Public Works, responded.

#35 Public comment: Eric Peterson.

Supervisor Parker pulled item 21 and asked questions of staff. Elsa Jimenez, Interim Health Director, responded.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the Consent Calendar (See Supplemental Sheet), with the exception of item 22. **ALL AYES**

### **Ceremonial Resolutions**

3. Adopt Resolution proclaiming the week of May 15, 2016 through May 21, 2016 as National Public Works Week. (Supervisor Parker)  
**A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-102 proclaiming the week of May 15, 2016 through May 21, 2016 as National Public Works Week. (Supervisor Parker) ALL AYES**
4. Adopt Resolution proclaiming May 21-27, 2016, as “National Safe Boating Week” in Monterey County. (Supervisor Parker)  
**A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-103 proclaiming May 21-27, 2016, as “National Safe Boating Week” in Monterey County. (Supervisor Parker) ALL AYES**

### **Appointments**

5. Item deleted
6. Reappoint Jose Vazquez to the Area Agency on Aging Advisory Council with a term ending January 1, 2019. (Supervisor Salinas)  
**Public comment: Mayor John Huerta.**  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to reappoint Jose Vazquez to the Area Agency on Aging Advisory Council with a term ending January 1, 2019. (Supervisor Salinas) ALL AYES**
7. Reappoint Elsa Jimenez to the Santa Cruz, Monterey, Merced Managed Medical Care Commission aka Central California Alliance for Health with a term ending December 31, 2019. (Full Board)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to reappoint Elsa Jimenez to the Santa Cruz, Monterey, Merced Managed Medical Care Commission aka Central California Alliance for Health with a term ending December 31, 2019. (Full Board) ALL AYES**

### Other Board Matters

8. Board Comments

**Supervisor Parker announced that the community meeting held at Mission Park school regarding pedestrian, resident and bicycle safety had an excellent turnout and a great panel of informed experts to help with problem solving. They will be following up this summer with a progress report on the results of that meeting. County staff from Health and Public Works also attended the meeting.**

9. CAO Comments and Referrals

**County Administrative Officer Dr. Lew Bauman advised of the following Board Referral from Supervisor Potter - District 5: Requested an opinion from County Counsel and the Auditor-Controller on the issue of whether individuals appointed by the Board to serve on committees or commissions are employees; also requested that a policy on the classification of commissioners and committee members be brought to the Board of Supervisors for approval.**

**Dr. Bauman noted this is Supervisor Parker's birthday week and wished her a Happy Birthday.**

10. General Public Comment

**Pamela Westin; Alvin Maynard; Mr. Avalos; Vanessa Soto; Danny Togafau; Dora Renteria; Michael Smith; Jorge Duarte; Jacqueline Simons; Shikoda; Steve Eklund; Pamela Westin; Mayor John Huerta; Wes White; Robert Richards.**

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

- 11.
- a. Conduct a Public Hearing to take comments on a proposed Substantial Amendment to the Urban County FY 15-16 Action Plan for expenditure of Community Development Block Grant (CDBG) funds;
  - b. Increase revenue in Fund 013, Economic Development Budget Unit 1070, Organizational Unit 8200 (Community Development Grants) by \$53,000 (4/5th vote required);
  - c. Amend the Urban County FY 15-16 Action Plan to increase funding in the amount of \$53,000 for ADA improvements to the City of Del Rey Oaks' City Hall project;
  - d. Authorize the Director of the Economic Development Department to submit the Substantial Amendment to the Urban County FY 15-16 Action Plan to the U.S. Department of Housing and Urban Development (HUD);
  - e. Authorize the Director of Economic Development to execute an Amendment to the Subrecipient Agreement with the City of Del Rey Oaks to implement these changes to the Urban County FY 15-16 Action Plan; and,
  - f. Authorize the Auditor-Controller to amend the FY 2015-16 Economic

Development Budget Unit 1070, Fund 013, Appropriation Unit DEO003, Organizational Unit 8200, to increase revenues by \$53,000 (4/5th vote required).

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to:**

- a. Conduct a Public Hearing to take comments on a proposed Substantial Amendment to the Urban County FY 15 16 Action Plan for expenditure of Community Development Block Grant (CDBG) funds;**
  - b. Increase revenue in Fund 013, Economic Development Budget Unit 1070, Organizational Unit 8200 (Community Development Grants) by \$53,000 (4/5th vote required);**
  - c. Amend the Urban County FY 15 16 Action Plan to increase funding in the amount of \$53,000 for ADA improvements to the City of Del Rey Oaks' City Hall project;**
  - d. Authorize the Director of the Economic Development Department to submit the Substantial Amendment to the Urban County FY 15 16 Action Plan to the U.S. Department of Housing and Urban Development (HUD);**
  - e. Authorize the Director of Economic Development to execute an Amendment to the Subrecipient Agreement with the City of Del Rey Oaks to implement these changes to the Urban County FY 15 16 Action Plan; and,**
  - f. Authorize the Auditor Controller to amend the FY 2015 16 Economic Development Budget Unit 1070, Fund 013, Appropriation Unit DEO003, Organizational Unit 8200, to increase revenues by \$53,000 (4/5th vote required**
- ALL AYES**

**12.**

- a. Conduct a Public Hearing to take comments on the Revised Consolidated Plan which reflects changes in Urban County Jurisdictional partners;
- b. Authorize the Director of Economic Development to submit the Revised Consolidated Plan to the U.S. Department of Housing and Urban Development (HUD);
- c. Conduct a Public Hearing to take comments on the draft Action Plan for Fiscal Year 2016-17 and proposed allocation of Community Development Block Grant (CDBG) funds;
- d. Authorize amendment of the Fiscal Year 2016-17 Action plan to direct expected savings on the Chualar Soccer Field project to installation of a track, so long as cost does not exceed the current budget for the project, and direct any excess project funds to projects on the Action Plan waitlist
- e. Approve the Fiscal Year 2016-17 Action Plan, containing recommendations for funding of projects and programs;
- f. Authorize the Director of Economic Development to submit the Fiscal Year 2016-17 Action Plan to HUD and to execute documents required by HUD to implement the Fiscal Year 2016-17 Action Plan;
- g. Approve a Subrecipient Agreement template, to be used to distribute Fiscal Year 2016-17 Urban County grants;
- h. Authorize the Director of Economic Development to execute the Subrecipient Agreement template with Urban County grantees, including making minor changes as necessary, with prior review by County Counsel to implement Urban County Fiscal Year 2016-17 projects and programs; and
- i. Approve an allocation of Urban County Community Development Block

Grant and program income funds for Fiscal Year 2016-17 of \$1,797,643.

**Public comment: Regina Gage; Phillip Geiger.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to:**

- a. Conduct a Public Hearing to take comments on the Revised Consolidated Plan which reflects changes in Urban County Jurisdictional partners;**
- b. Direct that the Amended Consolidated Plan be brought back to the Board of Supervisors as a consent item and, if approved, be submitted to HUD thereafter.**
- c. Conduct a Public Hearing to take comments on the draft Action Plan for Fiscal Year 2016-17 and proposed allocation of Community Development Block Grant (CDBG) funds;**
- d. Authorize amendment of the Fiscal Year 2016-17 Action plan to direct expected savings on the Chualar Soccer Field project to installation of a track, so long as cost does not exceed the current budget for the project, and direct any excess project funds to projects on the Action Plan waitlist;**
- e. Approve the Fiscal Year 2016-17 Action Plan containing recommendations for funding of projects and programs;**
- f. Authorize the Director of Economic Development to submit the Fiscal Year 2016-17 Action Plan to HUD and to execute documents required by HUD to implement the Fiscal Year 2016-17 Action Plan;**
- g. Approve a Subrecipient Agreement template, to be used to distribute Fiscal Year 2016-17 Urban County grants;**
- h. Authorize the Director of Economic Development to execute the Subrecipient Agreement template with Urban County grantees, including making minor changes as necessary, with prior review by County Counsel, to implement Urban County Fiscal Year 2016-17 projects and programs; and**
- i. Approve an allocation of Urban County Community Development Block Grant and program income funds for Fiscal Year 2016-17 of \$1,797,643. ALL AYES**

**13.**

Adopt a Resolution amending Article I.E. of the Monterey County Master Fee Resolution effective July 1, 2016, to adjust fees relating to oversight and services provided by the Health Department's Environmental Health Bureau pursuant to the attached Fee Schedule.

**A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-104 amending Article I.E. of the Monterey County Master Fee Resolution effective July 1, 2016, to adjust fees relating to oversight and services provided by the Health Department's Environmental Health Bureau pursuant to the attached Fee Schedule. ALL AYES**

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

### **1:30 P.M. - Reconvene - Monterey County Board of Supervisors**

#### **Roll Call**

*Present: Charlie Steves, Interpreter*

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

**1:30 P.M. - Scheduled Matters**

14. Hearing for the Board of Supervisors to consider:
- A Resolution regarding the Transportation Safety and Investment Plan to be placed before the voters on a future ballot; and
  - Approve the partial list of local road repair and safety projects to be funded through the Local Road Projects portion of the plan.

**Held a hearing.**

**Public comment: Debbie Hale; Mike Weaver.**

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-106 regarding the Transportation Safety and Investment Plan to be placed before the voters on a future ballot; and**

**b. Approved the partial list of local road repair and safety projects to be funded through the Local Road Projects portion of the plan as shown in Exhibit . ALL AYES**

15. Authorize the Environmental Health Bureau to submit a draft Local Agency Onsite Wastewater Treatment Systems Management Program (“LAMP”) to the Central Coast Regional Water Quality Control Board by May 13, 2016 and to further modify the draft LAMP based on comments from the public and the Central Coast Water Board as part of an iterative process prior to Board of Supervisors approval on or before May 2017.

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Fernando Armenta to authorize the Environmental Health Bureau to submit a draft Local Agency Onsite Wastewater Treatment Systems Management Program (“LAMP”) to the Central Coast Regional Water Quality Control Board by May 13, 2016 and to further modify the draft LAMP based on comments from the public and the Central Coast Water Board as part of an iterative process prior to Board of Supervisors approval on or before May 2017. ALL AYES**

16.
  - Receive staff report on the progress of the competitive process for selecting a Concessionaire to manage and program Mazda Raceway Laguna Seca (MRLS) as well as other facilities and programs available at Laguna Seca Recreation Area (LSRA);
  - Consider and approve the second major phase of the process, which is now recommended to involve the issuance of a Request for Qualifications (RFQ), an objective evaluation process and the selection of 2-3 finalists as determined by the collective ratings of the evaluators;
  - Approve the revised timeline identified in staff report and authorize the issuance of a RFQ.

**Public comment: Mike Weaver; Jill Campbell.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to: a. Receive staff report on the progress of the competitive process for selecting a Concessionaire to manage and program Mazda Raceway Laguna Seca (MRLS) as well as other facilities and programs available at Laguna Seca Recreation Area (LSRA);**  
**b. Consider and approve the second major phase of the process, which is now**



recommended to involve the issuance of a Request for Qualifications (RFQ), an objective evaluation process and the selection of 2-3 finalists as determined by the collective ratings of the evaluators:

c. Approve the revised timeline identified in staff report and authorize the issuance of a RFQ. ALL AYES

- 17. Receive an oral presentation from Monterey County Department of Social Services on key performance measures.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to receive an oral presentation from Monterey County Department of Social Services on key performance measures. ALL AYES

**Adjournment**

**APPROVED:**

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

**ATTEST:**

**BY:** \_\_\_\_\_

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

**APPROVED ON** \_\_\_\_\_

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

18. a. Approve the Plans and Specifications for the Natividad Medical Center, Project #9600- 66 Building 400 Cardiology Clinic and HVAC Mechanical Upgrade, Bid #NMC-1012 for construction contractors to bid on; and  
b. Authorize Natividad Medical Center to advertise the “Notice to Contractors” in a newspaper of general circulation.

**Approved - Construction No. 2016-002**

19. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with Monterey Language Services for translation, interpretation and other language services at NMC for an amount not to exceed \$225,000 for the term July 1, 2016 through June 30, 2019.

**Approved - Agreement No. A-13118**

**Health Department**

20. a. Accept and approve the Student Placement Agreement template to be used in partnering with universities and colleges for the placement of students within the Department of Health to complete internship/externship assignments as part of their field education and service learning requirements for their respective field of study program;  
b. Authorize updates to the Student Placement Agreement template in accordance with local, state and federal law, subject to review and approval of County Counsel and County Risk Management;  
c. Authorize amendments to the text of the Student Placement Agreement template that do not change significantly the level of risk or the scope of a party’s obligations or responsibilities, subject to review and approval of County Counsel and County Risk Manager; and  
d. Authorize execution by the Director of Health of the Student Placement Agreement template with universities and colleges for Fiscal Years 2016-2017 through Fiscal Year 2020-2021.

**Approved**

21. Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 2 to Mental Health Services Agreement A-12729 with The Village Project, Inc. for the provision of mental health outreach, engagement and counseling services in the increased amount of \$519,493 for Fiscal Year (FY) 2015-16, for a new total Agreement amount not to exceed \$875,737 for FY 2014-15 through FY 2015-16.

**Approved - Agreement No. A-12729**

22. a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute a one-year Service Agreement with Rancho Cielo, Inc. for the provision by County Health Department, Behavioral Health Bureau of psychiatric services at the Rancho Cielo youth campus (no exchange of funds) for a term of July 1, 2016 through June 30, 2017, and
- b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to approve up to three (3) future amendments to this Agreement where the amendments do not significantly alter the scope of work.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to: a. Approve and authorize the Contracts/Purchasing Officer or Contracts/ Purchasing Supervisor to execute a one-year Service Agreement with Rancho Cielo, Inc. (A-13133) for the provision by County Health Department, Behavioral Health Bureau of psychiatric services at the Rancho Cielo youth campus (no exchange of funds) for a term of July 1, 2016 through June 30, 2017, and**

**b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to approve up to three (3) future amendments to this Agreement where the amendments do not significantly alter the scope of work. 4-0 (Supervisor Phillips recused himself as he donates part of his salary to Rancho Cielo)**

23. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement for the term July 1, 2016 through June 30, 2018 with Community Human Services to provide outpatient mental health services to Monterey County residents in the amount of \$1,089,835 for Fiscal Year (FY) 2016-17; \$1,055,510 for FY 2017-18; and \$1,022,478 for FY 2018-19; for a total Agreement amount not to exceed \$3,167,823; and
- b. Authorize the Director of Health or Assistant Director of Health to approve up to three (3) future one year amendments that do not exceed (10%) (\$316,782.30) of the original Agreement amount and do not significantly alter the scope of services.

**Approved - Agreement No. A-13119**

24. Approve and authorize the Director of Health or Assistant Director of Health to sign Amendment No. 3 to the Professional Services Agreement with Complete Answering Service for telephone answering services to extend the term an additional two (2) years from June 30, 2016 to June 30, 2018, and to increase the amount by \$39,465.00, for a revised total contract amount not to exceed \$131,985.00.

**Approved - Agreement No. A-13150**

### **Department of Social Services**

25. a. Approve and authorize the Director of the Department of Social Services to sign an agreement with San Benito County, Health & Human Services Agency

for the use of Monterey County's Cherish Center for the period December 1, 2015 through December 1, 2018; and

b. Approve and authorize the Director of the Department of Social Services to sign up to three amendments to this agreement that do not significantly change the scope of work.

**Approved - Agreement No. A-13120**

### **Criminal Justice**

26. Approve and Authorize the District Attorney to sign, submit and execute a Grant Application and Grant Acceptance for the Automobile Insurance Fraud Grant, including any extensions or amendments thereof under similar terms and conditions, for continued programming and funding for FY 2016-17 from the California Department of Insurance, for the local Office of the District Attorney Automobile Insurance Fraud Program on similar terms and conditions as the 2015-16 grant.

**Approved**

27. a. Authorize the Contracts/Purchasing Officer to execute an Agreement with West Publishing Corporation, associated with Thomson Reuters Corporation, for CLEAR Government Fraud Investigative Software, for the period of April 1, 2016 through March 31, 2019, in the maximum amount of \$40,000.00;
- b. Accept non-standard contract provisions as recommended by the District Attorney;
- c. Authorize the Contract/Purchasing Officer and the District Attorney to sign and execute the appropriate documents and verifications when required; and
- d. Authorize the Contracts/Purchasing Officer to issue purchase orders on an as-needed basis pursuant this Agreement over the period of April 1, 2016 through March 31, 2019.

**Approved - Agreement No. A-13121**

### **General Government**

28. a. Approve a one-time Concession Agreement for Special Events between Spartan Race, Inc., and the County of Monterey to produce the Monterey Super Spartan Race event at the Toro County Park on June 4th, 2016; and
- b. Authorize the Director of Parks to sign the Agreement.

**Approved - Agreement No. A-13134**

29. a. Authorize the Agricultural Commissioner to execute, on behalf of the County of Monterey, a Standard Agreement and any Amendments thereto, with the State Department of Pesticide Regulation (DPR) in the amount of \$75,000 to perform work under the Department of Pesticide Regulation fiscal year 2015-2016 to initiate a limited pilot project for improved communication

and awareness of pesticide use near schools; and

b. Approve and authorize the Agricultural Commissioner, or his designee, to sign up to three (3) amendments to the agreement where the total amendment does not exceed fifteen percent (15%) of the agreement and does not significantly change the scope of work.

**Approved - Agreement No. A-13122**

30. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 4 to the 2009 professional services agreement with Marsh USA, Inc. dba Marsh Risk and Insurance Services, for workers' compensation and casualty insurance brokerage service, by increasing compensation in an amount not to exceed \$120,000 for a total compensation amount not to exceed \$600,000, and extending the term of the Agreement by one year, effective July 1, 2016 through June 30, 2017.

**Approved - Agreement No. A-12240**

31. Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following meeting dates: Tuesday, October 27, 2015, Tuesday, November 3, 2015, Tuesday, November 10, 2015, Thursday, January 7, 2016 and Tuesday, April 12, 2016.

**Approved**

32. Adopt a Resolution to approve amendments to the Conflict of Interest Code of the Assessor-County Clerk-Recorder's Department.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-107 to approve amendments to the Conflict of Interest Code of the Assessor-County Clerk-Recorder's Department. ALL AYES**

33. Extend the County Board of Supervisors Proclamation of Local Emergency dated April 12, 2016 due to continued conditions of extreme peril to the safety of persons and property nearby resulting from winter storm damages during early 2016 (4/5th vote required).

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-105 to extend the County Board of Supervisors Proclamation of Local Emergency dated April 12, 2016 due to continued conditions of extreme peril to the safety of persons and property nearby resulting from winter storm damages during early 2016 (4/5th vote required). ALL AYES**

34. Continue to June 14, 2016, the public hearing regarding:
- a. Addendum No 3 to the Final Environmental Impact Report for the 2010 Monterey County General Plan (#7-01, SCH #20071212001) ("FEIR"); and
- b. Amendments to the 2010 Monterey County General Plan to implement litigation settlement agreements with Land Watch Monterey County and The Open

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Monterey Project. (REF150010/General Plan Amendment No. 3)

**Approved**

### **RMA-Public Works**

35. a. Approve a report on the emergency repair expenditures of the Road Fund as result of the 2016 Winter Storm Events; and  
b. Direct staff to proceed with Alternative 2 utilizing one time funds to finance the \$2.2 million of emergency costs incurred during the 2016 Winter Storm Events for the Road Fund.

**Approved**

36. a. Approve a report regarding the initial phase of a facility security assessment to review the vulnerability and physical security of the Board Chambers and surrounding primary public access areas (lobby, entryway, public counter and walkway areas between the Government Center and Administrative/Courthouse Campus where inmates are being transferred); and  
b. Approve the Resource Management Agency Director's action of procuring Professional Services to conduct the initial phase assessment.

**Approved**

37. a. Approve Agreements with the following nine (9) consultants: Denise Duffy & Associates Inc.; EMC Planning Group, Inc.; GHD Services, Inc.; ICF Jones and Stokes, Inc.; LSA Associates, Inc.; Michael Baker International, Inc.; Rincon Consultants, Inc.; Stantec Consulting Services, Inc. and SWCA Environmental Consultants to provide On-Call Services for Environmental Planning & Consulting Services for Various Federally Funded Road/Bridge/Building Facilities Projects located within Monterey County, under Request for Qualifications (RFQ) #10499, in an amount not to exceed \$500,000 each for a combined total of \$4,500,000, with the signing of the Agreement for a period of three (3) years, with the option to extend the Agreement for two (2) additional one- (1) year period(s); and  
b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute said Agreements and future amendments to said Agreements where the amendments do not significantly alter the scope of work or change the approved amount of said Agreements.

**Approved - Agreement Nos. A-13123 (Denise Duffy & Associates Inc.); . A-13124 (EMC Planning Group, Inc); A-13125 (GHD Services, Inc.); A-13126 (ICF Jones and Stokes, Inc.); A-13127 (LSA Associates, Inc.); A-13128 (Michael Baker International, Inc.); A-13129 (Rincon Consultants, Inc.); A-13130 (Stantec Consulting Services, Inc. ) and A-13131 (SWCA Environmental Consultants)**