

# Monterey County

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



## Meeting Agenda - Final-revised

Tuesday, July 31, 2012

9:00 AM

**See separate agendas for the Successor Agency to the Monterey  
County Redevelopment Agency and the 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.**

## **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) LandWatch Monterey County v. County of Monterey (Monterey County Superior Court case no. M109434)
    - (2) The Open Monterey Project v. Monterey County Board of Supervisors (Monterey County Superior Court case no. M109441)
    - (3) Carmel Valley Association, Inc. v. Board of Supervisors of the County of Monterey (Monterey County Superior Court case no. M109442)
    - (4) Salinas Valley Water Coalition, et al. v. County of Monterey (Monterey County Superior Court case no. M109451)
  - b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
  - c. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
    - (1) Guillermina Ortiz Saenz
    - (2) Keaton Belliston, et al.
  - ~~d. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one matter of potential initiation of litigation. REMOVED VIA SUPPLEMENTAL/ADDENDUM~~
  - e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: Elliott Robinson and Fran Buchanan

Employee Organization(s): IHSS Unit

f. Pursuant to Government code section 54957, the Board will confer regarding discipline, dismissal, or release of a public employee.

g. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Administrative Officer. ADDED VIA ADDENDUM

*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, item 14 through 32)

#### **Ceremonial Resolutions**

3. Resolution proclaiming the Month of August 2012 as "Breastfeeding Awareness Month" in the County of Monterey. (Supervisor Potter)

**Attachments:** [Breast Feeding Awareness Month Resolution](#)

4. Resolution commending David E. Lutes for his 25 years of dedicated public service to the County of Monterey. (Supervisor Potter)

**Attachments:** [David Lutes Resolution](#)

- 4.1 Adopt Resolution declaring August 2012 as "Child Support Awareness Month" in Monterey County. (Supervisor Potter) ADDED VIA ADDENDUM

**Attachments:** [Child Support Awareness Resolution](#)

#### **Other Board Matters**

5. Board Comments

6. CAO Comments and Referrals

**Attachments:** [Referrals 073112](#)

7. 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 statements 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.*

8. Legislative Update by Assemblymember Luis Alejo

9. Consider appointment of Berkley Brannon to the Monterey County Law Library Board of Trustees. (Chair Potter)

**Attachments:** [2012 Boards and Committees List Revised 73112](#)

### **Scheduled Matters**

10. Public hearing to:
- Adopt a Resolution to approve an additional two year extension request for an approved Lot Line Adjustment for Michael and Vicky Wing (Permit No. PLN050620, Board of Supervisors Resolution No.07-0340); and
  - Amend Conditions of Approval adopted per Resolution No. 07-340. (Williamson Act - PLN110514/Wing, 73000 Highway 198, Coalinga, South County Area)

**Attachments:** [Attachment A - Board of Supervisors Resolution No. 07-340](#)  
[Attachment B - Board of Supervisors Staff Report](#)  
[Attachment C - Proposed Resolution with Conditons](#)  
[Attachment D - Vicinity Map](#)

### **12:00 PM - Recess to Lunch**

### **1:30 PM Reconvene - Monterey County Board of Supervisors**

### **Roll Call**

### **Scheduled Matters**

11. Accept an oral presentation from the Interim Health Officer and the Program Manager of the Planning, Evaluation and Policy Unit regarding County support for Early Childhood Development, as requested by Board of Supervisors Referral #2012.04.
12. ~~Conduct a public hearing to consider and approve:~~

- ~~a. Nursing Program Grant Agreement (“Agreement”) with Hartnell College Foundation to provide Hartnell Community College District with Grant funds to meet the direct costs of the Nursing Program of the Hartnell Community College, in an amount not to exceed \$175,000 for the period July 31, 2012 to June 30, 2013, with an option for Natividad Medical Center to extend term for up to two additional years (4/5th Vote Required); and~~
- ~~b. Resolution finding that the expenditure of funds from the Natividad Medical Center (“NMC”) Fiscal Year 2012/2013 Budget to underwrite the Agreement has a direct and primary public purpose, benefiting Monterey County, in general, and Natividad Medical Center (“NMC”), in particular (4/5th Vote Required); and~~
- ~~c. Authorizing the Purchasing Manager for NMC to execute the Agreement in an amount not to exceed \$175,000 for the period July 31, 2012 to June 30, 2013 (4/5th Vote Required).~~ **REMOVED VIA SUPPLEMENTAL**

**12.1**

Conduct a public hearing to consider and approve:

- a. Nursing Program Grant Agreement (“Agreement”) with Hartnell College Foundation to provide Hartnell Community College District with Grant funds to meet the direct costs of the Nursing Program of Hartnell Community College, in an amount not to exceed \$175,000 for the period July 31, 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); and
- b. Letter Agreement with Hartnell Community College District authorizing release of College faculty members from Nursing Program to work on-site at on NMC projects for the period July 31, 2012 to June 30, 2013 and for an additional two years should the Agreement with Hartnell College Foundation be extended (4/5 Vote Required).
- c. 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, in particular (4/5th Vote Required);
- d. Authorizing the Purchasing Manager for NMC to execute the Agreement with Hartnell College Foundation in an amount not to exceed \$175,000 for the period July 31, 2012 to June 30, 2013, with an option for NMC to extend term for up to two additional years (4/5th Vote Required); and
- e. Authorizing the Purchasing Manager for NMC to execute the Letter Agreement with Hartnell Community College District authorizing release of College faculty members from the Nursing Program to work on-site at NMC on NMC projects for the period July 31, 2012 to June 30, 2013 and for an additional two years should the Agreement with Hartnell College Foundation be extended (4/5 Vote Required). **ADDED VIA ADDENDUM**

**Attachments:** [Hartnell Grant Agreement Report A 12-152](#)  
[Hartnell Grant Agreement Resolution](#)  
[Hartnell Grant Agreement Letter](#)

- 13.** Public hearing to consider actions pertaining to the Camphora Apartment Replacement Project, including:
- a. Adoption of a Negative Declaration;
  - b. Adoption of an Ordinance to rezone a 4.6 acre parcel to add an Affordable Housing Overlay (AHO) Zoning District to the existing F/40 Farmland Zoning designation; and
  - c. Approve a Use Permit to allow for the demolition of 44 substandard farmworker housing units and the construction of 44 new farmworker housing units.
- (Rezone and Use Permit - PLN100446/Camphora Apartment Replacement Project, 32101 McCoy Road, Soledad, Central Salinas Valley Area Plan)

**Attachments:** [Attachment A - Discussion](#)  
[Attachment B - Resolution for Adoption of a Negative Declaration](#)  
[Attachment C - Ordinance Amending MCC Section 21 08 060](#)  
[Attachment D - Resolution Approving a Use Permit](#)  
[Attachment E - Vicinity Map](#)  
[Attachment F - Negative Declaration and Initial Study](#)  
[Attachment G - Comments on Initial Study-Negative Declaration](#)  
[Attachment H - Planning Commission Resolution](#)

- 13.1** Public hearing to consider adoption of a Resolution of Intent to:
- a. Find the proposed ordinance statutorily exempt
  - b. Adopt an ordinance amending Title 19 (coastal subdivision ordinance) and Title 20 (Monterey County Coastal Implementation Plan, Parts 1, 2, 3 and 4) of the Monterey County Code to change the process for consideration of applications for subdivisions and lot line adjustments in the unincorporated coastal zone of the County, including dissolving the County of Monterey's Minor and Standard Subdivision Committees, designating the Monterey County Planning Commission as the appropriate authority to consider applications for minor subdivisions and lot line adjustments in the coastal zone, and updating the lot line adjustment and filing standards in coastal Title 19 to conform to changes in state law;
  - c. Certify that the ordinance is intended to be carried out fully in conformity with the Coastal Act; and
  - d. Direct staff to transmit the proposed ordinance to the California Coastal Commission for certification together with materials sufficient for a thorough and complete review.
- (REF120004, Elimination of Minor and Standard Subdivision Committees, Coastal Ordinance Amendments, Coastal Zone)



- Attachments:** [Attachment A - Discussion](#)  
[Attachment B - Draft Board Resolution](#)  
[Attachment B-1 - Draft Ordinance \(REDLINE version\)](#)  
[Attachment B-2 - Draft Ordinance \(CLEAN version\)](#)  
[Attachment C - Planning Commission Resolution No. 12-026](#)  
[Attachment D - Board Order Board of Supervisors](#)

## **Adjournment**

### **Supplemental Sheet, Consent Calendar**

#### **Natividad Medical Center**

14. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the First Amendment to the Professional Services Agreement with Advanced Gastroenterology of Monterey County to provide gastroenterology services at NMC, extending the Agreement to July 31, 2013 and adding \$180,000 for a revised total Agreement amount not to exceed \$380,000 in the aggregate.

**Attachments:** [NMC PSA\\_1st Amendment\\_ADVANCED GI](#)

15. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the First Amendment to the Professional Services Agreement with Salinas Valley Plastic Surgery Associates to provide plastic surgery services at NMC, extending the Agreement to August 31, 2013 and adding \$200,000 for a revised total Agreement amount not to exceed \$400,000 in the aggregate.

**Attachments:** [SALINAS VALLEY PLASTIC SURGERY FIRST AMENDMENT](#)

16. a. Approve the Plans and Specifications for the Natividad Medical Center, Project #9600-28 - Building 500, Emergency Department Exterior Door Replacement, Bid #NMC-1003 for contractors to bid on construction; and  
b. Authorize the Clerk of the Board to advertise the "Notice to Contractors" in *The Californian* on August 6, and 13, 2012.

**Attachments:** [9600-28 ED Construction Specs](#)  
[9600-28 ED Construction Documents](#)

#### **Health and Social Services**

17. a. Approve and authorize the Director of Health to sign a Mental Health Services Agreement (February 1, 2012-June 30, 2012, FY 2012-13 and FY 2013-14) with Chamberlain's Children Center for the provision of mental health services in the amount of \$81,226.92 for FY 2011-12, \$196,340.80 for FY 2012-13 and \$196,340.80 for FY 2013-14, for a total of \$473,908.52, for the period February 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:** [Chamberlains Childrens Center MH Agreement.pdf](#)

18. Adopt the Monterey County FY 2012-13 Mental Health Services Act Annual Update.

**Attachments:** [MCHD MHSA FY 12-13 Annual Update 070612.pdf](#)

19. a. Approve and authorize the Director of the Department of Social and Employment Services, or his designee, to sign an agreement with Moss Beach Homes/dba Aspiranet for \$172,000 for the operation of the CHERISH Receiving Center 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:** [Aspiranet](#)

20. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign a contract with Alisal Union School District for \$101,250 to provide meals to Monterey County seniors for the period July 1, 2012 through 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 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](#)

21. a. Reallocate a vacant 1.0 FTE Supervising Office Assistant II to a 1.0 FTE Chronic Disease Prevention Specialist II in Health Department Budget Unit HEA003-8124; and  
b. Authorize the County Administrative Office to incorporate the approved position changes in the FY 2012-13 Adopted Budget.

**Attachments:** [Attachment A Reallocate SOAll to CDPSII 7 31 12.doc](#)

- 21.1 Approve and adopt a tentative agreement with Service Employees International Union (SEIU) United Long Term Care Workers , representing In Home Supportive Services Providers for a new Memorandum of Understanding (MOU) for the period of March 1, 2012 through December 31, 2013.

**Attachments:** [IHSS Tentative Agreement](#)

**General Government**

22. Approve a Resolution:
- a. Approving the Office of Emergency Services to submit an application in the amount of \$368,431 for the Homeland Security Fiscal Year (FY) 2012 Grant Program; and,
  - b. Designating and authorizing as Monterey County representatives, the appropriate Auditor-Controller staff, Emergency Services Manager and Planner to execute grant documents.

**Attachments:** [Resolution HSGP FY12 grant positions approval to apply](#)

23. Approve a Resolution designating County staff positions to authorize and execute documents and applications for the purpose of obtaining financial assistance with the Fiscal Year 2012 Emergency Management Performance Grant.

**Attachments:** [Board Resolution FY12 EMPG Application final](#)

24.
  - a. Approve an Agreement with the Monterey County Historical Society for the Care, Custody and Control of Certain Records.
  - b. Authorize the Chair of the Board to sign the agreement.

**Attachments:** [Agreement for Care Custody and Control of Certain Records](#)  
[Exhibit A](#)

25. Adopt a Resolution supporting the County of Monterey's participation in *Get Connected!*, a program launched by the California Emerging Technology Fund that promotes digital literacy and high-speed internet connectivity for residents both in the home and at school.

**Attachments:** [Get Connected Resolution](#)

26. Adopt a Resolution confirming the appointment of Mr. Gene Rogers as Interim Assistant County Administrative Officer

**Attachments:** [Resolution confirming the appointment of Gene Rogers as Interim Assistant CA](#)

**RMA- General**

27. Adopt a resolution approving the proposed Resolution of Intention and Boundary Map for the Aromas Water District's proposed Assessment District No. 2012-1.

**Attachments:** [Attachment 1 AWD Letter](#)  
[Attachment 2 District Resolution](#)  
[Attachment 3 AWD Draft Resoluiton of Intention](#)  
[Attachment 4 Proposed District Boundary Map](#)  
[Attachment 5 Board Order](#)  
[Attachment 6 Draft Board Resolution](#)

**RMA - Planning**

28. a. Approve the Parcel Map for a minor subdivision to divide an approximately 80.6 acre parcel into two (2) parcels of approximately 40 and 40.6 acres; and  
b. Direct the Clerk of the Board to submit the Parcel Map and Deed Notices to the County Recorder for filing.  
(Parcel Map - PLN060177/Villalobos; 379, 383 and 387 San Benancio Road, Toro Area Plan)

**Attachments:** [Attachment A - Cover Letter to the Clerk of the Board](#)  
[Attachment B - Vicinity Map](#)  
[Attachment C - Parcel Map](#)  
[Attachment D - Parcel Map Guarantee](#)  
[Attachment E - Property Tax Clearance Certification](#)  
[Attachment F - Deed Notice - Water Quality](#)  
[Attachment G - Deed Notice - Percoclation Testing](#)  
[Attachment H - Deed Notice - Water Conservation and Landscaping](#)

**RMA-Public Works**

29. a. Approve and authorize the Contracts/Purchasing Officer to execute a two year Lease Agreement, effective on or around September 1, 2012, with Creekbridge Office Center II, LLC, for approximately 1,266 rentable square feet of space located at 1615 Bunker Hill Road, Suite 210, in Salinas, California, for use by the Health Department's Clinic Services Bureau;  
b. Authorize the Auditor-Controller to make lease payments of \$2,532 per month and in accordance with the terms of the agreement; and  
c. Authorize the extension of the Lease Agreement for two additional one-year periods under the same terms and conditions, and make minor revisions to the Lease Agreement if deemed by the Contracts/Purchasing Officer to be in the best interests of the County.

**Attachments:** [Lease Agreement](#)  
[Location Map](#)

**30.**

Adopt a Resolution:

- a. Accepting the Certificate of Completion for construction of the Lonoak Road Bridge at Lewis Creek, County Bridge No. 402, State Bridge No. 44C-0158, Project No. 11-220565, State Project No. EA 05-927094L, Federal Aid Project No. BRLOZB-5944(035), performed by MCM Construction, Inc.; and
- b. Authorizing the Director of Public Works to execute and record the Notice of Completion for the Lonoak Road Bridge at Lewis Creek, County Bridge No. 402, State Bridge No. 44C-0158, Project No. 11-220565, State Project No. EA 05-927094L, Federal Aid Project No. BRLOZB-5944 (035), performed by MCM Construction, Inc.

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

**31.**

Adopt a Resolution:

- a. Determining County-owned real property improvements of two buildings located at 54692 Teresa Street, San Lucas, California, is surplus real property with a value less than twenty-five thousand dollars (\$25,000), and is no longer necessary for County or other public purposes;
- b. Adopting a Notice of Intention pursuant Government Code Section 25526.5 for sale of surplus real property improvements consisting of two buildings located at 54692 Teresa Street, San Lucas, California;
- c. Authorizing the Clerk of the Board to publish Notice of Intent to Sell;
- d. Approving the Closed Bid Procedures and Transfer Agreement;
- e. Authorizing the Contracts/Purchasing Officer to receive bids until 2 p.m. on Wednesday, August 15, 2012;
- f. Authorizing the Contracts/Purchasing Officer to read the bids at 2 p.m. on Wednesday, August 15, 2012, accept oral bids, and declare the highest responsible bid;
- g. Authorizing the Contracts/Purchasing Officer to execute and record the Transfer Agreement, Quitclaim Deed, and any related documents to complete the sale when the sale is reported to and confirmed by the Board of Supervisors; and
- h. Determining the sale of the surplus County property is Categorically Exempt under California Environment Quality Act Guidelines Section 15312.

**Attachments:** [Resolution](#)  
[Sale of Surplus Real Property Closed Bid Procedure](#)  
[Transfer Agreement](#)  
[QuitClaim Deed](#)  
[Public Notice of Intent to Solicit Bids for Sale of County Owned Property](#)  
[Written Bid Form](#)  
[Government Code Section 25526.5](#)  
[Location Map](#)

32. a. Award a contract to Telfer Oil Company, the lowest responsible bidder, for the Procurement (Delivery and Application) of Asphalt Emulsion for the Seal Coat 2012 Project, Project No. 13-551327, in the total amount of \$433,628.28;
- b. Approve the Performance and Payment Bonds executed and provided by Telfer Oil Company;
- c. Authorize a contingency (not to exceed 10% 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% of the original contract amount and do not significantly change the scope of work.

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

33. **Monterey County Board of Supervisors Supplemental / Addendum for Tuesday, July 31, 2012**

**ADDENDUM**

**Add Under Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
- g. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Administrative Officer.

**Add Under Ceremonial Resolutions**

- 4.1 Adopt Resolution declaring August 2012 as “**Child Support Awareness Month**” in Monterey County. (Supervisor Potter)

**Add Under Scheduled Matters**

- 12.1 Conduct a public hearing to consider and approve:

- a. Nursing Program Grant Agreement (“Agreement”) with Hartnell College Foundation to provide Hartnell Community College District with Grant funds to meet the direct costs of the Nursing Program of Hartnell Community College, in an amount not to exceed \$175,000 for the period July 31, 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); and
- b. Letter Agreement with Hartnell Community College District authorizing release of College faculty members from Nursing Program to work on-site at on NMC projects for the period July 31, 2012 to June 30, 2013 and for an additional two years should the Agreement with Hartnell College Foundation be extended (4/5 Vote Required).
- c. 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, in particular (4/5th Vote Required);
- d. Authorizing the Purchasing Manager for NMC to execute the Agreement with Hartnell College Foundation in an amount not to exceed \$175,000 for the period July 31, 2012 to June 30, 2013, with an option for NMC to extend term for up to two additional years (4/5th Vote Required); and
- e. Authorizing the Purchasing Manager for NMC to execute the Letter Agreement with Hartnell Community College District authorizing release of College faculty members from the Nursing Program to work on-site at NMC on NMC projects for the period July 31, 2012 to June 30, 2013 and for an additional two years should the Agreement with Hartnell College Foundation be extended (4/5 Vote Required).

### **SUPPLEMENTAL**

#### **Remove From Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - d. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

#### **Remove Under Scheduled Matters**

12. Conduct a public hearing to consider and approve:
  - a. Nursing Program Grant Agreement (“Agreement”) with Hartnell College Foundation to provide Hartnell Community College District with Grant funds to meet the direct costs of the Nursing Program of the Hartnell Community College, in an amount not to exceed \$175,000 for the period July 31, 2012 to June 30, 2013, with an option for Natividad Medical Center to extend term for up to two additional years (4/5th Vote Required); and

- b. Resolution finding that the expenditure of funds from the Natividad Medical Center (“NMC”) Fiscal Year 2012/2013 Budget to underwrite the Agreement has a direct and primary public purpose, benefiting Monterey County, in general, and Natividad Medical Center (“NMC”), in particular (4/5th Vote Required); and
- c. Authorizing the Purchasing Manager for NMC to execute the Agreement in an amount not to exceed \$175,000 for the period July 31, 2012 to June 30, 2013 (4/5th Vote Required)

### **MATERIALS SUBMITTED**

- 13. **Attachment H - Planning Commission Resolution 12-029 submitted.**  
Public hearing to consider actions pertaining to the Camphora Apartment Replacement Project, including:
  - a. Adoption of a Negative Declaration;
  - b. Adoption of an Ordinance to rezone a 4.6 acre parcel to add an Affordable Housing Overlay (AHO) Zoning District to the existing F/40 Farmland Zoning designation; and
  - c. Approve a Use Permit to allow for the demolition of 44 substandard farmworker housing units and the construction of 44 new farmworker housing units. (Rezone and Use Permit - PLN100446/Camphora Apartment Replacement Project, 32101 McCoy Road, Soledad, Central Salinas Valley Area Plan)

###