



## Monterey County Board of Supervisors

### Board Order

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1st Floor  
Salinas, CA 93901  
831.755.5066  
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A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor John M. Phillips to:

#### **Resolution No.: 20 - 264**

Adopted Resolution to authorize and direct the Auditor-Controller to amend the Fiscal Year 2020-21 Adopted Budget for the Boronda County Sanitation District, Fund 156, Appropriation Unit RMA045, and increase revenue by \$7,452, financed by Café Tori pursuant to a Funding Agreement with the District (4/5th vote required).

PASSED AND ADOPTED on this 28<sup>th</sup> day of July 2020, by roll call vote:

AYES: Supervisors Alejo, Phillips, Lopez, Parker and Adams

NOES: None

ABSENT: None

(Government Code 54953)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting July 28, 2020.

Dated: July 28, 2020  
File ID: RES 20-123  
Agenda Item No.: 66.1

Valerie Ralph, Clerk of the Board of Supervisors  
County of Monterey, State of California

Joel G. Pablo, Deputy

*Before the Board of Supervisors in and for the  
County of Monterey, State of California*

**Resolution No. 20 - 264**

Adopted Resolution to authorize and direct the Auditor- )  
Controller to amend the Fiscal Year 2020-21 Adopted )  
Budget for the Boronda County Sanitation District, Fund )  
156, Appropriation Unit RMA045, and increase revenue )  
by \$7,452, financed by Café Tori pursuant to the )  
Funding Agreement (4/5<sup>th</sup> vote required)..... )

Having considered all the written and documentary evidence, the administrative record, the staff report, and other evidence presented, the Monterey County Board of Supervisors hereby finds and decides as follows:

**RECITALS**

WHEREAS, Café Tori Investments, LLC (Project Applicant) is the owner and developer of certain real property located in unincorporated County of Monterey, California, commonly known as Assessor’s Parcel Number (APN) 261-011-026-000;

WHEREAS, the Boronda County Sanitation District (BCSD) is the owner of a strip of real property that crosses the Project Applicant’s property APN 261-011-026-000;

WHEREAS, on June 24, 2020, the Monterey County Planning Commission approved a Lot Line Adjustment, Use Permit, Variance, and General Development Plan that allow the Project Applicant to construct and operate a 150-unit farmworker housing project, the Harvest Moon Agricultural Housing Project Planning File No. PLN190127 (Housing Project), subject to certain conditions, including Condition Nos. 39 and 40, to provide for a Grant of Easement Deed and Maintenance of Developer Improvements Agreement, respectively;

WHEREAS, the Resource Management Agency (RMA) determined this is a high priority project because it provides critically needed housing for agricultural workers;

WHEREAS, approval of this Funding Agreement will allow the Project Applicant to provide funding to BCSD for staff time and materials to process a Grant of Easement Deed and Maintenance of Developer Improvements Agreement;

WHEREAS, approval of this Maintenance of Developer Improvements Agreement will hold harmless BCSD; establish responsibility for repair and maintenance of improvements located above, underneath, and surrounding the fee strip; and grant BCSD the right of access through and under the developer’s improvements if and when necessary maintenance or repairs to sanitary sewer facilities located within the fee strip are required;

WHEREAS, Project Applicant serves Monterey County by developing housing availability for low-income agricultural workers and their families, among other opportunities; and

WHEREAS, to provide adequate funding to finance County staff time to process the Easement and Maintenance Agreement, it is necessary to increase appropriations by \$7,452 in the FY 2020-21 Adopted Budget, Fund 156, Appropriation Unit RMA045, financed by the Funding Agreement.

**DECISION**

NOW, THEREFORE, BE IT RESOLVED THAT the Board of Supervisors does hereby adopt a resolution to:

- a. Authorize and direct the Auditor-Controller to amend the Fiscal Year 2020-21 Adopted Budget for the Boronda County Sanitation District, Fund 156, Appropriation Unit RMA045, and increase revenue by \$7,452, financed by Café Tori pursuant to the Funding Agreement.

PASSED AND ADOPTED on this 28<sup>th</sup> day of July 2020, by roll call vote:

AYES: Supervisors Alejo, Phillips, Lopez, Parker and Adams

NOES: None

ABSENT: None

(Government Code 54953)

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting July 28, 2020.

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County of Monterey, State of California

  
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Joel G. Pablo, Deputy