

Monterey County

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



Meeting Agenda - Final-Revised

Tuesday, April 30, 2019

9:00 AM

<https://monterey.legistar.com/Calendar.aspx>

Board of Supervisors

*Chair John M. Phillips - District 2
Vice Chair Chris Lopez - District 3
Supervisor Luis A. Alejo - District 1
Supervisor Jane Parker - District 4
Supervisor Mary L. Adams - District 5*

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 interpreter 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 agenda items are live web links. Click on the title to be directed to the corresponding Board Report.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

Please refer to the separate agendas for Special Districts and Agencies governed by the Board of Supervisors that may be scheduled for agenda items today.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session by County Counsel

County Counsel 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(d)(2), the Board will confer with legal counsel regarding three matters of significant exposure to litigation.
 - b. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
 - c. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Kim MooreEmployee Organization(s): Units F, H, J, K, G, M, N, and County SEIU Temporary Employees.
 - d. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Mauck, Steven F. v. County of Monterey, et al., United State District Case No. 18-cv-04482 NC
 - (2) Isabella Vincent (Worker's Compensation Appeals Board, Case No. ADJ11425307)
 - (3) Gary Craft (Worker's Compensation Appeals Board, Case No. ADJ11448090)

Public Comment**The Board Recesses for Closed Session Agenda Items**

Closed Session may be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, 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 A.M. - Reconvene on Public Agenda Items**Roll Call****Pledge of Allegiance****Additions and Corrections by Clerk**

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)

- 1.1 Approval of Consent Calendar Items No. 12 through 28.

Ceremonial Resolutions

2. Adopt Resolution to:
- a. Add the County of Monterey to the Nationwide Coalition for “Stepping Up to Reduce the Number of People with Mental Illnesses in Jails.”
 - b. Sign on to the Call to Action to reduce the number of people with mental illnesses in our county jail, commit to sharing lessons learned with other counties in my state and across the country to support a national initiative and encourage all county officials, employees, and residents to participate in Stepping Up. We resolve to utilize the comprehensive resources available through Stepping Up.

Attachments: [Stepping Up Initiative Resolution](#)

Appointments

3. Appoint William S. Little to the Area Agency on Aging Advisory Council for a term ending January 1, 2022. (Full Board)

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

4. Appoint John Greathouse to the Area Agency on Aging Advisory Council for a term ending January 1, 2022. (Full Board)

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

5. Reappoint Rosio Sandoval to the In-Home Supportive Services Advisory Committee for a term ending April 30, 2022. (Supervisor Phillips)

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

Other Board Matters

6. Board Comments
7. County Administrative Officer Comments and Referrals

Attachments: [Copy of Referrals 04-30-19](#)

8. General Public Comments

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 the 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

9. Receive an oral presentation from the Employee Wellness Program, outlining its history, progress, and plan for continuous improvement.

Attachments: [Board Report](#)
[Wellness BOS Presentation 2019](#)

12:00 P.M. - Recess to Lunch

1:30 P.M. - Reconvene

Roll Call

1:30 P.M. - Scheduled Matters

10. a. Introduce, waive reading, and consider an ordinance of the County of Monterey, State of California, amending Chapter 15.04 of the Monterey County Code and adding Chapter 15.06 to the Monterey County Code relating to point-of-use and point-of-entry water treatment systems; and
- b. Set May 14, 2019, at 10:30 as the date and time for adoption of the ordinance.
- Proposed CEQA action:** Categorically exempt from environmental review pursuant to Sections 15301, 15302, 15303, 15307, and 15330 of the California

Environmental Quality Act (“CEQA”)

Attachments: [Board Report](#)
[POU.POE Final 040919](#)
[pou.redlinefinal 040919](#)
[Water Survey](#)

- 11.
- a. Consider a recommendation by the Legislative Committee to support ACA 4 (Mullin) Elections: voting age.; and ACA 8 (Low) Elections: voter qualifications.
 - b. Receive a report on research related to Board Referral 2018.25 to place a ballot measure on the November 2020 General Election to Expand Suffrage to Citizens of 16 & 17 Years of Age in Local Elections in Monterey County.
 - c. Support the Monterey County Elections Department in expanding outreach and civic engagement opportunities to the youth of Monterey County.

Attachments: [Board Report](#)
[Exhibit B - Legislative Committee Letter to Support ACA 8](#)
[Exhibit C - Legislative Committee Letter to Support ACA 4](#)

Read Out from Closed Session by County Counsel

Adjournment

Adjourn in memory of Joe Watson and Allen Bidwell

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

12. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Second Amendment to the Professional Services Agreement with Cardiopulmonary Associates Medical Group (CPA) to provide pulmonary medicine and critical care services at NMC adding \$100,000, for a revised not to exceed amount of \$200,000 with no change to the agreement term of July 1, 2016 through June 30, 2020.

Attachments: [Board Report](#)
[Cardiopulmonary Associates Second Amendment.pdf](#)
[Cardiopulmonary Associates First Amendment 06302020.pdf](#)
[Cardio-Pulmonary Associates Agreement 06302018.pdf](#)

Health Department

13. Approve and authorize the Emergency Medical Services Agency Director to submit the revised annual Monterey County EMS Plan for 2018 to the California State Emergency Medical Services Authority.

Attachments: [Board Report](#)
[2018 EMS Plan Final](#)

14. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 1 to Standard Agreement A-13961 with Mark William Stanford, Ph.D., Consultant for the provision of training services to extend the term for one (1) additional year for a revised term of July 1, 2018 to June 30, 2020 and add \$19,800 for a revised total Agreement amount not to exceed \$25,599.

Attachments: [Board Report](#)
[Amendment No. 1_Mark Stanford](#)
[Mark Stanford Standard Agmt 20180701-20190630 Fully Executed](#)

15. a. Approve and authorize the Director of Health or the Assistant Director of Health to sign a Secure Texting Service Subscription Agreement with QliqSOFT, Inc. for the provision of secure Health Insurance Portability and Accountability Act (HIPAA) compliant messaging as needed in the amount not to exceed \$7,200 for Fiscal Year (FY) 2018-19, \$7,200 for Fiscal Year (FY) 2019-20, and \$7,200 for Fiscal Year (FY) 2020-21 for a total Agreement amount not to exceed \$21,600; and
b. Approve the non-standard to county Agreement language to include risk terms regarding limitation of liability and indemnification as recommended by the Director of Health; and
c. Approve and authorize the Director of Health or Assistant Director of Health to

approve one (1) future amendment that will not exceed ten percent (10%) or \$2,160 of the original Agreement and will not significantly alter the scope of the secure texting service subscription.

Attachments: [Board Report](#)
[Qliqsoft AGM 2019](#)

16. Adopt a Resolution amending Article I.E. of the Monterey County Master Fee Resolution effective July 1, 2019, to adjust fees relating to oversight and services provided by the Health Department's Environmental Health Bureau pursuant to the attached Fee Schedule.

Attachments: [Board Report](#)
[BR EH Master Fees](#)
[Article IE FY2019-20 Proposed New Fees](#)
[Article I.E. 2018 Fees Final](#)
[Attachment 2 Article I.E. EHB Fee Resolution 2019-20](#)
[Fiscal Assessment](#)

Department of Social Services

17. a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Idemia Identity & Security USA LLC for \$2,385 to provide preventative maintenance for the TouchPrint Live Scan system for the term of May 1, 2019 to April 30, 2020, including nonstandard liability provisions.
- b. Authorize the Acting Director or the Director of the Department of Social Services to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$238) of the original contract amount, and do not significantly change the scope of work.

Attachments: [Board Report](#)
[Idemia Agreement](#)

Criminal Justice

18. a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Office Supervisor to execute Amendment No. 1 to Agreement No. A-13195 with GEO Reentry Services, LLC a wholly owned subsidiary of The GEO Group, Incorporated, in the amount of \$169,454 annually, for a total contract amount of \$847,270, to continue to provide post incarceration reentry services to adult offenders under Probation supervision for the period July 1, 2016 to June 30, 2021.
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Office Supervisor to sign up to three (3) future amendments to the Agreement where the amendment does not exceed ten percent (10%) of the original contract amount

(\$50,836) and does not significantly change the scope of work.

Attachments: [Board Report](#)
[A1 to Agreement - Geo Reentry Services LLC -Reentry Services](#)
[Agreement A-13195-Geo Reentry LLC - Reentry Svcs AB109 2016-2019](#)

19. a. Approve and authorize the Chief Probation Officer to sign an Agreement with Rancho Cielo, Incorporated in the amount of \$169,825, to provide a job readiness and placement program for AB 109 Public Safety Realignment eligible clients, for the term from July 1, 2019 to June 30, 2020; and
- b. Authorize the Chief Probation Officer to sign up to three (3) future amendments to this Agreement where each amendment does not exceed ten percent (\$16,982) of the original contract amount and does not significantly change the scope of work.

Attachments: [Board Report](#)
[Agreement - Rancho Cielo Inc - AB109 Job Readiness](#)

20. a. Approve and authorize the Contracts/ Purchasing Officer or Contracts/Purchasing Supervisor to sign an Agreement with Encore Oils, LLC dba SeSequential for no cost removal of used cooking oil from the Monterey County Youth Center for the period May 1, 2019 to March 31, 2024; and
- b. Accept non-standard and modified contract provisions as recommended by the Chief Probation Officer.

Attachments: [Board Report](#)
[Agreement -Encore Oils, LLC dba Sequential](#)

21. Approve the transfer of \$6,405 from the Juvenile Ward Trust Fund 020 to Fund 001, Department 2550-Probation for the purchase of educational/recreational books and DVDs; and recreational equipment for indoor and outdoor sports for juveniles in the Monterey County Youth Center and Juvenile Hall.

Attachments: [Board Report](#)
[Juvenile Ward Fund Details FY18-19](#)

General Government

22. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with the Salinas Valley Fair (SVF) to provide support of agricultural education efforts in Monterey County not to exceed \$10,000, and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Attachments: [Board Report](#)
[SVF MOU 2019.pdf](#)

- 23.**
- a. Approve Amendment No. 1 to Agreement No. A-13877 with Lexus, a division of Toyota Motor Sales, U.S.A, Inc., to add additional signage rights and related additional fees to the Agreement; and
 - b. Authorize the Assistant County Administrative Officer to execute Amendment No. 1 to Agreement No. A-13877.

Attachments: [Board Report](#)
[Amendment No. 1](#)
[Lexus Agreement](#)
[Exhibit "A"](#)

- 23.1**
- Adopt a Resolution:
Authorizing and directing the Auditor-Controller to amend the FY 2018-19 Adopted Budget by increasing appropriations in the County Administrative Office, Contributions to Other Agencies (CAO007-001-1050-8029) by \$200,000 for a one-time investment in the Salinas Valley Promise Scholarship Program, financed from a release of \$200,000 from the cannabis assignment (BSA 3132). (4/5ths vote required)

Attachments: [Board Report](#)
[Resolution](#)

RMA - Administration

- 24.**
- a. Accept the Engineer's Report for County Service Area No. 66 - Oak Tree Views;
 - b. Approve a County Service Area No. 66 - Oak Tree Views assessment increase in the amount of \$197.62 per parcel per year, resulting in an annual increase from \$408.96 to \$606.58 per parcel per year to take effect in Fiscal Year 2019-2020, with subsequent annual increases corresponding with the Consumer Price Index for the San Francisco/Oakland/San Jose Area; and
 - c. Set a Public Hearing for June 25, 2019, at 1:30 p.m., to hold a Majority Protest Hearing for property-related assessment in County Service Area No. 66 - Oak Tree Views and direct the Resource Management Agency to publish notice of public hearing.

- Attachments:** [Board Report](#)
[Attachment A - Engineer's Report](#)
[Attachment B - Monterey County LAFCO Resolution 97-9](#)
[Attachment C - Board Resolution No. 97-337](#)
[Attachment D - Board Resolution No. 04-237](#)
[Attachment E - Sept 1997 Agreement: CSA 66-Oak Tree Housing](#)
[Attachment F - Board Resolution No. 93-499](#)
[Attachment G - Notice of Public Hearing](#)
[Attachment H - Financial History](#)
[Attachment I - Location Map](#)

RMA - Land Use and Community Development

- 25.** a. Approve the Parcel Map for a minor subdivision to divide a 24,000 square foot parcel resulting into three (3) parcels of 7,632 square feet (Lot 1), 6,678 square feet (Lot 2), and 9,690 square feet (Lot 3); and
b. Direct the Clerk of the Board to submit the Parcel Map to the County Recorder for recording, subject to the collection of the applicable recording fees.
(Parcel Map - PLN170907/William H. Coffey, Vacant land at the intersection of Crane Street and McDougal Street, Castroville, Castroville Community Plan, North County Area Plan)

- Attachments:** [Board Report](#)
[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 - CCFs](#)

- 26.** **PLN190048 - Carmel Valley Partners dba The Annex**
Public hearing to adopt a resolution:
a. Finding the project is the approval of a business license which qualifies as a Statutory Exemption pursuant to California Environmental Quality Act (CEQA) Guidelines Section 15268)(b)(2); and
b. Finding that a Public Convenience or Necessity (PCN) would be served by the issuance of a Type 42 On-Sale Beer and Wine License for Public Premises by the Department of Alcoholic Beverage Control to Ashleigh Elizabeth Hutchison dba "The Annex" at 237 Crossroads Boulevard, Carmel, California 93923 pursuant to California Business and Professions Code Section 23958.4
Project Location: 237 The Crossroads Boulevard, Carmel Valley Master Plan.
Proposed CEQA Action: Statutorily Exempt per CEQA Guidelines Section 15268 (b)(2)

Planning File Number: PLN190048

Attachments: [Board Report](#)
[Attachment A - ABC List of On-Sale licenses](#)
[Attachment B - Comments from Sheriff's Office](#)
[Attachment C - Comments from Health Dept](#)
[Attachment D - Map for Census Tract](#)
[Attachment E - Draft Resolution](#)

- 27.** Adopt a resolution to establish the Big Sur Byway Organization as part of implementing the Big Sur Coast Highway Management Plan
Project File: REF190018- Establishment of the Big Sur Byway Organization
Location: Big Sur Land Use Plan, State Route (Highway) 1
Proposed CEQA Action: Not Applicable - Not a Project under California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5)

Attachments: [Board Report](#)
[Exhibit A - Draft Resolution](#)
[EXHIBIT B - Chapter 6 of the BSCHMP](#)

RMA – Public Works and Facilities

- 28.**
- a. Approve an Agreement for Purchase of Real Property to purchase a Permanent Roadway Easement (1,462 square feet) between County of Monterey and Juan C. Escobar and Yesenia Anaya, husband and wife as joint tenants (Grantor) (APN 119-151-021 & APN 119-161-017), in the amount of \$31,000, for Right-of -Way for the construction of Las Lomas Drainage Project, Project No. 1723;
 - b. Approve an Agreement for Purchase of Real Property to purchase a Permanent Roadway Easement (363 square feet) between County of Monterey and Adrian Vazquez-Gonzales and Yuliana Garcia Rodriguez, husband and wife as community property with rights of survivorship (Grantor) (APN 119-151-019), in the amount of \$8,500, for Right-of -Way for the construction of Las Lomas Drainage Project, Project No. 1723;
 - c. Approve an Agreement for Purchase of Real Property to purchase a Permanent Roadway Easement (65 square feet) between County of Monterey and Juan Escobar Fernandez and Esperanza Zamora, husband and wife as joint tenants (Grantor) (APN 119-151-019), in the amount of \$1,500, for Right-of-Way for the construction of Las Lomas Drainage Project, Project No. 1723;
 - d. Authorize the RMA Deputy Director of Public Works, Parks and Facilities to execute the Agreements for Purchase of Real Property to purchase a Permanent Roadway Easement, and the respective Certificates of Acceptance and Consent to Recordation on behalf of the County.

- Attachments:** [Board Report](#)
[Attachment A - Project Budget](#)
[Attachment B - Location Map](#)
[Attachment C - Purchase Agreement with Escobar and Anaya](#)
[Attachment D - Easement Deed Escobar & Anaya](#)
[Attachment E - Purchase Agreement with Vasquez with Gonzales and Rodrigu](#)
[Attachment F - Easement Deed Vasquez - Gonzales and Rodriguez](#)
[Attachment G - Purchase Agreement with Fernandez and Zamora](#)
[Attachment H - Easement Deed Fernandez and Zamora](#)

Addenda

29. Add Consent Calendar file:

1.1 Approval of Consent Calendar Items No.'s 12 through 28.

Add to Adjournment:

Adjourn in memory of Joe Watson and Allen Bidwell