

County of Monterey

*Government Center - Board Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901*



Meeting Minutes - Final

Tuesday, February 4, 2025

9:00 AM

Board of Supervisors

*Chair Supervisor Chris Lopez - District 3
Vice Chair Supervisor Wendy Root Askew - District 4
Supervisor Kate Daniels- District 5
Supervisor Luis A. Alejo - District 1
Supervisor Glenn Church - District 2*

9:00 A.M. - Called to Order

The meeting was called to order by Chair Supervisor Chris Lopez.

Roll Called

Present: 5 - Supervisor Kate Daniels, Supervisor Glenn Church, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor Wendy Root Askew

Staff Present

Sonia De La Rosa, County Administrative, Susan Blitch, County Counsel and Valerie Ralph, Clerk of the Board were present.

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for 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)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Richard Matthews (Worker’s Compensation Appeals Board No. ADJ9210494)
 - (2) Richard Matthews (Worker’s Compensation Appeals Board No. ADJ9208720)
 - (3) Tabitha Aiken (Worker’s Compensation Appeals Board No. ADJ18921252)
 - b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.
 - c. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Andreas Pyper, Kim Moore and Ariana HurtadoEmployee Organization(s): All Units
 - d. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.

Public Comments for Closed Session

Open for public comments; no comments made.

The Board Recessed for Closed Session Agenda Items

10:30 A.M. - Reconvened on Public Agenda Items

Roll Called

Present: 5 - Supervisor Kate Daniels, Supervisor Glenn Church, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor Wendy Root Askew

Staff Present

Sonia De La Rosa, County Administrative, Susan Blitch, County Counsel and Valerie Ralph, Clerk of the Board were present.

Announcement of Interpreter

Kennia Cobos, Spanish Interpreter present and announced Spanish interpreter services.

Pledge of Allegiance

The pledge of allegiance was led by Susan Blitch, County Counsel.

Additions and Corrections by Clerk

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following addition and correction:

Remove Item No. 20 under Consent Calendar – Criminal Justice

Per Department Request, Item will be moved to a further meeting date.

Remove Item No. 21 under Consent Calendar – Criminal Justice

Per Department Request, Item will be moved to a further meeting date.

Adjournment

Adjourn in memory of Butch Kronlund

Ceremonial Resolutions

Open for public comments; no comments made.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Luis A. Alejo to adopt Ceremonial Resolutions Numbers 2 and 3.

ALL AYES

- 2. Adopt a resolution commending CHISPA for providing services that are essential to improving lives in the Monterey County. (Supervisor Askew)**

Adopted Resolution No. 25-014

- 3. Adopt a resolution honoring Roy Guzman, Employment and Training Worker III, for his dedicated**

service of 29 years and 11 Months to The County of Monterey Department of Social Services upon his retirement. (Supervisor Lopez)

Adopted Resolution No. 25-015

Appointments

Open for public comments; Eloise Shim commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo to appoint/reappoint Item Numbers 4 and 5.

ALL AYES

- 4. Reappoint Kellie Morgantini to the Historic Resources Review Board as a District 3 Representative with a term end date of December 31, 2027 (District Specific - District 3, Supervisor Lopez)

Reappointed

- 5. Appoint Kimberly Schnader to the Workforce Development Board as a Business Representative with a term ending on February 4, 2028. (Nominated by the Workforce Development Board)

Appointed

Approval of Consent Calendar – (See Supplemental Sheet)

- 6. See Supplemental Sheet

Open for public comments; no comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to approve Consent Calendar Item Numbers 17 through 34 excluding Item No.'s 20 and 21 which were removed via additions and corrections.

ALL AYES

General Public Comments

- 7. General Public Comments

Open for general public comments for items not on the agenda today; Jose Guerra, Lurna Moffet and Nina Beety commented.

Scheduled Matters

- 8. Receive a presentation on the Community Assistance, Recovery, and Empowerment (CARE) Act program in the County of Monterey.

Melanie Rhodes, Deputy Director Behavioral Health presented via PowerPoint presentation.

Open for public comments; no comments made.

Upon consensus the Board:

Received a presentation on the Community Assistance, Recovery, and Empowerment (CARE) Act program in the County of Monterey.

- 9. Receive a presentation from staff regarding the administration of the November 5, 2024, Presidential General Election.

Gina Martinez, Registrar of Voters, Jessica Cedillo, Assistant Registrar of Voters and Greta Arevalo, Administrative Operations Manager presented via PowerPoint presentation.

Open for public comments; woman no name provided and Margie Kay commented.

Upon consensus the Board:

Received a presentation from staff regarding the administration of the November 5, 2024, Presidential General Election.

- 10. Consider adoption of a resolution to:
 - a. Find that modification of land use permit application fees is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15273 and 15378(b)(4) of the CEQA Guidelines; and
 - b. Amend Article XVII of the Monterey County Fee Resolution relating to County Counsel land use permit application fees.

Wendy Strimling, Deputy County Counsel and Kelly Donlon, Assistant County Counsel presented via PowerPoint presentation.

Open for public comments; no comments made.

A motion was made by Supervisor Glenn Church, seconded by Supervisor Luis A. Alejo to:

- a. Find that modification of land use permit application fees is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Sections 15273 and 15378(b)(4) of the CEQA Guidelines; and
- b. Amend Article XVII of the Monterey County Fee Resolution relating to County Counsel land use permit application fees.

ALL AYES

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Called

Present: 5 - Supervisor Kate Daniels, Supervisor Glenn Church, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor Wendy Root Askew

Staff Present

Sonia De La Rosa, County Administrative, Susan Blitch, County Counsel and Valerie Ralph, Clerk of the Board were present.

Announcement of Interpreter

Kennia Cobos, Spanish Interpreter present and announced Spanish interpreter services

Scheduled Matters**11. REF240016 - COASTAL ZONE UPDATED ACCESSORY DWELLING UNITS (ADU) AND JUNIOR ACCESSORY DWELLING UNITS (JADU) REGULATIONS.**

Public Hearing to consider adopting a Resolution of Intent to modify policies and regulations in the Big Sur Coast Land Use Plan, Carmel Area Land Use Plan, North County Land Use Plan and Monterey County Coastal Implementation Plan, Part 1 the coastal zoning ordinance (Title 20), Coastal Zoning, and Part 6, Appendices, establishing regulations applicable to Accessory Dwelling Units (ADUs) and Junior Accessory Dwelling Units (JADUs).

Project Location: All unincorporated areas of the County in the Coastal Zone

Proposed CEQA action: Find that the proposed project involves adoption of regulations applicable to ADUs and JADUs which is statutorily exempt from the California Environmental Quality Act (CEQA) pursuant to Section 15265 of the CEQA Guidelines for the purpose of local government activities and approvals involving the preparation and adoption of local coastal program amendments.

Public hearing commenced.

Edgar Sanchez, Assistant Planner and Melanie Beretti, Chief of Planning from the Housing and Community Development presented via PowerPoint presentation.

Erata memorandum received.

Open for public comments; woman (name inaudible), Jessica A., Ana Luz Acevedo Cabrera, and Joey Cabrera commented.

A motion was made by Supervisor Glenn Church, seconded by Supervisor Luis A. Alejo to:

1. Find the project statutorily exempt pursuant to CEQA Guidelines section 15265;
2. Adopt a Resolution of Intent to:
 - a. Amend the Big Sur Coast Land Use Plan to add development standards for accessory dwelling units and junior accessory dwelling units, including a 1,000 square foot size limitation on accessory dwelling units and a prohibition on renting accessory dwelling units and junior accessory dwelling units for less than 90 days (Attachment G).
 - b. Amend the Carmel Area Land Use Plan policies regarding accessory dwelling units and junior accessory dwelling units, including removing a 40-acre minimum lot size requirement as a development standard for accessory dwelling units (Attachment G).
 - c. Amend the North County Land Use Plan to add policies regarding accessory dwelling units and junior accessory dwelling units, including a 1,200 square foot size limitation on accessory dwelling units and incorporation of water conservations standards for accessory dwelling units and junior accessory dwelling units (Attachment G).
 - d. Adopt an ordinance amending Monterey County Coastal Implementation Plan Part 1, the coastal zoning ordinance (Monterey County Code Title 20), to update regulations relating to accessory dwelling units and junior accessory dwelling units; and Part 6, Appendices, to add Appendix 15 (Attachment C).
3. Certify that the amendment is intended to be carried out in a manner fully in conformity with the Coastal Act;

- 4. Direct staff to transmit the proposed ordinance to the California Housing and Community Development Department for review;
- 5. Direct staff to transmit the proposed ordinance to the California Coastal Commission for consideration of certification.; and come back on clarifications regarding JADU's and look at reduced impact fees or any fees with potential amendments down the line.

ALL AYES

Other Board Matters

Referral Matrix and New Referrals

12. Referral Matrix and New Referrals

Sonia De La Rosa, County Administrative Officer shared there was one new referral this week:

Submitted By: Luis Alejo District #: 1
 Referral Title: Monterey County Fracking Ban
 Referral Purpose: The purpose of this referral is to draft an ordinance that would prohibit fracking in Monterey County.

Referral Responses

- 13. a. Receive a preliminary response to **Board Referral 2024.18 (Alejo)** to seek targeted grant funding and identify a timeline for the build out of the remaining space at the Juvenile Hall facility including vocational services, laundry, kitchen/dining, treatment and related equipment space.
- b. Consider recommendations on addition of the Juvenile Hall Build Out Project to the Capital Improvement Program and completion of the referral.
- c. Provide direction to staff as appropriate.

Jose Ramirez, Interim Chief Probation Officer and John Snively, Administrative Operations Manager verbally presented.

Open for public comments; no comments made.

Upon consensus the Board:

- a. Received a preliminary response to Board Referral 2024.18 to seek targeted grant funding and identify a timeline for the build out of the remaining space at the Juvenile Hall facility including vocational services, laundry, kitchen/dining, treatment and related equipment space.
- b. Considered recommendations on addition of the Juvenile Hall Build Out Project to the Capital Improvement Program and completion of the referral.
- c. Provide direction to staff as appropriate.

- 14. Receive a preliminary response to Referral Number 2024.17 (Church) regarding the establishment of a structured approach to assessing the economic impacts on housing before adopting new County ordinances.

Craig Spencer, Director of Housing and Community Development verbally presented.

Open for public comments; no comments made.

Upon consensus the Board:

Received a report and provide direction to staff to incorporate a qualitative summary of the impacts of new or modified land use regulations on housing development in staff reports. County Administrative Officer to work with the Clerk of the Board to update the Board Report template to include a section regarding impact on housing costs.

County Administrative Officer Comments

15. County Administrative Officer Comments

Sonia De La Rosa, County Administrative Officer's comments can be heard by clicking the following link:

https://monterey.granicus.com/player/clip/5682?meta_id=897226

Board Comments

16. Board Comments

Board comments can be heard by clicking the following link:

https://monterey.granicus.com/player/clip/5682?meta_id=897229

Read Out from Closed Session by County Counsel

There was no reportable action by the Board.

Adjourned

The meeting was adjourned In Memory of Butch Kronlund at 3:21 p.m. by Chair Supervisor Chris Lopez.

APPROVED:

 /s/ Chris Lopez
CHRIS LOPEZ, CHAIR

ATTEST:

BY: /s/ Valerie Ralph

VALERIE RALPH

CLERK OF THE BOARD

APPROVED ON: February 11, 2025

Supplemental Sheet, Consent Calendar**Health Department**

17. Adopt a Resolution to approve amendments to the Conflict of Interest Code of the County of Monterey Health Department.

Adopted

18. a. Approve and authorize the Director of Health Services or designee to execute a Memorandum of Understanding (MOU) with Mission Union School District for reimbursement to the County for the provision of mental health services, for a total maximum amount not to exceed \$22,794 for a term retroactive to October 21, 2024 through June 30, 2025; and
- b. Approve and authorize the Director of Health Services or designee to execute an Interagency Agreement, Exhibit F to the MOU, with Mission Union School District for the term retroactive to October 21, 2024 through June 30, 2025; and
- c. Approve non-standard insurance and indemnification provisions in the MOU as recommended by the Director of Health Services; and
- d. Approve and authorize the Director of Health Services or designee to execute up to three (3) future amendments to the MOU where the combined amendments do not exceed 10% (\$2,279) of the original MOU amount, do not significantly change the scope of services, and do not increase the total not to exceed amount over \$25,073.

Approved

Department of Social Services

19. a. Approve and authorize the County of Monterey Contracts/Purchasing Officer or designee, under the terms of National Cooperative Agreement 180233-002, to sign the purchase order for Cloud Infrastructure from Oracle through the third party reseller Mythics, LLC (CA: Mythics, LLC D/B/A Mythics, VIII, LLC), to access a suite of Database tools, Autonomous Oracle Database, Oracle Cloud Infrastructure (OCI), and technical support for the period of February 13, 2025 to February 12, 2026, in the amount of \$210,000; and
- b. Authorize the County of Monterey Contracts/Purchasing Officer to approve modifications to the purchase orders where the total modifications do not exceed 10% (\$21,000) of the modified purchase orders and do not exceed the maximum aggregate amount of \$231,000.

Approved

Criminal Justice

20. a. Approve and Authorize an increase in appropriations and estimated revenues of \$37,685 for the FY2024-25 Sheriff-Coroner's Adopted Budget, Fund 001, Appropriation Unit SHE003, financed by

an operating transfer from 2011 Public Safety Realignment Fund 022, Appropriation Unit PRO002, for funding the one-time purchase of two (2) Metrasens Ultra portable contraband detectors; and

b. Approve and Authorize the Auditor-Controller to amend the FY2024-25 Sheriff-Coroner's Adopted Budget by increasing appropriations and estimated revenues by \$37,685 Fund 001, Appropriation Unit SHE003, financed by an operating transfer from 2011 Public Safety Realignment, Fund 022, Appropriation Unit PRO002, for funding the one-time purchase of two (2) Metrasens Ultra portable contraband detectors.

Removed from agenda via additions and corrections

- 21.** a. Approve and Authorize an increase in appropriations and estimated revenues of \$37,762 for the FY2024-25 Sheriff-Coroner's Adopted Budget, Fund 001, Appropriation Unit SHE003, financed by an operating transfer from 2011 Public Safety Realignment Fund 022, Appropriation Unit PRO002, for funding the one-time purchase of a Thermo Scientific TruNarc handheld narcotics analyzer for the Jail; and
- b. Approve and Authorize the Auditor-Controller to amend the FY2024-25 Sheriff-Coroner's Adopted Budget by increasing appropriations and estimated revenues by \$37,762 Fund 001, Appropriation Unit SHE003, financed by an operating transfer from 2011 Public Safety Realignment, Fund 022, Appropriation Unit PRO002, for funding the one-time purchase of a Thermo Scientific TruNarc handheld narcotics analyzer for the Jail.

Removed from agenda via additions and corrections

General Government

- 22.** a. Approve and authorize the Library Director or their designee to execute the first amendment to the agreement made by and between County of Monterey, and AMS.NET, Inc to provide products, technologies, and services to establish IT Infrastructure through Erate with AMS.NET, Inc for the new library being built in Bradley and to provide an infrastructure upgrade to the Soledad Library, extending the agreement an additional one (1) year period (July 1, 2025, through June 30, 2026) for a revised full agreement term of July 1, 2024 through June 30, 2026, in a not to exceed amount of \$115,634.
- b. Authorize the Library Director or their designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work, do not cause an increase of more than 10% (\$11,563) of the original contract amount and do not increase the total contract amount above \$127,197.

Approved

- 23.** a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with the Monterey County 4-H Council (MC4H) not to exceed \$15,000, to provide support of agricultural education efforts in Monterey County, and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Approved

24. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with the Grower Shipper Association Foundation not to exceed \$50,000 to provide support of agricultural education efforts in Monterey County, and;
b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Approved

25. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with Monterey County Agricultural Education, Inc. (MCAE), not to exceed \$60,000 to provide support of agricultural education efforts in Monterey County, and;
b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Approved

26. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with Salinas Valley Fair, (“SVF”), not to exceed \$15,000 to provide support of agricultural education efforts in Monterey County, and;
b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Approved

27. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with the Monterey County Fair, through the 7th District Agricultural Association to provide support of agricultural education efforts in Monterey County not to exceed \$15,000 and;
b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Approved

28. Adopt a resolution to revise and approve amendments to the Conflict of Interest Code for the Monterey County Water Resources Agency.

Adopted

29. Receive and accept the Treasurer’s Report of Investments for the quarter ending December 31, 2024.

Approved

30. Adopt a Resolution to:
a. Amend the FY 2024-25 Public Works, Facilities and Parks Adopted Budget (Fund 002, Dept. 3200, Unit 8558) to reclassify one (1) Finance Manager I incumbent to one (1) Finance Manager II as indicated in Attachment A, effective February 8, 2025;
b. Direct the County Administrative Office and the Auditor-Controller to incorporate the approved position changes in the FY 2024-25 Adopted Budget and the Human Resources Department to

implement the changes in the Advantage Human Resources Management (HRM) system.

Adopted

- 31.** Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendices A and B to create a classification of Forensic Auditor with the salary range as indicated in Attachment A;
 - b. Amend the FY 2024-25 District Attorney Adopted Budget (Fund 001, Dept. 2240, Unit 8062) to reallocate two (2) Accountant IIIs to two (2) Forensic Auditors as indicated in Attachment A; and
 - c. Direct the County Administrative Office and the Auditor-Controller to incorporate the approved position changes in the FY 2024-25 Adopted Budget and the Human Resources Department to implement the changes in the Advantage Human Resources Management (HRM) system.

Adopted

- 32.** Adopt a Resolution to:
- a. Amend the FY 2024-25 Office of County Counsel Adopted Budget (Fund 001-Dept 1210- Unit 8407) to reclassify one (1) Finance Manager I incumbent to one (1) Finance Manager II as indicated in Attachment A, effective February 8, 2025;
 - b. Direct the County Administrative Office, Auditor-Controller Office, and Human Resources Department to implement the changes in the Advantage Human Resources Management (HRM) system.

Adopted

- 33.** Approve the County of Monterey Board of Supervisors Draft Action Meeting Minutes for the following meeting date: Tuesday, January 28, 2025.

Approved

- 34.** On September 24, 2024, the Board of Supervisors adopted the Board meeting schedule for the calendar year 2025. Three amendments need to be made to revise the adopted Board of Supervisors schedule for the calendar year of 2025.

Approved

Please refer to the Board Orders for the approved and adopted Agreement, Resolution and Ordinance numbers.