

# Monterey County

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



## Meeting Agenda - Final-revised

**Tuesday, September 16, 2014**

**9:00 AM**

### **Board of Supervisors**

*Chair Louis R. Calcagno - District 2  
Vice Chair Simón Salinas - District 3  
Supervisor Fernando Armenta - District 1  
Supervisor Jane Parker - District 4  
Supervisor Dave Potter - 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 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 corresponding Board Report.**

## **9:00 A.M. - 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 54957.6, the Board will confer with labor negotiators:  
(1) Designated representatives: Elliott Robinson, Director and Fran Buchanan  
Employee Organization: IHSS Unit
  - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation: (1) Jesse Hernandez v. County of Monterey, U.S. District Court, Northern Division case no. CV-13-2354-PSG.
  - c. ~~Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.~~
  - d. ~~Pursuant to Government Code section 54957.6, the Board will confer with negotiators:  
(1) Designated representatives: Dr. Kelley O'Keefe, NMC Interim CEO and Charles J. McKee, County Counsel. (REMOVED VIA SUPPLEMENTAL)~~

*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. The public may comment on Closed Session items prior to the Board's recess to Closed Session.*

## **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. Approval of Consent Calendar (See Supplemental Sheet)

**Ceremonial Resolutions**

3. Adopt Resolution commending Chef John Pisto for his culinary contributions to the County of Monterey for the past six decades. (Supervisor Potter)

**Attachments:** [Pisto Ceremonial Resolution](#)

4. Adopt Resolution recognizing Paul Binsacca upon his retirement after twenty-five years of service to the Resource Conservation District of Monterey County. (Full Board)

**Attachments:** [Binsacca Retirement Resolution](#)

**Appointments**

5. Appoint to the Commission on the Status of Women Pamela Weston for a term ending February 1, 2017. (Supervisor Parker)

**Attachments:** [Weston Notification to Clerk](#)

6. Appoint to the Agricultural Advisory Committee Matt Shea for a term ending June 30, 2017. (Supervisor Potter)

**Attachments:** [Shea Notification to Clerk](#)

7. Appoint to the Area Agency on Aging Advisory Council Katie Tong to fill an unexpired term ending January 1, 2016. (Full Board)

**Attachments:** [Tong Notification to Clerk](#)

**Other Board Matters**

8. Board Comments
9. CAO Comments and Referrals

**Attachments:** [Referrals 091614](#)

**10. General 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 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**

- 11.** Receive a presentation on Managing for Results (MFR) from the Assessor-County Clerk-Recorder.

**Attachments:** [Assessor-County Clerk-Recorder](#)

- 12.** Receive a status report on Fleet Management process improvements.

**Attachments:** [Fleet Management Update PPT Presentation - 09-16-14](#)

- 13.** Accept and Approve the Community Restorative Justice Commission 2013 Annual Report.

**Attachments:** [2013 CRJC Annual Report- Final](#)  
[Community Restorative Justice Commission 2013- Final](#)

**12:00 PM Recess to Lunch****1:30 PM Reconvene****Roll Call****1:30 P.M. - Scheduled Matters**

- 14.**
- a. Receive a presentation and request for funding in the amount of \$70,000 from Salinas Valley Tourism & Visitors Bureau, as recommended by the Economic Opportunity Administrative Subcommittee, and
  - b. Consider potential funding options.

**Attachments:** [SVTVB Funding Request 2014-15](#)  
[SVTVB Performance Report Narrative Layout](#)  
[SVTVC PowerPt 9 16 14 BOS Mtg](#)

- 14.1**
- a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment #1 to Agreement A-10833 with California Forensic Medical Group, Inc. (CFMG) for increased staffing for the provision of Inmate Healthcare Services in the Adult Detention Facility of Monterey County;
  - b. Increase Appropriations in Sheriff's Office Budget 2300, SHE004-8237 by \$1,350,110 for Amendment #1 to Agreement A-10833 with CFMG; (4/5ths

Vote Required)

c. Amend Sheriff's Office Budget 2300, SHE003-8238 and increase Appropriations by \$1,534,205 to add 10 Deputy Sheriffs -Corrections in Jail Operations; (4/5ths Vote Required)

d. Amend Sheriff's Office Budget 2300, SHE003-8234 and increase appropriations by \$153,421 to add 1 Deputy Sheriff -Corrections in the Transportation unit; and, (4/5ths Vote Required)

e. Direct the County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget; and,

f. Authorize the Auditor Controller to modify the FY 2014-15 budget based on the indicated actions. (ADDED VIA ADDENDUM)

**Attachments:** [Attachment A](#)

[Amendment #1 to Agreement A-10833 with CFMG](#)

## **Adjournment**

**Supplemental Sheet, Consent Calendar****Health Department****14.2**

- a. Approve the updated Business Associate Agreement (“BAA”) to be used by the Health Department for all agreements for which a business associate agreement is required pursuant to Federal and State privacy laws, subject to further review and approval of County Counsel and County Risk Manager regarding the indemnity provision in BAA.; and
- b. Authorize the Director of Health or Contracts/Purchasing Officer, as the case may be, to execute the updated BAA to replace the current standalone BAA accompanying any existing approved agreement with a business associate of the Health Department;
- c. Approve one amendment to each existing approved agreement with a business associate of the Health Department for the sole purpose of replacing any current BAA attached to the agreement as an exhibit or addendum with the updated BAA; and
- c. Authorize Director of Health or Contracts/Purchasing Officer, as case may be, to execute one amendment to each existing approved agreement with a business associate of the Health Department for the sole purpose of replacing any current BAA attached to the agreement as an exhibit or addendum with the updated BAA.

**Attachments:**    [Monterey Cty Health Department BAA FINAL August 2014](#)

**Department of Social Services****15.**

Approve an increase of \$501,505 in appropriations and revenues in the Department of Social Services (DSS) Appropriation Unit SOC0012 for 1991 Health & Welfare Realignment Fund for Fiscal Year 2013-14. (4/5th vote required).

**Criminal Justice****16.**

Designate the Monterey County Sheriff’s Office as the Authorized Representative on Medi-Cal applications for inmates needing inpatient hospital care.

**17.**

- a. Ratify the Sheriff’s submission of a joint grant application with the City of Salinas to the U.S. Department of Justice, Office of Justice Programs for the 2014 Justice Assistance Grant (JAG) Program in the amount of \$17,049 to purchase mobile data board band connection systems;
- b. Ratify the County Administrative Officer’s execution of the Memorandum of Agreement as well as a joint application for the grant with the City Manager of Salinas; and
- c. Authorize increase of appropriations and estimated revenues in Sheriff’s Budget Unit 001-SHE001-8242 for the Fiscal Year 2014-15 in the amount of \$17,049 (4/5th Vote Required).



**Attachments:** [MOU for 2014 JAG Local Grant](#)

## **General Government**

18. Accept the Monterey County Agricultural Advisory Committee Annual Report covering the period July 1, 2013, through June 30, 2014.

**Attachments:** [2013-2014 Annual Report.pdf](#)

19. a. Authorize the Auditor-Controller to increase revenue and appropriations in Economic Development Department's Boronda Housing Set-Aside Unit, 176-8202-DEO013 by \$300,000.  
b. Authorize the Auditor-Controller to incorporate the modifications in the FY 2014-15 Adopted Budget.

**Attachments:** [Original Board Order Approved 3.11.2014](#)

20. Adopt a Resolution:  
a. Authorizing the issuance and sale of King City Union School District 2014-2015 Tax and Revenue Anticipation Notes on behalf of the King City Union School District in the aggregate principal of not to exceed \$4,000,000.00;  
b. Authorizing the execution and delivery of a note purchase contract; and  
c. Approving other matters relating thereto.

**Attachments:** [758943024\(2\) County Resolution - King City Union SD 2014-2015 TRANs](#)  
[758943470\(2\) Note Purchase Contract - King City Union SD 2014-2015 TRANs](#)  
[Executed Resolution 02-1415 TRAN King City Union](#)

21. Approve the 2014-15 Secured Roll Tax Rates.

**Attachments:** [Secured Roll Debt Service Tax Rates 2014-15](#)

22. Approve the use of Toro Park, in compliance with Monterey County Code 14.12.130, for a function to be held by Landmark Missionary Baptist Church on September 21, 2014.

23. a. Approve the reallocation of 2.0 vacant FTE 80S01 - Communications Dispatcher II positions to 2.0 FTE 14C31 - Management Analyst III positions in the Emergency Communications Department Budget 1520-8065.  
b. Approve the deletion of 1.0 vacant FTE 80S26 - Emergency Communications Operations Supervisor position in the Emergency Communications Department Budget 1520-8065; and  
c. Direct the County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

- 23.1 Adopt a Resolution to:

a. Amend the Auditor-Controller Budget 1110, AUD001-8372 to add one (1) Accounts Payable Supervisor and add two (2) Payroll Technician;

- b. Amend the Auditor-Controller Budget 1110, AUD001-8373 to add two (2) Enterprise Resource Planning Business Analyst;
- c. Amend the Auditor-Controller Budget 1110, AUD001-8374 to add two (2) Accountant Auditor III;
- d. Direct County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget;
- e. Increase Appropriations in AUD001, Auditor-Controller, by \$564,000 offset by an Interfund Reimbursement of \$564,000 from AUD006, Capital Project Automation. (4/5ths Vote Required)

**Attachments:**    [Attachment A BA Duties & Tasks 9 9 14](#)  
[Attachment B Table Entries 9 9 14](#)  
[Attachment C ERP Upgrade Positions 9 9 14](#)  
[Additional Information](#)

- 24.**                    Approve and authorize the Contracts/Purchasing Officer to sign Renewal and Amendment No. 2 to professional services agreement with Marsh Risk and Insurance Services, effective July 1, 2014 through June 30, 2015, for workers' compensation and casualty insurance brokerage service, in an amount not to exceed \$120,000 for a total compensation amount not to exceed \$360,000.

**Attachments:**    [Marsh - Amendment 2 Partially Signed](#)

- 25.**                    Adopt Resolution to amend Personnel Policies and Practices Resolution No. 98-394 to:
- a. Amend the designation of the Bargaining Unit for the Agricultural Programs Biologist classification from Unit J to Unit F as indicated in the attached Resolution; and
  - b. Direct the Human Resources Department to incorporate the approved change.

**Attachments:**    [Resolution.doc](#)  
[Ag Programs Biologist Board Order File ID 13-0730 No 32.pdf](#)

## **RMA - General Government**

- 26.**                    Adopt a resolution to approve the amendments to the Conflict of Interest Code of the Resource Management Agency of the County of Monterey.

**Attachments:**    [Attachment A - Proposed Resolution](#)  
[Attachment B - RMA Conflict of Interest](#)

## **RMA - Public Works**

- 27.**                    Introduce, waive the reading, and set September 30, 2014 at 1:30 p.m., as the date and time to consider adoption of an ordinance amending section 12.12.010 of the Monterey County Code to revise the speed limits and segment limits of two sections on Carmel Valley Road in the Carmel Valley area, in the unincorporated area of the County of Monterey.

Attachments:    [ORDINANCE](#)  
                          [Location Map](#)  
                          [Proposed Speed Reductions](#)

28.                    Board of Supervisors Addendum/Supplemental Agenda for Tuesday, September 16, 2014.

**ADDENDUM**

**Add Under Scheduled Matters 1:30 P.M.**

- 14.1a.    Approve and authorize the Contracts/Purchasing Officer to sign Amendment #1 to Agreement A-10833 with California Forensic Medical Group, Inc. (CFMG) for increased staffing for the provision of Inmate Healthcare Services in the Adult Detention Facility of Monterey County;
- b.    Increase Appropriations in Sheriff's Office Budget 2300, SHE004-8237 by \$1,350,110 for Amendment #1 to Agreement A-10833 with CFMG; (4/5ths Vote Required)
- c.    Amend Sheriff's Office Budget 2300, SHE003-8238 and increase Appropriations by \$1,534,205 to add 10 Deputy Sheriffs -Corrections in Jail Operations; (4/5ths Vote Required)
- d.    Amend Sheriff's Office Budget 2300, SHE003-8234 and increase appropriations by \$153,421 to add 1 Deputy Sheriff -Corrections in the Transportation unit; and, (4/5ths Vote Required)
- e.    Direct the County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget.
- f.    Authorize the Auditor Controller to modify the FY 2014-15 budget based on the indicated actions

**Add Under Consent Calendar - Health**

- 14.2a.    Approve the updated Business Associate Agreement ("BAA") to be used by the Health Department for all agreements for which a business associate agreement is required pursuant to Federal and State privacy laws; subject to further review and approval of County Counsel and County Risk Manager regarding the indemnity provision in BAA.;
- b.    Authorize the Director of Health or Contracts/Purchasing Officer, as the case may be, to execute the updated BAA to replace the current standalone BAA accompanying any existing approved agreement with a business associate of the Health Department;
- c.    Approve one amendment to each existing approved agreement with a business associate of the Health Department for the sole purpose of replacing any current BAA attached to the agreement as an exhibit or addendum with the updated BAA; and
- d.    Authorize Director of Health or Contracts/Purchasing Officer, as case may be, to execute one amendment to each existing approved agreement with a business associate of the Health Department for the sole purpose

of replacing any current BAA attached to the agreement as an exhibit or addendum with the updated BAA.

#### SUPPLEMENTAL

##### **Remove from Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
  - d. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:
    - (1) Designated representatives: Dr. Kelley O'Keefe, NMC Interim CEO and Charles J. McKee, County Counsel.