

# Monterey County

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



## Action Minutes - Draft

Tuesday, October 22, 2019

9:00 AM

## Board of Supervisors

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

**9:00 A.M. - Called to Order**

The meeting was called to order by Chair Supervisor John M. Phillips.

**Roll Called**

**Present: 4 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor John M. Phillips, and Supervisor Chris Lopez**

**Absent: 1 - Supervisor Luis A. Alejo**

**Staff Present**

**Charles McKee, County Administrative Officer, Les Girard Acting County Counsel and Valerie Ralph, Clerk of the Board**

**Additions and Corrections for Closed Session by County Counsel**

**There were no additions and corrections for Item No. 1.a. through f.**

**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(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
    - (1) Community Foundation
  - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of County Counsel.
  - d. Pursuant to Government Code section 54957.6, the Board will provide direction to labor negotiators:
    - (1) Designated representatives: John Phillips, Chair and Chris Lopez, Vice Chair of the Board of Supervisors  
Employee Position: County Counsel
  - e. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
    - (1) Designated representatives: Irma Ramirez-Bough and Kim Moore  
Employee Organization(s): All Units

f. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

**Public Comment**

Open for public comment; no public comments made.

**The Board Recessed for Closed Session Agenda Items**

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

**Roll Called**

Present: 4 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor John M. Phillips, and Supervisor Chris Lopez

Absent: 1 - Supervisor Luis A. Alejo

**Staff Present**

Charles McKee, County Administrative Officer, Les Girard Acting County Counsel and Valerie Ralph, Clerk of the Board

**Pledge of Allegiance**

The Pledge of Allegiance was led by Supervisor Mary L. Adams.

**Announcement of Interpreter**

Maria Avila, Spanish Interpreter present and announced Spanish interpreter services.

**Additions and Corrections by the Clerk**

There were no additions and corrections to the agenda.

**Consent Calendar- (See Supplemental Sheet)**

2. Approval of Consent Calendar Items No. 22 through 38.

Open for public comment; no public comments made.

Supervisor Mary L. Adams had questions on Item No.'s 37 and 38; Carl Holm, Director of Resources Management Agency responded.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Jane Parker to approve Consent Calendar Item No.'s 22 – 38.  
4-0 (Supervisor Alejo absent)

**Ceremonial Resolutions**

Open for public comment; no public comments made.

3. Adopt Resolution commending Commander Archie F. Warren upon his retirement from thirty years of public service with the Monterey County Sheriff's Office. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Mary L. Adams to adopt Resolution No. 19-352 commending Commander Archie F. Warren upon his retirement from thirty years of public service with the Monterey County Sheriff's Office. (Full Board) 4-0 (Supervisor Alejo absent)**

4. Adopt Resolution Commending Chief Deputy Jerry D. Teeter, upon his retirement from thirty-five years of public service with the Monterey County Sheriff's Office. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Mary L. Adams to adopt Resolution No. 19-352 commending Chief Deputy Jerry D. Teeter, upon his retirement from thirty-five years of public service with the Monterey County Sheriff's Office. (Full Board) 4-0 (Supervisor Alejo absent)**

- 4.1 Adopt resolution recognizing Rancho Cielo on their Ribbon Cutting of the New Ted Taylor Ag Vocational Center on Thursday, October 24, 2019. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Mary L. Adams to adopt Resolution No. 19-353 recognizing Rancho Cielo on their Ribbon Cutting of the New Ted Taylor Ag Vocational Center on Thursday, October 24, 2019. (Full Board) 4-0 (Supervisor Alejo absent)**

- 4.2 Adopt Resolution recognizing UNDISCLOSED RECIPIENT upon their selection as the 2019 Monterey County Hospitality Association Papa Vince Award Recipient. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Mary L. Adams to adopt Resolution No. 19-354 recognizing UNDISCLOSED RECIPIENT upon their selection as the 2019 Monterey County Hospitality Association Papa Vince Award Recipient. (Full Board) 4-0 (Supervisor Alejo absent)**

- 4.3 Adopt Resolution recognizing and congratulating Community Human Services on their 50th Anniversary. (Full Board) (ADDED VIA ADDENDUM)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Mary L. Adams to adopt Resolution No. 19-350 recognizing and congratulating Community Human Services on their 50th Anniversary. (Full Board) (ADDED VIA ADDENDUM) 4-0 (Supervisor Alejo absent)**

### Appointments

Open for public comment; no public comments made.

5. Appoint Adam Barsenas, Jr. to the Greenfield Memorial District with a term ending on November 30, 2023. (Supervisor Lopez)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to appoint Adam Barsenas, Jr. to the Greenfield Memorial District with a term ending on November 30, 2023. (Supervisor Lopez) 4-0 (Supervisor Alejo absent)**

6. Appoint Daniel Covarrubias to the Greenfield Memorial District with a term ending on November 30, 2023. (Supervisor Lopez)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to appoint Daniel Covarrubias to the Greenfield Memorial District with a term ending on November 30, 2023. (Supervisor Lopez) 4-0 (Supervisor Alejo absent)**

7. Appoint Mayor Mary Ann Carbone (Sand City) to the Community Restorative Justice Commission with a term ending on October 26, 2022. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to appoint Mayor Mary Ann Carbone (Sand City) to the Community Restorative Justice Commission with a term ending on October 26, 2022. (Full Board) 4-0 (Supervisor Alejo absent)**

8. Appoint David Martin to the Monterey County Workforce Development Board representing education filling an unexpired term with a term ending date of July 10, 2021. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to appoint David Martin to the Monterey County Workforce Development Board representing education filling an unexpired term with a term ending date of July 10, 2021. (Full Board) 4-0 (Supervisor Alejo absent)**

9. Appoint Lamont Adams to the Monterey County Workforce Development Board representing labor filling an unexpired term with a term ending date of September 1, 2021. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to appoint Lamont Adams to the Monterey County Workforce Development Board representing labor filling an unexpired term with a term ending date of September 1, 2021. (Full Board) 4-0 (Supervisor Alejo absent)**

10. Reappoint Mimi Laurent to the Monterey County Workforce Development Board representing the Department of Rehabilitation ~~filling an unexpired term~~ with a term ending date of October 22, 2022. (Full Board) (REVISED VIA SUPPLEMENTAL)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to reappoint Mimi Laurent to the Monterey County Workforce Development Board representing the Department of Rehabilitation filling an unexpired term with a term ending date of October 22, 2022. (Full Board) 4-0 (Supervisor Alejo absent)**

11. Reappoint Erick Cushman to the Monterey County Workforce Development Board representing business with a term ending date of October 22, 2022. (Full Board)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to reappoint Erick Cushman to the Monterey County Workforce Development Board representing business with a term ending date of October 22, 2022. (Full Board) 4-0 (Supervisor Alejo absent)**

12. Appoint Kristen Arps to the Monterey County Workforce Development Board representing adult education for a term ending on October 22, ~~2022~~ 2019. (Full Board) (REVISED VIA SUPPLEMENTAL)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to appoint Kristen Arps to the Monterey County Workforce Development Board representing adult education for a term ending on October 22, 2022 2019. (Full Board) (REVISED VIA SUPPLEMENTAL) 4-0 (Supervisor Alejo absent)**

13. Reappoint Steve MacArthur to the Monterey County Workforce Development Board representing labor ~~filling an unexpired with a~~ term ending ~~date~~ on October 22, 2022. (Full Board) (ADDED VIA SUPPLEMENTAL)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to reappoint Steve MacArthur to the Monterey County Workforce Development Board representing labor filling an unexpired with a term ending date on October 22, 2022. (Full Board) (ADDED VIA SUPPLEMENTAL) 4-0 (Supervisor Alejo absent)**

14. Reappoint Mike Gallardo, Jr. with Greenfield Public Recreation District with a term ending on December 31, 2020. (Supervisor Lopez)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to reappoint Mike Gallardo, Jr. with Greenfield Public Recreation District with a term ending on December 31, 2020. (Supervisor Lopez) 4-0 (Supervisor Alejo absent)**

15. Appoint Mariano Parra with the Greenfield Public Recreation District with a term ending on December 31, 2022. (Supervisor Lopez)

**A motion was made by Supervisor Chris Lopez, seconded by Supervisor Jane Parker to appoint Mariano Parra with the Greenfield Public Recreation District with a term ending on December 31, 2022. (Supervisor Lopez) 4-0 (Supervisor Alejo absent)**

### Other Board Matters

16. Board Comments

Supervisor John M. Phillips shared Supervisor Alejo is not with us today as he's with his ailing father in Arizona and our thoughts and prayers are with him and his family. On another matter, he asked County Administration and the Health Department to look at the allegations made to ensure we are handling things correctly in dispersing monies to the correct entities primarily MEPA which were raised by the Mayor Salinas.

Supervisor Chris Lopez commented this weekend he was happy to attend

down the Greenfield Harvest Festival. There was a great turn out with a small parade and there were a lot of community on the street all day which was an incredible turn out, so he wanted to give a shout out to the organizers who have kept this festival coming back for 20 years now. Also, he learned last week that King City earned a League of Cities Putnam award so tonight he will be down there in their City Chambers acknowledging their contributions to reducing youth violence in their community. It is quite an achievement for a small community to have the incredible turnaround they have in terms of the statistics in that community, they will be acknowledging that award tonight. Lastly, he just wanted to remind the community about the November 6th Chualar Community Fair. They already have over (15) fifteen non-profits signed up to join them that evening to share the information that their non-profits bring that community so if anyone's around they would love to have you out. It will be at the big auditorium there in Chualar.

Supervisor Mary L. Adams commented that they had their fire side chat this past Thursday and will be having another one next month which is always a great opportunity to get people together. She always feels badly as she can talk forever about all the various events that take place on the Monterey Peninsula and as soon as she does she'll know she'll leave something out, so she just says come on over things are going great, the weather is beautiful and there's a whole lot to do in Monterey.

Supervisor Jane Parker wanted to thank our Public Works Department for their prompt response to some complaints about the trash on Blanco Road which was brought to our attention from the Mayor of Salinas. He asked us to get on it right away and Public Works did and she really appreciated their prompt and effective action. She also reminded us that this Friday is the Monterey Bay Economic Partnership Annual State of the Region Summit. It's all day on Friday and starts at around 8:00 a.m., she believes, on Friday at the Hyatt in Monterey. There are a whole range of speakers and interesting set up for panel discussions it's almost more like TED talks and an interactive opportunity for the attendees. They will be talking about a wide range of issues from work for housing, water, and different models for delivering medical services. You will hear from the State Controller Betty Yee, in the morning, and there are a couple other keynote speakers throughout the day. It looks like a really interesting information and action-packed day. If you haven't bought your tickets to attend you may want to think about doing that again it's Friday from about 8:00 a.m. to 5:00 p.m. at the Hyatt in Monterey.

Supervisor Luis A. Alejo is absent for this week's board comments.

17. County Administrative Officer Comments and Referrals.

Charles McKee, County Administrative Officer commented he is happy to look into the serious concerns raised about the organization MEPA understanding that there's also significant work that they are associated with that can benefit the community and he wants to make sure their services are our continued but looking at the serious allegations and making sure that they are addressed appropriately. Second, he announced the engagement survey again that was sent to all county employees to try and get an assessment of how we're doing as an organization, how employees see how we are doing and to get some suggestions on improvements we can make as an organization. He just wanted to encourage everybody to take the survey and to reach out to people

we work with to encourage them to take the survey as it's important data that we can use to continue to improve our organization. He is looking forward to seeing those results and presenting them to the Board. He also had (2) two new referrals this week. One by Supervisor Luis Alejo which is requesting that we assess county facilities energy efficiencies and explore budget neutral financial opportunities to modernize facilities and infrastructure which is one of the many items to put on to the Resource Management Agency. He will have Carl and his staff look at trying to address these issues and see what we can bring back for the Board's consideration in modernizing energy consumption, so we are not using so much. Another referral submitted by Chair John Phillips which is to explore options to fund mobile spay and neuter clinics. We want to look at researching the different funding mechanisms to fund a mobile spay and neuter program which would minimize the number of stray and injured animal countywide and hopefully address some of the population explosion associated with the stray animals. It looks like a good program that we can help fund through the Health Department Animal Control Services. Finally, he wanted to announce that we have a very important appointment today. He is very happy to confirm that the Board, in closed session this morning, appointed Mr. Leslie J. Girard as County Counsel. He sees a lot of members from the office, in the audience, to support Mr. Girard. He is always the consummate lawyer, he's a person sought out for advice and always true to the meaning of being a counselor not just what you think of as a lawyer but somebody who will really help you get to the solutions you are looking for. When Les is involved everybody feels comfortable that we're going to get to the right result because he brings to the passion of being an attorney, being a lawyer, being a counselor all the attributes that you want in somebody helping you, protecting you and a having your back. He was happy to announce that appointment today. He also thinks Les' wife Lori is here to also celebrate. It's a great day for Monterey County and he is looking forward to Les building on the successes that they started building in the office, working together and he is looking forward to the many years ahead of working together.

18. General Public Comments.

Open for general public comments for items not on today's agenda; Steve Ekelund commented.

**10:30 A.M. - Schedule Matters**

- 19.
- a. Receive a presentation on options for financing for building removal on the former Fort Ord;
  - b. Adopt a resolution to authorize and direct the Auditor-Controller to amend FY 2019-20 Resource Management Agency Adopted Budget, Fund 001, Appropriation Unit RMA013, to increase appropriations by \$25,000 to be used for specialized bond counsel services, financed by an operating transfer from General Fund Contingencies, Fund 001, Appropriation Unit CAO020, of \$25,000 (4/5th vote required) and authorize County Counsel to retain specialized bond counsel services in an amount not to exceed \$25,000; and
  - c. Provide direction to staff.



Melanie Beretti, Services Manager from the Resources Management Agency presented via PowerPoint presentation.

Open for public comment, no public comments made.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Mary L. Adams to:

- a. Receive a presentation on options for financing for building removal on the former Fort Ord;
  - b. Adopt Resolution No. 19-355 to authorize and direct the Auditor-Controller to amend FY 2019-20 Resource Management Agency Adopted Budget, Fund 001, Appropriation Unit RMA013, to increase appropriations by \$25,000 to be used for specialized bond counsel services, financed by an operating transfer from General Fund Contingencies, Fund 001, Appropriation Unit CAO020, of \$25,000 (4/5th vote required) and authorize County Counsel to retain specialized bond counsel services in an amount not to exceed \$25,000; and
  - c. Direct staff to bring the matter back on Tuesday, November 5, 2019, for further discussions.
- 4-0 (Supervisor Alejo absent)

**12:00 P.M. - Recessed to Lunch**

**1:30 P.M. - Reconvened**

**Roll Call**

Present: 4 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor John M. Phillips, and Supervisor Chris Lopez

Absent: 1 - Supervisor Luis A. Alejo

**Staff Present**

Charles McKee, County Administrative Officer, Les Girard Acting County Counsel and Valerie Ralph, Clerk of the Board

**Announcement of Interpreter**

Maria Avila, Spanish Interpreter present and announced Spanish interpreter services.

**1:30 P.M. - Scheduled Matters**

- 20. Receive a report on various issues concerning the Cannabis Program, including:
  - A. Staff recommendations on:
    - a. Expediting the cannabis tax rate escalator on the existing tax rates;
    - b. Review of performance measurement outcomes;
    - c. The outdoor grow pilot program cannabis tax rate; and
    - d. Cannabis Program resource augmentation requests;
  - B. Adopt a resolution to:

- a. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing appropriations in the amount \$104,207 for the CAO Budget Unit 001-1050-8054-CAO004 (4/5th vote required), and amend the County Administrative Office (CAO) Budget Unit 001-1050-8054-CAO004 to add one FTE, Senior Secretary, as indicated;
  - b. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing appropriations in the amount \$69,824 for the District Attorney Budget Unit 001-2240-8062-DIS001 (4/5th vote required) as indicated;
  - c. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing appropriations in the amount \$165,000 for the Resource Management Agency Budget Unit 001-3000-8170-RMA011 (4/5th vote required), and amend Resource Management Agency Budget Unit 001-3000-8170-RMA011 to add one FTE, Code Compliance Inspector II position, as indicated;
  - d. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing appropriations in the amount \$317,947 for the Sheriff's Office Budget Unit (4/5th vote required), as indicated;
  - e. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing appropriations in the amount \$656,978 for CAO Non-Program Revenue Cannabis Tax 001-1050-8041-CAO019 (4/5th vote required);
  - f. Authorize the Auditor-Controller's Office to incorporate approved modifications in the FY 2019-20 Adopted Budget;
  - g. Authorize the CAO to incorporate the changes to the FY 2019-20 Adopted Budget to reflect the change in position counts; and
- C. Provide direction to staff as appropriate.

**Joann Iwamoto, Cannabis Program Manager and Norma, Aceves, Management Analyst III from the CAO Intergovernmental & Legislative Office and Kelly Donlan, Deputy County Counsel from the County Counsel's office presented via PowerPoint presentation.**

**Open for public comment; no public comments made.**

**A motion was made by Supervisor Jane Parker, seconded Supervisor Mary L. Adams as amended to adopt Resolution No. 19-356 to:**

- a. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing appropriations in the amount \$104,207 for the CAO Budget Unit 001-1050-8054-CAO004, financed by an increase to revenues in the CAO-Non-Program Revenue Cannabis Tax, in the amount of \$104,207 (4/5th vote required), and amend the County Administrative Office (CAO) Budget Unit 001-1050-8054-CAO004 to add one FTE, Senior Secretary, as indicated;
- b. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing appropriations in the amount \$236,400 for the CAO Budget Unit 001-1050-8054-CAO004, financed by an increase to revenues in the CAO-Non-Program Revenue Cannabis Tax, in the amount of \$236,400 (4/5th vote required), and amend the County Administrative Office (CAO) Budget Unit 001-1050-8054-CAO004, for use as enforcement overtime and fixed wing and helicopter surveillance, as indicated;
- c. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by

increasing appropriations in the amount \$165,000 for the Resource Management Agency Budget Unit 001-3000-8170-RMA011, financed by an increase to revenues in the CAO-Non-Program Revenue Cannabis Tax, in the amount of \$165,000 (4/5th vote required), and amend Resource Management Agency Budget Unit 001-3000-8170-RMA011 to add one FTE, Code Compliance Inspector II position, including one vehicle and overhead costs, as indicated;

d. Authorize the Auditor-Controller to amend the FY 2019-20 adopted budget by increasing estimated revenues in the amount of \$505,607, as itemized in a, b, and c above, for CAO Non-Program Revenue Cannabis Tax 001-1050-8041-CAO019 (4/5th vote required);

e. Authorize the Auditor-Controller’s Office to incorporate approved modifications in the FY 2019-20 Adopted Budget; and

Authorize the CAO to incorporate the changes to the FY 2019-20 Adopted Budget to reflect the change in position counts.

4-0 (Supervisor Alejo absent)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Chris Lopez to:

Set the outdoor grow pilot program cannabis tax rate at \$2.50 with an escalator of .25 cents per year.

4-0 (Supervisor Alejo absent)

21.

Introduce, waive reading, and set November 5, 2019 at 10:30 a.m. as the date and time to consider adoption of an ordinance amending Chapter 7.90 of the Monterey County Code to streamline administrative processes of the commercial cannabis permit, and better align the Chapter to state law and other portions of the Monterey County Code.

Joann Iwamoto, Cannabis Program Manager from the CAO Intergovernmental & Legislative Office and Kelly Donlan, Deputy County Counsel from the County Counsel Office who presented via PowerPoint presentation.

Open for public comment; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded Supervisor Jane Parker to:

Introduce, waive reading, and set November 5, 2019 at 10:30 a.m. as the date and time to consider adoption of an ordinance amending Chapter 7.90 of the Monterey County Code to streamline administrative processes of the commercial cannabis permit, and better align the Chapter to state law and other portions of the Monterey County Code.

4-0 (Supervisor Alejo absent)

**Read Out from Closed Session by County Counsel**

**CLOSED SESSION REPORT**

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.

**CLOSED SESSION REPORT: The Board took no reportable actions on items**

1.a.

b. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.  
(1) Community Foundation

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.b.(1)

c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of County Counsel.

d. Pursuant to Government Code section 54957.6, the Board will provide direction to labor negotiators:  
(1) Designated representatives: John Phillips, Chair and Chris Lopez, Vice Chair of the Board of Supervisors  
Employee Position: County Counsel

The Board appointed Les Girard, currently in the Acting County Counsel position, as the appointed County Counsel for Monterey County.

e. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:  
(1) Designated representatives: Irma Ramirez-Bough and Kim Moore  
Employee Organization(s): All Units

CLOSED SESSION REPORT: The Board reached two tentative agreements one with Unit E the Monterey County Prosecutors' Association and the other with Unit G the Monterey County Counsels Employee's Association which both will be reduced to a Memorandum of Understanding in the near future on item 1.e.  
(1)

f. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.f.

### Adjourned

The meeting was recessed at 3:20 p.m. by Chair Supervisor John M. Phillips back into closed session and will adjourn the meeting from closed session.

Les Girard, County Counsel reported back after closed session the Board took no reportable actions on any items they recessed on.

**APPROVED:**

\_\_\_\_\_  
**JOHN M. PHILLIPS, CHAIR  
BOARD OF SUPERVISORS**

**ATTEST:**

**BY:** \_\_\_\_\_

**VALERIE RALPH  
CLERK OF THE BOARD**

**APPROVED ON** \_\_\_\_\_

Supplemental Sheet, Consent CalendarNatividad Medical Center

22. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 4 to the agreement (A-13313) with Jane Finney, CLS, MBA, CPHQ, CPPS for Consulting Services, extending the agreement an additional one (1) year period (November 9, 2019 through November 8, 2020) for a revised full agreement term of November 9, 2015 through November 8, 2020, and adding \$50,000 for a revised total agreement amount not to exceed \$596,521.
- Approved - Agreement A-13313, Amendment No. 4**
23. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement (A-13348) with Chancellor Consulting Group, Inc. for healthcare management consulting services, extending the agreement an additional one (1) year period (November 17, 2019 - November 16, 2020) for a revised full agreement term of November 17, 2014 through November 16, 2020, with no increase to the total agreement amount of \$250,000.
- Approved - Agreement A-13348, Amendment No. 2**
24. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the membership agreement with MD Buyline Inc. for subscription and consulting services, adding \$30,000 for a revised total agreement amount not to exceed \$121,996 with no changes to the agreement term of January 3, 2018 through January 2, 2022.
- Approved - Agreement A-14537, Amendment No.1**
25. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement (A-12841) with McRoberts Security Technologies for “My Child Infant Security System” Maintenance services, extending the agreement an additional one (1) year period (January 1, 2020 through December 31, 2020) for a revised full agreement term of January 1, 2015 through December 31, 2020, and adding \$33,975 for a revised total agreement amount not to exceed \$269,887.
- Approved - Agreement A-12841, Amendment No. 2**
26. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional Services Agreement with Marta Zulik MD, Inc. to provide pulmonary medicine and critical care services at NMC for an amount not to exceed \$400,000 for the period November 1, 2019 to December

31, 2021; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$40,000) of the original contract amount.

**Approved - Agreement A-14537**

### **Health Department**

27. Approve and authorize the Director of Health or Assistant Director of Health to execute a no extension Amendment No. 2 to Agreement A-13554 with EVALCORP for the provision of evaluation services to add \$12,200 for a revised total contract amount not to exceed \$327,075 for the term of May 31, 2017 through June 20, 2020.

**Approved - Agreement A-13554, Amendment No. 2**

28. a. Accept a \$150,000 Grant Award from the State of California Office of Traffic Safety (“OTS”) for the Pedestrian and Bicycle Safety Program; and  
b. Authorize the Director of Health or Assistant Director of Health and their designees to execute Grant Agreement, No. PS20015, with OTS in support of the Pedestrian and Bicycle Safety Program, in the amount of \$150,000, for the grant period October 1, 2019 to September 30, 2020.

**Accepted**

29. Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 4 to Mental Health Services Agreement A-13251 with Lakemary Center to increase fiscal year 2019-20 rates, and add \$25,550, for a revised total Agreement amount not to exceed \$1,421,985 for the same term of February 1, 2016 through June 30, 2020.

**Approved - Agreement A-13251, Amendment No. 4**

### **Department of Social Services**

30. a. Approve and authorize the Director of the Department of Social Services to sign Amendment #1 to Agreement A-14168 with Binti, Inc. adding \$28,000 to extend the term of the agreement through October 30, 2020, to continue providing licenses, training, and support for resource family approval software for a revised contract total of \$56,000; and  
b. Authorize the Director of the Department of Social Services to sign up to three (3) additional amendments to the agreement where the total amendments do not

exceed 10% (\$5,600) of the current contract amount, and do not significantly change the scope of work.

**Approved - Agreement A-14168, Amendment No. 1**

- 31.**
- a. Approve and authorize the Director of the Department of Social Services to sign County Purchase MT-02-2019, MT-03-2019 and MT-04-2019 with the California Statewide Automated Welfare System (CalSAWS) Migration Project in amounts which respectively do not to exceed \$42,210, \$268,559, and \$104,181, to continue recurring Production Operations charges for central support of Monterey County's Facilitated Access Control Tablets (FACTS) and Kiosks, Customer Service Center (CSC) and the Regional Contact Center (RCC) for Medi-Cal Referrals for the period November 1, 2019 through October 31, 2020.
  - b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to each County Purchase, where the total amendments do not exceed 10% of the original amount of each, and do not significantly change the terms of the County Purchase.

**Approved - Agreement A-14539 for County Purchase MT-02-2019, MT 03-2019, and MT-04-2019**

**Criminal Justice**

- 32.**
- Authorize the District Attorney of the County of Monterey, on behalf of the County, to submit certain grant proposals to the Governor's Office of Emergency Services (Cal OES), and to execute on behalf of the County, the Grant Award Agreements including any extension or amendments thereof.

**Approved**

**General Government**

- 33.**
- a. Authorize the Director of the Information Technology Department to execute Amendment No. 1 with Dimension Data, a Cisco Systems, Inc. re-seller, incorporating the terms of Cisco's existing master technology agreement with the State of California, to purchase Cisco SMARTnet support services for County-owned Cisco equipment and software, retroactively extending the term for a one (1) year period from September 30, 2019 through September 30, 2020, and adding an additional \$402,651.85 for a revised agreement total of \$668,367.61;
  - b. Authorize the Director of the Information Technology Department to execute order forms and such documents as are necessary to implement the agreement with Dimension Data for purchase of Cisco support; and
  - c. Accept non-standard contract provisions as recommended by the Director of Information Technology.



**Approved - Agreement A-14540, Amendment No. 1**

34. a. Approve a Real Property Lease Agreement (Lease) between the County of Monterey (“County” or “Lessor”) on behalf of Monterey County Free Libraries (MCFL) and the Pajaro Valley Unified School District (“PVUSD” or “Lessee”), to implement the PVUSD’s Migrant Education Program (MEP) at the Monterey County Community Services facility, otherwise known as the Porter-Vallejo Mansion, retroactive from October 1, 2019, continuing on a month to month basis, automatically extended for additional subsequent one-month periods until either the PVUSD or the County, notify the other within sixty (60) days of their intention to terminate this Lease for any reason.
- b. Authorize the Library Director, or her Designee, to sign the Lease on behalf of the County.

**Approved - Agreement A-14541**

35. Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following meeting dates: Tuesday, October 1, 2019, Tuesday, October 8, 2019, and Tuesday, October 15, 2019.

**Approved**

36. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 1 to the Agreement with Choura Events (RFP No. 10703) for Temporary Hospitality Structures at WeatherTech Raceway Laguna Seca.

**Approved - Agreement A-14288, Amendment No. 1 (RFP No. 10703)****RMA – Public Works and Facilities**

37. a. Award Roads & Bridges Job Order Contracts (JOC) for a term of (1) one year from date signed by County with a minimum contract value of \$25,000 and maximum contract value of \$4,949,291 to the following bidders: 2019-01 Granite Rock Company; 2019-02 Granite Construction Company; and 2019-03 Newton Construction & Management, Inc.;
- b. Award Facilities Job Order Contracts (JOC) for a term of (1) one year from date signed by County with a minimum contract value of \$25,000 and maximum contract value of \$4,949,291 to the following bidders: 2019-01 Newton Construction & Management, Inc.; 2019-02 Quincon Inc.; and 2019-03 Jacobs Construction & Design, Inc.;
- c. Approve the Performance and Payment Bonds for Roads & Bridges JOC in the amount of \$4,949,291 each by Granite Rock Company; Granite Construction Company; and Newton Construction & Management, Inc.;
- d. Approve the Performance and Payment Bonds for Facilities JOC in the amount of \$2,500,000 each by Newton Construction & Management, Inc.; Quincon Inc.;

and Jacobs Construction & Design, Inc; and  
e. Authorize the RMA Director or the assigned designee to execute the Roads & Bridges and Facilities Job Order Contracts.

**Approved**

- 38.**
- a. Approve Amendment No. 5 to Agreement No. A-12662 with DLR Group Inc. to continue to provide services associated with on-call services over \$100,000 for architectural and engineering design services for correctional projects located in Monterey County, California, Request for Qualifications #10458, to extend the expiration date for twenty (20) additional months through June 30, 2021, for a revised term from May 12, 2014 to June 30, 2021, with no associated dollar amount increase to the total not to exceed amount of \$5,000,000 of the Agreement;
  - b. Approve Amendment No. 6 to Agreement No. A-12664 with Kitchell/CEM, Inc. to continue to provide services associated with on-call services over \$100,000 for architectural and engineering design services for correctional projects located in Monterey County, California, Request for Qualifications #10458, to extend the expiration date for five (5) additional months through March 31, 2020, for a revised term from May 12, 2014 to March 31, 2020, with no associated dollar amount increase to the total not to exceed amount of \$5,000,000 of the Agreement; and
  - c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 5 to Agreement No. A-12662 and Amendment No. 6 to Agreement No. A-12664.

**Approved - Agreement A-12662, Amendment No. 5 and Agreement A-12664, Amendment No. 6 (RFQ No. 10458)**

**ADDENDA / SUPPLEMENTAL**

- 39.**
- Under Board Matters**  
Item No. 17., Added Attachment, Referrals 10-22-19 Final Revised (ADDED VIA ADDENDA)

**Under Ceremonial Resolutions**

Item No. 4.3  
Adopt Resolution recognizing and congratulating Community Human Services on their 50th Anniversary. (Full Board) (ADDED VIA ADDENDA)

**Under Appointments**

Item No. 10, Revised Title  
Reappoint Mimi Laurent to the Monterey County Workforce Development Board representing the Department of Rehabilitation filling an unscheduled vacancy with a term ending date of October 22, 2022. (Full Board) (REVISED VIA SUPPLEMENTAL)

Item No. 12, Revised Title

Appoint Kristen Arps to the Monterey County Workforce Development Board representing adult education for a term ending on October 22, ~~2022~~ 2019. (Full Board) (REVISED VIA SUPPLEMENTAL)

Item No. 13, Revised Title

Reappoint Steve MacArthur to the Monterey County Workforce Development Board representing labor ~~filling an unexpired~~ with a term ending date on October 22, 2022. (Full Board) (ADDED VIA SUPPLEMENTAL)