

# **Monterey County**

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



## **Action Minutes - Final**

**Tuesday, February 26, 2013**

**9:00 AM**

**See separate agenda for Successor Agency to the Monterey County  
Redevelopment Agency and Monterey County Water Resources  
Agency**

**Board of Supervisors**

**9:00 A.M. Call to Order**

The meeting was called to order by Chair Armenta.

**Roll Call**

*Present: Charlie Steves, Interpreter*

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

**Additions and Corrections for Closed Session**

There were no additions or corrections 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 one matter of significant exposure to litigation.
  - b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:
    - (1) County Counsel
    - (2) Natividad Medical Center CEO
    - (3) Equal Opportunity Officer
    - (4) County Administrative Officer
  - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
  - d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: James May and Brette NealEmployee Organization(s): Units M and N
  - e. 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) Behati Nepa

**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 one matter of significant exposure to litigation.

**CLOSED SESSION REPORT:** The Board took no reportable actions.

b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:

- (1) County Counsel
- (2) Natividad Medical Center CEO
- (3) Equal Opportunity Officer
- (4) County Administrative Officer

**CLOSED SESSION REPORT:** The Board took no reportable actions on items 1.b.(1) through (4).

c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

Public comment: Terry Leoni

**CLOSED SESSION REPORT:** The Board considered an arbitrator's award and decision. The Board rejected the arbitrator's decision and will review the record and make its own decision in this matter.

d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:

- (1) Designated representatives: James May and Brette Neal

Employee Organization(s): Units M and N

**CLOSED SESSION REPORT:** The Board conferred with labor negotiators James May and Brette Neal and approved a side letter regarding fitness incentives.

e. 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) Behati Nepa

**CLOSED SESSION REPORT:** The Board conferred with counsel and rejected the application for a late claim and denied the claim.

## **10:30 AM Reconvene**

### **Roll Call**

*Present: Charlie Steves, Interpreter*

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

### **Pledge of Allegiance**

The Pledge of Allegiance was led by Chair Armenta.

### **Welcome Home Troops Ceremony**

The Salinas Elks Color Guard presented the United States flag.

The Board of Supervisors commended Monterey County residents serving in the United States Armed Forces and awarded Monterey County medals and quilts to: Captain Yvette Cruz, U.S. Air Force; Sgt. John Robert Ford, U.S. Army; Captain Chris Gin, U.S. Army; Petty Officer Wesley Griffin, U.S. Navy; Lt. Colonel Valarie Long, U.S. Air Force; Corporal Raul Lustre, U.S. Marine Corp; Captain Austin Maness, U.S. Army; and Captain Elbert Laza, U.S. Air Force.

**Recessed to Welcome Home Troops Reception**

**Reconvene**

**Roll Call**

*Present: Charlie Steves, Interpreter*

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

**Additions and Corrections**

**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 correction:**

**Remove from Consent Calendar - Health & Social Services  
22. a. Approve and authorize the Contracts/Purchasing Officer to execute a three year Lease Agreement, effective on January 1, 2013, with 559 E. Alisal Street, LLC, for approximately 10,964 rentable square feet of space located at 559 East Alisal Street, Suite 200, in Salinas, California, for use by the Health Department's Clinic Services Bureau; and  
b. Authorize the Auditor Controller to make lease payments of \$17,794.57 per month and in accordance with the terms of the Agreement.  
A motion was made by Supervisor Simon Salinas, seconded by Supervisor Jane Parker to approve the correction to the agenda. ALL AYES**

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

- 2. Approval of Consent Calendar - Regular (See Supplemental Sheet)

**Public comment: Jay Donato commented on item 44.  
Becky Steinbrenner commented on item 49.1.  
A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to approve the Consent Calendar - Regular, with the exception of item 22. ALL AYES**

**Ceremonial Resolutions**

- 3. Adopt a Resolution Honoring Professional Social Workers in Recognition of Professional Social Work Month. (Supervisor Armenta)  
**A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-040. ALL AYES**

**Appointments**

- 4. Appoint Nancy Treffry to the Animal Control Program Advisory Board to fill

an unscheduled vacancy, term ending July 1, 2013. (Full Board)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Appointment be approved. ALL AYES**

5. Reappoint Eva A. Maggini to the Greenfield Cemetery District, term ending December 31, 2016. (Full Board)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Reappointment be approved. ALL AYES**

6. Reappoint Bruce Adams; Gretchen Cardinale; Robert Greathouse and Mark Kennedy to the Community Service Area (CSA) No. 15 Advisory Committee, terms ending January 1, 2016. (Supervisor Potter)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that these Reappointments be approved. ALL AYES**

### **Other Board Matters**

7. Board Comments

**Supervisor Parker thanked everyone involved in bringing ViaCare into being next week and asked when the information about the process will be posted on the County's website. She requested that Harry Weis explain how to enroll for the program.**

8. CAO Comments and Referrals

**County Administrative Officer Dr. Lew Bauman advised of four Board Referrals from Supervisor Calcagno's office:**

- 1) Facilitate safety improvements on Highway 183.**
- 2) Make safety improvements at the intersection of Blackie Road and Highway 101.**
- 3) Explore with Caltrans relinquishing a portion of Highway 183, primarily in the vicinity of Castroville.**
- 4) Conduct an economic feasibility study to determine the financial impacts of the proposed plastic bag ordinance on the unincorporated area of the County. Items 1-4 were referred to the Public Works Department.**

**Harry Weis provided an update on the Low Income Health Plan advising that the program would start on Monday, March 4, 2013. Six locations have been specified in materials to be made available on Friday, March 1, 2013, including simple instructions.**

**Elliott Robinson spoke regarding the timeline for acceptance into the program.**

9. General Public Comment

**Eric Peterson; Hans Jongens.**

### **10:30 A.M. - Scheduled Matters**

10. Consider adoption of an ordinance amending Section 12.28.010 of the Monterey County Code to revise and extend the distance of the current no parking restriction on the west side of Boronda Road from a point 285 feet north of the centerline of Madison Lane, northerly for a distance of 220 feet, in place of the current 100 feet, in the unincorporated area of the County of Monterey.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to adopt Ordinance 5215 amending Section 12.28.010 of the Monterey County Code to revise and extend the distance of the current no parking restriction on the west side of Boronda Road from a point 285 feet north of the centerline of Madison Lane, northerly for a distance of 220 feet, in place of the current 100 feet, in the unincorporated area of the County of Monterey. ALL AYES**

- 11.
- a. Conduct a Public Hearing on amending the County's Neighborhood Stabilization Program 3 (NSP3) Action Plan to add Financing Mechanisms as an eligible use;
  - b. Authorize the Economic Development Director to amend the Action Plan to include Financing Mechanisms as an eligible use and make minor modifications as necessary;
  - c. Approve a \$325,000 Neighborhood Stabilization Program 3 (NSP3) Pre-development Loan to Rockrose Housing Corporation;
  - d. Approve loan documents for the transaction including a Loan Agreement, Promissory Note, and Corporate Guarantee (Loan Documents);
  - e. Authorize the Director of Economic Development to execute the Loan Documents and make minor modifications as necessary; and
  - f. Approve and authorize the Auditor-Controller to amend the Fiscal Year 2012-2013 adopted budget by increasing appropriations and revenues by \$100,000 in the Capital Development Grant Unit 8200, Fund 013, Appropriation Code DEO003 to partially fund the Rockrose Housing Corporation loan and associated administrative costs (4/5th vote required).

**Conducted a Public Hearing;**

**Public comment: Allan Balinski**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker: a. Amending the County's Neighborhood Stabilization Program 3 (NSP3) Action Plan to add Financing Mechanisms as an eligible use; b. Authorizing the Economic Development Director to amend the Action Plan to include Financing Mechanisms as an eligible use and make minor modifications as necessary; c. Approving a \$325,000 Neighborhood Stabilization Program 3 (NSP3) Pre-development Loan to Rockrose Housing Corporation; d. Approving loan documents for the transaction including a Loan Agreement, Promissory Note, and Corporate Guarantee (Loan Documents); e. Authorizing the Director of Economic Development to execute the Loan Documents and make minor modifications as necessary; and f. Approving and authorizing the Auditor-Controller to amend the FY 2012-2013 adopted budget by increasing appropriations and revenues by \$100,000 in the Capital Development Grant Unit 8200, Fund 013, Appropriation Code DEO003 to partially fund the Rockrose Housing Corporation loan and associated**

administrative costs (4/5th vote required). ALL AYES

### 12:00 PM Recess to Lunch

### 1:30 PM Reconvene

### Roll Call

*Present: Denise Choate, Interpreter*

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

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

12. Public hearing (continued from February 12, 2013 to February 26, 2013) to: Adopt a resolution finding that a Public Convenience or Necessity (PNC) will be served by the issuance of a Type 21 (Off-Sale General) and a Type 42 (On-Sale Beer and Wine - Public Premises) license by the Department of Alcoholic Beverage Control (ABC) to BevMo located within the Carmel Rancho Shopping Center at 26538 Carmel Rancho Boulevard, Carmel, for sale of alcoholic beverages, pursuant to California Business and Professions Code Section 23958.4.  
(PLN120769/Bucquet (BevMo) Carmel Rancho Shopping Center, 26538 Carmel Rancho Boulevard, Carmel, Carmel Valley Master Plan)
- Public hearing (continued from February 12, 2013 to February 26, 2013)**  
**Public comment:** Bill Nye; Marie Morales; Margaret Robbins; Neil Agron; Dale Agron; Christine Williams; Laurie Lockwood; Christine Kemp; Elizabeth Zaninovich; Greg Edam; Katherine Bucquet; Kurt Golnick; Alison Goss; Phil Leach; Larry Souza; Shaun Gilford.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-057 finding that a Public Convenience or Necessity (PNC) will be served by the issuance of a Type 21 (Off-Sale General) and a Type 42 (On-Sale Beer and Wine - Public Premises) license by the Department of Alcoholic Beverage Control (ABC) to BevMo located within the Carmel Rancho Shopping Center at 26538 Carmel Rancho Boulevard, Carmel, for sale of alcoholic beverages, pursuant to California Business and Professions Code Section 23958.4; added Condition No. 17:" tastings shall be limited to Fridays and Saturdays and an additional number of tastings not to exceed 52 per year"; and added to Resolution: "Whereas in order to protect the public health and safety, the Board of Supervisors for the County of Monterey recommends that the Alcohol and Beverage Control impose 17 conditions as as itemized in Attachment A. (PLN120769/Bucquet (BevMo) Carmel Rancho Shopping Center, 26538 Carmel Rancho Boulevard, Carmel, Carmel Valley Master Plan) ALL AYES**
13. Public hearing (continued from January 15, 2013) to consider:  
a. Denial of the appeal by Glen R. Mazingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for an

amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;

b. Approval of the amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;

c. Denial of the appeal by Glen R. Mozingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well; and

d. Approval of a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well.

(Appeal of Coastal Administrative Permits - PLN110366 and PLN110367/Mozingo (Powell) 3072 Serra Avenue, Carmel, Carmel Area Land Use Plan) (REVISED RESOLUTIONS SUBMITTED VIA SUPPLEMENTAL)

**John Bridges addressed the Board on behalf of the Applicant.**

**Glenn Mozingo addressed the Board.**

**No. 1: A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to uphold the appeal and directed staff to return with findings and evidence to support his motion. 2-3 (Supervisors Armenta, Calcagno and Salinas dissented ) MOTION FAILED**

**No. 2: A motion was made by Supervisor Simon Salinas, seconded by Supervisor Louis Calcagno to Adopt Resolution No. 13-062: a. Denying the appeal by Glen R. Mozingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for an amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;**

**b. Approving of the amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;**

**Adopted Resolution No. 13-062: a. Denying of the appeal by Glen R. Mozingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well; and**

**b. Approval of a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well.**

**(Appeal of Coastal Administrative Permits - PLN110366 and PLN110367/Mozingo (Powell) 3072 Serra Avenue, Carmel, Carmel Area Land Use Plan)**



**3-2 (Supervisors Potter and Parker dissented)**

14. a. Consider receiving a report on the status of the New Juvenile Hall project; and  
b. Consider authorizing the Chief Probation Officer to submit a letter requesting a one-year extension of the deadline to satisfy the Site Assurance requirements of SB 81 for a conditional grant award of \$35 million for the New Juvenile Hall project.

**Public comment: Robert Taylor; Katherine Ramirez; Michael Marsh.  
A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to: a. Receive a report on the status of the New Juvenile Hall project; and  
b. Authorize the Chief Probation Officer to submit a letter requesting a one-year extension of the deadline to satisfy the Site Assurance requirements of SB 81 for a conditional grant award of \$35 million for the New Juvenile Hall project. ALL AYES**

15. Public hearing to consider:  
a. Granting an appeal by Verizon Wireless from a decision of the Monterey County Planning Commission approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopole antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator; and  
b. Finding the project categorically exempt from CEQA per CEQA Guidelines section 15303; and  
c. Approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopine (faux tree) antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator.  
(Coastal Development Permit - Central Coast Baptist Association/Verizon Wireless, 45 Sill Road, Royal Oaks, North County Land Use Plan)

**Public hearing held.  
A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas adopting Resolution No. 13-068:**

- a. Granting an appeal by Verizon Wireless from a decision of the Monterey County Planning Commission approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopole antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator; and  
b. Finding the project categorically exempt from CEQA per CEQA Guidelines section 15303; and  
c. Approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopine (faux tree) antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator, subject to the Conditions of Approval and in conformance with the plan set, both attached and incorporated herein by reference.  
(Coastal Development Permit - Central Coast Baptist Association/Verizon Wireless, 45 Sill Road, Royal Oaks, North County Land Use Plan)**

4-0 ( Supervisor Parker Absent)

**Adjournment**

**APPROVED:**

/s/ Louis R. Calcagno

**LOUIS R. CALCAGNO, CHAIR  
BOARD OF SUPERVISORS**

**ATTEST:**

**BY: /s/ Gail T. Borkowski**

**GAIL T. BORKOWSKI**

**CLERK OF THE BOARD** APPROVED 02-25-14

## Supplemental Sheet, Consent Calendar

### Natividad Medical Center

16. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement (DO3266) with Novia Strategies Inc. for Professional Services at NMC, adding \$100,000 for Fiscal Year (FY) 2012-13 for a revised total Agreement amount not to exceed \$200,000 in the aggregate.

**Approved - Agreement No. A-12420**

17. a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Second Amendment to Professional Services Agreement with Cardio-Pulmonary Associates Medical Group, Inc. to provide cardiology and pulmonary medicine services at NMC adding \$500,000 for a revised total Agreement amount not to exceed \$1,550,000 in the aggregate (for the period August 1, 2011 to February 28, 2014).  
b. Authorize the Purchasing Manager for NMC to execute to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

**Approved - Agreement No. A-12049**

18. a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Professional Services Agreement with Monterey County Orthopedic Associates to provide orthopedic services at NMC not to exceed \$500,000 for the period March 1, 2013 to February 28, 2014.  
b. Authorize the Purchasing Manager for NMC to execute to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

**Approved - Agreement No. A-12409**

19. Adopt Resolution:  
a. Accepting the Certificate of Completion for the Medical Surgical Unit Workroom and Office Refresh for Natividad Medical Center, located at 1441 Constitution Blvd., Salinas, CA 93906, Project No. 9600-26, Bid Package No. NMC-1000; and  
b. Authorizing the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-028:**

**a. Accepting the Certificate of Completion for the Medical Surgical Unit Workroom and Office Refresh for Natividad Medical Center, located at 1441**

Constitution Blvd., Salinas, CA 93906, Project No. 9600-26, Bid Package No. NMC-1000; and

b. Authorizing the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion. (Construction No. 2011-019) ALL AYES

### Health and Social Services

This was approved

20. a. Approve and authorize the Contracts/Purchasing Officer to execute a five year Lease Agreement, effective on or around March 1, 2013, with Creekbridge Office Center II, LLC, for approximately 3,872 rentable square feet of space located at 1611 Bunker Hill Road, Suite 120, in Salinas, California, for use by the Health Department's Behavioral Health Bureau;
- b. Authorize the Auditor-Controller to make lease payments of \$6,776.00 per month and in accordance with the terms of the agreement; and
- c. Authorize the extension of the Lease Agreement for two additional one-year periods under the same terms and conditions, and make minor revisions to the Lease Agreement if deemed by the Contracts/Purchasing Officer to be in the best interests of the County.

**Approved - Agreement No. A-12410**

21. Approve and ratify the action taken by the Director of Health and the Contracts/Purchasing Officer to sign an Agreement with the Blue Shield of California Foundation for Grant #7389322, in the amount of \$199,879, beginning January 1, 2013 through December 31, 2013, for the purpose of funding resources for safety net providers to acquire technology and interface capacity to participate in a Health Information Exchange.

**Approved - Agreement No. A-12413**

22. a. Approve and authorize the Contracts/Purchasing Officer to execute a three year Lease Agreement, effective on January 1, 2013, with 559 E. Alisal Street, LLC, for approximately 10,964 rentable square feet of space located at 559 East Alisal Street, Suite 200, in Salinas, California, for use by the Health Department's Clinic Services Bureau; and
- b. Authorize the Auditor-Controller to make lease payments of \$17,794.57 per month and in accordance with the terms of the Agreement.

**ITEM REMOVED VIA ADDITIONS & CORRECTIONS**

23. a. Reallocate a vacant 1.0 FTE Chronic Disease Prevention Coordinator to a 1.0 FTE Public Health Nurse II in Health Department Budget Unit HEA003-8124; and
- b. Authorize the County Administrative Office to incorporate the approved position changes in the FY 2012-13 Adopted Budget.

**Approved**

24. a. Amend the Department of Social Services (DSS) Budget Unit 5010-SOC005-8262, to reallocate one (1) FTE vacant Finance Manager I to one (1) FTE Finance Manager II; and  
b. Authorize the County Administrative Office to incorporate the changes into the FY 2012-13 5010- SOC005-8262 adopted budget to reflect the change in position counts.

**Approved**

- 24.1 Adopt a position of support for state based program expansion of Medicaid in California. (ADDED VIA ADDENDUM)

**Approved**

### **Criminal Justice**

25. Approve and authorize the Contracts/Purchasing Officer to execute an agreement with TracNet for the implementation of a Records Management/Jail Management System in an amount not to exceed \$965,000.

**Approved - Agreement No. A-12411**

26. Approve the Sheriff to accept a vehicle donation, 1997 Ford Cab Chassis, from the California Department of Justice.

**Approved**

27. Authorize the Contracts/Purchasing Office to sign Amendment No. 8 to extend the term of the Agreement (RFP#10001) which includes an extension until June 30, 2013 with Aramark Correctional Services for inmate commissary items and food service operations at the County Jail.

**Approved - Agreement No. A-11005**

- 27.1 a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No.3 to Professional Service Agreement with Justice Benefits, Inc. to extend the term through January 31, 2014 and increase the Agreement by \$80,000 for a revised total of \$245,292.19 to continue with professional assistance for the State Criminal Alien Assistance Program (SCAAP); and  
b. Authorize the Contracts/Purchasing Officer to sign future amendments to the Agreement that do not significantly alter the scope of work or change the approved Agreement amount not to exceed 10% of the revised total amount. (ADDED VIA ADDENDUM)

**Approved - Agreement No. A-12216**

**General Government**

28. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Spreckels Union School District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-041 to approve the amendments to the Conflict of Interest Code of the Spreckels Union School District. ALL AYES**
29. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Gonzales Unified School District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-042 to approve the amendments to the Conflict of Interest Code of the Gonzales Unified School District. ALL AYES**
30. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey County Local Agencies Insurance Authority.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-043 to approve the amendments to the Conflict of Interest Code of the Monterey County Local Agencies Insurance Authority. ALL AYES**
31. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Gonzales Cemetery District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-044 to approve the amendments to the Conflict of Interest Code of the Gonzales Cemetery District. ALL AYES**
32. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey Regional Waste Management District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-045 to approve the amendments to the Conflict of Interest Code of the Monterey Regional Waste Management District. ALL AYES**
33. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Soledad Unified School District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-046 to approve the amendments to the Conflict of Interest Code of the Soledad Unified School District. ALL AYES**
34. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Castroville Community Services District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-047 to approve the amendments**

to the Conflict of Interest Code of the Castroville Community Services District.  
**ALL AYES**

- 35.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Salinas Valley Memorial Healthcare System.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-048 to approve the amendments to the Conflict of Interest Code of the Salinas Valley Memorial Healthcare System. ALL AYES**

- 36.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Soledad Mission Recreation District.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-049 to approve the amendments to the Conflict of Interest Code of the Soledad Mission Recreation District. ALL AYES**

- 37.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Regional Park District.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-050 to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Regional Park District. ALL AYES**

- 38.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the South Monterey County Joint Union High School District.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-051 to approve the amendments to the Conflict of Interest Code of the South Monterey County Joint Union High School District. ALL AYES**

- 39.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Big Sur Unified School District of Monterey County.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-052 to approve the amendments to the Conflict of Interest Code of the Big Sur Unified School District of Monterey County.. ALL AYES**

- 40.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Carmel Unified School District.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-053 to approve the amendments to the Conflict of Interest Code of the Carmel Unified School District. ALL AYES**

- 41.** Adopt Resolution to approve the Conflict of Interest Code of the Community Human Services District.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-054 to approve the Conflict of Interest Code of the Community Human Services District. ALL AYES**

42. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Clerk of the Board department.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-055 to approve the amendments to the Conflict of Interest Code of the Clerk of the Board department. ALL AYES**
43. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Water Management District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-056 to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Water Management District. ALL AYES**
44. Approve and authorize the Contracts/Purchasing Officer to execute the Renewal, Extension and Amendment No.1 to Statement of Work No. 10 with CGI Technologies from \$152,000 to \$252,700 to provide general Advantage ERP Systems Post-Implementation support for configuration, reports and consulting for a cumulative total amended amount of \$10,747,250.69 since April 1, 2008.
- Public comment: Jay Donato  
Approved - Agreement No. A-11135**
45. Approve and affirm the County Librarian's execution of the Professional Services Agreement (PSA) (A-11821) with Polaris Library Systems for the period of November 5, 2010 through November 5, 2015, for library automation software, staff training and hosting services in the amount of \$304,804.
- Approved - Agreement No. A-11821**

### **RMA - Public Works**

46. a. Approve the recommended list of facilities maintenance projects for allocation from the facilities maintenance projects fund, Fund 401;  
b. Approve amendments to the FY 2012-13 Facilities Maintenance Projects Budget, Fund 401, RMA004, increasing estimated revenue by \$691,451 and increasing appropriations by \$1,572,536 (4/5th vote required); and  
c. Authorize the Auditor-Controller to increase estimated revenue by \$691,451 and appropriations by \$1,572,536 in Facilities Maintenance Projects, Fund 401, Appropriation Code RMA004.
- Approved**

### **RMA - Planning**



47. a. Approve Amendment No. 2 to Agreement No. A-11132 with Accela, Inc. in the amount of \$623,742.54, for a total amount not to exceed \$2,415,469.49, to include annual program maintenance and services associated with any unforeseen maintenance and modifications to the Accela Automation software product for land use permits, information management and customer service functions, and extend the term to March 30, 2016; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Agreement No. A-11132, and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.
- (Contract - PD080216/Accela Contract and Fees)

**Approved - Agreement No. A-11132**

### **RMA - General**

48. a. Adopt a License Agreement with the City of Salinas for the use of the parking lot located at 12 West Market Street and 20-26 Station Place to provide daily parking for jurors and person responding to juror summons (**Exhibit A**); and
- b. Authorize the Resource Management Agency Director to sign the License Agreement with the City of Salinas for juror parking at 12 West Market Street and 20-26 Station Place. (REVISED ATTACHMENT A SUBMITTED VIA SUPPLEMENTAL)

**Approved - Agreement No. A-12412**

49. Adopt Resolution to:
- a. Adopt the Greater Monterey County Integrated Regional Water Management Plan.
- b. Authorize staff to include the San Lucas Water District Public Water Supply Replacement Project in the Greater Monterey County Integrated Regional Water Management grant proposal.

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-059 to:**

- a. Adopt the Greater Monterey County Integrated Regional Water Management Plan.**
- b. Authorize staff to include the San Lucas Water District Public Water Supply Replacement Project in the Greater Monterey County Integrated Regional Water Management grant proposal. ALL AYES**

- 49.1 Adoption of a resolution approving the form of a Resolution of Intention, and a Boundary Map for the Aromas Water District's proposed Assessment District No. 2012-1. (ADDED VIA ADDENDUM)

**Public comment: Becky Steinbrenner**

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor**

**Louis R. Calcagno to adopt Resolution No. 13-060 approving the form of a Resolution of Intention, and a Boundary Map for the Aromas Water District's proposed Assessment District No. 2012-1. (ADDED VIA ADDENDUM) ALL AYES**