



Monterey County

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

Action Minutes - Draft Board of Supervisors

Chair Louis R. Calcagno - District 2
Vice Chair Simón Salinas - District 3
Supervisor Armenta - District 1
Supervisor Jane Parker - District 4
Supervisor Dave Potter - District 5

Tuesday, December 3, 2013

9:00 AM

See separate agendas for Monterey County Water Resources Agency and Boronda County Sanitation District

9:00 A.M. - Call to Order

The meeting was called to order by Chair Armenta.

Roll Call

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)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court, Northern District of California, case no. CV 13 2354 PSG)
 - (2) In re: Deputy Sheriff Mike Richards (CSMCS case no. ARB 12-0286)
 - (3) County of Monterey v. Loan Exchange Group, et al. (Monterey Superior Court Case no. M113741)
 - (4) Elizabeth Madriz, et al. v. King City, et al. (United States District Court, Northern District of California, case no. 5:13-CV-05096-HRL)
 - 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) Adelina Suvorova
 - (2) Evgeni Gavrilov
 - (3) Silvia Guersenzvaig
 - (4) Michael D. Richards

c. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.

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

(1) Designated representatives: James May and Brette Neal
Employee Organizations: All Units

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

(1) County Administrative Officer
(2) County Counsel

CLOSED SESSION REPORT:

Closed Session under Government Code section 54950, relating to the following items:

a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:

(1) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court, Northern District of California, case no. CV 13 2354 PSG)
(2) In re: Deputy Sheriff Mike Richards (CSMCS case no. ARB 12-0286)
(3) County of Monterey v. Loan Exchange Group, et al. (Monterey Superior Court Case no. M113741)
(4) Elizabeth Madriz, et al. v. King City, et al. (United States District Court, Northern District of California, case no. 5:13-CV-05096-HRL)

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

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) Adelina Suvorova

CLOSED SESSION REPORT: The Board rejected the claim of Adelina Suvorova.

(2) Evgeni Gavrilov

CLOSED SESSION REPORT: The Board rejected the claim of Evgeni Gavrilov.

(3) Silvia Guersenzvaig

CLOSED SESSION REPORT: The Board rejected the claim of Silvia Guersenzvaig.

(4) Michael D. Richards

CLOSED SESSION REPORT: The Board took no reportable action on the claim of Michael D. Richards.

c. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.

CLOSED SESSION REPORT: The Board took no reportable action on item 1.c.

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

(1) Designated representatives: James May and Brette Neal

Employee Organizations: All Units

CLOSED SESSION REPORT: The Board conferred with labor negotiators James May and Brette Neal regarding all units. The Board approved a side-letter for Units D & E which includes a swap of salaries for employees paying their share of the PERS contribution and approval of the Eco-Recess during the holiday time. There are two typographical errors in the Unit E Side-letter which should be corrected as follows: Reference to Section 9.2 should be Section 12.2; and reference to Section 13 should be Section 16. Those wanting copies of the side-letters can contact County Counsel or Human Resources.

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

- (1) County Administrative Officer
- (2) County Counsel

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.e.(1) and (2).

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.

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 corrections:

17. Revised Exhibit A submitted; distributed

- a. Receive a report on Countywide contract development and process improvements; and
- b. Approve the development and implementation of Contract Processing Workflow Tracking System and the creation of a Contracts Academy; and
- c. Approve and authorize the addition of one (1) FTE Management Analyst III to the Contracts/Purchasing Department 1050, Unit 8047 for contract management administration; and
- d. Authorize the County Administrative Office to incorporate the change in the position count for Contracts/Purchasing Department 1050, Appropriation CAO002, Unit 8047 for FY 2013 2014 Adopted Budget.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve this correction to the agenda. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Calcagno pulled item 39 and recused himself because he owns an adjoining piece of property.

A motion was made by Supervisor Simon Salinas, seconded by Supervisors Dave Potter to approve item 39. 4-0 (Supervisor Calcagno Recused as he owns an adjoining piece of property)

Supervisor Potter pulled items 21 through 25 and commented on the items. Harry Weis responded.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval of items 21 through 25 and directed these items return to the Board in two weeks. ALL AYES

Jay Donato pulled item 31 and commented. Elsa Jimenez responded.

Jay Donato pulled item 40 and 41 and commented.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to approve the Consent Calendar, with the exception of items 21 through 25 and item 39. ALL AYES

Ceremonial Resolutions

3. Adopt Resolution honoring Rita Saucedo upon her retirement from the Monterey County Treasurer - Tax Collector after 34 years of dedicated service. (Supervisor Armenta)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-346 honoring Rita Saucedo upon her retirement from the Monterey County Treasurer - Tax Collector after 34 years of dedicated service. (Supervisor Armenta) ALL AYES

4. Adopt Resolution commending Commander Vincent Hernandez, Monterey County Sheriff's Office upon his retirement from 26 years of public service. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-344 commending Commander Vincent Hernandez, Monterey County Sheriff's Office upon his retirement from 26 years of public service. (Supervisor Potter) ALL AYE save okay S

5. Adopt Resolution commending John O'Brien for his dedicated service to Natividad Medical Center Board of Trustees from 2009 through 2013. (Supervisor Armenta)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-348 Commending John O'Brien for his dedicated service to Natividad Medical Center Board of Trustees from 2009 through 2013. (Supervisor Armenta) ALL AYES

6. Adopt Resolution commending Maria Silva, Department of Social Services upon her retirement from over 40 Years of Public Service. (Supervisor Armenta)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-352 commending Maria Silva, Department of Social Services upon her retirement from over 40 Years of Public Service. (Supervisor Armenta) ALL AYES

7. Adopt Resolution congratulating the Professional Women's Network on the celebration of their 30th Anniversary. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-351 congratulating the Professional Women's Network on the celebration of their 30th Anniversary. (Supervisor Potter) ALL AYES

8. Adopt Resolution congratulating the Monterey Cowboy Poetry and Music Festival on its 15th year Anniversary. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-347 congratulating the Monterey Cowboy Poetry and Music Festival on its 15th year Anniversary. (Supervisor Potter) ALL AYES

9. Adopt Resolution honoring "Undisclosed" as the recipient of the Monterey County Hospitality Association 2013 Volunteer of the Year Award. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-350 honoring Mark Watson as the recipient of the Monterey County Hospitality Association 2013 Volunteer of the Year Award. (Supervisor Potter) ALL AYES

- 9.1 Adopt Resolution congratulating Justice Wendy C. Duffy on receiving the Monterey County Women Lawyers Association Lady Justice Lifetime Achievement Award. (Supervisor Armenta)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-349 Congratulating Justice Wendy C. Duffy on receiving the Monterey County Women Lawyers Association Lady Justice Lifetime Achievement Award. (Supervisor Armenta) ALL AYES

Appointments

10. Appoint Dick Ravich and reappoint Kathleen Woods Novoa to the Big Sur Multi Agency Advisory Council, terms ending June 26, 2015. (Supervisor Potter)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Appoint Dick Ravich and Reappoint Kathleen Woods Novoa to the Big Sur Multi Agency Advisory Council, terms ending June 26, 2015. (Supervisor Potter) ALL AYES

11. Appoint Rich Speciale to the Monterey County Regional Fire District, term ending March 1, 2017. (Supervisor Potter)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Appoint Rich Speciale to the Monterey County Regional Fire District, term ending March 1, 2017. (Supervisor Potter). ALL AYES

12. Appoint Javier Zamora to the Pajaro Valley Water Management Agency Board of Directors to fill an unscheduled vacancy term ending December 1, 2014. (Supervisor Calcagno)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Appoint Javier Zamora to the Pajaro Valley Water Management Agency Board of Directors to fill an unscheduled vacancy term ending December 1, 2014. (Supervisor Calcagno). ALL AYES

Other Board Matters

13. Board Comments

Chair Armenta presented Antonio Rivas with a resolution honoring Salinas LULAC Council #2055 celebrating their 40th Anniversary and the tremendous work they do for the Salinas area.

14. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman advised of the following Board Referral from Supervisor Armenta: Form an Ad Hoc Committee of two members of the Board of Supervisors to meet and discuss, with similar members from the Community Health Center Board, information on the strategic plan that NMC is working on as well as any other discussions in and around the potential affiliation with Salinas Valley Memorial Hospital. Appointments can occur today or next week. Chair Armenta advised he will make the appointments to the Ad Hoc Committee next week.

Department of Social Services Director Elliott Robinson addressed the Board and provided an update on the inclement weather and winter sheltering plan for Monterey County. Supervisor Armenta advised that the CAO's office will provide information to media outlets regarding the County's plan for winter sheltering.

15. General Public Comment

MacGregor Eddy; Richard Calhoun; Sylvia Shih; Catherine Crockett; Bill Lipe; Joe Vierra; Eric Peterson; Hans Jongens; Millie Perea.

10:30 A.M. - Scheduled Matters

16. Conduct a public hearing and adopt corresponding Resolution to:
- Approve eleven (11) Applications to create Farmland Security Zones (FSZ) and establish FSZ Contracts and one (1) Application to establish an Agricultural Preserve and Land Conservation Contract effective January 1, 2014.
 - Rescind portions of Farmland Security Zone Nos. 10-016 and 10-018 and

FSZ Contract Nos. 10-016 and 10-018 and simultaneously place the property in a new Farmland Security Zone and Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014-001; and, rescind a portion of Agricultural Preserve and Land Conservation Contract No. 71-002 and simultaneously place the property in a new Farmland Security Zone and FSZ Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014-002.

- c. Authorize the Chair to execute eleven (11) Farmland Security Zone Contracts and one (1) Agricultural Preserve Land Conservation Contract.
- d. Direct the Clerk of the Board to record the Farmland Security Zone Contracts and Agricultural Preserve Land Conservation Contract prior to the January 1, 2014 property tax lien date.

(REF130065 - Williamson Act Contract Applications 2014 - County-wide)

Conducted a public hearing, and:

A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Jane Parker to adopt Resolution No. 13-353 to:

- a. **Approve eleven (11) Applications to create Farmland Security Zones (FSZ) and establish FSZ Contracts and one (1) Application to establish an Agricultural Preserve and Land Conservation Contract effective January 1, 2014.**
- b. **Rescind portions of Farmland Security Zone Nos. 10 016 and 10 018 and FSZ Contract Nos. 10 016 and 10 018 and simultaneously place the property in a new Farmland Security Zone and Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014 001; and, rescind a portion of Agricultural Preserve and Land Conservation Contract No. 71 002 and simultaneously place the property in a new Farmland Security Zone and FSZ Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014 002.**
- c. **Authorize the Chair to execute eleven (11) Farmland Security Zone Contracts and one (1) Agricultural Preserve Land Conservation Contract.**
- d. **Direct the Clerk of the Board to record the Farmland Security Zone Contracts and Agricultural Preserve Land Conservation Contract prior to the January 1, 2014 property tax lien date.**

(REF130065 Williamson Act Contract Applications 2014 County wide)

ALL AYES

- 17.
 - a. Receive a report on Countywide contract development and process improvements; and
 - b. Approve the development and implementation of Contract Processing Workflow Tracking System and the creation of a Contracts Academy; and
 - c. Approve and authorize the addition of one (1) FTE Management Analyst III to the Contracts/Purchasing Department 1050, Unit 8047 for contract management administration; and
 - d. Authorize the County Administrative Office to incorporate the change in the position count for Contracts/Purchasing Department 1050, Appropriation CAO002, Unit 8047 for FY 2013-2014 Adopted Budget.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to: a. Receive a report on Countywide contract development and process improvements; and b. Approve the development and implementation of Contract Processing Workflow Tracking System and the creation of a Contracts Academy; and c. Approve and authorize the addition of one (1) FTE Management Analyst III to the Contracts/Purchasing Department 1050, Unit 8047 for contract management administration; and d. Authorize the County Administrative Office to incorporate the change in the position count for Contracts/Purchasing Department 1050, Appropriation CAO002, Unit 8047 for FY 2013-2014 Adopted Budget. ALL AYES

12:00 PM Recess to Lunch - Continued Closed Session

1:30 PM Reconvene

Roll Call

Present: Charlie Steves, Interpreter

1:30 P.M. - Scheduled Matters

18. Consider adoption of an ordinance amending Section 12.24.020 of the Monterey County Code to establish a three-way stop intersection at Main Street and Lincoln Street and a four-way stop intersection at Jackson Street and Washington Street in Chualar in the unincorporated area of the County of Monterey.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Ordinance No. 5227 amending Section 12.24.020 of the Monterey County Code to establish a three way stop intersection at Main Street and Lincoln Street and a four way stop intersection at Jackson Street and Washington Street in Chualar in the unincorporated area of the County of Monterey. ALL AYES**
19. Adopt Resolution to:
- a. Authorize the Monterey County Resource Management Agency Director to submit a grant application to the California Coastal Commission in an amount of up to \$315,000 for financial assistance to support the County's update of its certified Local Coastal Program
 - b. Authorize the Resource Management Agency Director, or his designee, to execute on behalf of the County of Monterey, all necessary applications, contracts and agreements and amendments thereto as needed to receive grant funding.
- (REF130104/California Coastal Commission LCP Planning Grant)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to Adopt Resolution No. 13-353 to:**
- a. Authorize the Monterey County Resource Management Agency Director to submit a grant application to the California Coastal Commission in an amount of up to \$315,000 for financial assistance to support the County's update of its

certified Local Coastal Program

b. Authorize the Resource Management Agency Director, or his designee, to execute on behalf of the County of Monterey, all necessary applications, contracts and agreements and amendments thereto as needed to receive grant funding.

(REF130104/California Coastal Commission LCP Planning Grant) ALL AYES

20.

Continued from November 5, 2013:

In the Matter of the Salinas Valley Solid Waste Authority Revenue Bonds, Series 2013, and the County’s Notices of Intent to Withdraw from the Authority and the related Waste Delivery Agreement.

Public comment: Patrick Matthews.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to: a. Receive staff presentation In the Matter of the Salinas Valley Solid Waste Authority Revenue Bonds, Series 2013, and the County’s Notices of Intent to Withdraw from the Authority and the related Waste Delivery Agreement; and b. Adopted Resolution No. 13-355 to: Rescind the Notices of Intent to withdraw from the Salinas Valley Solid Waste Authority (“Authority”) and the related Waste Delivery Agreement (the “Notices of Intent”), and approve the Authority’s proposed Series 2013 Revenue Bonds with conditions. 4-0 (Supervisor Armenta Dissented)

Adjournment

APPROVED:

**LOUIS CALCAGNO, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

**BY: _____
GAIL T. BORKOWSKI
CLERK OF THE BOARD**

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

21. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 3 to the Agreement (A-12264) with First Alarm for Alarm and Closed Circuit Television Maintenance, Testing and Monitoring Services at NMC, extending the Agreement to June 30, 2014 and adding \$90,000 for a revised total Agreement amount not to exceed \$320,000 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
22. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 1 to the Agreement (A-12290) with California State University Monterey Bay for Nursing Program Grant Services at NMC, extending the Agreement to June 30, 2014 and adding \$175,000 for the period July 1, 2013 to June 30, 2014 for a revised total Agreement amount not to exceed \$370,000 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
23. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement with CorePoint Health LLC for Software Licensing and Support Services at NMC, extending the Agreement to March 3, 2016 and adding \$154,543 for a revised total Agreement amount not to exceed \$229,666 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
24. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement (A-12118) with Healthcare Services Management (HSM) for ICD-10 (International Classification of Diseases - Version 10) Project Management Services at NMC, extending the Agreement to June 30, 2015, and adding \$1,202,950 for a revised total Agreement amount not to exceed \$2,023,675 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
25. a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Ninth Amendment to the Professional Services Agreement (A-11427) with Medical Doctor Associates (MDA) to provide locum tenens services at NMC adding \$500,000, for a revised total Agreement amount not to exceed \$2,300,000 in the aggregate (for the period February 1, 2009 to June

30, 2014); and

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.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES

26.

a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Second Amendment to Professional Medical Services Agreement Laurel J. Grimm M.D. to provide Hospitalist Services at NMC, adding \$200,000 and extending the term of the Agreement to December 31, 2014 for a total amount not to exceed \$400,000 in the aggregate (for the period October 1, 2012 to December 31, 2014); and

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-12443

27.

Authorize the Purchasing Manager of Natividad Medical Center (NMC) to execute Amendment No. 7 to the Agreement (A-11102) with the Natividad Medical Foundation (NMF) for philanthropic services, defined as “capital campaign planning and fundraising; community outreach in connection with fundraising; preparing and submitting foundation grant applications; administering current/future foundation grants; and supporting and coordinating NMC/NMF joint community relations” to philanthropically support the capital needs at NMC; adding \$1,096,032 (an increase of \$121,604 from the previous year) and extending the Agreement to December 31, 2014, for a revised total Agreement amount not to exceed \$6,208,858 in the aggregate.

Approved - Agreement No. A-11102

28.

Adopt Resolution to:

a. Accept the Certificate of Completion for Radiology Equipment Replacement Project for Natividad Medical Center, located at 1441 Constitution Blvd., Salinas, CA 93906, Project No. 9600-12, Bid Package No. NMC-1005; and

b. Authorize the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to: a. Accept the Certificate of Completion for Radiology Equipment Replacement Project for Natividad Medical Center, located at 1441 Constitution Blvd., Salinas, CA 93906, Project No. 9600-12, Bid Package No. NMC-1005; and b. Authorize the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion. ALL AYES

29. Approve the Plans and Specifications for the Natividad Medical Center, Project #9600-35 - Sterilizer Replacement.

Approved - Construction No. 2013-020

Health Department

30. Authorize the Auditor-Controller to establish a new Appropriation Code for Health Department Administration, effective FY 2014-15.

Approved

31. a. Authorize the Auditor-Controller to delete the budget unit codes currently used for Animal Services accounting purposes, effective FY 2014-15;
b. Authorize the Auditor-Controller to replace the deleted budget unit codes with one new budget unit code that encompasses all of Animal Services accounting functions, effective FY 2014-15; and
c. Authorize the Auditor-Controller to create four sub-unit codes under the new budget unit code, effective FY 2014-15.

Approved - Public comment: Jay Donato

Social Services Department

32. a. Amend the Department of Social Services (DSS) Budget Unit 5010-SOC005-8262, to add thirty (30) FTE positions for program needs identified after final State budget action was taken. The FTE positions include (2) Social Worker V; (4) Social Worker III; (1) Social Worker Supervisor; (8) Social Services Aide II; (1) Staff Trainer; (1) Secretary; (2) Supervising Office Assistant I; (4) Office Assistant III; (7) Eligibility Worker II; (1) Administrative Services Assistant; (1) Management Analyst III; (-1) Office Assistant II, (-1) Word Processor;
b. Authorize the County Administrative Office to incorporate the changes into the 5010-SOC005-8262 Fiscal Year 2013-14 Adopted Budget to reflect the change in position counts; and
c. Approve and authorize the Auditor-Controller to amend the 5010-SOC005-8262 FY 2013-14 Adopted Budget to increase appropriations and estimated revenues in the amount of \$1,192,107. (4/5ths vote required)

Approved

General Government

33. a. Reallocate a vacant 1.0 FTE Redevelopment/Housing Project Analyst I (41F30) to 1.0 FTE Management Analyst II (20B12); and,
b. Direct the County Administrative Office to incorporate the approved changes into the FY 2013-14 Economic Development Department Adopted

Budget.

Approved

- 34.** Adopt a Resolution in support of a grant application prepared by the Arts Council for Monterey County submitted to the California Arts Council.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-357 in support of a grant application prepared by the Arts Council for Monterey County submitted to the California Arts Council. ALL AYES

- 35.**
- a. Accept and ratify a Funding Approval/Agreement from HUD for an allocation of Urban County Community Development Block Grant funds for Fiscal Year 2013-14 in the amount of \$856,820;
 - b. Authorize the Auditor-Controller to increase revenue and appropriations in Fund 013, Organization 8200 (Community Development Grants) by \$56,820 for a total of \$856,820;
 - c. Authorize the Director of Economic Development to sign any and all documents necessary to undertake and report on the program in Fiscal Year 2013-14;
 - d. Authorize the Director of Economic Development to issue a Notice of Funding Availability for Fiscal Year 2014-15; and
 - e. Create an Ad Hoc Committee to convene and make recommendations to the Board of Supervisors in regard to the requests for funds received for the FY 2014-15 HUD allocation.

Approved

- 36.**
- a. Approve the extension of the Workforce Investment Act (WIA) Title I Adult subcontracts with Shoreline Workforce Development Services and Turning Point of Central California by entering into new Standard Agreements with Shoreline Workforce Development Services in the amount of \$174,361 and Turning Point of Central California in the amount of \$160,949 for a total contract allocation of \$335,310 for the period of October 1, 2013 to June 30, 2014; and;
 - b. Authorize the Economic Development Department Director to execute the contracts and make minor modifications to the contracts as necessary to comply with WIA requirements.

Approved - Agreement Nos. A-12606 (Shoreline Workforce Development Services); A-12607 (Turning Point of Central California)

- 37.** Approve the addition of one new unit (Administration) to the Human Resources Department 1060 organizational structure and approve 3 name changes to existing units effective July 1, 2014.

Approved

- 38.**
- a. Approve and Authorize the Contracts and Purchasing Officer to sign an Agreement with Flexible Benefit Administrators (FBA), for Third Party

Administrator (TPA) Services for the County's Dependent Care Program (DCAP), Alternative Benefit Option (ABO) program, Voluntary Benefit Administration (VBA) and Flexible Spending Accounts (FSA) per Request for Proposal (RFP) #10372, with the initial Agreement term commencing with the signing of the agreement through December 31, 2018, including the option to extend the Agreement for up to three (3) additional one (1) year periods (see Attachment A) and a total expenditure over the term of the contract of \$700,000; and

b. Authorize the Contracts and Purchasing Officer to sign future Amendments to the Agreement where the Amendments do not significantly change the scope of work or cause an increase in the Agreement rates of more than ten percent (10%).

Approved - Agreement No. A-12605

- 39.** Approve the Bingo Permit Application for American Legion Post #593 pursuant to Chapter 7.08 of the Monterey County Code.

Approved - Bingo Permit B-14-01

Vote: 4-0 (Supervisor Calcagno Recused. He owns adjoining property)

- 40.** Adopt a Resolution to:
- Amend the Personnel Policies and Practices Resolution (PPPR) No.98-394 Appendix A to adjust the salary range of the Equal Opportunity Officer classification as indicated in the attached Resolution;
 - Authorize the Human Resources Department to implement the change in the Advantage HRM system;
 - Authorize the Auditor Controller to make the adjustment retroactive to February 9, 2013; and
 - Approve Amendment to Employment Agreement with the County of Monterey Equal Opportunity Officer and authorize the Chair of the Board to sign the same.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-354 to:

- Amend the Personnel Policies and Practices Resolution (PPPR) No.98-394 Appendix A to adjust the salary range of the Equal Opportunity Officer classification as indicated in the attached Resolution;**
- Authorize the Human Resources Department to implement the change in the Advantage HRM system;**
- Authorize the Auditor Controller to make the adjustment retroactive to February 9, 2013; and**
- Approve Amendment to Employment Agreement with the County of Monterey Equal Opportunity Officer and authorize the Chair of the Board to sign the same. ALL AYES**

- 41.** Adopt Resolution to:
- Approve the 2013 Winter/Eco Recess for Units P, X, Y and Z, (excluding elected officials in Unit Y); and
 - Authorize the Auditor-Controller to implement the Winter/Eco Recess for

- the aforementioned Units in the Advantage HRM system; and
- c. Approve proposed 2013 County closure schedule of selected County departments and/or divisions for the winter holiday from December 26, 2013 through December 31, 2013; and
- d. Waive Ordinance No. 766, fixing the days and hours of operation of County offices.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-356 to:

- a. Approve the 2013 Winter/Eco Recess for Units P, X, Y and Z, (excluding elected officials in Unit Y); and**
- b. Authorize the Auditor-Controller to implement the Winter/Eco Recess for the aforementioned Units in the Advantage HRM system; and**
- c. Approve proposed 2013 County closure schedule of selected County departments and/or divisions for the winter holiday from December 26, 2013 through December 31, 2013; and**
- d. Waive Ordinance No. 766, fixing the days and hours of operation of County offices. ALL AYES**

RMA - General

42. Introduce, waive reading and set December 17, 2013, at 10:30 a.m. as the date and time to consider adoption of an ordinance:
- a. Making express findings regarding amendments to the 2013 California Building Standards Code that are reasonably necessary due to local climatic, geological or topographic conditions pursuant to Sections 17958.7 and 18941.5 of the Health And Safety Code;
 - b. Amending Chapter 1.22 relating to code enforcement and repealing Chapters 18.01, 18.02, 18.03, 18.04, 18.05, 18.06, 18.07, 18.08, 18.09, 18.10, 18.11, 18.12, 18.13, 18.16, 18.17, and 18.52; and adding chapters 18.00, 18.01, 18.02, 18.02.5, 18.03, 18.04, 18.05, 18.06, 18.08, 18.09, 18.10, 18.11, 18.12, 18.13 and 18.16 of the Monterey County Code relating to adoption of the 2013 edition of the California Building Standards Code with local amendments with related administrative and enforcement provisions; and
 - c. Establishing the Building Standards Appeals Board (Board) and requesting the Board of Supervisors to make appointments of members to the Board to hear matters and decide appeals of orders, decisions or determinations made by the Building Official relative to the application and interpretation of the County's Building Codes.

Approved

RMA - Planning

43. Adopt a Resolution to:
- a. Approve a Lot Line Adjustment between three (3) legal lots of record under Land Conservation Contract No. 93-002, established by County Resolution No. 92-35, with no net decrease in acreage under Williamson Act Contract; and

- b. Authorize the Chair to execute new or amended Land Conservation Contract in order to rescind a portion of the existing Land Conservation Contract as it applies to the reconfigured lots only and simultaneously execute new or amended Land Conservation Contract or Contracts for the reconfigured lots between the County and Little Arthur Creek Land Co., LLC, reflecting the new legal descriptions, current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and
- c. Direct the Clerk of the Board to record the new or amended Contracts. (Lot Line Adjustment - PLN130280/Little Arthur Creek Land Co., LLC, 69210 Parkfield-Coalinga Rd, San Miguel, South County Area Plan)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-358 to:

- a. Approve a Lot Line Adjustment between three (3) legal lots of record under Land Conservation Contract No. 93-002, established by County Resolution No. 92-35, with no net decrease in acreage under Williamson Act Contract; and**
- b. Authorize the Chair to execute new or amended Land Conservation Contract in order to rescind a portion of the existing Land Conservation Contract as it applies to the reconfigured lots only and simultaneously execute new or amended Land Conservation Contract or Contracts for the reconfigured lots between the County and Little Arthur Creek Land Co., LLC, reflecting the new legal descriptions, current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and**
- c. Direct the Clerk of the Board to record the new or amended Contracts. (Lot Line Adjustment - PLN130280/Little Arthur Creek Land Co., LLC, 69210 Parkfield-Coalinga Rd, San Miguel, South County Area Plan). ALL AYES**

RMA - Public Works

- 44.** a. Award Job Order Contract Facilities 2013-02 contract to William A. Thayer Construction, Inc., the lowest responsible and responsive bidder for Facilities Project JOC, with a bid award criteria figure of 1.2827, for a term of one year with a minimum contract value of \$25,000 and maximum contract value of \$4.43 Million; and
- b. Approve the Performance and Payment Bonds executed and provided by William A. Thayer Construction, Inc. in the amount of \$2 Million.

Approved - Agreement No. A-12608; Construction No. 2013-016

- 45.** Introduce, waive the reading, and set December 17, 2013 at 10:30 a.m. as the date and time to consider the adoption of an ordinance amending Section 12.24.020 of the Monterey County Code to establish a four-way stop intersection at Jolon Street and Main Street, a four-way stop intersection at Jolon Street and Center Street, and a three-way stop intersection at Jolon Street and College Street in the San Ardo area in the unincorporated area of the County of Monterey.

Approved

46. Introduce, waive the reading, and set December 17, 2013 at 10:30 a.m. as the date and time to consider adoption of an ordinance:
- a. Amending Section 12.24.010 of the Monterey County Code to designate the following roads as through highways: Barloy Canyon Road from Watkins Gate Road generally southeast to its terminus; Inter-Garrison Road from Reservation Road to Sherman Boulevard, from Sherman Boulevard to Schoonover Road, and from Schoonover Road to its terminus 500 feet east of the centerline of Abrams Drive; Sherman Boulevard from Inter-Garrison Road to West Camp Street; Watkins Gate Road from West Camp Street generally northeast to its terminus; and West Camp Street from Sherman Boulevard generally southeast to its terminus in the East Garrison area, in the unincorporated area of the County of Monterey; and
 - b. Amending Section 12.24.020 of the Monterey County Code to establish a three-way stop intersection at Inter-Garrison Road and Sherman Boulevard and a three-way stop intersection at Sherman Boulevard and West Camp Street in the East Garrison area, in the unincorporated area of the County of Monterey.

Approved

- 47.
- a. Approve Amendment No. 4 to Professional Services Agreement No. A-11906 with TRC Engineers, Inc. to include final design for Phase 2 and support services during the bid and construction for Phase 3 of the Castroville Railroad Crossing Bicycle/Pedestrian Path (RFQ/RFP #10197), Project No. 862265, Federal Aid Project No. HP21L-5944 (097) (formerly Federal Aid Project No. STPLHSR-5944 (058)), in the amount of \$568,044 for a total amount not to exceed \$964,791, and extend the term through December 28, 2015;
 - b. Authorize the Contracts/Purchasing Officer to extend the term of Professional Services Agreement No. A-11906 with TRC Engineers, Inc. for the Castroville Railroad Crossing Bicycle/Pedestrian Path (RFQ/RFP #10197) through December 28, 2015; and
 - c. Authorize the Contracts/Purchasing Officer to execute Amendment No. 4 to Professional Services Agreement No. A-11906 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-11906