

# County of Monterey

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



## Meeting Agenda - Final-Revised

**Tuesday, November 28, 2023**

**9:00 AM**

**Join via Zoom at <https://montereycty.zoom.us/j/224397747> or in person at the address listed above**

### **Board of Supervisors**

*Chair Supervisor Luis A. Alejo - District 1*

*Vice Chair Supervisor Glenn Church - District 2*

*Supervisor Chris Lopez - District 3*

*Supervisor Wendy Root Askew - District 4*

*Supervisor Mary L. Adams - District 5*

**Participation in meetings**

While the Board chambers remain open, members of the public may participate in Board meetings in 2 ways:

1. You may attend the meeting in person; or,
2. You may observe the live stream of the Board of Supervisors meetings at <https://monterey.legistar.com/Calendar.aspx>, <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://www.youtube.com/c/MontereyCountyTV) or <https://www.facebook.com/MontereyCoInfo/>

If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so in 2 ways:

a. submit your comment via email by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us). In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.

b. you may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/224397747>

OR to participate by phone call any of these numbers below:

- +1 669 900 6833 US (San Jose)
- +1 346 248 7799 US (Houston)
- +1 312 626 6799 US (Chicago)
- +1 929 205 6099 US (New York)
- +1 253 215 8782 US
- +1 301 715 8592 US

Enter this Meeting ID number: 224397747 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push \*9 on your keypad.

**PLEASE NOTE: IF ALL BOARD MEMBERS ARE PRESENT IN PERSON, PUBLIC PARTICIPATION BY ZOOM IS FOR CONVENIENCE ONLY AND IS NOT REQUIRED BY LAW. IF THE ZOOM FEED IS LOST FOR ANY REASON, THE MEETING MAY BE PAUSED WHILE A FIX IS ATTEMPTED BUT THE MEETING MAY CONTINUE AT THE DISCRETION OF THE CHAIRPERSON.**

## Participación en reuniones

Mientras las cámaras de la Junta permanezcan abiertas, los miembros del público pueden participar en las reuniones de la Junta de 2 maneras:

1. Podrá asistir personalmente a la reunión; o,

2. Puede observar la transmisión en vivo de las reuniones de la Junta de Supervisores en <https://monterey.legistar.com/Calendar.aspx>, <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://www.youtube.com/c/MontereyCountyTV) o <https://www.facebook.com/MontereyCoInfo/>

Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer comentarios del público en general o comentar un tema específico de la agenda, puede hacerlo de 2 maneras:

a. envíe su comentario por correo electrónico antes de las 5:00 p.m. el lunes anterior a la reunión de la Junta. Envíe su comentario al Secretario de la Junta a [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us). En un esfuerzo por ayudar al secretario a identificar el tema de la agenda relacionado con su comentario público, indique en la línea de asunto el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de artículo (es decir, el artículo n.º 10). Su comentario se colocará en el registro en la reunión de la Junta.

b. puedes participar a través de ZOOM. Para participar en ZOOM, únase por audio de computadora en: <https://montereycty.zoom.us/j/224397747>

O para participar por teléfono llame a cualquiera de estos números a continuación:

- +1 669 900 6833 EE. UU. (San José)
- +1 346 248 7799 EE. UU. (Houston)
- +1 312 626 6799 EE. UU. (Chicago)
- +1 929 205 6099 EE. UU. (Nueva York)
- +1 253 215 8782 EE. UU.
- +1 301 715 8592 EE. UU.

Ingrese este número de ID de reunión: 224397747 cuando se le solicite. Tenga en cuenta que no hay un código de participante, simplemente presione # nuevamente después de que la grabación lo solicite.

Se le colocará en la reunión como asistente; cuando esté listo para hacer un comentario público si se une al audio de la computadora, levante la mano; y por teléfono, presione \*9 en su teclado.

**TENGA EN CUENTA: SI TODOS LOS MIEMBROS DE LA JUNTA ESTÁN PRESENTES EN PERSONA, LA PARTICIPACIÓN DEL PÚBLICO POR ZOOM ES ÚNICAMENTE POR CONVENIENCIA Y NO ES REQUERIDA POR LA LEY. SI LA ALIMENTACIÓN DE ZOOM SE PIERDE POR CUALQUIER MOTIVO, LA REUNIÓN PUEDE PAUSARSE MIENTRAS SE**

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**INTENTA UNA SOLUCIÓN, PERO LA REUNIÓN PUEDE CONTINUAR A DISCRECIÓN DEL PRESIDENTE.**

The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901.

As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

**ALTERNATE AGENDA FORMATS:** If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

**CEREMONIAL/APPOINTMENTS/OTHER BOARD MATTERS:** These items may include significant financial and administrative actions, and items of special interest, usually approved by majority vote for each program. The regular calendar also includes "Scheduled Items," which are noticed hearings and public hearings.

**CONSENT CALENDAR:** These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by majority vote.

**TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA:** Walk to the podium and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board's action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

**TO ADDRESS THE BOARD DURING PUBLIC COMMENT:** Members of the public may address comments to the Board concerning each agenda item and may comment when the Chair calls for general public comment for items that are not on the day's agenda. The timing of public comment shall be at the discretion of the Chair.

**DOCUMENT DISTRIBUTION:** Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

**INTERPRETATION SERVICE POLICY:** The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for interpreter assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un intérprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado

de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de anticipo de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies.

The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting.

Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5

#### HELPFUL INFORMATION/INFORMACION UTIL

Sign Up For Alerts on items you may be interested in to keep informed and up to date on the Monterey County Board of Supervisors

To create an Alert please Sign Up and follow the User Guide to create alerts for calendars, meeting details, agenda items and item details at the following link:

<https://monterey.legistar.com/Default.aspx>

If assistance is needed please contact our office at the following email: [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us)

Regístrese para recibir alertas sobre artículos que le pueden interesar para mantenerse informado y actualizado sobre la Junta de Supervisores del Condado de Monterey

Para crear una alerta, regístrese y siga la Guía del usuario para crear alertas para calendarios, detalles de reuniones, elementos de agenda y detalles de elementos en el siguiente enlace:

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Si necesita ayuda, comuníquese con nuestra oficina al siguiente correo electrónico: [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us)

**NOTE: All agenda titles related to numbered agenda items are live web links. Click on the title to be directed to the corresponding Board Report.**

**PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.**

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

#### **Roll Call**

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

County Counsel will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

#### **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 two matters of significant exposure to litigation.
  - b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
    - (1) Property: Laguna Seca Recreation Area  
Agency Negotiator(s): Randell Ishii, Director of Public Works Facilities and Parks, and Leslie J. Girard, County Counsel  
Negotiating Parties: A&D Narigi Consulting, LLC and Friends of Laguna Seca  
Under negotiation: Price and terms
  - 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 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
    - (1) Christian Schneider
    - (2) Application to file late Claim of Charlie Cienna Lacher
  - e. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
    - (1) Designated representatives: Kim Moore and Ariana Hurtado  
Employee Organization(s): All Units

#### **Public Comments for Closed Session**

#### **The Board Recesses for Closed Session Agenda Items**

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Closed Session may be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

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

#### **Roll Call**

#### **Pledge of Allegiance**

#### **Additions and Corrections by Clerk**

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

#### **Ceremonial Resolutions**

2. Adopt a resolution commending Yolanda Flores for her dedicated service after twenty-eight years to the County of Monterey upon her retirement. (Supervisor Alejo)

**Attachments:**     [Ceremonial Resolution - Yolanda Flores](#)

3. Adopt a resolution commending Daniel Gutierrez for his dedicated service after twenty-four years to the County of Monterey upon his retirement. (Supervisor Alejo)

**Attachments:**     [Ceremonial Resolution - Daniel Gutierrez](#)

4. Adopt a resolution commending Delia Gutierrez for her dedicated service after twenty-seven years to the County of Monterey upon her retirement. (Supervisor Alejo)

**Attachments:**     [Ceremonial Resolution - Delia Gutierrez](#)

5. Adopt a resolution commending Richelle D. Gales for her dedicated service after thirty-one years to the County of Monterey upon her retirement. (Supervisor Alejo)

**Attachments:**     [Ceremonial Resolution - Richelle Gales](#)

6. Adopt a resolution recognizing Pete Delgado upon his retirement from Salinas Valley Health. (Supervisor Alejo)

**Attachments:**     [Ceremonial Resolution - Pete Delgado](#)

7. Adopt a resolution recognizing the 100 Year Anniversary of the County of Monterey Health Department, celebrating the past, present, and future of public health in Monterey County. (Supervisor

Alejo)

**Attachments:** [Ceremonial Resolution - Health Department 100th Anniversary](#)  
[Revised Ceremonial Resolution - Health Department 100th Anniversary](#)

8. Adopt a resolution Honoring County of Monterey's Policy, Evaluation and Planning Manager, Krista Hanni, Ph.D., on Her Retirement After Twenty-Two Years of Dedicated Service to the County of Monterey. (Supervisor Lopez)

**Attachments:** [Ceremonial Resolution - Krista Hanni Ph.D.](#)  
[Revised Ceremonial Resolution - Krista Hanni Ph.D.](#)

9. Adopt a resolution Commending Sergeant Daniel B. Robison Upon His Retirement After Twenty-Eight Years of Public Service with the Monterey County Sheriff's Office. (Supervisor Alejo)

**Attachments:** [Ceremonial Resolution - Daniel B. Robison](#)

10. Adopt a resolution in Honor and Recognition of Chris Panetta for His Dedicated Service to the Legal Community in the County of Monterey and Receiving the Monterey County Bar Association's Lewis L. Fenton Award for Excellence in Advocacy. (~~Supervisor Askew~~) (Supervisor Adams) (REVISED VIA SUPPLEMENTAL)

**Attachments:** [Ceremonial Resolution - Chris Panetta](#)

11. Adopt a resolution Commending Sergeant Jasper DeFranco Upon His Retirement from Thirty Years of Public Service with the Monterey County Sheriff's Office. (Supervisor Alejo)

**Attachments:** [Ceremonial Resolution - Sergeant Jasper DeFranco](#)

12. ~~Adopt a resolution commending Captain Joseph Moses upon his retirement from twenty-nine years of public service with the Monterey County Sheriff's Office. (Supervisor Alejo) (REMOVED VIA SUPPLEMENTAL)~~

**Attachments:** [Ceremonial Resolution - Captain Joseph Moses](#)

### Appointments

13. Consider the appointment of delegates and alternates to the Rural County Representatives of California (RCRC), Golden State Finance Authority (GSFA), and Golden State Connect Authority (GSCA) Board of Directors.



**Attachments:** [Board Report](#)  
[RCRC 2024 MEMO & FORM](#)  
[GSFA 2024 MEMO & FORM](#)  
[GSCA 2024 MEMO & FORM](#)

14. Appoint Clarisa Reyes-Becerra to Monterey County Children & Families Commission as an At Large member to fill an unexpired term ending on September 21, 2024. (Nominated by Monterey County Children & Families Commission)

**Attachments:** [Notification to Clerk of Appt - Clarissa Reyes-Becerra](#)  
[Resume - Clarisa Reyes-Becerra](#)

15. Reappoint David Kong to Greenfield Public Recreation District as a Primary member representing District 3 with a term expiration date on November 30, 2026. (Nominated by District 3 Supervisor Lopez)

**Attachments:** [Notification to Clerk of Appt - David Kong](#)  
[Resume - David Kong](#)

16. Reappoint Louise Iredell to the County Service Area 45 (Oak Hills) representing District 2 as a Oak Hills Subdivision east of Cathedral Oaks Drive representative with a term expiration date on January 1, 2026. (Nominated by District 2 Supervisor Church)

**Attachments:** [Notification to Clerk of Appt - Louise Iredell](#)  
[Application - Louise Iredell](#)

17. Appoint Neera Monica Lal to the Monterey County Children & Families Commission as an At Large member with a term expiration date on December 31, 2026 (Nominated by Monterey County Children & Families Commission)

**Attachments:** [Notification to Clerk of Appt - Neera Monica Lal](#)  
[Resume - Neera Monica Lal](#)

18. Reappoint Miguel Cervantes to the San Lucas County Water District as a Primary representative representing District 3 with a term expiration date on December 1, 2026. (Nominated by District 3 Supervisor Lopez)

**Attachments:** [Notification to Clerk of Appt - Miguel Cervantes](#)  
[Resume - Miguel Cervantes](#)

19. Reappoint Lynn Riddle to County Service Area 45 (Oak Hills) as an Oak Hills Subdivision east of Cathedral Oaks Drive representative representing District 2 with a term expiration date on January 1, 2027. (Nominated by District 2 Supervisor Church)

**Attachments:**     [Notification to Clerk of Appt - Lynn Riddle](#)  
                          [Application - Lynn Riddle](#)

- 20. Appoint Ricardo Diaz to Parks Commission as a Primary representative representing District 2 to fill an unexpired term ending on April 26, 2024. (Nominated by District 2 Supervisor Church)

**Attachments:**     [Notification to Clerk of Appt - Ricardo Diaz](#)  
                          [Application - Ricardo Diaz](#)

**Approval of Consent Calendar – (See Supplemental Sheet)**

- 21. See Supplemental Sheet

**General Public Comments**

- 22. General Public Comments

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.

**Scheduled Matters**

- 23. a. Introduce, waive first reading, and set January 9, ~~2023~~ 2024 at 10:30 a.m. as the date and time to consider adoption of an ordinance to amend the contract between the California Public Employees’ Retirement System and the County of Monterey to provide Section 21118 Partial Service Retirement for local miscellaneous members and local safety members; and  
b. Direct the Human Resources Department to work with the County Administrative Office and the Office of the County Counsel to implement the Partial Service Retirement Program. (REVISED VIA SUPPLEMENTAL)

**Attachments:**     [Board Report](#)  
                          [Revised Board Report](#)  
                          [Attachment A - Contract Between the County of Monterey and CalPERS](#)  
                          [Attachment B - Certification of FINAL Action of Governing Body](#)  
                          [Attachment C - Ordinance Partial Service Retirement](#)

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

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

**Roll Call**

**Scheduled Matters**

- 24. a. Adopt an ordinance approving a military equipment use policy for the Office of the Sheriff pursuant to Assembly Bill 481.
- b. Pursuant to the requirements of Assembly Bill 481 adopt a resolution determining that:
  - 1. The military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.
  - 2. The proposed military equipment use policy will safeguard the public’s welfare, safety, civil rights, and civil liberties.
  - 3. If purchasing equipment, the equipment is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.
  - 4. Prior military equipment use complies with the military equipment use policy that was in effect at the time, or if prior uses did not comply with the accompanying military equipment use policy, corrective action has been taken to remedy nonconforming uses and ensure future compliance.

- Attachments:**     [Board Report](#)  
                          [Draft Ordinance AB 481.pdf](#)  
                          [Military Equipment Use Policy.pdf](#)  
                          [2023 Annual Military Equipment Report with Attachments.pdf](#)  
                          [Military Equipment Use PowerPoint.pdf](#)  
                          [Resolution.pdf](#)  
                          Resolution.doc

- 25. Receive a presentation on the operations and outcomes of the SHARE Center, a low-barrier emergency shelter and housing navigation center for individuals and families located in Salinas, CA.

- Attachments:**     [Board Report](#)  
                          [BACS Presentation FY 22-23](#)

**Other Board Matters**

**County Administrative Officer Comments**

- 26. County Administrative Officer Comments

**New Referrals**

- 27. New Referrals

- Attachments:**     [Board Referral Matrix 11-28-23](#)  
                          [2023.22 \(Adams\) Bixby Bridge Traffic and Pedestrian Safety](#)

**Referral Responses**

- 28. Consider options in response to **Board Referral 2023.21** (Church) regarding the Non-County entity appointments procedure for Board Members.

**Attachments:**     [Board Report](#)  
                          [Exhibit A - Policy G-10](#)  
                          [Exhibit B - Proposed Policy Revisions](#)

- 29. Receive a preliminary analysis report in response to **Board Referral No. #2023.20** seeking to amend Monterey County Code to establish Littering Fines for illegal dumping and littering of solid waste and refuse.

**Attachments:**     [Board Report](#)

**Board Comments**

- 30. Board Comments

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

Read out by County Counsel will only occur if there is reportable action(s).

**Adjournment**

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

- 31.** Adopt Resolution to:
- a. Amend the Personnel Policies and Practices Resolution No. 98-394 to revise Section A.12.7: Extra Shift Pay for Physicians - Natividad Medical Center, as indicated in Attachment A;
  - b. Direct the Human Resources Department and Auditor-Controller Office to implement the changes in the Advantage Human Resources Management (HRM) system.

**Attachments:**     [Board Report](#)  
                          [Attachment A - Redline Version](#)  
                          [Attachment B - Clean Version](#)  
                          [Resolution](#)

- 32.** Adopt Resolution to:
- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to adjust the salary ranges of the Hospital Revenue Cycle Examiner classification as indicated in Attachment A effective November 18, 2023; and
  - b. Direct the Human Resources Department to implement the changes in the Advantage Human Resources Management System.

**Attachments:**     [Board Report](#)  
                          [Resolution](#)  
                          [Attachment A](#)

- 33.** Adopt Resolution to:
- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to adjust the salary range of the Physical Therapist Assistant classification as indicated in Attachment A effective November 18, 2023; and
  - b. Direct the Human Resources Department to implement the changes in the Advantage Human Resources Management System.

**Attachments:**     [Board Report](#)  
                          [Attachment A](#)  
                          [Resolution](#)

- 34.** a. Ratify execution by the Chief Executive Officer (“CEO”) for Natividad Medical Center (“Natividad”) or his designee of two Letters of Interest, both dated August 22, 2023, to the California Department of Health Care Services (“State DHCS”), confirming the interest of the County of Monterey d/b/a NMC (“County”) in working with State DHCS to participate in the Voluntary Rate Range Program for the period of January 1, 2022, to December 31, 2022, including providing a Medi-Cal managed care rate range Intergovernmental Transfer of Public Funds (“IGT”) to fund the nonfederal share of Medi-Cal managed care actuarially sound capitation rate payments;

b. Authorize the CEO for Natividad or his designee to execute the implementing IGT Agreement between the County and the State DHCS to fund the nonfederal share of Medi-Cal managed care actuarially sound capitation rate payments for healthcare services rendered in the period of January 1, 2022, to December 31, 2022, plus a 20% assessment fee applicable to non-exempt funds, pursuant to Sections 14164 and 14301.4 of the Welfare & Institutions Code, in substantially the same form as that which has been presented to the Board without significant change to its content;

**Attachments:** [Board Report](#)  
[CCAH - Letter of Interest Natividad CY22 Voluntary Rate Range](#)  
[CalViva - Letter of Interest Natividad CY22 Voluntary Rate Range](#)  
[CY 2022 IGT Agreeemnt Monterey dba Natividad Medical Center](#)

**Health Department**

35. Set a public hearing for December 5, 2023 at 1:30 p.m. to consider and adopt Resolution to approve Amendment No. 15 with [Proposed] Exhibit 1 “Approved Rates and Charges” to Unified Franchise Agreement A-11631 regarding proposed rates for services and adjustments to current rates for the Unified Franchise Agreement A-11631 between the County of Monterey and Waste Management, Inc. dba USA Waste of California dba Carmel Marina Corp., for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County; approve and authorize the Director of Health to execute Amendment No. 15 to the Unified Franchise Agreement (Agreement No. A-11631) between the County of Monterey and Waste Management, Inc. dba USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County.

**Attachments:** [Board Report](#)  
[\[Proposed\] Amendment No. 15 and Exhibit 1 are on file with the Clerk of the Board.](#)  
[Amendment No. 14](#)  
[Amendment No. 13](#)  
[Amendment No. 12](#)  
[Amendment No. 11](#)  
[Amendment No. 10](#)  
[Amendment No. 9](#)  
[Amendment No. 8](#)  
[Amendment No. 7](#)  
[Amendment No. 6](#)  
[Amendment No. 5](#)  
[Amendment No. 4](#)  
[Amendment No. 3](#)  
[Amendment No. 2](#)  
[Amendment No. 1](#)  
[Waste Management, Inc. Unified Franchise Agreement \(“UFA”\) is on file with the Clerk of the Board](#)

- 36.** Adopt an ordinance restating portions of Chapter 15.04 of the Monterey County Code and restating and amending Chapter 15.06 of the Monterey County Code relating to point-of-use and point-of-entry water treatment systems.

Proposed California Environmental Quality Act (CEQA) Action: Find that the adoption of this ordinance is categorically exempt per Section 15301 (minor alternations of private structures) and 15303 (construction of new, small facilities or structures) of the CEQA Guidelines, and there are no exceptions pursuant to Section 15300.2.

**Attachments:**     [Board Report](#)  
                          [Draft Ordinance \(redline\)](#)  
                          [Draft Ordinance \(clean-signed\)](#)  
                          [Point of Use/Point of Entry Ordinance Initial Study](#)

### **Department of Social Services**

- 37.** a. Adopt a resolution to authorize the application for and acceptance of the Transitional Housing Program (THP) Round 5 allocation in the amount of \$416,250 and the Housing Navigation and Maintenance Program (HNMP) Round 2 in the amount of \$83,515, to be expended as of two years from the “effective date” of the fully executed Standard Agreement, to help young adults who are 18 to 24 years of age secure and maintain housing, with priority given to former foster or probation youth; and
- b. Affirm that if THP funds or HNMP funds remain available for allocation after the deadline for submitting a signed Allocation Acceptance Form, and if eligible, the County will authorize acceptance of this additional allocation of funds up to the amount authorized by the Department but not to exceed \$832,500 (THP) and \$163,442 (HNMP), respectively; and
- c. Authorize the Director of Social Services or designee, to act on behalf of the County in connection with the THP and HNMP allocation awards/allocations, and enter into, execute, and deliver any and all documents required or deemed necessary or appropriate to participate in the THP and HNMP programs; and
- d. Agree that the County shall be subject to the terms and conditions that are specified in the THP Round 5 and HNMP Round 2 Allocation Award documents and will use the funds in accordance with the Allocation Acceptance Form, award documents, amendments, requirements, or other applicable laws; and
- e. Affirm that the County is authorized to accept either of the allocations independent of each other.

**Attachments:**     [Board Report](#)  
                          [Resolution](#)  
                          [Acceptance Form THP- R5 and HNMP-R2](#)

### **Criminal Justice**

38. a. Approve the increase in appropriations and estimated revenues of \$10,950 in the Sheriff's Fiscal Year (FY) 2023-24 Adopted Budget (001-2300-SHE001-8273), financed by a Public Risk Innovation, Solutions, and Management (PRISM) and property grant (4/5 vote required); and
- b. Authorize and direct the Auditor Controller to amend the Sheriff's FY 2023-24 Adopted Budget (001-2300-SHE001-8273) by increasing appropriations and estimated revenues \$10,950, financed by a PRISM and property grant (4/5 vote required); and
- c. Authorize the Contracts and Purchasing Officer or their designee to execute a non-standard agreement with Flock Group Inc., dba Flock Safety, in an amount not to exceed \$19,950, for cameras to be erected at Government Center parking lots, for two (2) years, effective upon execution by all parties; and
- d. Authorize the Contracts and Purchasing Officer or their designee to sign up to three (3) amendments, where the scope of work does not significantly change and where the total amount of the amendments does not exceed 10% of the original contract amount.

**Attachments:**     [Board Report](#)  
                          [Flock Group Inc., dba Flock Safety Non-Standard Agreement](#)  
                          [Grant Award Notification](#)  
                          Resolution  
                          Resolution

39. Adopt an ordinance approving a military equipment use policy for the District Attorney's Office pursuant to Assembly Bill 481.

**Attachments:**     [Board Report](#)  
                          [Military Eqp Policy DA 2022](#)  
                          [Completed Board Order - Military Equip Use - Nov 2023](#)  
                          [Military Equipment Draft Ordinance](#)

40. Approve and authorize the Chief Probation Officer to sign the Agreement between the Counties of Monterey and Contra Costa for the provision of mandated psychotherapy services for Monterey County youth placed in the County of Contra Costa for the term retroactive to July 1, 2023 through January 3, 2024.

**Attachments:**     [Board Report](#)  
                          [Agreement-Contra Costa County 112823](#)

41. a. Authorize the Contracts and Purchasing Officer or their designee to execute a non-standard agreement with Correctcare-Integrated Health Inc, in an amount not to exceed \$1,000, for adjudication services of incarcerated persons medical claims, effective January 1, 2024, to December 31, 2024; and
- b. Authorize the Contracts and Purchasing Officer or their designee to sign up to four (4) amendments, where the scope of work does not significantly change and where the total amount of the amendments does not exceed 10% of the original contract amount.



- Attachments:**     [Board Report](#)  
                          [Non-Standard Agreement.pdf](#)  
                          [Exhibit A.pdf](#)

**General Government**

42. Approve letter of support for the proposed Climate Change Resilience and Economic Capacity Building for Moss Landing Marine Laboratory (MLML) project to the U.S. Economic Development Administration (EDA) by San José State University Research Foundation.

- Attachments:**     [Board Report](#)  
                          [Letter of Support](#)

43. Retroactively approve and authorize a \$9,000,000 increase to the Countywide Service Agreements for Security Guard Services based upon criteria set forth in RFP #10744, for a revised total aggregate amount not to exceed \$20,000,000 covering the service period of July 1, 2021, to June 30, 2024.

- Attachments:**     [Board Report](#)  
                          [Universal dba Allied EXECUTED Agreement](#)  
                          [American Guard Services EXECUTED Agreement](#)  
                          [Asset Private Security EXECUTED Agreement](#)  
                          [Condor Security EXECUTED Agreement](#)  
                          [Miller Event Management EXECUTED Agreement](#)  
                          [National Security Industries EXECUTED Agreement](#)  
                          [Board Order](#)

44. a. Approve and authorize the Contracts/Purchasing Officer or designee to execute Countywide Service Agreements with ACCO Engineered Systems dba Geo. H. Wilson and Val’s Plumbing & Heating, Inc. (Agreements) for the provision of Countywide Plumbing Services to the County of Monterey, on an as-needed basis, effective November 1, 2023 through October 31, 2026, which provide for an initial three-year term through October 31, 2026 and two optional one-year extensions through October 31, 2028, contract work not to exceed \$4,000 per project, for an aggregate amount over the term of the Agreements not to exceed \$600,000 for all of the Agreements;
- b. Authorize the Contracts/Purchasing Officer or designee to execute similar additional Agreements, after one-year, for such services with qualified contractors who meet minimum requirements and comply with the County of Monterey standard terms and conditions, to provide for an initial term through October 31, 2026, and two optional one-year extensions through October 31, 2028, for an aggregate not to exceed amount of \$600,000 for all of the Agreements; and,
- c. Authorize the Contracts/Purchasing Officer or designee to execute future amendments that do not exceed 10% (\$60,000) of the original aggregate amount and do not significantly alter the scope of services, for a total maximum not to exceed amount of \$660,000 for all of the Agreements.

**Attachments:** [Board Report](#)  
[ACCO Engineerd Systems dba Geo.H. Wilson Agreement](#)  
[Vals Plumbing Heating INC. Agreement](#)

45. a. Authorize the Chief Information Officer of the Information Technology Department, or designee, to execute Amendment No. 3 to the non-standard Master Subscription Agreement with Zoom Video Communications, Inc. by adding the non-standard Business Associate Agreement, adding references to the Health Insurance Portability and Accountability Act laws; and
- b. Authorize the Director of Health Services or her designee to sign the Business Associate Agreement (“BAA”); and
- c. Authorize the Chief Executive Officer of Natividad Medical Center to sign the Business Associate Agreement (“BAA”).

**Attachments:** [Board Report](#)  
[Zoom\\_BAA\\_Fully Executed](#)  
[Zoom Video Communications Master Subscription Agreement and Order Form](#)  
[BAA-PHIA-Custom-COUNTY OF MONTEREY-October 30 2023-FE VENDOR\\_SIGNED](#)  
[Zoom Amend\\_1\\_and Amend\\_2\\_EXECUTED](#)

46. Receive the action minutes from the April, May, and June 2023 Legislative Committee meetings.

**Attachments:** [April 10, 2023 - Legislative Committee Minutes](#)  
[May 15, 2023 - Legislative Committee Minutes](#)  
[June 12, 2023 - Legislative Committee Minutes](#)

47. a. Authorize the Chief Information Officer to execute a Standard Agreement with First Alarm for Fire Alarm Monitoring services retroactively for the term of July 1, 2023, through June 30, 2026, in the amount not to exceed \$19,639; and
- b. Authorize the Chief Information Officer or his designee to execute order forms and such documents as are necessary to implement the agreement with First Alarm; and
- c. Authorize the Chief Information Officer the option to execute up to two (2) future amendments to this Agreement, each extending the term by one year, where the additional costs of each Amendment do not exceed 10% (\$1,963) of the original contract amount of \$19,639, bringing the maximum additional compensation to \$21,602 and potential overall Agreement aggregate not to exceed amount to \$23,565.

**Attachments:** [Board Report](#)  
[Standard Agreement](#)

48. a. Authorize the Chief Information Officer to amend the Spinitar Agreement for Monterey County’s Board Chamber Audio Visual & Broadcast System Upgrade by 10% (or \$201,625) of the original

contract amount of \$2,016,247, bringing the overall contract aggregate not to exceed amount to \$2,217,872 as a contingency allowance for project and services to be used on an as-needed basis; and

b. Authorize the Chief Information Officer or his designee to sign order forms, change order forms, deliverable acceptance forms, and related documents as necessary for the Board Chamber Audio Visual & Broadcast System Upgrade project and services; and

c. Authorize and direct the Auditor-Controller to amend the FY 2023-24 Adopted Budget to increase appropriations in the Information Technology Department (ITD) 1930, Appropriation INF002 by \$1,077,365 where the funding source is PEG Fee Restricted Fund Balance (Fund 001-3042, Sub-BSA 193-P), for funding the Board Chamber Audio Visual and Broadcast System Upgrade (RFP #10776) (4/5ths vote required).

**Attachments:**     [Board Report](#)  
                          [Spinitar Amendment No. 1](#)  
                          [Spinitar Agreement](#)

49. Approve and authorize the County Counsel's Office to execute Renewal and Amendment #7, with Kennedy/Jenks Consultants, to extend the agreement for one year with an additional \$44,740.53 in funding, for a new full term of March 1, 2016 to September 1, 2024, and a new NTE amount of \$743,000 for the construction, testing, reporting and oversight of a bioventing system at the Lake San Antonio Resort/Marina site, required by the California State Water Resources Control Board and Regional Board ("Water Boards") to address fuel spill remediation at the lake, to be funded from County Counsel - Enterprise Risk (001-1210-8429-COU006).

**Attachments:**     [Board Report](#)  
                          [Proposed Amendment No. 7](#)

50. Approve and authorize the Contracts Purchasing Officer or designee to execute a non-standard Agreement with Meltwater, for media monitoring software subscription services, effective December 1, 2023 through November 31, 2025, not to exceed \$60,000.

**Attachments:**     [Board Report](#)  
                          [Non Standard Agreement - Meltwater](#)  
                          [Exhibit A](#)  
                          [Appendix A](#)

51. Adopt a Resolution to:
- Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary range of the Office Maintenance Worker as indicated in Attachment A effective December 2, 2023;
  - Direct the Human Resources Department, County Administrative Office, and Auditor-Controller's Office to implement the changes in the Advantage Human Resources Management (HRM) system.

**Attachments:** [Board Report](#)  
[Attachment A](#)  
[Resolution](#)

- 52.** Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary ranges of the Custodian and Senior Custodian as indicated in Attachment A effective December 2, 2023;
  - b. Direct the Human Resources Department, County Administrative Office, and Auditor-Controller’s Office to implement the changes in the Advantage Human Resources Management (HRM) system.

**Attachments:** [Board Report](#)  
[Attachment A](#)  
[Resolution](#)

- 53.** Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary ranges of the Social Services Aide I-II classifications as indicated in Attachment A effective December 2, 2023;
  - b. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary ranges of the Eligibility Specialist I-II-III and Eligibility Supervisor classifications as indicated in Attachment A effective December 2, 2023;
  - c. Direct the Human Resources Department, County Administrative Office, and Auditor-Controller’s Office to implement the changes in the Advantage Human Resources Management (HRM) system.

**Attachments:** [Board Report](#)  
[Attachment A](#)  
[Resolution](#)

- 54.** Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary range of the Payroll Technician-Confidential, Senior Payroll Technician-Confidential, and Supervising Payroll Coordinator-Confidential classifications as indicated in Attachment A, effective December 2, 2023;
  - b. Direct the Human Resources Department, County Administrative Office, and Auditor-Controller's Office to implement the changes in the Advantage Human Resources Management (HRM) system.

**Attachments:** [Board Report](#)  
[Attachment A](#)  
[Resolution](#)

- 55.** Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary ranges of the Auditor-Controller Analyst I-II as indicated in Attachment A, effective

December 2, 2023;

b. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary range of the Chief Deputy Treasurer-Tax Collector as indicated in Attachment A, effective December 2, 2023;

c. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary range of the Chief Deputy Auditor-Controller as indicated in Attachment A, effective December 2, 2023;

d. Direct the Human Resources Department, County Administrative Office, and Auditor-Controller's Office to implement the changes in the Advantage Human Resources Management (HRM) system.

**Attachments:**     [Board Report](#)  
                          [Attachment A](#)  
                          [Resolution](#)

### **Public Works, Facilities and Parks**

- 56.** Approve and authorize the Monterey County Laguna Seca Representative to execute Amendment No. 1 to the Non-Standard Agreement between Sunbelt Rentals Inc. and the County of Monterey for heavy equipment rentals at WeatherTech® Raceway at Laguna Seca adding \$75,000 for a revised total amount of \$375,000.

**Attachments:**     [Board Report](#)  
                          [Attachment A - Proposed Amendment](#)  
                          [Attachment B - Executed Non - Standard Agreement](#)

- 57.** Adopt a Resolution to accept a portion of State right-of-way at the intersection of State Route 68 and Hitchcock Road in the County of Monterey into the County's road system upon approval by the California Transportation Commission (CTC) of a Resolution of Relinquishment and recordation of said Resolution at the Monterey County Recorder's Office.

**Attachments:**     [Board Report](#)  
                          [Attachment A - Resolution Hitchcock Relinquishment](#)  
                          [Attachment B - Resolution Relinquishment Area](#)

- 58.** a. Award a contract to Papich Construction Company, Inc., the lowest responsible bidder for the Robinson Canyon Road Scour Countermeasures Project No. 3851, in the amount of \$2,575,000.  
b. Approve the Performance and Payment Bonds executed and provided by Papich Construction Company, Inc.  
c. Authorize a contingency, not to exceed ten percent (10%) of the contract amount or \$257,500, to provide funding for approved contract change orders.  
d. Authorize the Director of Public Works, Facilities and Parks to execute the contract subject to the provisions of the Public Contract Code and Board Policies as applicable, approve change orders to the contract that do not exceed 10% of the original contract amount (\$257,500), do not significantly change the scope of work, and which do not exceed the maximum not to exceed contract amount of

\$2,832,500, including the 10% contingency; and

e. Authorize the Director of Public Works, Facilities and Parks to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when the Director determines that the contract is complete in all respects in accordance with the Plans and Special Provisions for the construction of the Robinson Canyon Road Scour Countermeasures Project, Project No. 3851.

**Attachments:**     [Board Report](#)  
                          [Attachment A - Contract, Bonds & Insurance](#)  
                          [Attachment B - Project Budget](#)  
                          [Attachment C - Bid Summary](#)  
                          [Attachment D - Location Map](#)

### **Addenda/Supplemental**

#### **59. Addenda/Supplemental**

**Attached Revised Ceremonial Resolution to No. 7 Under Ceremonial Resolutions**

**Attached Revised Ceremonial Resolution to No. 8 Under Ceremonial Resolutions**

**Revised Item No. 10 Under Ceremonial Resolutions**

**10.** Adopt a resolution in Honor and Recognition of Chris Panetta for His Dedicated Service to the Legal Community in the County of Monterey and Receiving the Monterey County Bar Association's Lewis L. Fenton Award for Excellence in Advocacy. (~~Supervisor Askew~~) (Supervisor Adams)

**Removed Item No. 12 Under Ceremonial Resolutions**

**Revised and Attached Revised Board Report Item No. 23 Under Scheduled Matters**

**23.** a. Introduce, waive first reading, and set January 9, 2023 2024 at 10:30 a.m. as the date and time to consider adoption of an ordinance to amend the contract between the California Public Employees' Retirement System and the County of Monterey to provide Section 21118 Partial Service Retirement for local miscellaneous members and local safety members; and

b. Direct the Human Resources Department to work with the County Administrative Office and the Office of the County Counsel to implement the Partial Service Retirement Program.