

# Monterey County

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



## Action Minutes - Final

Tuesday, February 25, 2020

9:00 AM

## Board of Supervisors

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

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

The meeting was called to order by Chair Supervisor Chris Lopez.

**Roll Called**

Present: 4 - Supervisor Jane Parker, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Luis A. Alejo appearing via teleconference

Absent: 1 - Supervisor Mary L. Adams

**Staff Present**

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

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

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

**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) Stagecoach Territory, Inc. v. County of Monterey, et al. (Monterey County Superior Court case no. M109948)
    - (2) Estate of Frances Ellingwood (Monterey County Superior Court case no. 18PR000140)
    - (3) Estate of Frances Ellingwood (Monterey County Superior Court case no. 18PR000145)
    - (4) Fort Ord Reuse Authority v. All Persons Interested, et al. (Monterey County Superior Court case no 20CV000381)
  - b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
    - (1) Designated representatives: Becky Cromer  
Employee Organization(s): IHSS
    - (2) Designated representatives: Irma Ramirez-Bough and Kim Moore  
Employee Organization(s): Unit S

**Public Comment**

Open for public comment; no public comments made.

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

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

**Roll Called**

Present: 4 - Supervisor Jane Parker, Supervisor John M. Phillips, Supervisor Chris Lopez and Supervisor Luis A. Alejo appearing via teleconference

Absent: 1 - Supervisor Mary L. Adams

**Staff Present**

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

**Pledge of Allegiance**

The Pledge of Allegiance was led by Charles McKee, County Administrative Officer.

**Announcement of Interpreter**

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

**Additions and Corrections by Clerk**

There were no additions and corrections to today's agenda.

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

- 2. Approval of Consent Calendar Items No. 13 through 31.

Open for public comment; Bob Roach and Joey Espinosa commented on Consent Calendar Item No. 29.2; staff responded.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Jane Parker to approve Consent Calendar Item Numbers 13 through 27 and 29 through 31 with Item No. 29.2 amended as follows:

Set March 3, 2020, as the date and time on consent to consider the definition of "operator", and potentially set a date to consider adoption of an ordinance amending Chapter 7.90 of the Monterey County Code to modify commercial cannabis permit requirements concerning criminal background checks.

Roll call vote taken pursuant to Government Code 54953:  
Supervisor Alejo: AYE  
Supervisor Phillips: AYE

Supervisor Parker: **AYE**  
Supervisor Adams: **Absent**  
Chair Supervisor Lopez: **AYE**

**Ceremonial Resolutions**

Open for public comment; no public comments made.

- 3. Proclaim the week of March 2nd through March 6th as Monterey County Environmental Health Week in Monterey County and recognize the opening of the California Environmental Health Association Vision 2020 Annual Educational Symposium. (Full Board)

**A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 20-044 proclaiming the week of March 2nd through March 6th as Monterey County Environmental Health Week in Monterey County and recognize the opening of the California Environmental Health Association Vision 2020 Annual Educational Symposium. (Full Board)**

**Roll call vote taken pursuant to Government Code 54953:  
Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Parker: AYE  
Supervisor Adams: Absent  
Chair Supervisor Lopez: AYE**

- 4. Adopt resolution honoring Julie Edgcomb upon her retirement from Natividad and public service to the residents of Monterey County. (Full Board)

**A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 20-046 honoring Julie Edgcomb upon her retirement from Natividad and public service to the residents of Monterey County. (Full Board)**

**Roll call vote taken pursuant to Government Code 54953:  
Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Parker: AYE  
Supervisor Adams: Absent  
Chair Supervisor Lopez: AYE**

- 5. Adopt Resolution recognizing that the County of Monterey supports Energy Upgrade California. (Full Board)

**A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 20-045 recognizing that the County of Monterey supports Energy Upgrade California. (Full Board)**

**Roll call vote taken pursuant to Government Code 54953:  
Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Parker: AYE  
Supervisor Adams: Absent**

Chair Supervisor Lopez: AYE

**Appointments**

Open for public comment; no public comments made.

- 6. Correct the term expiration date for Margie Sokotowski to the Behavioral Health Commission from January 1, 2020 to May 31, 2021. (Supervisor Phillips)

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Jane Parker to correct the term expiration date for Margie Sokotowski to the Behavioral Health Commission from January 1, 2020 to May 31, 2021. (Supervisor Phillips)**

**Roll call vote taken pursuant to Government Code 54953:  
Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Parker: AYE  
Supervisor Adams: Absent  
Chair Supervisor Lopez: AYE**

- 7. Reappoint Warren “Pete” Poitras to the Monterey County Regional Fire District Board of Directors with a term ending on March 1, 2024. (Supervisor Adams)

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Jane Parker to reappoint Warren “Pete” Poitras to the Monterey County Regional Fire District Board of Directors with a term ending on March 1, 2024. (Supervisor Adams)**

**Roll call vote taken pursuant to Government Code 54953:  
Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Parker: AYE  
Supervisor Adams: Absent  
Chair Supervisor Lopez: AYE**

**Other Board Matters**

- 8.
  - a. Create a committee to address Natividad Medical Center’s Strategic Objectives;
  - b. Appoint two (2) members of the Board of Supervisors to the Committee; and,
  - c. Authorize the Chair of the Natividad Medical Center Board of Trustees to appoint two (2) members to the Committee.

**A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor John M. Phillips to:**  

- a. Create a committee to address Natividad Medical Center’s Strategic Objectives;**
- b. Appoint Supervisor Chris Lopez and Supervisor John M. Phillips as the two (2) members of the Board of Supervisors to the Committee; and,**
- c. Authorize the Chair of the Natividad Medical Center Board of Trustees to appoint two (2) members to the Committee.**

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Parker: AYE  
Supervisor Adams: Absent  
Chair Supervisor Lopez: AYE

9.

Board Comments

Supervisor Jane Parker commented that this Friday, at 10:00 a.m. there will be a ribbon cutting for Junsay Oaks an Affordable Housing Project in Marina. It was a funding partnership among many entities and the City of Marina is looking forward to being able to provide additional affordability for their residence.

Supervisor John M. Phillips commented on Saturday he attended the grand opening of the El Gabilan Library with many other public officials as well as Supervisor Alejo's Chief of Staff. It was impressive as they converted a 3500 square foot library into a 21,000 square foot state of the art including digital studio technology, marketplace and group rooms. On Sunday, his staff Monica Hale, attended the Lowes, (inaudible) and Computers event out at the Japanese schoolhouse in Castroville where Charter Spectrum awarded \$30,000 to Lowes, (inaudible) and Computers. This helped bridge the digital divide in the community. They also helped provide low cost computers, but they also helped with digital literacy. Also, on Sunday he attended the 11th Round Up for Rancho Cielo Round-Up. They had about 550 people there and the young people were able to work with the top chefs that were there from the wineries. They raised in the auction about \$98,000 and the (inaudible) raised another \$37,000 to support the young people that attend Rancho Cielo.

Supervisor Chris Lopez attended a Snip session where the bus was in San Lucas this past weekend. He believes they treated about 40 animals and got them fixed to reduce the population of strays in Southern Monterey County. He stated it was awesome to be standing in the parking lot of the school and see so many people coming up and engaging and asking when the next one will be. The brought them the first pet and then said they have another one at home so folks were testing the waters with this first excursion of Snip in the South County. He also commented that they had a wonderful meeting at the Agriculture Commissioner's Office to discuss the South of Salinas improvements that have been bubbling up over the last year. This is going to be such a huge fix for the residents of South County or anyone who works in the agriculture industry and travels between Salinas and Chualar. Those agricrossing where we have people trying to cross 101 and do that safely with the amount of traffic especially with some of those 18 wheelers barreling down freeway at high speeds. It is almost impossible to stop, and we have had periods including last summer where we lost four lives in 4 weeks so having partners around the table from as far South as Bryson Asperia and all the partners from Cal Trans, CHP and hearing everyone's stories and their willingness to be part of the solution was very inspiring. He thanked local media for covering the meeting yesterday. This will not be a short fix but will be a 5 year project on getting this remedied.

Supervisor Alejo passed on board comments this week and Supervisor Adams was absent.

10. County Administrative Officer Comments and Referrals

**Charles McKee, County Administrative County Officer thanked the Board and the Federal and State Legislators for putting on a great Legislative meeting and the City of Gonzales for hosting the meeting. He also thanked Annette D'Adamo from the County Administrative Office Intergovernmental Affairs for organizing the event. Although, the time was constrained the substance was beneficial to the community and he appreciated everyone's participation.**

**There are two referrals this week:**

**Supervisor Phillips' office seeks to reactivate the Litter Abatement Program and to explore options for a partnership with one or more local non-profit or for-profit organization to address reports of litter and dumping in a timelier manner; and**

**Supervisor Lopez' office seeks to partner with the Arts Council of Monterey County to create murals on the walls of the stairways at the County Government Center located at 168 West Alisal.**

11. General Public Comments

**Open for general public comments for items not on today's agenda; Gary Toet commented.**

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

12. Authorize the advance step placement for Laura Neal at Step 4 of the Deputy Director Social Services range effective with the beginning date of her employment in accordance with Personnel Policies and Procedures Resolution (PPPR) #98-34, Sections A.1.11.1 and A.1.11.5.

**Lori Medina, Director for the Social Services Department presented.**

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

**A motion was made by Supervisor John M. Phillips, seconded by Luis A. Alejo to:**

**Authorize the advance step placement for Laura Neal at Step 4 of the Deputy Director Social Services range effective with the beginning date of her employment in accordance with Personnel Policies and Procedures Resolution (PPPR) #98-34, Sections A.1.11.1 and A.1.11.5.**

**Roll call vote taken pursuant to Government Code 54953:**

- Supervisor Alejo: AYE**
- Supervisor Phillips: AYE**
- Supervisor Parker: AYE**
- Supervisor Adams: Absent**
- Chair Supervisor Lopez: AYE**

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

**CLOSED SESSION REPORT:**

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

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

- (1) Stagecoach Territory, Inc. v. County of Monterey, et al. (Monterey County Superior Court case no. M109948)
- (2) Estate of Frances Ellingwood (Monterey County Superior Court case no. 18PR000140)
- (3) Estate of Frances Ellingwood (Monterey County Superior Court case no. 18PR000145)
- (4) Fort Ord Reuse Authority v. All Persons Interested, et al. (Monterey County Superior Court case no 20CV000381)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a. (1)(2)(3)(4).

b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:

- (1) Designated representatives: Margaret Huffman  
Employee Organization(s): IHSS
- (2) Designated representatives: Irma Ramirez-Bough and Kim Moore  
Employee Organization(s): Unit S

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

**Adjourned**

The meeting was adjourned at 11:31 a.m. In Memory of Jesse Tiscareno and Martin Rodriguez by Chair Supervisor Chris Lopez.

**APPROVED:**

\_\_\_\_\_/s/ Chris Lopez\_\_\_\_\_  
**CHRIS LOPEZ, CHAIR**  
**BOARD OF SUPERVISORS**

**ATTEST:**

**BY: \_\_\_\_\_/s/ Valerie Ralph\_\_\_\_\_**  
**VALERIE RALPH**  
**CLERK OF THE BOARD**  
**APPROVED ON March 10, 2020**



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

13. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 4 to the agreement (A-13506) with Focus One Solutions, LLC for a Healthcare Vendor Management System pursuant to the Request for Proposal (RFP) # 9600-62, extending the agreement an additional two (2) year period (April 19, 2020 through June April 18, 2022) for a revised full agreement term of April 19, 2017 through April 18, 2022, and adding \$8,563,000 for a revised total agreement amount not to exceed \$20,563,000.

**Approved - Agreement No.: A-13506, Amendment No. 4**

14. Adopt Resolution to:
- Amend Personnel Policies and Practices Resolution No. 98-394 and Appendices A and B to Retitle the Classifications of: Cardiopulmonary Technician II to Respiratory Care Practitioner, Cardiopulmonary Technician-Per Diem to Respiratory Care Practitioner-Per Diem, Senior Cardiopulmonary Technician to Senior Respiratory Care Practitioner, Supervising Cardiopulmonary Technician to Supervising Respiratory Care Practitioner, Director of Cardiopulmonary Services to Director of Respiratory Care Services; and
  - Direct the Monterey County Human Resources Department to Implement the Changes in the Advantage HRM System.

**Adopted Resolution No. 20-039**

**Health Department**

15.
  - Set a public hearing for March 10, 2020 at 10:30 a.m. to consider and adopt Resolution to approve Amendment No. 9 with [Proposed] Exhibit 1 "Approved Rates and Charges" to the Unified Franchise Agreement A-11631 regarding proposed rates for services and adjustments to current rates retroactive to January 1, 2020 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; and
  - Direct the Clerk of the Board to publish the Notice of Public Hearing in newspapers of general circulation to provide for County-wide Notice of Public Hearing on or before February 29, 2020.

**Approved**

16.
  - Approve and Authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to the Memorandum of Agreement (MOA: A-13774)

between the County of Monterey and the City of Salinas for Animal Control Services Administration Pilot Project for consolidation of shared Veterinary and Animal Care services for an increased amount of \$381,343 for a revised total amount not to exceed \$971,902 for the term of the MOA;

b. Adopt a resolution to Amend the FY 2019-20 Health Department Budget 001-4000-HEA001-8442 to add 1.0 FTE Animal Care Technician II and increase appropriations and estimated revenue in the amount of \$41,205 (4/5th vote required); and

c. Direct the County Administrative Office to incorporate the approved positions in the FY 2019-20 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

**Approved - Agreement No.: A-13774, Amendment No. 2**

17. a. Amend Fiscal Year (FY) 2019-20 Health Department's Behavioral Health Budget 023-4000-HEA012-8410 to add 1.0 FTE Finance Manager II; and
- b. Authorize the transfer of 1.0 FTE Finance Manager III from the Health Department's Behavioral Health Budget 023-4000-HEA012-8410 to the Health Department's Budget 001-4000-HEA014-8438; and
- c. Direct the County Administrative Office and the Auditor-Controller to incorporate the approved position changes in the FY 2019-20 Adopted Budget.

**Adopted Resolution No. 20-040**

18. Receive a report addressing the status of 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.

**Approved**

### Criminal Justice

19. a. Approve and Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign an Agreement containing non-standard language provisions, by and between County of Monterey and NEC Corporation of America for MCSO. The initial term of the Agreement will begin September 1, 2019 and terminate December 31, 2020. Work contracted under this Agreement shall not exceed a total cost of \$13,216.00, (annual cost is \$9,912.00); and
- b. Ratify and Authorize the Auditor-Controller to issue payment for six (6) months of service (September 2019 - February 2020), totaling \$4,956.00 for work done prior to the start of this agreement; and
- c. Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to approve up to three (3) additional one (1) year amendments to the Agreement where the amendment does not significantly change the scope of work

where and where the cost does not exceed 3% per amendment.

**Approved - Agreement No.: A-14622**

- 20.
- a. Approve and Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign an Agreement containing non-standard language provisions, by and between County of Monterey and NEC Corporation of America for Salinas PD. The initial term of the Agreement will begin September 1, 2019 and terminate December 31, 2020. Work contracted under this Agreement shall not exceed a total cost of \$10,300.00, (annual cost is \$7,725.00); and
  - b. Ratify and Authorize the Auditor-Controller to issue payment for six (6) months of service (September 2019 - February 2020), totaling \$3,862.50 for work done prior to the start of this agreement; and
  - c. Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to approve up to three (3) additional one (1) year amendments to the Agreement where the amendment does not significantly change the scope of work where and where the cost does not exceed 3% per amendment.

**Approved - Agreement No.: A-14623**

### **General Government**

- 21.
- a. Approve and authorize the Monterey County Contracts/Purchasing Officer or Contracts/Purchasing Office Supervisor to sign an retroactive Agreement with the Historic Motorsports Association (HMSA) to provide Race Direction and Technical Supervision for the Vintage Racing Events during the Pre-Reunion and the Rolex Monterey Motorsports Reunion Services to WeatherTech Raceway Laguna Seca Raceway (WRLS) from December 10, 2019 through December 31, 2024, for a not to exceed dollar amount of \$480,000; and
  - b. Approve and authorize the Monterey County Contracts/Purchasing Officer or Contracts/Purchasing Office Supervisor to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) (\$48,000) of the original amount of the agreement.

**Approved - Agreement No.: A-14626**

- 22.
- a. Approve and authorize the Director of the Information Technology Department or his designee to execute a non-standard Agreement with Aviat U.S., Incorporated in the amount of \$22,092 for the provision of microwave equipment off-site hardware repair, equipment replacement, and remote technical support for the term of March 18, 2020 through March 17, 2023; and
  - b. Accept the non-standard language as recommended by the Director of Information Technology; and
  - c. Authorize the Director of the Information Technology Department to sign up to three (3) future renewals to this Agreement, extending the Agreement by one (1)

year each, subject to County Counsel review, under the same or similar terms, and provided there are no significant changes to the non-standard language approved by the Board and the increased cost of each renewal does not exceed 10 percent of the original amount (\$2,209 maximum increased cost per renewal).

**Approved - Agreement No.: A-14625**

- 23.
- a. Authorize the Information Technology Department to increase the agreement amount for Equinix, LLC. to correctly reflect the total cost for the continued colocation of County technology infrastructure within an Equinix-hosted facility, for the remainder of the agreement term through October 14, 2020, adding an additional \$30,484.44 to the current agreement amount of \$126,804.80, for a total agreement amount of \$157,289.24;
  - b. Accept additional non-standard contract provisions as recommended by the Director of Information Technology; and
  - c. Authorize the Director of Information Technology to execute order forms and change order forms as necessary to secure services as required by the County.

**Approved - Agreement No.: A-14626**

- 24.
- a. Authorize the Director of Information Technology or his designee to execute a non-standard Order Form with Zoom Video Communications, Inc. to purchase an additional 88 licenses for video conferencing enterprise services and support for the term of January 24, 2020 through January 23, 2022, for an additional \$32,800, for a revised agreement total of \$167,200;
  - b. Authorize the Director of Information Technology to sign Order Forms as necessary through the term of the agreement to enable continuity in services, subject to County Counsel review and so long as the Order Forms do not significantly alter the terms of the Master Subscription Agreement; and
  - c. Authorize the Director of Information Technology to execute up to three (3) future one-year Order Forms under the Master Subscription Agreement, subject to County Counsel review, provided that additional total costs do not exceed ten percent (10%) of the original cost (\$13,440 total additional cost) and provided the terms and conditions of the Master Subscription Agreement and associated Order Forms remain substantially the same.

**Approved - Agreement No.: A-14627**

- 25.
- a. Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to the Extension of Sublease Agreement commencing on March 1, 2020 and ending February 28, 2023, with Ripplewood Resort to address janitorial services performed at 47047 Highway One, Big Sur, California, 93920, for use by Monterey County Free Libraries.
  - b. Authorize the Auditor-Controller to increase lease payments from \$200.00 to \$600.00 per month, effective March 1, 2020, and in accordance with the terms of the lease agreement; increase of lease payments of which represents the additional

janitorial services that will be provided by Ripplewood Resort.

**Approved - Agreement No.: A-14628**

26.

Consider adopting a Resolution to:

- a. Amend the FY 19-20 Adopted Budget for Monterey County Free Libraries (Appropriation LIB001, Department 6110, Unit 8141, Fund 003) to reallocate one (1) Department Information Systems Specialist to one (1) Department Information Systems Coordinator, as indicated in Attachment A;
- b. Authorize the Auditor- Controller and the County Administrative Office to incorporate the approved position changes in the FY 2019-20 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM Systems.

**Adopted Resolution No. 20-042**

27.

- a. Authorize and Approve the Agreement between Monterey County, acting through Monterey County Free Libraries, and the City of Carmel by the Sea, acting through the Harrison Memorial Library, for a collaborative partnership to offer literacy services at Carmel's Harrison Memorial Library facilities;
- b. Authorize the Library Director, or her Designee, to sign the Agreement on behalf of the County;
- c. Authorize the Library Director, or her Designee, to execute the Agreement with an initial term of five (5) years: from January 1, 2020 to December 31, 2024, with the option of three (3) single year extensions for a maximum term of eight (8) years.

**Approved - Agreement No.: A-14629**

28.

- ~~a. Approve and authorize the Executive Director of the Monterey County Workforce Development Board and the Chair of the Board of Supervisors to sign a Regional Agreement with the Workforce Development Board of Santa Barbara County, effective January 14, 2020 through June 30, 2022, for the provision of regional workforce development services funded by various grants in an amount not to exceed \$342,628; and~~
- ~~b. Authorize the Executive Director of the Monterey County Workforce Development Board to sign amendments to the Regional Agreement, subject to approval by County Counsel, that reflect increases or decreases in funding levels of up to 25% (\$85,657), so long as the amendments do not substantially change the terms of the Regional Agreement. (REMOVED VIA SUPPLEMENTAL)~~

**Removed from agenda via addendum/supplemental**

29.

- a. Approve Amendment No. 2 to the Gabriella M. Perez (formerly Gabriele Gerardi) individual Inclusionary Housing Agreement to allow conveyance of her unit into a revocable trust; and
- b. Authorize the Housing Program Manager to execute the approved Amendment

No. 2 to Inclusionary Housing Agreement.

**Approved - Agreement No.: A-14633**

**29.1**

a. Adopt a resolution to authorize the Auditor-Controller to amend the FY 2019-20 Adopted Budget to add one (1) new Accountant II (20B11) position to the County Administrative Office budget (001-1050-CAO001-8045), financed by inter-departmental reimbursements from Laguna Seca Track (001-1050-CAO029-8441), in the prorated amount of \$39,995 effective March 1, 2020; and

b. Authorize the County Administrative Office to incorporate the changes to the FY 2019-20 Adopted Budget to reflect the change in position counts. (ADDED VIA ADDENDUM)

**Adopted Resolution No. 20-043**

**29.2**

Introduce, waive reading, and set March 10, 2020 at 10:30 a.m. as the date and time to consider adoption of an ordinance amending Chapter 7.90 of the Monterey County Code to modify commercial cannabis permit requirements concerning criminal background checks. (ADDED VIA ADDENDA)

**Approved as amended:**

**Set March 3, 2020, as the date and time on consent to consider the definition of “operator”, and potentially set a date to consider adoption of an ordinance amending Chapter 7.90 of the Monterey County Code to modify commercial cannabis permit requirements concerning criminal background checks.**

**Resource Management Agency**

**30.**

a. Approve Professional Services Agreement with GHD Inc. to provide professional engineering services for the Carmel Valley Road and Laureles Grade Roundabout, Request for Proposals #10679, for a total amount not to exceed \$460,174 for an initial term of three (3) years from February 25, 2020 to February 25, 2023, with the option to extend the Agreement for two (2) additional one (1) year period(s); and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Professional Services Agreement and future amendments to the Agreement where the amendments do not significantly alter the scope of work or increase the amount by more than ten percent (10%) of the approved Agreement amount, subject to review and approval by the Office of the County Counsel; and

c. Authorize the use of Carmel Valley Traffic Mitigation Fees, Fund 002, Balance Sheet Account 2653, in a total amount not to exceed \$460,174 to allow for professional engineering services for the Carmel Valley Road and Laureles Grade Roundabout (4/5th vote required).

**Approved - Agreement No.: A-14631**

- 31.
  - a. Approve Professional Services Agreement with Kitchell/CEM, Inc. to provide professional consulting services for Americans with Disabilities Act (ADA)/Architectural Barriers Act (ABA) assessments of Parks facilities and identify recommendations and alterations in order to meet State and Federal accessibility standards for a total not-to-exceed amount of \$383,513, for a term effective February 25, 2020 through December 31, 2020; and
  - b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Professional Services Agreement and future amendments to the Agreement, where the amendments do not significantly alter the scope of work or increase the approved Agreement amount.

**Approved - Agreement No.: A-14632**

**Addenda/Supplemental**

- 32. **ADDENDA**

**Added to General Government - Consent Calendar**

- 29.1
  - a. Adopt a resolution to authorize the Auditor-Controller to amend the FY 2019-20 Adopted Budget to add one (1) new Accountant II (20B11) position to the County Administrative Office budget (001-1050-CAO001-8045), financed by inter-departmental reimbursements from Laguna Seca Track (001-1050-CAO029-8441), in the prorated amount of \$39,995 effective March 1, 2020; and
  - b. Authorize the County Administrative Office to incorporate the changes to the FY 2019-20 Adopted Budget to reflect the change in position counts. (ADDED VIA ADDENDUM)

**Added to General Government - Consent Calendar**

- 29.2 Introduce, waive reading, and set March 10, 2020 at 10:30 a.m. as the date and time to consider adoption of an ordinance amending Chapter 7.90 of the Monterey County Code to modify commercial cannabis permit requirements concerning criminal background checks.

**SUPPLEMENTAL**

**Revised 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) Stagecoach Territory, Inc. v. County of Monterey, et al. (Monterey County Superior Court case no. M109948)

- (2) Estate of Frances Ellingwood (Monterey County Superior Court case no. 18PR000140)
- (3) Estate of Frances Ellingwood (Monterey County Superior Court case no. 18PR000145)
- (4) Fort Ord Reuse Authority v. All Persons Interested, et al. (Monterey County Superior Court case no 20CV000381)

b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:

- (1) Designated representatives: ~~Margaret Huffman~~ Becky Cromer  
Employee Organization(s): IHSS
- (2) Designated representatives: Irma Ramirez-Bough and Kim Moore  
Employee Organization(s): Unit S

#### **Revised Attachment to Other Board Matters**

- 10. County Administrative Officer Comments and Referrals

#### **Revised Attachment A to Health Department - Consent Calendar**

- 17.
  - a. Amend Fiscal Year (FY) 2019-20 Health Department's Behavioral Health Budget 023-4000-HEA012-8410 to add 1.0 FTE Finance Manager II; and
  - b. Authorize the transfer of 1.0 FTE Finance Manager III from the Health Department's Behavioral Health Budget 023-4000-HEA012-8410 to the Health Department's Budget 001-4000-HEA014-8438; and
  - c. Direct the County Administrative Office and the Auditor-Controller to incorporate the approved position changes in the FY 2019-20 Adopted Budget.

#### **Remove General Government - Consent Calendar**

- 28.
  - a. Approve and authorize the Executive Director of the Monterey County Workforce Development Board and the Chair of the Board of Supervisors to sign a Regional Agreement with the Workforce Development Board of Santa Barbara County, effective January 14, 2020 through June 30, 2022, for the provision of regional workforce development services funded by various grants in an amount not to exceed \$342,628; and
  - b. Authorize the Executive Director of the Monterey County Workforce Development Board to sign amendments to the Regional Agreement, subject to approval by County Counsel, that reflect increases or decreases in funding levels of up to 25% (\$85,657), so long as the amendments do not substantially change the terms of the Regional Agreement.