

County of Monterey

Board of Supervisors Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901



Meeting Agenda - Final-Revised

Tuesday, November 22, 2022

9:00 AM

<https://montereycty.zoom.us/j/224397747>

Board of Supervisors

Chair Supervisor Mary L. Adams - District 5

Vice Chair Supervisor Luis A. Alejo - District 1

Supervisor John M. Phillips - District 2

Supervisor Chris Lopez - District 3

Supervisor Wendy Root Askew - District 4

Important Notice Regarding COVID 19

Based on AB361 and recommendation of the Monterey County Health Officer, in order to minimize the spread of the COVID 19 virus, please do the following:

1. While the Board chambers remain open, you are strongly encouraged to 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 or <https://www.facebook.com/MontereyCoInfo/>

If you attend the Board of Supervisors meeting in person, it is recommended to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.

2. 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 two 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. 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.

Aviso importante sobre COVID 19

Según AB361 y la recomendación del Oficial de Salud del Condado de Monterey, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanezcan abiertas, se le recomienda encarecidamente que observe 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 o <https://www.facebook.com/MontereyCoInfo/>

Si asiste a la reunión de la Junta de Supervisores en persona, se recomienda mantener un distanciamiento social adecuado, es decir, mantener una distancia de 6 pies entre usted y otras personas.

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

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. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, por favor indique en la Línea de Asunto, el cuerpo de la reunión (es decir, la Agenda de la Junta de Supervisores) y el número del ítem (es decir, el Ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

B. puede 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 los siguientes números:

+1669900 6833 EE. UU. (San José)

+ 1346248 7799 EE. UU. (Houston)

+1312626 6799 EE. UU. (Chicago)

+1929205 6099 EE. UU. (Nueva York)

+1 253215 8782 EE. UU.

+1 301 715 8592 EE. UU.

Ingrese este número de identificación de la reunión: 224397747 cuando se le solicite. Tenga en

cuenta que no hay un código de participante, simplemente presionará # nuevamente después de que la grabación le indique.

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

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 interprete, 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

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:

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

Si necesita ayuda, comuníquese con nuestra oficina al siguiente correo electrónico: 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.

Pursuant to AB361 some or all Supervisors may participate in the meeting by telephone or video conference.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session by County Counsel

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) Toribia Jones (Worker’s Compensation Appeals Board No. ADJ3896264)
 - (2) Toribia Jones (Worker’s Compensation Appeals Board No. ADJ0399708)
 - (3) Toribia Jones (Worker’s Compensation Appeals Board No. ADJ10325246)
 - (4) Timothy Lowery (Worker’s Compensation Appeals Board No. ADJ12952856)
 - (5) Timothy Lowery (Worker’s Compensation Appeals Board No. ADJ12952855)
 - (6) Hector Cruz (Worker’s Compensation Appeals Board No. ADJ11257269)
 - (7) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court, Northern District of California Case No. 13CV02354-BLF)
 - b. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding two matters of potential initiation of litigation.
 - c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.
 - d. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment/recruitment to the position of Agricultural Commissioner.
 - e. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): Units H
 - (2) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): Unit X

Public Comments for Closed Session

The Board Recesses for Closed Session Agenda Items

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

Roll Call

Pledge of Allegiance

Additions and Corrections by Clerk

Ceremonial Resolutions

2. Adopt a resolution proclaiming November as Military Family Appreciation Month in the County of Monterey. (Supervisor Askew)

Attachments: [Ceremonial Resolution - Military Family Appreciation Month](#)

- 2.1 Adopt a resolution proclaiming December 2, 2022 as Kathleen Founds Day in Monterey County. (Supervisor Askew) (ADDED VIA ADDENDA)

Attachments: Ceremonial Resolution - Kathleen Founds Day

3. Adopt a resolution commending Chief Deputy James Bass, upon his retirement from twenty-eight years of public service with the Monterey County Sheriff's Office. (Supervisor Adams)

Attachments: [Ceremonial Resolution - James Bass](#)

4. Adopt a resolution recognizing Mayor Clyde Roberson on his retirement from the City of Monterey. (Supervisor Adams)

Attachments: [Ceremonial Resolution - Clyde Roberson](#)

Appointments

5. Reappoint Aimee Cuda to the Area Agency on Aging Advisory Council as an At-Large Member with a term ending on January 1, 2026. (Nominated By The Area Agency on Aging Advisory Council)

Attachments: [Notification to Clerk of Appointment - Aimee Cuda](#)
 [Resume - Aimee Cuda](#)

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6. Appoint Derrick Elder to the Behavioral Health Commission as a Consumer & Public Interest Representative with a term ending on May 31, 2025. (Nominated By District 4, Supervisor Askew)

Attachments: [Notification To Clerk of Appt - Derrick Elder](#)
[BHC Application - Derrick Elder](#)

7. The Board of Supervisors will appoint one of the following three nominees; Angel Augusto Rivera-Gutierrez, Kathleen Lee or Nicholas Kite to the Economic Development Committee as a Non-Profit or Community Member Representative with a term ending at the pleasure of the Board. (Nominated by the Economic Development Committee)

Attachments: [Notification to Clerk of Appt - Angel Augusto Rivera-Gutierrez](#)
[Resume - Angel Augusto Rivera-Gutierrez](#)
[Application - Angel Augusto Rivera-Gutierrez](#)
[Notification to Clerk of Appt - Kathleen Lee](#)
[Resume - Kathleen Lee](#)
[Application - Kathleen Lee](#)
[Notification to Clerk of Appt - Nicholas Kite](#)
[Resume - Nicholas Kite](#)
[Application - Nicholas Kite](#)

8. Appoint Beth Fabinsky to the Economic Development Committee as a Research and Development Representative with a term ending at the pleasure of the Board. (Nominated by the Economic Development Committee)

Attachments: [Notification to Clerk of Appt - Beth Fabinsky](#)
[Resume - Beth Fabinsky Application](#)
[Application - Beth Fabinsky](#)

9. Appoint Heather Gardner to the Economic Development Committee as a Micro Business Representative with a term ending at the pleasure of the Board. (Nominated by the Economic Development Committee)

Attachments: [Notification to Clerk of Appt - Heather Gardner](#)
[Resume - Heather Gardner](#)
[Application - Heather Gardner](#)

10. Appoint Jonathan Brown to the Economic Development Committee as a Labor Representative with a term ending at the pleasure of the Board. (Nominated by the Economic Development Committee)

- Attachments:** [Notification to Clerk of Appt - Jonathan Brown](#)
 [Resume - Jonathan Brown](#)
 [Application - Jonathan Brown](#)

11. Appoint Claudia Gomez to the Monterey County Behavioral Health Commission as a Family & Public Interest Representative with a term ending on May 31, 2025. (Nominated By District 3, Supervisor Lopez)

- Attachments:** [Notification to Clerk of Appt - Claudia Gomez](#)
 [Resume - Claudia Gomez](#)
 [Application - Claudia Gomez](#)

12. Appoint Elizabeth Aguilar to the Domestic Violence Coordinating Committee as a Primary Representative with a term ending on January 1, 2025. (Nominated By District 3, Supervisor Lopez)

- Attachments:** [Notification to Clerk of Appt - Elizabeth Aguilar](#)
 [Letter of Interest - Elizabeth Aguilar](#)

13. Appoint Victor Lanini to the Gonzales Rural Fire Protection District as a Primary Representative with a term ending on November 8, 2026. (Nominated By District 3, Supervisor Lopez)

- Attachments:** [Notification to Clerk of Appt - Victor Lanini](#)
 [Interest Letter - Victor Lanini](#)

Approval of Consent Calendar – (See Supplemental Sheet)

14. See Supplemental Sheet

General Public Comments

15. General Public Comments

Scheduled Matters

16. a. Authorize the Contracts/Purchasing Officer to execute Amendment No. 3 to the California Forensic Medical Group, Inc. (CFMG dba Wellpath) Professional Services Agreement A-13814, to extend the provision of medical, mental health, and dental care at the Monterey County Jail through December 31, 2025, for a new total aggregate amount of \$44,349,032.
b. Authorize the Contracts/Purchasing Officer to sign up to two (2) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$1,518,030.90) of the third-year annual contract amount of \$15,180,309.00.

Attachments: [Board Report](#)
 [CFMG Agreement - Amendment No. 3.pdf](#)

- 16. Adopt a Resolution of Necessity (RON) Finding and determining that:
 - 1 a. The Public Interest and Necessity Require the Davis Road Bridge Replacement and Road Widening Project (Project).
 - b. The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.
 - c. The property sought to be acquired is necessary for the Project.
 - d. Portions of the subject property may be subject to existing public uses, and the subject property is being acquired pursuant to California Code of Civil Procedure section 1240.510 for a public use set forth herein which is compatible with the existing public uses.
 - e. The acquisition and public use herein described of the subject parcel will not unreasonably interfere with or impair the continuance of any possible public use as it exists or may reasonably be expected to exist in the future, as required by California Code of Civil Procedure section 1240.510.
 - f. In the alternative, the subject parcel and interests therein described are being acquired pursuant to California Code of Civil Procedure section 1240.610 for a more necessary public use.

CEQA Action: An Environmental Impact Report (EIR) was certified by the Board of Supervisors for the Project on July 11, 2016. An EIR Addendum for the Project was prepared to amend the Project design details to incorporate design modifications following the Value Analysis Study Report prepared in 2017. The EIR Addendum was filed and approved by Caltrans on May 8, 2020.

Project Location: Davis Road between Blanco Road and Reservation Road, south of the City of Salinas.

Property Owners of Record: CUS Holding Trust (ADDED VIA ADDENDA)

Attachments: [Board Report](#)
 [Attachment A - Project Budget](#)
 [Attachment B - Location Map](#)
 [Attachment C- Resolution of Necessity](#)
 [Attachment D - CUS Easement](#)

Other Board Matters

County Administrative Officer Comments

- 17. County Administrative Officer Comments

New Referrals

- 18. New Referrals

Attachments: [Board Referral Matrix 11-22-22](#)
[2022.23 \(Phillips\) Long-Range Funding Source for Pajaro Park](#)
[Ref 2022.26 \(Alejo\) Opioid Settlement Funding Program for](#)
[Monterey County](#)

Board Comments

19. Board Comments

Read Out from Closed Session by County Counsel

Adjournment

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

- 20.** Adopt Resolution to:
- Amend Personnel Policies and Practices Resolution No. 98-394 and Appendix A to adjust the salary ranges of the Pharmacist I and Clinical Pharmacy Coordinator classifications as indicated in Attachment A; and
 - Direct the Human Resources Department to implement the changes in the Advantage HRM System.

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

- 21.** Adopt Resolution to:
- Amend Personnel Policies and Practices Resolution No. 98-394 and Appendix A to adjust the salary ranges of the Supervising Clinic Nurse, Supervising Nurse I, Supervising Nurse II and Supervising Public Health Nurse classifications as indicated in Attachment A; and
 - Direct the Human Resources Department to implement the changes in the Advantage HRM System.

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

Health Department

- 22.** a. Authorize the Director of Health or Assistant Director of Health to execute an Agreement with Natividad Medical Foundation for Natividad Medical Foundation’s philanthropic services, defined as “donor cultivation and solicitation” in the amount not to exceed \$306,319 with an agreement term of January 1, 2023, through June 30, 2024; and
- b. Approve the recommendation of the Director of Health to accept all non-standard provisions in the Agreement; and
- c. Approve and authorize the Director of Health or Assistant Director of Health 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%) (\$30,631) of the original cost of the agreement.

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

- 23.** a. Approve and authorize the Director of Health or Assistant Director of Health, the District Attorney, and the Chief Executive Officer for Natividad Medical Center to execute a Memorandum of Understanding between the County of Monterey and community Steering Committee members of the Sexual Assault Response Team (SART), for the purpose of providing a coordinated community response to the needs of survivors of sexual assault, effective retroactive to November 1, 2022, to

October 31, 2025, or amend MOU; and

b. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments to the Memorandum of Understanding that does not significantly change the scope of services.

Attachments: [Board Report](#)
 [Memorandum of Understanding](#)

- 24.** a. Accept a Grant Award of \$1,193,550.30 from The California Department of Health Care Services (DHCS) for the development and implementation of an in-house Mentored Internship Program (“MIP”), to assist in the treatment and recovery of patients with substance use disorders or co-occurring disorders and to support the statewide expansion of California’s behavioral health workforce; and
- b. Approve and authorize the Director of Health or the Assistant Director of Health to execute a Subcontract Agreement, ID No. 7438-BHWD-MONTEREY (MIP)-01G, as modified by Modification 1 and Modification 2, between the County of Monterey (“County”) and Advocates for Human Potential, Inc. (“AHP”), the administrative entity for the MIP, for professional services to be performed by County as an AHP subcontractor, for a retroactive term of April 1, 2022, through September 29, 2023, in the amount of \$1,193,550.30; and
- c. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten (10%) of the original Subcontract Agreement amount (\$119,355) and do not significantly change the scope of services.

Attachments: [Board Report](#)
 [Subcontract Agreement](#)
 [Modification No. 1](#)
 [Modification No. 2](#)

- 25.** a. Accept a \$275,000 Grant Award from the California Department of Public Health (CDPH), in partnership with the Center for Care Innovations (CCI) and Physicians for a Healthy California to support the County of Monterey in operationalizing better access to clinically appropriate COVID-19 therapeutics through improved testing, prescribing, and dispensing; and
- b. Ratify the execution by the Director of Health of the COVID-19 Test to Treat Grant Agreement, on behalf of the County of Monterey for activities related to the Test to Treat grant, in the amount of \$275,000 and effective October 26, 2022, to August 26, 2023.

Attachments: [Board Report](#)
 [Grant Agreement](#)

- 26.** a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Participation Agreement between the County of Monterey and California Mental Health Services Authority (CalMHSA), for the provision of administering stipends to Behavioral Health Interns, for a total Agreement amount not to exceed \$1,065,000 for the term Upon Execution through September

30, 2025;

b. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$106,500) of the original Agreement amount and do not significantly alter the scope of services.

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

27. a. Set a public hearing for December 13, 2022, at 10:30 a.m. to consider and adopt a Resolution to approve Amendment No. 14 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; and
- b. 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 November 26, 2022.

Attachments: [Board Report](#)
 [Agreement](#)
 [Amendment No. 14 and Exhibit 1](#)
 [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](#)
 [Public Hearing Notice](#)

Department of Social Services

28. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Northwoods Consulting Partners, Inc. for the period of December 10, 2022 through December 9, 2025 in the amount of \$1,353,480, with nonstandard indemnification terms; and
- b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to the agreement as long as they do not exceed 10% (\$135,348) of the agreement amount or significantly change the scope of work.

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

Criminal Justice

- 29.** a. Authorize and direct the Auditor-Controller to amend the fiscal year (FY) 2022-23 Adopted Budget for the Facility Master Plan Fund (404-3200-8564-PFP057) to increase appropriations and operating transfers in by \$312,567, financed by a transfer out from the Building Improvement and Replacement Fund (478-BIR-1050-8539-CAO47) for the replacement and installation of a new Automatic Transfer Switch at the Correctional Facility (4/5ths vote required); and
- b. Authorize the Auditor-Controller to amend the FY 2022-23 Adopted Budget to increase appropriations in the Facility Master Plan Fund (404-3200-8564-PFP057) by \$312,567, financed by fund balance (478-3101) for the replacement and installation of a new Automatic Transfer Switch at the Correctional Facility (4/5ths vote required); and
- c. Authorize the Auditor-Controller to transfer \$312,567 in FY 2022-23 from the Building Improvement and Replacement Fund (478-BIR-1050-8539-CAO47) to the Facility Master Plan Fund (404-3200-8564-PFP057) to replace and install a new Automatic Transfer Switch at the Correctional Facility (4/5ths vote required).

Attachments: [Board Report](#)
 [Attachment A_Budget Sheet.pdf](#)
 [Resolution.pdf](#)
 Resolution.doc

General Government

- 30.** a. Authorize the Library Director or her Designee to Amend the Agreement dated March 15, 1994 by and between the County of Monterey, Monterey County Free Libraries, and Spreckels Union School District of Monterey County, updating Sections 4.3 and Section 5 of said Agreement allowing Monterey County Free Libraries (MCFL) use of outside space for library purposes.
- b. Authorize the Library Director or her Designee to execute future Amendments to said Agreement as deemed necessary.

Attachments: [Board Report](#)
 [Buena Vista Library Amendment #1](#)
 [Buena Vista Library Original Lease Agreement](#)

- 31.** a. Approve and authorize the Executive Director of the Monterey County Workforce Development Board (WDB) to execute a non-standard Agreement with Launchpad Careers, Inc., for the development of a business services Customer Relations Management (CRM) application and provision of related application subscription services to the WDB retroactive to November 1, 2022 for the period of November 1, 2022 through October 31, 2023, in the amount of \$25,000; and
- b. Authorize the Executive Director, or designee, to execute up to three (3) future amendments of one

(1) year each, subject to County Counsel review, where the amendments do not exceed ten percent (10%) of the original agreement amount of \$25,000, for a total maximum increase per amendment of \$2,500, and do not significantly change the scope of work or non-standard contract provisions

Attachments: [Board Report](#)
[2022-23 Launchpad CRM Development and Subscription RETRO](#)

32. a. Authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisor to execute the Assignment and Assumption Agreement between Fluence Automation LLC (“Fluence”) (Assignor) and DMT Solutions Global Corporation (d/b/a BlueCrest, “BlueCrest”) for Agreement No. A-14482; and
- b. Authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisor to execute Renewal and Amendment No.2 to Agreement No. A-14482 with DMT Solutions Global Corporation (d/b/a BlueCrest, “BlueCrest”) to provide software, maintenance and support services for a "Vote by Mail" processing system, extending the agreement for an additional three (3) years with a retroactive start date of November 1, 2022 through October 31, 2025 for a revised full agreement term of November 1, 2018 through October 31, 2025, and adding \$110,945 for a revised total agreement amount not to exceed \$207,602.

Attachments: [Board Report](#)
[Agreement No. A-14482](#)
[Agreement No. A-14482 Amendment No. 01](#)
[Agreement No. A-14482 Renewal-Amendment No. 02](#)
[Assignment and Assumption Agreement of Agreement No. A-14482](#)

33. a. Ratify the execution by the County Assessor of the non-standard Software-as-a-Service (“SaaS”) Services Agreement (A-15410) between the County of Monterey and Just Appraised Inc. to provide software services with a retroactive start date of July 1, 2021 through September 30, 2022, for a revised total agreement amount of \$59,500; and
- b. Approve and authorize the County Assessor to execute Amendment No. 1 to the SaaS Services Agreement (A-15410) with Just Appraised Inc., extending the agreement for an additional nine (9) month period (retroactively from October 1, 2022) for a revised full agreement term of July 1, 2021 through June 30, 2023, and adding \$60,000 for a revised total agreement amount of not to exceed \$119,500; and
- c. Approve nonstandard provisions in the SaaS Services Agreement and Amendment No. 1 as recommended by the County Assessor; and
- d. Approve and Authorize the Assessor, or designee, to sign up to three (3) future one (1) year amendments to this agreement where the amendments do not significantly change the scope of work for a maximum, not to exceed amount of \$330,000 for the full term of the agreement.

Attachments: [Board Report](#)
[Amendment No. 1](#)
[FY 2021-2022 Just Appraised Inc. Agreement](#)

34. Introduce, waive reading, and set December 6, 2022 at 10:30 a.m. as the date and time to adopt an ordinance amending Chapters 2.12, 2.27, 2.28, 2.29, 2.30, 2.31, 2.36, and 2.56 of the Monterey County Code relating to dissolution of the Resource Management Agency, creation of the Housing and Community Development Department and Public Works, Facilities and Parks Department, and update of the fee for examination of records of survey.

Proposed CEQA action: The ordinance is not a project pursuant to CEQA Guidelines section 15378(b)(4) and (5).

Attachments: [Board Report](#)
[Attachment A](#)
[Attachment B](#)

35. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign an Agreement for an Emergency Notification Platform and Comprehensive Evacuation Management Platform between the County of Monterey and Genasys Inc. in an amount not to exceed \$270,000 for a three-year and four-month (40-month) initial term from December 1st, 2022, to March 31st, 2026, with the option to renew annually for five (5) additional 1-year options at \$90,000/year.

Attachments: [Board Report](#)
[Attachment A- Board Resolution Genasys](#)
[Attachment B Monterey County Genasys Professional Services Agreement](#)
[Attachment C- CP Sole Source Approval Genasys](#)
[Attachment D-BOS Completed Resolution](#)

36. Accept the Monterey County Law Library Annual Report, Financial Year 2021-2022.

Attachments: [Board Report](#)
[Monterey County Law Library Final Report FY 2021-22](#)

Housing and Community Development

37. a. Approve Amendment No. 2 to Professional Services Agreement No. A-15200 with Rincon Consultants, Inc., for the period of January 1, 2023 to June 30, 2023 to provide Planning Permit Application Review Services and to increase the Agreement amount of \$150,000 by \$50,000 for a not to exceed amount of \$200,000; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 and future amendments that to do not significantly alter the scope of work or increase the amount payable by more than ten percent (10%), subject to review and approval by County Counsel.

- Attachments:** [Board Report](#)
 [Attachment 1 - Amendment No. 2](#)
 [Attachment 2 - Amendment No. 1](#)
 [Attachment 3 - Professional Services Agreement](#)

Public Works, Facilities and Parks

- 38.** a. Approve and authorize the Monterey County Laguna Seca Representative to execute a retroactive Standard Agreement between Dynamic Press Inc., and the County of Monterey for printing services for WeatherTech® Raceway at Laguna Seca with a term beginning April 10, 2022, through December 31, 2023, for an amount not to exceed of \$30,000;
- b. Approve and authorize the Monterey County Laguna Seca Representative to execute up to three (3) future amendments to the Standard Agreement where the total amendments do not exceed ten percent (10%), or \$3,000, of the agreement amount and do not significantly change the scope of work, subject to County Counsel approval.

- Attachments:** [Board Report](#)
 [Attachment A - Dynamic Press Inc., Signed Agreement](#)

- 39.** Approve and authorize the Monterey County Laguna Seca Representative to:
- a. Execute a retroactive Standard Agreement between Raul Lozano dba ASAP Signs & Printing and the County of Monterey for Signage and Related Services for Laguna Seca Recreation Area with a term beginning April 1, 2022, through December 31, 2023, and for a total not-to-exceed agreement amount of \$75,000;
- b. Execute up to three (3) future amendments to the Standard Agreement where the total amendments do not exceed ten percent (10%), or \$7,500, of the agreement amount and do not significantly change the scope of work, subject to County Counsel approval.

- Attachments:** [Board Report](#)
 [Attachment A-Proposed Retroactive Standard Agreement ASAP](#)

- 40.** a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 to Standard Agreement No. A-14976 between the County of Monterey and Delcas Auto Collision, Inc., to increase the not to exceed amount by \$250,000, for a total not to exceed amount of \$400,000, and Amendment No. 2 to Standard Agreement No. A-14977 between the County of Monterey and Salinas Valley Ford Sales Inc., dba Salinas Collision Repair, to increase the not to exceed amount by \$125,000, for a total not to exceed amount of \$400,000; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute up to two additional amendments to Standard Agreement No. A-14976 where each amendment does not increase the not to exceed amount by ten percent (10%) of the original Agreement amount (\$150,000), and two additional amendments to Standard Agreement No. A-14977 where each amendment does not increase the not to exceed amount by ten percent (10%) of the original Agreement amount (\$250,000), subject to prior review and approval by County Counsel and provided the terms of each Agreement remain substantially the same.

Attachments: [Board Report](#)
[Attachment A - Amendment No. 2 to Delcas Agreement](#)
[Attachment B - Amendment No. 1 to Delcas Agreement](#)
[Attachment C - Executed Standard Agreement with Delcas](#)
[Attachment D – Amendment No. 2 to Salinas Collision Repair Agreement](#)
[Attachment E – Amendment No. 1 to Salinas Collision Repair Agreement](#)
[Attachment F – Executed Standard Agreement with Salinas Collision Repair](#)
[Attachment G - Summary of Agreements Annual Expenditures and Balance](#)

41. a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute a Lease Agreement, effective on or about December 1, 2022 or as mutually agreeable by and between the Parties and expiring on January 2, 2023, with Jimmy Panetta, 20th District Congressman, a Member of the United States House of Representatives for the 117th Congress for approximately 2,000 square feet of general office space located at 1200 Aquajito Road, Suite 3, Monterey, California for \$2,880 per month, in a form substantially similar to the proposed Lease Agreement set forth in Attachment A;
- b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute a Lease Agreement, effective on or about January 3, 2023 or as mutually agreeable by and between the Parties and expiring on January 2, 2025, with Jimmy Panetta, 20th District Congressman, a Member of the United States House of Representatives for the 118th Congress for approximately 2,000 square feet of general office space located at 1200 Aquajito Road, Suite 3, Monterey, California for \$2,880 per month, in a form substantially similar to the proposed Lease Agreement set forth in Attachment B;
- c. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the United States House of Representatives District Office Lease Attachment for the 117th Congress and 118th Congress under similar terms, conditions, and format as Attachment C;
- d. Authorize the Contracts/Purchasing Officer of Contracts/Purchasing Supervisor to execute future amendments and congressional lease attachments under similar terms, condition, and format for the 117th Congress and 118th Congress, if deemed by the Contracts/Purchasing Officer to be in the best interest of the County, subject to review and approval by the Office of the County Counsel-Risk Management; and
- e. Find that the proposed Lease Agreements are in the public interest and that said Lease Agreements will not substantially conflict or interfere with the use of the property by the County.

Attachments: [Board Report](#)
[Attachment A – Prop. Lease Agrmnt 117th Congress](#)
[Attachment B – Prop. Lease Agrmnt 118th Congress](#)
[Attachment C – US House of Rep. Lease Atta.](#)
[Attachment D - Location Map](#)

42. a. Consider adoption of an ordinance amending Chapter 12.12.10 of the Monterey County Code to set a speed limit of twenty-five (25) miles per hour (MPH) on the entirety of Watkins Gate Road and West Camp Street in the East Garrison community; and
- b. Find that the adoption of the ordinance is categorically exempt per Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines.

CEQA Action: Categorically Exempt.

Attachments: [Board Report](#)
 [Attachment A - Location Map](#)
 [Attachment B - Ordinance](#)

43. a. Approve Standard Agreements with the following three (3) contractors: ACCO Engineered Systems, Inc. dba Geo H. Wilson Mechanical Contractors, George Wilson's Plumbing, Inc., and Val's Plumbing & Heating, Inc. to provide on-call plumbing repair and maintenance services for County facilities, awarded under RFP #10870, amounts not to exceed \$150,000 each, for a term of three (3) years beginning October 25, 2022 to October 24, 2025, with the option to extend each Agreement for up to two (2) additional years; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Standard Agreements and future amendments to each Agreement where the amendments do not increase the approved amount of each Agreement more than ten percent (10%) of the original Agreement amount, subject to the review and approval as to form of any future amendments by the Office of the County Counsel.

Attachments: [Board Report](#)
 [Attachment A – SA ACCO Engineered Systems, Inc.](#)
 [Attachment B – SA with George Wilson's Plumbing, Inc.,](#)
 [Attachment C – SA with Val's Plumbing & Heating, Inc.](#)

44. a. Consider adoption of an ordinance amending Title 12 of the Monterey County Code to:
- i. Amend Section 12.12.010 to establish a 45-mph speed limit on San Miguel Canyon Road from a point 250 feet south of Wilson Way to its intersection with Hall Road; and
- ii. Amend Section 12.28.010 to prohibit parking on both sides of San Juan Grade Road from Crazy Horse Canyon Road and continuing north along San Juan Grade Road to the County limit boundary.

CEQA Action: Categorically Exempt per CEQA Guidelines Section 15301(c).

Attachments: [Board Report](#)
 [Attachment A - Map of Proposed Speed Limit San Miguel Canyon Rd](#)
 [Attachment B - Map of Proposed No Parking San Juan Grade Rd](#)
 [Attachment C - Proposed Title 12 Ordinance](#)

45. Adopt a resolution to:
 Authorize and direct the Auditor-Controller to amend the Fiscal Year (FY) 2022-23 Adopted Budget,

General Fund, Fund 001, Facility Services, Unit 8552, Appropriation Unit PFP054, to increase appropriations by \$59,157, to pay the vendor cancellation fee for a cancelled generator and automatic transfer switch order for a project planned at the Government Center, 168 W. Alisal, Salinas, financed by a decrease in appropriations of \$59,157 from General Fund Contingencies, Fund 001, Unit 8034, Appropriation Unit CAO020 (4/5th vote required).

Attachments: [Board Report](#)
 [Attachment A - Generator and ATS Proposal with Terms and Conditions](#)
 [Attachment B - Vendor Cancellation Fee Invoice](#)
 [Attachment C - Vendor Cancellation Fee Credit](#)
 [Attachment D - Sourcewell NJPA Contract 120617-KOH](#)
 [Attachment E - Generator and ATS Photos](#)
 [Attachment F - Proposed Resolution](#)

Addenda

46. Addenda

Added Under Ceremonial Resolutions

2.1 Adopt a resolution proclaiming December 2, 2022, as Kathleen Founds Day in Monterey County.
(Supervisor Askew)

Added Under Scheduled Matters

- 16.1.** Adopt a Resolution of Necessity (RON) Finding and determining that:
- a. The Public Interest and Necessity Require the Davis Road Bridge Replacement and Road Widening Project (Project).
 - b. The Project is planned or located in the manner that will be most compatible with the greatest public good and the least private injury.
 - c. The property sought to be acquired is necessary for the Project.
 - d. Portions of the subject property may be subject to existing public uses, and the subject property is being acquired pursuant to California Code of Civil Procedure section 1240.510 for a public use set forth herein which is compatible with the existing public uses.
 - e. The acquisition and public use herein described of the subject parcel will not unreasonably interfere with or impair the continuance of any possible public use as it exists or may reasonably be expected to exist in the future, as required by California Code of Civil Procedure section 1240.510.
 - f. In the alternative, the subject parcel and interests therein described are being acquired pursuant to California Code of Civil Procedure section 1240.610 for a more necessary public use.