



Monterey County Board of Supervisors

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Board Order

Upon motion of Supervisor Salinas, seconded by Supervisor Parker and carried by those members present, the Board of Supervisors hereby:

Approved the Monterey County Board of Supervisor's draft Action Minutes of Tuesday, April 8, 2014 and Tuesday, May 6, 2014.

PASSED AND ADOPTED on this 29th day of July 2014, by the following vote, to wit:

AYES: Supervisors Armenta, Calcagno, Salinas, Parker and Potter

NOES: None

ABSENT: None

I, Gail T. Borkowski, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 77 for the meeting on July 29, 2014.

Dated: July 31, 2014
File Number: 14-850

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By Denise Hancock
Deputy

Monterey County

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



Action Minutes - Final

Tuesday, April 8, 2014

9:00 AM

**See separate agendas for Board of Supervisors governed Agencies
Special Joint Meeting of the Board of Supervisors of the Monterey
County Water Resources Agency and the Monterey County Water
Resources Agency Board of Directors**

Board of Supervisors

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

9:00 A.M. - Call to Order

The meeting was called to order by Vice Chair Salinas.

Roll Call

Present: 4 - Supervisor Fernando Armenta, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Absent: 1 - Supervisor Louis R. Calcagno

Additions and Corrections for Closed Session

The were no additions or corrections to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: Natividad Medical Center Campus
Agency Negotiators: Manual Gonzalez, Assistant County Administrative Office and Leslie J. Girard, Chief Assistant County Counsel
Negotiating Party: Pete Delgado, CEO, Salinas Valley Memorial Hospital
Under Negotiation: Terms.
(2) Property: 1441 & 1448 Schilling Place, Salinas
Agency Negotiator: Benny Young, Resource Management Agency Director
Negotiating Party: CBRE Commercial Real Estate Brokerage and Cushman and Wakefield
Under negotiation: Price and terms (ADDED VIA SUPPLEMENTAL)
 - b. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding four matters of significant exposure to litigation and/or potential initiation of litigation.
 - c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette NealEmployee Organization(s): Units F and K (ADDED VIA SUPPLEMENTAL)

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

10:30 AM Reconvene

Roll Call

Present: Charlie Steves, Interpreter

Present: 4 - Supervisor Fernando Armenta, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Absent: 1 - Supervisor Louis R. Calcagno

Pledge of Allegiance

The Pledge of Allegiance was led by Charles McKee.

Additions and Corrections

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following additions and corrections:

10. ATTACHMENT B RESUBMITTED AS COMPLETE

Public hearing to:

- a. Acknowledge receipt of the California Coastal Commission's approval of an ordinance relating to Cottage Food Operations and incorporation of the ordinance into the County's certified Local Coastal Program upon Board of Supervisors' action;
- b. Adopt the ordinance, as approved by the Coastal Commission, amending the Monterey County Coastal Implementation Plan, Part 1 (Title 20 of the Monterey County Code) to classify Cottage Food Operations as a permitted use of residential property for zoning purposes; and
- c. Direct staff to notify the Executive Director of the California Coastal Commission of the Board of Supervisors' adoption of the ordinance. (REF130010/Cottage Food Operation Ordinance [AB1616], Coastal Amendments, Unincorporated Areas, County wide, Coastal Zone)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the corrections to the agenda. 4-0 (Supervisor Calcagno Absent)

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Parker pulled item 22 and questioned staff. Mike Novo and John Gagliati responded to questions.

Jay Donato pulled item 21 and commented on the item. Bennie Young responded to questions.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the Consent Calendar. 4-0 (Supervisor Calcagno Absent)

Ceremonial Resolutions

3. Adopt Resolution Proclaiming Saturday, April 19, 2014 as “Monterey County Clean-Up Day” in Monterey County and call upon residents, as well as public and private organizations, to participate in Clean-Up Day events in the cities and unincorporated areas throughout the County. (Full Board)
- A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Jane Parker to adopt Resolution No. 14-089 proclaiming Saturday, April 19, 2014 as “Monterey County Clean-Up Day” in Monterey County and call upon residents, as well as public and private organizations, to participate in Clean-Up Day events in the cities and unincorporated areas throughout the County. (Full Board) 4-0 (Supervisor Calcagno Absent)**
- 3.1 Adopt Resolution of the Monterey County Board of Supervisors Proclaiming April 13, 2014 through April 19, 2014 as “Public Safety Dispatchers Week” in Monterey County. (Full Board)
- A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Jane Parker to adopt Resolution No. 14-080 of the Monterey County Board of Supervisors Proclaiming April 13, 2014 through April 19, 2014 as “Public Safety Dispatchers Week” in Monterey County. (Full Board) 4-0 (Supervisor Calcagno Absent)**

Appointments

4. Appoint Nannette Newbury to the Animal Control Advisory Committee to fill an unscheduled vacancy, term ending July 1, 2015. (Supervisor Calcagno)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Appoint Nannette Newbury to the Animal Control Advisory Committee to fill an unscheduled vacancy, term ending July 1, 2015. (Supervisor Calcagno) 4-0 (Supervisor Calcagno Absent)**
5. Reappoint Veronika Barajas to the community Restorative Justice Commission, term ending March 11, 2017. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Veronika Barajas to the community Restorative Justice Commission, term ending March 11, 2017. (Supervisor Salinas) 4-0 (Supervisor Calcagno Absent)**
- 5.1 Appoint Viviana Gama to the Housing Authority of Monterey County to fill an unexpired term ending September 11, 2014. (Supervisor Potter)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Appoint Viviana Gama to the Housing Authority of Monterey County to fill an unexpired term ending September 11, 2014. (Supervisor Potter) 4-0 (Supervisor Calcagno Absent)**
- 5.2 Reappoint Kelly O’Keefe, M.D., Ph.D., FCAP to the Natividad Medical Center Board of Trustees, term ending June 30, 2016. (Full Board) (ADDED)

VIA ADDENDUM)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Kelly O'Keefe, M.D., Ph.D., FCAP to the Natividad Medical Center Board of Trustees, term ending June 30, 2016. (Full Board) 4-0 (Supervisor Calcagno Absent)

- 5.3** Appoint Eloisa Viruet to the Area Agency on Aging Advisory Council to fill an unscheduled vacancy, term ending January 1, 2015. (Full Board) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Appoint Eloisa Viruet to the Area Agency on Aging Advisory Council to fill an unscheduled vacancy, term ending January 1, 2015. (Full Board) 4-0 (Supervisor Calcagno Absent)

Other Board Matters

- 6.** Board Comments

There were no Board comments.

- 7.** CAO Comments and Referrals

There were no CAO comments or referrals.

- 8.** General Public Comment

Lynda Campos; Josh Kuzmiez; Jill Allen; Gary Richard Arnold; Ron Chesshire; Hans Jongens.

10:30 A.M. - Scheduled Matters

- 9.** a. Receive, review and approve the Managing for Results (MFR) Fiscal Year (FY) 2013-2014 Mid-Year Report; and
b. Provide direction as appropriate.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to: a. Receive, review and approve the Managing for Results (MFR) Fiscal Year (FY) 2013-2014 Mid-Year Report; and b. Provide direction as appropriate. 4-0 (Supervisor Calcagno Absent)

- 10.** Public hearing to:
a. Acknowledge receipt of the California Coastal Commission's approval of an ordinance relating to Cottage Food Operations and incorporation of the ordinance into the County's certified Local Coastal Program upon Board of Supervisors' action;
b. Adopt the ordinance, as approved by the Coastal Commission, amending the Monterey County Coastal Implementation Plan, Part 1 (Title 20 of the Monterey County Code) to classify Cottage Food Operations as a permitted use of residential property for zoning purposes; and

c. Direct staff to notify the Executive Director of the California Coastal Commission of the Board of Supervisors' adoption of the ordinance. (REF130010/Cottage Food Operation Ordinance [AB1616], Coastal Amendments, Unincorporated Areas, County-wide, Coastal Zone)

Staff advised Attachment B was resubmitted to include all pages because the original submission was missing pages.

Public hearing held.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to:

- a. **Acknowledge receipt of the California Coastal Commission's approval of an ordinance relating to cottage food operations and incorporation of the ordinance into the County's certified Local Coastal Program upon Board of Supervisors' action;**
- b. **Adopted Ordinance 5236, as approved by the Coastal Commission, amending the Monterey County Coastal Implementation Plan, Part 1 (Title 20 of the Monterey County Code) to classify Cottage Food Operations as a permitted use of residential property for zoning purposes; and**
- c. **Directed staff to notify the Executive Director of the California Coastal Commission of the Board of Supervisors' adoption of the ordinance. (REF130010/Cottage Food Operation Ordinance [AB1616], Coastal Amendments, Unincorporated Areas, County-wide, Coastal Zone) 4-0 (Supervisor Calcagno Absent)**

11:30 A.M. Convene Special Joint Meeting

Joint Meeting of the Board of Supervisors of the Monterey County Water Resources Agency and the Monterey County Water Resources Agency Board of Directors. (See Separate Agenda)

See separate Agenda and Minutes for the joint meeting.

12:00 PM Recess to Lunch

12:30 P.M. Reconvene Special Joint Meeting

Joint Meeting of the Board of Supervisors of the Monterey County Water Resources Agency and the Monterey County Water Resources Agency Board of Directors. (See Separate Agenda & Minutes)

1:30 PM Reconvene Board of Supervisors

Roll Call

Present: Charlie Steves, Interpreter

Present: 4 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas and Supervisor Jane Parker

Absent: 1 - Supervisor Dave Potter

1:30 P.M. - Scheduled Matters

11. A public hearing, continued from March 18, 2014, to consider:
- Denial of the appeal by Maria A. Vasquez from the Planning Commission's decision to deny the application for a Minor Subdivision Vesting Tentative Map (Vasquez/PLN0040529); and
 - Denial of the application for a Minor Subdivision Vesting Tentative Map (Vasquez/PLN0040529) which proposes to subdivide an approximately 9.26 acre parcel into two parcels of 3.086 and 3.086 acres and one remainder parcel of 3.086 acres.
(Appeal, PLN040529/Vasquez Minor Subdivision, 34735 Metz Road, Soledad)

Joel Panzer addressed the Board on behalf of the Appellant.

Motion 1: A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to allow the applicants to perform well testing and possible treatment to address the water quality issues. 2-2 (Supervisors Calcagno & Parker Dissented; Supervisor Potter Absent) MOTION FAILED - NO ACTION TAKEN

Motion 2: A motion was made by Supervisor Jane Parker, seconded by Supervisor Louis Calcagno declaring that the prior motion, which was no action, is deemed the final action. 3-1 (Supervisor Armenta Dissented; Supervisor Potter Absent)

12. Public hearing to consider adopting a resolution to deny the appeal by Sam Reeves from the Planning Commission decision denying Sam Reeves' appeal of an administrative determination by the Director of RMA-Planning that Signal Hill LLC/(Mehdipour) complied with Condition No. 4 of its Coastal Development Permit and Restoration Plan relating to restoration.
[Combined Development Permit REF140032/Signal Hill LLC (Mehdipour), 1170 Signal Hill Road, Pebble Beach, Del Monte Forest Area Land Use Plan, Coastal Zone; Exempt from CEQA.]

Dale Ellis, Esq. requested a continuance of this hearing on behalf of the Appellant. John Bridges, Esq. opposed the continuance on behalf of the Applicant. Applicant, Massey Medapour addressed the Board.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to deny the request for continuance of the hearing. 4-0 (Supervisor Potter Absent)

Public hearing held.

**Dale Ellis, Esq. addressed the Board on behalf of the Appellant.
John Bridges, Esq. addressed the Board on behalf of the Applicant.**

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 14-097 to deny the appeal by Sam Reeves from the Planning Commission decision denying Sam Reeves' appeal of an administrative determination by the Director of RMA-Planning that Signal Hill

LLC/(Mehdipour) complied with Condition No. 4 of its Coastal Development Permit and Restoration Plan relating to restoration.
[Combined Development Permit REF140032/Signal Hill LLC (Mehdipour), 1170 Signal Hill Road, Pebble Beach, Del Monte Forest Area Land Use Plan, Coastal Zone; Exempt from CEQA.] PROJECT INFORMATION:
Planning File Number: REF140032
Owner: Signal Hill LLC
Project Location: 1170 Signal Hill Road, Pebble Beach
APN: 008-261-007-000
Agent: Anthony Lombardo
Plan Area: Del Monte Forest Area Land Use Plan
Flagged and Staked: No
CEQA Action: Categorically Exempt per Section 15307
4-0 (Supervisor Potter Absent)

13. Consider adoption of an ordinance adding Chapter 18.28 to the Monterey County Code to establish an on-going program to implement a state law commonly known as the Mills Act. The ordinance establishes uniform procedures under which the County may enter into a contract with owners of qualified historic properties to preserve, restore, and maintain the historic properties in exchange for preferential property tax assessment.
(REF130101/Mills Act Ordinance, County-wide/Exempt from CEQA)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Ordinance 5238 adding Chapter 18.28 to the Monterey County Code to establish an on-going program to implement a state law commonly known as the Mills Act. The ordinance establishes uniform procedures under which the County may enter into a contract with owners of qualified historic properties to preserve, restore, and maintain the historic properties in exchange for preferential property tax assessment.
(REF130101/Mills Act Ordinance, County-wide/Exempt from CEQA) 4-0
(Supervisor Potter Absent)**
14. Public hearing to:
- a. Acknowledge receipt of the California Coastal Commission's resolution of certification of an ordinance relating to applications for minor subdivisions and lot line adjustments in the coastal zone, including modifications suggested by the Coastal Commission;
 - b. Accept and agree to the ordinance modifications suggested by the California Coastal Commission;
 - c. Adopt an ordinance to amend Title 19 (coastal subdivision ordinance) and Title 20 (Monterey County Coastal Implementation Plan, Parts 1, 2, 3, and 4) of the Monterey County Code to change the process for consideration of applications for subdivisions and lot line adjustments in the unincorporated coastal zone of the County of Monterey, including dissolution of the County of Monterey's Minor and Standard Subdivision Committees, designation of the Monterey County Planning Commission as the appropriate authority to consider applications for lot line adjustments and minor subdivisions, and updating the lot line adjustment and filing standards in coastal Title 19 to conform to changes in state law, with the inclusion of the modifications suggested by the California Coastal Commission;

- d. Certify that the County intends to apply the ordinance to future coastal development permits; and
- e. Direct staff to transmit the adopted ordinance to the California Coastal Commission for confirmation by the Coastal Commission and incorporation into the County's Local Coastal Program.
(REF120004/Ordinance for the Elimination of Minor and Standard Subdivision Committees, County-wide, Coastal Zone/Exempt from CEQA.)

Public hearing held.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Ordinance 5237 to:

- a. Acknowledge receipt of the California Coastal Commission's resolution of certification of an ordinance relating to applications for minor subdivisions and lot line adjustments in the coastal zone, including modifications suggested by the Coastal Commission;**
- b. Accept and agree to the ordinance modifications suggested by the California Coastal Commission;**
- c. Adopt an ordinance to amend Title 19 (coastal subdivision ordinance) and Title 20 (Monterey County Coastal Implementation Plan, Parts 1, 2, 3, and 4) of the Monterey County Code to change the process for consideration of applications for subdivisions and lot line adjustments in the unincorporated coastal zone of the County of Monterey, including dissolution of the County of Monterey's Minor and Standard Subdivision Committees, designation of the Monterey County Planning Commission as the appropriate authority to consider applications for lot line adjustments and minor subdivisions, and updating the lot line adjustment and filing standards in coastal Title 19 to conform to changes in state law, with the inclusion of the modifications suggested by the California Coastal Commission;**
- d. Certify that the County intends to apply the ordinance to future coastal development permits; and**
- e. Direct staff to transmit the adopted ordinance to the California Coastal Commission for confirmation by the Coastal Commission and incorporation into the County's Local Coastal Program.**
(REF120004/Ordinance for the Elimination of Minor and Standard Subdivision Committees, County-wide, Coastal Zone/Exempt from CEQA.)
4-0 (Supervisor Potter Absent)

Adjournment

APPROVED:

/s/ Louis R. Calcagno
LOUIS R. CALCAGNO, CHAIR
BOARD OF SUPERVISORS

ATTEST:

BY: /s/ Gail T. Borkowski
GAIL T. BORKOWSKI
CLERK OF THE BOARD
APPROVED ON July 29, 2014

Supplemental Sheet, Consent Calendar

Health Department

- 15.
 - a. Approve and authorize the Director of Health to sign a Mental Health Services Agreement (April 1, 2014 to June 30, 2016) with Loving Care Residential Care Homes Inc. to provide mental health services to Monterey County adult residents with severe psychiatric disabilities in the amount of \$11,375 from April 1, 2014 to June 30, 2014, \$91,250 for Fiscal Year (FY) 2014-15, and \$91,250 for FY 2015-16 for a total Agreement amount of \$193,875; and
 - b. Authorize the Director of Health to sign up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original amount and do not significantly change the scope of work.

Approved - Agreement No. 12435

Department of Social Services

- 16. Approve amended bylaws for the Children’s Council of Monterey County.

Approved

Criminal Justice

- 17. Approve and Authorize the District Attorney to sign, submit and execute grant applications, including any extensions or amendments thereof, for continued funding for FY 2014-15 from Federal and State agencies for the District Attorney’s Office Victim Assistance Unit and other Prosecution Programs.

Approved

General Government

- 17.1 Approve the use of Toro Park on September 7, 2014 for a function held by San Talbo de Colors in compliance with Monterey County Code 14.12.130.

Approved

- 18.
 - a. Approve a one-time Concession Agreement for Special Events between Spartan Race, Inc., and the County of Monterey to produce the Monterey Spartan Beast Race event at the Toro County Park on June 7th, 2014; and
 - b. Authorize the Chair of the Board to sign the Agreement.

Approved

19. a. Approve and authorize the Contracts/Purchasing Officer to execute an AviatCare Services and Maintenance Agreement with Aviat U.S., Inc in the amount of \$7,540 for the period of March 18, 2014 through March 17, 2015, \$7,906 for the period of March 18, 2015 through March 17, 2016, and \$7,906 for the period of March 18, 2016 through March 17, 2017 for the provision of microwave equipment off-site hardware repair, replacement, and remote technical support;
- b. Accept the same non-standard County Liability and Indemnification Provisions; and
- c. Authorize the Contracts/Purchasing Officer to sign up to three future renewals to this Agreement under the same or similar terms.

Approved - Agreement No. A-12436

20. Approve the Memorandum of Understanding (MOU) for Monterey County Registered Nurses' Association (MCRNA) Unit S for the period January 1, 2014 through December 31, 2015.

Approved

RMA - General

21. Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendix A to create, re-title, amend salary ranges, and abolish classifications to effectuate the changes due to the reorganization in the Resource Management Agency as indicated in the attached Resolution;
- b. Amend the Resource Management Agency's, Budget Unit 8170-Building Services; Budget Unit 8172-Planning; and Budget Unit 8222-Administration to approve reallocations and reclassifications as indicated by position numbers in the attached Resolution;
- c. Authorize a one-time waiver of new probationary period requirement for incumbents who are reclassified to positions represented in Units J and F; and
- d. Authorize the Auditor Controller to incorporate the approved changes in the FY 2013-14 Adopted Budget and direct the County Administrative Office to incorporate the approved position changes in the FY 2013-14 Adopted Budget and direct the Human Resources Department to implement the changes in the Advantage HRM system.

(REVISED RESOLUTION SUBMITTED)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-098 to:

- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendix A to create, re-title, amend salary ranges, and abolish classifications to effectuate the changes due to the reorganization in the Resource Management Agency as indicated in the attached Resolution;**
- b. Amend the Resource Management Agency's, Budget Unit 8170-Building Services; Budget Unit 8172-Planning; and Budget Unit 8222-Administration to**

approve reallocations and reclassifications as indicated by position numbers in the attached Resolution;

c. Authorize a one-time waiver of new probationary period requirement for incumbents who are reclassified to positions represented in Units J and F.; and

d. Authorize the Auditor Controller to incorporate the approved changes in the FY 2013-14 Adopted Budget and direct the County Administrative Office to incorporate the approved position changes in the FY 2013-14 Adopted Budget and direct the Human Resources Department to implement the changes in the Advantage HRM system. (Revised Resolution submitted via Supplemental 4-0 (Supervisor Calcagno Absent))

RMA - Planning

22. a. Approve Amendment No. 1 to Professional Services Agreement No. A-12432 with Rincon Consultants, Inc. where the Base budget is increased by \$38,350.00 to \$247,295.00 and the Contingency budget is increased by \$30,000.00 to \$103,130.75, for a total amount not to exceed \$350,425.75 to complete new tasks and re-evaluation of the original tasks to accommodate the revision to the project description and site plan for the Environmental Impact Report (EIR) for the California Flats Solar Project (PLN120294) in South County, and extend the term to March 31, 2015; and
- b. Approve Amendment No. 1 to Funding Agreement No. A-12433 with California Flats Solar, LLC where the Base budget is increased by \$38,350.00 to \$247,295.00, the Contingency budget is increased by \$30,000.00 to \$103,130.75, and the County Contract Administration Fee is unchanged at \$3,170.00, for a total amount not to exceed \$353,595.75 to allow funding to Monterey County for costs incurred by Rincon Consultants, Inc. and County departments to complete new tasks and re-evaluation of the original tasks to accommodate the revision to the project description and site plan for the EIR for the California Flats Solar Project (PLN120294) in South County, and extend the term to March 31, 2015; and
- c. Authorize the Director of Planning to execute Amendment No. 1 to Professional Services Agreement No. A-12432, Amendment No. 1 to Funding Agreement No. A-12433 and future amendments to the Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.
(PLN120294/California Flats Solar Project in South County - PD060202/Rincon Consultants, Inc.)

Approved - Agreement Nos. A-12432 (Rincon); A-12433 (California Flats Solar)

RMA - Public Works

23. a. Accept the Axtell Street Properties Improvement Plans (PLN080039) as complete;
- b. Approve the release of the Performance Bonds, No. 105557088 in the

amount of \$277,312.42 and No. 105557089 in the amount of \$99,838.75 for Axtell Street Properties Improvement Plans;

c. Approve the release of Payment Bonds, No. 105557088 in the amount of \$126,051.10 and No. 105557089 in the amount of \$45,381.25 for Axtell Street Properties Improvement Plans in 90 days in accordance with Government Code Section 66499.7 after the passage of time for recording claims or liens; and

d. Delegate authority to the Director of Public Works to release the Maintenance Bonds in one year upon determination that the improvements are functioning as intended.

Approved

Monterey County

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



Action Minutes - Final

Tuesday, May 6, 2014

9:00 AM

See separate agendas for Board of Supervisors of the Monterey
County Water Resources Agency and Pajaro County Sanitation
District

Board of Supervisors

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

9:00 A.M. - Call to Order

The meeting was called to order by Chair Calcagno.

Roll Call

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

Additions and Corrections for Closed Session

There were no additions and corrections to closed session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette Neal
Employee Organization(s): Units X and Y
 - (2) Designated representatives: James May, Kim Moore and Brette Neal
Employee Organization(s): Units A and B
 - b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas
Agency Negotiator: Benny Young, Resource Management Agency Director
Negotiating Party: Scott J. Prosser, CBRE
Under negotiation: Price and terms
 - c. Pursuant to Government Code section 54957, the Board will consider the discipline or dismissal of a public employee. (ADDED VIA SUPPLEMENTAL)
- CLOSED SESSION REPORT:**
Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette Neal
Employee Organization(s): Units X and Y
 - (2) Designated representatives: James May, Kim Moore and Brette Neal
Employee Organization(s): Units A and B**CLOSED SESSION REPORT:** The Board took no reportable actions on items 1. a.(1) and (2).

b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas Agency Negotiator: Benny Young, Resource Management Agency Director Negotiating Party: Scott J. Prosser, CBRE Under negotiation: Price and terms
CLOSED SESSION REPORT: The Board took no reportable action on item 1. b.

c. Pursuant to Government Code section 54957, the Board will consider the discipline or dismissal of a public employee. (ADDED VIA SUPPLEMENTAL)
CLOSED SESSION REPORT: The Board did not discuss item 1. c.

10:30 AM Reconvene

Roll Call

Present: Charlie Steves, Interpreter

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

Pledge of Allegiance

The Pledge of Allegiance was led by Charles McKee.

Additions and Corrections

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following corrections:

Removed from Scheduled Matters

17. Conduct a public hearing to consider the traffic volumes on Carmel Valley Road for Segment 7, pursuant to the 2010 Carmel Valley Master Plan, Carmel Valley Area.

Removed from Consent Calendar – Natividad Medical Center

21. Authorize the Chair of the Monterey County Board of Supervisors to execute Amendment No. 1 to the Employment Agreement for the Chief Executive Officer, Harry Weis to raise the base salary by 3.5% to \$377,775, for a total maximum annual contract amount of \$491,108 (including potential 30% incentive bonus if awarded); of which the employee will contribute 7% to CalPERS.

22. a. Adopt a Resolution ratifying the Employment Agreement for Chief Financial Officer Daniel Leon and Amendments No. 1 and 2; and
b. Authorize the Chief Executive Officer for Natividad Medical Center to execute Amendment No. 3 to the Employment Agreement for Chief Financial Officer, Daniel Leon to raise the salary by 3.5% to \$273,186, for a total maximum annual contract amount of \$355,142 (including potential 30% incentive bonus if awarded); of which the employee will contribute 7% to CalPERS.

23. a. Adopt a Resolution Ratifying Amendments Nos. 1, 2 and 3 and all

compensation made pursuant to such Amendments to the Employment Agreement for Chief Medical Officer, Dr. Gary Gray.

b. Authorize the Chief Executive Officer for Natividad Medical Center to execute Amendment. 4 to the Employment Agreement for the Chief Medical Officer, Dr. Gary Grey, to raise the base salary by 3.5% to \$331,166, for a total maximum annual contract amount of \$430,516 (including potential 30% incentive bonus if awarded); of which the employee will contribute 7% to CalPERS.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve additions and corrections. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Public Comment: Hans Jongens; Joe Vierra.

Supervisor Calcagno pulled item 20 and asked questions of staff. Harry Weis responded.

Supervisor Parker pulled items 26 and 30.

Item 26: Supervisor Parker requested an explanation of the grant and process to engage partners. Ray Bullick responded.

Item 30: Supervisor Parker thanked all who worked on this project and requested the item be continued and return to the Board as a scheduled item.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the Consent Calendar with the exception of items 17, 21, 22, 23 and 30. (See Supplemental Sheet) ALL AYES

Ceremonial Resolutions

3. Adopt Resolution proclaiming the Week of May 6th through May 12th, 2014 as "National Nurses Week" in Monterey County. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 14-113 proclaiming the Week of May 6th through May 12th, 2014 as "National Nurses Week" in Monterey County. ALL AYES

4. Adopt Resolution proclaiming the month of May 2014 as "Building Safety Month" in Monterey County. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 14-111 proclaiming the month of May 2014 as "Building Safety Month" in Monterey County. ALL AYES

5. Adopt Resolution proclaiming May 11- 17, 2014, as "Salinas Valley Celebration of National Community Development and Affordable Housing Week" in Monterey County. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 14-110 proclaiming May 11- 17, 2014, as "Salinas Valley Celebration of National Community Development and Affordable Housing Week" in Monterey County. ALL AYES

6. Adopt Resolution honoring Lori A. Mack upon her retirement from the Monterey County Treasurer - Tax Collector after 28 years of dedicated service. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 14-112 honoring Lori A. Mack upon her retirement from the Monterey County Treasurer - Tax Collector after 28 years of dedicated service. ALL AYES**
7. Adopt Resolution proclaiming the week of May 18, 2014 through May 24, 2014 as National Public Works Week. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 14-114 proclaiming the week of May 18, 2014 through May 24, 2014 as National Public Works Week. ALL AYES**

Appointments

8. Appoint Sarah Percoulis to the Commission on the Status of Women, term ending February 1, 2017. (Supervisor Potter)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Appoint Sarah Percoulis to the Commission on the Status of Women, term ending February 1, 2017. ALL AYES**
9. Reappoint Victor Lanini to the Gonzales Rural Fire Protection District, term ending November 30, 2017. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Reappoint Victor Lanini to the Gonzalez Rural Fire Protection District, term ending November 30, 2017. ALL AYES**
10. Reappoint Yolanda Maturino to the Gonzales Cemetery District, term ending April 14, 2018. (Supervisor Salinas)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Reappoint Yolanda Maturino to the Gonzales Cemetery District, term ending April 14, 2018. ALL AYES**

Other Board Matters

11. Board Comments
- Supervisor Salinas thanked the Public Works Department and Environmental Health for supporting the cleanup event in Chualar.**
- Supervisor Armenta thanked all who participated in the cleanup efforts during Earth Day. He also noted the event in Acosta Plaza for Dia del Nino.**
- Supervisor Armenta announced a Local Control Funding Formula Community forum will be held tomorrow from 6:00 p.m. to 8:00 p.m. at Jesse J. Sanchez School and that there are a number of Memorial Day ceremonies on Monday May 26th. Supervisor Armenta invited all members of the Board to the Vietnam**

Memorial on East Laurel Drive on May 26th at 11:00 a.m.

Supervisor Calcagno reminded staff about the Water Study that has not been presented to the Board since it was first requested during the first Board meeting in January. Supervisor Calcagno requested the study be brought before the Board this month. Nick Chiulos responded.

12. CAO Comments and Referrals

There were no CAO comments or referrals.

13. General Public Comment

Hans Jongens; Steve Ecklund; Reed Sanders; Carlos Ramos; Joe Vierra.

10:30 A.M. - Scheduled Matters

14. Receive a status report on budget requests from departments and development of the FY 2014-15 Recommended Budget.

This item was trailed to after lunch.

Public comment: Donovan (last name unintelligible); Julie Felice; Matt (last name unintelligible); Joe Vierra.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to receive a status report on budget requests from departments and development of the FY 2014-15 Recommended Budget. ALL AYES

15. Receive a report on the success and outcomes of the ViaCare Program, transition of ViaCare enrollees into Medi-Cal, and current status of the Medically Indigent Adult (MIA) Program.

This item was trailed to after lunch.

Public comment: Cesar Lara; Marco Torres; Elsa Quezada; (first name unintelligible) Lopez; Joel Hernandez; Norma (last name not given); Armando Ascencio; Joe Vierra.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Dave Potter to:

- a. receive a report on the success and outcomes of the ViaCare Program, transition of ViaCare enrollees into Medi-Cal, and current status of the Medically Indigent Adult (MIA) Program;

- b. Direct staff to report back in 90 days with a proposed plan to address the needs of those who are not able to either pay or get health care access;
- c. Direct staff to provide quarterly updates on how enrollment is progressing, cost per member per month, and an update on outreach efforts; and
- d. Direct staff to make the resources guides available as soon as possible.

ALL AYES

16. Receive a report and consider taking a position on Measure O - Monterey Peninsula Water Management District, an initiative which appears on the June 3, 2014 ballot.

Public Comment: Jason Burnett; Joe Gunter; Ralph Rubio; Sam Teal; Gary Cursio; Jody Hansen; Loren LaTondra; Brian LeNove; Frank Emerson; Paul Bruno; Kevon Stone; Rene Bascoff; John Arrigi; Eric Peterson; Joe Vierra;

Hans Jongens; Rev. H.H. Lusk.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to receive a report; and adopted a position of No on Measure O - Monterey Peninsula Water Management District, an initiative which appears on the June 3, 2014 ballot. 4-1 (Supervisor Parker Dissented)

12:00 PM Recess to Lunch - Continued Closed Session

1:30 PM Reconvene

Roll Call

Present Charlie Steves, Interpreter

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

1:30 P.M. - Scheduled Matters

Items 14 and 15 heard immediately after lunch.

17. Conduct a public hearing to consider the traffic volumes on Carmel Valley Road for Segment 7, pursuant to the 2010 Carmel Valley Master Plan, Carmel Valley Area.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to continue a public hearing to consider the traffic volumes on Carmel Valley Road for Segment 7, pursuant to the 2010 Carmel Valley Master Plan, Carmel Valley Area to a date to be determined; and directed staff to re-notice the hearing. ALL AYES

18. a. Conduct a Public Hearing to take comments on the draft Action Plan for Fiscal Year 2014-2015 and proposed allocation of funds;
b. Approve the Fiscal Year 2014-2015 Action Plan containing recommendations for funding of projects and programs;
c. Authorize the Director of Economic Development to submit the Fiscal Year 2014-2015 Action Plan to HUD and to execute any and all other necessary HUD documents;
d. Authorize the Director of Economic Development to execute contracts and any and all other necessary and associated documents in regard to the allocations for projects and programs; and
e. Approve an allocation of Urban County Community Development Block Grant funds for Fiscal Year 2014-2015 of \$865,067.

Public comment: Susie Broucef; Kelly Morgantini.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to:
a. Conduct a Public Hearing to take comments on the draft Action Plan for Fiscal Year 2014-2015 and proposed allocation of funds;
b. Approve the Fiscal Year 2014-2015 Action Plan containing recommendations for funding of projects and programs;
c. Authorize the Director of Economic Development to submit the Fiscal Year 2014-2015 Action Plan to HUD and to execute any and all other necessary HUD

documents;

d. Authorize the Director of Economic Development to execute contracts and any and all other necessary and associated documents in regard to the allocations for projects and programs; and

e. Approve an allocation of Urban County Community Development Block Grant funds for Fiscal Year 2014-2015 of \$865,067. ALL AYES

19.

Public hearing to consider:

a. Adopting a Negative Declaration; and

b. Approving a Memorandum of Understanding between the County of Monterey and California-American Water Company to formalize and implement Cal Am's agreement to offset Cal Am's water service to the approved nine-lot Oaks subdivision with an equal amount of water from the Oaks' subdivision well, so as to result in no net transfer of water;

c. Authorizing the Chair of the Board of Supervisors to execute the Memorandum of Understanding.

(REF130072/Oaks MOU, San Benancio Road, Toro Area Plan)

(ATTACHMENT J - SIGNED CALIFORNIA AMERICAN WATER MOU - ADDED VIA SUPPLEMENTAL)

Public Comment: Michael Weaver; Bob Reigen; Bill (last name unintelligible); Ray Harrod Jr.; Eric Sabolsice.

Held a Public Hearing;

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-115:

a. Adopting a Negative Declaration; and

b. Approving a Memorandum of Understanding between the County of Monterey and California-American Water Company to formalize and implement Cal Am's agreement to offset Cal Am's water service to the approved nine-lot Oaks subdivision with an equal amount of water from the Oaks' subdivision well, so as to result in no net transfer of water;

c. Authorizing the Chair of the Board of Supervisors to execute the Memorandum of Understanding.

(REF130072/Oaks MOU, San Benancio Road, Toro Area Plan). ALL AYES

Adjournment

APPROVED:

/s/ Louis R. Calcagno

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

ATTEST:

BY: /s/ Gail T. Borkowski

**GAIL T. BORKOWSKI
CLERK OF THE BOARD**

APPROVED ON July 29, 2014

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

20. Approve and direct the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 to the Agreement (A-12466/MYA703) with The Abaris Group for further implementation assistance of the Level II Trauma Center at NMC, extending the term of the Agreement to December 31, 2014 and adding \$200,000 for a revised total Agreement amount not to exceed \$491,450 in the aggregate (for the period November 1, 2012 to December 31, 2014).

Approved - Agreement No. A-12466

21. Authorize the Chair of the Monterey County Board of Supervisors to execute Amendment No. 1 to the Employment Agreement for the Chief Executive Officer, Harry Weis to raise the base salary by 3.5% to \$377,775, for a total maximum annual contract amount of \$491,108 (including potential 30% incentive bonus if awarded); of which the employee will contribute 7% to CalPERS.

Item Removed via Additions & Corrections

22. a. Adopt a Resolution ratifying the Employment Agreement for Chief Financial Officer Daniel Leon and Amendments No. 1 and 2; and
b. Authorize the Chief Executive Officer for Natividad Medical Center to execute Amendment No. 3 to the Employment Agreement for Chief Financial Officer, Daniel Leon to raise the salary by 3.5% to \$273,186, for a total maximum annual contract amount of \$355,142 (including potential 30% incentive bonus if awarded); of which the employee will contribute 7% to CalPERS.

Item Removed via Additions & Corrections

23. a. Adopt a Resolution Ratifying Amendments Nos. 1, 2 and 3 and all compensation made pursuant to such Amendments to the Employment Agreement for Chief Medical Officer, Dr. Gary Gray.
b. Authorize the Chief Executive Officer for Natividad Medical Center to execute Amendment. 4 to the Employment Agreement for the Chief Medical Officer, Dr. Gary Grey, to raise the base salary by 3.5% to \$331,166, for a total maximum annual contract amount of \$430,516 (including potential 30% incentive bonus if awarded); of which the employee will contribute 7% to CalPERS.

Item Removed via Additions & Corrections

Health Department

24. Approve and authorize the Director of Health to sign Amendment No. 1 to the mental health services agreement A-12284 with JDT Consultants, Inc. to increase funding for Therapeutic Behavioral Services (TBS), and add Home Alternatives to Residential Treatment (HART) program for FY 2013-14 in the amount of \$347,585, FY 2014-15 in the amount of \$452,400, for a revised total Agreement amount not to exceed \$1,549,985 in the aggregate.
- Approved - Agreement No. A-12284**
25. a. Approve and authorize execution by the Director of Health of Electronic Data Interchange (“EDI”) Provider Trading Partner Agreement, authorizing Gateway EDI to receive County of Monterey d/b/a/ Monterey County Health Department Laboratory (“County Laboratory”) claim files of TRICARE beneficiaries for submission to PBGA, L.L.C.; and
- b. Approve and authorize execution by the Director of Health of Addendum to ERA Enrollment Form for Billing Services and Clearinghouses between County of Monterey d/b/a Monterey County Health Department Laboratory and PGBA, LLC, authorizing Gateway EDI to receive Electronic Remittance Advices (“ERAs”) in connection with County Laboratory claim files of TRICARE beneficiaries for submission to PBGA, L.L.C; and
- c. Approve and authorize execution by the Director of Health of Medi-Cal Telecommunications Provider and Biller Application/Agreement, authorizing Gateway EDI to receive County Laboratory claim files of Medi-Cal beneficiaries for submission to the California Department of Health Care Services; and
- d. Approve and authorize execution by the Director of Health of Medi-Cal Telecommunications Provider and Biller Application/Agreement, authorizing Gateway EDI to receive 835-Transaction Data in connection with County Laboratory claim files of Medi-Cal beneficiaries submitted to the California Department of Health Care Services; and
- e. Approve and authorize execution by the Director of Health ERA Enrollment Form, authorizing Gateway EDI to receive ERAs in connection with County Laboratory claim files of Anthem Blue Cross beneficiaries; and
- f. Approve and authorize execution by the Director of Health of Provider Authorization Form Electronic Payment Information, authorizing Gateway EDI to receive ERAs in connection with County Laboratory claim files of Blue Shield of California beneficiaries; and
- g. Approve and authorize execution by the Director of Health, subject to County Counsel approval, of additional written authorization forms, authorizing Gateway EDI to receive County Laboratory claim files of beneficiaries of other health plans and payers. This delegation expires June 30, 2019.

Approved - Agreement No. A-12670

26. a. Approve and authorize the Director of Health or designee to accept an awarded grant and sign the Medi-Cal Outreach and Enrollment Agreement ("Agreement") with the State of California Department of Health Care Services in the amount of \$283,531, for the period of March 12, 2014 through December 31, 2016, for the provision of Medi-Cal Outreach and Enrollment efforts in Monterey County; and
- b. Authorize the Director of Health or designee to approve three future amendments up to ten percent (10%) of the annual amount, which does not significantly alter the scope of services.

Approved

Department of Social Services

27. a. Approve the Area Agency on Aging 2014-2015 Area Plan Update; and
- b. Authorize the Chair of the Board of Supervisors to sign the Area Plan Transmittal Letter.

Approved

General Government

28. Approve the use of Toro Park on August 24, 2014 for a function held by Northside Assembly of God in compliance with Monterey County Code 14.12.130.

Approved

29. a. Award annual construction contract to Monterey Peninsula Engineering, lowest, responsive bidder, in an amount not to exceed \$150,000 for the annual maintenance of park roadways at Laguna Seca Recreation Area, for the calendar year ending December 31, 2014, Bid No.10465; and
- b. Authorize the Chair of the Board to sign the contract on behalf of the County.

Approved - Agreement No. A-12676; Construction No. 2014-003

30. Approve and adopt the County of Monterey Records Management Policy as presented.

Item Removed

31. a. Approve the County GIS Data Sharing Policy; and
- b. Authorize Information Technology staff to implement the Policy as a County Service.

Approved

32. ~~Adopt a Resolution amending Article V of the Monterey County Master Fee Resolution relating to Parks Department user charges for park use,~~

~~enforcement, and rentals, effective June 4, 2014.~~ (ITEM REMOVED VIA SUPPLEMENTAL)

33. Receive the action minutes from the November 18, 2013; January 29, 2014; and February 21, 2014 meetings of the Legislative Committee.
Approved
34. Approve a recommendation by the Legislative Committee, to take a support position on Proposition 41 - The California Veterans Housing and Homeless Prevention Bond Act.
Approved
35. Approve delegation of the responsibilities of the Certifying Officer described in 24 C.F.R. 58.13, to authorize the Planning Director or his named designee to certify legally required environmental review of Urban County activities on behalf of the County
Approved
36. a. Approve and authorize a Participating Agreement, in the amount of \$575,000, between the Monterey County Treasurer-Tax Collector and Gila Corporation, dba: Municipal Services Bureau (MSB), which specifies collection services to be performed under the terms of the Judicial Council of California and the Administrative Office of the Court (AOC) negotiated Master Agreement No. MA-201307 for FY 2014-16;
b. Authorize the Contracts/Purchasing Officer to sign the Participating Agreement; and
c. Authorize the Contracts/Purchasing Officer to extend the Agreement for up to two one year contract extensions with MSB where the Amendments do not exceed ten percent of the Agreement amount or significantly change the scope of work.
Approved - Agreement No. A-12669

RMA - General

37. Adopt Resolution:
a. Approving a Cooperative Agreement by and between Monterey County and the State of California Department of Transportation (Caltrans) for "Independent Quality of Assurance of the Carmel River Overflow Bridge Project on SR-1"; and
b. Authorizing the Chair of the Board of Supervisors to sign the Cooperative Agreement.
A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-117:
a. Approving a Cooperative Agreement by and between Monterey County and the State of California Department of Transportation (Caltrans) for

“Independent Quality of Assurance of the Carmel River Overflow Bridge Project on SR-1”; and

b. Authorizing the Chair of the Board of Supervisors to sign the Cooperative Agreement. ALL AYES

RMA - Planning

38. Accept Status Update from RMA - Planning on the Barnyard Shopping Center signage review by the Carmel Valley Land Use Advisory Committee. (General Development Plan; Variance: and Design Approval - PLN120442/Sima Barnyard LLC, Highway One at Carmel Valley Road, Greater Monterey Peninsula Area Plan/Carmel Valley Master Plan)

Approved

RMA - Public Works

39. Acting on behalf of County Service Area 75 - Chualar:
- Set a Public Hearing on May 20, 2014 at 10:30 a.m., to hear the report of delinquent fees and consider any protests and objections to the report by landowners liable to be assessed for delinquent fees for County Service Area 75 - Chualar;
 - Direct that a report of delinquent fees be prepared;
 - Direct RMA - Public Works to mail the notice of hearing to landowners listed in the report not less than ten (10) days prior to the date of hearing; and
 - Direct the Clerk of the Board to publish Notice of Hearing in the Monterey County Weekly.

Approved

40. a. Ratify and approve Amendment No. 1 to Standard Agreement between County of Monterey and Dave’s Repair Service to continue to provide on-call repair services and include services associated with enhanced vapor recovery Dual Point Phase 1 System retrofits and annual testing at various County fueling sites in the amount of \$62,498.93, for a total amount not to exceed \$112,498.93 and extend the term from June 30, 2014 to June 30, 2015; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to the Standard Agreement and up to three (3) future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-12670

41. a. Approve Agreements with the following companies: Calpo, Hom & Dong Architects, Inc., IBI Group Architecture Planning, Kasavan Architects, Inc., RIM Architects, The Paul Davis Partnership, LLP, and Wald, Ruhnke & Dost Architects, LLP to provide on-call services over \$100,000 for architectural and engineering design services for various projects located in Monterey

County, California (Request for Qualifications #10456), in a total amount not to exceed \$5,000,000 for each Agreement, for various projects located in Monterey County, California (Request for Qualification #10456), in a total amount not to exceed \$5,000,000 for each Agreement, for a period of three (3) years, from execution of each Agreement, with the option to extend each Agreement for two (2) additional one (1) year period(s); and
b. Authorize the Contracts/Purchasing Officer to execute the Agreements and up to three (3) future amendments to said Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.

Approved

- 42.** a. Approve various Agreements between the County of Monterey and the following contractors: DLR Group Inc. of California; HMC Architects; Kitchell/CEM, Inc.; KMD Justice/Kasavan Architects Joint Venture; Lionakis; and Nacht & Lewis, and for On-call Services over \$100,000 for Architectural and Engineering Design Services for Various Correctional Projects Located in Monterey County, California (Request for Qualifications #10458), in a total amount not to exceed \$5,000,000 for each Agreement, for a period of three (3) years, from execution of each Agreement, with the option to extend each Agreement for two (2) additional one (1) year period(s); and
b. Authorize the Contracts/Purchasing Officer to execute the Agreements and up to three (3) future amendments to said Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.

Approved - Agreement No.'s: A-12671; A-12672; A-12673; A-12674; A-12675; A-12676

- 43.** a. Approve a Cancellation Agreement between County of Monterey and Reyes Venegas, relieving Mr. Venegas from his obligation to remove two structures located at 54692 Teresa Street, San Lucas, California;
b. Authorize the Contracts/Purchasing Officer to execute said Cancellation Agreement; and
c. Authorize the Director of Public Works to accept a QuitClaim Deed (Improvements Only) conveying title to the County for the real property improvements located at 54692 Teresa Street, San Lucas, California.

Approved