

Monterey County

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



Action Minutes - Draft

Tuesday, July 12, 2016

9:00 AM

**Board of Supervisors Agenda Revised July 8, 2016 at 6:00 p.m.
See separate agenda for Pajaro County Sanitation District.**

Board of Supervisors

*Chair Jane Parker - District 4
Vice Chair Dave Potter - District 5
Supervisor Fernando Armenta - District 1
Supervisor Simón Salinas - District 3
Supervisor John M. Phillips - District 2*

9:00 A.M. - Call to Order

The meeting was called to order by Chair Parker.

Roll Call

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

1. Item 1 - Commercial Medical Cannabis Regulations Public Hearing is renumbered to item 16.1 and will be heard at 10:30 a.m. or thereafter.
(Revised via Addendum/Supplemental at 6:00 p.m., July 8, 2016)

See item 16.1

Additions and Corrections for Closed Session:

There were no additions or corrections to Closed Session.

Closed Session

- 1.1 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) College Ville Farm Workers v. County of Monterey, Monterey Superior Court case no. 16AP000001.
 - b. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
 - c. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) James Egar
 - d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
 - e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: Manuel Gonzalez and Brette NealEmployee Organization(s): Units A, B, C, D, E, F, G, H, J, K, L, M, N, Q, V
 - f. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
(Item renumbered via Addendum/Supplemental)

Public comment on Closed Session: Arceli Flores.

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.1 a. through f.

10:00 A.M. - Reconvene Monterey County Board of Supervisors

Roll Call

Present: Diego Celis, Interpreter

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

Pledge of Allegiance

The Pledge of Allegiance was led by Clerk of the Board, Gail T. Borkowski.

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:

Correction to Consent Calendar – General Government

26. Revised Resolution Submitted

Adopt a resolution approving a Fair Share Distribution Property Tax Transfer for the proposed “South end Annexation” involving annexation of 290± acres to the City of Greenfield.

Correction to Consent Calendar – General Government

32.1 Remove from the agenda

a. Approve and authorize the Contracts/Purchasing Officer or Contract/Purchasing Supervisor to sign a 20 month Agreement not to exceed \$1,825,920 based on Request for Proposal (RFP) #10580 with Plante & Moran, PLLC to provide project management services to the County's Enterprise Resource Planning (ERP) v.3.10 Upgrade Project for the period July 1, 2016 through March 31, 2018;

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign up to one Amendment to extend the term of the Agreement for one additional year. (ADDED VIA ADDENDUM)

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to approve corrections to the agenda. ALL AYES

Consent Calendar

- 2.** Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Phillips requested item 32.1 be removed from the agenda. Julie Filice pulled item 33.1 and commented on the item. John Guertin, RMA, responded.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor John M. Phillips to remove item 32.1 from today's agenda. ALL AYES

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to approve the Consent Calendar (See Supplemental Sheet), with the exception of item 32.1. ALL AYES

Ceremonial Resolutions

3. Adopt Resolution proclaiming July 17-23, 2016 "Probation Services Week." (Supervisor Parker)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-188 proclaiming July 17-23, 2016 "Probation Services Week." (Supervisor Parker) ALL AYES

Appointments

4. Appoint Lori Medina to the Children's Council of Monterey County to fill an unscheduled vacancy with a term ending July 1, 2019. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Lori Medina to the Children's Council of Monterey County to fill an unscheduled vacancy with a term ending July 1, 2019. (Full Board) ALL AYES
5. Reappoint Martha Karstens to the Emergency Medical Care Committee representing Fire Districts with a term ending June 30, 2018. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Martha Karstens to the Emergency Medical Care Committee representing Fire Districts with a term ending June 30, 2018. (Full Board) ALL AYES
6. Reappoint Harold Wolgamott to the Emergency Medical Care Committee, Citizen's representative, with a term ending June 30, 2018. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Harold Wolgamott to the Emergency Medical Care Committee, Citizen's representative, with a term ending June 30, 2018. (Full Board) ALL AYES
7. Appoint Carla A. Spencer, M.D., to the Emergency Medical Care Committee representing Hospital Administration with a term ending June 30, 2018. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Carla A. Spencer, M.D., to the Emergency Medical Care Committee representing Hospital Administration with a term ending June 30, 2018. (Full Board) ALL AYES
8. Reappoint Paul Miller, Chief of Police, to the Emergency Medical Care Committee, representing Law Enforcement with a term ending June 30, 2018.

(Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint Paul Miller, Chief of Police, to the Emergency Medical Care Committee, representing Law Enforcement with a term ending June 30, 2018. (Full Board) ALL AYES

9. Appoint Sean McRoberts, M.D., to the Emergency Medical Care Committee, representing emergency room physicians with a term ending June 30, 2018. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Sean McRoberts, M.D., to the Emergency Medical Care Committee, representing emergency room physicians with a term ending June 30, 2018. (Full Board) ALL AYES

10. Appoint Cindy Williams to the Emergency Medical Care Committee representing EMT/Paramedic with a term ending June 30, 2018. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to appoint Cindy Williams to the Emergency Medical Care Committee representing EMT/Paramedic with a term ending June 30, 2018. (Full Board) ALL AYES

11. Correct reappointment of Dr. Gary Gray to the Central California Alliance for Health with a term ending December 31, 2019. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to correct reappointment of Dr. Gary Gray to the Central California Alliance for Health with a term ending December 31, 2019. (Full Board) ALL AYES

Other Board Matters

- 11.1 Consider approval and authorize the Chair of the Board of Supervisors to execute and send a letter to the State Water Resources Control Board regarding California-American Water Company's request to modify Cease and Desist Order WR 2009-0060.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve and authorize the Chair of the Board of Supervisors to execute and send a letter to the State Water Resources Control Board regarding California American Water Company's request to modify Cease and Desist Order WR 2009 0060. ALL AYES

12. Board Comments

Supervisor Potter commented about the problems at the Medipour residence and directed the County Administrative Officer to check into activities on the property, as expeditiously as possible, and to cease any inappropriate behaviours at this property.

13. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman announced that for the second consecutive year, the Monterey County Free Libraries received an award from the California Library Association for Public Relations Excellence. This year's project was entitled Monty the Mascot. Constituents selected Monty the Burro as the County mascot, recognizing the legacy of Ann Hadden, the County's first Librarian. He congratulated Jayanti Addleman and her staff on this award and their work on behalf of Monterey County residents.

14. General Public Comment

Steve Eklund; Hans Jongens.

15. Item 15 - Closed Session renumbered to item 1.1 and will be heard at 9:00 a.m. and any other time announced by the Chairperson of the Board. (Revised via the Addendum/Supplemental at 6:00 p.m., July 8, 2016)

See item 1.1.

10:30 A.M. - Scheduled Matters

- 16.**
- a. Conduct a public hearing under the requirements of the Tax Equity and Financial Responsibility Act (TEFRA) and the Internal Revenue Code of 1986, as amended; and,
 - b. Adopt a Resolution approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an amount not to exceed \$28,500,000 for the benefit of Robert Louis Stevenson School to refund \$13,000,000 of variable rate bonds issued in 2001, \$15,300,000 of variable rate bonds issued in 2011, issuance costs, and other matters relating thereto.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to: Conduct a public hearing under the requirements of the Tax Equity and Financial Responsibility Act (TEFRA) and the Internal Revenue Code of 1986, as amended; and

b. Adopted Resolution No. 16-198 approving the issuance of tax-exempt revenue obligations by the California Enterprise Development Authority in an amount not to exceed \$28,500,000 for the benefit of Robert Louis Stevenson School to refund \$13,000,000 of variable rate bonds issued in 2001, \$15,300,000 of variable rate bonds issued in 2011, issuance costs, and other matters relating thereto. ALL AYES

16.1 REF150048 - Inland & REF160042 - Coastal
Commercial Medical Cannabis (Marijuana) Regulations
Public hearing to consider:

- a. Adopt a Negative Declaration on commercial medical cannabis (marijuana) regulations;
- b. Adopt an ordinance amending Title 21 (non-coastal zoning ordinance) of the Monterey County Code to regulate commercial medical cannabis activities

- in the inland unincorporated area of Monterey County;
- c. Adopt a resolution of intent to adopt an ordinance amending the Monterey County Coastal Implementation Plan, Part 1 (Title 20, coastal zoning ordinance) of the Monterey County Code to regulate commercial medical cannabis (marijuana) activities in the coastal zone of unincorporated Monterey County;
 - d. Introduce, waive reading, and consider ordinance adding Chapter 7.90 to the Monterey County Code to require an annual commercial medical cannabis (marijuana) permit for commercial medical cannabis activities;
 - e. Introduce, waive reading, and consider ordinance adding Chapter 7.95 to the Monterey County Code to require an annual personal medical cannabis (marijuana) permit for personal cultivation of one hundred square feet or less of medical marijuana exclusively for personal use;
 - f. Introduce, waive reading, and consider ordinance adding 7.100 to impose a County general tax on commercial cannabis (marijuana) businesses in the unincorporated area of the County of Monterey as of January 1, 2017;
 - g. Set July 19, 2016 at 10:30 a. m. as date and time to adopt the ordinances adding Chapter 7.90, adding Chapter 7.95, and adding Chapter 7.100. (Renumbered via Addendum/Supplemental at 6:00 p.m. on July 8, 2016)

Public comment: Daniel Sosa; Tiffany Wright; Steven Craig; Charles Rawley; Erin McKenna; Jody Pemberton; Carla Martinez; Susan Celix; Marilyn Rose; Peter Brazil; Heidi Park; Mike Linden; Hans Jongens; Cheryl Ward-Kaiser; Aaron Johnson; Joey Espinosa; Gavin Kogan; Robert Weekly; Jeff Brothers; Jennifer Rosenthal; Jerrod Otely; Connie Bowers; Male-no name given; Michael Corlata; Carl Saling; Chris Bunn; Kevin P. Saunders; Jeff Lind; Marco Garcia; Adam Rutti; Paula Getzelman; Sherrif Steve Bernal; Joe Vierra; John Marvin.

A motion was made by Supervisor Dave Potter, seconded by Supervisor John M. Phillips to adopt Resolution of Intention No. 16-210 to receive the errata and to:

- a. Adopt a Negative Declaration on commercial medical cannabis (marijuana) regulations;**
- b. Adopt an ordinance amending Title 21 (non-coastal zoning ordinance) of the Monterey County Code to regulate commercial medical cannabis activities in the inland unincorporated area of Monterey County;**
- c. Adopt Resolution of Intent No. 16-210 to adopt an ordinance amending the Monterey County Coastal Implementation Plan, Part 1 (Title 20, coastal zoning ordinance) of the Monterey County Code to regulate commercial medical cannabis (marijuana) activities in the coastal zone of unincorporated Monterey County;**
- d. Introduced, waived reading, and considered ordinance adding Chapter 7.90 to the Monterey County Code to require an annual commercial medical cannabis (marijuana) permit for commercial medical cannabis activities;**
- e. Introduced, waived reading, and considered ordinance adding Chapter 7.95 to the Monterey County Code to require an annual personal medical cannabis (marijuana) permit for personal cultivation of one hundred square feet or less of medical marijuana exclusively for personal use;**
- f. Introduced, waived reading, and considered ordinance adding 7.100 to impose a County general tax on commercial cannabis (marijuana) businesses in the unincorporated area of the County of Monterey as of January 1, 2017;**
- g. Set July 19, 2016 at 10:30 a. m. as date and time to adopt the ordinances**

adding Chapter 7.90, adding Chapter 7.95, and adding Chapter 7.100; and directed staff to return in August with options for narrowly crafted language for an outdoor cultivation ordinance. ALL AYES

12:00 P.M. - Recess to Lunch - Closed Session

1:30 P.M. - Reconvene Monterey County Board of Supervisors

Roll Call

Present: Diego Celis, Interpreter

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

1:30 P.M. - Scheduled Matters

- 17.
- a. Hold a Public Hearing on:
 1. Amending the Citizen Participation Plan sections related to where future public notices regarding Substantial Amendments to Annual Action Plans of the Community Development Block Grant (CDBG) Urban County program are published;
 2. Adopting the Third Substantial Amendment to the FY 2015-16 Annual Action Plan to expand the scope of work for the City of Del Rey Oaks grant;
 3. Adopting the First Substantial Amendment to the FY 2016-17 Annual Action Plan to expand the scope of work for the City of Greenfield's Patriot Park project.
 - b. Adopt the Amended Citizen Participation Plan and the Substantial Amendments to the Annual Action Plans; and,
 - c. Authorize the Director of Economic Development to submit the Amended Citizen Participation Plan and the Substantial Amendments to the Annual Action Plans to the U.S. Department of Housing and Urban Development (HUD).
- a. Held a Public Hearing;**
A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to:
1. Amend the Citizen Participation Plan sections related to where future public notices regarding Substantial Amendments to Annual Action Plans of the Community Development Block Grant (CDBG) Urban County program are published;
 2. Adopt the Third Substantial Amendment to the Fiscal Year (FY) 2015 16 Annual Action Plan to expand the scope of work for the City of Del Rey Oaks grant;
 3. Adopt the First Substantial Amendment to the FY 2016 17 Annual Action Plan to expand the scope of work for the City of Greenfield's Patriot Park project.
- b. Adopt the Amended Citizen Participation Plan and the Substantial Amendments to the Annual Action Plans; and,**
- c. Authorize the Director of Economic Development to submit the Amended**

Citizen Participation Plan and the Substantial Amendments to the Annual Action Plans to the U.S. Department of Housing and Urban Development (HUD). ALL AYES

17.1

Consider Adopting a Resolution to:

- a. Call for the election on the citizen's initiative "Prohibit Fracking and Oil and Natural Gas Well Stimulation Treatments, Prohibit Oil and Natural Gas Wastewater Injection and Impoundment, and Limit New Oil and Natural Gas Operations in Unincorporated Monterey County" as part of the County's Ordinances and General Plan Amendments;
- b. Order consolidation with the Statewide General Election on November 8, 2016; and
- c. Approve the Ballot Question pursuant to Elections Code section 13119.

Public comment: Jody Hansen; Andy Hsia-Coron; Mary Hsia-Coron; Dan Turner; Vicky Pearce; Kurt Annetto; Bill Lipe; James Eggleston; Laura Solorio; Margaret Serna-Bonetti; Jan Shriner; Maureen Ruck; Dalas Tubbs; Steve Eklund; Judy Taylor; Female-name unintelligible; Luana Conley; Anthony Lombardo; Justin Salters; Jason Retterer; Ben Hyatt; Ed Hazzard; Stephanie Omen; Susana McNamara.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-209 to:

- a. Call for the election on the citizen's initiative "Prohibit Fracking and Oil and Natural Gas Well Stimulation Treatments, Prohibit Oil and Natural Gas Wastewater Injection and Impoundment, and Limit New Oil and Natural Gas Operations in Unincorporated Monterey County" as part of the County's Ordinances and General Plan Amendments;
- b. Order consolidation with the Statewide General Election on November 8, 2016; and
- c. Approve the Ballot Question pursuant to Elections Code section 13119. **ALL AYES**

17.2

Consider:

- a. Under the provisions of County Code section 2.04.360, ordering suspension of County Code section 2.04.191 to permit reconsideration of the Board's decision of June 1, 2016, to not direct the Auditor-Controller to prepare a Fiscal Impact Report pursuant to Elections Code section 9160(c); and
- b. Directing the Auditor-Controller to prepare a Fiscal Impact Statement for placement in the voter guide.

Public comment: Laura Solorio; Riley Rodabeck; Susanna McNamara; Margaret Rebecki; Eric Reynolds; Cassandra Palmento; Andy Hsia-Coron; Luana Conley; Mary Hsia-Coron; Vicky Pearce; Kurt Annetto; Dan Turner; Michael Roberts; Demetrio Pineda; James Eggleston; Jeff Johnson; Dallas Tubbs; Megan Lopez; Tim Roshin; David Armanasco; Albert Vanderslaw; Dr. Katherine Reimer; Hayden Ludwig; Roy Reed; Kevin Peck; Maryanne Madsen; Dorothy Arrea; Cindy Trainor; Ann Chisholm; Candy DePaw; Sam Downing; Stan Estier; Edward Hazzard; Mary Arrardre; Joe Gunter; Craig Bona; Justin Monroe; Joseph McClellan; Justin Mendez; David Miller; Javier Bonilla; Juan David Munoz; Robert Ferman; Michael Barre; John Huerta, Jr. William Morris; David Hand; Myron Bacchaus; Martin Arrardre; Nadim Hossim; Ashma Sharma;

Jason Luke; Josmar Solara; Allan Hoffa; Ivan Kramer; Miller Newland; Eric Murphy; Ed Mitchell; Margaret Serna-Bonetti; Stephen Krantz; Joel Panzer; Bill Lipe; Jan Shriner; Maureen Ruck; Brandy Schmidt-Garza; Anthony Lombardo; Diedre Means; Melissa Duflick; Bob Segal; Hans Jongens; Jason Retterer; Jason Chisholm; Tomas Rebecki; Lynn Rigubian; Ellen Gannon; Male-no name given; Susie; Ben Hyatt; Tim Vance.

Motion No. 1: A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to: a. Under the provisions of County Code section 2.04.360, select option #2 (total) suspension of County Code section 2.04.191 to permit reconsideration of the Board’s decision of June 1, 2016. 4-1 (Supervisor Parker Dissented)

Motion No. 2: A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to: b. Direct the Auditor-Controller to prepare a fiscal impact statement consistent with Elections Code section 9160(c) for placement in the voter guide. 4-1 (Supervisor Parker Dissented)

Adjournment

APPROVED:

**JANE PARKER, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: _____

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

APPROVED ON _____

Supplemental Sheet, Consent Calendar

Health Department

18. a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment No. 4 to Agreement No. A-12594 with the Monterey County Children and Families Commission DBA First 5 Monterey County in the amount of \$300,000, for a revised total amount not to exceed \$1,200,000, for the revised full term of October 22, 2013 to June 30, 2017, to continue work in the Theory of Action in the categories of Outreach, Capacity Building, Implementation, Improving and Expanding the Early Childhood Development Initiative in Monterey County; and
- b. Authorize the Contracts/Purchasing Officer to approve up to one further amendment to this Agreement where the ~~total~~ amendments ~~do~~ does not exceed ten percent (10%) \$30,000 of the original contract amount and ~~do~~ does not significantly change the scope of services. (REVISED VIA SUPPLEMENTAL)

Approved - Agreement No. A-12594

- 18.1 a. Approve and authorize the Director of Health or the Assistant Director of Health, to sign an Agreement with the City of Greenfield (City) for the use of the Animal Services Center and provision of other animal services for the period from July 1, 2016 through June 30, 2019; and
- b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) extensions of the Agreement, of one (1) year each, where the extensions do not significantly change the scope of work.

Approved - Agreement No. A-13240

- 18.2 Approve and authorize the Director of Health or Assistant Director of Health to execute an extension Renewal Agreement and Amendment No. 3 to Mental Health Services Agreement A-12729 with The Village Project, Inc. for the provision of mental health outreach, engagement and counseling services in the increased amount of \$135,069 for Fiscal Year (FY) 2016-17, for a revised total Agreement amount not to exceed \$1,010,806 for the term July 1, 2014 - September 30, 2016. (ADDED VIA ADDENDUM)

Approved - Agreement No. A-12729

Department of Social Services

19. a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Hartnell Community College for \$83,748 to implement training and supports to current and former foster and youth ages 14 to 24 for the period retroactive to July 1, 2016 through June 30, 2017; and

b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this agreement, where the total amendments do not exceed 10% (\$8,375) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-13242

- 20.** Approve and authorize the Director of the Department of Social Services to execute standard funding agreements and amendments for continued funding from state agencies for designated programs on behalf of the County for the period January 1, 2016 through December 31, 2017.

Approved - Agreement No. A-13237

- 21.** a. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 1 to Agreement No. A-13047 with the Coalition of Homeless Services Providers, adding \$72,000, retroactive to July 1, 2016, to include Continuum of Care coordination, inclement weather planning, and Lead Me Home/10 Year Plan activities, increasing the total contract amount to \$487,500 for the period January 1, 2016 through June 30, 2017; and
b. Authorize the Director of the Department of Social Services to sign up to (3) amendments to this agreement where the total amendments do not exceed 10% (\$41,550) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-13047

- 22.** a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Alliance on Aging for \$432,088 to provide Outreach, Long Term Care Ombudsman, HICAP and MIPPA services to Monterey County seniors for the period retroactive to July 1, 2016 through June 30, 2017; and
b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to the agreement, where the total amendments do not exceed 10% (\$43,208) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-13239

Criminal Justice

- 23.** a. Approve and authorize the District Attorney to accept and expend a grant for the California Victim Compensation and Government Claims Board Grant, in the amount of \$54,586.00, for the period of July 1, 2016 through June 30, 2017.
b. Approve and authorize the District Attorney to accept and expend a grant in the amount of \$54,586.00 for the period of July 1, 2017 through June 30, 2018, and an amount of \$54,586.00 for the period of July 1, 2018 through June 30, 2019, should the parties agree to an amendment as allowed under the

provisions of the grant agreement.

Approved

- 24.
- a. Approve the Memorandum of Understanding (MOU) for Court Security Services between the Monterey County Sheriff's Office and Monterey County Superior Court for the period between July 1, 2016 and June 30, 2017;
 - b. Approve to add two (2) FTE Deputy Sheriff-Corrections in the Sheriff's Office Budget Unit, 001-2300-SHE003-8234, effective July 1, 2016;
 - c. Authorized the County Administrative Office to incorporate the position change into the Sheriff's Office FY 2016-17 Adopted Budget;
 - d. Authorize the Auditor-Controller to increase appropriations by \$300,000 for the Sheriff's Office (001-SHE003-2300-8234-6111), financed by increased revenues (001-SHE003-2300-8234-5940) (4/5th vote required); and
 - e. Authorize the Auditor-Controller to increase appropriations by \$300,000 for the Sheriff's Office Public Safety Realignment Fund (022-SHE006-2300-8234-7614) as an operating transfer to the Sheriff's Office General Fund operations for support of court security, financed by use of fund balance in the Sheriff's Office Public Safety Realignment Fund (4/5th vote required).

Approved

- 25.
- a. Approve the Memorandum of Understanding (MOU) between the Monterey County Probation Department and the Salinas Union High School District, reimbursing the Probation Department in the amount of \$608,080 annually, for a total of \$1,216,160 for collaborative campus-based services provided by the Probation Department for the period July 1, 2016 through June 30, 2018;
 - b. Authorize the Chief Probation Officer to execute the MOU, including the mutual indemnification provisions; and
 - c. Authorize the Chief Probation Officer to sign up to three (3) future amendments to this MOU where the amendments do not exceed ten percent (\$121,616) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-13250

General Government

26. Adopt a resolution approving a Fair Share Distribution Property Tax Transfer for the proposed "South end Annexation" involving annexation of 290± acres to the City of Greenfield.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-197 approving a Fair Share Distribution Property Tax Transfer for the proposed "South end Annexation" involving annexation of 290± acres to the City of Greenfield. ALL AYES

27. Approve a request from the North County Recreation and Park District for dry period loan of \$150,000 for the Fiscal Year ending June 30, 2017.

Approved

28. a. Approve and authorize the Director of the Information Technology Department to sign a non-standard federal contract with the United States Army Garrison Presidio of Monterey, for network infrastructure services, desktop analyst and support services, and installation and maintenance of communication equipment in public safety vehicles, to be provided by the Monterey County Information Technology Department, for a term of June 29, 2016 through June 30, 2026; and
- b. Authorize the Director of the Information Technology Department to sign up to five (5) renewals to the contract, of one year each, on the same terms or on terms that are substantially similar to the current Agreement, subject to review and approval by County Counsel.

Approved - Agreement No. A-13235

29. a. Authorize the release of \$36,000 from the Productivity Investment Assignment 3125 Fund to be used by the Monterey County Assessor to purchase one (1) Google Imagery License and one (1) year of technical support (4/5th vote required); and
- b. Authorize the Auditor-Controller to transfer \$36,000 from the Productivity Investment Assignment 3125 Fund to the Information Technology Department (ITD)1930 INF002, Unit 8433 Fund, increasing estimated revenue and appropriations by \$36,000 (4/5th vote required); and
- c. Approve and authorize the Director of Information Technology to execute a non-standard Agreement with Applied Geographics, Inc. for purchase of one Google Imagery License and one (1) year of technical support, for a total contract amount not to exceed \$36,302.00 for the period of July 1, 2016 to June 30, 2017; and
- d. Authorize the Director of Information Technology to sign up to two (2) amendments to this Agreement, extending the term by one (1) year each, where the additional costs per year do not exceed ten percent (10%) of the original contract amount (\$3,630.20), and where the amendments do not significantly change the scope of work and do not alter the non-standard terms of the Agreement; and
- e. Accept non-standard contract terms as recommended by the Director of Information Technology.

Approved - Agreement No. A-13236

30. a. Approve and authorize the Contracts Purchasing Officer, or the Contracts Purchasing Supervisor, to execute Amendment No 1 to the Non-Standard Agreement with Splunk, Inc. for purchase of additional data analysis, and

software maintenance and support, increasing the contract amount of \$53,484.66 to \$84,984.66; and;

b. Authorize the Contracts Purchasing Officer to issue purchase orders on an as-needed basis.

Approved - Agreement No. A-12924

- 31.** Approve and authorize the Contracts Purchasing Officer, or Contracts Purchasing Supervisor, to sign a County of Monterey Standard Agreement with DELTAWRX, LLC for project management and related services for the Monterey County Next Generation Radio System Project (NGEN), in an amount not to exceed \$120,000.00 for the period of July 15, 2016 through January 14, 2017.

Approved - Agreement No. A-13238

- 32.** Ratify the County Administrative Officer's execution of a Tolling Agreement between the Department of Health Care Services (DHCS) and the County of Monterey effective June 30, 2016 extending the review time of the final Health Realignment calculations of Assembly Bill 85 (AB85) FY 2013-14 by 30 days to July 31, 2016.

Approved

- 32.1**
- a. Approve and authorize the Contracts/Purchasing Officer or Contract/Purchasing Supervisor to sign a 20-month Agreement not to exceed \$1,825,920 based on Request for Proposal (RFP) #10580 with Plante & Moran, PLLC to provide project management services to the County's Enterprise Resource Planning (ERP) v.3.10 Upgrade Project for the period July 1, 2016 through March 31, 2018;
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign up to one Amendment to extend the term of the Agreement for one additional year. (ADDED VIA ADDENDUM)

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor John M. Phillips to remove item 32.1 from the agenda. ALL AYES (via Additions & Corrections)

RMA - General

- 33.**
- a. Approve request to increase appropriations in the amount of \$45,341 in the FY 2015-16 Adopted Budget for the County Disposal Sites, Fund 001-3000-8175-RMA039 (4/5th approval required);
- b. Approve request to increase revenues in Building Services in the amount of \$45,341 in the FY 2015-16 Adopted Budget for Building Services, Fund 001-3000-8170-RMA011 (4/5th approval required); and
- c. Authorize the Auditor-Controller to incorporate the approved modifications in the FY 2015-16 Budget.

Approved**33.1**

- a. Introduce, waive further reading and set 10:30 on July 19, 2016, as the date to adopt an ordinance amending Chapters 2.27, 2.28, 2.29, 2.30, 2.31 and 2.36 of the Monterey County Code relating to the structure and functions of the Resource Management Agency and appointment of the County Surveyor.
- b. Adopt a Resolution taking the following actions that would take effect on the same day that the County Ordinance amending Chapters 2.27, 2.28, 2.29, 2.30, 2.31 and 2.36 becomes effective;
 1. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendix A to create and abolish classifications with the salary ranges as indicated in Attachment A hereto;
 2. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 to amend Sections A.10.1 Department Heads Designated and A.10.2 Assistant Department Heads Designated as indicated in Attachment A;
 3. Amend the Resource Management Agency's Budget 3000, RMA013-8222 to reallocate one (1) Deputy Director Resource Management Agency to one (1) (new) Deputy Director of Land Use and Community Development as indicated in Attachment A;
 4. Amend the Resource Management Agency Budget 3000, RMA013-8222 to delete one (1) Deputy Director of Land Use and Community Development and add one (1) Deputy Director of Land Use and Community Development to budget 3000, RMA001-8172 effective the first pay period following the above ordinance adoption;
 5. Amend the Resource Management Agency's Budget 3000, RMA001-8172 to reallocate one (1) Director of Planning to one (1) (new) Chief of Planning as indicated in Attachment A;
 6. Amend the Resource Management Agency's Budget 3000, RMA011-8170 to reallocate one (1) Director of Building Services to one (1) (new) Chief of Building Services as indicated in Attachment A;
 7. Amend the Resource Management Agency's Budget 3000, RMA012-8195 to reallocate one (1) Public Works Director to one (1) (new) Deputy Director of Public Works and Facilities; reallocate one (1) Assistant Public Works Director to one (1) (new) Chief of Public Works and Facilities as indicated in Attachment A;
 8. Amend the Resource Management Agency's Budget 3000, RMA012-8195 to add one (1) (new) Chief of Public Works and Facilities effective the first pay period following above ordinance adoption;
 9. Amend the Resource Management Agency's Budget 3000, RMA013-8222 to reallocate and to approve the reclassification of one (1) Finance Manager III to one (1) (new) Deputy Director of Administrative Services effective the first pay period following the above ordinance adoption;
 10. Authorize the Auditor Controller to incorporate the approved changes

in the FY 2016-17 Adopted Budget; and

11. Direct the County Administrative Office to incorporate the approved position changes in the FY 2016-17 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM System. (4/5 vote required). (ADDED VIA ADDENDUM)

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas:

- a. Introduced, waived further reading and set 10:30 on July 19, 2016, as the date to adopt an ordinance amending Chapters 2.27, 2.28, 2.29, 2.30, 2.31 and 2.36 of the Monterey County Code relating to the structure and functions of the Resource Management Agency and appointment of the County Surveyor.
- b. Adopted Resolution 16-215 taking the following actions that would take effect on the same day that the County Ordinance amending Chapters 2.27, 2.28, 2.29, 2.30, 2.31 and 2.36 becomes effective;
 1. Amend Personnel Policies and Practices Resolution (PPPR) No. 98 394 and Appendix A to create and abolish classifications with the salary ranges as indicated in Attachment A hereto;
 2. Amend Personnel Policies and Practices Resolution (PPPR) No. 98 394 to amend Sections A.10.1 Department Heads Designated and A.10.2 Assistant Department Heads Designated as indicated in Attachment A;
 3. Amend the Resource Management Agency's Budget 3000, RMA013 8222 to reallocate one (1) Deputy Director Resource Management Agency to one (1) (new) Deputy Director of Land Use and Community Development as indicated in Attachment A;
 4. Amend the Resource Management Agency Budget 3000, RMA013 8222 to delete one (1) Deputy Director of Land Use and Community Development and add one (1) Deputy Director of Land Use and Community Development to budget 3000, RMA001 8172 effective the first pay period following the above ordinance adoption;
 5. Amend the Resource Management Agency's Budget 3000, RMA001 8172 to reallocate one (1) Director of Planning to one (1) (new) Chief of Planning as indicated in Attachment A;
 6. Amend the Resource Management Agency's Budget 3000, RMA011 8170 to reallocate one (1) Director of Building Services to one (1) (new) Chief of Building Services as indicated in Attachment A;
 7. Amend the Resource Management Agency's Budget 3000, RMA012 8195 to reallocate one (1) Public Works Director to one (1) (new) Deputy Director of Public Works and Facilities; reallocate one (1) Assistant Public Works Director to one (1) (new) Chief of Public Works and Facilities as indicated in Attachment A;
 8. Amend the Resource Management Agency's Budget 3000, RMA012 8195 to add one (1) (new) Chief of Public Works and Facilities effective the first pay period following above ordinance adoption;
 9. Amend the Resource Management Agency's Budget 3000, RMA013 8222 to reallocate and to approve the reclassification of one (1) Finance Manager III to one (1) (new) Deputy Director of Administrative Services effective the first pay period following the above ordinance adoption;
 10. Authorize the Auditor Controller to incorporate the approved changes in the FY 2016 17 Adopted Budget; and
 11. Direct the County Administrative Office to incorporate the approved position changes in the FY 2016 17 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM System. (4/5 vote required). ALL AYES

RMA-Planning

- 34.** PLN040758-EXT1 - Domain Corporation (Ferrini Ranch Subdivision)
Approve a stay, up to five years (until January 15, 2020), for expiration of the Vesting Tentative Map for the Domain Corporation (Ferrini Ranch) subdivision pursuant to Government Code Section 66452.6(c) and Monterey County Code Section 19.05.060.B while litigation is pending.
Proposed CEQA Action: Previously Certified Environmental Impact Report (EIR). Highway 68 between San Benancio and River Road, Toro Area Plan
- Approved**