

Monterey County

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



Meeting Minutes - Final

Tuesday, June 21, 2022

9:00 AM

Board of Supervisors

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

9:00 A.M. - Called to Order

The meeting was called to order by Chair Supervisor Mary L. Adams.

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew and Supervisor John M. Phillips, appeared in person, Supervisor Chris Lopez and Supervisor Luis A. Alejo appeared via video conference

Staff Present

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

Additions and Corrections for Closed Session by County Counsel

There 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 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): All Units
 - (2) Designated representatives: Irma Ramirez-Bough and Kim Moore
Employee Organization(s): Military & Veteran Affairs Officer
 - (3) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): Units R and S
 - (4) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): Units F, H, J, K, R and X
 - b. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.
 - c. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public's right of access to public services or facilities.
 - d. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) Giselle Gianna Guido, a minor by and through her Guardian Ad Litem, Jacqueline Giselle Lopez, et al.
 - (2) Christopher Jones and Karen Hout and Estate of Consuelo Calcagno

e. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

f. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:

(1) Property: Laguna Seca Recreation Area

Agency Negotiator(s): Randy Ishii, Director of Public Works Facilities and Parks and Leslie J. Girard, County Counsel

Negotiating Parties: A&D Narigi Consulting LLC and Friends of Laguna Seca

Under negotiation: Price and terms

Public Comments for Closed Session

Open for public comments; no public comments made.

The Board Recessed for Closed Session Agenda Items

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

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew, Supervisor Chris Lopez and Supervisor John M. Phillips, appeared in person, and Supervisor Luis A. Alejo appeared via video conference

Staff Present

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

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

Pledge of Allegiance

The Pledge of Allegiance led by Peter Adame Surf Rider Foundation.

Additions and Corrections by Clerk

There were no additions or corrections to the agenda.

Ceremonial Resolutions

Open for public comments; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to adopt Ceremonial Resolutions 2 through 5.1.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

2. Adopt a resolution honoring the life and career of Donald J. Jacop, Sr. (Supervisor Adams)

Adopted Resolution No. 22-219

3. Adopt a resolution honoring Carol Cuellar, Human Resources Program Manager on her retirement after thirty-four years of dedicated service to Monterey County. (Supervisor Adams)

Adopted Resolution No. 22-218

4. Adopt a resolution recognizing July as Bebe Moore Campbell National Minority Mental Health Awareness Month in Monterey County. (Supervisor Askew)

Adopted Resolution No. 22-217

5. Adopt a resolution in appreciation of and recognizing the staff at Salud Para La Gente for their tireless and dedicated work during the COVID-19 pandemic. (Supervisor Phillips)

Adopted Resolution No. 22-221

- 5.1 Adopt a resolution designating July as Parks and Recreation Month in the County of Monterey. (Supervisor Adams) (ADDED VIA ADDENDA)

Adopted Resolution No. 22-220

Appointments

Open for public comments; no public comments made.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Wendy Root Askew to appoint/reappoint Item Numbers 6 through 14.2.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

6. Reappoint Ana B. Vargas to the Community Action Commission with a term ending on July 1, 2025. (Nominated By District 3, Supervisor Lopez)

Reappointed

7. Reappoint Larry Bacon to the Carmel Valley Road Advisory Committee representing Mid

Valley-Primary with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)

Reappointed

8. Reappoint Michael Waxer to the Carmel Valley Road Advisory Committee representing At-Large Business - Primary with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)

Reappointed

9. Reappoint Joseph Hertlein to the Carmel Valley Road Advisory Committee representing At-Large Business - Primary with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)

Reappointed

10. Reappoint Tom Gano to the Carmel Valley Road Advisory Committee representing Cachagua - Primary with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)
(CORRECTED VIA SUPPLEMENTAL)

Reappointed

11. Reappoint Pat Ward to the Carmel Valley Road Advisory Committee representing Carmel Valley Village - Primary with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)

Reappointed

12. Appoint Brad H. Boghosian to the Carmel Valley Recreation & Park District to fill an unexpired term ending on December 31, 2022. (Nominated By The Carmel Valley Recreation & Park District)

Appointed

13. Appoint Jeana L. Arnold to the Monterey County Workforce Development Board as a Business Representative with a term ending on June 21, 2025. (Nominated By The Monterey County Workforce Development Board)

Appointed

14. Appoint Cindy Merzon to the Monterey County Workforce Development Board representing Economic Development with a term ending on June 21, 2025. (Nominated By The Monterey County Workforce Development Board)

Appointed

- 14.1** Appoint Jordan Caballero to the Housing Advisory Committee with a term ending on June 14, 2024. (Nominated By District 2, Supervisor Phillips) (ADDED VIA ADDENDA)

Appointed

- 14.2** Appoint Kelly J. Stracke to the Parks Commission with a term ending on June 22, 2026. (Nominated By District 4, Supervisor Askew) (ADDED VIA ADDENDA)

Appointed

Approval of Consent Calendar – (See Supplemental Sheet)

- 15.** See Supplemental Sheet

Open for public comments; Nina Beety, via Zoom, commented.

Supervisor Chris Lopez commented on Item Numbers 43, 44 and 46 and Supervisor Wendy Root Askew commented on 51, 84, 90 and 100.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor John M. Phillips to approve Consent Calendar Item Numbers 30 through 101.

Roll call vote taken pursuant to Government Code 54953:

- Supervisor Alejo: AYE**
- Supervisor Phillips: AYE**
- Supervisor Lopez: AYE**
- Supervisor Root Askew: AYE**
- Chair Supervisor Adams: AYE**

General Public Comments

- 16. General Public Comments**

Open for general public comments for items not on today's agenda; no public comments made.

Scheduled Matters

- 17.** Adopt a Resolution to:
 - a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to add a 2.5% base wage salary increase for Unit Y effective the first full pay period after July 1, 2022;
 - b. Approve the 2022 Winter Recess for units P, Y and Z (excluding elected officials in unit Y);
 - c. Direct the Auditor-Controller to implement the 2022 Winter Recess for these specific units, and the Human Resources Department to implement the Unit Y base wage salary increases in the

Advantage HRM System.

Kim Moore, Human Resources Manager, in person, verbally presented.

Open for public comments; no public comments made.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Luis Alejo to Adopt Resolution No. 22-224 to:

- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to add a 2.5% base wage salary increase for Unit Y effective the first full pay period after July 1, 2022;
- b. Approve the 2022 Winter Recess for units P, Y and Z (excluding elected officials in unit Y);
- c. Direct the Auditor-Controller to implement the 2022 Winter Recess for these specific units, and the Human Resources Department to implement the Unit Y base wage salary increases in the Advantage HRM System.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

- 18.** Adopt a Resolution levying the Emergency Medical Services System Special Tax for Fiscal Year (FY) 2022-23 at the rate of \$12.00 per service unit.

Teresa Rios, Bureau Chief and Steve Brooks, Emergency Medical Services Analyst both from the Health Department, via Zoom, verbally presented.

Open for public comments; not public comments made.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Luis Alejo to Adopt Resolution No. 22-225 to:

Levy the Emergency Medical Services System Special Tax for Fiscal Year (FY) 2022-23 at the rate of \$12.00 per service unit.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: AYE
Chair Supervisor Adams: AYE

- 19.** Consider adopting a resolution approving the Fiscal Year (FY) 2022-23 Budget for the County of Monterey, incorporating the FY 2022-23 Recommended Budget, which includes the County's General Financial Policies, and additional modifications directed by the Board at the June 1-2, 2022 Budget Hearings. (CORRECTED VIA SUPPLEMENTAL)

Ezequiel Vega, County Budget Director, in person, presented via PowerPoint presentation.

Open for public comments; no public comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to Adopt Resolution No. 22-226 to:

Approving the Fiscal Year (FY) 2022-23 Budget for the County of Monterey, incorporating the FY 2022-23 Recommended Budget, which includes the County's General Financial Policies, and additional modifications directed by the Board at the June 1-2, 2022 Budget Hearings.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

20. a. Briefing and update on COVID-19, including impacts, and action, proposals and plans to address (verbal report);
b. Provide direction to staff to address COVID-19

Kristy Michie, Assistant Bureau Chief, via Zoom, presented via PowerPoint presentation.

Open for public comments, no public comments made.

Upon consensus the Board received a:

- a. Briefing and update on COVID-19, including impacts, and action, proposals and plans to address (verbal report); and
b. Provided direction to staff to address COVID-19

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew, Supervisor Chris Lopez and Supervisor John M. Phillips, appeared in person, and Supervisor Luis A. Alejo appeared via video conference

Staff Present

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

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

Scheduled Matters

21. Adopt a resolution approving the County of Monterey Capital Improvement Program Five-Year Plan (CIP) for Fiscal Years 2022/23 through 2026/27.

John Snively, Management Analyst III, in person, presented via PowerPoint presentation.

Open for public comments; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to Adopt Resolution No. 22-227:

Approving the County of Monterey Capital Improvement Program Five-Year Plan (CIP) for Fiscal Years 2022/23 through 2026/27.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

22. a. Receive a status update on the commercial cannabis industry's ability to pay delinquent and current taxes due on or before July 31, 2022;
- b. Consider commercial cannabis business tax options and direct staff on which options to further develop then return to the Board of Supervisors; and
- c. Provide further direction as appropriate.

Joann Iwamoto, Cannabis Program Manager II, in person, presented via PowerPoint presentation.

Open for public comments; Kevin Campener, Chief Jay Brooks, Andrew McCann, all in person, and Robert Roach, Eloise shim, John Louie, Aaron Johnson, Christopher Bunn, Kieran Ringenbug, Michelle Hackett and Joey Espinoza, all via Zoom, commented.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor John M. Phillips to:

- a. Receive a status update on the commercial cannabis industry's ability to pay delinquent and current taxes due on or before July 31, 2022;
- b. Consider commercial cannabis business tax options and direct staff on which options to further develop then return to the Board of Supervisors; and
- c. Provided further direction as appropriate.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

23. **REF220006 DESALINIZATION TREATMENT FACILITY**

- a. Find that an ordinance amending Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility would not have a significant effect on the environment and adopt a Negative Declaration; and
- b. Adopt an ordinance amending Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility.

Ric Encarnacion Bureau Chief of Health and Erik Lundquist, Director of Housing Community and Development, in person, presented via PowerPoint presentation.

Open for public comments; Margaret Carbanal, Eric Tynan, Norm Groot and Joe Desmond, all via Zoom, commented.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Mary L. Adams to:

- a. Find that an ordinance amending Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility would not have a significant effect on the environment and adopt a Negative Declaration; and
- b. Adopt Ordinance No. 5378 amending Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: NAY
Chair Supervisor Adams: AYE

Motion carried 4 to 1

Other Board Matters

New Referrals

24. New Referrals

Charles McKee, County Administrative Officer, shared there was no new referrals this week.

Referral Responses

25. Receive an updated response to *Board Referral No. 2021.30* which directs the Health Department to partner with the K through 12 school system to increase the rate of vaccination among residents aged 5 to 11 years in communities disproportionately affected by COVID-19.

Kristy Michie, Assistant Bureau Chief, via Zoom, presented.

Open for public comments; Nina Beety, via Zoom, commented.

Upon consensus the Board:

Received an updated response to Board Referral No. 2021.30 which directs the Health Department to partner with the K through 12 school system to increase the rate of vaccination among residents aged 5 to 11 years in communities disproportionately affected by COVID-19.

26. Receive an updated written response to *Board Referral No. 2022.06* seeking an increase in funding allocated to the Virus Integrated Distribution of Aid (VIDA) to maintain operations through December 31, 2022.

Elsa Jimenez, Director Health Services, Kristy Michie, Assistant Bureau Chief and Michael Castro, all via Zoom, verbally presented.

Open for public comments, no public comments made.

Upon consensus the Board:

Receive an updated written response to Board Referral No. 2022.06 seeking an increase in funding allocated to the Virus Integrated Distribution of Aid (VIDA) to maintain operations through December 31, 2022.

27. Receive an updated response to **Board Referral No. 2022.11** requesting a comprehensive presentation from the Monterey County Health Department's Behavioral Health Bureau on the current uses of Mental Health Services Act (MHSA) funds, an expenditure plan to utilize reserve funds in the amount of \$55,380,337, and that an annual update be brought to the Board of Supervisors on expenditures and effectiveness of MHSA funded services and strategies.

Kathryn Eckert, Bureau Chief, via Zoom, verbally presented.

Open for public comments; no public comments made.

Upon consensus the Board:

Receive an updated response to Board Referral No. 2022.11 requesting a comprehensive presentation from the Monterey County Health Department's Behavioral Health Bureau on the current uses of Mental Health Services Act (MHSA) funds, an expenditure plan to utilize reserve funds in the amount of \$55,380,337, and that an annual update be brought to the Board of Supervisors on expenditures and effectiveness of MHSA funded services and strategies.

County Administrative Officer Comments

28. County Administrative Officer Comments

Charles McKee, County Administrative Officer's comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4551

Board Comments

29. Board Comments

Board Comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4551

Read Out from Closed Session by County Counsel

CLOSED SESSION REPORT

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

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

(1) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado

Employee Organization(s): All Units

(2) Designated representatives: Irma Ramirez-Bough and Kim Moore

Employee Organization(s): Military & Veteran Affairs Officer

(3) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado

Employee Organization(s): Units R and S

(4) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado

Employee Organization(s): Units F, H, J, K, R and X

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

b. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.

The Board took no reportable actions on items 1.b.

c. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public’s right of access to public services or facilities.

The Board took no reportable actions on items 1.c.

d. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.

(1) Giselle Gianna Guido, a minor by and through her Guardian Ad Litem, Jacqueline Giselle Lopez, et al.

(2) Christopher Jones and Karen Hout and Estate of Consuelo Calcagno

The Board took no reportable actions on items 1.d.(1)(2)

e. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

The Board took no reportable actions on items 1.e.

f. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:

(1) Property: Laguna Seca Recreation Area

Agency Negotiator(s): Randy Ishii, Director of Public Works Facilities and Parks and Leslie J. Girard, County Counsel

Negotiating Parties: A&D Narigi Consulting LLC and Friends of Laguna Seca

Under negotiation: Price and terms

The Board took no reportable actions on items 1.f.(1)

Adjourned

The meeting was adjourned in Memory of Justice Nat Agliano at 4:36 p.m. by Chair Supervisor Mary L. Adams.

APPROVED:

_____/s/ Mary L. Adams_____
MARY L. ADAMS, CHAIR

ATTEST:

BY: ____/s/ Valerie Ralph_____

VALERIE RALPH

CLERK OF THE BOARD

APPROVED ON: August 23, 2022

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

30. a. Authorize the Chief Executive Officer for Natividad or his designee to execute the First Amendment to the Agreement with Lucile Salter Packard Children's Hospital at Stanford (LPCH) to provide medical director services of the Child Advocacy Center (CAC), adding \$78,400 for a revised amount not to exceed \$426,880 in the aggregate, but with no change to the original agreement term September 1, 2021 through August 31, 2023; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$34,848) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15872; Amendment No.: 1

31. a. Authorize the Chief Executive Officer for Natividad or his designee to execute the Professional Services Agreement with the Regents of the University of California, on behalf of the University of California San Francisco School of Medicine, Department of Medicine (UCSF) to provide family medicine services for the period July 1, 2022 to June 30, 2024 for an amount not to exceed \$540,000; and
- b. Authorize the Deputy Purchasing Agent for Natividad or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not exceed ten percent 10% (\$54,000) of the original contract amount.

Approved - Agreement No.: A-15873

32. a. Authorize the Chief Executive Officer for Natividad or his designee to execute the Third Amendment to the Professional and Call Coverage Services Agreement (A-13164) with Central Coast Head & Neck Surgeons to provide otolaryngology and audiology services, extending the term by twenty-four months (July 1, 2022 to June 30, 2024) for a full revised term of July 1, 2016 to June 30, 2024, and adding \$1,500,000 for a revised amount not to exceed \$6,000,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$150,000) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-13164; Amendment No.: 3

33. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Toyon Associates, Inc. for Rural Floor Budget Neutrality Appeals Services, Medicare/Medicaid Crossover Bad Debt Recovery Services, Medicare /Medi-Cal Appeals Services, OSHPD Report Preparation Services, Medical Eligible Day Services (POA/Historical), Medicare/Medi-Cal/Short Doyle Cost report Preparation Services, and associated Consulting

services, for a total agreement amount not to exceed \$850,000, and an agreement term of July 1, 2022 through June 30, 2024.

b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard automobile insurance provisions within the agreement.

Approved - Agreement No.: A-15874

- 34.** a. Authorize the Chief Executive Officer for Natividad or his designee to execute the Third Amendment to the Professional Services Agreement (A-13218) with CEP America-California, d.b.a. Vituity to provide emergency medicine services, extending the term by twenty-four months (July 1, 2022 to June 30, 2024) for a revised full agreement term of July 2016 to June 30, 2024, adding \$3,725,000, for a revised amount not to exceed \$14,026,277 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$301,266) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-13218; Amendment No.: 3

- 35.** a. Authorize the Chief Executive Officer for Natividad or his designee to execute the First Amendment to the Professional and Call Coverage Services Agreement (A-14763) with Joel Weinstein MD to provide general surgery services at Natividad, extending the term by twenty-four months (July 1, 2022 to June 30, 2024) for a revised full agreement term of July 1, 2020 to June 30, 2024, and adding \$500,000 for a revised not to exceed amount of \$1,300,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$80,000) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-14763; Amendment No.: 1

- 36.** Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement with Huffmaster Crisis Response, Inc. for nurse and allied professional staffing services in the event of an emergent staffing crisis at NMC, to add \$350,000 for a revised total agreement amount not to exceed \$901,988, until the conclusion of the staffing need.

Approved - Agreement No.: A-15495; Amendment No. 2

- 37.** Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 3 to the agreement (A-13194) with SPOK, Inc. for paging services, extending the agreement an additional one (1) year period (July 1, 2022 through June 30, 2023) for a revised full agreement term of July 1, 2016 through June 30, 2023, and adding \$60,000 for a revised total agreement amount not to exceed \$423,000. (ADDED VIA ADDENDA)

Approved - Agreement No.: A-13194; Amendment No.: 3

- 37.1** a. Approve and authorize the Chief Executive Officer ("CEO") for Natividad Medical Center

("NMC") or his designee to execute an Asset Purchase Agreement with Family Care Medical Group, Inc. ("Family Care"), to purchase the assets of the Family Care medical practice located at 17615 Moro Road, Salinas, California, 93907 for a purchase price of \$300,000;

b. Approve and authorize the CEO for NMC or his designee to execute a Medical Office Lease with Drs. Steven and Catherine Petronijevic, on substantially the same terms as presented, for 5,381 square feet of medical office space for the operation by County of Monterey of a family medical practice within a medical office building owned by the Petronijevics and located at 17615 Moro Road, Salinas, California, 93907, for the period September 20, 2022 through September 19, 2027 at the monthly rate of: (a) for years one through three of the lease, \$23.00 per square foot for a total of \$10,313.58 per month; and (b) for years four through five of the lease, \$23.69 per square foot for a total of \$10,622.99 per month;

c. Authorize the CEO for NMC or his designee to execute the one-year Professional Services Agreement with Family Care ("Group-PSA"), to provide family medicine services at the family medical practice, which shall become effective on the date the agreement is signed by all parties with services commencing on a go-live date of September 20, 2022 for an amount not to exceed \$500,000;

d. Authorize the CEO for NMC or his designee to execute the one-year Professional Services Agreement with Adelheid Ebenhoech, M.D. ("Individual-PSA") to provide family medicine services at the County's family medical practice, which shall become effective on the date the agreement is signed by all parties with services commencing on a go-live date of September 20, 2022 for an amount not to exceed \$300,000;

e. Authorize the CEO for NMC to execute up to two future amendments to each of the Group-PSA and the Individual-PSA, provided that the amendments do not significantly change the scope of work, and, as to each PSA, the amendments in total do not exceed ten percent (10%);

f. Authorize the CEO for NMC to execute an Assignment and Assumption Agreement, on substantially the same terms as presented, pursuant to which all rights, title, and interest in an athenahealth Master Services Agreement dated November 26, 2014 and related data from tablespace 10227 contained in the athenaNet System shall be transferred from Family Care to the County of Monterey, with an Assignment Effective Date of September 20, 2022; and

g. Authorize a total contract liability of \$300,000 for the period September 20, 2022 through November 25, 2024 for the athenahealth Master Services Agreement, which by its terms is automatically renewable by additional consecutive one-year terms and terminable based on 90 days' notice.

Approved - Agreement No.: A-15875 - Asset Purchase Agreement with Family Care Medical Group, Inc.;

Approved - Agreement No.: A-15876 - Medical Office Lease Agreement;

Approved - Agreement No.: A-15877 - Professional Services Agreement with Adelheid Ebenhoech, M.D.

Approved - Agreement No.: A-15878 - Assignment and Assumption Agreement

Approved - Agreement No.: A-15879 - Athenahealth Master Services Agreement

Health Department

- 38.** Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-15539 between County of Monterey and Center for Community Advocacy, for the provision of culturally specific mental health prevention and early

intervention services for unserved adults, children and families for the increased amount of \$394,229 (\$141,989 for Fiscal Year (FY) 2021-22, \$293,109 for FY 2022-23, and \$243,109 for FY 2023-24), for an updated agreement amount not to exceed \$678,207 for the extended term of July 1, 2021 through June 30, 2024.

Approved - Agreement No. A-15539; Amendment No.: 1

- 39.** a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Standard Agreement between County of Monterey and EVALCORP for the provision of evaluation services for a total Agreement not to exceed \$1,474,000 for the term beginning July 1, 2022 through June 30, 2026; and
- b. Authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$147,400) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No.: A-15880

- 40.** Adopt the Monterey County Mental Health Services Act Fiscal Year 2022-23 Annual Update.

Approved

- 41.** a. Approve and authorize the Director of Health or Assistant Director of Health to execute a new one-year Mental Health Services Agreement between County of Monterey and Telecare Corporation for the provision of skilled nursing services to Monterey County adults with primary diagnoses of organic brain syndrome, traumatic brain injury, medical debilitation, and severe mental illness, for a maximum County obligation of \$584,421 for the term of July 1, 2022 through June 30, 2023; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$58,442) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No.: A-15881

- 42.** Approve and authorize the Director of Health, the Assistant Director of Health, or the Emergency Medical Services Agency Director to execute Amendment No. 3 to the Electronic Patient Care Reporting (ePCR) Agreement between the County of Monterey and ESO Solutions, Inc. to amend the scope of work to implement a bi-directional integration of Health Data Exchange (HDE) with Monterey County hospital participants, add a one-time fee of \$9,995 for the HDE implementation, and to increase the total Agreement amount for an amount not to exceed \$713,141.00.

Approved - Agreement No.: A-13507; Amendment No.: 3

- 43.** a. Approve and authorize the Director of Health or the Assistant Director of Health to sign an Agreement for the use of the Animal Services Center and the provision of other animal services between the County of Monterey and California State University, Monterey Bay (CSUMB), for a term effective July 1, 2022 through June 30, 2024; and
- b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of

work.

Approved - Agreement No.: A-15882

44. a. Approve and authorize the Director of Health or the Assistant Director of Health to execute an Animal Services Agreement between the County of Monterey and the City of Del Rey Oaks (City), for the term of July 1, 2022 to June 30, 2024 for the use of the Animal Services Center and the provision of other animal services; and
- b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of work.

Approved - Agreement No.: A-15883

45. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a new one-year Agreement between County of Monterey and Crestwood Behavioral Health, Inc. for the provision of mental health services for adults with severe psychiatric disabilities, for a maximum County obligation of \$1,076,750 for the term of July 1, 2022 through June 30, 2023; and
- b. Approve the Director of Health's recommendation to accept non-standard indemnification, where County assumes liability in the event of claims, liabilities, or losses caused by any County negligence or willful misconduct; and
- c. Approve and authorize the Director of Health or Assistant Director of Health to approve non-standard terms to the MHS template of the Agreement, specifically the redlining of Sections XIII and XIV for Budget and Expenditure and Cost Reporting, the provisions of which are not applicable to this vendor; and
- d. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$107,675) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No.: A-15884

46. a. Approve and authorize a Fair Share Agreement Memorandum of Understanding (MOU) between the County of Monterey and the Monterey Regional Waste Management District (MRWMD) regarding technical assistance and compliance with California Senate Bill 1383; and
- b. Approve and authorize the Director of Health to sign the MOU; and
- c. Authorize the payment provisions as contained in the MOU.

Approved - Agreement No.: A-15885

Department of Social Services

47. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Community Human Services for operation of an emergency shelter for women and families with children for the period July 1, 2022 to June 30, 2023 for a contract amount of \$100,000; and
- b. Approve and authorize the Director or Assistant Director of the Department of Social Services to

sign an agreement with Community Human Services for operation of a year-round shelter for young adults ages 18-24 on the Monterey Peninsula for the period of July 1, 2022 to June 30, 2024 for a contract amount of \$60,000; and

c. Authorize the Director or Assistant Director of the Department of Social Services to sign up to (3) amendments to these agreements where the total amendments do not exceed 10% of the contract amounts, \$10,000 and \$6,000 respectively, and do not significantly change the scopes of work.

Approved -

Agreement No.: A-15886 - Shelter for women and families with children

Agreement No.: A-15887 - Shelter for young adults ages 18-24

48. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to execute an agreement with Coalition of Homeless Services Providers for coordination and management of components of Monterey County's homelessness response services for the period of July 1, 2022 to June 30, 2023 in the amount of \$670,000; and
- b. Authorize the Director or Assistant 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% (\$67,000) of the contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15888

49. a. Approve and authorize the Chair of the Board of Supervisors to sign Amendment #1 to the Agreement with Central California Alliance for Health to provide health plan benefits for eligible In-Home Supportive Services providers, adding \$5,479,681 for a revised contract total of \$8,979,786 and extending the term through June 30, 2023; and
- b. Authorize the Chair of the Board of Supervisors to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$897,978) of the revised contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15870; Amendment No.: 1

50. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with the Mexican American Opportunity Foundation for \$711,388, to provide childcare services to foster youth placed in family care settings for the period of July 1, 2022 through June 30, 2024; and
- b. Authorize the Director or Assistant 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% (\$71,138) of the contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15889

51. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign Amendment #3 to the agreement with Bay Area Community Services (BACS) to operate the Salinas Housing Advancement, Resource and Education (SHARE) Center, extending the term through June 30, 2023 and adding \$1,804,305 for a total contract amount of \$3,259,643; and
- b. Authorize the Director or Assistant 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% (\$325,964) of the

contract amount, and do not significantly change the scope of work.

Approved - Agreement No.: A-15226; Amendment No.: 3

52. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement for \$1,032,000 with Aspiranet for operation of the Cherish Receiving Center for the period of July 1, 2022 through June 30, 2023; and
- b. Authorize the Director or Assistant 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% (\$103,200) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15890

53. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Aspiranet for staffing and support of the Visitation Center component of Family Reunification for the period of July 1, 2022 through June 30, 2023 in the amount of \$472,432; and
- b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to (3) amendments to this agreement where the total amendments do not exceed 10% (\$47,243) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15891

54. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to execute an agreement with University Corporation at Monterey Bay for \$250,000 to operate a county-wide homeless outreach and engagement services system for the period of July 1, 2022 through June 30, 2023 with nonstandard termination and indemnification terms; and
- b. Authorize the Director or Assistant 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% (\$25,000) of the contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15892

55. a. Approve and authorize the Chair of the Board to sign and ratify a zero cost Memorandum of Understanding with the San Mateo County Human Services Agency to continue as the lead for the Bay Area Consortium for the Cash Assistance Program for Immigrants for the period of July 1, 2022 through June 30, 2026; and
- b. Authorize the Chair of the Board to sign up to three (3) amendments to this agreement where the amendments do not encompass payment or significantly change the scope of work.

Approved - Agreement No.: A-15893

56. a. Authorize the Contracts/Purchasing Officer, under the terms of Region 4 Education Service Center Cooperative Agreement R191104, to sign and approve purchase orders for the maintenance of and components for printers and copiers from Xerox Corporation retroactive to April 1, 2021, for a full term of April 1, 2021 to March 31, 2024, with non-standard indemnification, warranty and liability

terms for a total contract amount of \$215,000; and

b. Authorize the Monterey County Contracts/Purchasing Officer to approve modifications to the purchase orders where the modifications do not exceed 10% (\$21,500) of the total contract amount.

Approved - Agreement No.: A-15894

57. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with TMD Creative for the provision of outreach, marketing, website design, and technical assistance services in the amount of \$165,390 for the period of July 1, 2022 through June 30, 2023; and

b. Authorize the Director or Assistant 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% (\$16,539) of the contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15895

58. Approve the proposed amendments to the Bylaws of the Area Agency on Aging Advisory Council.

Approved

59. Adopt a resolution to authorize and Direct the Auditor-Controller to amend the Fiscal Year 2021-22 Adopted Budget by increasing appropriations and revenues by \$108,585 in Social Services - Area Agency on Aging's Budget, Fund 001, Appropriation Unit SOC010 funded by an increase in California Department of Aging (CDA) funding to support various programs (4/5ths vote required).

Adopted - Resolution No.: 22-229

60. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign amendment #1 to Agreement #5010-197 with the City of Salinas to provide non-congregate shelter, wrap around services, and rapid re-housing to individuals experiencing homelessness, extending the term through June 30, 2023, and adding \$2,062,293 for a revised total contract amount of \$3,858,925; and

b. Authorize the Director or Assistant 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% (\$385,892) of the contract amount and do not significantly change the scope of work.

Approved - Agreement No.: A-15896

Criminal Justice

61. a. Approve and authorize the Chief Probation Officer to execute a non-standard Agreement with Planned Parenthood Mar Monte (PPMM) to provide program funding and training for Power Though Choice Program (PTC) for the term of July 1, 2022 to June 30, 2023; and

b. Authorize the Chief Probation Officer to sign associated documentation and future amendments to the Agreement where each amendment does not significantly alter the scope of services.

Approved - Agreement No.: A-15871

62. a. Approve and authorize the Chief Probation Officer to execute a Memorandum of Understanding (MOU) with the Monterey County Office of Education for reimbursement for services for the Salinas Community School program at Rancho Cielo in the amount of \$100,000, for a term of July 1, 2022 through June 30, 2023; and
- b. Authorize the Chief Probation Officer to sign future amendments to the MOU where each amendment does not exceed ten percent (\$10,000) of the original MOU amount and does not significantly change the scope of services.

Approved - Agreement No.: A-15897

63. a. Approve and authorize the Contracts/Purchasing Officer to execute a Professional Services Agreement (“PSA”) with Elliott S. Sanford for legal representation in indigent juvenile criminal cases, through the Alternate Defenders Office, with a term of July 1, 2022 through June 30, 2023, in the amount of \$86,231; and
- b. Approve non-standard insurance provisions in PSA, as recommended by the Public Defender.
- c. Approve and authorize the Contracts/Purchasing Officer to execute up to three (3) amendments, extending the terms of each by one (1) fiscal year per amendment, provided there is no significant change to the scope of work or increase in cost that exceeds ten percent (\$8,623) of the original amount of the Agreement.

Approved - Agreement No.: A-15898

64. a. Approve and authorize the Contracts/Purchasing Officer to execute a Professional Services Agreement (“PSA”) with the Law Office of William Scott Erdbacher, to provide case management and case supervision for the Alternate Defender Office with a term of July 1, 2022 through June 30, 2023. in the amount of \$126,000; and
- a. Approve non-standard insurance provisions in PSA, as recommended by the Public Defender; and
- c. Approve and authorize the Contracts/Purchasing Officer to execute up to three (3) amendments, extending the term of each by one (1) fiscal year per amendment, provided there is no significant change to the scope of work or increase in cost that exceeds ten percent (\$12,600) of the original amount of the Agreement.

Approved - Agreement No.: A-15899

65. a. Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to each of the Professional Services Agreements (“PSA”) with the following attorneys, for legal representation in indigent adult and/or juvenile criminal cases, through the Alternate Defender’s Office, extending the term of each PSA by one year, for a total revised term of July 1, 2021 through June 30, 2023, and adding the following amounts: Jeffrey Gobell adding \$96,731; Kelly Duncan, adding \$88,200; Jan Lindberg, adding \$100,800; Tara Higgins, adding \$108,675; Richard West, adding \$108,675; and Monique Hill, adding \$108,675 for a total aggregate liability of \$1,194,381; and
- b. Approve and authorize the Contracts/Purchasing Officer to execute up to three (3) amendments to

these PSAs, extending the term of each by one (1) fiscal year per amendment, provided there is no significant change to the scope of work or increase in cost that exceeds ten percent (10%) of the original amount of each PSA.

Approved - Agreement No.: A-15900

66.

a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment 3 with GEO Reentry Services, LLC, a wholly owned subsidiary of The GEO Group, Inc., for the period of July 1, 2022 through June 30, 2023 in the amount of \$297,000, for a new not to exceed amount of \$1,791,000.

Approved - Agreement No.: A-14944; Amendment No.: 3

67.

a. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign sole-source Agreement with Jesse Aguirre, Doing Business as J.K. Mortuary Services for on-call pick up, transport and delivery of deceased remains for the coroner for the period of July 1, 2022 - June 30, 2025, in the amount of \$600,000; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign two (2) one (1) year amendments to the agreement where the amendments do not significantly change the scope of work, and where the cost of the amendment does not exceed \$200,000 plus 10% of the total contract amount.

Approved - Agreement No.: A-15901

General Government

68.

a. Approve and Authorize the Library Director or her Designee, to sign a Professional Services Agreement (PSA) with Envisionware, Inc., for library automation software and purchase of hardware equipment (self-check machines), in the amount not to exceed \$130,000, for the period of three years beginning July 1, 2022, through June 30, 2025; and

b. Approve non-standard risk provisions in PSA and in End User License Agreement, Exhibit B to PSA, as recommended by the Library Director; and

c. Authorize the Library Director or his/or her Designee, to execute up to one future Amendment to this agreement that does not significantly change the scope of work and does not cause an increase of more than 10% (\$13,000) of the original contract amount.

Approved - Agreement No.: A-15902

69.

a. Ratify the execution by the County Contracts/Purchasing Officer, while performing the functions and duties as the EOC Logistic Section Chief, of standard services agreements with food, sanitation, decontamination/custodial and transportation vendors to address the COVID-19 Pandemic, as outlined in the attached Exhibit A, for periods between March 18, 2020, through June 30, 2023.

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor, to execute amendments to the agreements in an amount not to exceed 10% of the aggregate total of each

agreement, that does not substantially change the scope of the agreement, during the pendency of identified emergencies.

Approved

70. a. Authorize the Chief Information Officer, or his designee, to execute an Agreement with Cruzio Internet, to build, deploy, operate, and maintain broadband services to unserved and underserved areas in Monterey County, set forth in Request for Proposal (RFP) Number 10819, in the amount of \$320,333 for the term of June 21, 2022 through December 31, 2024; and
- b. Authorize the Chief Information Officer the option to extend the agreement up to three (3) additional up to three (3) additional amendments to this Agreement, extending the term by one year, where the additional costs per year do not exceed ten percent (10%) of the cost of the prior year, subject to County Counsel review, and provided that the terms and conditions of the agreement remain substantially the same.

Approved - Agreement No.: A-15903

71. a. Approve and authorize the Chief Information Officer or his designee to execute a Standard Agreement with Vatsula Visuals for broadcast and production services in an amount not to exceed \$150,000, for the term of July 1, 2022, through June 30, 2023; and
- b. Approve and authorize the Chief Information Officer or his designee to execute up to one (1) extension of the Agreement of one (1) year if needed, subject to County Counsel review, provided there is no significant change in Agreement terms and provided any increase in cost is limited to no more than ten (10) percent of the yearly amount (\$15,000 maximum increase).

Approved - Agreement No.: A-15904

72. Approve the Memorandum of Understanding (MOU) for the Monterey County Sheriffs' Management Association (MCSMA) Unit C for the period July 1, 2021 through June 30, 2024.

Approved - Agreement No.: A-15905

73. Approve the Memorandum of Understanding (MOU) for the Monterey County Probation Managers' Association (MCPMA) Unit L for the period July 1, 2021 through June 30, 2024.

Approved - Agreement No.: A-15906

74. Approve the Memorandum of Understanding (MOU) for the Monterey County Probation Association (MCPA) Unit M&N for the period July 1, 2021 through June 30, 2024.

Approved - Agreement No.: A-15907

75. a. Approve and authorize the Chief Information Officer to sign a Standard Agreement for maintenance services, technical support and system upgrades of the Monterey County Mitel telephone system with D&S Communications, Inc., for an amount not to exceed \$258,000, retroactive to May 1, 2022, through July 1, 2023; and
- b. Authorize the Chief Information Officer, or his designee, to execute order forms and such documents

as are necessary to implement the Agreement; and

c. Approve and authorize the Chief Information Officer to execute up to two (2) future amendments to this Agreement, extending the term by one (1) year each, subject to County Counsel review, provided the terms of the Agreement remain substantially the same and provided the additional costs per year do not exceed ten percent (10%) of the cost of the prior year.

Approved - Agreement No.: A-15908

76. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisors to sign a Renewal and Amendment No. 1 with Monterey Bay Office Products, Inc., dba Monterey Bay Systems (“MBS”), for the lease of one printer and related maintenance and supplies, extending the term to March 31, 2025 for a revised full term of March 16, 2019 through March 31, 2025, and increasing the agreement by \$12,600 for a total contract liability of \$18,200.

Approved - Agreement No.: A-15909; Amendment No.: 1

77. Adopt a Resolution to Approve a Zero Property Tax Transfer for the Proposed Marina Coast Water District Updated Sphere of Influence Amendment and Annexation Proposal for APN 031-151-054 located in the Campus Town Specific Plan area, City of Seaside.

Adopted - Resolution No.: 22-223

78. a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Countywide Service Agreements to provide HVAC Equipment and Control Repair Services based on the criteria set forth in RFP #10749. The agreements are between the County of Monterey and the three (3) named vendors as follows: Val’s Plumbing & Heating, Inc, Honeywell International, Inc., and ACCO Engineered Systems-Wilson, Inc. dba Geo H. Wilson Mechanical Contractors on an as-needed basis for the initial term of three (3) years from July 1, 2022 through and including June 30, 2025 with the option to extend the agreements for two (2) additional one (1) year periods, for a total not to exceed a maximum five (5) year Agreement. The aggregate amount over the term of all Agreements shall not exceed \$950,000, in accordance with the terms and conditions set within each Agreement; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute, after one year, similar additional Agreements for HVAC Equipment and Control Repair Services with qualified contractors who meet the minimum requirements and comply with the County of Monterey standard terms and conditions, where each individual agreement does not affect the total aggregate amount authorized. Any additional Agreements shall terminate June 30, 2025; and
- c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to increase the cumulative “not to exceed” amount by up to 10% of the original aggregate amount, or \$95,000, even if no additional Agreements are entered into.

Approved -

Agreement No.: A-15910 - Val’s Plumbing & Heating, Inc

Agreement No.: A-15911 - Honeywell International, Inc.

Agreement No.: A-15912 - Geo H. Wilson Mechanical Contractors

79. Approve the proposed amended bylaws of the Economic Opportunity Committee.

Approved

80. a. Approve and authorize the Contracts Purchasing Officer, or designee, to execute Amendment No. 2 to the Agreement with CliftonLarsonAllen LLP to provide audit services of the County's financial statements, Single Audits, and non-ACFR entities for an additional 12 month period, for a revised term of August 1, 2018 to June 30, 2023, and adding \$171,940 for the additional one year term, for a revised total agreement amount not to exceed \$845,400 for the term August 1, 2018 through June 30, 2023; and
- b. Approve and authorize the Contracts Purchasing Officer, or designee, to approve up to two (2) future amendments that do not exceed ten percent (10%) and do not significantly alter the scope of services.

Approved - Agreement No.: A-15572; Amendment No.: 2

81. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with the Grower Shipper Association Foundation not to exceed \$50,000, to provide support of agricultural education efforts in Monterey County, and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

Approved - Agreement No.: A-15913

82. a. Approve and authorize the Auditor-Controller to increase FY 2021-22 revenues and appropriations in the Agricultural Commissioner's Office Budget (001-2810-AGR001-8001) by \$674,133, financed by Mill Tax revenue; (4/5ths Vote Required)

Adopted - Resolution No.: 22-230

83. Approve and authorize the County Counsel to execute a renewal and amendment no. 2 to the professional services agreement with Marsh USA, Inc. dba Marsh Risk and Insurance Services, for insurance brokerage services extending the agreement for two years for a one-time payment in the amount of \$10,000.

Approved - Agreement No.: A-14759; Amendment No.: 2

84. a. Accept grant funds from the California Department of Transportation Sustainable Transportation Planning grant award in the amount of \$248,596 to fund a feasibility study for zero emissions micromobility options in the County; and
- b. Enter into, execute, and deliver a restricted State of California Grant Agreement and all other grant documents as required by the Department of Transportation subject to review and approval of the Office of the County Counsel as to form and legality.

Adopted - Resolution No.: 22-231

85. a. Approve and authorize the Chief Information Officer to sign an Amendment No. 1 to a non-standard

License Agreement with American Tower, LLC for the Next Generation Radio System (NGEN) - Fremont Peak site extending the agreement for an additional five (5) years to December 28,2027, and adding \$370,000 for a total agreement of \$593,000; and

- b. Accept non-standard provisions as recommended by the Chief Information Officer; and
- c. Authorize the Chief Information Officer or designee to execute up to three (3) future amendments, subject to County Counsel review, to extend the non-standard License Agreement term for five (5) additional years per amendment and to allow for a four percent (4%) annual increase per year provided the amendments do not significantly change the scope of work and do not alter the non-standard terms of the License Agreement.

Approved - Agreement No.: A-13701; Amendment No.: 1

86. Adopt a resolution to:

- a. Approve consenting to inclusion of commercial properties within the County's jurisdiction in Golden State Finance Authority Community Facilities District No. 2014-1 (Clean Energy) to finance renewable energy improvements, energy efficiency and water conservation improvements, including electric vehicle charging infrastructure, and seismic strengthening and wildfire safety improvements; and
- b. Approve consenting to inclusion of commercial properties within the County's unincorporated area in Golden State Finance Authority's program to finance renewable energy generation, energy and water efficiency improvements, including electric vehicle charging infrastructure, and seismic strengthening and wildfire safety improvements.

Adopted -

Resolution No.: 22-232 - County's jurisdiction in Golden State Finance Authority

Resolution No.: 22-247 - County's unincorporated area in Golden State Finance Authority's program

87. Adopt a Resolution authorizing the Assistant County Administrative Officer to:

- a. Apply for and accept grant funds for the Transformative Climate Communities from the California Strategic Growth Council in the amount of \$300,000 to fund a community based assessment of potential climate action projects designed to lead to implementation of those projects; and
- b. Enter into, execute, and deliver all grant award documents subject to review and approval of the Office of the County Counsel as to form and legality.

Adopted - Resolution No.: 22-233

87.1 Approve and authorize advanced step placement for Jake Stroud at Step 4 of the Assistant Treasurer-Tax Collector salary range, effective June 18, 2022, in accordance with Personnel Policies and Practices Resolution No. 98-394, Sections A.1.11.1, A.1.11.2, and A.1.11.5. (ADDED VIA ADDENDA)

Approved

Housing and Community Development

88. a. Approve and authorize the Director of Housing and Community Development and the Director of Public Works, Facilities, and Parks to sign a memorandum of agreement between the County of Monterey and Big Sur Land Trust for the implementation of a mitigation measure for the Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) Project (REF 140048); and
- b. Approve and authorize the Director of Housing and Community Development to execute amendment No. 1 to Reimbursement Agreement No. A-15537 with Big Sur Land Trust to increase the not to exceed amount of \$487,050 by \$100,000, for a total not to exceed amount of \$587,050 to allow the completion of restoration design and implementation activities, using funds from the Wildlife Conservation Board.

Adopted - Resolution No.: 22-234 and Approved - Agreement No.: A-15537; Amendment No.: 1

89. Adopt a Resolution to:
- a. Approve a report on the status of development traffic impact fees for fiscal year ending June 30, 2021; and
- b. Adopt findings, in accordance with Government Code section 66000, et seq. that the need for the improvements for which the fees are being collected still exists, and as such the funds will be retained.

Adopted - Resolution No.: 22-235

90. a. Find that an ordinance amending Chapter 10.60 of the Monterey County Code to modify regulations for the control of nighttime noise and enforcement mechanisms of the Chapter is exempt per CEQA Guidelines section 15308 because the ordinance is an action taken by the County to assure the enhancement and protection of the environment and involves procedures for protection of the environment; and
- b. Adopt an ordinance amending Chapter 10.60 of the Monterey County Code to modify regulations for the control of nighttime noise and enforcement mechanisms of the Chapter.

Adopted - Ordinance No.: 5379

91. a. Find that the project involves a Conservation and Scenic Easement Deed, which qualifies as a Class 17 Categorical Exemption pursuant to Section 15317 of the CEQA Guidelines and no exception under section 15300.2 applies;
- b. Approve and accept a Conservation and Scenic Easement Deed covering approximately 1.7 acres of environmentally sensitive habitat on property located at 48200 Coast Ridge Road, Big Sur (Assessor's Parcel Number: 419-031-034-000) as a required by condition 15 of Zoning Administrator Resolution 21-041 (File No. PLN190088);
- c. Authorize the Chair to execute the Conservation and Scenic Easement Deed; and
- d. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for filing with all recording fees to be paid by the applicant.
(Conservation and Scenic Easement Deed - PLN190088, Peter Barbur, 48200 Coast Ridge Road, Big Sur)

Approved

92. a. Approve and authorize a Memorandum of Understanding ("MOU"), substantially as to form,

between the County of Monterey and the Monterey County Water Resources Agency, the Monterey Peninsula Water Management District, the California Department of Parks and Recreation, the Monterey Peninsula Regional Park District, and Big Sur Land Trust for the construction phase of the Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) Project (REF 140048); and

- b. Approve and authorize the Director of Housing and Community Development to sign the MOU; and
- c. Approve Temporary Construction Easements with the Big Sur Land Trust and Monterey Peninsula Regional Parks District for the construction of the CRFREE Project.

Adopted Resolution No.: 22-248 and Approved - Agreement No.: A-15914

93. Adopt Resolutions to:

- a. Authorize the County Administrative Officer or his designee to request the California Department of Housing and Community Development (HCD) approve Amendment 1 to the County's Permanent Local Housing Allocation (PLHA) program Standard Agreement.
- b. Enter into, execute and deliver a State of California an amended Agreement (Standard Agreement as required by PLHA, subject to review and approval of the Office of the County Counsel as to form and legality.
- c. Authorize the Director of Housing and Community Development to enter into a Grant Agreement with Interim, Inc. to provide \$400,213 in PLHA Activity 6 funding for construction cost overruns at the Sun Rose Gardens Permanent and Transitional Housing Development in Salinas.

Adopted - Resolution No.: 22-236 and Approved - Agreement No.: A-15915; Amendment No.: 1

Public Works, Facilities and Parks

- 94.** a. Approve and authorize the Monterey County Laguna Seca Representative to execute a Standard Agreement between Telfer Design, Inc. and the County of Monterey to provide official artwork for events at WeatherTech® Raceway at Laguna Seca in exchange for certain rights and accommodations to sell artwork at said events, with a term retroactive to March 1, 2022, through December 31, 2022; and
- b. Approve and authorize the Monterey County Laguna Seca Representative to execute up to three (3) future amendments to the Standard Agreement where the total amendments do not exceed County Code thresholds for executing contracts without prior Board of Supervisors approval, and do not significantly change the scope of work, subject to County Counsel approval.

Approved - Agreement No.: A-15916

- 95.** a. Adopt the Plans and Special Provisions for the Carmel River Floodplain Restoration Environmental Enhancement (CRFREE) Phase 1 floodplain restoration Project, REF 140048; and
- b. Authorize the Director of Public Works, Facilities and Parks to advertise the "Notice to Bidders" in the Monterey County Weekly.

Approved

- 96.** a. Adopt a resolution to reallocate Parks Operation Fund 001, Appropriation Unit PFP058, Unit

8556 ARPA Revenue Loss allocation of \$631,546 to Facility Services Fund 001, Appropriation Unit PFP054, Unit 8552 and Utilities Fund 001, Appropriation Unit PFP055, Unit 8553;

b. Authorize and direct the Auditor-Controller to amend the Fiscal Year 2021-22 Adopted Budget to increase appropriations by \$371,828 in Facility Services Fund 001, Appropriation Unit PFP054, Unit 8552, financed by a decrease in appropriations of \$371,828 from Park Operations Fund 001, Appropriation Unit PFP058, Unit 8556, from its ARPA Revenue Loss appropriations; (4/5th vote required); and

c. Authorize and direct the Auditor-Controller to amend the Fiscal Year 2021-22 Adopted Budget to increase appropriations by \$259,718 in Utilities Fund 001, Appropriation Unit PFP055, Unit 8553, financed by a decrease in appropriations of \$259,718 from Park Operations Fund 001, Appropriation Unit PFP058, Unit 8556, from its ARPA Revenue Loss appropriations (4/5th vote required).

Adopted - Resolution No.: 22-237

97. Adopt a resolution:

a. Adopting a list of projects funded by Senate Bill 1 (SB 1) for Fiscal Year 2022-23; and

b. Authorizing the Director of Public Works, Facilities and Parks to submit the list to the California Transportation Committee (CTC).

Adopted - Resolution No.: 22-238

98. a. Approve a Professional Services Agreement with GHD Inc. to provide professional engineering services for the Blackie Road Extension Project, Project No. 1151, under Request for Proposals #10864, in a total amount not to exceed \$449,683 for Phase 1, for an initial term of three (3) years effective July 1, 2022 to June 30, 2025, with the option to extend the Agreement for two (2) additional one (1) year period(s); and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Professional Services Agreement and future amendments to the Agreement where the amendments do not significantly alter the scope of work or increase the approved Agreement amount.

Approved - Agreement No.: A-15917

99. a. Adopt a resolution to adopt the County of Monterey Chualar Assessment Bond and Boronda County Sanitation District Revenue Bond budgets for Fiscal Year 2021-22;

b. Authorize and direct the Auditor-Controller to amend the Fiscal Year 2021-22 Adopted Budget to: 1) Increase appropriations and revenues in the Chualar Assessment Bond, Fund 312, Appropriation Unit PFP051 by \$15,709, and 2) Increase appropriations in the Boronda County Sanitation District Revenue Bond, Fund 306, Appropriation Unit PFP052 by \$38,850, funded by an operating transfer in from Boronda County Sanitation District, Fund 156, Appropriation Unit PFP049 of \$38,350, and unassigned fund balance of \$500 (Fund 306, BSA 3101) (4/5th vote required); and

c. Authorize and direct the Auditor-Controller to transfer \$38,350 for the Fiscal Year 2021-22 from Boronda County Sanitation District, Fund 156, Appropriation Unit PFP049, to Boronda County Sanitation District Revenue Bond, Fund 306, Appropriation Unit PFP052, where Boronda County Sanitation District has sufficient appropriations available in the adopted budget to cover the transfer. (4/5th vote required).

Adopted - Resolution No.: 22-239

- 100** Adopt a resolution to:
- Approve revised proposed COVID-19 Memorial design concept to be further developed; and
 - Authorize and direct Public Works, Facilities and Parks (PWFP) staff to return in FY23 to request any budget surplus, up to \$50,000, from District 1, Fund 001, Appropriations Unit BOA001, Unit 8013, upon the Budget Office FY22 year-end report is completed to be used for the construction of the COVID-19 Memorial project.

Adopted - Resolution No.: 22-240

- 101** a. Consider adoption of an ordinance; (i) amending Article III of Title 12 to establish all-way stop control at Stevenson Drive, Alvarado Lane, and Forest Lake Road intersection, private roads, in Pebble Beach, an unincorporated area of the County of Monterey, and (ii) amending Article III of Title 12 to establish pedestrian crossings at Stevenson Drive at Forest Lake Road and Alvarado Lane intersections, private roads, in Pebble Beach, an unincorporated area of the County of Monterey.
- b. Find that the adoption of this ordinance is categorically exempt per California Code of Regulations (CCR) Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines because the action involves negligible changes to the regulations that govern the existing highways and streets.
- Proposed CEQA Action: Categorically exempt per CCR Section 15301(c).*

Adopted Ordinance No. 5380**102****Addenda/Supplemental****Added under Ceremonial Resolutions**

5.1 Adopt a resolution designating July as Parks and Recreation Month in the County of Monterey. (Supervisor Adams)

Correction to Item No. 10 - Appointments

10. Reappoint Tom Gano to the Carmel Valley Road Advisory Committee representing Cachagua - Primary with a term ending of June 30, 2025. (Nominated By District 5, Supervisor Adams)

Added under Appointments

14.1 Appoint Jordan Caballero to the Housing Advisory Committee with a term ending on June 14, 2024. (Nominated By District 2, Supervisor Phillips)

14.2 Appoint Kelly J. Stracke to the Parks Commission with a term ending on June 22, 2026. (Nominated By District 4, Supervisor Askew)

10:30 Scheduled Matters**Revised Exhibit - 1 FY 2022-23 Adopted Budget Countywide Position Summary**

19. Consider adopting a resolution approving the Fiscal Year (FY) 2022-23 Budget for the County of Monterey, incorporating the FY 2022-23 Recommended Budget, which includes the County's General

Financial Policies, and additional modifications directed by the Board at the June 1-2, 2022 Budget Hearings.

Addend under Natividad Medical Center - Consent

37.1 a. Approve and authorize the Chief Executive Officer (“CEO”) for Natividad Medical Center (“NMC”) or his designee to execute an Asset Purchase Agreement with Family Care Medical Group, Inc. (“Family Care”), to purchase the assets of the Family Care medical practice located at 17615 Moro Road, Salinas, California, 93907 for a purchase price of \$300,000; and

b. Approve and authorize the CEO for NMC or his designee to execute a Medical Office Lease with Drs. Steven and Catherine Petronijevic, on substantially the same terms as presented, for 5,381 square feet of medical office space for the operation by County of Monterey of a family medical practice within a medical office building owned by the Petronijevics and located at 17615 Moro Road, Salinas, California, 93907, for the period September 20, 2022 through September 19, 2027 at the monthly rate of: (a) for years one through three of the lease, \$23.00 per square foot for a total of \$10,313.58 per month; and (b) for years four through five of the lease, \$23.69 per square foot for a total of \$10,622.99 per month;

c. Authorize the CEO for NMC or his designee to execute the one-year Professional Services Agreement with Family Care (“Group-PSA”), to provide family medicine services at the family medical practice, which shall become effective on the date the agreement is signed by all parties with services commencing on a go-live date of September 20, 2022 for an amount not to exceed \$500,000;

d. Authorize the CEO for NMC or his designee to execute the one-year Professional Services Agreement with Adelheid Ebenhoech, M.D. (“Individual-PSA”) to provide family medicine services at the County’s family medical practice, which shall become effective on the date the agreement is signed by all parties with services commencing on a go-live date of September 20, 2022 for an amount not to exceed \$300,000;

e. Authorize the CEO for NMC to execute up to two future amendments to each of the Group-PSA and the Individual-PSA, provided that the amendments do not significantly change the scope of work, and, as to each PSA, the amendments in total do not exceed ten percent (10%);

f. Authorize the CEO for NMC to execute an Assignment and Assumption Agreement, on substantially the same terms as presented, pursuant to which all rights, title, and interest in an athenahealth Master Services Agreement dated November 26, 2014 and related data from tablespace 10227 contained in the athenaNet System shall be transferred from Family Care to the County of Monterey, with an Assignment Effective Date of September 20, 2022; and

g. Authorize a total contract liability of \$300,000 for the period September 20, 2022 through November 25, 2024 for the athenahealth Master Services Agreement, which by its terms is automatically renewable by additional consecutive one-year terms and terminable based on 90 days’ notice.

Added under General Government - Consent

87.1 Approve and authorize advanced step placement for Jake Stroud at Step 4 of the Assistant Treasurer-Tax Collector salary range, effective June 18, 2022, in accordance with Personnel Policies and Practices Resolution No. 98-394, Sections A.1.11.1, A.1.11.2, and A.1.11.5.