

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, August 26, 2014

9:00 AM

See separate agendas for Board of Supervisors of the Monterey County Water Resources Agency, Pajaro County Sanitation District, East Garrison Community Services District and Successor Agency to the Redevelopment Agency of the County of Monterey

Board of Supervisors

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

The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901. As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

ALTERNATE AGENDA FORMATS: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

CEREMONIAL/APPOINTMENTS/OTHER BOARD MATTERS: These items may include significant financial and administrative actions, and items of special interest, usually approved by majority vote for each program. The regular calendar also includes "Scheduled Items," which are noticed hearings and public hearings.

CONSENT CALENDAR: These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by majority vote.

TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board's action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

TO ADDRESS THE BOARD DURING PUBLIC COMMENT: Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

DOCUMENT DISTRIBUTION: Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

INTERPRETATION SERVICE POLICY: The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for translation assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un interprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de anticipo de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies. The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting. Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5

9:00 A.M. Call to Order**Roll Call****Additions and Corrections for Closed Session**

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) William Hannah v. County of Monterey (Monterey County Superior Court case no. M124553)
 - b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas Agency Negotiator(s): Benny Young, Director of the Resource Management Agency
Negotiating Parties: Scott J. Prosser, CBRE
Under Negotiation: Price and Terms
 - (2) Property: Manzanita Park
Agency Negotiator(s) Nick Chiulos
Negotiating Parties: Steve Tansey, North County Youth Recreation Association
Under Negotiation: Terms
 - c. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claim against the County of Monterey (1) Jared Z. Gida.
 - d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matters of potential initiation of litigation.
 - e. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding ~~four matters~~ six matters of significant exposure to litigation. (REVISED VIA SUPPLEMENTAL)
 - f. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:
 - (1) Designated representatives: Dr. Kelly O'Keefe, NMC Interim CEO and Charles McKee, County Counsel

Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

10:30 AM Reconvene

Roll Call

Pledge of Allegiance

Additions and Corrections

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

3. Adopt Resolution proclaiming August 28, 2014 "Senior Day Resource Fair" at the Monterey County Fair. (Supervisor Potter)
Attachments: [Senior Day Resource Fair Ceremonial Resolution](#)
4. Adopt Resolution proclaiming the month of September 2014, as "National Food Safety Education Month" in Monterey County and call upon public and private organizations to celebrate with the Monterey County Health Department, Environmental Health Bureau, and the Monterey County Food Safety Advisory Council by participating in learning opportunities and activities that promote food safety. (Full Board)
Attachments: [National Food Safety Education Month Ceremonial Resolution](#)
5. Adopt Resolution commending Kenneth Peake, Engineering Technician of the Department of Public Works, for his dedicated service of more than twenty-four years to the County of Monterey upon his retirement. (Full Board)
Attachments: [Peake Ceremonial Resolution](#)
6. Adopt Resolution proclaiming September 2014 as Childhood Cancer Awareness Month in Monterey County. (Full Board)
Attachments: [Childhood Cancer Awareness Month Ceremonial Resolution](#)

7. Adopt Resolution commending Richard C. Wilkerson for his dedicated service of over twenty years to the County of Monterey Historical Advisory Commission. (Supervisor Potter)

Attachments: [Wilkerson Ceremonial Resolution](#)

Appointments

8. Appoint to the Carmel Valley Recreation & Park District Alan E. Sokolow, filling an unscheduled vacancy for a term ending December 31, 2017. (Full Board)

Attachments: [Sokolow Notification to Clerk](#)

9. Appoint to the Monterey County Resource Conservation District Emily Paddock to fill an unscheduled vacancy for a term ending November 30, 2014. (Full Board)

Attachments: [Paddock Notification to Clerk](#)

10. Appoint to the Economic Opportunity Committee Kenneth S. Johnson for a term ending at the pleasure of the Board. (Full Board)

Attachments: [Johnson Notification to Clerk](#)

11. Reappoint to the Housing Authority of Monterey County Viviana Gama for a term ending August 26, 2016. (Full Board)

Attachments: [Gama Notification to Clerk](#)

12. Reappoint to the King City Cemetery District Brent Conatser for a term ending July 1, 2018. (Supervisor Salinas)

Attachments: [Conatser Notification to Clerk](#)

Other Board Matters

13. Board Comments

14. CAO Comments and Referrals

Attachments: [Referrals 082614](#)

15. General Public Comment

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.

10:30 A.M. - Scheduled Matters

16. a. Consider approval of the response to the 2013 Monterey County Civil Grand Jury Interim Final Report No. 5; and
b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 12, 2014.

Attachments: [Response to Civil Grand Jury Interim Final Report No. 5](#)

17. a. Consider approval of the response to the 2013 Monterey County Civil Grand Jury Interim Final Report No. 6; and
b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 12, 2014.

Attachments: [Response to Civil Grand Jury Interim Final Report No. 6](#)

18. Receive informational copy of the response provided by the Sheriff-Coroner to the 2013 Monterey County Grand Jury Interim Final Report No. 9.

Attachments: [Sheriff Response to Civil Grand Jury Interim Final Report No. 9](#)

19. a. Consider approval of the response to the 2013 Monterey County Civil Grand Jury Interim Final Report No. 9; and
b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 17, 2014.

Attachments: [Response to Civil Grand Jury Interim Final Report No. 9](#)

20. a. Consider approval of the response to the 2013 Monterey County Civil Grand Jury Interim Final Report No. 11; and
b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 12, 2014.

Attachments: [Response to Civil Grand Jury Interim Final Report No. 11](#)

12:00 PM Recess to Lunch - Continued Closed Session**1:30 PM Reconvene****Roll Call**

1:30 P.M. - Scheduled Matters

21. Public hearing, continued from May 13, 2014, to consider:
- a. Request received from Harper Canyon Realty LLC for continuance of the hearing to a later date in order to perform well testing and analysis; and
 - b. A resolution with findings as directed by the Board of Supervisors to:
 1. Deny the appeal by Harper Canyon Realty LLC from the Planning Commission's denial of their application for a Combined Development Permit; and
 2. Deny the project consisting of a Combined Development Permit consisting of a Vesting Tentative Map for the subdivision of 344 acres into 17 lots and associated Use Permits.
- (Appeal of Combined Development Permit - PLN000696/Harper Canyon Realty LLC, San Benancio Road and Meyer Road, Salinas, Toro Area Plan area)

Attachments: [Attachment A - Draft Board Resolution](#)
[Attachment B - Continuance Letter](#)
[Attachment C - Board Policy-Continuance of Public Hearings](#)
[Staff Report](#)

22. Public hearing to consider:
Adoption of an ordinance adding Chapter 21.91 to Title 21 (non-coastal zoning) of the Monterey County Code to establish procedures to amend the 2010 Monterey County General Plan and including findings that the ordinance is not a project under CEQA.
(REF130066/General Plan Amendment Ordinance)

Attachments: [Attachment A - Discussion](#)
[Attachment B - Ordinance](#)
[Attachment C - PC Resolution No. 14-025](#)
[Staff Report](#)

23. Public hearing to consider:
- a. Adoption of an ordinance amending Chapter 21.64 of Title 21 (non-coastal zoning) of the Monterey County Code to establish special regulations for the issuance of land use permits and entitlements for development utilizing private streets, roads, and other travelled ways in the non-coastal unincorporated area of Monterey County and including findings that the ordinance is not a project under CEQA; and
 - b. Adoption of a Resolution of Intent to adopt an ordinance amending Chapter 20.64 of Title 20 (Part 1 of the Monterey County Coastal Implementation Plan) of the Monterey County Code to establish special regulations for the issuance of land use permits and entitlements for development utilizing private streets, roads, and other travelled ways in the coastal unincorporated area of Monterey County and including findings that the ordinance is not a project under CEQA, with direction to staff to submit the ordinance to the Coastal Commission for

certification.

(Proof of Access Ordinance - PLN060127/Inland and REF130084/Coastal)

Attachments: [Attachment A - Draft Ordinance](#)
[Attachment B - Draft Resolution of Intent](#)
[Attachment C - PC Resolutions No. 14-029 & 14-030](#)
[Staff Report](#)

- 24.**
- a. Consider approving the recommendation of the Ad Hoc Committee on Parks Operations regarding revenue enhancements identified by the County Administrative Office to avert Parks Department reduction in force for FY 2014-15;
 - b. Consider approving increased appropriations in the amount of \$900,000 in the Parks Enterprise Fund Appropriation Unit 452-7500-PAR004-8391-6111 (4/5th vote required);
 - c. Consider approving increased revenue in the amount of \$578,500 in the Parks Enterprise Fund Appropriation Unit 452-7500-PAR004-8391-5730 (4/5th vote required);
 - d. Consider approving a one-time Operating Transfer In for the amount of \$300,000 from the Laguna Seca Track Designation Fund 001 Balance Sheet Account 3129 to the Parks Enterprise Fund Appropriation Unit 452-7500-PAR004-8391-5940 (4/5th vote required);
 - e. Consider approving a one-time Operating Transfer In for the amount of \$21,500 from the Laguna Seca Rifle Range Appropriation Unit 001-7500-PAR001-8145 to the Parks Enterprise Fund Appropriation Unit 452-7500-PAR004-8391-5940 (4/5th vote required);
 - f. Consider authorizing the Auditor Controller to amend the Lakes Enterprise Fund 452 budget for FY 2014-15 to incorporate approved modifications;
 - g. Consider restoring Parks Department positions as listed in Attachment “B”;
 - h. Consider authorizing rescission of layoff notices to impacted Parks Department Employees;
 - i. Consider directing the County Administrative Officer to implement the actions as authorized by the Board of Supervisors; and
 - j. Authorize the Auditor Controller to modify the FY 2014-15 budget based on the indicated actions.

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

- 25.**
- Receive and consider:
- a. Schilling Facility Acquisition Due Diligence Report;
 - b. Adoption of a Resolution approving the Purchase and Sale Agreement, and Lease Termination and Release for acquiring 1441, 1488, and 1494 Schilling Place, and authorizing their execution;
 - c. Adoption of a Resolution approving one of three financing options for funding the PSA to acquire 1441, 1488 and 1494 Schilling Place; and
 - d. Authorization for the Auditor-Controller to execute the Board approved

financing option, including any Loan Agreements, and transfer approved funds to an Escrow account for the purchase of 1441, 1488, and 1494 Schilling Place.
(REVISED RESOLUTION SUBMITTED VIA SUPPLEMENTAL)

Attachments: [Resolution Approve Agreement to Purchase Schilling Place](#)
[Revised Res Approve Agreement to Purchase Schilling Place](#)
[Attachment 1 Form of PSA- Schill Place LGdsI](#)
[Attachment 2 Form of Lease Termination and Release](#)
[Attachment 3 Form of Res and Agrmt-LGdsI](#)
[Schilling Facility Due Diligence Report](#)
[EXHIBIT 1](#)
[EXHIBIT 1A](#)
[EXHIBIT 2](#)
[EXHIBIT 3](#)
[Exhibit 4](#)
[EXHIBIT 5](#)
[EXHIBIT 6](#)
[EXHIBIT 7](#)
[EXHIBIT 8](#)
[EXHIBIT 9](#)
[EXHIBIT 10](#)
[EXHIBIT 11](#)
[EXHIBIT 12](#)
[EXHIBIT 13](#)
[EXHIBIT 14](#)
[EXHIBIT 15](#)

Adjournment

Adjourn in Memory of Robert V. (Bob) Antle

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

26. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement with Corepoint Health LLC for Software Licensing and Support Services at NMC, extending the Agreement to March 3, 2016 and adding \$154,543 for a revised total Agreement amount not to exceed \$229,666.

Attachments: [CorePoint Health LLC Spend Sheet](#)
[Corepoint Renewal and Amendmt 2 plus orig Agmt and Amendmt 1.pdf](#)

27. Approve and direct the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement (A-12530 / MYA983) with Modular Devices Inc. for Exchange of Equipment and Installation Services at NMC, adding \$295,500 for a revised total Agreement amount not to exceed \$2,452,500 in the aggregate.

Attachments: [Modular Devices Agreement](#)
[Modular Devices Inc Spend Sheet](#)
[Modular Devices Amendment #1](#)

28. a. Authorize and direct the Purchasing Manager for Natividad Medical Center (NMC) to execute the Professional Services Agreement with DanSin, Inc. to provide neurosurgery services at NMC for an amount not to exceed \$500,000 for the period September 1, 2014 to August 31, 2015; and
b. Authorize the Purchasing Manager for NMC to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

Attachments: [DANSIN INC AGREEMENT.pdf](#)

Health Department

29. a. Receive a report from the Monterey County Health Department on the Monterey County Health Department Strategic Plan: 2014 Accomplishments Report; and
b. Authorize the distribution of final report to County departments, the public, and community partner organizations.

Attachments: [Accomplishments Report 2014_Final.pptx](#)

30. Adopt Resolution to:
a. Authorize the Director of the Monterey County Health Department to accept an Investment in Mental Health Wellness Grant of \$193,615.80 from the California Health Facilities Financing Authority (“CHFFA Grant”) for the

provision of financial support for the Mobile Crisis Support Program of the Monterey County Health Department, Behavioral Health Bureau (Grant Period June 26, 2014 to June 30, 2015); and

b. Designate the Director of the Monterey County Health Department with the right, power, and authority to enter into Grant Agreement Number MONT-01; and

c. Designate the Director of the Behavioral Health Bureau of the Monterey County Health Department to act on behalf of the County of Monterey in the implementation of the Bureau's Mobile Crisis Support Program during the useful life of the CHFFA Grant project, including designating the Director of the Behavioral Health Bureau with the right, power, and authority to enter into other CHFFA Grant-related documents.

Attachments: [CHFFA Grant Letter.pdf](#)
[Mobile Crisis Support Team Grant Application.pdf](#)
[CHFFA IMHW Grant Agreement MONT-01.pdf](#)
[FINAL SLS DRAFT Resolution 8 1 14 used.docx](#)

31. a. Adopt a resolution finding the proposed ordinance adding Chapter 10.43 to the Monterey County Code categorically exempt under the California Environmental Quality Act (CEQA); and
- b. Adopt an ordinance adding Chapter 10.43 to the Monterey County Code relating to the use of single-use carry-out bags, recycled paper bags and reusable bags by retail establishments.

Attachments: [ATTACHMENT 1_DraftOrdinance](#)
[ATTACHMENT 2_ResolutionFindingCatExemption](#)
[EXHIBIT A TO ATTACH 2_CategoricalExemptionReport-07172014](#)
[EXHIBIT B TO ATTACH 2_AppendicesToCatExReport-07172014](#)

32. Adopt a Resolution confirming the appointment of Ms. Lorna Taluban as Interim Departmental Human Resources Manager for the Health Department.

Attachments: [Taluban - Board Resolution 7-29-14.docx](#)

Department of Social Services

33. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Meals on Wheels of the Salinas Valley for \$276,474 to provide home-delivered meals to seniors in Salinas, and North and South Monterey County regions for the period July 1, 2014 through June 30, 2015; and
- b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to the agreement, where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

Attachments: [Meals on Wheels of Salinas Valley Contract 2014.15.pdf](#)

34. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Social Solutions for \$67,600 to provide licenses, training and support for the Efforts to Outcomes (ETO) software for the period July 1, 2014 through June 30, 2015; and
- b. Accept the non-standard Agreement terms and conditions as recommended by the Director of the Department of Social Services; and
- c. Approve and authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to the agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

Attachments: [Social Solutions contract.pdf](#)

35. Approve and authorize the Chair to sign an Agreement between the County of Monterey and San Mateo County and the Bay Area CAPI Consortium, including the acceptance of non-standard agreement terms and conditions as recommended by the Director of the Department of Social Services, for the period July 1, 2014 through June 30, 2018 to administer the Cash Assistance Program for Individuals (CAPI) in Monterey County.

Attachments: [CAPI Agreement.pdf](#)

36. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Soledad Unified School District for \$247,170 to provide High School Equivalency (HSE) Exam Preparation classes for the period July 1, 2014 - June 30, 2016; and
- b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

Attachments: [Soledad USD Agreement 2014-16.pdf](#)

Criminal Justice

37. a. Ratify and approve the Memorandum of Understanding for Court Security Services between the Monterey County Sheriff's Office and Monterey County Superior Court pursuant to California Government Code section 69921.5, and the Superior Court Security Act of 2012 for the Fiscal Year (FY) 2014 -15;
- b. Authorize amending the FY 2014-15 Sheriff's Budget to add one (1) FTE Deputy Sheriff-Corrections in the Court Security Unit, 001-2300-SHE003-8234 effective July 1, 2014 to meet the Court's staffing level requirement;
- c. Authorize increasing appropriations and revenues in Fund 001 General Fund and Fund 022 Local Revenue Fund 2011 in the amount of \$200,000 (4/5th Vote Required); and
- d. Authorize the Auditor-Controller to incorporate the changes in the Sheriff's

FY 2014-15 Adopted Budget.

Attachments: [MOU for Court Security Services](#)

37.1

a. Approve and authorize the Public Defender or designee to sign a Professional Services Agreement (PSA) with Frank W. Dice, Attorney-At-Law, in the amount of \$96,000 to provide case management and case supervision for the Alternate Defender Office (ADO) with an effective terms of July 1, 2014 through June 30th 2015; and

b. Authorize the Contracts/Purchasing Officer, or his designee, to sign up to three (3) future Amendments to this agreement in which there is no significant change to the scope of work or increase in cost that exceeds five percent (5%) of the original amount of the Agreement.

Attachments: [PSA.F.DiceFY14.15](#)

[ExhibitA.FY14.15](#)

[Exhibit.B.FY14.15](#)

37.2

a. Approve a Professional Services Agreement (Agreement) with Justice Works, L.L.C. (Contractor) to provide ongoing customer support for the case management system of the Office of the Public Defender in the amount of \$30,000 for the period beginning July 1, 2014 through June 30, 2015.

b. Authorize the Contracts/Purchasing Officer to execute the Professional Services Agreement and up to three (3) future amendments where the total amendments do not exceed 10% of the original contract amount, and do not significantly alter the scope of work or change the approved Agreement amounts. (ADDED VIA ADDENDUM)

Attachments: [FY 2015 Fully Signed PSA_JW](#)

[FY 2015 ExhA ScopeOfSvcs_PmtProv](#)

[FY 2015 ExhB_2014_InsMod](#)

[FY 2015 ExhC_2014_Renewal](#)

[FY 2015 ExhE_Incorp_JW_112008](#)

[FY 2015 ExhD_2010-13_Agrmt](#)

[FY 2015 ExhF_2007-10_InitAgrmt](#)

General Government

38.

Adopt Resolution to approve amendments to the Conflict of Interest Code of the County Administrative Office.

Attachments: [Resolution for CAO COI - 2014](#)

[CAO COI Code - 2014 - redlined version](#)

[CAO COI Code - 2014 - Final](#)

39.

Approve the Bingo Permit Application for San Antonio Community Betterment Association pursuant to Chapter 7.08 of the Monterey County Code effective

August 29, 2014 through August 28, 2015.

Attachments: [Memo to the Sheriff and Original Application](#)
[Draft Bingo License](#)

- 40.
- a. Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to Agreement No. A-12700 with Granicus, Inc. in the amount of \$66,277 for the period of July 1, 2014 through June 30, 2015, \$68,411 yearly for the period of July 1, 2015 through June 30, 2019, and \$10,000 annually for consulting services on an “as-needed” basis for a cumulative total of \$349,921 for the provision of the Boards and Commissions module to the existing software subscription and hosting which is part of a comprehensive services package to include storage and archiving, and audio/video streaming of Board of Supervisor’s, Planning Commission, and LAFCO meetings which take place in Monterey County;
 - b. Approve non-standard terms and conditions based on the recommendation of the Director of ITD and the Clerk of the Board;
 - c. Authorize the Contracts/Purchasing Officer to sign two future amendments to this Agreement with the same Agreement terms; and
 - d. Authorize the Auditor-Controller to transfer funds from Fund 020-2883 PEG Funds upon request from the Information Technology Department as expended.

Attachments: [Original Granicus Agreement July 2014 - June 2019 Fully Executed](#)
[Granicus Amendment #1 JM Final 7.24.14](#)

41. Approve the use of Toro Park, in compliance with Monterey County Code 14.12.130, for a function to be held by Lincoln Avenue Presbyterian Church on October 12, 2014.

42. Receive a report on the Governor’s FY 2014-15 Enacted Budget.

Attachments: [Attachment 1 - Governor's Analysis of FY 2014-15 Enacted Budget - 08-26-14](#)
[Attachment 2 - 2004 Mandates - 08-26-14](#)

- 43.
- a. Approve assignment of Monterey County’s 2014 allocation from the California Debt Limit Allocation Committee (CDLAC) to CRHMFA (California Rural Homebuyers Fund Authority) Homebuyers Fund (CHF) for inclusion in their Mortgage Revenue Bond financing for the Mortgage Credit Certificate (MCC) program and authorizing and consenting to all CHF 2014 and 2015 Programs; and
 - b. Authorize the Economic Development Director to send a letter to the California Debt Limit Allocation Committee requesting the assignment and certifying that the use is consistent with the County’s adopted Housing Element.

Attachments: [Letter of Assignment of County's 2014 CDAC Allocation](#)
[Attachment K: Housing Element Certification form](#)

44. a. Approve the Park Department's Amendment No. 1 to the Agreement between Monterey County and Active Network, Inc., adding to the current terms approved on July 30, 2013 for the internet based reservation software solution; and
- b. Authorize the Chair of the Monterey County Board of Supervisors to sign Amendment No. 1 to the Agreement.

Attachments: [AN Amendment 1 signed copy.pdf](#)
[AN Agreement.pdf](#)
[Treasurer Notice 12.19.13.pdf](#)

45. Approve the use of Toro Park on September 28, 2014 for a function held by Korean Community of Monterey Peninsula in compliance with Monterey County Code 14.12.130.
46. Authorize the Registrar of Voters to consolidate and render specified election services to certain districts relating to the conduct of the November 4, 2014 General Election.
47. a. Retroactively Approve the County of Monterey's participation in the Statewide e-Forms Network Group Joint Powers Agreement (JPA) effective March 1, 2013.
- b. Affirm and ratify the Monterey County Assessor's execution of the JPA effective March 1, 2013, and payment of Monterey County's share of the JPA agreement initial costs for phases I and II, in the amount to date of \$2,200, as indicated in the Agreement; and,
- c. Authorize the Monterey County Assessor to continue to participate in the JPA and make annual maintenance payments pursuant to the terms of the JPA in annual amounts not to exceed \$1,000 per year through the termination of the Agreement on July 1, 2016.

Attachments: [eForm JPA](#)

48. Approve the Memorandum of Understanding (MOU) for Monterey County Public Defenders Association Unit D for the period July 1, 2014 through June 30, 2016.

Attachments: [FINAL Unit D MOU](#)

49. Continued from July 29, 2014
- a. Approve the FY 2014-15 Development Set-Aside (DSA) Agencies Standard Agreements for the Monterey County Convention and Visitors Bureau (MCCVB), Arts Council for Monterey County (ACMC), and Monterey County Film Commission (MCFC);
- b. Authorize the Economic Development Director to execute an Agreement with the MCCVB for the period of one (1) year, for the term July 1, 2014 through June 30, 2015, in an amount not to exceed \$1,076,729;
- c. Authorize the Economic Development Director to execute an Agreement with

the ACMC for the period of one (1) year, for the term July 1, 2014 through June 30, 2015, in an amount not to exceed \$355,320 ; and
d. Authorize the Economic Development Director to execute an Agreement with the MCFC for the period of one (1) year, for the term July 1, 2014 through June 30, 2015, in an amount not to exceed \$170,482.

Attachments: [ACMC Agreement](#)
[MCCVB Agreement](#)
[MCFC Agreement](#)

- 50.** a. Ratify and Authorize the Contracts/Purchasing Officer to execute an Agreement for \$72,000 with Dominion Voting Systems, Inc. to provide hardware maintenance and support services for the period June 26, 2014 to June 25, 2017; and
b. Authorize the Contracts/Purchasing Officer to execute two future one-year Extensions which do not significantly impact the scope of work or exceed \$30,000 per additional year.

Attachments: [Dominion Agreement 2014thru2017](#)

- 51.** Approve the Monterey County Board of Supervisor Action Minutes of Tuesday, May 13, 2014; Tuesday, May 20, 2014 and Tuesday June 3, 2014.

Attachments: [BOS DRAFT MINUTES 05-13-14](#)
[BOS DRAFT MINUTES 05-20-14](#)
[BOS DRAFT MINUTES 06-03-14](#)

- 52.** Adopt a Resolution accepting ownership by County of Monterey of all fixed structures, buildings and/or site improvements constructed by the Sports Car Racing Association of the Monterey Peninsula (SCRAMP) at Laguna Seca raceway.

Attachments: [Laguna Seca accept improvements resolution](#)

- 52.1** a. Approve a transfer of \$1,303,373 from CAO-Other Financing Uses to CAO-Medical Care Services to fund increased Vehicle License Fee-Local Realignment for Public and Mental Health for FY 2013-14 revenue (4/5th vote required); and
b. Approve and authorize the Auditor-Controller to decrease appropriations by \$1,303,373 in CAO-Other Financing 001-1050-8038-CAO017 and increase appropriations by \$1,303,373 in CAO-Medical Care Services 001-8037-CAO016 to fund FY 2013-14 VLF-Local Realignment revenue increases (4/5th vote required).

- 52.2** The Parks Lake & Resort Operations Fund 452 under-performed during FY 2013-14, rendering a fund deficit of approximately \$2,400,000 and an additional \$580,000 fund deficit for a FY 2012 Loan that needs to be reclassified, rendering a total FY 2013-14 deficit of \$2,980,000. To address the deficit, certain fiscal transactions are recommended;

- a. Approve and authorize the cancellation of \$1,542,275 from the Contingency Designation Account (Fund 001-3113) to General Fund Balance (Fund 001-3101) with a \$1,542,275 appropriation increase in the CAO (Fund 001-1050-8038-CAO017) for FY 2013-14, to use as a source to address the Parks Lake & Resort Operations Fund 452 FY 2013-14 shortfall (4/5th vote required); and
- b. Approve and authorize the transfer of \$1,437,725 from the General Fund Contingencies (001-1050-8034-CAO020) and an appropriation increase of \$1,437,725 in CAO (Fund 001-1050-8038-CAO017) for FY 2014, to use as the remaining source to address the Parks Lake & Resort Operations Fund FY 2013-14 deficit (4/5th vote required). (ADDED VIA ADDENDUM)

RMA - General

53.
 - a. Approve an increase in appropriations in the amount of \$192,000 in the FY 2014-15 Resource Management Agency (RMA) Environmental Services Appropriation Unit 001-3000-8444-RMA099 for increased mandates and expanded permit requirements related to the Storm Water Program (4/5th vote required);
 - b. Approve an increase in appropriations and estimated revenue in the amount of \$150,000 in the FY 2014-15 Resource Management Agency (RMA) Road & Bridge Maintenance Appropriation Unit 002-3000-8443-RMA012 (4/5th vote required);
 - c. Approve an increase in appropriations and Operating Transfer Out of \$150,000 in the FY 2014-15 Other Financing Uses 001-1050-8038-7614-CAO017 (4/5th vote required);
 - d. Approve a decrease in appropriations of \$342,000 in FY 2014-15 General Fund Contingencies 001-1050-8034-CAO020 (4/5th vote required); and
 - e. Authorize the Auditor Controller's Office to incorporate approved modifications in the FY 2014-15 Budget.
54.
 - a. Approve Amendment No. 1 to Agreement No. A-11957 with California Code Check, Inc., to Agreement No. A-12103 with CSG Consultants, Inc., and to Agreement No. A-12104 with West Coast Code Consultants, Inc. to provide on-call construction building inspection services to the County of Monterey Resource Management Agency - Building Services with no associated dollar amount increase for the current term through June 30, 2015; and
 - b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to each Agreement and up to three future Amendments to each Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.

Attachments: [Attachment A CCC Amendment No. 1](#)
[Attachment A-1 - Original Agreement with CCC](#)
[Attachment B CSG Amendment No. 1](#)
[Attachment B-1 - Original Agreement with CSG](#)
[Attachment C WC3 Amendment No. 1](#)
[Attachment C-1 - Original Agreement with WC3](#)

RMA - Planning

55. Adopt a Resolution to:
- Approve the Records Retention Schedule for Resource Management Agency (RMA) Planning for the storage and/or destruction of County records as set forth by federal and state laws, county codes, and policies; and
 - Authorize the Director of RMA-Planning or his or her designee to destroy or cause the destruction of County records in accordance with the approved Records Retention Schedule for Resource Management Agency (RMA) Planning.
(REF140036/RMA-Planning Records Retention Schedule)

Attachments: [Attachment A - Draft Resolution](#)
[Attachment B - RMA-Planning Records Retention Schedule](#)
[Staff Report](#)

RMA - Public Works

56. Adoption of a Resolution to:
- Approve the Scope, Cost and Schedule for the New Juvenile Hall Project and submittal to the Board of State and Community Corrections for Project Establishment with the State; and
 - Support authorizing and directing the County Administrative Officer Resource Management Agency Director, and Chief Probation Officer to take such other further actions as may be necessary or appropriate to move the Project forward to meet State milestone requirements for design submissions as defined under the SB 81 2007 Youthful Offender Rehabilitative Facility Construction Funding Program.

Attachments: [Resolution](#)
[New Juvenile Hall Project Establishment Scope, Cost & Schedule](#)

57.
 - Authorize and approve increased appropriations of \$13,323,813 in the FY 2014-15 Capital Projects Fund 404-3000-8174-7614-RMA015 (4/5th vote required);
 - Authorize and approve increased appropriations of \$746,597 in the FY 2014-15 Capital Projects Fund 402-3000-8174-7614-RMA014 (4/5th vote required); and
 - Authorize the Auditor-Controller and County Administrative Office to

increase General Fund Assignment 3127 by \$14,070,410 as the sole General Fund Assignment for the County's local match of the New Juvenile Hall Project, Project 8811.

Attachments: [Attachment A - County Match Sourcing/Transfer Proj 8811](#)

58.

Adopt a resolution:

- a. Authorizing the expenditure of \$17,791,824 as matching funds for the conditional SB 81 2007 Youthful Offender Rehabilitative Facility Construction Funding Program award of \$35,000,000 from the State of California for the New Juvenile Hall Project; and
- b. Authorizing and directing the County Administrative Officer, Resource Management Agency Director, and the Chief Probation Officer to take such other further actions as may be necessary or appropriate to meet the State's requirements for the award of the SB 81 2007 Youthful Offender Rehabilitative Facility Construction Funding Program.

Attachments: [Resolution](#)
[Project Budget](#)

59.

- a. Approve the addition of the Roof Repairs and Renovations 1200 Aguajito Rd-Courthouse Roof Replacement, Project No. 8543, to the approved list of Capital Projects for Fiscal Year 2014-15 in the Capital Projects Fund 402; and
- b. Approve a fund transfer from Fund 402 Building Improvements for County Departments to the Roof Repairs and Renovations 1200 Aguajito Rd-Courthouse Roof Replacement, Project No. 8543 for Fiscal Year 2014-15 including a project budget increase of \$169,239;
- c. Award a contract to Joseph Murphy Construction, Inc., the lowest responsible and responsive bidder for the Roof Repairs and Renovations 1200 Aguajito Rd-Courthouse Roof Replacement, Project No. 8543, Bid Package No. 10418, in the total amount of \$291,100.00;
- d. Approve the Performance and Payment Bonds executed and provided by Joseph Murphy Construction, Inc.;
- e. Authorize a contingency (not to exceed ten percent of the contract amount) to provide funding for approved contract change orders;
- f. Authorize the Director of Public Works to execute the contract and, subject to the terms of the Public Contract Code, approve contract change orders that do not significantly change the scope of work; and
- g. Authorize the Director of Public Works to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when he determines that the contract is complete in all respects in accordance with the Plans and Special Provisions for the Roof Repairs and Renovations 1200 Aguajito Rd-Courthouse Roof Replacement, Project No. 8543, performed by Joseph Murphy Construction, Inc.

Attachments: [Project Budget](#)
[Bid Summary](#)
[Contract Agreement](#)
[Performance Payment Bonds](#)
[Location Map](#)

60. Adopt a Resolution to:
- a. Certify the Environmental Impact Report for the Nacimiento Lake Drive Bridge at San Antonio River Replacement Project, County Bridge Number 449;
 - b. Adopt the California Environmental Quality Act findings and Statement of Overriding Considerations for said Project;
 - c. Adopt the Mitigation Monitoring and Reporting Program; and
 - d. Authorize the Resource Management Agency - Public Works to proceed with the Nacimiento Lake Drive Bridge at San Antonio River Replacement Project.

Attachments: [Discussion](#)
[Resolution](#)
[MMRP - Exhibit A](#)
[Final EIR dated Feb 2014](#)
[Draft EIR dated Nov 2013](#)
[Appendix A](#)
[Appendix B](#)
[Appendix C](#)
[Appendix D](#)
[Appendix E](#)
[Appendix F](#)
[Project Budget](#)
[Location Map](#)

Addendum/Supplemental

61. Monterey County Board of Supervisors Addendum/Supplemental agenda for Tuesday, August 26, 2014.

ADDENDUM

Addition to Consent Calendar - Criminal Justice

- 37.2 a. Approve a Professional Services Agreement (Agreement) with Justice Works, L.L.C. (Contractor) to provide ongoing customer support for the case management system of the Office of the Public Defender in the amount of \$30,000 for the period beginning July 1, 2014 through June 30, 2015.
- b. Authorize the Contracts/Purchasing Officer to execute the Professional Services Agreement and up to three (3) future amendments where the total amendments do not exceed 10% of the original contract amount,

and do not significantly alter the scope of work or change the approved Agreement amounts.

Addition to Consent Calendar - General Government

- 52.2 The Parks Lake & Resort Operations Fund 452 under-performed during FY 2013-14, rendering a fund deficit of approximately \$2,400,000 and an additional \$580,000 fund deficit for a FY 2012 Loan that needs to be reclassified, rendering a total FY 2013-14 deficit of \$2,980,000. To address the deficit, certain fiscal transactions are recommended;
- a. Approve and authorize the cancellation of \$1,542,275 from the Contingency Designation Account (Fund 001-3113) to General Fund Balance (Fund 001-3101) with a \$1,542,275 appropriation increase in the CAO (Fund 001-1050-8038-CAO017) for FY 2013-14, to use as a source to address the Parks Lake & Resort Operations Fund 452 FY 2013-14 shortfall (4/5th vote required); and
 - b. Approve and authorize the transfer of \$1,437,725 from the General Fund Contingencies (001-1050-8034-CAO020) and an appropriation increase of \$1,437,725 in CAO (Fund 001-1050-8038-CAO017) for FY 2014, to use as the remaining source to address the Parks Lake & Resort Operations Fund FY 2013-14 deficit (4/5th vote required).

SUPPLEMENTAL

Correction to Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - e. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding ~~four matters~~ six matters of significant exposure to litigation.

Correction to Scheduled Matters 1:30 P.M.

25. Revised Resolution Submitted

Receive and consider:

- a. Schilling Facility Acquisition Due Diligence Report;
- b. Adoption of a Resolution approving the Purchase and Sale Agreement, and Lease Termination and Release for acquiring 1441, 1488, and 1494 Schilling Place, and authorizing their execution;
- c. Adoption of a Resolution approving one of three financing options for funding the PSA to acquire 1441, 1488 and 1494 Schilling Place; and
- d. Authorization for the Auditor-Controller to execute the Board approved financing option, including any Loan Agreements, and transfer approved funds to an Escrow account for the purchase of 1441, 1488, and 1494 Schilling Place.