

ATTACHMENT A



Monterey County

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

Board Report

Legistar File Number: 19-0295

April 30, 2019

Introduced: 4/18/2019

Current Status: Agenda Ready

Version: 1

Matter Type: General Agenda Item

Adopt a resolution to establish the Big Sur Byway Organization as part of implementing the Big Sur Coast Highway Management Plan

Project File: REF190018- Establishment of the Big Sur Byway Organization

Location: Big Sur Land Use Plan, State Route (Highway) 1

Proposed CEQA Action: Not Applicable - Not a Project under California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5)

RECOMMENDATION:

It is recommended that the Board of Supervisors:

- a. Adopt a resolution to establish the Big Sur Byway Organization as part of implementing the Big sur Coast Highway Management Plan (**Exhibit A**);

SUMMARY/DISCUSSION:

The Big Sur Coast Highway Management Plan (BSCHMP) was completed in March 2004 and was the culmination of a multi-year effort to reach consensus among residents and agencies responsible for planning and maintenance along Highway 1. The BSCHMP created a management framework for the continued safe and efficient operation of Highway 1. Through the process, the myriad of local, state and federal interests were represented by a 19 member steering committee that was led by the California Department of Transportation (CalTrans) with funding from the Federal Highway Administration. This funding was available because the plan was formally incorporated as part of the National Scenic Byways Program and designated an All American Highway in 1996.

As part of the approved BSCHMP that came from this steering committee, Chapter 6 (**Exhibit B**) provides direction regarding implementation of the plan and directs the formation of the Big Sur Byway Organization in order to implement a program of actions to carry out goals and policies within the plan. The Big Sur Byway Organization (Organization) is meant to represent and interpret the Big Sur Coast Highway Management Plan while concurrently providing an opportunity for all stakeholders to be heard and have meaningful input in a public forum. The Organization, which would meet publicly no less than once every six months, would consist of the following representatives:

- 5 Resident Representatives (1 each from: Big Sur Highlands; Mid Coast; Big Sur Proper; South Coast; 1 at large)
- 1 Business Representative (1 from the Big Sur Chamber of Commerce)
- 3 Public Agency Representatives (1 each from: U.S. Forest Service; California Department of Parks and Recreation; California Department of Transportation)

The Resident Representatives would be nominated by the Fifth District Supervisor, and appointed by

a majority vote of the Board of Supervisors.

Although there are no County Staff who will participate in the Organization, the Board is being asked to consider this resolution because the Organization represents a diverse number of Monterey County stakeholders who will work closely with the community and involve the public in the spirit of cooperation and collaboration to implement the CHMP. Additionally, as noted above, the Board would appoint representatives. Board adoption of the attached resolution recommending formation of the Byway Organization will be the first step in providing a framework to carry out this process. In addition, formation of the Byway Organization provides the potential opportunity to receive outside funding for implementation actions identified by the group.

This item was originally brought before the Board of Supervisors on August 15, 2006. Ultimately, the item was pulled from the agenda on behalf of CalTrans. According to the minutes from that hearing, it was pulled for “additional issues to be worked through”, and the item was not voted on. Based on correspondences, one of the main issues needing to be resolved was the availability of staff resources to properly administer the Organization. Resolution of the issues was never reached, and the item did not return to the Board for decision. A recent offer by the Monterey Convention and Visitors Bureau to provide some level of administrative support has revitalized the conversation surrounding the formation of the Organization in coordination with local leaders in the Big Sur area.

CEQA - Not Applicable:

Formation of the Big Sur Byway Organization does not constitute a project under CEQA. Per CEQA Guidelines Section 15378(b)(5) “projects” do not include “Organizational or administrative activities of governments that will not result in direct or indirect physical changes in the environment”.

OTHER AGENCY INVOLVEMENT:

Office of County Counsel has reviewed the resolution as to form.

FINANCING:

Funding for staff time associated with bringing this resolution to the Board is included in the FY2018-19 Adopted Budget for RMA-Planning. No additional financial impacts are expected. The Big Sur Byway Organization is not staffed by County Employees, and the Organization only serves to recommend priorities within the overall Coast Highway Management Plan (CHMP), clarify issues, provide a forum for all stakeholders to be heard, and to represent and interpret the CHMP to the public. Any future County projects, or modifications of existing procedures to implement the overall CHMP pursuant to section 6.3 of **Exhibit B**, will still need to be brought forward for consideration by the County. This analysis would include all project specific fiscal impacts at the time.

BOARD OF SUPERVISORS STRATEGIC INITIATIVES:

This action represents establishment of an organization that will implement the Big Sur Coast Highway Management Plan to ensure the continued safe and efficient operation of Highway 1 in a manner that preserves, protects, and restores the scenic, natural, and cultural character and qualities of the Highway corridor. This action benefits the economic vitality of businesses, and well-being of residents in the Big Sur area while also protecting users of Highway 1 through thoughtful management of the infrastructure in accordance with adopted regulations.

Check the related Board of Supervisors Strategic Initiatives:

- Economic Development
- Administration
- Health & Human Services
- Infrastructure
- Public Safety

Prepared by: Brandon Swanson, Interim RMA Chief of Planning

Approved by: John M. Dugan, FAICP, RMA Deputy Director of Land Use and Community
Development

The following attachments are on file with the Clerk of the Board:

Exhibit A - Draft Resolution Establishing the Big Sur Byway Organization

Exhibit B - Chapter 6 of the Big Sur Coast Highway Management Plan (BSCHMP)

cc: Front Counter Copy; California Coastal Commission; The Open Monterey Project (Molly Erickson); LandWatch (Executive Director); John H. Farrow; Janet Brennan; Project File REF190018



Monterey County Board of Supervisors

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Salinas, CA 93901
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Board Order

Adopted Resolution No. 19-127

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Chris Lopez, to:

Establish the Big Sur Byway Organization as part of implementing the Big Sur Coast Highway Management Plan

Project File: REF190018- Establishment of the Big Sur Byway Organization

Location: Big Sur Land Use Plan, State Route (Highway) 1

Proposed CEQA Action: Not Applicable - Not a Project under California Environmental Quality Act (CEQA) Guidelines Section 15378(b)(5)

PASSED AND ADOPTED on this 30th day of April 2019, by the following vote, to wit:

AYES: Supervisors Alejo, Lopez, Adams and Phillips

NOES: None

ABSENT: Supervisor Parker

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting April 30, 2019.

Dated: April 30, 2019
Legistar File ID: 19-0295
Agenda Item No. 27

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

Valerie Ralph, Clerk of the Board

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

**Formation of the Big Sur Byway Organization
(REF190018)**

Resolution No. - 19-127

Resolution of the Monterey County Board of Supervisors:)
 a. Establishing the Big Sur Byway Organization as part)
 of implementing the Big Sur Coast Highway)
 Management Plan.)
(REF190018/Formation of the Big Sur Byway Organization,)
Big Sur Land Use Plan area))

RÉCITALS:

WHEREAS, Since 1983 until the present, federal, state, and County government and related quasi-governmental agencies as well as many Big Sur residents and other stakeholders have met in an organized process to develop a multi-faceted management plan for a 75 mile segment of State Route 1 (“Highway 1”) through Big Sur.

WHEREAS, In 1996 as part of this process, the 75 mile segment of Highway 1 was designated as an All-American Scenic Highway by the Federal Highway Administration

WHEREAS, In March 2004, as a result of this effort, the California Department of Transportation, as project sponsor and manager, and the Big Sur Coast Highway Management Plan Steering Committee approved the Big Sur Coast Highway Management Plan (“BSCHMP” or “Plan”). The purpose of the Plan is to create a framework for the continued safe and efficient operation of Highway 1 in a manner that preserves, protects, and restores the scenic, natural, and cultural character and qualities of the Highway corridor.

WHEREAS, Members of the Big Sur Coast Highway Management Plan Steering Committee are closely associated with members of the Big Sur Multi-Agency Advisory Council and many of the actions and issues associated with and related to the implementation of the Big Sur Coast Highway Management Plan are discussed and addressed at the Big Sur Multi-Agency Advisory Council. Given this close affinity between the committee and the council, a natural outcome of this ongoing collaboration would be the establishment of the Big Sur Byway Organization and appointment of the Byway Organization members by the Board of Supervisors given their leadership role on the council.

WHEREAS, Chapter 6 of the BSCHMP requires the formation of the Big Sur Byway Organization in order to implement a program of actions to carry out the goals and policies of the Plan.

WHEREAS, Funding from the National Scenic Byway Organization and related entities is available to support an established Big Sur Byway Organization.

WHEREAS, Establishment of the Big Sur Byway Organization will promote and protect the public health, safety and welfare of County residents by implementing and fulfilling the purpose of the BSCHMP.

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of Monterey hereby establishes the Big Sur Byway Organization as follows:

a. Purpose

There is hereby established the Big Sur Byway Organization. The purpose of the Organization shall be to implement the Big Sur Coast Highway Management Plan to ensure the continued safe and efficient operation of the 75-mile segment of State Route 1 (“Highway 1”) through Big Sur in a manner that preserves, protects, and restores the scenic, natural, and cultural character and qualities of the Highway corridor.

b. Membership

The Organization shall consist of the following representatives:

- 5 Resident Representatives (1 each from Big Sur Highlands; Mid Coast; Big Sur Proper; South Coast; 1 at large)
- 1 Business Representative (1 from the Big Sur Chamber of Commerce)
- 3 Public Agency Representatives (1 each from U.S. Forest Service; California Department of Parks and Recreation; California Department of Transportation)

c. Appointment

The 5 Resident Representatives shall be nominated by the Supervisor for the Fifth District of the Monterey County Board of Supervisors and shall be appointed by a majority vote of the Monterey County Board of Supervisors.

d. Term

Resident Representative appointments shall be for an initial three year term for three representatives and an initial two year term for two representatives, with subsequent appointments for two year terms for all Resident Representatives. The Business Representative and the Public Agency Representatives shall have three year terms after initial appointment. In the event of a mid-term vacancy, a new appointee will be appointed to fill out the remainder of the unexpired term. Terms shall expire annually on May 1 . If a term expires before a replacement is made, the sitting representative shall hold over until a replacement is appointed.

e. Officers

The Chairperson and Vice-Chairperson of the Organization shall be elected annually by a majority vote of the Representatives. The election shall occur annually at the meeting of the Big Sur Byway Organization that follows the spring quarterly meeting of the Big Sur Multi-Agency Advisory Council meeting.

f. Meetings

The Organization shall annually adopt a regular meeting schedule for the year with no less than one meeting every six months. The Organization may add such special meetings as are required.

g. Conduct of Meetings

The meetings of the Organization shall be open meetings, noticed and conducted in compliance with the Ralph M. Brown Act (section 54950 et seq. of the California Government Code).

h. Responsibilities

The Organization will carry out actions identified in the Big Sur Coast Highway Management Plan, prioritize these actions, clarify issues and provide direction. The Organization will represent and interpret the Big Sur Coast Highway Management Plan while concurrently providing an opportunity for all stakeholders to be heard and have meaningful input in a public forum.

i. Rules

The Organization shall adopt rules for the transaction of business.

PASSED AND ADOPTED this 30th day of April 2019, upon motion of Supervisor Mary L. Adams, seconded by Supervisor Chris Lopez, by the following vote, to-wit:

AYES: Supervisors Alejo, Lopez, Adams and Phillips

NOES: None

ABSENT: Supervisor Parker

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board of Supervisors duly made and entered in the minutes thereof of Minute Book 82 for the meeting on April 30, 2019.

Dated: April 30, 2019
Legistar File ID No. 19-0295
Agenda Item No. 27

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By 
Valerie Ralph, Clerk of the Board

ATTACHMENT B

**Before the Board of Supervisors in and for the
County of Monterey, State of California**

Resolution No.

Amending Resolution No. 19-127 providing)
for the appointment of Business and Public)
Agency Representatives to the Big Sur Byway)
Organization and making additional)
appointments to the Organization)

WHEREAS, on April 30, 2019, the Board of Supervisors adopted Resolution No. 19-127 which established the Big Sur Byway Organization and provided for appointments to be made by the Board of Supervisors; and

WHEREAS, the Big Sur Byway Organization is composed of 9 members or “representatives:” 5 Resident Representatives, 1 Business Representative, and 3 Public Agency Representative; and,

WHEREAS, Resolution No. 19-127 provided for the nomination by the District 5 Supervisors, and appointment by a majority of the full Board of Supervisors, of the Resident Representatives; however, it did not provide for the nomination and appointment of the Business or Public Agency Representatives; and,

WHEREAS, it was the intent of the Board to provide for the nomination of the Business and Public Agency Representatives by the District 5 Supervisor, with appointment by the full Board of Supervisors; and,

WHEREAS, on June 23, 2020, the Board of Supervisors made appointments of Resident Representatives; and

WHEREAS, it is now appropriate and necessary to amend Resolution No. 19-127 and provide for the nomination and appointment of the Business and Public Agency Representatives; and,

WHEREAS, the District 5 Supervisor has provided nominations for some of those positions on the Big Sur Byway Organization; NOW, THEREFORE,

BE IT RESOLVED by the Board of Supervisors for the County of Monterey as follows:

1. The above recitals are true and correct.
2. Resolution No. 19-127 is hereby amended to substitute the following for paragraph c. “Appointment:”

“All Representatives shall be nominated by the Supervisor for the Fifth District of the Monterey County Board of Supervisors and shall be appointed by a majority vote of the Monterey County Board of Supervisors.”

3. The following are appointed to the Big Sur Byway Organization:
 - a. Rick Aldinger, representing the Big Sur Chamber of Commerce, for a term ending May 1, 2023.
 - b. John "Fin" Eifert, representing the United States Forest Service, for a term ending May 1, 2023.
 - c. Marcos Ortega, representing California State Parks, for a term ending May 1, 2023.

4. A copy of this resolution shall be attached to Resolution No. 19-127 so that this amendment is readily available.

PASSED AND ADOPTED upon motion of Supervisor _____, seconded by Supervisor _____ and carried this ____ day of _____ by the following vote, to wit:

AYES:

NOES:

ABSENT:

I, Valerie Ralph, Clerk of the Board of Supervisors of the County of Monterey, State of California, hereby certify that the foregoing is a true copy of an original order of said Board Supervisors duly made and entered in the minutes thereof of Minute Book _____, for the meeting on _____.

Dated:

Valerie Ralph, Clerk of the Board of Supervisors
County of Monterey, State of California

By _____
Deputy

ATTACHMENT C



NOTIFICATION TO CLERK OF APPOINTMENT

To: Clerk of the Board's Office
From: Yuri Anderson for Supervisor Mary L. Adams
Board of Supervisors Meeting Date: June 23, 2020

Name of Board, Commission, or Committee: Big Sur Byway Organization
Representing: Big Sur Chamber of Commerce
Name and address of Appointee: Rick Aldinger

Phone Numbers

Cell:

Home:

Business: 831-667-2700

Email: rick@bigsurriverinn.com

Terms Check one:

New Term Reappointment
Filling an unexpired term

(if checked, list who is being replaced and reason below)

Replacing which member:

TERM EXPIRATION DATE: May 1, 2023

Maddy Act Regulations:

If applicable, check below regarding the reason for the unexpired term:

Resignation of member Death of member Member did not complete term

Other _____

TERM EXPIRATION DATE:



NOTIFICATION TO CLERK OF APPOINTMENT

To: Clerk of the Board's Office
From: Yuri Anderson for Supervisor Mary L. Adams
Board of Supervisors Meeting Date: June 23, 2020

Name of Board, Commission, or Committee: Big Sur Byway Organization
Representing: United States Forest Service

Name and address of Appointee: John "Fin" Eifert



Phone Numbers

Cell:

Home:

Business: 831-385-5424

x1229

Email: john.eifert@usda.gov

Terms Check one:

New Term Reappointment
Filling an unexpired term

(if checked, list who is being replaced and reason below)

Replacing which member:

TERM EXPIRATION DATE: May 1, 2023

Maddy Act Regulations:

If applicable, check below regarding the reason for the unexpired term:

Resignation of member Death of member Member did not complete term

Other _____

TERM EXPIRATION DATE:



NOTIFICATION TO CLERK OF APPOINTMENT

To: Clerk of the Board's Office
From: Yuri Anderson for Supervisor Mary L. Adams
Board of Supervisors Meeting Date: June 23, 2020

Name of Board, Commission, or Committee: Big Sur Byway Organization
Representing: CA State Parks

Name and address of Appointee: Marcos Ortega
[REDACTED]

Phone Numbers

Cell: [REDACTED]

Home:

Business: 831-667-1101

Email: Marcos.Ortega@parks.ca.gov

Terms Check one:

New Term Reappointment
Filling an unexpired term

(if checked, list who is being replaced and reason below)

Replacing which member:

TERM EXPIRATION DATE: May 1, 2023

Maddy Act Regulations:

If applicable, check below regarding the reason for the unexpired term:

Resignation of member Death of member Member did not complete term

Other _____

TERM EXPIRATION DATE: