

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, February 4, 2014

9:00 AM

**See separate agendas for Water Resources Agency, Moss Landing
County Sanitation District and Pajaro County Sanitation District**

Board of Supervisors

*Chair Louis R. Calcagno - District 2
Vice Chair Simón Salinas - District 3
Supervisor 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 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette NealEmployee Organizations: Units F, H, J, K, R, and S (ADDED VIA ADDENDUM)
 - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Save Our Peninsula Committee v. County of Monterey, et al. (Monterey County Superior Court case no. M126254)
 - c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding three matters of significant exposure to litigation.

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 honoring King City Glass and King City True Value Hardware upon their selection as the 2013 King City Chamber of Commerce and Agriculture Businesses of the Year. (Supervisor Salinas)

Attachments: [KC City Glass_KC Business of the Year](#)

4. Adopt Resolution honoring the King City Young Farmers upon their selection as the 2013 King City Chamber of Commerce and Agriculture Friend of the Community. (Supervisor Salinas)

Attachments: [King City Young Farmers 2013 KC Chamber](#)

5. Adopt Resolution honoring Roger Borzini upon his selection as the 2013 King City Chamber of Commerce and Agriculture Citizen of the Year. (Supervisor Salinas)

Attachments: [Roger Borzini_2013 KC Chamber Citizen of the Year](#)

6. Adopt a resolution commending Deborah Budd of the Monterey County Sheriff's Office as the recipient of the 2012 Professional Staff Person of the Year. (Supervisor Calcagno) (RESOLUTION REVISED VIA SUPPLEMENTAL)

Attachments: [Budd Resolution](#)
[Budd Resolution Revised](#)

Appointments

7. Appoint Michael Miller to the Aromas Tri County Fire Protection District to fill an unexpired term ending November 30, 2014. (Full Board)

Attachments: [Miller Notification to Clerk](#)

8. Approve revised recommended appointments of Board Members to boards, committees and commissions for the calendar year 2014 to appoint Supervisor Salinas as the appointee to the Salinas Valley Solid Waste Authority Board of Directors and appoint Supervisor Calcagno as the alternate to the Salinas Valley Solid Waste Authority Board of Directors.

Attachments: [Revised 2014 Board Assignments](#)

Other Board Matters

9. Board Comments
10. CAO Comments and Referrals

Attachments: [Referrals 020414](#)

11. 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.

12:00 PM Recess to Lunch

1:30 PM Reconvene

Roll Call

1:30 P.M. - Scheduled Matters

12. Approve a continuance from February 4, 2014 to ~~February 25, 2014~~~~February 11, 2014~~ of a public hearing to consider adoption of a resolution to amend the Monterey County Fee Resolution to:
- a. Establish new fees and revise existing fees for land use permitting activities in the following Articles of the County Fee Resolution:
 - i. Article I (Environmental Health);
 - ii. Article IX (RMA-Planning);
 - iii. Article X (RMA-Public Works);
 - iv. Article XVII (County Counsel);
 - v. Article XIX (RMA-Building Services); and
 - vi. Article XX (RMA-Environmental Services); and
 - b. Incorporate amendments to Article XI (Water Resources Agency) into the Monterey County Fee Resolution, contingent upon adoption of said amendments by the Board of Supervisors of the Monterey County Water Resources Agency and said amendments taking effect.
(Fee Update - REF130022/County Master Fee Resolution, County-wide)
(REVISED VIA SUPPLEMENTAL)
13. a. Amend the Fiscal Year (FY) 2013-14 Natividad Medical Center Budget (Unit 9600) to Add the Following Positions for the Level II Trauma Program: 1.0 Nursing Services Division Manager, 1.0 FTE Administrative Services Assistant, 5.0 FTE Nurse Practitioner III, 38.8 FTE Staff Nurse II, 1.0 FTE Staff Nurse III, 3.0 FTE Case Management Nurse, 5.6 FTE Surgical Technician, 1.4 FTE Central Sterile Technician, 2.8 FTE Hospital Environmental Services Aide, 1.2 FTE Clinical Laboratory Assistant, 7.0 FTE Radiologic Technologist, 1.0 FTE Office Assistant III, and 1.0 Medical Unit Clerk; and

b. Authorize the County Administrative Office to Incorporate the Approved Position Changes in the FY 2013-14 Adopted Budget for Natividad Medical Center (Unit 9600).

Attachments: [02.2013 - ATT A - Trauma FTEs Phased Staffing Plan](#)

14. a. Approve, and authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with Tri-County Business Systems Inc. for Copy Machine Lease and Maintenance Services at NMC in an amount not to exceed \$690,000 for the period July 1, 2013 to June 30, 2016.
- b. Approve and authorize the Purchasing Manager for NMC to execute up to one (1) Amendment (for an additional three (3) year period) to the Agreement, where the total of the Amendment does not exceed 10% of the original annual contract amount, does not significantly change the scope of work, or result in an increase in County General Fund Contribution.

Attachments: [Tri County Business Systems Inc \(Copy Machine Leases\)](#)

15. Approve and authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 7 to the Agreement (A-11719/MYA826) with Biomedical Systems Corporation for Cardiac Monitoring Services at NMC, extending the Agreement to June 30, 2014 for a total Agreement amount not to exceed \$170,000 (no changed from previously approved amount) in the aggregate.

Attachments: [Biomedical Systems Corp Renewal & Amendment #7](#)
[BioMedical Systems Spend Sheet](#)

16. a. Ratify and Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) to execute the Affiliation Agreement for the Family Medicine Residency Program at NMC with The Regents of the University of California on behalf of the University of California, San Francisco (UCSF) School of Medicine for the purpose of continuing the established relationship that provides support and enhancement of the residency program at NMC for the period November 1, 2012 through October 31, 2017; and
- b. Accept non-standard indemnity provision, as recommended by the CEO for NMC.

Attachments: [UCSF Residency Program 12-18-13](#)

17. Approve and authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 5 to the Agreement (A-11512/MYA447) with CyraCom International for Language and Interpretation Services at NMC, extending the Agreement to June 30, 2014 and adding \$50,000 for a revised total Agreement amount not to exceed \$171,000 in the aggregate.

Attachments: [CyraCom Renewal & Amendment # 5](#)
[CyraCom International Spend Sheet.xls](#)

18. Public Hearing to consider adoption of a resolution to:
- a. Adopt a Mitigated Negative Declaration for the Castroville Bicycle/Pedestrian Path and Railroad Crossing Project; and
 - b. Adopt a Mitigation Monitoring and Reporting Plan.

Attachments: [Resolution](#)
[Attachment 1-Comment Letter dated October 22, 2013](#)
[Project Budget](#)
[Final Initial Study and Mitigated Negative Declaration](#)
[Exhibit A-Mitigation Monitoring and Reporting Plan](#)
[Location Map](#)

Adjournment

Supplemental Sheet, Consent Calendar**Health Department**

19. a. Reallocate a 1.0 FTE Public Health Nurse III to a 1.0 FTE Public Health Licensed Vocational Nurse in Health Department Budget Unit HEA004-8121 as shown in Attachment A; and
b. Authorize the County Administrative Office to incorporate the approved position changes in the FY 2013-14 Adopted Budget.

Attachments: [Attachment A BR PHNIII to PH LVN 1 14 14 \(2\).doc](#)

20. a. Amend Fiscal Year (FY) 2013-14 Health Department Budget 4000, HEA012-8410 to add 1.0 FTE Management Analyst II; and
b. Amend Fiscal Year (FY) 2013-14 Health Department Budget 4000, HEA012-8410 to reallocate 1.0 FTE Senior Account Clerk to 1.0 FTE Accountant I, 1.0 FTE Senior Health Educator to 1.0 FTE Chronic Disease Prevention Coordinator; and
c. Authorize the County Administrative Office to incorporate positions changes in the FY 2013-14 Budget.

Attachments: [BR Attachment A doc 2 4 14 BOS \(1 10 14\).doc](#)

21. a. Approve and authorize the Contracts/Purchasing Officer to execute a five-year Lease Agreement, effective February 1, 2014, with SIBS, A Limited Partnership, for 16,110 square feet of general office and warehouse space at 632 East Alisal Street, Salinas, California, for use by the Health Department's Public Health Bureau's Women, Infants, and Children Nutrition Program;
b. Authorize the Auditor-Controller to make lease payments of \$14,664.93 per month and in accordance with the terms of the Lease Agreement; and
c. Authorize the extension of the Lease Agreement for two additional five-year periods under the same terms and conditions and make minor revisions to the Lease Agreement if deemed by the Contracts/Purchasing Officer to be in the best interests of the County.

Attachments: [632 E. Alisal St., Lease.pdf](#)

22. Approve and authorize the Director of Health to enter into an interagency agreement with the State Emergency Medical Services Agency to participate in the Health Information Exchange Program.

Attachments: [Health Information Exchange Grant Agreement](#)

Social Services Department

23. Adopt Resolution to:
a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and

- Appendix A to adjust the salary range of the Deputy Director Social Services classification as indicated in the attached Resolution and transfer the classification from Unit X-Non-Safety Management to Unit Y-Executive Management;
- b. Amend the Department of Social Services Budget Unit 5010-SOC005-8262 to reallocate one (1) Finance Manager III to one (1) Deputy Director Social Services; reclassify one (1) incumbent Finance Manager III to one (1) Deputy Director Social Services and authorize the placement of the reclassified incumbent at step 7 of the Deputy Director Social Services salary range, consistent with the adjustment for the other Deputy Directors; and,
- c. Direct the County Administrative Office to incorporate the approved changes in the FY 2013-14 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system. (4/5ths vote required)

Attachments: [Resolution](#)

Criminal Justice

24. a. Approve the Probation Department's Renewal and Amendment No. 5 to the Professional Services Agreement with Behavioral Interventions, Incorporated DBA The GEO Group, Incorporated extending its term to June 30, 2014, and increase its amount by \$540,000 for FY 2013-14, for a revised total not to exceed \$4,087,051 in the aggregate to continue services to adult offenders participating in the Day Reporting Center; and
- b. Approve and authorize the Contracts/Purchasing Officer to execute the Renewal and Amendment to the agreement.

Attachments: [Behavioral Interventions - Amend No 5 2014.pdf](#)
[Behavioral Interventions Contract and Amend 1-4 2014.pdf](#)

- 24.1 Authorize advance step placement of Edward Laverone at Step 6 of the Chief Deputy Sheriff salary range in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5. (ADDED VIA ADDENDUM)

General Government

25. a. Approve and authorize the Director of Child Support Services to renew and sign the Interagency Agreement for Enhanced Early Intervention with the Contra Costa County Department of Child Support Services in the amount of \$70,220, for the period of October 1st 2013 through June 30th, 2014; and
- b. Accept non-standard County liability and indemnification provisions as recommended by the Director of Child Support Services; and
- c. Authorize the Director of Child Support Services or designee to approve up to two full one-year renewals of this Agreement for a yearly total amount not to exceed \$93,600 per year, and/or amend this Agreement up to ten percent (10%) of the annual amounts.

Attachments: [LGL_20140117140840003754.pdf](#)

26. Adopt Resolution to:
- a. Amend pay scales for the classifications of Library Page, Library Assistant I, Library Assistant II, Library Assistant III, Librarian I, Librarian II, Librarian III, Managing Librarian, Assistant Library Director and Library Director to include the 3.5% wage increase separately approved by the Board of Supervisors;
 - b. Adjust salary ranges for those classifications as shown in the attached Resolution, effective December 14, 2013
 - c. Direct Human Resources to implement the changes in the Advantage HRM system.

Attachments: [Resolution RES 13-360 2013-12-10.doc](#)
[Resolution -rev - 3.5 pct swap.doc](#)

27. Adopt a Resolution to:
- a. Authorize the Treasurer-Tax Collector to sell 71 specified tax defaulted properties as set forth in the attached Exhibit A at public Auction via the Internet in Accordance with Revenue and Taxation Code section 3691 et. Seq. for at least the Minimum Bid.
 - b. Authorize the Treasurer-Tax Collector to re-offer any unsold properties at a reduced minimum bid at the conclusion of the sale or within a 90-day period.

Attachments: [Exhibit A - Monterey County Auction Listing](#)
[Resolution Tax Default](#)

28. Adopt a Resolution to:
- a. Amend pay scales approved December 10, 2013, effective December 14, 2013, for the Assistant Assessor-Valuation and Assistant County Clerk/Recorder to include the omitted 3.5% wage increase separately approved by the Board of Supervisors on December 10, 2013, that was effective November 16, 2013, (Board Resolution 13-361) for these positions;
 - b. Adjust the salary range for Assistant Assessor-Valuation (12A15) and Assistant County Clerk/Recorder (12A05) as shown in Attachment A, effective December 14, 2013, to take into account the action by Board Resolution 13-361;
 - c. Direct Human Resources to implement the changes in the Advantage HRM system.

Attachments: [Assistant Pay Scales](#)
[Resolution Revised](#)

RMA - General

29. a. Amend the FY 2013-14 Resource Management Agency RMA Admin Unit 8222 to delete one Management Analyst III (14C31) and add one Planning & Building Services Manager (14K51) as indicated in the attached Exhibit A; and

b. Authorize the Human Resources Department and County Administrative Office to make the adjustment in the Department's Budget as approved by the Board.

Attachments: [Exhibit A](#)

RMA - Planning

- 30.
- a. Receive report from the Resource Management Agency-Planning (RMA-Planning) on the County Historian function;
 - b. Adopt a resolution to amend the FY 2013-14 RMA-Planning Unit 8172 to add one Allocation TBD; and
 - c. Authorize the Human Resources Department and County Administrative Office to make the adjustment in the Department's Budget as approved by the Board.
(REF130087/County Historian)

Attachments: [Attachment A - Discussion](#)
[Attachment B - Draft Resolution](#)

- 31.
- a. Authorize the Chair to sign a letter to the Department of Alcoholic Beverage Control (ABC) objecting to the removal and/or modification of condition(s) on an ABC Conditional License for Gabino Orozco Avila and Griselda Chavez Zepeda (DBA: Tacos Jacona Restaurant) located at 45 Brooklyn Avenue, Pajaro; and
 - b. Adopt Resolution authorizing the Planning Director, Sheriff or Director of Health to prepare and sign letters to the Department of Alcoholic Beverage Control (ABC) concerning Petitions for removal and/or modification of conditions on ABC Licenses on behalf of the County of Monterey and the Monterey County Board of Supervisors pursuant to California Business and Professions Code Section 23803.
(REF140010/Avila/Zepeda, 45 Brooklyn Street, Pajaro, North County Area Plan)

Attachments: [Attachment A - Draft Board Resolution](#)
[Attachment B - ABC Letter Notice](#)
[Attachment C - Draft letter to ABC](#)
[Attachment D - Sheriff's Office Letter of Opposition](#)
[Attachment E - Vicinity Map & Residential Zoning Map](#)

RMA - Public Works

- 32.
- Acting on behalf of County Service Area No. 15 - Toro Park and Serra Village:
- a. Approve an Agreement for open space maintenance services in an amount not to exceed \$113,916 between County Service Area No. 15 - Toro Park and Serra Village and Town & Country Gardening and Landscaping, Inc.; and
 - b. Authorize the Contracts/Purchasing Officer to execute the Agreement, related

documentation necessary to effectuate the Agreement, and up to three (3) future amendments that do not significantly alter the scope of work or change the approved amount.

Attachments: [Agreement](#)
[Estimated Costs](#)
[Location Map](#)

33. Adopt a Resolution to resolve, determine and order a Zero Property Tax Transfer of County tax funds for the reorganization of the Moss Landing County Sanitation District into the Castroville Community Services District.

Attachments: [Resolution](#)
[Location Map](#)

34. Board of Supervisors Addendum/Supplemental for Tuesday, February 4, 2014

ADDENDUM

Add Under Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette Neal
 - Employee Organizations: Units F, H, J, K, R, and S

Add Under Consent Calendar - Criminal Justice

- 24.1 Authorize advance step placement of Edward Laverone at Step 6 of the Chief Deputy Sheriff salary range in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5.

SUPPLEMENTAL

Correction Under Ceremonial Resolutions

6. Adopt Resolution commending Deborah Budd of the Monterey County Sheriff's Office as the recipient of the 2012 Professional Staff Person of the Year. (Supervisor Calcagno) Revised Resolution Submitted

Correction Under Scheduled Matters - 10:30 A.M.

12. Approve a continuance from February 4, 2014 to ~~February 25, 2014~~ ~~February 11, 2014~~ of a public hearing to consider adoption of a resolution to amend the Monterey County Fee Resolution to:
 - a. Establish new fees and revise existing fees for land use permitting activities in the following Articles of the County Fee Resolution:

- i. Article I (Environmental Health);
 - ii. Article IX (RMA-Planning);
 - iii. Article X (RMA-Public Works);
 - iv. Article XVII (County Counsel);
 - v. Article XIX (RMA-Building Services);
 - vi. Article XX (RMA-Environmental Services); and
- b. Incorporate amendments to Article XI (Water Resources Agency) into the Monterey County Fee Resolution, contingent upon adoption of said amendments by the Board of Supervisors of the Monterey County Water Resources Agency and said amendments taking effect. (Fee Update - REF130022/County Master Fee Resolution, County-wide)