

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, March 15, 2016

9:00 AM

**See separate agenda for Board of Supervisors of the Monterey
County Water Resources**

Board of Supervisors

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

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

NOTE: All agenda titles related to numbered items are live web links. Click on the title to be directed to corresponding Board Report.

9:00 - 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(b)(1), the Board will provide a performance evaluation for the Natividad Medical Center Chief Executive Officer.
 - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Madriz, et al. v. King City, et al. (United States District Court case no. 13-CV-05096-EJD)
 - (2) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court case no. CV-13-2354-PSG)
 - c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: Manuel Gonzalez and Brette Neal
Employee Organization(s): Units A,B, C, F, H, J, K, Q, V and temporary employees represented by SEIU
 - d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
(ADDED VIA ADDENDA)
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 A.M. - 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

2. Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

3. Adopt Resolution proclaiming March 2016, Monterey County Grand Jury Awareness Month. (Full Board)

Attachments: [Grand Jury Awareness Month Ceremonial Resolution](#)
4. Adopt Resolution honoring Luis Osorio upon his retirement from the Monterey County Resource Management Agency Planning Department after over twenty five years of dedicated public service. (Supervisor Potter)

Attachments: [Osorio Ceremonial Resolution](#)
5. Adopt Resolution recognizing Undisclosed Recipient as the Santa Cruz County Farm Bureau's 2016 Al Smith Friend of Agriculture Award Recipient. (Supervisor Phillips)

Attachments: [Undisclosed Recipient Ceremonial Resolution](#)
6. Adopt Resolution of proclamation honoring Elaine McCleaf upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)

Attachments: [McCleaf Ceremonial Resolution](#)
7. Adopt Resolution of proclamation honoring Mary Ann Leffel upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)

Attachments: [Leffel Ceremonial Resolution](#)
8. Adopt Resolution of proclamation honoring Nancy Amadeo upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)

Attachments: [Amadeo Ceremonial Resolution](#)
9. Adopt Resolution of proclamation honoring Margaret D'Arrigo-Martin upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)

Attachments: [D'Arrigo-Martin Ceremonial Resolution](#)

10. Adopt Resolution of proclamation honoring Mayra Perez upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)
Attachments: [Perez Ceremonial Resolution](#)
11. Adopt Resolution of proclamation honoring Ana Vargas upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)
Attachments: [Vargas Ceremonial Resolution](#)
12. Adopt Resolution of proclamation honoring Lucille Standifer upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)
Attachments: [Standifer Ceremonial Resolution](#)
13. Adopt Resolution of proclamation honoring Marcia Parsons upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)
Attachments: [Parsons Ceremonial Resolution](#)
14. Adopt Resolution of proclamation honoring Ethel Davis upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)
Attachments: [Davis Ceremonial Resolution](#)
15. Adopt Resolution of proclamation honoring Diane Franciscovich upon her selection as one of the Outstanding Women of Monterey County for 2016. (Full Board)
Attachments: [Franciscovich Ceremonial Resolution](#)

Other Board Matters

16. Board Comments
17. CAO Comments and Referrals
Attachments: [Referrals 03-15-16](#)
18. 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

19. Receive an oral report on Homeless issues in Chinatown from staff with the City of Salinas and Monterey County based on a request by Supervisor Armenta at the Board meeting of March 8, 2016.

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

1:00 P.M. - Continued Closed Session

Adjournment

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

20. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Renewal and Amendment No. 2, retroactive to July 1, 2015, to the Agreement (A-12175) with Hibser Yamauchi Architects for the 3rd Floor, Building 400 Tenant Improvement project per RFQ #9600-18 at Natividad Medical Center, extending the Agreement an additional six (6) month period for a revised full term of January 10, 2012 through March 31, 2016 and adding \$45,698 for a revised total Agreement amount of \$610,227.

Attachments: [Board Report.pdf](#)
[Hibser Yamauchi Board Report.docx](#)
[Hibser Yamauchi Renewal Amendment 2 .pdf](#)
[Hibser Yamauchi Amendment 1.pdf](#)
[Hibser Yamauchi Architects Agreement.pdf](#)
[Hibser Yamauchi Spend Sheet.pdf](#)

21. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with Medical Information Technology, Inc. for seven software interfaces allowing exchange of electronic patient data from various third-party software systems throughout NMC with NMC's MEDITECH system, for a total amount not to exceed \$97,034 effective on date of County's execution and terminable with sixty (60) days' written notice; and
- b. Accept the non-standard Agreement terms and conditions, including insurance and indemnification provisions, as recommended by NMC's CEO.

Attachments: [Board Report.pdf](#)
[Agreement for Software Interfaces with Medical Information Technology Inc..pdf](#)

22. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 1 to the Agreement (A-12673) with Peninsula Business Interiors (PBI) for new product, delivery, installation and associated furniture services at NMC, extending the Agreement an additional one year period for a revised full term of April 15, 2015 through April 14, 2017 and adding \$350,000 for a revised total Agreement amount not to exceed \$1,125,000.

Attachments: [Board Report.pdf](#)
[Peninsula Business Interiors Amendment 1.pdf](#)
[Peninsula Business Interiors-PBI Service Agreement.pdf](#)
[Peninsula Business Interiors Spend Sheet.xls](#)

Health Department

23. a. Ratify and approve the execution by the Director of Health of an Educational Agreement with Center for Employment Training for medical assistant students to obtain practical and clinical experience at Health Department clinics, with a term of March 1, 2006 to February 28, 2011;
- b. Ratify and approve the execution by the Director of Health of Amendment No. 1 to Agreement, extending Term of Agreement to February 28, 2016; and
- c. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Agreement, extending the term to February 28, 2021.

Attachments: [Board Report CET.pdf](#)
[CET A-2 \(2016-2021\) - Pending HD Sigs.pdf](#)
[CET A-1 11-16 \(Medical Assistant\).pdf](#)
[CET March 06-11 \(Medical Assistant\).pdf](#)

24. Adopt a Resolution ratifying prior action of the Director of Health and confirming the appointment of Mr. Jean Robert as Interim Public Guardian/Public Administrator.

Attachments: [Board Report JB Robert.pdf](#)
[Jean Robert Resolution.docx](#)

Department of Social Services

25. Authorize the advance step placement for Lori Medina at Step 7 of the Deputy Director Social Services range effective with the beginning date of her employment in accordance with Personnel Policies and Practices Resolution (PPPR) #98-34, Sections A.1.11.1 and A.1.11.5.

Attachments: [Board Report](#)

General Government

26. Approve and authorize the Renewal and Amendment Agreement between Monterey County on behalf of the Monterey County Free Libraries and OverDrive, Inc., for a term of four years, retroactive from November 24, 2015 to November 24, 2019.

Attachments: [Board Report](#)
[Renewal of and Amendment to Agreement](#)
[Overdrive Contract 2011](#)

27. Approve the distribution of excess proceeds resulting from the sale of real property at the Tax Collector's public internet auction regarding claims on eleven properties.

Attachments: [Board Report](#)
[Excess Proceeds Distribution](#)

28. a. Authorize the release of \$394,000 from the Libraries' Fund Balance (003) to be used by County of Resource Management Agency Public Works on behalf of MCFL to fund two projects: \$258,000 to augment the unfunded amount for the ongoing San Lucas Library project, and \$136,000 to fund the Big Sur Library repair project (4/5th vote required); and
- b. Authorize the Auditor-Controller to transfer \$394,000 from the Libraries' Fund Balance (003) as follows:
1. \$258,000 to Resource Management Account 401-3000-8184-5980-RMA004, Program Code 8548, for the San Lucas Library project; and
 2. \$136,000 to Library Fund Balance Account 003, Dept. 6110, Unit 8141, Object 5940, fund to increase estimated revenue and appropriation by \$136,000, for the Big Sur Repair project. (4/5th vote required)

Attachments: [Board Report - MCFL Request Transfer of Funds from Fund Balance](#)

29. Approve the Memorandum of Understanding (MOU) for the Monterey County Registered Nurses' Association Unit S for the period January 1, 2016 through January 31, 2017.

Attachments: [Board Report](#)
[3-15-16 Final Unit S MOU 2016-2017.pdf](#)

30. Authorize the Auditor-Controller to amend the FY 2015-16 Public Improvement Corporation, Fund 251, Appropriation unit AUD005, to increase the appropriation by \$1,270,861.50 to cover the first interest payment on the 2015 Public Facilities Financing Certificates of Participation due to bondholders on April 1, 2016 financed by the scheduled transfer from the General Fund; (4/5th vote required).

Attachments: [2015 COP Debt Service Invoice 4 1 16](#)
[BoardReport09-Mar-2016-09-05-35](#)

RMA - General

31. Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution No. 98-394, Appendices A and B, to reactivate the classification of Supervising Planner (41F23) and set salary as indicated in the attached resolution; (4/5 vote required)
 - b. Authorize the Human Resources Department to implement the changes; and
 - c. Authorize the County Administrative Office to incorporate the approved position changes in the FY 2015-16 RMA Adopted Budget (4/5 vote required).

Attachments: [Board Report](#)
[Resolution](#)

RMA - Planning

32. a. Approve a Memorandum of Agreement between the City of Soledad and the County of Monterey regarding working cooperatively on common planning, growth and development issues; and
- b. Authorize the Chair of the Board of Supervisors to execute the Memorandum of Agreement.
(Soledad Memorandum of Agreement/REF150049)

Attachments: [Board Report MOA](#)
[Attachment A - Discussion](#)
[Attachment B - Government Code Section 56425](#)
[Attachment C - Draft Memorandum of Agreement](#)

RMA - Public Works

33. a. Approve Amendment No. 2 to Agreement No. A-12434 with The Gordian Group, Inc. for Job Order Contract services described as the JOC Complete Solution®, JOC Complete Solution *Plus*™, construction estimating services, and project budgeting and planning to: allow for payment for services rendered in Fiscal Year 2015-16 exceeding the agreement's per fiscal year maximum amount of \$450,000; increase the not-to-exceed amount of \$2,250,000 by \$8,146,890 for a total amount not to exceed \$10,396,890 over the five-year term; increase the fiscal year maximum amount of \$450,000 by \$4,073,445 for a total maximum increase amount of \$4,523,445 for Fiscal Years 2015-16 and 2016-17; and extend the expiration date from April 1, 2016 for an additional year through and including April 1, 2017, for a revised term from April 9, 2013 to April 1, 2017, with the option to extend the Agreement for one additional one-year period;
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 to Agreement No. A-12434 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount; and
- c. Ratify the issuance of job orders by the Resource Management Agency Director and the Director of Public Works to address exigent project work and unscheduled maintenance and emergency repairs that correlatively resulted in The Gordian Group, Inc. JOC service fees exceeding the \$450,000 per fiscal year maximum of the Agreement.

Attachments: [Board Report](#)
[Amendment 2 to A-12434](#)
[Amendment 1 to Agreement A-12434](#)
[Agreement No. A-12434](#)
[TGG Attachment A Fiscal Year Recap](#)
[TGG Attachment B FY 2015-16 Job Orders Issued](#)

Board of Supervisor's Addenda Agenda

34. Monterey County Board of Supervisors Addenda Agenda for Tuesday, March 15, 2016.

ADDENDA

Addition to Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.