



Monterey County Board of Supervisors Water Resources Agency

168 West Alisal Street,
1st Floor
Salinas, CA 93901
831.755.5066

Board Order

Upon motion of Supervisor Alejo, seconded by Supervisor Phillips and carried by those members present, the Board of Supervisors hereby:

Approved the Monterey County Board of Supervisors of the Water Resources Agency Action Meeting Minutes for the following Tuesday dates:

February 26, 2013	December 3, 2013	December 17, 2013	June 24, 2014
July 8, 2014	July 22, 2014	September 30, 2014	November 4, 2014

PASSED AND ADOPTED this 29th day of August 2017, by the following vote, to wit:

AYES: Supervisors Alejo, Phillips, Parker and Adams

NOES: None

ABSENT: Supervisor Salinas

I, Gail T. Borkowski, 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 80 for the meeting August 29, 2017.

Dated: September 5, 2017
File ID: MIN 17-059

Gail T. Borkowski, Clerk of the Board of Supervisors
County of Monterey, State of California

By *Dennie Hancock*
Deputy

Monterey County

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



Action Minutes - Final

Tuesday, February 26, 2013

9:00 AM

**See separate agenda for Successor Agency to the Monterey County
Redevelopment Agency and Monterey County Water Resources
Agency**

Board of Supervisors

9:00 A.M. Call to Order

The meeting was called to order by Chair Armenta.

Roll Call

Present: Charlie Steves, Interpreter

Present: 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Additions and Corrections for Closed Session

There were no additions or corrections to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
 - b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:
 - (1) County Counsel
 - (2) Natividad Medical Center CEO
 - (3) Equal Opportunity Officer
 - (4) County Administrative Officer
 - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
 - d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette NealEmployee Organization(s): Units M and N
 - e. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) Behati Nepa

Closed Session under Government Code section 54950, relating to the following items:

- a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

CLOSED SESSION REPORT: The Board took no reportable actions.

b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:

- (1) County Counsel
- (2) Natividad Medical Center CEO
- (3) Equal Opportunity Officer
- (4) County Administrative Officer

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.b.(1) through (4).

c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

Public comment: Terry Leoni

CLOSED SESSION REPORT: The Board considered an arbitrator's award and decision. The Board rejected the arbitrator's decision and will review the record and make its own decision in this matter.

d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:

- (1) Designated representatives: James May and Brette Neal
- Employee Organization(s): Units M and N

CLOSED SESSION REPORT: The Board conferred with labor negotiators James May and Brette Neal and approved a side letter regarding fitness incentives.

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

- (1) Behati Nepa

CLOSED SESSION REPORT: The Board conferred with counsel and rejected the application for a late claim and denied the claim.

10:30 AM Reconvene

Roll Call

Present: Charlie Steves, Interpreter

Present: 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Pledge of Allegiance

The Pledge of Allegiance was led by Chair Armenta.

Welcome Home Troops Ceremony

The Salinas Elks Color Guard presented the United States flag.

The Board of Supervisors commended Monterey County residents serving in the United States Armed Forces and awarded Monterey County medals and quilts to: Captain Yvette Cruz, U.S. Air Force; Sgt. John Robert Ford, U.S. Army; Captain Chris Gin, U.S. Army; Petty Officer Wesley Griffin, U.S. Navy; Lt. Colonel Valarie Long, U.S. Air Force; Corporal Raul Lustre, U.S. Marine Corp; Captain Austin Maness, U.S. Army; and Captain Elbert Laza, U.S. Air Force.

Recessed to Welcome Home Troops Reception**Reconvene****Roll Call**

Present: Charlie Steves, Interpreter

Present: 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Additions and Corrections

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following correction:

Remove from Consent Calendar - Health & Social Services

22. a. Approve and authorize the Contracts/Purchasing Officer to execute a three year Lease Agreement, effective on January 1, 2013, with 559 E. Alisal Street, LLC, for approximately 10,964 rentable square feet of space located at 559 East Alisal Street, Suite 200, in Salinas, California, for use by the Health Department's Clinic Services Bureau; and
b. Authorize the Auditor Controller to make lease payments of \$17,794.57 per month and in accordance with the terms of the Agreement.

A motion was made by Supervisor Simon Salinas, seconded by Supervisor Jane Parker to approve the correction to the agenda. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar - Regular (See Supplemental Sheet)

Public comment: Jay Donato commented on item 44.

Becky Steinbrenner commented on item 49.1.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to approve the Consent Calendar - Regular, with the exception of item 22. ALL AYES

Ceremonial Resolutions

3. Adopt a Resolution Honoring Professional Social Workers in Recognition of Professional Social Work Month. (Supervisor Armenta)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-040. ALL AYES**

Appointments

4. Appoint Nancy Treffry to the Animal Control Program Advisory Board to fill

an unscheduled vacancy, term ending July 1, 2013. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Appointment be approved. ALL AYES

5. Reappoint Eva A. Maggini to the Greenfield Cemetery District, term ending December 31, 2016. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Reappointment be approved. ALL AYES

6. Reappoint Bruce Adams; Gretchen Cardinale; Robert Greathouse and Mark Kennedy to the Community Service Area (CSA) No. 15 Advisory Committee, terms ending January 1, 2016. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that these Reappointments be approved. ALL AYES

Other Board Matters

7. Board Comments

Supervisor Parker thanked everyone involved in bringing ViaCare into being next week and asked when the information about the process will be posted on the County's website. She requested that Harry Weis explain how to enroll for the program.

8. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman advised of four Board Referrals from Supervisor Calcagno's office:

- 1) Facilitate safety improvements on Highway 183.**
 - 2) Make safety improvements at the intersection of Blackie Road and Highway 101.**
 - 3) Explore with Caltrans relinquishing a portion of Highway 183, primarily in the vicinity of Castroville.**
 - 4) Conduct an economic feasibility study to determine the financial impacts of the proposed plastic bag ordinance on the unincorporated area of the County.**
- Items 1-4 were referred to the Public Works Department.**

Harry Weis provided an update on the Low Income Health Plan advising that the program would start on Monday, March 4, 2013. Six locations have been specified in materials to be made available on Friday, March 1, 2013, including simple instructions.

Elliott Robinson spoke regarding the timeline for acceptance into the program.

9. General Public Comment

Eric Peterson; Hans Jongens.

10:30 A.M. - Scheduled Matters

10. Consider adoption of an ordinance amending Section 12.28.010 of the Monterey County Code to revise and extend the distance of the current no parking restriction on the west side of Boronda Road from a point 285 feet north of the centerline of Madison Lane, northerly for a distance of 220 feet, in place of the current 100 feet, in the unincorporated area of the County of Monterey.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Dave Potter to adopt Ordinance 5215 amending Section 12.28.010 of the Monterey County Code to revise and extend the distance of the current no parking restriction on the west side of Boronda Road from a point 285 feet north of the centerline of Madison Lane, northerly for a distance of 220 feet, in place of the current 100 feet, in the unincorporated area of the County of Monterey. ALL AYES

- 11.
- a. Conduct a Public Hearing on amending the County's Neighborhood Stabilization Program 3 (NSP3) Action Plan to add Financing Mechanisms as an eligible use;
 - b. Authorize the Economic Development Director to amend the Action Plan to include Financing Mechanisms as an eligible use and make minor modifications as necessary;
 - c. Approve a \$325,000 Neighborhood Stabilization Program 3 (NSP3) Pre-development Loan to Rockrose Housing Corporation;
 - d. Approve loan documents for the transaction including a Loan Agreement, Promissory Note, and Corporate Guarantee (Loan Documents);
 - e. Authorize the Director of Economic Development to execute the Loan Documents and make minor modifications as necessary; and
 - f. Approve and authorize the Auditor-Controller to amend the Fiscal Year 2012-2013 adopted budget by increasing appropriations and revenues by \$100,000 in the Capital Development Grant Unit 8200, Fund 013, Appropriation Code DEO003 to partially fund the Rockrose Housing Corporation loan and associated administrative costs (4/5th vote required).

Conducted a Public Hearing;

Public comment: Allan Balinski

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker: a. Amending the County's Neighborhood Stabilization Program 3 (NSP3) Action Plan to add Financing Mechanisms as an eligible use; b. Authorizing the Economic Development Director to amend the Action Plan to include Financing Mechanisms as an eligible use and make minor modifications as necessary; c. Approving a \$325,000 Neighborhood Stabilization Program 3 (NSP3) Pre-development Loan to Rockrose Housing Corporation; d. Approving loan documents for the transaction including a Loan Agreement, Promissory Note, and Corporate Guarantee (Loan Documents); e. Authorizing the Director of Economic Development to execute the Loan Documents and make minor modifications as necessary; and f. Approving and authorizing the Auditor-Controller to amend the FY 2012-2013 adopted budget by increasing appropriations and revenues by \$100,000 in the Capital Development Grant Unit 8200, Fund 013, Appropriation Code DEO003 to partially fund the Rockrose Housing Corporation loan and associated

administrative costs (4/5th vote required). **ALL AYES**

12:00 PM Recess to Lunch

1:30 PM Reconvene

Roll Call

Present: Denise Choate, Interpreter

Present: 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

1:30 P.M. - Scheduled Matters

- 12.** Public hearing (continued from February 12, 2013 to February 26, 2013) to: Adopt a resolution finding that a Public Convenience or Necessity (PNC) will be served by the issuance of a Type 21 (Off-Sale General) and a Type 42 (On-Sale Beer and Wine - Public Premises) license by the Department of Alcoholic Beverage Control (ABC) to BevMo located within the Carmel Rancho Shopping Center at 26538 Carmel Rancho Boulevard, Carmel, for sale of alcoholic beverages, pursuant to California Business and Professions Code Section 23958.4.
(PLN120769/Bucquet (BevMo) Carmel Rancho Shopping Center, 26538 Carmel Rancho Boulevard, Carmel, Carmel Valley Master Plan)
- Public hearing (continued from February 12, 2013 to February 26, 2013)**
Public comment: Bill Nye; Marie Morales; Margaret Robbins; Neil Agron; Dale Agron; Christine Williams; Laurie Lockwood; Christine Kemp; Elizabeth Zaninovich; Greg Edam; Katherine Bucquet; Kurt Golnick; Alison Goss; Phil Leach; Larry Souza; Shaun Gilford.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-057 finding that a Public Convenience or Necessity (PNC) will be served by the issuance of a Type 21 (Off-Sale General) and a Type 42 (On-Sale Beer and Wine - Public Premises) license by the Department of Alcoholic Beverage Control (ABC) to BevMo located within the Carmel Rancho Shopping Center at 26538 Carmel Rancho Boulevard, Carmel, for sale of alcoholic beverages, pursuant to California Business and Professions Code Section 23958.4; added Condition No. 17:" tastings shall be limited to Fridays and Saturdays and an additional number of tastings not to exceed 52 per year"; and added to Resolution: "Whereas in order to protect the public health and safety, the Board of Supervisors for the County of Monterey recommends that the Alcohol and Beverage Control impose 17 conditions as as itemized in Attachment A. (PLN120769/Bucquet (BevMo) Carmel Rancho Shopping Center, 26538 Carmel Rancho Boulevard, Carmel, Carmel Valley Master Plan) **ALL AYES****
- 13.** Public hearing (continued from January 15, 2013) to consider:
a. Denial of the appeal by Glen R. Mazingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for an

amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;

b. Approval of the amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;

c. Denial of the appeal by Glen R. Mozingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well; and

d. Approval of a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well.

(Appeal of Coastal Administrative Permits - PLN110366 and PLN110367/Mozingo (Powell) 3072 Serra Avenue, Carmel, Carmel Area Land Use Plan) (REVISED RESOLUTIONS SUBMITTED VIA SUPPLEMENTAL)

John Bridges addressed the Board on behalf of the Applicant.

Glenn Mozingo addressed the Board.

No. 1: A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to uphold the appeal and directed staff to return with findings and evidence to support his motion. 2-3 (Supervisors Armenta, Calcagno and Salinas dissented) MOTION FAILED

No. 2: A motion was made by Supervisor Simon Salinas, seconded by Supervisor Louis Calcagno to Adopt Resolution No. 13-062: a. Denying the appeal by Glen R. Mozingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for an amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;

b. Approving of the amendment to a Coastal Administrative Permit (PLN110366/Powell) to allow the development of a test well and authorize the construction and use of the well for testing to establish a water source in a new location from the location that was previously approved;

Adopted Resolution No. 13-062: a. Denying of the appeal by Glen R. Mozingo from the Zoning Administrator's approval of an application by the Estate of William Dan Powell for a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well; and

b. Approval of a Coastal Administrative Permit (PLN110367/Powell) to allow the conversion of the test well (previously approved under PLN070074 and amended under PLN110366) to a domestic production well.

(Appeal of Coastal Administrative Permits - PLN110366 and PLN110367/Mozingo (Powell) 3072 Serra Avenue, Carmel, Carmel Area Land Use Plan)

3-2 (Supervisors Potter and Parker dissented)

- 14.
- a. Consider receiving a report on the status of the New Juvenile Hall project; and
 - b. Consider authorizing the Chief Probation Officer to submit a letter requesting a one-year extension of the deadline to satisfy the Site Assurance requirements of SB 81 for a conditional grant award of \$35 million for the New Juvenile Hall project.

Public comment: Robert Taylor; Katherine Ramirez; Michael Marsh.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor

Dave Potter to: a. Receive a report on the status of the New Juvenile Hall project; and

b. Authorize the Chief Probation Officer to submit a letter requesting a one-year extension of the deadline to satisfy the Site Assurance requirements of SB 81 for a conditional grant award of \$35 million for the New Juvenile Hall project. ALL AYES

15.

Public hearing to consider:

- a. Granting an appeal by Verizon Wireless from a decision of the Monterey County Planning Commission approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopole antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator; and
- b. Finding the project categorically exempt from CEQA per CEQA Guidelines section 15303; and
- c. Approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopine (faux tree) antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator.

(Coastal Development Permit - Central Coast Baptist Association/Verizon Wireless, 45 Sill Road, Royal Oaks, North County Land Use Plan)

Public hearing held.

A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Simón Salinas adopting Resolution No. 13-068:

- a. Granting an appeal by Verizon Wireless from a decision of the Monterey County Planning Commission approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopole antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator; and
- b. Finding the project categorically exempt from CEQA per CEQA Guidelines section 15303; and
- c. Approving a Coastal Development Permit to allow a new wireless communication facility to include a 60-foot tall ground-mounted monopine (faux tree) antenna with a 184 square foot equipment shelter and stand-by diesel-powered generator, subject to the Conditions of Approval and in conformance with the plan set, both attached and incorporated herein by reference.

(Coastal Development Permit - Central Coast Baptist Association/Verizon Wireless, 45 Sill Road, Royal Oaks, North County Land Use Plan)

4-0 (Supervisor Parker Absent)

Adjournment

APPROVED:

/s/ Louis R. Calcagno

**LOUIS R. CALCAGNO, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: /s/ Gail T. Borkowski

GAIL T. BORKOWSKI

CLERK OF THE BOARD APPROVED 02-25-14

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

16. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement (DO3266) with Novia Strategies Inc. for Professional Services at NMC, adding \$100,000 for Fiscal Year (FY) 2012-13 for a revised total Agreement amount not to exceed \$200,000 in the aggregate.

Approved - Agreement No. A-12420

17. a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Second Amendment to Professional Services Agreement with Cardio-Pulmonary Associates Medical Group, Inc. to provide cardiology and pulmonary medicine services at NMC adding \$500,000 for a revised total Agreement amount not to exceed \$1,550,000 in the aggregate (for the period August 1, 2011 to February 28, 2014).
- b. Authorize the Purchasing Manager for NMC to execute 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.

Approved - Agreement No. A-12049

18. a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Professional Services Agreement with Monterey County Orthopedic Associates to provide orthopedic services at NMC not to exceed \$500,000 for the period March 1, 2013 to February 28, 2014.
- b. Authorize the Purchasing Manager for NMC to execute 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.

Approved - Agreement No. A-12409

19. Adopt Resolution:
- a. Accepting the Certificate of Completion for the Medical Surgical Unit Workroom and Office Refresh for Natividad Medical Center, located at 1441 Constitution Blvd., Salinas, CA 93906, Project No. 9600-26, Bid Package No. NMC-1000; and
- b. Authorizing the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-028:

a. Accepting the Certificate of Completion for the Medical Surgical Unit Workroom and Office Refresh for Natividad Medical Center, located at 1441

Constitution Blvd., Salinas, CA 93906, Project No. 9600-26, Bid Package No. NMC-1000; and

b. Authorizing the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion. (Construction No. 2011-019) ALL AYES

Health and Social Services

This was approved

20. a. Approve and authorize the Contracts/Purchasing Officer to execute a five year Lease Agreement, effective on or around March 1, 2013, with Creekbridge Office Center II, LLC, for approximately 3,872 rentable square feet of space located at 1611 Bunker Hill Road, Suite 120, in Salinas, California, for use by the Health Department's Behavioral Health Bureau;
- b. Authorize the Auditor-Controller to make lease payments of \$6,776.00 per month and in accordance with the terms of the agreement; and
- c. Authorize the extension of the Lease Agreement for two additional one-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.

Approved - Agreement No. A-12410

21. Approve and ratify the action taken by the Director of Health and the Contracts/Purchasing Officer to sign an Agreement with the Blue Shield of California Foundation for Grant #7389322, in the amount of \$199,879, beginning January 1, 2013 through December 31, 2013, for the purpose of funding resources for safety net providers to acquire technology and interface capacity to participate in a Health Information Exchange.

Approved - Agreement No. A-12413

22. a. Approve and authorize the Contracts/Purchasing Officer to execute a three year Lease Agreement, effective on January 1, 2013, with 559 E. Alisal Street, LLC, for approximately 10,964 rentable square feet of space located at 559 East Alisal Street, Suite 200, in Salinas, California, for use by the Health Department's Clinic Services Bureau; and
- b. Authorize the Auditor-Controller to make lease payments of \$17,794.57 per month and in accordance with the terms of the Agreement.

ITEM REMOVED VIA ADDITIONS & CORRECTIONS

23. a. Reallocate a vacant 1.0 FTE Chronic Disease Prevention Coordinator to a 1.0 FTE Public Health Nurse II in Health Department Budget Unit HEA003-8124; and
- b. Authorize the County Administrative Office to incorporate the approved position changes in the FY 2012-13 Adopted Budget.

Approved

24. a. Amend the Department of Social Services (DSS) Budget Unit 5010-SOC005-8262, to reallocate one (1) FTE vacant Finance Manager I to one (1) FTE Finance Manager II; and
b. Authorize the County Administrative Office to incorporate the changes into the FY 2012-13 5010- SOC005-8262 adopted budget to reflect the change in position counts.

Approved

- 24.1 Adopt a position of support for state based program expansion of Medicaid in California. (ADDED VIA ADDENDUM)

Approved

Criminal Justice

25. Approve and authorize the Contracts/Purchasing Officer to execute an agreement with TracNet for the implementation of a Records Management/Jail Management System in an amount not to exceed \$965,000.

Approved - Agreement No. A-12411

26. Approve the Sheriff to accept a vehicle donation, 1997 Ford Cab Chassis, from the California Department of Justice.

Approved

27. Authorize the Contracts/Purchasing Office to sign Amendment No. 8 to extend the term of the Agreement (RFP#10001) which includes an extension until June 30, 2013 with Aramark Correctional Services for inmate commissary items and food service operations at the County Jail.

Approved - Agreement No. A-11005

- 27.1 a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No.3 to Professional Service Agreement with Justice Benefits, Inc. to extend the term through January 31, 2014 and increase the Agreement by \$80,000 for a revised total of \$245,292.19 to continue with professional assistance for the State Criminal Alien Assistance Program (SCAAP); and
b. Authorize the Contracts/Purchasing Officer to sign future amendments to the Agreement that do not significantly alter the scope of work or change the approved Agreement amount not to exceed 10% of the revised total amount. (ADDED VIA ADDENDUM)

Approved - Agreement No. A-12216

General Government

28. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Spreckels Union School District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-041 to approve the amendments to the Conflict of Interest Code of the Spreckels Union School District. ALL AYES**
29. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Gonzales Unified School District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-042 to approve the amendments to the Conflict of Interest Code of the Gonzales Unified School District. ALL AYES**
30. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey County Local Agencies Insurance Authority.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-043 to approve the amendments to the Conflict of Interest Code of the Monterey County Local Agencies Insurance Authority. ALL AYES**
31. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Gonzales Cemetery District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-044 to approve the amendments to the Conflict of Interest Code of the Gonzales Cemetery District. ALL AYES**
32. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey Regional Waste Management District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-045 to approve the amendments to the Conflict of Interest Code of the Monterey Regional Waste Management District. ALL AYES**
33. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Soledad Unified School District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-046 to approve the amendments to the Conflict of Interest Code of the Soledad Unified School District. ALL AYES**
34. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Castroville Community Services District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-047 to approve the amendments**

to the Conflict of Interest Code of the Castroville Community Services District.
ALL AYES

- 35.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Salinas Valley Memorial Healthcare System.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-048 to approve the amendments to the Conflict of Interest Code of the Salinas Valley Memorial Healthcare System. ALL AYES

- 36.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Soledad Mission Recreation District.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-049 to approve the amendments to the Conflict of Interest Code of the Soledad Mission Recreation District. ALL AYES

- 37.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Regional Park District.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-050 to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Regional Park District. ALL AYES

- 38.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the South Monterey County Joint Union High School District.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-051 to approve the amendments to the Conflict of Interest Code of the South Monterey County Joint Union High School District. ALL AYES

- 39.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Big Sur Unified School District of Monterey County.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-052 to approve the amendments to the Conflict of Interest Code of the Big Sur Unified School District of Monterey County.. ALL AYES

- 40.** Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Carmel Unified School District.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-053 to approve the amendments to the Conflict of Interest Code of the Carmel Unified School District. ALL AYES

- 41.** Adopt Resolution to approve the Conflict of Interest Code of the Community Human Services District.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-054 to approve the Conflict of Interest Code of the Community Human Services District. ALL AYES

42. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Clerk of the Board department.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-055 to approve the amendments to the Conflict of Interest Code of the Clerk of the Board department. ALL AYES**
43. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Water Management District.
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-056 to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Water Management District. ALL AYES**
44. Approve and authorize the Contracts/Purchasing Officer to execute the Renewal, Extension and Amendment No.1 to Statement of Work No. 10 with CGI Technologies from \$152,000 to \$252,700 to provide general Advantage ERP Systems Post-Implementation support for configuration, reports and consulting for a cumulative total amended amount of \$10,747,250.69 since April 1, 2008.
- Public comment: Jay Donato**
Approved - Agreement No. A-11135
45. Approve and affirm the County Librarian's execution of the Professional Services Agreement (PSA) (A-11821) with Polaris Library Systems for the period of November 5, 2010 through November 5, 2015, for library automation software, staff training and hosting services in the amount of \$304,804.
- Approved - Agreement No. A-11821**

RMA - Public Works

46. a. Approve the recommended list of facilities maintenance projects for allocation from the facilities maintenance projects fund, Fund 401;
b. Approve amendments to the FY 2012-13 Facilities Maintenance Projects Budget, Fund 401, RMA004, increasing estimated revenue by \$691,451 and increasing appropriations by \$1,572,536 (4/5th vote required); and
c. Authorize the Auditor-Controller to increase estimated revenue by \$691,451 and appropriations by \$1,572,536 in Facilities Maintenance Projects, Fund 401, Appropriation Code RMA004.
- Approved**

RMA - Planning

47. a. Approve Amendment No. 2 to Agreement No. A-11132 with Accela, Inc. in the amount of \$623,742.54, for a total amount not to exceed \$2,415,469.49, to include annual program maintenance and services associated with any unforeseen maintenance and modifications to the Accela Automation software product for land use permits, information management and customer service functions, and extend the term to March 30, 2016; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Agreement No. A-11132, and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.
- (Contract - PD080216/Accela Contract and Fees)
- Approved - Agreement No. A-11132**

RMA - General

48. a. Adopt a License Agreement with the City of Salinas for the use of the parking lot located at 12 West Market Street and 20-26 Station Place to provide daily parking for jurors and person responding to juror summons (**Exhibit A**); and
- b. Authorize the Resource Management Agency Director to sign the License Agreement with the City of Salinas for juror parking at 12 West Market Street and 20-26 Station Place. (REVISED ATTACHMENT A SUBMITTED VIA SUPPLEMENTAL)
- Approved - Agreement No. A-12412**

49. Adopt Resolution to:
- a. Adopt the Greater Monterey County Integrated Regional Water Management Plan.
- b. Authorize staff to include the San Lucas Water District Public Water Supply Replacement Project in the Greater Monterey County Integrated Regional Water Management grant proposal.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-059 to:

- a. Adopt the Greater Monterey County Integrated Regional Water Management Plan.**
- b. Authorize staff to include the San Lucas Water District Public Water Supply Replacement Project in the Greater Monterey County Integrated Regional Water Management grant proposal. ALL AYES**

- 49.1 Adoption of a resolution approving the form of a Resolution of Intention, and a Boundary Map for the Aromas Water District's proposed Assessment District No. 2012-1. (ADDED VIA ADDENDUM)

Public comment: Becky Steinbrenner

A motion was made by Supervisor Simón Salinas, seconded by Supervisor

Louis R. Calcagno to adopt Resolution No. 13-060 approving the form of a Resolution of Intention, and a Boundary Map for the Aromas Water District's proposed Assessment District No. 2012-1. (ADDED VIA ADDENDUM) ALL AYES

Monterey County

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



Action Minutes - Final

Tuesday, December 3, 2013

9:00 AM

**See separate agendas for Monterey County Water Resources
Agency and Boronda 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

9:00 A.M. - Call to Order

The meeting was called to order by Chair Armenta.

Roll Call

Present: 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Additions and Corrections for Closed Session

There were no additions or corrections to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court, Northern District of California, case no. CV 13 2354 PSG)
 - (2) In re: Deputy Sheriff Mike Richards (CSMCS case no. ARB 12-0286)
 - (3) County of Monterey v. Loan Exchange Group, et al. (Monterey Superior Court Case no. M113741)
 - (4) Elizabeth Madriz, et al. v. King City, et al. (United States District Court, Northern District of California, case no. 5:13-CV-05096-HRL)
 - b. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) Adelina Suvorova
 - (2) Evgeni Gavrilov
 - (3) Silvia Guersenzvaig
 - (4) Michael D. Richards
 - c. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.
 - d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette NealEmployee Organizations: All Units
 - e. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:

- (1) County Administrative Officer
- (2) County Counsel

CLOSED SESSION REPORT:

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) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court, Northern District of California, case no. CV 13 2354 PSG)
- (2) In re: Deputy Sheriff Mike Richards (CSMCS case no. ARB 12-0286)
- (3) County of Monterey v. Loan Exchange Group, et al. (Monterey Superior Court Case no. M113741)
- (4) Elizabeth Madriz, et al. v. King City, et al. (United States District Court, Northern District of California, case no. 5:13-CV-05096-HRL)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a. (1) through (4).

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

- (1) Adelina Suvorova

CLOSED SESSION REPORT: The Board rejected the claim of Adelina Suvorova.

- (2) Evgeni Gavrilov

CLOSED SESSION REPORT: The Board rejected the claim of Evgeni Gavrilov.

- (3) Silvia Guersenzvaig

CLOSED SESSION REPORT: The Board rejected the claim of Silvia Guersenzvaig.

- (4) Michael D. Richards

CLOSED SESSION REPORT: The Board took no reportable action on the claim of Michael D. Richards.

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

CLOSED SESSION REPORT: The Board took no reportable action on item 1.c.

d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:

- (1) Designated representatives: James May and Brette Neal

Employee Organizations: All Units

CLOSED SESSION REPORT: The Board conferred with labor negotiators James May and Brette Neal regarding all units. The Board approved a side-letter for Units D & E which includes a swap of salaries for employees paying their share of the PERS contribution and approval of the Eco-Recess during the holiday time. There are two typographical errors in the Unit E Side-letter which should be corrected as follows: Reference to Section 9.2 should be Section 12.2; and reference to Section 13 should be Section 16. Those wanting copies of the side-letters can contact County Counsel or Human Resources.

e. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:

- (1) County Administrative Officer

(2) County Counsel

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.e.(1) and (2).

10:30 AM Reconvene

Roll Call

Present: Charlie Steves, Interpreter

Present: 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Pledge of Allegiance

The Pledge of Allegiance was led by Chair Armenta.

Additions and Corrections

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following corrections:

17. Revised Exhibit A submitted; distributed

a. Receive a report on Countywide contract development and process improvements; and

b. Approve the development and implementation of Contract Processing Workflow Tracking System and the creation of a Contracts Academy; and

c. Approve and authorize the addition of one (1) FTE Management Analyst III to the Contracts/Purchasing Department 1050, Unit 8047 for contract management administration; and

d. Authorize the County Administrative Office to incorporate the change in the position count for Contracts/Purchasing Department 1050, Appropriation CAO002, Unit 8047 for FY 2013 2014 Adopted Budget.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve this correction to the agenda. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2.

Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Calcagno pulled item 39 and recused himself because he owns an adjoining piece of property.

A motion was made by Supervisor Simon Salinas, seconded by Supervisors Dave Potter to approve item 39. 4-0 (Supervisor Calcagno Recused as he owns an adjoining piece of property)

Supervisor Potter pulled items 21 through 25 and commented on the items. Harry Weis responded.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval of items 21 through 25 and directed these items return to the Board in two weeks. ALL AYES

Jay Donato pulled item 31 and commented. Elsa Jimenez responded.
Jay Donato pulled item 40 and 41 and commented.
A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to approve the Consent Calendar, with the exception of items 21 through 25 and item 39. ALL AYES

Ceremonial Resolutions

3. Adopt Resolution honoring Rita Saucedo upon her retirement from the Monterey County Treasurer - Tax Collector after 34 years of dedicated service. (Supervisor Armenta)
A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-346 honoring Rita Saucedo upon her retirement from the Monterey County Treasurer - Tax Collector after 34 years of dedicated service. (Supervisor Armenta) ALL AYES
4. Adopt Resolution commending Commander Vincent Hernandez, Monterey County Sheriff's Office upon his retirement from 26 years of public service. (Supervisor Potter)
A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-344 commending Commander Vincent Hernandez, Monterey County Sheriff's Office upon his retirement from 26 years of public service. (Supervisor Potter) ALL AYE save okay S
5. Adopt Resolution commending John O'Brien for his dedicated service to Natividad Medical Center Board of Trustees from 2009 through 2013. (Supervisor Armenta)
A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-348 Commending John O'Brien for his dedicated service to Natividad Medical Center Board of Trustees from 2009 through 2013. (Supervisor Armenta) ALL AYES
6. Adopt Resolution commending Maria Silva, Department of Social Services upon her retirement from over 40 Years of Public Service. (Supervisor Armenta)
A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-352 commending Maria Silva, Department of Social Services upon her retirement from over 40 Years of Public Service. (Supervisor Armenta) ALL AYES
7. Adopt Resolution congratulating the Professional Women's Network on the celebration of their 30th Anniversary. (Supervisor Potter)
A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-351 congratulating the Professional Women's Network on the celebration of their 30th Anniversary. (Supervisor Potter) ALL AYES
8. Adopt Resolution congratulating the Monterey Cowboy Poetry and Music Festival on its 15th year Anniversary. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-347 congratulating the Monterey Cowboy Poetry and Music Festival on its 15th year Anniversary. (Supervisor Potter) ALL AYES

9. Adopt Resolution honoring “Undisclosed” as the recipient of the Monterey County Hospitality Association 2013 Volunteer of the Year Award. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-350 honoring Mark Watson as the recipient of the Monterey County Hospitality Association 2013 Volunteer of the Year Award. (Supervisor Potter) ALL AYES

- 9.1 Adopt Resolution congratulating Justice Wendy C. Duffy on receiving the Monterey County Women Lawyers Association Lady Justice Lifetime Achievement Award. (Supervisor Armenta)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-349 Congratulating Justice Wendy C. Duffy on receiving the Monterey County Women Lawyers Association Lady Justice Lifetime Achievement Award. (Supervisor Armenta) ALL AYES

Appointments

10. Appoint Dick Ravich and reappoint Kathleen Woods Novoa to the Big Sur Multi Agency Advisory Council, terms ending June 26, 2015. (Supervisor Potter)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Appoint Dick Ravich and Reappoint Kathleen Woods Novoa to the Big Sur Multi Agency Advisory Council, terms ending June 26, 2015. (Supervisor Potter) ALL AYES

11. Appoint Rich Speciale to the Monterey County Regional Fire District, term ending March 1, 2017. (Supervisor Potter)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Appoint Rich Speciale to the Monterey County Regional Fire District, term ending March 1, 2017. (Supervisor Potter). ALL AYES

12. Appoint Javier Zamora to the Pajaro Valley Water Management Agency Board of Directors to fill an unscheduled vacancy term ending December 1, 2014. (Supervisor Calcagno)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to Appoint Javier Zamora to the Pajaro Valley Water Management Agency Board of Directors to fill an unscheduled vacancy term ending December 1, 2014. (Supervisor Calcagno). ALL AYES

Other Board Matters

13. Board Comments

Chair Armenta presented Antonio Rivas with a resolution honoring Salinas LULAC Council #2055 celebrating their 40th Anniversary and the tremendous work they do for the Salinas area.

14. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman advised of the following Board Referral from Supervisor Armenta: Form an Ad Hoc Committee of two members of the Board of Supervisors to meet and discuss, with similar members from the Community Health Center Board, information on the strategic plan that NMC is working on as well as any other discussions in and around the potential affiliation with Salinas Valley Memorial Hospital. Appointments can occur today or next week. Chair Armenta advised he will make the appointments to the Ad Hoc Committee next week.

Department of Social Services Director Elliott Robinson addressed the Board and provided an update on the inclement weather and winter sheltering plan for Monterey County. Supervisor Armenta advised that the CAO's office will provide information to media outlets regarding the County's plan for winter sheltering.

15. General Public Comment

MacGregor Eddy; Richard Calhoun; Sylvia Shih; Catherine Crockett; Bill Lipe; Joe Vierra; Eric Peterson; Hans Jongens; Millie Perea.

10:30 A.M. - Scheduled Matters

- 16.** Conduct a public hearing and adopt corresponding Resolution to:
- Approve eleven (11) Applications to create Farmland Security Zones (FSZ) and establish FSZ Contracts and one (1) Application to establish an Agricultural Preserve and Land Conservation Contract effective January 1, 2014.
 - Rescind portions of Farmland Security Zone Nos. 10-016 and 10-018 and FSZ Contract Nos. 10-016 and 10-018 and simultaneously place the property in a new Farmland Security Zone and Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014-001; and, rescind a portion of Agricultural Preserve and Land Conservation Contract No. 71-002 and simultaneously place the property in a new Farmland Security Zone and FSZ Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014-002.
 - Authorize the Chair to execute eleven (11) Farmland Security Zone Contracts and one (1) Agricultural Preserve Land Conservation Contract.
 - Direct the Clerk of the Board to record the Farmland Security Zone Contracts and Agricultural Preserve Land Conservation Contract prior to the January 1, 2014 property tax lien date.
- (REF130065 - Williamson Act Contract Applications 2014 - County-wide)

Conducted a public hearing, and:

A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Jane Parker to adopt Resolution No. 13-353 to:

- a. Approve eleven (11) Applications to create Farmland Security Zones (FSZ) and establish FSZ Contracts and one (1) Application to establish an Agricultural Preserve and Land Conservation Contract effective January 1, 2014.
- b. Rescind portions of Farmland Security Zone Nos. 10 016 and 10 018 and FSZ Contract Nos. 10 016 and 10 018 and simultaneously place the property in a new Farmland Security Zone and Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014 001; and, rescind a portion of Agricultural Preserve and Land Conservation Contract No. 71 002 and simultaneously place the property in a new Farmland Security Zone and FSZ Contract as applicable to the real property described in Exhibit A "Legal Description" to proposed new Farmland Security Zone Contract No. 2014 002.
- c. Authorize the Chair to execute eleven (11) Farmland Security Zone Contracts and one (1) Agricultural Preserve Land Conservation Contract.
- d. Direct the Clerk of the Board to record the Farmland Security Zone Contracts and Agricultural Preserve Land Conservation Contract prior to the January 1, 2014 property tax lien date.

(REF130065 Williamson Act Contract Applications 2014 County wide)

ALL AYES

- 17.
- a. Receive a report on Countywide contract development and process improvements; and
 - b. Approve the development and implementation of Contract Processing Workflow Tracking System and the creation of a Contracts Academy; and
 - c. Approve and authorize the addition of one (1) FTE Management Analyst III to the Contracts/Purchasing Department 1050, Unit 8047 for contract management administration; and
 - d. Authorize the County Administrative Office to incorporate the change in the position count for Contracts/Purchasing Department 1050, Appropriation CAO002, Unit 8047 for FY 2013-2014 Adopted Budget.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to: a. Receive a report on Countywide contract development and process improvements; and b. Approve the development and implementation of Contract Processing Workflow Tracking System and the creation of a Contracts Academy; and c. Approve and authorize the addition of one (1) FTE Management Analyst III to the Contracts/Purchasing Department 1050, Unit 8047 for contract management administration; and d. Authorize the County Administrative Office to incorporate the change in the position count for Contracts/Purchasing Department 1050, Appropriation CAO002, Unit 8047 for FY 2013-2014 Adopted Budget. ALL AYES

12:00 PM Recess to Lunch - Continued Closed Session

1:30 PM Reconvene

Roll Call

Present: Charlie Steves, Interpreter

1:30 P.M. - Scheduled Matters

18. Consider adoption of an ordinance amending Section 12.24.020 of the Monterey County Code to establish a three-way stop intersection at Main Street and Lincoln Street and a four-way stop intersection at Jackson Street and Washington Street in Chualar in the unincorporated area of the County of Monterey.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Ordinance No. 5227 amending Section 12.24.020 of the Monterey County Code to establish a three way stop intersection at Main Street and Lincoln Street and a four way stop intersection at Jackson Street and Washington Street in Chualar in the unincorporated area of the County of Monterey. ALL AYES

19. Adopt Resolution to:
- a. Authorize the Monterey County Resource Management Agency Director to submit a grant application to the California Coastal Commission in an amount of up to \$315,000 for financial assistance to support the County's update of its certified Local Coastal Program
 - b. Authorize the Resource Management Agency Director, or his designee, to execute on behalf of the County of Monterey, all necessary applications, contracts and agreements and amendments thereto as needed to receive grant funding.
- (REF130104/California Coastal Commission LCP Planning Grant)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to Adopt Resolution No. 13-353 to:

- a. Authorize the Monterey County Resource Management Agency Director to submit a grant application to the California Coastal Commission in an amount of up to \$315,000 for financial assistance to support the County's update of its certified Local Coastal Program
 - b. Authorize the Resource Management Agency Director, or his designee, to execute on behalf of the County of Monterey, all necessary applications, contracts and agreements and amendments thereto as needed to receive grant funding.
- (REF130104/California Coastal Commission LCP Planning Grant) ALL AYES**

20. Continued from November 5, 2013:
In the Matter of the Salinas Valley Solid Waste Authority Revenue Bonds, Series 2013, and the County's Notices of Intent to Withdraw from the Authority and the related Waste Delivery Agreement.

Public comment: Patrick Matthews.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to: a. Receive staff presentation In the Matter of the Salinas Valley Solid Waste Authority Revenue Bonds, Series 2013, and the County's Notices of Intent to Withdraw from the Authority and the related Waste Delivery Agreement; and b. Adopted Resolution No. 13-355 to: Rescind the Notices of Intent to withdraw from the Salinas Valley Solid Waste Authority ("Authority")

and the related Waste Delivery Agreement (the "Notices of Intent"), and approve the Authority's proposed Series 2013 Revenue Bonds with conditions. 4-0 (Supervisor Armenta Dissented)

Adjournment

APPROVED:

/s/ Louis R. Calcagno
LOUIS R. CALCAGNO, CHAIR
BOARD OF SUPERVISORS

ATTEST:

BY: /s/ Denise Hancock, for
GAIL T. BORKOWSKI
CLERK OF THE BOARD
APPROVED ON 03-18-14

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

21. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 3 to the Agreement (A-12264) with First Alarm for Alarm and Closed Circuit Television Maintenance, Testing and Monitoring Services at NMC, extending the Agreement to June 30, 2014 and adding \$90,000 for a revised total Agreement amount not to exceed \$320,000 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
22. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 1 to the Agreement (A-12290) with California State University Monterey Bay for Nursing Program Grant Services at NMC, extending the Agreement to June 30, 2014 and adding \$175,000 for the period July 1, 2013 to June 30, 2014 for a revised total Agreement amount not to exceed \$370,000 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
23. 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 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
24. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement (A-12118) with Healthcare Services Management (HSM) for ICD-10 (International Classification of Diseases - Version 10) Project Management Services at NMC, extending the Agreement to June 30, 2015, and adding \$1,202,950 for a revised total Agreement amount not to exceed \$2,023,675 in the aggregate.
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES**
25. a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Ninth Amendment to the Professional Services Agreement (A-11427) with Medical Doctor Associates (MDA) to provide locum tenens services at NMC adding \$500,000, for a revised total Agreement amount not to exceed \$2,300,000 in the aggregate (for the period February 1, 2009 to June

30, 2014); and

b. Authorize the Purchasing Manager for NMC to execute 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.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to deny approval and continue this item for two weeks. ALL AYES

26.

a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Second Amendment to Professional Medical Services Agreement Laurel J. Grimm M.D. to provide Hospitalist Services at NMC, adding \$200,000 and extending the term of the Agreement to December 31, 2014 for a total amount not to exceed \$400,000 in the aggregate (for the period October 1, 2012 to December 31, 2014); and

b. Authorize the Purchasing Manager for NMC to execute 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.

Approved - Agreement No. A-12443

27.

Authorize the Purchasing Manager of Natividad Medical Center (NMC) to execute Amendment No. 7 to the Agreement (A-11102) with the Natividad Medical Foundation (NMF) for philanthropic services, defined as “capital campaign planning and fundraising; community outreach in connection with fundraising; preparing and submitting foundation grant applications; administering current/future foundation grants; and supporting and coordinating NMC/NMF joint community relations” to philanthropically support the capital needs at NMC; adding \$1,096,032 (an increase of \$121,604 from the previous year) and extending the Agreement to December 31, 2014, for a revised total Agreement amount not to exceed \$6,208,858 in the aggregate.

Approved - Agreement No. A-11102

28.

Adopt Resolution to:

a. Accept the Certificate of Completion for Radiology Equipment Replacement Project for Natividad Medical Center, located at 1441 Constitution Blvd., Salinas, CA 93906, Project No. 9600-12, Bid Package No. NMC-1005; and

b. Authorize the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to: a. Accept the Certificate of Completion for Radiology Equipment Replacement Project for Natividad Medical Center, located at 1441 Constitution Blvd., Salinas, CA 93906, Project No. 9600-12, Bid Package No. NMC-1005; and b. Authorize the Assistant Administrator of Operations & Support Services to execute and record the Notice of Completion. ALL AYES

29. Approve the Plans and Specifications for the Natividad Medical Center, Project #9600-35 - Sterilizer Replacement.

Approved - Construction No. 2013-020

Health Department

30. Authorize the Auditor-Controller to establish a new Appropriation Code for Health Department Administration, effective FY 2014-15.

Approved

31. a. Authorize the Auditor-Controller to delete the budget unit codes currently used for Animal Services accounting purposes, effective FY 2014-15;
b. Authorize the Auditor-Controller to replace the deleted budget unit codes with one new budget unit code that encompasses all of Animal Services accounting functions, effective FY 2014-15; and
c. Authorize the Auditor-Controller to create four sub-unit codes under the new budget unit code, effective FY 2014-15.

Approved - Public comment: Jay Donato

Social Services Department

32. a. Amend the Department of Social Services (DSS) Budget Unit 5010-SOC005-8262, to add thirty (30) FTE positions for program needs identified after final State budget action was taken. The FTE positions include (2) Social Worker V; (4) Social Worker III; (1) Social Worker Supervisor; (8) Social Services Aide II; (1) Staff Trainer; (1) Secretary; (2) Supervising Office Assistant I; (4) Office Assistant III; (7) Eligibility Worker II; (1) Administrative Services Assistant; (1) Management Analyst III; (-1) Office Assistant II, (-1) Word Processor;
b. Authorize the County Administrative Office to incorporate the changes into the 5010-SOC005-8262 Fiscal Year 2013-14 Adopted Budget to reflect the change in position counts; and
c. Approve and authorize the Auditor-Controller to amend the 5010-SOC005-8262 FY 2013-14 Adopted Budget to increase appropriations and estimated revenues in the amount of \$1,192,107. (4/5ths vote required)

Approved

General Government

33. a. Reallocate a vacant 1.0 FTE Redevelopment/Housing Project Analyst I (41F30) to 1.0 FTE Management Analyst II (20B12); and,
b. Direct the County Administrative Office to incorporate the approved changes into the FY 2013-14 Economic Development Department Adopted

Budget.

Approved

- 34.** Adopt a Resolution in support of a grant application prepared by the Arts Council for Monterey County submitted to the California Arts Council.
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-357 in support of a grant application prepared by the Arts Council for Monterey County submitted to the California Arts Council. ALL AYES**
- 35.**
- a. Accept and ratify a Funding Approval/Agreement from HUD for an allocation of Urban County Community Development Block Grant funds for Fiscal Year 2013-14 in the amount of \$856,820;
 - b. Authorize the Auditor-Controller to increase revenue and appropriations in Fund 013, Organization 8200 (Community Development Grants) by \$56,820 for a total of \$856,820;
 - c. Authorize the Director of Economic Development to sign any and all documents necessary to undertake and report on the program in Fiscal Year 2013-14;
 - d. Authorize the Director of Economic Development to issue a Notice of Funding Availability for Fiscal Year 2014-15; and
 - e. Create an Ad Hoc Committee to convene and make recommendations to the Board of Supervisors in regard to the requests for funds received for the FY 2014-15 HUD allocation.
- Approved**
- 36.**
- a. Approve the extension of the Workforce Investment Act (WIA) Title I Adult subcontracts with Shoreline Workforce Development Services and Turning Point of Central California by entering into new Standard Agreements with Shoreline Workforce Development Services in the amount of \$174,361 and Turning Point of Central California in the amount of \$160,949 for a total contract allocation of \$335,310 for the period of October 1, 2013 to June 30, 2014; and;
 - b. Authorize the Economic Development Department Director to execute the contracts and make minor modifications to the contracts as necessary to comply with WIA requirements.
- Approved - Agreement Nos. A-12606 (Shoreline Workforce Development Services); A-12607 (Turning Point of Central California)**
- 37.** Approve the addition of one new unit (Administration) to the Human Resources Department 1060 organizational structure and approve 3 name changes to existing units effective July 1, 2014.
- Approved**
- 38.**
- a. Approve and Authorize the Contracts and Purchasing Officer to sign an Agreement with Flexible Benefit Administrators (FBA), for Third Party

Administrator (TPA) Services for the County's Dependent Care Program (DCAP), Alternative Benefit Option (ABO) program, Voluntary Benefit Administration (VBA) and Flexible Spending Accounts (FSA) per Request for Proposal (RFP) #10372, with the initial Agreement term commencing with the signing of the agreement through December 31, 2018, including the option to extend the Agreement for up to three (3) additional one (1) year periods (see Attachment A) and a total expenditure over the term of the contract of \$700,000; and

b. Authorize the Contracts and Purchasing Officer to sign future Amendments to the Agreement where the Amendments do not significantly change the scope of work or cause an increase in the Agreement rates of more than ten percent (10%).

Approved - Agreement No. A-12605

- 39.** Approve the Bingo Permit Application for American Legion Post #593 pursuant to Chapter 7.08 of the Monterey County Code.

Approved - Bingo Permit B-14-01

Vote: 4-0 (Supervisor Calcagno Recused. He owns adjoining property)

- 40.** Adopt a Resolution to:
- a. Amend the Personnel Policies and Practices Resolution (PPPR) No.98-394 Appendix A to adjust the salary range of the Equal Opportunity Officer classification as indicated in the attached Resolution;
 - b. Authorize the Human Resources Department to implement the change in the Advantage HRM system;
 - c. Authorize the Auditor Controller to make the adjustment retroactive to February 9, 2013; and
 - d. Approve Amendment to Employment Agreement with the County of Monterey Equal Opportunity Officer and authorize the Chair of the Board to sign the same.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-354 to:

- a. Amend the Personnel Policies and Practices Resolution (PPPR) No.98-394 Appendix A to adjust the salary range of the Equal Opportunity Officer classification as indicated in the attached Resolution;**
- b. Authorize the Human Resources Department to implement the change in the Advantage HRM system;**
- c. Authorize the Auditor Controller to make the adjustment retroactive to February 9, 2013; and**
- d. Approve Amendment to Employment Agreement with the County of Monterey Equal Opportunity Officer and authorize the Chair of the Board to sign the same. ALL AYES**

- 41.** Adopt Resolution to:
- a. Approve the 2013 Winter/Eco Recess for Units P, X, Y and Z, (excluding elected officials in Unit Y); and
 - b. Authorize the Auditor-Controller to implement the Winter/Eco Recess for

- the aforementioned Units in the Advantage HRM system; and
- c. Approve proposed 2013 County closure schedule of selected County departments and/or divisions for the winter holiday from December 26, 2013 through December 31, 2013; and
- d. Waive Ordinance No. 766, fixing the days and hours of operation of County offices.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-356 to:

- a. Approve the 2013 Winter/Eco Recess for Units P, X, Y and Z, (excluding elected officials in Unit Y); and**
- b. Authorize the Auditor-Controller to implement the Winter/Eco Recess for the aforementioned Units in the Advantage HRM system; and**
- c. Approve proposed 2013 County closure schedule of selected County departments and/or divisions for the winter holiday from December 26, 2013 through December 31, 2013; and**
- d. Waive Ordinance No. 766, fixing the days and hours of operation of County offices. ALL AYES**

RMA - General

- 42.** Introduce, waive reading and set December 17, 2013, at 10:30 a.m. as the date and time to consider adoption of an ordinance:
- a. Making express findings regarding amendments to the 2013 California Building Standards Code that are reasonably necessary due to local climatic, geological or topographic conditions pursuant to Sections 17958.7 and 18941.5 of the Health And Safety Code;
 - b. Amending Chapter 1.22 relating to code enforcement and repealing Chapters 18.01, 18.02, 18.03, 18.04, 18.05, 18.06, 18.07, 18.08, 18.09, 18.10, 18.11, 18.12, 18.13, 18.16, 18.17, and 18.52; and adding chapters 18.00, 18.01, 18.02, 18.02.5, 18.03, 18.04, 18.05, 18.06, 18.08, 18.09, 18.10, 18.11, 18.12, 18.13 and 18.16 of the Monterey County Code relating to adoption of the 2013 edition of the California Building Standards Code with local amendments with related administrative and enforcement provisions; and
 - c. Establishing the Building Standards Appeals Board (Board) and requesting the Board of Supervisors to make appointments of members to the Board to hear matters and decide appeals of orders, decisions or determinations made by the Building Official relative to the application and interpretation of the County's Building Codes.

Approved

RMA - Planning

- 43.** Adopt a Resolution to:
- a. Approve a Lot Line Adjustment between three (3) legal lots of record under Land Conservation Contract No. 93-002, established by County Resolution No. 92-35, with no net decrease in acreage under Williamson Act Contract; and

- b. Authorize the Chair to execute new or amended Land Conservation Contract in order to rescind a portion of the existing Land Conservation Contract as it applies to the reconfigured lots only and simultaneously execute new or amended Land Conservation Contract or Contracts for the reconfigured lots between the County and Little Arthur Creek Land Co., LLC, reflecting the new legal descriptions, current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and
- c. Direct the Clerk of the Board to record the new or amended Contracts. (Lot Line Adjustment - PLN130280/Little Arthur Creek Land Co., LLC, 69210 Parkfield-Coalinga Rd, San Miguel, South County Area Plan)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-358 to:

- a. Approve a Lot Line Adjustment between three (3) legal lots of record under Land Conservation Contract No. 93-002, established by County Resolution No. 92-35, with no net decrease in acreage under Williamson Act Contract; and**
- b. Authorize the Chair to execute new or amended Land Conservation Contract in order to rescind a portion of the existing Land Conservation Contract as it applies to the reconfigured lots only and simultaneously execute new or amended Land Conservation Contract or Contracts for the reconfigured lots between the County and Little Arthur Creek Land Co., LLC, reflecting the new legal descriptions, current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and**
- c. Direct the Clerk of the Board to record the new or amended Contracts. (Lot Line Adjustment - PLN130280/Little Arthur Creek Land Co., LLC, 69210 Parkfield-Coalinga Rd, San Miguel, South County Area Plan). ALL AYES**

RMA - Public Works

- 44.**
 - a. Award Job Order Contract Facilities 2013-02 contract to William A. Thayer Construction, Inc., the lowest responsible and responsive bidder for Facilities Project JOC, with a bid award criteria figure of 1.2827, for a term of one year with a minimum contract value of \$25,000 and maximum contract value of \$4.43 Million; and
 - b. Approve the Performance and Payment Bonds executed and provided by William A. Thayer Construction, Inc. in the amount of \$2 Million.

Approved - Agreement No. A-12608; Construction No. 2013-016

- 45.** Introduce, waive the reading, and set December 17, 2013 at 10:30 a.m. as the date and time to consider the adoption of an ordinance amending Section 12.24.020 of the Monterey County Code to establish a four-way stop intersection at Jolon Street and Main Street, a four-way stop intersection at Jolon Street and Center Street, and a three-way stop intersection at Jolon Street and College Street in the San Ardo area in the unincorporated area of the County of Monterey.

Approved

- 46.** Introduce, waive the reading, and set December 17, 2013 at 10:30 a.m. as the date and time to consider adoption of an ordinance:
- a. Amending Section 12.24.010 of the Monterey County Code to designate the following roads as through highways: Barloy Canyon Road from Watkins Gate Road generally southeast to its terminus; Inter-Garrison Road from Reservation Road to Sherman Boulevard, from Sherman Boulevard to Schoonover Road, and from Schoonover Road to its terminus 500 feet east of the centerline of Abrams Drive; Sherman Boulevard from Inter-Garrison Road to West Camp Street; Watkins Gate Road from West Camp Street generally northeast to its terminus; and West Camp Street from Sherman Boulevard generally southeast to its terminus in the East Garrison area, in the unincorporated area of the County of Monterey; and
 - b. Amending Section 12.24.020 of the Monterey County Code to establish a three-way stop intersection at Inter-Garrison Road and Sherman Boulevard and a three-way stop intersection at Sherman Boulevard and West Camp Street in the East Garrison area, in the unincorporated area of the County of Monterey.

Approved

- 47.**
- a. Approve Amendment No. 4 to Professional Services Agreement No. A-11906 with TRC Engineers, Inc. to include final design for Phase 2 and support services during the bid and construction for Phase 3 of the Castroville Railroad Crossing Bicycle/Pedestrian Path (RFQ/RFP #10197), Project No. 862265, Federal Aid Project No. HP21L-5944 (097) (formerly Federal Aid Project No. STPLHSR-5944 (058)), in the amount of \$568,044 for a total amount not to exceed \$964,791, and extend the term through December 28, 2015;
 - b. Authorize the Contracts/Purchasing Officer to extend the term of Professional Services Agreement No. A-11906 with TRC Engineers, Inc. for the Castroville Railroad Crossing Bicycle/Pedestrian Path (RFQ/RFP #10197) through December 28, 2015; and
 - c. Authorize the Contracts/Purchasing Officer to execute Amendment No. 4 to Professional Services Agreement No. A-11906 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-11906