

# County of Monterey

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



## Meeting Agenda - Final Special Meeting

Tuesday, January 17, 2023

9:30 AM

<https://montereycty.zoom.us/j/224397747>

### Board of Supervisors

*Chair Supervisor Luis A. Alejo - District 1*

*Vice Chair Supervisor Glenn Church - District 2*

*Supervisor Chris Lopez - District 3*

*Supervisor Wendy Root Askew - District 4*

*Supervisor Mary L. Adams - District 5*

**Important Notice Regarding COVID 19**

Based on AB361 and recommendation of the Monterey County Health Officer, in order to minimize the spread of the COVID 19 virus, please do the following:

1. While the Board chambers remain open, you are strongly encouraged to observe the live stream of the Board of Supervisors meetings at <https://monterey.legistar.com/Calendar.aspx>, <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://www.youtube.com/c/MontereyCountyTV) or <https://www.facebook.com/MontereyCoInfo/>

If you attend the Board of Supervisors meeting in person, it is recommended to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.

2. If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so in two ways:

a. submit your comment via email by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us). In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.

b. you may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/224397747>

OR to participate by phone call any of these numbers below:

+1 669 900 6833 US (San Jose)  
+1 346 248 7799 US (Houston)  
+1 312 626 6799 US (Chicago)  
+1 929 205 6099 US (New York)  
+1 253 215 8782 US  
+1 301 715 8592 US

Enter this Meeting ID number: 224397747 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push \*9 on your keypad.

**Aviso importante sobre COVID 19**

Según AB361 y la recomendación del Oficial de Salud del Condado de Monterey, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanezcan abiertas, se le recomienda encarecidamente que observe la transmisión en vivo de las reuniones de la Junta de Supervisores en <https://monterey.legistar.com/Calendar.aspx>, <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://www.youtube.com/c/MontereyCountyTV) o <https://www.facebook.com/MontereyCoInfo/>

Si asiste a la reunión de la Junta de Supervisores en persona, se recomienda mantener un distanciamiento social adecuado, es decir, mantener una distancia de 6 pies entre usted y otras personas.

2. Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer comentarios del público en general, o comentar sobre un tema específico de la agenda, puede hacerlo de dos maneras:

Envíe su comentario por correo electrónico antes de las 5:00 p.m. el lunes anterior a la reunión de la Junta. Envíe su comentario al Secretario de la Junta a [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us). En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, por favor indique en la Línea de Asunto, el cuerpo de la reunión (es decir, la Agenda de la Junta de Supervisores) y el número del ítem (es decir, el Ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

B. puede participar a través de ZOOM. Para participar en ZOOM, únase por audio de computadora en: <https://montereycty.zoom.us/j/224397747>

O para participar por teléfono llame a cualquiera de los siguientes números:

+1669900 6833 EE. UU. (San José)

+ 1346248 7799 EE. UU. (Houston)

+1312626 6799 EE. UU. (Chicago)

+1929205 6099 EE. UU. (Nueva York)

+1 253215 8782 EE. UU.

+1 301 715 8592 EE. UU.

Ingrese este número de identificación de la reunión: 224397747 cuando se le solicite. Tenga en

**cuenta que no hay un código de participante, simplemente presionará # nuevamente después de que la grabación le indique.**

**Se le colocará en la reunión como asistente; cuando esté listo para hacer un comentario público si se le une el audio de la computadora, levante la mano; y por teléfono, presione \* 9 en su teclado.**

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 podium 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:** Members of the public may address comments to the Board concerning each agenda item and may comment when the Chair calls for general public comment for items that are not on the day's agenda. The timing of public comment shall be at the discretion of the Chair.

**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 interpreter 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

#### HELPFUL INFORMATION/INFORMACION UTIL

Sign Up For Alerts on items you may be interested in to keep informed and up to date on the Monterey County Board of Supervisors

To create an Alert please Sign Up and follow the User Guide to create alerts for calendars, meeting details, agenda items and item details at the following link:

<https://monterey.legistar.com/Default.aspx>

If assistance is needed please contact our office at the following email: [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us)

Regístrese para recibir alertas sobre artículos que le pueden interesar para mantenerse informado y actualizado sobre la Junta de Supervisores del Condado de Monterey

Para crear una alerta, regístrese y siga la Guía del usuario para crear alertas para calendarios, detalles de reuniones, elementos de agenda y detalles de elementos en el siguiente enlace:

<https://monterey.legistar.com/Default.aspx>

Si necesita ayuda, comuníquese con nuestra oficina al siguiente correo electrónico: [cob@co.monterey.ca.us](mailto:cob@co.monterey.ca.us)

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

**PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.**

**Pursuant to AB361 some or all Supervisors may participate in the meeting by telephone or video conference.**

**9:30 A.M. - Call to Order**

**Roll Call**

**Additions and Corrections for Closed Session by County Counsel**

**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 County Counsel.
  - 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 54956.8, the Board will confer with real property negotiators:  
(1) Property: Sidewalk on private property - Tembladera Street, Castroville (APN 030-156-002)  
Agency Negotiator(s): Randell Y. Ishii, Director of Public Works Facilities and Parks  
Negotiating Parties: Castroville Self Storage, LLC  
Under negotiation: Price and terms
  - e. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

**Public Comments for Closed Session**

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**The Board Recesses for Closed Session Agenda Items****10:30 A.M. - Reconvene on Public Agenda Items****Roll Call****Additions and Corrections by Clerk****The Colors by the County of Monterey Sheriff's Office Honor Guard****National Anthem****Pledge of Allegiance****Swearing In Ceremony**

2. Swearing in ceremony for District 2 Supervisor Elect, Glenn Church and District 3 Supervisor Elect, Chris Lopez:
  - a. Comments by both Supervisors sworn in
  - b. Comments by other Supervisors
  
3. Presentation of plaque to outgoing Chair Mary L. Adams:
  - a. Comments by outgoing Chair
  - b. Comments by other Supervisors
  - c. Comments by incoming Chair
  - d. Comments by other Supervisors

**Opening Comments by the new County Administrative Officer**

4. County Administrative Officer Comments

**Ceremony for New County Leaders****Appointments**

5. Appoint Bonnie Adcox to the East Garrison Community Services District to fill an unexpired term ending on January 31, 2025. (Nominated By District 4, Supervisor Askew)

**Attachments:**     [Notification to Clerk of Appt - Bonnie Adcox](#)  
                          [Experience - Bonnie Adcox](#)

6. Reappoint Javier Zamora to the Pajaro Water Management Agency with a term ending on December 1, 2024. (Nominated By District 2)

**Attachments:** [Notification to Clerk of Appt - Javier Zamora](#)

7. Appoint Casey Van Den Heuvel to the Monterey County Workforce Development Board as Business Organization Representative to fill an unexpired term ending on September 1, 2025. (Nominated By Monterey County Workforce Development Board)

**Attachments:** [Notification to Clerk of Appt - Casey Van Den Heuvel](#)  
[Bio - Casey Van Den Heuvel](#)

8. Appoint Efrain Aguilera to the Monterey County Workforce Development as a Business Organization Representative with a term ending on January 10, 2026. (Nominated By Monterey County Workforce Development)

**Attachments:** [Notification to Clerk of Appt - Efrain Aguilera](#)  
[Bio - Efrain Aguilera](#)

9. Appoint Allen King to the South Monterey County Fire Protection District as a Primary Representative to fill an unexpired term ending on December 31, 2025. (Nominated By District 3, Supervisor Lopez)

**Attachments:** [Notification to Clerk of Appt - King Allen](#)  
[Resume - Allen King](#)  
[Letter of Interest Fire Board - King Allen](#)

**12:00 P.M. - Recess to reception in Government Center lobby to honor sworn in Elected Officials**

**1:30 P.M. - Reconvene**

**Roll Call**

**Scheduled Matters**

10. a. Receive a report regarding AB 2449 and the future of teleconferencing and remote meetings; and,  
b. Provide direction to staff as appropriate.

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

11. a. Consider adoption of the 2023-24 Legislative Program;  
b. Consider adoption of the 2023 Legislative Workshop Agenda;  
c. Consider adoption of the 2023 Strategic Grant Services Program;  
d. Receive an annual report from Ballard Spahr LLP, the County's federal legislative advocate;  
e. Receive an annual report from Nossaman LLP, the County's state legislative advocate;  
f. Receive an annual report from Nossaman LLP, the County's grant consultant; and  
g. Provide direction to staff.



- Attachments:** [Board Report](#)  
[Exhibit A - 2023-24 Legislative Program](#)  
[Exhibit B - Summary of Changes/Redline Version of 2023-24 Legislative Program](#)  
[Exhibit C - 2023 Legislative Workshop Agenda](#)  
[Exhibit D - 2023 Strategic Grant Services Program](#)  
[Exhibit E - 2022 Federal Legislative Report \(Brent Heberlee, Ballard Spahr, LLP\)](#)  
[Exhibit F - Annual State Legislative Report \(Ashley Walker, Nossaman, LLP\)](#)  
[Exhibit G - 2022 Strategic Grants Services Program Annual Report \(Ashley Walker, Nossaman, LLP\)](#)

12. Consider approval of the proposed Board of Supervisors Standing Committee Rotation Schedule and Appointments for 2023; Consider staff recommendations regarding continuation, creation and dissolution of certain Board of Supervisors Ad Hoc Committees and Consider proposed appointments to various Non-County Entities for calendar year 2023 as recommended by the Chair of the Board of Supervisors.

- Attachments:** [Board Report](#)  
[Exhibit A - Proposed Standing Committee Rotation Schedule](#)  
[Exhibit B - Consolidated list of Standing Committee, Non-County Entity, and Ad hoc Committee](#)  
[Exhibit C - Ad Hoc Committee Descriptions](#)  
[Exhibit D - Board Policy G-10](#)

13. Winter Storm Update: Flood

**Other Board Matters**

**Referral Responses**

14. Receive a preliminary analysis report in response to **Board Referral No. 2022.26** seeking to devise a comprehensive program utilizing the opioid settlement dollars designated for all Monterey County local governments for providing treatment and other services to local communities.

- Attachments:** [Board Report](#)  
[Board Referral No. 2022.26](#)

15. Consider:  
a. Response to Board Referral No. 2022.21 requesting the Clerk of the Board of Supervisors office to augment their budget to cover all expenses for framed Board resolutions; and

b. Selecting an updated ceremonial resolution template.

- Attachments:**     [Board Report](#)  
                          [Board Referral No. 2022.21 - Alejo](#)  
                          [Attachment A - New Ceremonial Resolution template](#)  
                          [Attachment B - New Ceremonial Resolution template](#)  
                          [Attachment C - New Ceremonial Resolution template](#)  
                          [Attachment D - Quote for the new Ceremonial templates for](#)  
                          [Attachment A and B](#)  
                          [Attachment E - Quote for the new Ceremonial template for](#)  
                          [Attachment C](#)  
                          [Attachment F - Current Ceremonial Resolution template](#)

16. Receive a preliminary analysis report in response to *Board Referral No. 2022.23* seeking to request a County funding contribution for Fiscal Year 2023 and develop a long-range funding source for the Pajaro Park.

- Attachments:**     [Board Report](#)  
                          [Attachment A – Board Referral No. #2022.23](#)  
                          [Attachment B – Oper. and Maint. Agreement](#)  
                          [Attachment C – Acquisition and Transfer Agreement](#)  
                          [Attachment D – MOU for Oper.and Maint. Funding](#)  
                          [Attachment E – Deed Restriction](#)

**Board Comments**

17. Board Comments

**Read Out from Closed Session by County Counsel**

**Adjournment**