

Monterey County

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



Action Minutes - Draft

Tuesday, December 9, 2014

8:30 AM

See separate agendas for Board of Supervisors of the Monterey County Water Resources Agency & Special Joint Meeting of Board of Supervisors, Board of Supervisors of the Monterey County Water Resources Agency and Water Resources Agency Board of Directors

Board of Supervisors

*Chair Louis R. Calcagno - District 2
Vice Chair Simón Salinas - District 3
Supervisor Fernando Armenta - District 1
Supervisor Jane Parker - District 4
Supervisor Dave Potter - District 5*

8:30 A.M. - Call to Order

The meeting was called to order by Chair Calcagno.

Roll Call

Present: 4 - Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Absent: 1 - Supervisor Fernando Armenta

Additions and Corrections for Closed Session

Supervisor Fernando Armenta arrived prior to convening into Closed Session

This addition occurred prior to the recess to Lunch and continued Closed Session.

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 additions and corrections:

ADD ONE ITEM UNDER CLOSED SESSION, ITEM 1.e.: Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding seven matters of significant exposure to litigation.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the addition to Closed Session. ALL AYES

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. 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) Claim of John Nevill
 - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) The Highway 68 Coalition v. County of Monterey (Monterey County Superior Court case no. M116436)
 - c. 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 A, B and C (DSA MOU)
 - d. Pursuant to Government Code section 54957(b)(1), the Board will confer

regarding recruitment for the position of Natividad Medical Center Chief Executive Officer.

e. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding ~~six~~ seven matters of significant exposure to litigation. (One item added via Additions & Corrections)

f. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.

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

10:30 AM Reconvene

The meeting was reconvened by Chair Calcagno.

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 County Counsel Charles McKee.

Additions and Corrections

There were no additions or corrections to the agenda.

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Alma Kenny pulled item 18 and commented. Elliot Robinson responded. Supervisor Armenta requested item 18 be trailed to later in the day as he has comments as well.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to approve the Consent Calendar, (See Supplemental Sheet), with the exception of item 18, which was trailed to the afternoon. **ALL AYES**

Ceremonial Resolutions

3. Adopt Resolution commending Steve Cagle as Assistant Assessor to the Assessor's Department, for his dedicated service of forty-one years to the

County of Monterey upon his retirement. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-320 commending Steve Cagle as Assistant Assessor to the Assesor's Department, for his dedicated service of forty-one years to the County of Monterey upon his retirement. (Full Board) ALL AYES

4. Adopt Resolution to commemorate the dedication of the Palma School Gymnasium as the Steve Clayton Memorial Gymnasium on December 14, 2014. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-350 to commemorate the dedication of the Palma School Gymnasium as the Steve Clayton Memorial Gymnasium on December 14, 2014. (Full Board) ALL AYES

Appointments

5. Reappoint to the Northern Salinas Valley Mosquito Abatement District Carl Hansen and Silvio Bernardi with terms ending January 1, 2018. (Full Board)

Motion No. 1: A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint to the Northern Salinas Valley Mosquito Abatement District Carl Hansen and Silvio Bernardi with terms ending January 1, 2018. (Full Board) ALL AYES

Motion No. 2: A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to rescind the action on item No. 5.

Motion No. 3: A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to reappoint to the Northern Salinas Valley Mosquito Abatement District Carl Hansen and Silvio Bernardi with terms ending January 1, 2018. (Full Board) ALL AYES

- 5.1 Reappoint to the Monterey County Water Resources Agency Board of Directors Ken Ekelund for a term ending December 31, 2018. (Supervisor Potter) (ADDED VIA ADDENDUM)

Motion No. 1: A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to reappoint to the Monterey County Water Resources Agency Board of Directors Ken Ekelund for a term ending December 31, 2018. (Supervisor Potter) (Added via Addendum)

Motion No. 2: A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to rescind the action on item No. 5.1.

Motion No. 3: A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to remove and reschedule consideration of the reappointment to the Monterey County Water Resources Agency Board of Directors Ken Ekelund for a term ending December 31, 2018, to December 16, 2014 on the Board of Supervisors of the Water Resources Agency agenda. (Supervisor Potter) ALL AYES

Other Board Matters

- 6. Board Comments

Supervisor Parker invited everyone to her Holiday Party and Food Bank Fundraiser on Thursday from 5:30 - 7:30 pm at the District 4 Marina office. She also announced the Enlace program offered by the Health Department. Application forms for the Enlace program can be found on her website. Supervisor Parker also mentioned that Natividad Medical Center has been honored twice this month for their maternity care.

Supervisor Salinas thanked Elliott Robinson, George Dixon and Wes Morrill in their help in assisting the Alvarez family in fulfilling the burial wishes of WWII veteran Guadalupe Hernandez Alvarez.
- 7. CAO Comments and Referrals

There were no CAO comments or referrals.
- 8. General Public Comment

Steve Ecklund; Hans Jongens; Charles Strong.

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

1:30 P.M. - Reconvene

The meeting was reconvened by Chair Calcagno.

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

1:30 P.M. - Scheduled Matters

- 9. Conduct a hearing to:
 - a. Approve Amendment No. 4 to the Unified Franchise Agreement A-11631 between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County, effective January 1, 2015, in order to amend Exhibit 1 of the Unified Franchise Agreement to adjust collection rates, and to amend Section 6.06.7, Section 7.06.7, Section 12.03 and Section 13.15 of the Unified Franchise Agreement; and
 - b. Approve and authorize the Director of Health to execute Amendment No. 4 to the Unified Franchise Agreement A-11631 between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina

Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to conduct a hearing to: a. Approve Amendment No. 4 to the Unified Franchise Agreement A-11631 between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County, effective January 1, 2015, in order to amend Exhibit 1 of the Unified Franchise Agreement to adjust collection rates, and to amend Section 6.06.7, Section 7.06.7, Section 12.03 and Section 13.15 of the Unified Franchise Agreement; and

b. Approve and authorize the Director of Health to execute Amendment No. 4 to the Unified Franchise Agreement A-11631 between the County of Monterey and USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County. ALL AYES

10. Conduct a public hearing to consider renaming Frontage Road East, a public road located in the Community of Aromas in the unincorporated area of Monterey County, to one of the following options: Red Barn Road or Harry Ellingwood Road.

Public hearing held;

Public Comment: Female (no name given); Manuel Delgadillo; Red Barn Owner (unidentified male).

A motion was made by Supervisor Louis R. Calcagno, seconded by Supervisor Fernando Armenta to rename Frontage Road East, a public road located in the Community of Aromas in the unincorporated area of Monterey County, to Harry Ellingwood Road. ALL AYES

11. Continue the public hearing to December 16, 2014 at 1:30 pm to consider adopting a resolution to amend the County of Monterey Condition of Approval and Mitigation Monitoring and Reporting Program (“Program”), adopted on January 24, 2012, that: includes detailed procedures for tracking, monitoring, enforcement, and reporting on conditions of approval; fulfills the requirements of the California Environmental Quality Act (CEQA) for monitoring and reporting of mitigation measures imposed under CEQA; and sets forth the responsibilities of County Departments for various aspects of monitoring, reporting, and enforcement of conditions of approval. The proposed amendment to the Program establishes procedures for electronic tracking of conditions of approval, clarifies applicability of the Program to discretionary land use entitlements that are approved with mitigation measures, and clarifies administration and implementation of the Program. (Condition of Approval-Mitigation Monitoring and Reporting Program - REF140079)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to continue the public hearing to December 16, 2014 at 1:30 pm to consider adopting a resolution to amend the County of Monterey Condition of Approval and Mitigation Monitoring and Reporting Program (“Program”),

adopted on January 24, 2012, that: includes detailed procedures for tracking, monitoring, enforcement, and reporting on conditions of approval; fulfills the requirements of the California Environmental Quality Act (CEQA) for monitoring and reporting of mitigation measures imposed under CEQA; and sets forth the responsibilities of County Departments for various aspects of monitoring, reporting, and enforcement of conditions of approval. The proposed amendment to the Program establishes procedures for electronic tracking of conditions of approval, clarifies applicability of the Program to discretionary land use entitlements that are approved with mitigation measures, and clarifies administration and implementation of the Program. (Condition of Approval-Mitigation Monitoring and Reporting Program – REF140079) ALL AYES

2:00 PM Convene Special Joint Meeting

See separate agenda for the Special Joint Meeting of the Board of Supervisors, Board of Supervisors of the Monterey County Water Resources Agency and the Water Resources Agency Board of Directors

3:00 P.M. - Reconvene Monterey County Board of Supervisors

Roll Call

3:00 P.M. Scheduled Matters

11.1

Continued public hearing from December 2, 2014 to consider:

- a. Adoption of a Resolution to certify the Final Environmental Impact Report and adopt associated Findings of Fact and a Statement of Overriding Considerations for the Ferrini Ranch Subdivision Project;
- b. Adoption of a resolution to approve a Combined Development Permit for the Ferrini Ranch Subdivision Project, including a Vesting Tentative Map for the subdivision of approximately 870 acres into 185 lots including 168 market rate single family residential lots and 17 lots for moderate income Inclusionary Housing units; three Open Space parcels totaling approximately 700 acres (Parcels A, B, & C), and a parcel for the future development of a visitor center (Parcel D); Use Permit for removal of up to 921 protected Oak trees; and Use Permit for development on slopes exceeding 30 percent; and to adopt a Mitigation Monitoring and Reporting Plan; and
- c. Adoption of a resolution to deny the request to change the General Plan Land Use Designation of Parcel D from LDR 2.5 to Agricultural Industrial and to deny the request to apply the Agricultural Industrial zoning classification to Parcel D of the Ferrini Ranch Subdivision.
(Combined Development Permit and Vesting Tentative Map - PLN040758/Bollenbacher & Kelton (Ferrini Ranch), Fronting on and southerly of State Highway 68, encompassing two areas separated by Toro Regional Park. The eastern portion is bound by River Road and the western portion is bound by San Benancio Road., Toro Area Plan) (ADDED VIA

ADDENDUM)

Public Comment: Mike Weaver; Amy White; Laurel Hogan; Eric Peterson; Bill Ferrell; Hans Jongens; Steve Ecklund; Bob Myer; Ms. Diaz; Anthony Lombardo.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to continue the public hearing from December 2, 2014 and:

- a. Adopted Resolution of Intent No. 14-374 to certify the Final Environmental Impact Report and adopt associated Findings of Fact and a Statement of Overriding Considerations for the Ferrini Ranch Subdivision Project;
- b. Adopted Resolution of Intent No. 14-375 to approve a Combined Development Permit for the Ferrini Ranch Subdivision Project, including a Vesting Tentative Map for the subdivision of approximately 870 acres into 185 lots including 168 market rate single family residential lots and 17 lots for moderate income Inclusionary Housing units; three Open Space parcels totaling approximately 700 acres (Parcels A, B, & C), and a parcel for the future development of a visitor center (Parcel D); Use Permit for removal of up to 921 protected Oak trees; and Use Permit for development on slopes exceeding 30 percent; and to adopt a Mitigation Monitoring and Reporting Plan;
- c. Adopted Resolution of Intent No. 14-376 to deny the request to change the General Plan Land Use Designation of Parcel D from LDR 2.5 to Agricultural Industrial and to deny the request to apply the Agricultural Industrial zoning classification to Parcel D of the Ferrini Ranch Subdivision;
- d. Received and accepted the Errata Findings and Conditions as presented by staff and clarified on the record;
- e. Added conditions as read into the record and submitted to staff by Supervisor Calcagno to include:
 - i. Developer shall deposit \$425,000 into an escrow account with Monterey County Public Works;
 - ii. The funds shall be used solely for the formation of a Toro Area Community Services District (CSD);
 - iii. The Community Services District shall participate in the Monterey Regional Water Pollution Control Agency's wastewater recycling programs;
 - iv. Should the community fail to form the CSD and if an MOU to deliver wastewater to the Monterey Regional Water Pollution Control Agency have not been completed within 30 months of the filing of the final map, any unused funds shall be returned to the developer with interest;
 - v. Developer shall secure the cattle grazing lands with fencing that is constructed in compliance with Monterey County Code and with the concurrence of the Ag Land Trust; and
 - vi. The open space lands and Parcel D, which are to be given to a non-profit organization for permanent preservation, shall be donated to the Ag land Trust.
- f. Directed staff to return on December 16, 2014 with the final resolutions with modified findings and additional conditions of approval.

(Combined Development Permit and Vesting Tentative Map PLN040758/Bollenbacher & Kelton (Ferrini Ranch), Fronting on and southerly of State Highway 68, encompassing two areas separated by Toro Regional Park. The eastern portion is bound by River Road and the western portion is bound by San Benancio Road., Toro Area Plan). 3-2 (Supervisors Potter and Parker Dissented)

Adjournment

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

12. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement (MYA566) with DrFirst.com Inc. for Software Licensing and Consulting Services at NMC, to renew the Agreement retroactive to April 1, 2013 and to extend the Agreement through June 30, 2017 adding \$242,045 for a revised total Agreement amount not to exceed \$342,045.

Approved - Agreement No. A-12824

13. Authorize the Natividad Medical Center (“NMC”) Deputy Purchasing Agent to execute Amendment No. 2 to the Master Agreement (A-12525) with McKesson Technologies Inc. for Cardio Picture Archiving & Communication Systems (CPACS) services, adding additional InterQual software services in the amount of \$35,086.41 for a five-year term of October 14, 2014 through June 30, 2019, for a revised total Agreement amount not to exceed \$1,159,051.42 in the aggregate.

Approved - Agreement No. A-12825

14. Ratify an Agreement between the California Department of Public Health and Natividad Medical Center (NMC) which was signed by the Deputy Purchasing Agent for NMC on October 15, 2014 to provide program enrollment services to uninsured and underinsured individuals living with HIV/AIDS through the NIDO Clinic at Natividad Medical Center, with a retroactive term starting on July 1, 2013 through June 30, 2016, at no cost to the County.

Approved

- 14.1 Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 4 to the Agreement (A-11883) with HealthStream Inc. for Web Based Education Services at NMC, extending the Agreement to June 30, 2016 and adding \$175,463.00 for a revised total Agreement amount not to exceed \$583,236.06 in the aggregate. (ADDED VIA ADDENDUM)

Approved - Agreement No. A-11883

Health Department

15. Authorize the Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-12641 with Catholic Charities/CYO of the Archdiocese of San Francisco-DBA St. Vincent’s School for Boys to revise the Business Associate Agreement, add mental health services, and increase

the FY 2014-15 Agreement amount by \$95,139 and FY 2015-16 amount by \$80,388 for a new total Agreement amount not to exceed \$1,369,503.

Approved - Agreement No. A-12641

16. Approve and authorize the Director of Health to sign Amendment No. 2 to the Mental Health Services Agreement A-12284 with JDT Consultants, Inc. to increase funding for the Home Alternatives to Residential Treatment (HART) program for FY 2014-15 from \$702,400 to \$812,400 (an increase of \$110,000), for a revised total Agreement amount not to exceed \$1,659,985 in the aggregate.

Approved - Agreement No. A-12284

Department of Social Services

17. a. Direct that the existing Veterans' Cemetery Citizens Advisory Committee, formerly advisory to the Redevelopment Agency of Monterey County, will continue to operate as advisory to the Board of Supervisors regarding development of the Central Coast Veterans' Cemetery on the former Fort Ord; and
b. Approve proposed, revised bylaws of the Veterans' Cemetery Citizens Advisory Committee, reflecting this change.

Approved

18. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Goodwill Industries, dba Shoreline Workforce Development Services for \$2,597,172 to continue the Expanded Subsidized Employment (ESE) Program for CalWORKs customers for the period October 1, 2014 through June 30, 2016; and
b. Authorize the Director of the Department of Social Services, or his designee, 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 Fernando Armenta, seconded by Supervisor Simón Salinas to: a. approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Goodwill Industries, dba Shoreline Workforce Development Services for \$2,597,172 to continue the Expanded Subsidized Employment (ESE) Program for CalWORKs customers for the period October 1, 2014 through June 30, 2016; and b. Authorize the Director of the Department of Social Services, or his designee, 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. ALL AYES

Criminal Justice

19. Adopt Resolution to:

Designate the Monterey County District Attorney's Office - Victim Witness Assistance Unit as the provider of major and comprehensive victim and witness services in Monterey County for the County of Monterey, State of California.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-365 to: Designate the Monterey County District Attorney's Office - Victim Witness Assistance Unit as the provider of major and comprehensive victim and witness services in Monterey County for the County of Monterey, State of California. ALL AYES

19.1

Adoption of a resolution authorizing a second two-year extension of the Memorandum of Understanding by and among the County of Monterey, El Sur Ranch and Don Smythe regarding the role and services of a reserve Deputy Sheriff. (ADDED VIA ADDENDUM)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-366 and Agreement No. A-12159 authorizing a second two-year extension of the Memorandum of Understanding by and among the County of Monterey, El Sur Ranch and Don Smythe regarding the role and services of a reserve Deputy Sheriff. ALL AYES

General Government**20.**

- a. Amend the County Library's Department Budget 6100, LIB003-8141 to add one (1.0) Assistant Library Director;
- b. Authorize the Auditor-Controller to Amend Fiscal Year 2014-2015 County Library's Department Budget (Library Fund 003 Budget Unit 6110) to reflect changes to increases in Rents and Leases - Buildings (Expense Code 6811) and increases in Cleaning and Janitorial Services (Expense Code 6251) and to fund the reopening and building of the San Lucas Library (Expense Code 7521);
- c. Direct the County Administrative Office to incorporate changes in position count and funding in the FY 2014-15 adopted budget.

Approved

21.

- a. Direct the Contracts/Purchasing Officer to sign the Service Agreement for the restoration of record books with Kofile Preservation, Inc.; and
- b. Approve an increase in FY 2014-15 estimated revenue and appropriations of \$648,927.49 in the County Clerk/Recorder's Budget unit (1180-ACR002-8004) (4/5th vote required); and
- c. Authorize the Auditor-Controller to amend the FY 2014-15 Budget to reflect these actions and transfer funds from the County Clerk/Recorder's Modernization Account 020-2751 to the County Clerk/Recorder's Budget unit (1180-ACR002-8004).

Approved - Agreement No. A-12831

22.

- a. Approve an increase of \$3.0 million in appropriations and revenues for the

FY 14-15 Adopted Budget for Economic Development Workforce Investment Board, Fund 021; and

b. Amend the Economic Development Department Budget Unit 1070, DEO026-8427 to add one (1.0) WIB Employment Programs Representative II and one (1.0) WIB Employment Programs Representative III as indicated in Exhibit A;

c. Amend the Economic Development Department Budget Unit DEO026-8396 to add one (1.0) Management Analyst I as indicated in Exhibit A;

d. Approve and authorize the Auditor Controller's Office to incorporate approved modification in the FY 2014-15 Workforce Investment Board adopted budget, Fund _021 Appropriation Unit DEO016, to increase estimated revenue and appropriation by \$3,000,000; and

e. Direct the County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

Approved

23. a. Authorize the Treasurer-Tax Collector's Revenue Division to renew the Franchise Tax Board (FTB) Court-Ordered Debt collection program contract for the period of January 1, 2015 to December 31, 2017 and
b. Direct the Chair of the Board to sign the contract renewal.

Approved

24. a. Amend the Treasurer-Tax Collector Budget Unit 001-1170-TRE001-8266, to delete one (1) Finance Manager I and reallocate one (1) Investment Officer to one (1) Treasury Manager; and
b. Authorize the County Administrative Office to incorporate the changes to the FY 2014-15 Adopted Budget in Fund 001-1170-TRE001-8266 to reflect the change in position counts.

Approved

25. a. Receive and accept the FY 2013-14 Budget End of Year Report from the County Administrative Office; and
b. Approve recommended actions as outlined in the FY 2013-14 Budget Year End Report.

Approved

26. Adopt a Resolution to:
a. Approve the 2014 Winter Recess for Unit XL; and
b. Authorize the Auditor-Controller to implement the Winter/Eco Recess for the aforementioned Unit in the Advantage HRM system.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-352 to:

a. Approve the 2014 Winter Recess for Unit XL; and

b. Authorize the Auditor-Controller to implement the Winter/Eco Recess for the aforementioned Unit in the Advantage HRM system. ALL AYES

27. a. Receive the Certified Statement of Votes cast and declare the results of the November 4, 2014 General Election as set forth in the attached documents;
b. Declare “elected” the candidates to each office under the Board’s jurisdiction;
c. Appoint in lieu of election the candidates to their respective offices that have insufficient nominees to cause an election as set forth in the attached document; and
d. Declare “elected/re-elected” the candidates nominated to the office of Superior Court Judge in accordance with California Elections Code Section 8203 as set forth in the attached document.

Approved

28. a. Approve the distribution of excess proceeds resulting from the sale of real property at the Tax Collector’s public internet auction regarding unresolved claims on nine identified properties.
b. Approve the interpleader of excess proceeds resulting from the sale of real property at the Tax Collector’s public internet auction regarding unresolved disputed claims on one identified property

Approved

29. a. Ratify and authorize the Contracts/Purchasing Officer to execute on behalf of the County of Monterey a Services Agreement with The Standard Register Company for the provision of printer maintenance and support services in the yearly amount of \$2,120 and a reserve amount of \$1,200 for the period of September 1, 2014 through April 30, 2017 for a cumulative Agreement amount of \$7,560;
b. Accept the non-standard terms and conditions regarding limitation of liability and modification to insurance requirements pursuant to the recommendation of the Director of Information Technology; and
c. Authorize the Contracts/Purchasing Officer to sign future renewals for the maintenance and support with the same Agreement terms.

Approved - Agreement No. A-12825

30. Ratify and Authorize the Contracts/Purchasing Officer to execute a retroactive Agreement for \$15,300 with The Marketing Department, Inc dba TMD Creative to provide strategic design services to the Elections Department for the period January 1, 2014 to March 1, 2015.

Approved

31. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Emergency Communications Department.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Arment to adopt Resolution No. 14-367 to approve the amendments to the Conflict of Interest Code of the Emergency Communications Department. ALL AYES

- 31.1** Adopt a Resolution in support of efforts by the California State University, Monterey Bay to secure grant funding for the “Cartographies of Sustainability: A Geospatial and Digital Resource-based Approach to the Visualization of the Environmental History of California, 1769-1892” project.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-357 in support of efforts by the California State University, Monterey Bay to secure grant funding for the “Cartographies of Sustainability: A Geospatial and Digital Resource-based Approach to the Visualization of the Environmental History of California, 1769-1892” project. ALL AYES

RMA - General

- 32.**
- a. Find that the occupancy of and tenant improvements to the Schilling Place complex (Former Capital One Building) and the removal of three (3) modular buildings from the Government Center campus are categorically exempt from CEQA pursuant to CEQA Guidelines section 15301(a) and (I); and
 - b. Direct the Clerk of the Board to file a Notice of Exemption with the County Clerk within 5 working days of the determination.
(Categorical Exemption - REF140094/Schilling Place Complex, 1441, 1448, and 1494 Schilling Place, Salinas)

Approved

RMA - Planning

- 33.**
- a. Accept and authorize the chair to execute the Conservation and Scenic Easement Deed; and
 - b. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for filing.
(Conservation and Scenic Easement Deed - PLN110257/Berlin, 36000 & 35986 Highway 1, Big Sur)

Approved

- 34.** Continue the Public Hearing to December 16, 2014 for:
A Lot Line Adjustment between two (2) legal lots of record under Williamson Act Agricultural Preserve No. 71-31 and Land Conservation Contract No. 71-31, established by County Resolution Number 71-14-31, with no net decrease in acreage under Williamson Act Contract.
(Lot Line Adjustment - PLN140459/Silva, Arroyo Seco Road @ Elm Avenue, Central Salinas Area Plan)

Approved

RMA - Public Works

- 35.**
- a. Approve the addition of the Unincorporated Monterey County Roadway Striping Project to the approved Work Plan for Fiscal Year 2014-15;
 - b. Approve of an increase of \$930,000 in estimated revenue and appropriations in the FY 2014-15 Adopted Budget for the Construction Unit 002-3000-8195-RMA012 for the Unincorporated Monterey County Roadway Striping Project (4/5th vote required); and
 - c. Authorize the Auditor-Controller to amend the FY 2014-15 Adopted Budget, for the Construction Unit 8195, Fund 002, Appropriation Unit RMA012 to increase estimated revenues and appropriations in the amount of \$930,000 for the Unincorporated Monterey County Roadway Striping Project.

Approved

- 36.**
- a. Approve an increase in appropriations of \$57,242 in the Fiscal Year 2014-15 Adopted Budget for Capital Projects Fund 402, 402-3000-8174-RMA014 Juvenile Hall Interim Repairs, Project 8785 (4/5th vote required);
 - b. Authorize and approve the use of Capital Projects Fund 402 Uncommitted Fund Balance in the amount of \$57,242 (4/5th vote required); and
 - c. Authorize the Auditor -Controller to incorporate the approved modification in the FY 2014-15 Budget

Approved