

Monterey County

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



Action Minutes - Final

Tuesday, June 23, 2015

9:00 AM

See separate agendas for Board of Supervisors governed Agencies
and Special Districts.

Board of Supervisors

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

9:00 A.M. - Call to Order

The meeting was called to order by Chair Salinas.

Roll Call

Present: 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

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 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) Delta Rodriguez
 - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Natividad Medical Center Chief Executive Officer.
 - d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representative: Manuel Gonzalez, Interim Director of Human Resources
 - Unrepresented Unit: Natividad Medical Center Chief Executive Officer
 - e. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Jesse Hernandez v. County of Monterey, et al. (United States District Court case no. CV-13-2354-PSG)
 - f. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
 - (1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca
 - Agency Negotiators: Nick Chiulos, Assistant Administrative Officer and Mark Mariscal, Parks Director

Negotiating Parties: International Speedway Corporation
Under negotiation: Price and terms (ADDED VIA ADDENDA ON JUNE 18, 2015)

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 action on item 1.a.

**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) Delta Rodriguez
CLOSED SESSION REPORT: The Board unanimously denied the claim of Delta Rodriguez.**

**c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Natividad Medical Center Chief Executive Officer.
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 representative: Manuel Gonzalez, Interim Director of Human Resources
Unrepresented Unit: Natividad Medical Center Chief Executive Officer
CLOSED SESSION REPORT: The Board took no reportable action on item 1.d.**

**e. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
(1) Jesse Hernandez v. County of Monterey, et al. (United States District Court case no. CV-13-2354-PSG)
CLOSED SESSION REPORT: The Board took no reportable action on item 1.e.**

**f. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
(1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca
Agency Negotiators: Nick Chiulos, Assistant Administrative Officer and Mark Mariscal, Parks Director
Negotiating Parties: International Speedway Corporation
Under negotiation: Price and terms (ADDED VIA ADDENDA ON JUNE 18, 2015)
CLOSED SESSION REPORT: The Board took no reportable action on item 1.f.
(1).**

10:30 AM - Reconvene

Roll Call

Present: 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

Pledge of Allegiance

The Pledge of Allegiance was led by the Fish & Game Commissioners.

Robert Menarez addressed the Board on behalf of Frank Gomes, former Fish & Game Commissioner.

Additions and Corrections

Supervisor Phillips commemorates the life of Frank Gomes, former Fish & Game Commissioner and noted the Board will be adjourning in his honor today.

Chair Salinas called for a moment of silence for Frank Gomes.

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 addition and correction:

Correction to Consent Calendar – General Government

70. Revised Agreement submitted.(Please note the correction on top of page 2)

- a. Approve the Assignment and Substitution Agreement and Third Amendment to Amended and Restated Limited Partnership Agreement of Salinas Road Associates; and
- b. Authorize the Director of Economic Development to sign the Assignment and Substitution Agreement and Third Amendment to Amended and Restated Limited Partnership Agreement of Salinas Road Associates.

Added to Adjourn in Memory

Adjourn in Memory of Frank Gomes

A motion was made by Supervisor Dave Potter, seconded by Supervisor John Phillips approved the Additions and Corrections. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Assistant County Counsel Les Girard requested item 82.1 be moved to the afternoon after the 1:30 pm reconvene.

Department of Social Services Director Elliott Robinson request item 58.1 be heard after item 11.

Bob Murdoch requested item 84 be modified to include direction to advertise in the South County News.

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to approve the Consent Calendar (See Supplemental Sheet), with the exception of items 82.1, 58.1, 25, 31 and 40 and the modification to item 84 as requested. ALL AYES

Re items 25, 31, & 40: Supervisor Armenta pulled item 25, 31 & 40 and asked questions of staff. Dr. Gray responded.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Dave Potter to approve item 25, 31 and 40. ALL AYES

Ceremonial Resolutions

3. Adopt Resolution honoring Dr. Valerie Bengal upon her retirement from the County of Monterey after 32 Years of Public Service with Natividad Medical Center. (Supervisor Armenta)
- A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Dave Potter to adopt Resolution No. 15-170 honoring Dr. Valerie Bengal upon her retirement from the County of Monterey after 32 Years of Public Service with Natividad Medical Center. (Supervisor Armenta) ALL AYES**
- 3.1 Adopt Resolution honoring Hugo Tottino upon his selection as the recipient of the 2015 E.E. Gene Harden Award for Lifetime Achievement in Central Coast Agriculture. (Full Board) (ADDED VIA ADDENDUM ON JUNE 19, 2015)
- A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Dave Potter to adopt Resolution No. 15-171 honoring Hugo Tottino upon his selection as the recipient of the 2015 E.E. Gene Harden Award for Lifetime Achievement in Central Coast Agriculture. (Full Board) (ADDED VIA ADDENDUM ON JUNE 19, 2015) ALL AYES**

Appointments

4. Appoint Glen Alder to the Assessment Appeals Board for a term ending June 30, 2018. (Supervisor Potter)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to appoint Glen Alder to the Assessment Appeals Board for a term ending June 30, 2018. (Supervisor Potter) ALL AYES**
5. Reappoint Richard Ravich to the Big Sur Multi Agency Advisory Council for a term ending June 26, 2017. (Supervisor Potter)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint Richard Ravich to the Big Sur Multi Agency Advisory Council for a term ending June 26, 2017. (Supervisor Potter) ALL AYES**
6. Appoint Michael Thatcher to the Carmel Valley Recreation & Park District to fill an unscheduled vacancy with a term ending December 31, 2015. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to appoint Michael Thatcher to the Carmel Valley Recreation & Park District to fill an unscheduled vacancy with a term ending December 31, 2015. (Full Board). ALL AYES**
7. Reappoint Tom Collier to the Animal Control Program Advisory Board with a term ending July 1, 2017. (Supervisor Armenta)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint Tom Collier to the Animal Control Program Advisory Board with a term ending July 1, 2017. (Supervisor Armenta) ALL AYES**

- 7.1 Reappoint Kathleen Bauer to the Community Restorative Justice Commission with a term ending June 12, 2018. (Supervisor Potter) (ADDED VIA ADDENDUM ON JUNE 19, 2015)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to reappoint Kathleen Bauer to the Community Restorative Justice Commission with a term ending June 12, 2018. (Supervisor Potter) (ADDED VIA ADDENDUM ON JUNE 19, 2015) ALL AYES**

Other Board Matters

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips, that this be approved. ALL AYES

8. Board Comments
- Supervisor Potter clarified that an article in today's newspaper is not accurate in its implication that the Board of Supervisors would be considering a Nascar operation at Laguna Seca. He advised that the intention would be to make no modifications to the use permits and simply discuss an alternative group to manage the track.**
- Supervisor Potter advised that there has been public testimony over the last few months regarding the Medipour property. Recent photos of the property show further degradation of the property that is not traditional vandalism and appears to be an attempt to further degrade the property. He suggested the District Attorney and the Resource Management Agency take a look at this property.**
9. CAO Comments and Referrals
- County Administrative Officer Dr. Lew Bauman advised of a Board Referral as follows:**
- Direct staff to prepare an urgency ordinance to temporarily prohibit the dispensing and cultivation of medical marijuana, pending development and adoption of a permanent ordinance. Directed staff to return on July 7, 2015 with an interim ordinance declaring a 45 day moratorium on the establishment and operation of medical marijuana facilities.**
- Supervisor Armenta requested clarification as to whether an ordinance of this type should go to the Planning Commission. Assistant County Counsel Les Girard advised it does not.**
10. General Public Comment
- Steve Eklund; Anthony Lombardo; Steve Achison; Mike Dawson; Jeff Beckam; David Marsden; Karen Lezney; Brian Turlington.**

10:30 A.M. - Scheduled Matters

11. Adopt a resolution to approve the Fiscal Year (FY) 2015-16 Budget for the County of Monterey, incorporating the FY 2015-16 Recommended Budget and additional modifications directed by the Board at the June 2, 2015 Budget

Hearings (4/5ths Vote Required).

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Jane Parker to: Adopt Resolution No. 15-175 to approve the Fiscal Year (FY) 2015 16 Budget for the County of Monterey, incorporating the FY 2015 16 Recommended Budget and additional modifications directed by the Board at the June 2, 2015 Budget Hearings (4/5ths vote required). ALL AYES

12. Consider continuing the public hearing for ninety days to a date certain on September 22, 2015 regarding the renaming of Garrapata Ridge Road, a private road located in the Big Sur area, to Weston Ridge Road.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to continue the public hearing for ninety days to a date certain on September 22, 2015 regarding the renaming of Garrapata Ridge Road, a private road located in the Big Sur area, to Weston Ridge Road. ALL AYES

13. Approve a three-year agreement with GEO Reentry Services, LLC, a wholly owned subsidiary of The GEO Group. Inc., not to exceed \$958,125 annually, for a total of \$2,874,375, to provide services to adult offenders participating in the Day Reporting Center for the period July 1, 2015 through June 30, 2018.

Public comment: John Brooks; Pamela Westin; Jeannette Serrano; Jesus Rocha; Jenny; Sylvia Shih; Helen Rucker; Ellis Wilson; Beatrice Veramorga; J.T. Weaver; Humberto Sanchez; Seaton; Kathleen Palmer; Beverly Crockett; Bianca Dihn; Samuel Jones; Steve Eklund; Juan Gomez; Katherine Richmond; Kathy Richardson; MacGregor Eddy; Jay Donato; Jacqueline Simons; James Egar; Gertrude Smith.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve a three year agreement with GEO Reentry Services, LLC, (Agreement No. A-12761) a wholly owned subsidiary of The GEO Group. Inc., not to exceed \$958,125 annually, for a total of \$2,874,375, to provide services to adult offenders participating in the Day Reporting Center for the period July 1, 2015 through June 30, 2018; and directed staff to return in 90 days with an evaluation of efforts needed to transition this type of service to the Probation Department, to be ran as an in house program, and provide a briefing on the possibilities, successes and failures of other similar programs. ALL AYES

14. a. Review proposal on Open Government and, if desired, select a format for implementation from the options of a policy, resolution, ordinance, or combination thereof; and
b. Direct, if desired, the Information Technology Department, County Administration and County Counsel to return to the Board with the selected method of implementation, a schedule for full implementation, cost estimate, and funding sources.

This item was continued for two weeks by Chair Salinas.

a. Review proposal on Open Government and, if desired, select a format for implementation from the options of a policy, resolution, ordinance, or combination thereof; and

b. Direct, if desired, the Information Technology Department, County Administration and County Counsel to return to the Board with the selected method of implementation, a schedule for full implementation, cost estimate,

and funding sources.

12:00 PM - Recess to Lunch

1:30 PM - Reconvene Monterey County Board of Supervisors

Roll Call

Present: 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

1:30 P.M. - Scheduled Matters

15. Consider request from staff to continue the public hearing on the following matter to July 7, 2015:
An appeal by Center for Biological Diversity, from the decision of the Planning Commission to approve a temporary Use Permit and adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program to allow production testing on an existing well for a period of one year.
(Appeal of PLN140395/Porter Estates (Trio Petroleum), 72327 Jolon Road, Bradley, South County Area Plan)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to continue the public hearing on the following matter to July 7, 2015: An appeal by Center for Biological Diversity, from the decision of the Planning Commission to approve a temporary Use Permit and adopt a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program to allow production testing on an existing well for a period of one year.
(Appeal of PLN140395/Porter Estates (Trio Petroleum), 72327 Jolon Road, Bradley, South County Area Plan)**
- ALL AYES**
16. Adopt a resolution levying the Emergency Medical Services System Special Tax for Fiscal Year (FY) 2015-16 at the rate of \$12.00 per service unit.
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-180 levying the Emergency Medical Services System Special Tax for Fiscal Year (FY) 2015 16 at the rate of \$12.00 per service unit. ALL AYES**
17. Public hearing to consider adopting a resolution of intent to:
- Amend the Big Sur Land Use Plan, the North County Land Use Plan, the Del Monte Forest Land Use Plan, and the Carmel Area Land Use Plan of the County's Local Coastal Program to remove Caretaker Unit Policies and in their place allow Accessory Dwelling Units and to add new language that will allow the granting of Density Bonus; and
 - Amend the Monterey County Coastal Implementation Plan, (Title 20 of the Monterey County Code), including: Part 1 (Zoning Ordinance); Part 2 (North

County Land Use Plan Area Implementation Plan); Part 3 (Big Sur Coast Implementation Plan); and Part 4 (Carmel Area Implementation Plan) in order to implement the 2009-2014 Housing Element to review and update definitions of terms and provide regulations and development standards for 1) Residential Care Facilities; 2) Transitional Housing or Transitional Housing Development; 3) Supportive Housing; 4) Agricultural Employee Housing; 5) Employee Housing; 6) Single Room Occupancy Facilities; 7) Homeless Shelter; 8) Accessory Dwelling Units; 9) Reasonable Accommodation; and 10) Density Bonus and Incentives.

c. Certify that the amendments are intended to be carried out in a manner fully in conformity with the Coastal Act, and

d. Submit the proposed amendments to the California Coastal Commission for certification, together with materials sufficient for a thorough and complete review.

(Ordinance/REF140049/Housing Ordinance Update/Addendum to previously adopted Negative Declaration)

Held a Public Hearing.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to adopt Resolution of Intent No. 15-177 to:

a. Amend the Big Sur Land Use Plan, the North County Land Use Plan, the Del Monte Forest Land Use Plan, and the Carmel Area Land Use Plan of the County's Local Coastal Program to remove Caretaker Unit Policies and in their place allow Accessory Dwelling Units and to add new language that will allow the granting of Density Bonus; and

b. Amend the Monterey County Coastal Implementation Plan, (Title 20 of the Monterey County Code), including: Part 1 (Zoning Ordinance); Part 2 (North County Land Use Plan Area Implementation Plan); Part 3 (Big Sur Coast Implementation Plan); and Part 4 (Carmel Area Implementation Plan) in order to implement the 2009 2014 Housing Element to review and update definitions of terms and provide regulations and development standards for 1) Residential Care Facilities; 2) Transitional Housing or Transitional Housing Development; 3) Supportive Housing; 4) Agricultural Employee Housing; 5) Employee Housing; 6) Single Room Occupancy Facilities; 7) Homeless Shelter; 8) Accessory Dwelling Units; 9) Reasonable Accommodation; and 10) Density Bonus and Incentives.

c. Certify that the amendments are intended to be carried out in a manner fully in conformity with the Coastal Act, and

d. Submit the proposed amendments to the California Coastal Commission for certification, together with materials sufficient for a thorough and complete review. (Ordinance/REF140049/Housing Ordinance Update/Addendum to previously adopted Negative Declaration) ALL AYES

Adjournment

APPROVED:

/s/ Simón Salinas

**SIMÓN SALINAS, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: /s/ Gail T. Borkowski

**GAIL T. BORKOWSKI
CLERK OF THE BOARD**

APPROVED ON 11/03/2015

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

18. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Master Agreements with AMN Healthcare Inc., Cirrus Holdings Inc., and Cross Country Staffing Inc. to provide Ancillary Registry Services as per RFP #9600-22, with an increase of \$400,000 to the aggregate spending limit for all Ancillary Agreements through June 30, 2015;
- b. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 1 to all of the Master Agreements for Ancillary Registry Services at NMC pursuant to RFP #9600-22 with C & A Industries Inc., Per Diem Staffing Systems Inc., Sonotemps Inc., SHC Services Inc., AMN Healthcare Inc., Cirrus Holdings Inc., Cross Country Staffing Inc., and Maxim Staffing Solutions Inc., to extend the term for one additional year, increasing the aggregate spending limit by an additional \$2,300,000 for the period July 1, 2015 through June 30, 2016, for a total aggregate amount not to exceed \$6,300,000 for all Ancillary Master Agreements; and
- c. Authorize the Deputy Purchasing Agent for NMC to execute future Amendments to the Agreement which do not significantly alter the scope of work and do not cause an increase to the total Agreement amount.

Approved - Agreement No. A-12766

19. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 2 to the Agreement (A-12530) with Modular Devices Inc. for additional equipment and installation services at NMC, extending the Agreement an additional one year period for a revised term of August 1, 2013 through July 31, 2017 and adding \$1,159,500 for a revised total Agreement amount not to exceed \$3,612,000.

Approved – Agreement No. A-12530

20. Ratify and authorize execution by the Deputy Purchasing Agent for Natividad Medical Center (NMC) of a five year lease agreement with Denise Carattini dba Kids at Play Children’s Center (“Lease Agreement”), with a retroactive start date of November 1, 2014 and a term through and including October 31, 2019, for 4,000 square feet of space located at 1441 Constitution Boulevard, Building No. 151, Suite D, Salinas, California, for use as a child care center on the Natividad Medical Center campus at the monthly rate of \$3,000.00, subject to an annual rent adjustment of three percent.

Approved

21. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Third Amendment to the Professional and Call

Coverage Services Agreement with Salinas Valley Plastic Surgery Associates to provide plastic surgery services at NMC effective July 1, 2015, extending the term by twenty-four months and adding \$50,000 for a revised not to exceed amount of \$850,000 for the full term of the Agreement August 1, 2011 to June 30, 2017; and

b. Authorize the Deputy Purchasing Agent for NMC to execute 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-11850

22.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Third Amendment to the Professional Services Agreement with Joel Weinstein M.D. to provide general surgery services at NMC effective July 1, 2015, extending the term by twenty-four months and adding \$800,000 for a revised not to exceed amount of \$2,200,000 for the full term of the Agreement July 1, 2011 to June 30, 2017; and

b. Authorize the Deputy Purchasing Agent for NMC 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-11740

23.

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Letter Agreement with Medical Doctor Associates (MDA) to provide locum tenens services at NMC extending the term of the existing Agreement by thirty-one days to July 31, 2015, with no increase to the not to exceed amount.

Approved – Agreement No. A-11427

24.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Third Amendment to the Professional and Call Coverage Services Agreement with Monterey Bay GI Consultants to provide gastroenterology services at NMC effective July 1, 2015, extending the term by twenty-four months and adding \$150,000 for a revised not to exceed amount of \$670,000 for the full term of the Agreement September 1, 2011 to June 30, 2017; and

b. Authorize the Deputy Purchasing Agent for NMC 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-12095

25. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Third Amendment to Professional and Call Coverage Services Agreement with Monterey County Eye Associates to provide ophthalmology services at NMC effective July 1, 2015, extending the term by twenty-four months and adding \$468,000 for a revised not to exceed amount of \$1,173,600 for the full term of the Agreement July 1, 2011 to June 30, 2017; and
- b. Authorize the Deputy Purchasing Agent for NMC 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 Dave Potter to: a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Third Amendment to Professional and Call Coverage Services Agreement (A-11827) with Monterey County Eye Associates to provide ophthalmology services at NMC effective July 1, 2015, extending the term by twenty-four months and adding \$468,000 for a revised not to exceed amount of \$1,173,600 for the full term of the Agreement July 1, 2011 to June 30, 2017; and

b. Authorize the Deputy Purchasing Agent for NMC 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

26. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Fifth Amendment to the Professional Services Agreement (A-12234) with Danny Tan DDS to provide dental services to NMC patients, extending the term by twelve months and adding \$45,000 for a revised total not to exceed amount of \$300,000 for the full term of the Agreement, February 1, 2011 to June 30, 2016; and
- b. Authorize the Deputy Purchasing Agent 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-12237

27. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 8 to the Agreement (A-10620) with Pharmedium Services, LLC for pharmaceutical compounding services at NMC, extending the Agreement an additional one year period for a revised full term of March 31, 2006 through June 30, 2016 and adding \$200,000 for a revised total aggregate amount not to exceed \$1,040,000; and
- b. Authorize the Deputy Purchasing Agent for NMC to execute up to three (3) future Amendments to the Agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original cost of the Agreement per each Amendment.

Approved – Agreement No. A-10620

28. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 10 to the Agreement (A-10639) with Johnson Controls, Inc. for repair and maintenance services on Building Automation for Heating, Ventilation, and Air Conditioning (HVAC) System as well as the Variable Frequency Drive (VFD) System at NMC, extending the Agreement an additional one year period for a revised full term of July 1, 2006 through June 30, 2016 and adding \$216,868 for a revised total Agreement amount not to exceed \$1,000,868; and
- b. Authorize the Deputy Purchasing Agent for NMC to execute up to three (3) future Amendments to the Agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original cost of the Agreement.

Approved – Agreement No. A-10639

29. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Letter Agreement with Staff Care Inc. to provide locum tenens services at NMC extending the existing Professional Services Agreement term by thirty-one days to July 31, 2015, with no increase to the not to exceed amount.

Approved – Agreement No. A-11430

30. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Second Amendment to Professional Services Agreement with Trupti Nitin Nangare M.D. to provide hospitalist services at NMC effective July 1, 2015, extending the term by twenty-four months and adding \$100,000, for revised not to exceed amount of \$200,000 for the full term of the Agreement July 1, 2011 to June 30, 2017; and
- b. Authorize the Deputy Purchasing Agent for NMC 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-12771

31. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 7 to the Agreement with CyraCom International Inc. (A-11512) for Language and Interpretation Services at NMC, extending the Agreement to June 30, 2016 with no dollar increase to the total Agreement amount of \$186,000.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Dave Potter to authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 7 to the Agreement with CyraCom International Inc. (A-11512) for Language and Interpretation Services at NMC, extending the Agreement to June 30, 2016 with no dollar increase to the total Agreement amount of \$186,000. ALL AYES

32. a. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to extend the Master Agreements between the County of Monterey (“County”), on behalf of NMC, and Per Diem Staffing formerly known as Agostini Nurse Staffing; American Traveler Staffing Professionals, LLC; C&A formerly known as Aureus Nursing; Randstad North America, LP, formerly Spherion Staffing LLC; Cross Country Staffing, Inc. formerly known as Travel Staff, LLC, Local Staff, LLC., and Assignment America, LLC doing business as Medical Staffing Network; Tempus LLC formerly known as Emerald Health Services; Healthcare Pros; Rise Medical Staffing LLC formerly known as Healthcare One Staffing; HRN Services Inc.; PPR (Professional Placement Resources) Healthcare Staffing; SHC Services Inc. doing business as Supplemental Health Care; Aya Healthcare Inc. formerly known as TG Health Care Services; Premier Healthcare Professionals Inc.; Integrated Healthcare Staffing Inc.; and; Cirrus Holdings USA (collectively these businesses are known as, “Nurse Registry Agencies currently providing services at NMC”) for an additional one year term from July 1, 2015 through June 30, 2016, pursuant to the terms and conditions of RFP #10093; and
- b. Authorize a total aggregate amount to \$7,000,000 for Fiscal Year 2015-16 for all contracts issued pursuant to RFP #10093, with authority to open purchase orders and distribute these funds for Fiscal Year 2015-16 among all contractors under the Master Agreements in any manner of allocation determined to be appropriate by NMC and County; and
- c. Authorize the Purchasing Manager for NMC to enter into Amendment No. 4 to the Master Agreement (RFP #10093), utilizing the template presented, with each of the Nurse Registry Agencies currently providing services at NMC, extending each Master Agreement to June 30, 2016 and appending as an exhibit, as relevant, any revised rate sheet for Fiscal Year 2015-16 that may be negotiated between the County and the Nurse Registry Agency, subject to further review and approval by County Counsel and County Auditor-Controller.
- d. Authorize the Deputy Purchasing Agent for NMC to execute future Amendments to the Agreement which do not significantly alter the scope of work and do not cause an increase to the total Agreement amount.

Approved – Agreement No. A-11899

33. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute the Third Amendment to Professional and Call Coverage Services Agreement with Sweet, Renfer & Milanesa MD to provide urology services at NMC effective July 1, 2015, extending the term by twenty-four months and adding \$600,000 for a revised not to exceed amount of \$1,740,000 for the full term of the Agreement, July 1, 2011 to June 30, 2017; and
- b. Authorize the Deputy Purchasing Agent for NMC to execute 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-11828

34. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement with Spin Recruitment Inc., for recruitment advertising services, extending the Agreement an additional year for a revised full term of July 1, 2014 through June 30, 2016 and adding \$150,000 for a revised total Agreement amount not to exceed \$250,000.

Approved – Agreement No. A-12367

35. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-11791/MYA505) with Latham & Watkins LLP for legal services at NMC, extending the Agreement an additional three (3) year period for a revised term of May 1, 2009 through June 30, 2018 for a revised total Agreement amount not to exceed \$1,500,000.
- b. Authorize the Deputy Purchasing Agent for NMC to execute up to three (3) future Amendments to the Agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original Agreement amount, subject to approve of County Counsel.

Approved – Agreement No. A-11791

36. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement (A-12367) with Soliant Health, Inc. for temporary staffing services for the Pharmacy Department at NMC, extending the term for one additional year for a revised full term of April 15, 2012 through June 30, 2016, with no cost increase to the total Agreement amount of \$600,000.

Approved – Agreement No. A-12367

37. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 7 to the Agreement with Prevent Life Safety Services Inc. for fire protection, fire damper inspection and repair services at NMC, from July 1, 2008 through June 30, 2015 to increase the total amount by an additional \$2,333 for a revised total Agreement amount not to exceed \$102,333.

Approved – Agreement No. A-12739

38. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No.2 to the Agreement (A-12739) with (MYA1104) with Schipper Design LLC for marketing & graphic design services at NMC pursuant to the terms of Request for Proposal (RFP #9600-47), adding \$200,000 for a revised total Agreement amount not to exceed \$500,000 in the aggregate and no change to the term.

Approved – Agreement No. A-12739

39. a. Ratify and authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 6 to the Agreement (A-11330) with Optum Clinical Solutions, Inc. (formerly known as PICIS, Inc.) for Software Licensing and Services at NMC, to extend the term for an additional three (3) years, retroactive to July 1, 2013, for a revised Agreement term of December 15, 2008 through June 30, 2016 and to add \$70,557 for a revised total Agreement amount not to exceed \$611,645.

Approved - Agreement No. A-11330

40. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 8 to the Agreement (A-11879) with KPMG LLC (formerly Beacon Partners, Inc.), for Meditech management, support and consulting services at NMC, extending the Agreement an additional one year period for a revised term of January 1, 2010 through June 30, 2016 and adding \$3,192,000 for a revised total Agreement amount not to exceed \$11,346,270.
- b. Authorize the Deputy Purchasing Agent for NMC to execute the Acknowledgement and Consent to the Assignment and Assumption Agreement between KPMG LLC (Assignee) and Beacon Partners, Inc. (Assignor), effective when signed by the Deputy Purchasing Agent for NMC.

Approved - Agreement No. A-11879

41. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 6 to the Agreement (A-17786/MYA510) with Hooper, Lundy & Bookman, Inc. for Legal Services at NMC, extending the Agreement an additional two (2) year period for a revised term of April 1, 2010 through June 30, 2017 and adding \$364,368 for a revised total Agreement amount not to exceed \$2,135,368; and
- b. Authorize the Deputy Purchasing Agent for NMC to execute up to three (3) future Amendments to the Agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original cost of the Agreement, subject to approval of County Counsel.

Approved - Agreement No. A-17786

- 41.1 a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute an Agreement with Shred It USA for document shredding services at NMC, with a term of July 1, 2015 through December 31, 2017 and whereby the total Agreement amount shall not to exceed \$150,000; and
- b. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute future amendments to the Agreement to extend the term of the Agreement provided there is no significant change to the scope of services and provided the service rates do not exceed an increase of greater than 10%. (ADDED VIA ADDENDUM ON JUNE 19, 2015)

Approved – Agreement No. A-12764

Health Department

42. a. Authorize the Director of Health to execute a Standard Agreement with Medical Doctor Associates for Locum Tenens Healthcare Provider Referrals, for the term of July 1, 2015 through June 30, 2018 in the total Agreement amount not to exceed \$900,000; and
- b. Authorize the Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not exceed 10% of the annual contract amount and do not significantly change the scope of work.

Approved – Agreement No. A-12773

43. a. Authorize the Director of Health to sign Amendment No. 8 to Master System Agreement No. A-11307, with Oregon Community Health Information Network, Inc., to extend the term of Agreement to June 30, 2017;
- b. Authorize additional funding for Agreement No. A-11307 in the amount of \$529,000 for a revised amount not to exceed \$6,664,557;
- c. Authorize the Auditor-Controller’s Office to incorporate approved appropriation and estimated revenue modifications to the FY 2014-15 Budget, and the County Administrative Office to reflect these approved changes in the FY 2015-16 Adopted Budget; and
- d. Authorize the Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of work.

Approved – Agreement No. A-11307

44. a. Authorize the Director of Health to execute the Vital Records Business Intelligence System (VRBIS”) Data Use and Disclosure Agreement with the California Department of Public Health (“CDPH”) for a term of three years after the last signature date in the signature block of the Agreement;
- b. Accept Non-Standard indemnity provision as recommended by the Director of Health; and
- c. Authorize the Director of Health to execute up to three future amendments to this Agreement where the amendments do not significantly change the scope of services

Approved – Agreement No. A-12774

45. Authorize the Director of Health to execute Amendment No. 3 to the multi-year (FY 2013-16) Mental Health Services Agreement A-12498 with Community Human Services to increase funding for services for FY 2015-16 from \$913,717 to \$950,267 (an increase of \$36,550) for a revised total Agreement amount not to exceed \$2,788,682.

Approved – Agreement No. A-12498

46. a. Authorize the Director of Health to execute a three-year term Mental Health

Services Agreement (July 1, 2015 to June 30, 2018) with Family Service Agency of San Francisco dba Felton Institute for the provision of mental health services in the amount of \$500,000 for Fiscal Year (FY) 2015-16, \$500,000 for FY 2016-17, and \$500,000 for FY 2017-18 for a total Agreement amount not to exceed \$1,500,000; and

b. Authorize the Director of Health to approve up to three (3) future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

Approved – Agreement No. A-12775

- 47.
- a. Authorize the Contracts/Purchasing Officer to execute an Agreement with ReadyTalk for the purpose of hosting webinars, for the period of July 1, 2015 to June 30, 2016 in the amount of \$1,032.65; and
- b. Accept Non-Standard risk provisions (insurance, indemnity, limitation liability and damages) as recommended by the Director of Health; and
- c. Authorize the Contracts Purchasing Officer to approve up to three future amendments to this Agreement where the total amendment amounts do not exceed ten percent (10%) of the total contract amount and do not significantly change the scope of services.

Approved – Agreement No. A-12765

- 48.
- a. Approve delegation of authority to the Director of Health to execute a Memorandum of Understanding (“MOU”) with the Santa Cruz-Monterey-Merced Managed Medical Care Commission dba Central California Alliance for Health (“CCAH”) and Local County Child Health and Disability Prevention (“CHDP”) Programs, to delineate responsibilities in the provision of pediatric preventive services to all Medi-Cal enrollees under age 21, effective as of the date of execution and shall renew automatically for subsequent terms of two (2) years each unless earlier terminated or amended; and
- b. Approve delegation of authority to the Director of Health amend or terminate the MOU, following approval by County Counsel as to form and legality. Delegation of authority shall expire on June 30, 2020.

Approved

- 49.
- Review and approve Sun Street Centers’ submission of an application to the State of California Department of Health Care Services for approval of licensure of Sun Street Centers’ additional Driving Under the Influence (DUI) program site in South County in order to ensure services are available to participants in the region.

Approved

- 50.
- a. Authorize the Contracts/Purchasing Officer to execute the Service Agreement with Executive Information Systems, LLC (“EIS”) (“Service Agreement”), for

the term April 28, 2015 through March 31, 2020, incorporating specified terms and conditions of the federal General Services Administration with EIS, Contract No. GS-35F-0170K, accepting recommendation of Director of Health to accept non-standard provisions on indemnity, limitations of warranty, and limitations of liability and authorizing County to purchase from EIS software, software licenses, and software maintenance and support at pricing offered to the federal government; and

b. Authorize the Contracts/Purchasing Officer to execute EIS's purchase requests and to issue County purchase orders pursuant to the Service Agreement, as requested by County Departments in an amount not to exceed \$25,000 per Fiscal Year for all County Departments, for the purchase from EIS of third party software, software licenses, and software maintenance and support, including the purchase of new or renewed annual subscriptions of Windows SAS Analytics Professional for the Monterey County Health Department and other County Departments.

Approved – Agreement No. A-12776

51.

a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 3 to Agreement No. A-12594 with the Monterey County Children and Families Commission DBA First 5 Monterey County in the amount of \$300,000, for a revised total amount not to exceed \$900,000, for the revised full term of October 22, 2013 to June 30, 2016, to continue work in categories of Outreach and Capacity Building, as well as Implementation, Improving and Expanding the Early Childhood Development Initiative in Monterey County; and

b. Authorize the Contracts/Purchasing Officer to approve up to three future amendments to this Agreement where the total amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of services.

Approved - Agreement No. A-12594

52.

a. Authorize the Director of Health to execute a three fiscal year term (FY 2015-16, 2016-17 and 2017-18) Alcohol and Drug Treatment Services Agreement with Community Human Services for the provision of alcohol and drug recovery services in the annual amount of \$2,098,807 for a total of \$6,296,421; and

b. Authorize the Director of Health to execute up to three (3) future amendments to this agreement where the amendments do not exceed 10% of the original contract amount and do not significantly change the scope of work.

Approved – Agreement No. A-12777

53. a. Approve and authorize the Director of Health to sign Amendment No. 1 to Mental Health Services Agreement No. A-12729 with The Village Project, Inc. (TVP) to extend the term by one year through June 30, 2016 for the provision of mental health outreach and counseling services for an increased amount of \$370,492 in Fiscal Year 2015-16 for a total Agreement amount not to exceed \$726,736; and
- b. Authorize the Director of Health to approve up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-12729

54. a. Approve and authorize the Director of Health or designee to sign Agreement #14-10959 with the California Department of Public Health in the amount of \$1,000,000, for the period January 1, 2015 to June 30, 2018, to provide services to local communities with populations at high risk for diabetes and cardiovascular disease under Domains 3 and 4, Health Systems Interventions of the 1305 Supplemental Funds in partnership with area safety net providers; and
- b. Authorize the Director of Health or designee to approve three future amendments up to ten percent (10%) of the original contract amount, which does not significantly alter the scope of services; and
- c. Authorize the Auditor-Controller to amend Fiscal Year 2014-15 Adopted Budget Fund 001, Appropriation Unit HEA014, Unit 8438 to increase revenue and appropriations in the amount of \$250,000.

Approved – Agreement No. A-12759

Department of Social Services

55. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with the Monterey County Office of Education (MCOE), the Salinas Union High School District, and iResult for confidential data exchange, effective upon signature by all parties through June 30, 2017; and
- b. Authorize the Director of the Department of Social Services, or his designee, to sign up to (3) amendments to this agreement where the scope of work is not significantly changed.

Approved – Agreement No. A-12762

56. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with the Regents of the University of California, U.C. Davis Extension, in the amount of \$71,100 for the provision of staff training for the period July 1, 2015 through June 30, 2016, including non-standard mutual indemnity; 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.

Approved – Agreement No. A-12769

57.

a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign Amendment No. 3 to Agreement #A-12656 with Solutions West, Inc., for the provision of temporary eligibility case workers, adding \$211,075, effective June 1, 2015, for FY 2014/15, and adding \$647,960 for FY 2015/16, increasing the total contract amount to \$1,524,355, and extending the term of the Agreement 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 the 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-12656

58.

a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Peacock Acres Inc. for \$324,000 to implement the Transitional Housing Program Plus (THP+) for eligible former Foster and Probation youth for the period July 1, 2015 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.

Approved – Agreement No. A-12770

58.1

a. Approve and authorize the Public Authority Director to sign the Recognition Agreement recognizing the reorganization within SEIU that switches representation of Monterey IHSS Providers from SEIU-ULTCW to SEIU Local 2015;
b. Approve and adopt a Tentative Agreement between the Service Employees International Union (SEIU) Local 2015, representing the In Home Supportive Services Providers, and the IHSS Public Authority for a new Memorandum of Understanding (MOU) effective upon Board approval through June 30, 2018; and,
c. Approve and authorize the Auditor-Controller to transfer \$380,406 for the FY 2015-16 Adopted Budget from CAO-General Fund Contingencies, Fund 001, Appropriation Code CAO02 to Department of Social Services, Fund 001, SOC001-8254, where the CAO-General Fund Contingencies has sufficient appropriations available in the adopted budget to cover the transfer. (4/5th Vote Required) (ADDED VIA ADDENDUM ON JUNE 19, 2015)

This item was heard after item 11.

Public comment: Frank Cabrera.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Jane Parker to: a. Approve and authorize the Public Authority Director to sign the Recognition Agreement recognizing the reorganization within SEIU that switches representation of Monterey IHSS Providers from SEIU-ULTCW to SEIU Local 2015;

b. Approve and adopt a Tentative Agreement between the Service Employees International Union (SEIU) Local 2015, representing the In Home Supportive Services Providers, and the IHSS Public Authority for a new Memorandum of Understanding (MOU) effective upon Board approval through June 30, 2018; and,

c. Approve and authorize the Auditor-Controller to transfer \$380,406 for the FY 2015-16 Adopted Budget from CAO-General Fund Contingencies, Fund 001, Appropriation Code CAO02 to Department of Social Services, Fund 001, SOC001-8254, where the CAO-General Fund Contingencies has sufficient appropriations available in the adopted budget to cover the transfer. (4/5th Vote Required) (ADDED VIA ADDENDUM ON JUNE 19, 2015) ALL AYES

Criminal Justice

59.

~~Ratify and approve for the Contract/Purchasing Officer to sign on the Amendment #3 to the Professional Services Agreement by and between County of Monterey and Kronos, Incorporated for the implementation of a timekeeping and scheduling system to add \$89,091 to allow for the following amendments:~~

- ~~a. Ratify and amend the agreement to add three (3) years of software support, retroactive back to January 24, 2015, at a cost of \$70,091;~~
- ~~b. Amend to add \$9,000 for interface design for data exchange with CGI Advantage;~~
- ~~c. Amend the agreement to add an end date of March 7, 2017 to an evergreen contract; and~~
- ~~d. Amend to add a spare parts and sales tax allowance of \$10,000 for an increased contract total of not to exceed \$523,591. (REMOVED VIA SUPPLEMENTAL ON JUNE 19, 2015)~~

Item removed via supplemental.

60.

Adopt Resolution to:

- a. Ratify the Chief Probation Officer's execution and submittal of a grant application to the Board of State and Community Corrections for Juvenile Accountability Block Grant (JABG) funds in the amount of \$22,292 for the Probation Department's Victim Restitution Program during Fiscal Year 2015-16, including acknowledgment of a match requirement of \$2,477; and
- b. Authorize the Chief Probation Officer to sign the Grant Agreement with the Board of State and Community Corrections, and related amendments.

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-181 to:

- a. Ratify the Chief Probation Officer's execution and submittal of a grant application to the Board of State and Community Corrections for Juvenile Accountability Block Grant (JABG) funds in the amount of \$22,292 for the**

**Probation Department's Victim Restitution Program during Fiscal Year 2015-16, including acknowledgment of a match requirement of \$2,477; and
b. Authorize the Chief Probation Officer to sign the Grant Agreement with the Board of State and Community Corrections, and related amendments.. ALL AYES**

- 60.1** Ratify retroactive to June 1, 2015 and approve for the Contracts/Purchasing Officer to sign the Maintenance Agreement and Addendum with Safran MorphoTrust USA, Inc to provide annual maintenance for eighteen (18) LiveScan machines in the amount of \$75,287.74 for Fiscal Year 2015-16.

Approved – Agreement No. A-12778

- 60.2** Authorize the Auditor-Controller to amend the FY 2014-15 Public Defender adopted budget, Fund 001, Appropriation Unit PUB001, to increase appropriation by \$661,000, financed by an increase in estimated Other State Aid revenue of \$219,000 in 001-PUB001-5050, with the remaining \$442,000 financed by unassigned year-end estimated General Fund Balance; (4/5th vote required). (ADDED VIA ADDENDUM ON JUNE 19, 2015)

Approved

General Government

- 61.** a. Approve the Memorandum of Understanding (MOU) between Monterey County, acting through the Monterey County Workforce Investment Board (WIB), and Transitions for Recovery and Re-entry Program, Inc, for providing services at the Monterey County America's Job Center of California in Seaside; and
b. Authorize the WIB Executive Director to sign the agreement on behalf of Monterey County

Approved

- 62.** Approve amendments to the bylaws of the Monterey County Investment Board changing the name from Monterey County Workforce Investment Board to Monterey County Workforce Development Board to implement the Workforce Innovation and Opportunity Act of 2014.

Approved

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

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-178 to approve the amendments to the Conflict of Interest Code of the Carmel Unified School District. ALL AYES

64. a. Authorize the Clerk of the Board of Supervisors to process a request to refund \$1,728.07 to Brian Finegan for the Robert Ivie appeal (PLN140077) that was withdrawn on March 16, 2015.
b. Authorize the Auditor/Controller to issue a refund in the amount of \$1,728.07.

Approved

65. a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment #3 in the amount of \$1,492,437 to the Radio System Purchase Agreement between the County of Monterey and Harris Corporation; and
b. Approve and authorize the Contracts/Purchasing Officer to sign contract amendments and change orders that do not exceed 10% of the project cost upon approval of the MCECC Executive Board, on behalf the Emergency Communications Users Advisory Council, the Director of Emergency Communications, and County Counsel.

Approved – Agreement No. A-11897

66. a. Approve and authorize the Treasurer-Tax Collector - Revenue Division Application for Discharge from Accountability for the collection of delinquent court-ordered criminal and traffic fines, fees, penalties, and assessments deemed uncollectible due to age of debt and/or lack of value where the cost of recovery exceeds the cost of collection efforts, per Government Code Section 25257; and
b. Authorize the Treasurer-Tax Collector or her designee to take all necessary and appropriate action to discharge the accountability of delinquent court-ordered accounts pursuant to Government Code Section 25259.

Approved

67. a. Authorize the Contracts/Purchasing Officer to execute an Amendment with Dominion Voting Systems, Inc. to grant a license for use of WinEDS software for the period July 1, 2015 to June 25, 2017, for a total amendment amount not to exceed \$136,903 and a total agreement amount not to exceed \$270,000; and
b. Authorize the Contracts/Purchasing Officer to execute any future Extensions for no more than two (2) successive terms of one (1) year which do not significantly impact the scope of work or exceed \$65,000 per additional year.

Approved

68. a. Approve and authorize the Contracts/Purchasing Officer to execute Countywide Service Agreements based on the criteria set forth in RFP #10507. The agreements are between the County of Monterey and the three named vendors as follows: Cardinale Moving & Storage, Scarr Moving & Storage, Inc. and Monterey Transfer & Storage, Inc., for the provision of

Moving and Relocation Services for the County of Monterey on an as-needed basis for the initial term of three (3) years from the date of execution through and including May 31, 2018. The aggregate amount over the term of all Agreements shall not exceed \$750,000, in accordance with the terms and conditions set within each Agreement; and

b. Authorize the Contracts/Purchasing Officer to exercise the option to extend the Countywide Service Agreements for two (2) additional one (1) year periods in accordance with the terms and conditions set within each Agreement; and

c. Authorize the Contracts/Purchasing Officer to execute, after one year, similar additional Agreements for Moving and Relocation services with qualified contractors who meet the minimum requirements and comply with the County of Monterey standard terms and conditions, where each individual agreement does not affect the total aggregate amount authorized. Any additional Agreements shall terminate May 31, 2018; and

d. Authorize the Contracts/Purchasing Officer to increase the cumulative “not to exceed” amount by up to 10% of the original aggregate amount of \$750,000, even if no additional Agreements are entered into.

Approved – Agreement Nos. A-12780 (Cardinale Moving & Storage); A-12781 (Scarr Mving & Storage, Inc.); A-12782 (Monterey Transfer & Storage, Inc)

69. a. Approve the Assignment and Assumption of the HOME loan, made by the County to South County Housing Corporation, from South County Housing Corporation to Jardines LLC; and,
- b. Authorize the Director of Economic Development to consent, on behalf of the County, to the Assignment and Assumption Agreement between South County Housing Corporation and Jardines LLC.

Approved

70. a. Approve the Assignment and Substitution Agreement and Third Amendment to Amended and Restated Limited Partnership Agreement of Salinas Road Associates; and,
- b. Authorize the Director of Economic Development to sign the Assignment and Substitution Agreement and Third Amendment to Amended and Restated Limited Partnership Agreement of Salinas Road Associates.

Approved

71. Authorize the Chair to Sign Amendment No. 8 to Agreement No. A-11162 with Gallina, LLP in an amount not to exceed \$192,800 to perform audits of the following: 2014-15 General Purpose Financial Statements, Single Audit, the Public Improvement Corporation, the Treasury Oversight Committee, the Monterey County Financing Authority and the Secure Families Project.

Approved – Agreement No. A-11162

72. Approve a request from the Greenfield Fire Protection District for dry period loan of \$325,000 for the Fiscal Year ending June 30, 2016.

Approved

73. a. Authorize the Contracts/Purchasing Officer to execute a State and Local Agency Enterprise Enrollment Volume Licensing Agreement with PCM-G, a Microsoft licensing reseller, for the provision of the Microsoft Office 365 Gov E3 volume licensing subscription for the period of July 1, 2015 through June 30, 2018, with an annual cost of \$703,751.44, and a maximum amount of \$2,111,254.32;
- b. Accept non-standard contract provisions as recommended by the Director of the Information Technology Department;
- c. Authorize the Director of Information Technology to purchase additional licenses on an annual basis during the term of the Agreement, to accommodate increases in the number of County employees and other personnel/agents, to a maximum of 15 percent of 3,892 licenses, in the aggregate (583); and
- d. Authorize the Contracts/Purchasing Officer to issue purchase orders on an as-needed basis pursuant this Agreement over the period of July 1, 2015 through June 30, 2018.

Approved – Agreement No. A-12767

74. Adopt a Resolution to approve the Amendment of Article XIII of the Master Fee Resolution, effective August 1, 2015, to set and authorize:
- a. An increase in the County Clerk Marriage License by \$9.00 pursuant to Government Code 54985 (a) resulting in a Marriage License Fee of \$85.00;
- b. An increase in the County Clerk Confidential Marriage License Fee by \$10.00 pursuant to Government Code 54985 (a) resulting in a Confidential Marriage License Fee of \$90.00;
- c. The addition of a service fee of \$85.00 for Deputy Commissioner of Civil Marriage for a Day pursuant to Family Code 401 a & b; and
- d. Acceptance of the reorganization of Article XIII to include the previously Board approved fees and statutorily authorized fees not otherwise set forth in the Article.

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-199 to approve the Amendment of Article XIII of the Master Fee Resolution, effective August 1, 2015, to set and authorize:

- a. An increase in the County Clerk Marriage License by \$9.00 pursuant to Government Code 54985 (a) resulting in a Marriage License Fee of \$85.00;**
- b. An increase in the County Clerk Confidential Marriage License Fee by \$10.00 pursuant to Government Code 54985 (a) resulting in a Confidential Marriage License Fee of \$90.00;**
- c. The addition of a service fee of \$85.00 for Deputy Commissioner of Civil Marriage for a Day pursuant to Family Code 401 a & b; and**
- d. Acceptance of the reorganization of Article XIII to include the previously Board approved fees and statutorily authorized fees not otherwise set forth in the Article. ALL AYES**

75. Item Deleted
76. Adopt a Resolution to approve the amendments to the Conflict of Interest Code of the Greenfield Memorial District.
A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-200 to approve the amendments to the Conflict of Interest Code of the Greenfield Memorial District. ALL AYES
77. a. Approve and authorize the Director of Information Technology to execute an IBM Client Relationship Agreement and Master Services Attachment for ServiceElite Agreement and associated agreement schedules, for software licensing/support and hardware maintenance/support, in the aggregate amount of \$900,000, not to exceed \$300,000 per fiscal year, effective July 1, 2015;
b. Accept non-standard language in the Agreement provided by the vendor as recommended by the Director of Information Technology; and
c. Authorize the Contracts/Purchasing Officer to issue purchase orders on an as-needed basis over the next three fiscal years, as recommended by the Director of Information Technology.
Approved - Agreement No. A-12768
78. a. Accept the recommendation of the Monterey County Fish and Game Advisory Commission to award eight (8) funding grants; and
b. Approve the distribution of Fish and Game Propagation Fund grants in the amount of \$15,936.75 for specified projects for Fiscal Year 2014 - 2015.
Approved
79. a. Approve the submission of three (3) entries in the 2015 California State Association of Counties (CSAC) Challenge Awards competition (*Using Collective Impact to Improve Early Childhood Outcomes, Monterey County Gang Violence Prevention Initiative, and Monterey County Contracts & Purchasing Academy*); and
b. Authorize submission of the entries by the County Administrative Officer or his designee.
Approved
80. Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 12 to the Proprietary Software Maintenance Agreement Statement dated April 7, 2008 for support of CGI Technologies' Advantage System to add Enhanced Maintenance Service for Advantage HRM in the amount of \$165,000 plus all applicable taxes for July 1, 2015 to June 30, 2016.
Approve – Agreement No. A-11135

81. Approve and authorize the Parks Director, on behalf of the County of Monterey to sign the renewal Right-Of-Way (ROW) grant (CACA-048028-01) for permitting an existing storm water dispersion outlet onto Bureau of Land Management (BLM) property and to conduct a detailed geological investigation for the development of design alternatives for the area adjacent to and below turn 6 of the racetrack at Laguna Seca Recreation Area.

Approved

82. Approve a request from the Monterey County Regional Fire Protection District for dry period loan of \$5,500,000 for the Fiscal Year ending June 30, 2016.

Approved

- 82.1
- a. Approve the First Amendment to the Second Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency for the Interlake Tunnel Project;
 - b. Increase Fiscal Year 2015-16 appropriations in CAO017 1050-8038-7614 (Operating Transfer Out) by \$450,000 financed by unreserved Fund Balance (4/5th vote required); and
 - c. Authorize the County Administrative Officer to execute the First Amendment.

(ADDED VIA ADDENDUM ON JUNE 19, 2015)

This item was heard after item 5 on the Monterey County Water Resources Agency Agenda.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to:

- a. Approved the First Amendment to the Second Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency for the Interlake Tunnel Project;**
- b. Increased Fiscal Year 2015-16 appropriations in CAO017 1050-8038-7614 (Operating Transfer Out) by \$450,000 financed by unreserved Fund Balance (4/5th vote required); and**
- c. Authorized the County Administrative Officer to execute the First Amendment. ALL AYES**

- 82.2 Approve amending the County's Internal Revenue Code Section 125 Plan terminating the Alternative Benefit Option (ABO) Program as described under Section 2.2 of the Plan effective June 30, 2015. (ADDED VIA ADDENDUM ON JUNE 19, 2015)

Approved

- 82.3 Approve an increase in appropriations totaling \$92,570 in Auditor-Controller, Appropriation Unit AUD001 (001-1110-6111), and a decrease in Terminations Assigned Fund Balance (001-3115), to offset annual leave buy-back costs (4/5th vote required). (ADDED VIA ADDENDUM ON JUNE 19, 2015)

Approved

RMA - General

83. Adopt a Resolution to:
- Extend the termination date of the Memorandum of Agreement for the Central Coast Regional Areas of Special Biological Significance Dischargers Monitoring Program to December 31, 2016, at no additional cost beyond the adopted program budget; and
 - Authorize the Acting Director of the Resource Management Agency to execute the Memorandum of Agreement Amendment, Central Coast Regional Areas of Special Biological Significance Dischargers Monitoring Program with the Monterey Regional Water Pollution Control Agency.

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-179 to:

- Extend the termination date of the Memorandum of Agreement for the Central Coast Regional Areas of Special Biological Significance Dischargers Monitoring Program to December 31, 2016, at no additional cost beyond the adopted program budget; and**
- Authorize the Acting Director of the Resource Management Agency to execute the Memorandum of Agreement Amendment, Central Coast Regional Areas of Special Biological Significance Dischargers Monitoring Program with the Monterey Regional Water Pollution Control Agency. ALL AYES**

RMA - Public Works

84. a. Adopt Plans and Special Provisions for the Procurement (Delivery and Application) of Asphalt Emulsion for the Seal Coat FY16, Project No. 5516; and
- b. Authorize the Director of Public Works to advertise the “Notice to Bidders” in the *Monterey County Weekly* and South County News. (As Revised on the Record)

Approved - Construction No. 2015-017

85. a. Approve Amendment No. 5 to Professional Services Agreement No. A-11031 with TRC Engineers, Inc. to include Phase II, Final Design Tasks, for the Davis Road Bridge Replacement and Road Widening Project, located in Salinas, CA., County Bridge No. 208, State No. 44C068, Project No. 360065, Federal Aid Project No. BRLO-5944 (086), in the amount of \$3,899,368 for a total amount not to exceed \$4,459,731, and extend the term to December 31, 2021; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 5 to Professional Services Agreement No. A-11031 and future amendments to this Agreement where the amendment does not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-11031

86. Approve and authorize the Chair to sign Contract to Purchase a Public Utility Easement in the amount of \$9,500 from San Jose State University Research Foundation, a California Corporation, (APN 133-241-013) (Public Utility Easement "D") for the Moss Landing Rule 20A Underground Utility District Project in the Community of Moss Landing.

Approved

87. Adopt Resolution to:
- a. Certify the Final Environmental Impact Report for the Jail Housing Addition Project (SCH No. 2013011006);
 - b. Adopt California Environmental Quality Act findings for project approval;
 - c. Adopt a Mitigation Monitoring and Reporting Program; and
 - d. Approve proceeding with the Jail Housing Addition Project. (County Project No. 8819/1410 Natividad Road, Salinas) [PD 080640 (APN 003-851-034)]

A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 15-173 to:

- a. Certify the Final Environmental Impact Report for the Jail Housing Addition Project (SCH No. 2013011006);**
- b. Adopt California Environmental Quality Act findings for project approval;**
- c. Adopt a Mitigation Monitoring and Reporting Program; and**
- d. Approve proceeding with the Jail Housing Addition Project (County Project No. 8819/1410 Natividad Road, Salinas) [PD 080640 (APN 003-851-034)] ALL AYES**