



Monterey County

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

Action Minutes - Draft 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

Tuesday, April 22, 2014

9:00 AM

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

9:00 A.M. Call to Order

The meeting was called to order by Chair Calcagno.

Roll Call

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

Additions and Corrections for Closed Session

There were no additions or corrections to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court Case no. M109434)
 - (2) The Open Monterey Project v. Monterey County Board of Supervisors, et al. (Monterey County Superior Court Case no. M109441)
 - (3) Save Our Peninsula Committee v. County of Monterey, et al. (Monterey County Superior Court Case no. M126254)
 - (4) Employment Development Department State of California, Report numbers 2011-CA-004 and 2011-CA-001
 - (5) County of Monterey v. La Paz Partners, et al. (Monterey County Superior Court Case no. M124457)
 - b. 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 D, E, F, Q, S, and V

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

d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

e. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas Agency Negotiator: Benny Young, Resource Management Agency Director Negotiating Party: ~~Scott J. Prosser, CBRE CBRE Commercial Real Estate Brokerage and Cushman and Wakefield~~

Under negotiation: Price and terms (REVISED VIA SUPPLEMENTAL)

CLOSED SESSION REPORT

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

a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:

(1) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court Case no. M109434)

(2) The Open Monterey Project v. Monterey County Board of Supervisors, et al. (Monterey County Superior Court Case no. M109441)

(3) Save Our Peninsula Committee v. County of Monterey, et al. (Monterey County Superior Court Case no. M126254)

(4) Employment Development Department State of California, Report numbers 2011-CA-004 and 2011-CA-001

(5) County of Monterey v. La Paz Partners, et al. (Monterey County Superior Court Case no. M124457)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a. (1) through (5).

b. 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 D, E, F, Q, S, and V

CLOSED SESSION REPORT: The Board approved a side letter with Unit F regarding hourly pay for supervisors working in Crisis Unit. The letter is available through County Counsel or Human Resources.

c. 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.c.

d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
CLOSED SESSION REPORT: The Board took no reportable action on item 1.d.

e. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas Agency Negotiator: Benny Young, Resource Management Agency Director Negotiating Party: Scott J. Prosser, CBRE CBRE Commercial Real Estate

Brokerage and Cushman and Wakefield
Under negotiation: Price and terms (REVISED VIA SUPPLEMENTAL)
CLOSED SESSION REPORT: The Board took no reportable action on item 1.e.

10:30 AM Reconvene

Roll Call

Present: Charlie Steves, Interpreter

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

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Armenta.

Additions and Corrections

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

Added under Appointments:

20.2 Appoint Supervisor Simon Salinas to the Monterey County Air Pollution Control District as a temporary Alternate member.

Correction to 1:30 p.m. Schedule Matter

25. Revised Resolution submitted adding to the paragraph NOW, THEREFORE, BE IT RESOLVED...

Adopt Resolution to:

- a. Approve the change in Scope, Cost, and Schedule for the New Juvenile Hall Project, Project 8811 (Project), to reduce the Project from a 150 medium security bed Juvenile Hall complex to a 120 medium security bed facility with essential administrative and support space improvements based on the State of California conditional award of \$35 million, total project cost of \$52,791,824, and project completion date of September 2019;
- b. Authorize the Chief of Probation to submit the revised project Scope, Cost, and Schedule to the Board of State and Community Corrections for approval;
- c. Contingent upon approval of the change in scope by BSCC, authorizes and directs the County Administrative Officer, Director of Public Works, and Chief of Probation to take such other further actions as authorized by the Board of Supervisors as may be necessary or appropriate to move the Project forward to meet State milestone requirements for design submissions as defined under the SB 81 2007 Youthful Offender Rehabilitative Facility Construction Funding Program.

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

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Parker pulled items 28, 29 and 46 for comments and questions. Manuel Real responded to questions regarding item 29. Item 46 was trailed to the afternoon.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to approve the Consent Calendar, with the exception of item 46. ALL AYES

Ceremonial Resolutions

3. Adopt Resolution proclaiming Monterey County, California a Purple Heart County. (Supervisor Armenta)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-063 proclaiming Monterey County, California a Purple Heart County. (Supervisor Armenta) ALL AYES

4. Adopt Resolution proclaiming the Week of May 3-11, 2014 As "Travel & Tourism Week" in Monterey County. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-072 proclaiming the Week of May 3-11, 2014 As "Travel & Tourism Week" in Monterey County. (Full Board) ALL AYES

5. Adopt Resolution proclaiming the month of April 2014 as "California Safe Digging Month" in Monterey County. (Supervisor Potter)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-093 proclaiming the month of April 2014 as "California Safe Digging Month" in Monterey County. (Supervisor Potter) ALL AYES

6. Adopt Resolution honoring Kathie Kandler as 2014 Meals on Wheels of the Monterey Peninsula Woman of the Year. (Supervisor Potter)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-094 honoring Kathie Kandler as 2014 Meals on Wheels of the Monterey Peninsula Woman of the Year. (Supervisor Potter) ALL AYES

7. Adopt Resolution honoring Lorri Koster as a recipient of the National Steinbeck Center's 2014 Valley of the World Ag Leader Award. (Supervisor Potter)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-095 honoring Lorri Koster as a recipient of the National Steinbeck Center's 2014 Valley of the World Ag Leader Award. (Supervisor Potter) ALL AYES

8. Adopt Resolution honoring Arlene Krebs upon being named a 2014

Broadband Champion by the California Emerging Technology Fund. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-096 honoring Arlene Krebs upon being named a 2014 Broadband Champion by the California Emerging Technology Fund. ALL AYES

9. Adopt Resolution honoring Stanley E. Uchiyama as a recipient of the National Steinbeck Center's 2014 Valley of the World Education Award. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-100 honoring Stanley E. Uchiyama as a recipient of the National Steinbeck Center's 2014 Valley of the World Education Award. (Full Board). ALL AYES

10. Adopt Resolution declaring May 2014 as Clean Air Month in Monterey County. (Full Board)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-099 declaring May 2014 as Clean Air Month in Monterey County. (Full Board) ALL AYES

11. Adopt Resolution honoring Don Hart and Jack Hart as recipients of the National Steinbeck Center's 2014 Valley of the World Ag Leader Award. (Supervisor Potter)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-101 honoring Don Hart and Jack Hart as recipients of the National Steinbeck Center's 2014 Valley of the World Ag Leader Award. (Supervisor Potter). ALL AYES

- 11.1 Adopt Resolution honoring Monterey County Agricultural Education, Inc. recipient of the 2014 Valley of the World Educational Award. (Supervisor Salinas) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-102 honoring Monterey County Agricultural Education, Inc. recipient of the 2014 Valley of the World Educational Award. (Supervisor Salinas) (ADDED VIA ADDENDUM) ALL AYES

- 11.2 Adopt Resolution honoring Robert L. Meyer recipient of the 2014 Valley of the World Hall of Fame Award. (Supervisor Salinas) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-103 honoring Robert L. Meyer recipient of the 2014 Valley of the World Hall of Fame Award. (Supervisor Salinas) (ADDED VIA ADDENDUM) ALL AYES

Appointments

12. Appoint Juan Alberto Fregoso Armenta to the Community Restorative Justice Commission filling an unexpired term ending March 30, 2015, State

Corrections Representative. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Appoint Juan Alberto Fregoso Armenta to the Community Restorative Justice Commission filling an unexpired term ending March 30, 2015, State Corrections representative. (Full Board) ALL AYES

13. Reappoint Sheri Braden to the San Lucas County Water District for a term ending December 1, 2017. (Supervisor Salinas)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Sheri Braden to the San Lucas County Water District for a term ending December 1, 2017. (Supervisor Salinas) ALL AYES

14. Reappoint Jay Brown to the Planning Commission, term ending January 23, 2018. (Supervisor Salinas)

Public comment: Bob Perkins.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Jay Brown to the Planning Commission, term ending January 23, 2018. (Supervisor Salinas) ALL AYES

15. Reappoint Roger Soell to the Parks Commission for a term ending April 26, 2018. (Supervisor Parker)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Roger Soell to the Parks Commission for a term ending April 26, 2018. (Supervisor Parker) ALL AYES

16. Reappoint Sharon Albert and Mark Gonzalez to the Monterey County Workforce Investment Board, terms ending February 14, 2016. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Sharon Albert and Mark Gonzalez to the Monterey County Workforce Investment Board, terms ending February 14, 2014. (Full Board) ALL AYES

17. Appoint Kevin McClelland to the Monterey County Workforce Investment Board-Youth Council for a term ending April 22, 2016. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Appoint Kevin McClelland to the Monterey County Workforce Investment Board-Youth Council for a term ending April 22, 2016. (Full Board) ALL AYES

18. Reappoint Andrea Zeller-Nield and Neal Heckman to the Monterey County Workforce Investment Board, terms ending April 26, 2017. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Andrea Zeller-Nield and Neal Heckman to the Monterey County Workforce Investment Board, terms ending April 26, 2017. (Full Board) ALL AYES

19. Reappoint Al Espindola to the Fish & Game Advisory Commission, term ending February 1, 2017. (Supervisor Armenta)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Al Espindola to the Fish & Game Advisory Commission, term ending February 1, 2017. (Supervisor Armenta) ALL AYES

- 20.** Appoint Paula Calvetti to the Monterey County Workforce Investment Board to fill an unscheduled vacancy, term ending June 15, 2016. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Appoint Paula Calvetti to the Monterey County Workforce Investment Board to fill an unscheduled vacancy, term ending June 15, 2016. (Full Board). ALL AYES

- 20.1** Reappoint Joel Hill to the Greenfield Public Recreation District for a term ending December 31, 2016. (Supervisor Salinas)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Reappoint Joel Hill to the Greenfield Public Recreation District for a term ending December 31, 2016. (Supervisor Salinas) ALL AYES

- 20.2** Appoint Supervisor Simon Salinas as a Temporary Alternative Representative to the Monterey Regional Water Pollution Control Agency to attend a meeting on Monday, April 28, 2014. (Urgency Add)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to add item 20.2 to the agenda under Appointments. ALL AYES

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Appoint Supervisor Simon Salinas as a Temporary Alternative Representative to the Monterey Regional Water Pollution Control Agency to attend a meeting on Monday, April 28, 2014. (Urgency Add) ALL AYES

Other Board Matters

- 21.** Board Comments

Supervisor Potter thanked the Public Works Department for the improvements completed on Ocean Avenue at the intersection of Highway 1 in Carmel. They were long overdue and a huge improvement to the area. He commended them for their professionalism in completing the project.

- 22.** CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman advised of the following referral from Supervisor Potter's office:

Request that the Board of Supervisors take a formal position on Measure O which states: "Shall the ordinance Measure O which directs Monterey Peninsula Water Management District to adopt a policy to move forward toward public ownership of all water systems within its boundaries by conducting a feasibility study, and if deemed feasible move forward with the acquisition of all such water systems assets, be adopted". With the Board's concurrence, staff will bring this back at the meeting of May 6, 2014.

23. General Public Comment

Eric Peterson; Hans Jongens; and Joe Vierra.

10:30 A.M. - Scheduled Matters

- 23.1**
- a. Accept the 2012-2013 Annual Report of First 5 Monterey County (a.k.a. The Monterey County Children and Families Commission); and
 - b. Adopt a Resolution honoring 15 years of First 5 Monterey County.

Public comment: Joe Vierra.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to: a. Accept the 2012 2013 Annual Report of First 5 Monterey County (a.k.a. The Monterey County Children and Families Commission); and b. Adopted Resolution No. 14-104 honoring 15 years of First 5 Monterey County. ALL AYES

12:00 PM Recess to Lunch and continued Closed Session**1:30 PM Reconvene****Roll Call**

Present: Charlie Steves, Interpreter

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

1:30 P.M. - Scheduled Matters

- 24.**
- a. Receive a report on the status of drought related impacts in Monterey County and the County of Monterey's water conservation efforts;
 - b. Consider adoption of a Resolution encouraging voluntary water conservation efforts in Monterey County; and
 - c. Provide direction to staff regarding the establishment of a countywide interagency drought task force.

Public comment: Steve Ecklund; Eric Peterson.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to: a. Receive a report on the status of drought related impacts in Monterey County and the County of Monterey's water conservation efforts; b. Adopt Resolution No. 14-105 encouraging voluntary water conservation efforts in Monterey County; and c. Provide direction to staff regarding the establishment of a countywide interagency drought task force. ALL AYES

- 25.**
- Adopt Resolution to:
- a. Approve the change in Scope, Cost, and Schedule for the New Juvenile Hall Project, Project 8811 (Project), to reduce the Project from a 150 medium-security-bed Juvenile Hall complex to a 120 medium-security-bed facility with essential administrative and support space improvements

based on the State of California conditional award of \$35 million, total project cost of \$52,791,824, and project completion date of September 2019;

b. Authorize the Chief of Probation to submit the revised project Scope, Cost, and Schedule to the Board of State and Community Corrections for approval;

c. Contingent upon approval of the change in scope by BSCC, authorizing and directing the County Administrative Officer, Director of Public Works, and Chief of Probation to take such other further actions as authorized by the Board of Supervisors, as may be necessary or appropriate to move the Project forward to meet State milestone requirements for design submissions as defined under the SB 81 2007 Youthful Offender Rehabilitative Facility Construction Funding Program.

Public comment: Carmen Gil; Steve Ecklund; Juan Gomez; Pamela Weston; Raul Damien Tapia.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to adopt Resolution No. 14-106 to:

a. Approve the change in Scope, Cost, and Schedule for the New Juvenile Hall Project, Project 8811 (Project), to reduce the Project from a 150 medium security bed Juvenile Hall complex to a 120 medium security bed facility with essential administrative and support space improvements based on the State of California conditional award of \$35 million, total project cost of \$52,791,824, and project completion date of September 2019; b. Authorized the Chief of Probation to submit the revised project Scope, Cost, and Schedule to the Board of State and Community Corrections for approval; c. Approved the change in scope by BSCC, authorizing and directing the County Administrative Officer, Director of Public Works, and Chief of Probation to take such other further actions as authorized by the Board of Supervisors, as may be necessary or appropriate to move the Project forward to meet State milestone requirements for design submissions as defined under the SB 81 2007 Youthful Offender Rehabilitative Facility Construction Funding Program; and d. Directed staff return in 30 days with a plan to complete a supplemental needs assessment that includes community involvement in the facility design process and who will share costs.

ALL AYES

Adjournment

APPROVED:

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

ATTEST:

BY: _____
GAIL T. BORKOWSKI
CLERK OF THE BOARD
APPROVED ON _____

Supplemental Sheet, Consent Calendar

Natividad Medical Center

26. Approve and direct the Purchasing Manager for Natividad Medical Center (NMC) to execute the Second Letter Agreement to extend the Professional Services Agreement (A-12154) with Precision Orthopedics to provide orthopedic services at NMC extending the term an additional sixty (60) days to June 30, 2014.

Approved - Agreement No. A-12154

- 26.1 a. Authorize and direct the Purchasing Manager for Natividad Medical Center (NMC) to execute the First Amendment to Professional Services Agreement with Mohamed Kerala Serio M.D. to provide cardiology services at NMC, extending the term to June 30, 2015 and adding \$825,000 for a revised amount not to exceed \$1,575,000 in the aggregate (for the period February 1, 2013 to June 30, 2015); and
- b. Authorize the Purchasing Manager for NMC to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% of the contract amount and do not significantly change the scope of work. (ADDED VIA ADDENDUM)

Approved - Agreement No. A-12387

Health Department

27. Approve and authorize the Director of Health to sign Amendment No. 1 to the mental health services agreement A-12492 with ODD-Fellow Rebekah Children's Home of California to increase funding for additional mental health services, board and care services, and add the Wraparound Program for FY 2013-14 in the amount of \$582,429, Fiscal Year 2014-15 in the amount of \$1,066,549, FY 2015-16 in the amount of \$1,066,549, for a revised total Agreement amount not to exceed \$5,710,298 in the aggregate.

Approved - Agreement No. A-12492

28. a. Ratify and authorize the Director of Health or designee to accept an awarded grant and sign Memorandum of Agreement #649-11 SC ("Agreement") with the National Foundation for the Centers for Disease Control and Prevention, Inc. in the amount of \$30,000, for the period of November 1, 2013 through October 31, 2014, for evaluation services in relation to the Striving to Reduce Youth Violence Everywhere program; and
- b. Authorize the Director of Health to approve three future amendments up to ten percent (10%) of the annual amount, which does not significantly alter the scope of services or result in an increase to net county costs.

Approved

Criminal Justice

29. Approve the recommended AB 109 Public Safety Realignment Growth Fund Budget in the amount of \$568,243 for Fiscal Year (FY) 2013-14.

Approved

General Government

30. Receive the attached Action Minutes of the Budget Committee for Fiscal Year 2012-13: July 25, 2012, August 29, 2012, September 26, 2012, October 31, 2012, November 30, 2012 and December 18, 2012.

Approved

31. a. Ratify and Authorize the Contracts/Purchasing Officer on behalf of the Registrar of Voters to execute an Agreement for \$245,856.19 with Data Information Management Systems, Inc. (DIMS) to provide voter registration software services for the period October 1, 2013 to June 30, 2016; and
b. Authorize the Contracts/Purchasing Officer on behalf of the Registrar of Voters to execute two future One-year Extensions which do not significantly impact the scope of work or exceed \$95,000 per additional year.

Approved - Agreement No. A-12437

32. Approve the Board of Supervisor's Action Minutes for the meetings of Tuesday, January 7, 2014; Tuesday, January 14, 2014; Tuesday, January 28, 2014; Tuesday, February 4, 2014; Tuesday, February 11, 2014 and Tuesday, February 25, 2014.

Approved

33. a. Approve a transfer of \$83,300 from General Fund Contingencies, 001-1050-8034-Appropriation Unit CAO020 to 001-1050-8054-CAO-Intergovernmental & Legislative Affairs (CAO-IGLA), Appropriation Unit CAO004 to pay the ex-officio or full Monterey Peninsula Regional Water Authority membership fee for Fiscal Year 2012-13; and
b. Approve and authorize the Auditor-Controller to modify the FY 2013-14 Adopted Budget by increasing appropriations in CAO-IGLA, Appropriation Unit CAO004 and decreasing appropriations in General Fund Contingencies, Appropriation Unit CAO020 in the amount of \$83,300 to reflect these approved changes in the FY 2013-14 Adopted Budget.

Approved

34. Receive and accept the Fiscal Year 2013-14 Year-end Estimate and Annual Three-Year Financial Forecast from ITD for the period of Fiscal Year (FY)

2014-15 through FY 2016-17.

Approved

35. Approve and adopt revisions to the Bylaws of the Commission on Disabilities.

Approved

36. Receive and Accept the Treasurer's Report of Investments for the quarter ending March 31, 2014.

Approved

37. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Lagunita School District.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 14-107 approving amendments to the Conflict of Interest Code of the Lagunita School District. ALL AYES

38. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Carmel Area Wastewater District.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 14-108 to approve the amendments to the Conflict of Interest Code of the Carmel Area Wastewater District. ALL AYES

39. Adopt Resolution to approve the Conflict of Interest Code of the Big Sur Charter School.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 14-109 to approve the Conflict of Interest Code of the Big Sur Charter School. ALL AYES

RMA - Public Works

40. a. Approve a Road Improvement Agreement and Road Maintenance Agreement, between the County of Monterey and Bastogne Holdings, LLC, in compliance with Combined Development Permit No. PLN110426, 1083 Madison Lane, Salinas, Greater Salinas Area Plan; and
b. Authorize the Chair of the Board to execute the Road Improvement Agreement and Road Maintenance Agreement

Approved

41. Accept Final Report on completion of all items of work described in EPO 0510, more fully described as the "Carmel Valley Road Eucalyptus Tree Risk Mitigation Pruning Project" that included pruning of the 6 Historic Eucalyptus Trees along Carmel Valley Road at Boronda Road.

Approved

42. Approve and authorize the Chair of the Board of Supervisors to sign a Grant of Easement for Entry Monuments over a portion of APN 031-161-013 to UCP East Garrison, LLC in conjunction with the East Garrison development project on the former Fort Ord.

Approved

43. a. Approve the submittal of the following grant applications for roadway and bicycle/pedestrian projects: to the United States Department of Transportation for the Transportation Investment Generating Economic Recovery Discretionary Grant; to the California Department of Transportation for the Active Transportation Program grant funds; and to the Transportation Agency for Monterey County for Regional Surface Transportation Program Competitive Grants program;
- b. Authorize the Director of Public Works, or his designee, to act as the agent for the County in processing all documentation to secure these funds; and
- c. Direct the Resource Management Agency - Public Works to return to the Board for approval prior to acceptance of any grant award (s).

Approved

44. a. Accept the Annual Evaluation Report of Traffic Volumes on Carmel Valley Road and Rio Road, pursuant to 2010 Carmel Valley Master Plan; and
- b. Set May 6, 2014, at 1:30 p.m., as the date and time to conduct a public hearing on the traffic volumes on Carmel Valley Road for Segment 7, pursuant to the 2012 Carmel Valley Master Plan, Carmel Valley Area.

Approved

45. a. Rescind approval of Pre-Grading Agreement, No. A-11022 to allow removal of trees and grading for Cathrein Acres Subdivision (also known as Cathrein Estates Subdivision) PLN990330 and related actions;
- b. Approve the release of Performance Bond No. 104950131 in the amount of \$127,000 for Cathrein Acres Subdivision; and
- c. Approve the release of Payment Bond No. 104950131 in the amount of \$63,500 for Cathrein Acres Subdivision in accordance with California Government Code Section 66499.7 (h) (Subdivision Map Act); after the passage of time for recording claims or liens.

Approved - Agreement No. A-11022

46. Receive and approve proposed changes to the Capital Improvement Financing Plan for Major Facilities.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to receive and approve proposed changes to the Capital Improvement Financing Plan for Major Facilities. ALL AYES

47. Board of Supervisors acting as the Board of Directors for County Service Area No. 75, Chualar

- a. Award a contract to The Don Chapin Company, Inc., the lowest responsible and responsive bidder for the Chualar Sanitary Sewer Rehabilitation, Project No. 093-45, in the total amount of \$59,900.00;
- b. Approve the Performance and Payment Bonds executed and provided by The Don Chapin Company, Inc.;
- c. Authorize a contingency (not to exceed 10 percent of the contract amount) to provide funding for approved contract change orders;
- d. Authorize the Director of Public Works to execute the contract and, subject to the terms of the Public Contract Code, approve contract change orders that do not significantly change the scope of work; and
- e. Authorize the Director of Public Works to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when he determines that the contract is complete in all respects in accordance with the Plans and Special Provisions for the Chualar Sanitary Sewer Rehabilitation, Project No. 093-45, performed by The Don Chapin Company, Inc.

Approved