

# Monterey County

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



## Meeting Agenda - Final-revised

Tuesday, April 19, 2016

9:00 AM

See separate agenda for Board of Supervisors of the Monterey  
County Water Resource Agency.

### Board of Supervisors

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

The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901. As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

**ALTERNATE AGENDA FORMATS:** If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

**CEREMONIAL/APPOINTMENTS/OTHER BOARD MATTERS:** These items may include significant financial and administrative actions, and items of special interest, usually approved by majority vote for each program. The regular calendar also includes "Scheduled Items," which are noticed hearings and public hearings.

**CONSENT CALENDAR:** These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by majority vote.

**TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA:** Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board's action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

**TO ADDRESS THE BOARD DURING PUBLIC COMMENT:** Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

**DOCUMENT DISTRIBUTION:** Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

**INTERPRETATION SERVICE POLICY:** The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for translation assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un interprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de anticipo de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies. The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting. Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5

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

## **9:00 A.M. - Call to Order**

### **Roll Call**

### **Additions and Corrections for Closed Session:**

*The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code. The public may comment on Closed Session items prior to the Board's recess to Closed Session.*

### **Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
  - b. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
  - 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 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: Manuel Gonzalez and Brette NealEmployee Organization(s): All Units
  - e. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) The Open Monterey Project v. County of Monterey, et al. (Monterey County Superior Court case no. M109441)
    - (2) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)

*Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.*

**10:30 A.M. - Reconvene****Roll Call****Pledge of Allegiance****Additions and Corrections**

*The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.*

**Consent Calendar**

2. Approval of Consent Calendar (See Supplemental Sheet)

**Ceremonial Resolutions**

3. Adopt Resolution honoring Dr. Deborah Biller upon her retirement as Medical Director of the Big Sur Health Center. (Full Board)  
**Attachments:** [Biller Ceremonial Resolution](#)
4. Adopt Resolution recognizing Richard Smith for his special contribution as a board member of the Salinas Valley Water Coalition for over twenty-five years. (Supervisor Salinas)  
**Attachments:** [Smith Ceremonial Resolution](#)
5. Adopt Resolution commending Mary Elizabeth “Libby” McMullen, upon her retirement as Sergeant from the Monterey County Sheriff’s Department after twenty-five years. (Full Board)  
**Attachments:** [McMullen Ceremonial Resolution](#)
6. Adopt Resolution Commending Deputy Paul Bryan Butterfield, Monterey County Deputy Sheriff, upon his retirement with 21 years of service. (Full Board)  
**Attachments:** [Deputy Butterfield Ceremonial Resolution](#)
7. Adopt Resolution honoring Sidney Smith upon his retirement from the Monterey County Health Department after a combined thirty four years of dedicated public service. (Full Board)  
**Attachments:** [Smith Ceremonial Resolution](#)

8. Adopt Resolution recognizing the Honorable Dan Albert and Mrs. Joanne Albert as recipients of the Monterey Peninsula College 2016 President's Award. (Supervisor Potter)

**Attachments:** [Ceremonial Resolution - Albert](#)

### **Appointments**

9. Appoint Jeff Cecialio to the Northern Salinas Valley Mosquito Abatement District to fill an unscheduled vacancy with a term ending January 2, 2018. (Full Board)

**Attachments:** [Notification to Clerk - Cecialio](#)

- 9.1 Reappoint Paul Cortopassi to the Castroville Cemetery District for a term ending March 30, 2019. (Supervisor Phillips)

**Attachments:** [Notiication to Clerk - Cortopassi](#)

- 9.2 Reappoint Cesar Padilla to the Castroville Cemetery District for a term ending March 30, 2019. (Supervisor Phillips)

**Attachments:** [Notification to Clerk - Padilla](#)

- 9.3 Reappoint Eva Mae Sigala to the Castroville Cemetery District for a term ending March 30, 2019. (Supervisor Phillips)

**Attachments:** [Notification to Clerk -Sigala](#)

### **Other Board Matters**

10. Board Comments

11. CAO Comments and Referrals

**Attachments:** [Referrals 04-19-16](#)  
[Referrals 04-19-16 Revised via Supplemental](#)

12. General Public Comment

*This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.*

**10:30 A.M. - Scheduled Matters**

13. a. Receive a status report on the outcome of public discussions regarding the proposed water and energy efficient landscape regulations;  
b. Consider the recommended solutions for addressing the public's concerns;  
and  
c. Provide direction to staff regarding modifications to the proposed water and energy efficient landscape regulations.  
(Water and Energy Efficient Landscape Ordinance - REF110056, County-wide)

**Attachments:** [Board Report](#)  
[Attachment A - Discussion](#)  
[Attachment B - Flow Chart](#)

14. a. Accept the Annual Progress Report for the 2010 General Plan Implementation pursuant to Government Code Section 65400;  
b. Accept the Annual Progress Report for the 2009-2014 Housing Element Implementation to comply with State Department of Housing and Community Development requirements;  
c. Authorize the Resource Management Agency Director to submit the progress reports to the State Office of Planning and Research and State Department of Housing and Community Development  
d. Accept the Resource Management Agency Long Range Work Program (REF160006/Annual Progress Report for the 2010 General Plan Implementation and Housing Element Implementation)

**Attachments:** [Board Report](#)  
[Attachment A - Annual Progress Report](#)  
[Exhibit 1 - 2010 GPI LRWP Completed Task Summary Matrix](#)  
[Exhibit 2 - 2010 GPI LRWP Summary Matrix](#)  
[Exhibit 3 - 2015 Annual Housing Element Progress Report](#)  
[Attachment B - RMA LRWP Completed Task Summary Matrix](#)  
[Attachment C - RMA LRWP Summary Matrix](#)

**12:00 P.M. - Recess to Lunch****1:30 P.M. - Reconvene Monterey County Board of Supervisors****Roll Call**

**1:30 P.M. - Scheduled Matters**

15. Receive a report from the Natividad Medical Foundation President & Chief Executive Officer updating the Board of Supervisors on the work of the Natividad Medical Foundation.

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

[FINAL Presentation to Monterey County Board of Supervisors for April 19 2016.](#)

16. Conduct a public hearing to consider:
- Adopting a resolution finding that the expenditure of funds from the Natividad Medical Center (NMC) Fiscal Year 2015/2016 Budget to support a Funding Agreement with Healthcare Foundation of Northern and Central California (“Healthcare Foundation”), a California corporation, assisting Healthcare Foundation in meeting the direct costs of a Medical Respite Program (“MRP”) for homeless persons in Monterey County, has a direct and primary public purpose, benefiting Monterey County, in general, and NMC, in particular;
  - Authorizing the Deputy Purchasing Agent for NMC or his designee to execute a Funding Agreement with Healthcare Foundation, to provide funding to Hospital Foundation in an amount not to exceed \$105,000 to assist in meeting the direct costs of the MRP, for a term beginning April 19, 2016 through April 18, 2017; and
  - Authorizing the Deputy Purchasing Agent for NMC or his designee to execute up to three (3) future amendments to the Funding Agreement, each of which does not exceed twelve (12) months or significantly alter the scope of work, and which in the aggregate do not cause an increase of more than ten percent (10%) (\$10,500) of the original cost of the Agreement.

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

[Funding Agreement with Healthcare Foundation for Respite Facility.pdf](#)

[Proposed Resolution Funding Agreement for Respite Facility.docx](#)

17. a. Receive an oral report from service providers and county officials, which assesses existing gaps in services as well as recommended steps or actions to effectively address current issues of encampments in the Chinatown area; and  
b. Provide direction to county staff for next steps.

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

**Adjournment**



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

18. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with AMF Media Group for Public Relations Services at NMC for an amount not to exceed \$185,500 for the term May 1, 2016 through April 30, 2017.
- b. Authorize the Deputy Purchasing Agent for NMC or his designee 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.

**Attachments:** [Board Report](#)  
[Original Agreement with AMF Media Group.pdf](#)

19. a. Adopt the Natividad Medical Center Construction Task Catalog, Project Manuals, and Technical Specifications for the Job Order Contract Projects, Project No. JOC Bid Nos. NMC 2016-01, Bid Nos. NMC 2016-02, Bid Nos. NMC 2016-03 as part of the information to complete the Job Order Contract program; and
- b. Authorize advertising the “Notice to Contractors” in a newspaper of general circulation.

**Attachments:** [Board Report](#)  
[2015-16 JOC Construction Task Catalog - NMC.pdf](#)  
[2015-16 JOC Technical Specifications - NMC.pdf](#)  
[2015-16 JOC Project Manual - NMC Final.pdf](#)

20. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the no extension Fourth Amendment to the Professional Services Agreement with Pediatric Gastroenterology Medical Associates of Santa Clara Valley to provide pediatric gastroenterology services at NMC adding \$50,000, for a revised not to exceed amount of \$150,000.

**Attachments:** [Board Report](#)  
[Pediatric Gastroenterology Medical Assoc.of Santa Clara Valley 4th Amend](#)  
[Pediatric Gastroenterology Medical Assoc. of Santa Clara Valley 3rd Amend](#)  
[Pediatric Gastroenterology Medical Assoc. of Santa Clara Valley 2nd Amend](#)  
[Pediatric Gastroenterology Medical Assoc. of Santa Clara Valley 1st Amend](#)  
[Pediatric Gastroenterology Medical Assoc. of Santa Clara Valley Agmt.](#)

**Health Department**

21. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a two and a half-year term Facility User Agreement January 1, 2016 to June 30, 2018 with Action Council of Monterey County to use office space on County leased-premises located at King City, California to provide early childhood development programs and services for children ages 0 to 5 and their families in Monterey County at no cost; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute up to three future amendments to this Agreement where the amendments do not significantly change the scope of work.

**Attachments:** [Board Report Agreement Action Council.pdf](#)

22. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-12730 with Chamberlain's Children Center for the provision of mental health services in the increased amount of \$606,570 for Fiscal Year (FY) 2015-16 and \$1,155,657 for FY 2016-17, for a new total Agreement amount of \$1,966,923 for the full term of FY 2014-15 through FY 2016-17.

**Attachments:** [Board Report Chamberlains Amend No. 1.pdf](#)  
[Chamberlains Agreement.pdf](#)

23. Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 1 to Alcohol and/or Drug Service Agreement A-12777 with Community Human Services for the provision of alcohol and drug recovery services adding \$829,461 for a total Agreement amount not to exceed \$7,125,882 for a term of July 1, 2015 to June 30, 2018.

**Attachments:** [Board Report CHS AOD Amend No. 1 to A-12777.pdf](#)  
[CHS AOD Agreement A-12777 20150701-20180630 Fully Executed.pdf](#)

24. Approve and authorize the Contracts Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 4 to Standard Agreement A-11775 with LocumTenens.com to provide for rate increases as per the schedule in Exhibit "A" and increases to the FY 2015-16 amount by \$700,000 to meet the Department's needs for temporary licensed physicians and health care professionals for a total Agreement amount not to exceed \$1,210,000.

**Attachments:** [Board Report](#)  
[LocumTenens Amend #4.pdf](#)  
[LocumTenens.com Amendment # 3 BH 20100701-20160630.pdf](#)  
[LocumTenens.com Amend #2 A-11775 Fully Executed.pdf](#)  
[LocumTenens fully executed amendment #1 to A-11775 \(6.28.12\).pdf](#)  
[Locum Tenens Agreement.pdf](#)

## **General Government**

25. Authorize the Director of the Economic Development Department to execute an amendment to the Subrecipient Grant Agreement between the County and the Aromas Community Center Foundation for expenditure of Housing Related Parks Program funds, to expand the authorized scope of work and to add time for completion of the additional work. (CORRECT ATTACHMENT SUBMITTED VIA SUPPLEMENTAL)

**Attachments:** [Board Report](#)  
[Executed Subrecipient Grant Agreement Part 1 of 5](#)  
[Proposed Amendment 1 to the Subrecipient Grant Agmt - Correct Attachment](#)

26. Receive and Accept the Treasurer's Report of Investments for the Quarter Ending March 31, 2016.

**Attachments:** [Board Report](#)  
[Exhibit A - Investment Portfolio Review 03 31 16](#)  
[Exhibit B - Portfolio Management Report](#)  
[Exhibit C - Monterey County Historical Yields vs. Benchmarks 03.31.16](#)  
[Exhibit D - Aging Summary 04.01.16](#)

27. a. Approve Amendment No. 3 to the Agreement between the County and Moxxy Marketing for technical assistance, graphic design, web maintenance, Crop Report and outreach, to expand the scope of work and increase the amount payable by \$50,000, for a total amount not to exceed \$130,000;  
b. Authorize the Agricultural Commission to execute Amendment No. 3; and  
c. Authorize the Auditor-Controller to make payments in accordance with the terms of the Agreement and Amendment to the No.3 Agreement.

**Attachments:** [Agreement.pdf](#)  
[Agreement Amendment 1.pdf](#)  
[Agreement Amendment 2.pdf](#)  
[Agreement Amendment 3.pdf](#)  
[Board Report.pdf](#)

**Board of Supervisors Supplemental Agenda for April 19, 2016**

28. Monterey County Board of Supervisors Supplemental Agenda for Tuesday, April 19, 2016.

**SUPPLEMENTAL****Correction to Other Board Matters**

11. *Revised Referral Form Submitted. See Referral No. 2016.02. Item 8*  
CAO Comments and Referrals

**Correction to Consent Calendar - General Government**

25. *Correct Attachment 3 submitted*  
*Proposed Amendment 1 to the Subrecipient Grant Agreement*  
Authorize the Director of the Economic Development Department to execute an amendment to the Subrecipient Grant Agreement between the County and the Aromas Community Center Foundation for expenditure of Housing Related Parks Program funds, to expand the authorized scope of work and to add time for completion of the additional work.