

Monterey County

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



Action Minutes - Draft

Tuesday, October 1, 2013

9:00 AM

**See separate agendas for Boronda County Sanitation District,
Successor Agency to the Redevelopment Agency of the County of
Monterey and the Board of Supervisors of the Monterey County
Water Resources Agency**

Board of Supervisors

Supervisor Fernando Armenta - District 1

Supervisor Philips - District 2

Supervisor Simón Salinas - District 3

Chair Jane Parker - District 4

Vice Chair, Dave Potter - District 5

9:00 AM Call to Order

The meeting was called to order by Chair Armenta.

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. [CS 13-045](#) 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) Leslie Rostron v. County of Monterey, et al. (United States District Court case no. CV 13 03077 LHK PSG)
 - b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:
 - (1) County Counsel
 - (2) Equal Opportunity Officer
 - c. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.
 - d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
 - e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: James May and Brette NealEmployee Organizations: All Units
 - f. 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) City of Carmel-by-the-Sea

- (2) City of Del Rey Oaks
- (3) City of Gonzales
- (4) City of King City
- (5) City of Marina
- (6) City of Monterey
- (7) City of Pacific Grove
- (8) City of Salinas
- (9) City of Sand City
- (10) City of Seaside
- (11) City of Soledad

(ADDED VIA ADDENDUM)

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) Leslie Rostron v. County of Monterey, et al. (United States District Court case no. CV 13 03077 LHK PSG)

CLOSED SESSION REPORT: The Board took no reportable action on item 1.a. (1).

b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:

(1) County Counsel

(2) Equal Opportunity Officer

CLOSED SESSION REPORT: The Board took no reportable action on item 1.b. (1) & (2).

c. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.

CLOSED SESSION REPORT: The Board took no reportable action on item 1.c.

d. 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.d.

e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:

(1) Designated representatives: James May and Brette Neal

Employee Organizations: All Units

CLOSED SESSION REPORT: The Board conferred with counsel and labor negotiators on all units and approved a tentative agreement with Unit A-1 & B (Deputy Sheriff's Association) and a labor contract for a three year term including salary and benefit provisions; directed staff to return on a future date with ratification of the agreement to allow for implementation under the terms of the agreement by appropriate County staff.

f. 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) City of Carmel-by-the-Sea

(2) City of Del Rey Oaks

(3) City of Gonzales

- (4) City of King City
- (5) City of Marina
- (6) City of Monterey
- (7) City of Pacific Grove
- (8) City of Salinas
- (9) City of Sand City
- (10) City of Seaside
- (11) City of Soledad
- (ADDED VIA ADDENDUM)

CLOSED SESSION REPORT: The Board took no reportable actions on item 1.f. (1) through (11).

10:30 AM Reconvene

Roll Call

- Present:** 6 - Supervisor Fernando Armenta, Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter
- Present:** 6 - Supervisor Fernando Armenta, 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 Chair Armenta.

Additions and Corrections

There were no additions or corrections.

Consent Calendar- (See Supplemental Sheet)

- 2. [13-1023](#) Approval of Consent Calendar (See Supplemental Sheet)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to approve the Consent Calendar (See Supplemental Sheet). **ALL AYES**

Ceremonial Resolutions

- 3. [CR 13-098](#) Adopt Resolution commending Heather Hardee, District Attorney’s Office upon her retirement from 23 Years of Public Service. (Supervisor Armenta)

Attachments: [Hardee Retirement Resolution](#)
[Completed Resolution](#)
[Completed Board Order](#)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-302 commending Heather Hardee, District Attorney’s Office upon her retirement from 23 Years of Public Service.

(Supervisor Armenta) ALL AYES

Appointments

4. [APP 13-123](#) Appoint one member of the Board of Supervisors to serve as Director and one member of the Board of Supervisors to serve as Alternate on the 2014 Board of Directors of the California State Association of Counties (CSAC).

Attachments: [Completed Board Order](#)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to appoint Supervisor Armenta to serve as Director and Supervisor Potter to serve as Alternate on the 2014 Board of Directors of the California State Association of Counties (CSAC). ALL AYES

5. [APP 13-124](#) Reappoint Angie Ortega to the Community Restorative Justice Commission, term ending October 1, 2015. (Supervisor Armenta)

Attachments: [Ortega Notification to Clerk](#)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to Reappoint Angie Ortega to the Community Restorative Justice Commission, term ending October 1, 2015. (Supervisor Armenta) ALL AYES

6. [APP 13-125](#) Appoint Gary Edwards to the Commission on Disabilities, term ending December 31, 2015. (Full Board)

Attachments: [Edwards Notification to Clerk](#)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to Appoint Gary Edwards to the Commission on Disabilities, term ending December 31, 2015. (Full Board) ALL AYES

Other Board Matters

7. [13-1024](#) Board Comments

Supervisor Parker announced the first day of sign-ups for the Affordable Care Act and announced three community meetings in her district to assist in navigating the Covered California website. More information can be found at [JaneParker.org](#).

Supervisor Parker responded to a previous public comment regarding meeting times for Board Committees. Subcommittees are listed on the same site as the Board of Supervisors meeting agendas. She thanked the Clerk of the Board and County staff for making this information available. She requested staff find a way to include information about the various committee meeting schedules and locations.

Supervisor Armenta advised that he attended the Covered California presentation on September 27th. The presentation was good and attendance was decent. He suggested that the panel include eligibility workers to answer questions. He thanked all departments that worked on this presentation.

8. [13-1026](#) CAO Comments and Referrals

Attachments: [Referrals 100113](#)

There were no CAO comments or referrals.

- 9. [13-1025](#) General Public Comment

Hans Jongens; Luisa Blue.

12:00 PM Recess to Lunch

1:30 PM Reconvene

Roll Call

Present: 6 - Supervisor Fernando Armenta, Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Present: 6 - Supervisor Fernando Armenta, Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

1:30 PM - Scheduled Matters

- 10. [13-1003](#)
 - a. Receive, through the Contracts/Purchasing Officer and Health Department - EMS Agency Director, the recommendations of the independent review panel regarding the hospital that is most qualified to become the designated adult Level II Trauma Center, for Monterey County; and,
 - b. Authorize the Contracts/Purchasing Officer and the EMS Agency Director to: i) if the Salinas Valley Memorial Hospital System (“SVMHS”) is the recommended designee, negotiate a Memorandum of Understanding with SVMHS for designation as an adult Level II Trauma Center; or, ii) if Natividad Medical Center (“NMC”) is the recommended designee, work with NMC to develop an implementation plan to be approved by the Board of Supervisors and codified in the County Code.

Attachments: [Completed Board Order](#)

Public comment: Harry Weis; Harry Wardwell.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to: a. Receive, through the Contracts/Purchasing Officer and Health Department EMS Agency Director, the recommendations of the independent review panel regarding the hospital that is most qualified to become the designated adult Level II Trauma Center, for Monterey County; and, b. Authorized the Contracts/Purchasing Officer and the EMS Agency Director to work with NMC to develop an implementation plan to be approved by the Board of Supervisors and codified in the County Code; additionally directed staff to use all due diligence to develop implementation plan and provide progress updates to the Board of Supervisors, including a full implementation timeline. ALL AYES

Adjournment

APPROVED:

**MARY L. ADAMS, CHAIR
BOARD OF DIRECTORS**

ATTEST:

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

Supplemental Sheet, Consent Calendar

Natividad Medical Center

11. [A 13-215](#) Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment #7 to the Agreement (A-11879) with Beacon Partners Inc., for resources to support implementation and upgrades to Meditech Clinical Modules including:

Meditech 5.66 Software Upgrade
Intelligent Medical Objects (IMO) software implementation
Patient Portal Implementation
Meditech Support Analysts of Meditech Clinical Modules; and
Meaningful Use Management and support,

Extending the Agreement to June 30, 2015 and adding \$4,098,400 for a revised total Agreement amount not to exceed \$8,154,270 in the aggregate.

Attachments: [Beacon Partners Amendment #7](#)
[Beacon Partners Inc](#)
[Beacon Partners Amendment #7 Spend Sheet](#)
[Explanation and Description of Meaningful Use](#)
[Completed Board Order](#)

Approved - Agreement No. A-11879

- 11.1 [A 13-236](#)
- a. Ratify execution by Natividad Medical Center (“NMC”) Chief Executive Officer ("CEO") of a Hospital Services Agreement with Aspire Health Plan, effective January 1, 2014, adding NMC as an acute care hospital member of Aspire’s network of Medicare Advantage providers of healthcare services to enrollees in Monterey County for one (1) year until December 31, 2014 and automatically renewing for consecutive one (1) year terms unless terminated by written notice at least ninety (90) days’ in advance of the expiration of the current term (“the Hospital Services Agreement”), subject to correction of provider name to read “County of Monterey d/b/a Natividad Medical Center”; and
- b. Authorize execution by NMC CEO of two (2) Primary Care Physician Agreements with Monterey Bay Independent Physician Association, Inc. (“MBIPA”), effective October 1, 2013, on behalf of Steven Harrison, M.D. and Minerva Perez-Lopez, M.D, to become participating physicians in MBIPA as providers of primary care physician services to Medicare enrollees in the Aspire Health Plan and potentially other Aspire Health Plan enrollees and other Health Plans that contract with MBIPA in the future, for a term of one (1) year, automatically renewing for consecutive one (1) year terms unless terminated at any time, without cause, on sixty (60) days’ advance written

notice (“the Primary Care Physician Services Agreements”); and

c. Authorize execution by NMC CEO of three (3) Specialty Care Physician Agreements with MBIPA, effective October 1, 2013, on behalf of Anthony Galicia, M.D., Alexander DiStante, M.D., and Barron Mark Palmer, M.D. to become participating physicians in MBIPA as providers of specialty care physician services to Medicare enrollees in the Aspire Health Plan and potentially other Aspire Health Plan enrollees and other Health Plans that contract with MBIPA in the future, for a term of one (1) year, automatically renewing for consecutive one (1) year terms unless terminated, at any time, without cause on sixty (60) days’ advance written notice (“the Specialty Care Physician Services Agreements”); and

d. Authorize execution by NMC CEO of future, additional Primary Care Physician Agreements and Specialty Care Physician Agreements with MBIPA, with substantially the same terms as those agreements described above and approved by the Board of Supervisors, subject to review and approval by County Counsel and County Auditor-Controller, establishing additional NMC physician employees as participating providers of either primary care or specialty care physician services, as the case may be, in MBIPA’s provider network to Medicare enrollees in the Aspire Health Plan and potentially other enrollees in Aspire Health Plan and other Health Plans that contract with MBIPA; and

e. Authorize execution by NMC CEO of a Side Letter with MBIPA with regard to the Primary Care Physician Agreements and Specialty Care Physician Agreements, clarifying that (1) the physician under each of these Agreements (“NMC Physician Employee”) is employed by the County; (2) the County is the contracting party on behalf of its physicians; MBIPA will provide at least sixty (60) days’ advance notice of implementation by MBIPA of any new Health Plan in addition to Aspire Health Plan, and (3), at the time of implementation of any new Health Plan, MBIPA will consider whether to give the NMC Physician Employee the option to continue to participate under each Agreement in effect as to Aspire Health Plan enrollees, and enrollees of any other Plan under which he or she is then providing professional services, without requiring acceptance of any enrollees of the new Plan (“the Side Letter Agreement”).

Attachments: [Completed Board Order](#)

[Attachment A](#)

[Attachment B](#)

[Attachment C](#)

[Attachment D](#)

[Attachment E](#)

[Attachment F](#)

[Attachment G](#)

Approved - Agreement Nos. A-12568 (Aspire Health Plan); A-12569 (Steven Harrison, MD); A-12570 (Minerva Perez-Lopez, MD); A-12571 (Anthony Galicia,

MD); A-12572 (Alexander DiStante, MD); A-12573 (Barron Mark Palmer, MD)

Health and Social Services

12. [13-0992](#)
- Adopt a Resolution to:
- Approve the creation of the Child Support Assistant I (25C17) classification and approve the title change of the existing Child Support Assistant (25C18) to Child Support Assistant II (25C18) as indicated in the attached Resolution;
 - Amend Personnel Policies and Practices Resolution No 98-394 to create the new position of Child Support Assistant I (25C17) with the salary range as indicated in the attached Resolution;
 - Amend Personnel Policies and Practices Resolution No 98-394 to retitle the existing classification of Child Support Assistant (25C18) to Child Support Assistant II (25C18) with the salary range as indicated in the attached Resolution;
 - Amend the Department of Child Support Services Budget 2250 to reallocate the existing eleven (11) Child Support Assistants (25C18) to Child Support Assistant IIs (25C18); and
 - Authorize the County Administrative Office and the Auditor-Controller to take the necessary action to program the Advantage system to implement these actions including the transfer of positions and units.

Attachments: [Attachment A CSA BoS resolution file ID 13-0992.docx](#)
[Completed Board Order and Resolution](#)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to adopt Resolution No. 13-313 to:

- Approve the creation of the Child Support Assistant I (25C17) classification and approve the title change of the existing Child Support Assistant (25C18) to Child Support Assistant II (25C18) as indicated in the attached Resolution;**
- Amend Personnel Policies and Practices Resolution No 98-394 to create the new position of Child Support Assistant I (25C17) with the salary range as indicated in the attached Resolution;**
- Amend Personnel Policies and Practices Resolution No 98-394 to retitle the existing classification of Child Support Assistant (25C18) to Child Support Assistant II (25C18) with the salary range as indicated in the attached Resolution;**
- Amend the Department of Child Support Services Budget 2250 to reallocate the existing eleven (11) Child Support Assistants (25C18) to Child Support Assistant IIs (25C18); and**
- Authorize the County Administrative Office and the Auditor-Controller to take the necessary action to program the Advantage system to implement these actions including the transfer of positions and units. ALL AYES**

13. [13-1005](#)
- Amend the Department of Social Services (DSS) Budget Unit Budget Unit 5010-SOC005-8262, to add two (2) FTE Social Worker V positions for CalWORKs family stabilization component; and
 - Authorize the County Administrative Office to incorporate the changes into the 5010- SOC005-8262 FY 2013-14 Adopted Budget to reflect the change in position counts; and

c. Approve and authorize the Auditor-Controller to amend the 5010-SOC005-8262 FY 2013-14 Adopted Budget to increase appropriations and estimated revenues in the amount of \$154,542. (4/5ths Vote Required)

Attachments: [Completed Board Order](#)

Approved

14. [A 13-226](#)

Authorize the Contracts/Purchasing Officer to execute the Acknowledgement and Consent to the Assignment and Assumption Agreement between Aegis RapidText, Inc. and Aegis Receivables Management, Inc. dba Aegis RapidText, Inc. effective April 1, 2013, to allow the merged company to assume the original contract. The contract is to provide translation services for the Health Department.

Attachments: [Aegis Assignment Assumption Agrmt 9-6-13.pdf](#)

[Completed Board Order](#)

[Fully Executed Agreement, Aegis Rapidtext, Inc. & Aegis Recievables Management, Inc. dba Aegis Rapidtext, Inc.](#)

Approved - Agreement No. A-12003

15. [A 13-230](#)

a. Approve and authorize the Director of Health or his designee to sign Agreement #13-20017 with the California Department of Public Health in the amount of \$1,319,529, for the period of October 1, 2013 to September 30, 2016, for services to create innovative partnerships that assist Supplemental Nutrition Assistance Program-Education (SNAP-Ed) eligible consumers in adopting healthy eating and physical activity behaviors as part of a healthy lifestyle; and
b. Authorize the Contracts/Purchasing Officer 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.

Attachments: [Agreement SNAP-Ed.pdf](#)

[Completed Board Order](#)

Approved

16. [A 13-231](#)

Approve and authorize the Director of Health to sign Amendment No. 6 to the License and Support Agreement A-10635 dated September 12, 2006, between the County of Monterey and Decade Software Company, LLC, to expand the scope of work and to establish the fee payable to Decade Software Company, LLC, at \$34,750 for additional services to be provided in the form of new hardware and improved software functionality in Environmental Health's enterprise database needed to meet State-mandated electronic reporting requirements for Certified Unified Program Agencies.

Attachments: [ATTACHMENT A - BOARD REPORT, ORDER AND AGREEMENT A-10635 09-12-06 .pdf](#)
[ATTACHMENT B - AMENDMENT NO 1 TO AGREEMENT A-10635.pdf](#)
[ATTACHMENT C - AMENDMENT NO 2 TO AGREEMENT A-10635.pdf](#)
[ATTACHMENT D - AMENDMENT NO 3 TO AGREEMENT A-10635.pdf](#)
[ATTACHMENT E - AMENDMENT NO 4 TO AGREEMENT A-10635.pdf](#)
[ATTACHMENT F - AMENDMENT NO 5 TO AGREEMENT A-10635.pdf](#)
[ATTACHMENT G - AMENDMENT NO 6 TO AGREEMENT A-10635 \(PROPOSED\).pdf](#)
[ATTACHMENT H - BOARD REPORT AND ORDER FOR CERS GRANT AGREEMENT G-10-UPA-56.pdf](#)
[Completed Board Order](#)

Approved - Agreement No. A-10635

Criminal Justice

17. [13-0966](#) Receive and accept the Annual Real Estate Fraud Report for fiscal year 2012-13 submitted by the District Attorney's Office in accordance with Government Code Section 27388(d).

Attachments: [Board Report - Real Estate Fraud - October 1 2013](#)
[Completed Board Order](#)

Approved

General Government

18. [MIN-003](#) Receive the action minutes from the July 29, 2013 meeting of the Legislative Committee.

Attachments: [07-29-13 Legislative Committee Meeting Minutes](#)
[Completed Board Order](#)

Approved

19. [13-1021](#) Approve the Monterey County Board of Supervisors, Action Minutes of Tuesday, June 18, 2013; Tuesday, June 25, 2013; Tuesday, July 9, 2013 and Tuesday, July 16, 2013.

Attachments: [BOS Draft Minutes 6-18-13](#)
[BOS Draft Minutes 6-25-13](#)
[BOS Draft Minutes 7-9-13](#)
[BOS Draft Minutes 7-16-13](#)
[Completed Board Order](#)

Approved

- 19.1 [13-1028](#)
- a. Receive a report on California Department of Finance's Other Funds and Accounts (OFA) Due Diligence Review (DDR) determination letter dated May 4, 2013;
 - b. Authorize the Auditor Controller to increase appropriations in the Castroville/Pajaro Capital Fund 171-1070-8210-7614-DEO008 in the amount of \$7,510,038.86 (4/5th vote required);
 - c. Authorize the Auditor Controller to increase appropriations in the Boronda Capital Fund 172-1070-8209-7614-DEO009 in the amount of \$5,618,237.86 (4/5th vote required);
 - d. Authorize the Auditor Controller to increase appropriations in the East Garrison Capital Fund 174-1070-8212-7614-DEO011 in the amount of \$100,276.35 (4/5th vote required); and
 - e. Authorize the Auditor-Controller's Office to incorporate the approved appropriation increases into the FY2013-14 Budget (4/5th vote required). (ADDED VIA ADDENDUM)

Attachments: [BR Attachment A Transfer non housing cash balances.pdf](#)
[Completed Board Order](#)

Approved**RMA - Planning**

20. [13-0958](#)
- a. Accept the Conservation and Scenic Easement Deed for the Pini property;
 - b. Authorize the Chair of the Board of Supervisors to execute the Conservation and Scenic Easement Deed; and
 - c. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for recordation.
(Conservation and Scenic Easement Deed - PLN040256/Pini, 527 Pini Road, North County Land Use Plan, Coastal Zone)

Attachments: [Attachment A - Easement Deed](#)
[Completed Board Order](#)
[Re-recorded Cover page](#)
[Conservation & Scenic Easement Deed](#)

Approved

21. [13-1009](#)
- a. Approve Amendment No. 2 to Professional Services Agreement No. A-11561 with Benchmark Land Use Group, Inc. (d.b.a. Benchmark Resources) to include an additional mine site, Bureau of Land Management (BLM) Querfurth, also known as Carmel Stone, to meet annual State of California Surface Mining and Reclamation Act (SMARA) guidelines associated with annual inspection and reporting for the County of Monterey's Resource Management Agency - Planning, in the amount of \$3,120.00 for a

total amount not to exceed \$178,593.50, for a term to November 3, 2013; and
b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Professional Services Agreement No. A-11561.

Permit Type: PD060230/Contract and PD090745/SMARA
State of California Surface Mining and Reclamation Act (SMARA) annual inspections (Request for Proposal No. 10209)

Attachments: [Attachment A - Amendment to PSA](#)
 [Attachment B - Synopsis of PSA](#)
 [Completed Board Order](#)
 [Fully Executed Agreement, Amendment No. 2 CoMo & Benchmark Land Use Group, Inc. \(dba Benchmark Resources\)](#)

Approved - Agreement No. A-11561

22. [13-1019](#)

- a. Set a public hearing for October 15, 2013 at 10:30 AM to consider County-initiated Notices of Non-Renewal for portions of two (2) Williamson Act Agricultural Preserve Land Conservation Contracts due to not meeting Williamson Act Program and County Land Conservation Contract requirements and/or with the Property Owner's consent.
- b. Direct the Clerk of the Board of Supervisors to publish Notice of Hearing for the Public Hearing to take place on October 15, 2013 at 10:30 AM, for County-initiated Notices of Non-Renewal for portions of two (2) Williamson Act Agricultural Preserve Land Conservation Contracts due to not meeting program or Contract requirements and/or with the Property Owner's consent.

(REF130093 - County initiated Notices of Non-Renewal 2014 - Portions of Williamson Act Agricultural Preserve Land Conservation Contract (Ag P) No. 68-087 and No. 68-094)

Attachments: [Attachment A - Non-Renewal Map and Aerial Photo Maps](#)
 [Attachment B - Public Hearing Notice](#)
 [Completed Board Order](#)

Approved

RMA - Public Works

23. [A 13-228](#)

- a. Award a contract to William A. Thayer Construction, Inc., the lowest responsible and responsive bidder for the Clerk of the Board Security Upgrades, Project No. 8594, Bid No. 10421, in the total amount of \$36,700.00;
- b. Approve the Performance and Payment Bonds executed and provided by William A. Thayer Construction, Inc.;
- c. Authorize a contingency (not to exceed 10% 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;
- 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 Clerk of the Board Security Upgrades, Project No. 8594, Bid No. 10421, performed by William A. Thayer Construction, Inc.; and
- f. Approve a project budget increase of \$15,430 for the Clerk of the Board Security Upgrades, Project No. 8594, Bid No. 10421.

Attachments: [Project Budget](#)
 [Bid Summary](#)
 [Contract Agreement with Bonds](#)
 [Location Map](#)
 [Completed Board Order](#)

Approved - Agreement No. A-12574; Construction No. 2013-012

24. [A 13-229](#)

- a. Overrule and reject bid protest and award a contract to Castlewood Construction Company, Inc., the lowest responsible and responsive bidder for the Modular #1 Training and Law Library Tenant Improvements, Project No. 8778, Bid No. 10435, in the total amount of \$153,560.00;
- b. Approve the Performance and Payment Bonds executed and provided by Castlewood Construction Company, Inc.;
- c. Authorize a contingency (not to exceed 10% 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 Modular #1 Training and Law Library Tenant Improvements, Project No. 8778, Bid No. 10435, performed by Castlewood Construction Company, Inc.

Attachments: [Project Budget](#)
 [Bid Summary](#)
 [Contract Agreement with Bonds](#)
 [Location Map](#)
 [Completed Board Order](#)

Approved - Agreement No. A-12575; Construction No. 2013-014