

Monterey County

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



Action Minutes - Final

Tuesday, October 24, 2017

9:00 AM

See separate Minutes for Board of Supervisors of the Monterey County
Water Resources Agency.

Board of Supervisors

*Chair Mary L. Adams - District 5
Vice Chair Luis Alejo - District 1
Supervisor John M. Phillips - District 2
Supervisor Simon Salinas - District 3
Supervisor Jane Parker - District 4*

9:00 A.M. - Call to Order

The meeting was called to order by Chair Adams.

Roll Call

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

Additions and Corrections to Closed Session:

There were no additions or corrections to Closed Session.

Public comment:

There were no public comments on 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) *Richard Beach v. County of Monterey, et al.* (Monterey County Superior Court case no. 17CV001647)
 - (2) *Jesse Hernandez, et al. v. County of Monterey, et al.* (United States District Court case no. CV 132354)
 - (3) *Stagecoach Territory, Inc. v. County of Monterey, et al* (Monterey Superior Court Case No. M104908 / Sixth District Court of Appeal H041076)
 - (4) *Aera Energy LLC v. County of Monterey, et al.*, Monterey Superior Court Case No. 16CV003980
 - (5) *California Resources Corporation v. County of Monterey, et al.*, Monterey Superior Court Case No. 17CV000790
 - (6) *Chevron U.S.A. Inc., et al. v. County of Monterey, et al.*, Monterey Superior Court Case No.16CV003978
 - (7) *Eagle Petroleum LLC v. County of Monterey, et al.*, Monterey Superior Court Case No. 17CV000935
 - (8) *National Association of Royalty Owners-California, Inc., et al. v. County of Monterey, et al.*, Monterey Superior Court Case No. 17CV000871
 - (9) *Trio Petroleum LLC, et al. v. County of Monterey, et al.*, Monterey Superior Court Case No. 17CV001012
 - 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) Miller Event Management Inc.

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(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

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

(1) Designated representatives: Irma Ramirez-Bough and Brette Neal
Employee Organization(s): Unit R

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) Richard Beach v. County of Monterey, et al. (Monterey County Superior Court case no. 17CV001647)**
- (2) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court case no. CV 132354)**
- (3) Stagecoach Territory, Inc. v. County of Monterey, et al (Monterey Superior Court Case No. M104908 / Sixth District Court of Appeal H041076)**
- (4) Aera Energy LLC v. County of Monterey, et al., Monterey Superior Court Case No. 16CV003980**
- (5) California Resources Corporation v. County of Monterey, et al., Monterey Superior Court Case No. 17CV000790**
- (6) Chevron U.S.A. Inc., et al. v. County of Monterey, et al., Monterey Superior Court Case No.16CV003978**
- (7) Eagle Petroleum LLC v. County of Monterey, et al., Monterey Superior Court Case No. 17CV000935**
- (8) National Association of Royalty Owners-California, Inc., et al. v. County of Monterey, et al., Monterey Superior Court Case No. 17CV000871**
- (9) Trio Petroleum LLC, et al. v. County of Monterey, et al., Monterey Superior Court Case No. 17CV001012**

CLOSED SESSION REPORT: The Board conferred with legal counsel and took no reportable actions on items 1.a.(1) through 1.a.(9).

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) Miller Event Management Inc.

CLOSED SESSION REPORT: The Board conferred with legal counsel and unanimously rejected the claim of Miller Event Management, Inc.

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 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

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 negotiators:
(1) Designated representatives: Irma Ramirez-Bough and Brette Neal
Employee Organization(s): Unit R
CLOSED SESSION REPORT: The Board took no reportable action on item 1.e.

10:30 A.M. - Reconvened

Roll Call

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

Pledge of Allegiance

The Pledge of Allegiance was led by Undersheriff John Mineau. Undersheriff Mineau advised of the ceremony at the Sheriff Memorial tonight at 6:00 pm to honor our fallen officers. He invited the Board and members of the public to attend.

Additions and Corrections

There were no additions or corrections to the agenda.

Consent Calendar

2. Approval of Consent Calendar (See Supplemental Sheet)

A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips to approve the Consent Calendar (See Supplemental Sheet). ALL AYES

Ceremonial Resolutions

3. Adopt Resolution honoring Judge Jonathan Price as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-360 honoring Judge Jonathan Price as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board) ALL AYES

4. Adopt Resolution honoring Louise Goetzelt as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-361 honoring Louise Goetzelt as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board) ALL AYES

5. Adopt Resolution honoring Judge Richard Curtis as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-362 honoring Richard Curtis as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board) ALL AYES**
6. Adopt Resolution honoring Fernando Brodrick, Jr. as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-363 honoring Fernando Brodrick, Jr. as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board) ALL AYES**
7. Adopt Resolution honoring James Sanders as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-364 honoring James Sanders as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board) ALL AYES**
8. Adopt Resolution honoring Charles DeSchepper as a Monterey County Military and Veterans Affairs Advisory Commission's "Veteran of the Year" for 2017. (Full Board) (REVISED VIA SUPPLEMENTAL)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-365 honoring Charles DeSchepper as a Monterey County Military and Veterans Affairs Advisory Commission's "Veteran of the Year" for 2017. (Full Board) (REVISED VIA SUPPLEMENTAL) ALL AYES**
9. Adopt Resolution honoring Mark Hartunian as a Monterey County Military and Veterans Affairs Advisory Commission's "Veteran of the Year" for 2017. (Full Board) (REVISED VIA SUPPLEMENTAL)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-366 honoring Mark Hartunian as a Monterey County Military and Veterans Affairs Advisory Commission's "Veteran of the Year" for 2017. (Full Board) (REVISED VIA SUPPLEMENTAL) ALL AYES**
10. Adopt Resolution honoring Robert Livingston as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the Year" for 2017. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-367 honoring Robert Livingston as a Monterey County Military and Veterans Services Advisory Commission's "Veteran of the**

Year” for 2017. (Full Board) ALL AYES

11. Adopt Resolution honoring George Guinn as a Monterey County Military and Veterans Services Advisory Commission’s “Veteran of the Year” for 2017. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-368 honoring George Guinn as a Monterey County Military and Veterans Services Advisory Commission’s “Veteran of the Year” for 2017. (Full Board) ALL AYES

12. Adopt Resolution honoring Gary Kreeger as a Monterey County Military and Veterans Services Advisory Commission’s “Veteran of the Year” for 2017. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-369 honoring Gary Kreeger as a Monterey County Military and Veterans Services Advisory Commission’s “Veteran of the Year” for 2017. (Full Board) ALL AYES

13. Adopt Resolution honoring Steve Culver as a Monterey County Military and Veterans Affairs Advisory Commission’s “Veteran of the Year” for 2017. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-370 honoring Steve Culver as a Monterey County Military and Veterans Affairs Advisory Commission’s “Veteran of the Year” for 2017. (Full Board) ALL AYES

14. Adopt Resolution honoring Harold Fordham as a Monterey County Military and Veterans Affairs Advisory Commission’s “Veteran of the Year” for 2017. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-371 honoring Harold Fordham as a Monterey County Military and Veterans Affairs Advisory Commission’s “Veteran of the Year” for 2017. (Full Board) ALL AYES

15. Adopt Resolution honoring “Undisclosed Recipient” upon being selected as the 2017 Monterey County Hospitality Association Papa Vince Award recipient. (Full Board)

A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to adopt Resolution No. 17-372 honoring Sunjeev “Sunny” Pahalad upon being selected as the 2017 Monterey County Hospitality Association Papa Vince Award recipient. (Full Board). ALL AYES

Appointments

16. Appoint John Orduñez to the Soledad Cemetery District to fill unscheduled vacancy, term ending February 1, 2019. (Supervisor Salinas)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor

**John M. Phillips to appoint John Orduñez to the Soledad Cemetery District to fill unscheduled vacancy, term ending February 1, 2019. (Supervisor Salinas)
ALL AYES**

17. Reappoint Angie Ortega to the Community Restorative Justice Commission for a term ending October 17, 2020. (Supervisor Alejo)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to reappoint Angie Ortega to the Community Restorative Justice Commission for a term ending October 17, 2020. (Supervisor Alejo) ALL AYES

18. Appoint Alexia L. Garcia to the Equal Opportunity Advisory Commission for a term ending at the pleasure of the Board. (Supervisor Alejo)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to appoint Alexia L. Garcia to the Equal Opportunity Advisory Commission for a term ending at the pleasure of the Board. (Supervisor Alejo) ALL AYES

Other Board Matters

19. Adopt Resolution protecting Our Ocean and Coast from Offshore Drilling Exploration and Fracking. (Supervisor Parker)

Public comment: Katherine O'Day; Dr. Jeff Shester; Ashley Blacko; Steve Eklund; Wes White.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Jane Parker to adopt Resolution No. 17-373 protecting Our Ocean and Coast from Offshore Drilling Exploration and Fracking. (Supervisor Parker) ALL AYES

20. Board Comments

Supervisor Salinas acknowledged elected officials, including Councilwoman Karina Acosta and Councilwoman Yanelly Martinez and thanked them for attending today's meeting. He also thanked the constituents that came up today from South County to speak on the Sunstreet Center item.

Supervisor Adams announced that she attended the Veterans of Year at the Monterey event at the Elks Club. District 5 nominated Judge John Price, Richard Curtis and Louise Goetzelt as Veterans of the Year. All Supervisorial Districts submitted nominees for this award.

Supervisor Adams reminded Supervisors of the Leadership retreat, scheduled in early November, with the Board of Supervisors/Elected Official and Department Heads. She requested that the Board of Supervisors be prepared to share their vision of what will be most beneficial for Monterey County residents and how best to achieve those goals.

Supervisor Alejo announced Saturday is the day to honor Veterans and he expressed his pleasure at being the son of a Veteran. He encouraged citizens to attend the Veterans Day celebration on November 11th at 11:00 am and the

parade at 2:00 pm, which may be the largest parade on the central coast. He is pleased to celebrate our Veterans who have served our country with honor.

Supervisor Alejo has visited different boxing gyms in Salinas, which are important to our youth, given the ongoing violence in the community. He thanked the coaches and he commended them for their efforts to keep our youth busy after school and on weekends. He noted Rueben Villa, Jr. is a local professional with an 9-0 record is the pride of his community. He continues visiting gyms to get a better sense of impacts of this popular sport and the leaders that champion this sport.

Supervisor Parker also attended the Veterans of the Year on Saturday. It's important to honor the ongoing service to the community by Veterans in many areas of public service. It was an honor and pleasure to attend the event to acknowledge and support continued public service efforts of our Veterans after their military service to our country.

- 21. CAO Comments and Referrals

There were no CAO comments or referrals.

- 22. General Public Comment

Steve Eklund; Wes White; Steve Eklund.

10:30 A.M. - Scheduled Matters

- 23. Receive a report from the Natividad Medical Center (NMC) Chief Executive Officer updating the Board of Supervisors on the status of the Level II Trauma Center program.

By consensus, the Board received a report from the Natividad Medical Center (NMC) Chief Executive Officer updating the Board of Supervisors on the status of the Level II Trauma Center program. ALL AYES

- 24. Receive a presentation from the Downtown Street Team on building volunteer work teams that incorporate case management and employment services for people experiencing homelessness.

Public comment: Jeff Lehner; Wes White.

By consensus, the Board received a presentation from the Downtown Street Team on building volunteer work teams that incorporate case management and employment services for people experiencing homelessness. ALL AYES

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

1:30 P.M. - Reconvened Monterey County Board of Supervisors**Roll Call**

Present: 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

1:30 P.M. - Scheduled Matters**24.1**

PLN140863 - First Baptist Church (Continued From October 17, 2017)
Public hearing to consider an appeal by the First Baptist Church from the August 9, 2017, decision of the Planning Commission to adopt a Negative Declaration and approve a Use Permit to convert a single-family dwelling into a church. First Baptist Church is challenging conditions regarding Permit Expiration (2 years) and Scope of Use (maximum occupancy of 65 persons).

Proposed CEQA Action: Adopt a Negative Declaration per Section 15074 of the CEQA Guidelines.

Project Location: 19345 Cachagua Road, Carmel Valley, Cachagua Area Plan (ADDED VIA ADDENDA)

Public comment: Anthony Lombardo; Don Bonsper; Doug Gardner; Greg Martin; Derek Bonsper; John Hammond; Pam Bonsper.

Motion No. 1: A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Jane Parker to deny the appeal of First Baptist Church PLN 140863; revert to the two year permit and a maximum of 65 persons. 2-3 (Supervisors Salinas, Phillips and Alejo voted No) MOTION FAILED

Motion No. 2: A motion by Supervisor Luis Alejo, seconded by Supervisor Simón Salinas to adopt Resolution No. 17-378 to: 1) Grant in part the appeal of First Baptist Church of the Planning Commission's approval of a Use Permit to convert a single-family dwelling into a church; 2) Adopt a Negative Declaration; and 3) Approve a Use Permit to convert a single-family dwelling into a church, subject to twenty-nine (29) conditions of approval, to include revised condition 30: 1) 12 maximum special events per year, with maximum of 100 attendees (this does not include LUAC meetings or special circumstances); 2) maximum of 60 persons per day; 3) no more than two youth activities per week, with a maximum of 30 attendees; 4) overnight camping limited to two camping events per year, maximum three nights each, with a maximum of 30 persons; 5) no rentals of premises to 3rd parties; limit parking to 33 spaces on church sites; no parking on Cachagua Road; no shuttle use for special events; portable toilets used for special events; no drugs, alcohol, or smoking on premises; no trade or skill training; basement remodel addition to existing first floor to minimize express ecological and environmental concerns; and condition 10 is removed. 19345 Cachagua Road, Carmel Valley, Cachagua Area Plan (APN: 418-441-006-000) 4-1 (Supervisor Adams voted No)

25.

a. Introduce, waive reading, and conduct a public hearing on an ordinance to add Chapter 16.58 to the Monterey County Code to establish exemption procedures

for land uses in support of oil and gas operations in order to implement provisions of Measure Z, a voter-approved initiative measure; and

b. Set a date for adoption of the ordinance.

Proposed CEQA Action: Statutorily exempt per CEQA Guidelines section 15378(b)(5).

Public comment: Laura Solorio; Beverly Bean; Denyse Frishmuth; Judy Karras; Michelle Nobel-McCain; Robert Frishmuth; Demitri Pineda; Jan Shriner; Jane Bell; Heather Wells; Cathy Miller; Albert Madrid; Maricella Serna; Lynn Johoobian; Don King; Brad Rosette; Bill Carrothers; Nate Johnson; Andy Hsia-Coron; Amy Pofuture; Michael Saint; Kristi Torrano; Mary Hsia-Coron; Craig Moyer; Wes White; Steve Eklund; Kathleen Craig; Laurie Palmer; Dr. Roger Craig; Mary Arrardre; Karen Araujo.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Mary L. Adams to continue to December 5, 2017 to provide time for review of comments received on October 23, 2017 and potential revisions to the ordinance regarding:

- a. Introduce, waive reading, and conduct a public hearing on an ordinance to add Chapter 16.58 to the Monterey County Code to establish exemption procedures for land uses in support of oil and gas operations in order to implement provisions of Measure Z, a voter-approved initiative measure; and
- b. Set a date for adoption of the ordinance.

Proposed CEQA Action: Statutorily exempt per CEQA Guidelines section 15378(b)(5). ALL AYES

Adjournment

APPROVED:

/ s/ Mary L. Adams

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

ATTEST:

BY: / s/ Gail T. Borkowski

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

APPROVED ON December 12, 2017

Supplemental Sheet, Consent Calendar**Health Department**

26. Approve and authorize the Director of Health or Assistant Director of Health to sign Amendment No. 1 to the Agreement with CareMessage Corporation, to extend the term for an additional two (2) years, for a new term of November 1, 2015 to October 31, 2019, and to increase the contract amount by \$116,200, for a revised contract amount not to exceed \$215,000, to provide a text and voice messaging patient communication system.

Approved - Agreement No. A-13760

27. a. Approve and authorize the Contracts/Purchasing Officer to execute Renewal and Amendment No. 5 to Lease Agreement No. A-10986 with 1615 Bunker Hill, LLC by Thrust IV, Inc., its Managing Member as successor in interest to Creekbridge Office Center II, LLC, for the leased premises at 1615 Bunker Hill Road, Salinas, California, to retain Suite 140 and remove Suites 190, 230, and 250 thereby decreasing the leased square footage from 14,667 to 1,964 and renewing the term for five (5) years and four (4) months retroactively effective July 1, 2017, for use by the Health Department's Clinic Services Bureau; and
- b. Authorize the Auditor-Controller to make lease payments of \$3,928.00 per month, effective November 1, 2017 in accordance with the terms of the Lease Agreement as amended; and
- c. Authorize the Auditor-Controller to make a one-time retroactive lease payment in the amount of \$1,021.28 (\$255.32 per month July through October 2017); and
- d. Authorize the renewal and extension of the Lease Agreement for five (5) additional years and four (4) months under the same terms and conditions as amended.

Approved - Agreement No. A-10986

28. Approve and Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign a no cost Amendment No. 3 to Agreement No. A-13538 with Raimi + Associates, assisting the Health Department in the development of its 2017-2021 Strategic Action Plan, and adding three months for a revised full term of January 11, 2016 through January 31, 2018.

Approved - Agreement No. A-13538

29. Adopt attached resolution to authorize the implementation and application of Article 4.7 of Chapter 2 of the Lanterman-Petris-Short Act, i.e., California Welfare and Institutions Code § 5270.10 et seq. in Monterey County to provide for an additional 30-day period of intensive inpatient psychiatric treatment as an alternative to filing a petition for Conservatorship when a limited amount of additional time is

needed to stabilize an individual in involuntary inpatient care.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-379 to authorize the implementation and application of Article 4.7 of Chapter 2 of the Lanterman-Petris-Short Act, i.e., California Welfare and Institutions Code § 5270.10 et seq. in Monterey County to provide for an additional 30-day period of intensive inpatient psychiatric treatment as an alternative to filing a petition for Conservatorship when a limited amount of additional time is needed to stabilize an individual in involuntary inpatient care. ALL AYES

Department of Social Services

30. Approve and authorize the Director of the Department of Social Services to sign the Housing and Disability Income Advocacy Program Funding Request Certification for the period January 1, 2018 through June 30, 2020, for \$2,502,000 to assist disabled individuals experiencing homelessness apply for benefit programs while also providing housing assistance.
- Approved - Agreement No. A-13761**
31. a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Uplift Family Services for Intensive Treatment Foster Care Services for eligible foster care youth effective upon execution through June 30, 2020; and
b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this Agreement, where the amendments do not significantly change the terms of this agreement.
- Approved - Agreement No. A-13762**

Criminal Justice

32. a. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment No. 2 to Board Approved Agreement A-13199 with Uretsky Security to provide guard services for hospitalized inmates for the Sheriff's Office. The amendment adds one (1) year to the contract, extending it to May 14, 2019 and adds additional funding of \$109,000, bringing the not to exceed cost of the agreement to \$382,000 and;
b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign up to one (1) future amendment to the agreement where the amendment does not significantly change the scope of work, and where the amendment does not increase the contract value more than ten percent (10%) or \$38,200, for a maximum not to exceed amount of \$420,200.00
- Approved - Agreement No. A-13199**

General Government

33. Approve a request from the Carmel Valley Recreation and Park District for dry period loan of \$30,000 for the Fiscal Year ending June 30, 2018.
Approved
34. Receive the Action Minutes of the Budget Committee for the 1st and 2nd Quarters of 2017 for January 25, 2017, February 22, 2017, March 8, 2017, March 29, 2017, April 28, 2017, May 31, 2017 and June 28, 2017.
Approved
35. Accept the Monterey County Law Library Annual Report, Financial Year 2016-2017.
Approved
36. Receive and Accept the Treasurer's Report of Investments for the Quarter Ending September 30, 2017.
Approved
37. a. Approve and authorize the Contracts Purchasing Officer or the Contracts Purchasing Supervisor to execute a non-standard Agreement with Aviat U.S., Incorporated in the amount of \$22,092 for the provision of microwave equipment off-site hardware repair, equipment replacement, and remote technical support retroactive to March 18, 2017 through March 17, 2020; and
b. Accept the non-standard language as recommended by the Director of Information Technology; and
c. Authorize the Contracts Purchasing Officer to sign up to three (3) future renewals to this Agreement, extending the Agreement by one (1) year each, subject to County Counsel review, under the same or similar terms, and provided there are no significant changes to the non-standard language approved by the Board and the increased cost of each renewal does not exceed 10 percent of the original amount (\$2,375 maximum increased cost per renewal).
Approved - Agreement No. A-13763
38. Approve and adopt the Monterey County Board of Supervisors' Regular Meeting Schedule for Calendar Year (CY) 2018.
Approved
- 38.1 a. Approve accepting a grant award augmentation of \$369,366 from the California Governor's Office of Emergency Services (Cal OES) Victim Of Crime Act (VOCA)

County Victim Services Program to provide direct services to victims of crime in Monterey County with an in-kind match of \$92,342 extending the grant period to end date December 31, 2019 (Subaward XC16 01 0270, Cal OES ID 053-00000) previously approved by the Board of Supervisors (item #32) on June 13, 2017; and

b. Approve authorizing the Auditor-Controller to amend the Fiscal Year 2017-18 Adopted Budget, Fund 001, Appropriation Unit CAO024, increasing appropriations and estimated revenue by \$306,798 funded by California Governor's Office of Emergency Services (Cal OES) Victim Of Crime Act (VOCA) (Subaward XC16 01 0270, Cal OES ID 053-00000); and

c. Approve authorizing the Assistant County Administrative Officer (ACAO) over the Office of Community Engagement and Strategic Advocacy (OCESA) or the ACAO's

designee to accept, administer and execute documents to secure funding from California Governor's Office of Emergency Services (Cal OES) Victim Of Crime Act (VOCA); and

d. Approve authorizing the Assistant County Administrative Officer (ACAO) over the Office of Community Engagement and Strategic Advocacy (OCESA) or the ACAO's

designee to amend agreements with sub grantees for direct services delivery with the following organizations; YWCA of Monterey County, CASA of Monterey County, Monterey County Rape Crisis Center, Seaside Police Department, Greenfield Police Department with a retroactive effective date of July 1, 2016 through December 31, 2019. (ADDED VIA ADDENDA)

Approved

RMA - Administration

39. a. Approve and authorize the Monterey County Resource Management Agency (RMA) Director to execute a Memorandum of Understanding (MOU), effective November 1, 2017, with Monterey County Regional Fire District, for a term of ten (10) years, for zero dollars (\$00.00) in annual rent for the use of an identified .41 acres of County owned real property (APN: 161-401-039) located in the Toro Creek Estates Subdivision for seasonal sandbag distribution; and
- b. Authorize Contracts/Purchasing Officer to execute future extensions of the MOU with the Monterey County Regional Fire District for an additional two (2), ten (10) year extensions for a total thirty (30) year term.

Approved - Agreement No. A-13764

RMA - Public Works and Facilities

40. a. Certify that on February 23, 2017, the appropriate authority of the County of

Monterey considered the environmental effects of the project and adopted the Mitigation Monitoring and Reporting Program as shown in the Mitigated Negative Declaration adopted by Caltrans in April 2012 and in the Addendum adopted by Caltrans in February 2017;

- b. Approve a Cooperative Agreement with Caltrans for the replacement of the traffic signals on State Route 1 at Carmel Valley Road; and
- c. Authorize the Resource Management Agency Director to execute the Cooperative Agreement in the amount of \$275,000.

Approved - Agreement No. A-13765

41.

- a. Approve Amendment No. 2 to Agreement, Multi-Year Agreement #3000*1222, with Kasavan Architects, Inc. to continue to provide services associated with on-call services under \$100,000 for architectural and engineering design services for various projects located in Monterey County, California, Request for Qualifications #10455, to: update the Fee Schedule; increase the not to exceed amount of \$100,000 by \$100,000 for a total amount not to exceed \$200,000; and extend the expiration date from March 7, 2018 for one (1) additional year through March 7, 2019, for a revised term from March 7, 2014 to March 7, 2019; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 to the Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Approved - Agreement No. A-13788

42.

Adopt an ordinance adding Section 12.28.011 of the Monterey County Code to authorize the County to prohibit parking at any time on certain County streets and highways and to tow away vehicles that violate the prohibition. This ordinance also applies this restriction specifically to the entirety of Lapis Road near the community of Marina in the unincorporated area of the County of Monterey, to become operative December 1, 2017 or the effective date of a Safe Parking Program, whichever is later.

Public comment after item was heard: Michael, no last name given.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips to adopt Ordinance No. 5290 adding Section 12.28.011 of the Monterey County Code to authorize the County to prohibit parking at any time on certain County streets and highways and to tow away vehicles that violate the prohibition. This ordinance also applies this restriction specifically to the entirety of Lapis Road near the community of Marina in the unincorporated area of the County of Monterey, to become operative December 1, 2017 or the effective date of a Safe Parking Program, whichever is later. ALL AYES