

# MONTEREY COUNTY



## BOARD OF SUPERVISORS

Fernando Armenta  
Louis R. Calcagno  
Simón Salinas  
Janie Parker  
Dave Potter

1st District  
2nd District  
3rd District (Chair)  
4th District (Vice-Chair)  
5th District

Lew C. Bauman  
County Administrative Officer  
  
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Clerk of the Board  
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### ACTION MINUTES MONTEREY COUNTY BOARD OF SUPERVISORS MONTEREY COUNTY WATER RESOURCES AGENCY

TUESDAY, APRIL 6, 2010  
9:00 A.M.

#### 9:00 A.M.

#### ROLL CALL:

Present: Supervisors Salinas (Chair), Armenta, Calcagno\*, Parker, and Potter\*.

\* Supervisors Potter and Calcagno arrived prior to Closed Session.

1. Additions and Corrections for Closed Session: County Counsel announced agenda corrections and proposed additions, which were acted on by the Board as provided in Sections 54954.2 of the California Government Code:

#### Removed Under Closed Session:

2. a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:  
(1) Daniel P. Mastro v. Natividad Medical Center (MCSC Case No. M103925)

#### CLOSED SESSION:

2. Closed Session under Government Code section 54950, relating to the following items:  
a. Pursuant to Government Code section 54956.9(a), the Board conferred with legal counsel regarding existing litigation:  
(1) ~~Daniel P. Mastro v. Natividad Medical Center (MCSC Case No. M103925)~~

**Item Removed via Additions and Corrections.**

(2) Stagecoach Territory, Inc. v. County of Monterey, et al. (MCSC Case No. M104908)

**CLOSED SESSION REPORT: The Board conferred with counsel and received an update on this matter.**

b. Pursuant to Government Code section 54956.9(b), the Board conferred with legal counsel regarding three items of significant exposure to litigation.

**CLOSED SESSION REPORT: The Board conferred with counsel and received updates from counsel on these items and how counsel is proceeding to avoid litigation.**

c. Pursuant to Government Code section 54957, the Board provided a performance evaluation for the Natividad Medical Center CEO.

**CLOSED SESSION REPORT: The Board conducted a performance evaluation for the Natividad CEO and discussed a specific goal for the CEO to accomplish. This will issue will return to the Board on a later date.**

d. Pursuant to Government Code section 54956.9(a), the Board of Supervisors of the Water Resources Agency conferred with legal counsel regarding existing litigation.

(1) In the Matter of the Application of California-American Water Company (U 210 W) for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates (PUC A.04-09-019) PRIVILEGED AND CONFIDENTIAL - SETTLEMENT DISCUSSIONS - SUBJECT TO RULE 12.6 OF THE CPUC RULES OF PRACTICE AND PROCEDURE, CALIFORNIA EVIDENCE CODE SECTION 1152, RULE 408 OF THE FEDERAL RULES OF EVIDENCE, AND ALL OTHER SETTLEMENT PROTECTIONS - SUBJECT TO THE ATTORNEY-CLIENT PRIVILEGE, THE WORK PRODUCT DOCTRINE, AND JOINT DEFENSE PRIVILEGE, AND THE COMMON PURPOSE DOCTRINE

**CLOSED SESSION REPORT: The Board of Supervisors for the Water Resources Agency conferred with legal counsel In re the Matter of the Application of California American Water Company at the CPUC for Certificate of Public Convenience and Necessity. This item is related to S-4 item on today's agenda. The Board received an update from counsel on how to proceed in the settlement proposal. The Board approved a settlement agreement today in open session.**

e. Pursuant to Government Code sections 54956.9(b) and 54956.9(c), the Board will confer with legal counsel regarding one item of significant exposure to litigation and/or potential initiation of a litigation case.

**CLOSED SESSION REPORT: This item was removed from the agenda and was not discussed.**

- f. Pursuant to Government Code section 54957.6, the Board conferred with labor negotiators. Designated representatives: Keith Honda and Patricia Covert  
Employee Organizations: All Units  
**CLOSED SESSION REPORT: The Board conferred with labor negotiators and no final decisions were made in this matter.**

**ROLL CALL:**

Present: Supervisors Salinas (Chair), Armenta, Calcagno, Parker, and Potter.

3. The Pledge of Allegiance was led by Supervisor Armenta.
4. Additions and Corrections: The Clerk of the Board announced agenda corrections and proposed additions which were acted on by the Board as provided in Sections 54954.2 of the California Government Code.  
**Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, the Board is asked to make the following additions and corrections:**

**Removed Under Consent Natividad Medical Center:**

23. Adopt Resolution to amend the Personnel Policies and Practices Resolution No. 98-394 to:
- Add the Following Classification: Nuclear Medicine Technologist-Per Diem;
  - Adjust the Salary Ranges for the Following Classifications: Senior Sonographer, Radiologic Technologist-Per Diem, and Sonographer-Per Diem; and
  - Revise Section A.9: Standby, as Indicated in Attachment A.

**Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES**

5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
- Supervisor Parker pulled Items 29, 37, 44. Matt Fore responded to Supervisor Parker's questions regarding item 29.
  - Supervisor Parker commented on Item 37 and requested that the County Administrative Office provide a report on the process for the hard hiring freeze, and if possible, report to the Board in one quarter that includes information on how any requests have been received, granted, and denied.
  - CAO Lew Bauman advised staff will provide that report and information as requested in an expanded report.
  - Supervisors Parker, Potter, Salinas and Armenta commented on Item 44 and asked questions of staff.  
**Public Comment on Item 44:** Joel Panzer; Salvador Munoz; John Martinez; Martin North.
  - County Counsel Charles McKee clarified the action requested today on Item 44.
- Motion by Supervisor Potter, seconded by Supervisor Parker to approve the Consent Calendar; approved allocation in Item 44 and directed staff to return to the Capital Improvements Committee for a discussion with the**

**preservation community and considerations of the options that they submitted today. ALL AYES**

**OTHER BOARD MATTERS:**

6. Board Comments
  - Supervisor Parker advised of her Hot Drinks and Hot Topics discussions each Monday evening at the Cherry Bean in Salinas. Her next special guests will be Lew Bauman on April 12<sup>th</sup> and Harry Weis from Natividad Medical Center on May 17<sup>th</sup>. Information on discussion dates is available on the counter in chambers. Supervisor Parker's next community meeting is scheduled on April 18<sup>th</sup> at the Marina Library and the topic is the Monterey County General Plan.
7. CAO Comments and Referrals: There were no comments or referrals.
8. Public Comment: Jan Shriner; Robert Juhler.

NOTE: Item 9 was heard after Item 13

**RESOLUTIONS:** Items 10 through 13 were heard concurrently.

10. Adopted Resolution No. 10-064 proclaiming April 11 through April 17, 2010, "National Library Week" in Monterey County. (Full Board)  
**Motion by Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES**
11. Adopted Resolution No. 10-067 proclaiming April 11 through April 17, 2010, as "Public Safety Dispatchers Week" in Monterey County. (Full Board)  
**Motion by Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES**
12. Adopted Resolution No. 10-066 proclaiming the Month of April as "Traumatic Brain Injury Awareness Month" in Monterey County. (Full Board)  
Public Comment: Alma Almanza; Jennifer Ramirez.  
**Motion by Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES**
13. Adopted Resolution No. 10-063 honoring Gladys Allen on their Retirement from the County of Monterey after years of dedicated service.  
**Motion by Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES**
9. a. Received a report from the California State Association of Counties (CSAC) regarding the State Budget, and CSAC programs and services; and  
b. Adopted Resolution No.10-068 declaring the month of April as County Government Month.  
**Motion by Supervisor Armenta, seconded by Supervisor Parker. ALL AYES**

**APPOINTMENTS:** Items 14 and 15 were heard concurrently.

14. Reappointed Esther Rubio to the Children & Families Commission, term ending March 31, 2013. (Full Board)  
**Motion by Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES**
  
15. Appointed Robert Egnew to the Central California Coast Alliance for Health to fill an unexpired term ending December 31, 2011. (Full Board)  
**Motion by Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES**

**SCHEDULED MATTERS:**

- S-1
  - a. Reviewed and directed final edits to the response to the Monterey County Civil Grand Jury 2009 Year-End Final Report in consideration of approval with additional edits as follows:  
Under Emergency Medical Services response to F.2.1, the very the last sentence now reads, *Agency staff will return to the Board of Supervisors with a report on the results of the process, including any resources need;*
  - b. Approved the amended response to the Monterey County Civil Grand Jury 2009 Year-End Final Report;
  - c. Directed the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by April 9, 2010; and
  - d. Received an informational copy of the response by the Auditor-Controller and the Sheriff to the Monterey County Civil Grand Jury 2009 Year-End Final Report.  
**Motion by Supervisor Parker, seconded by Supervisor Armenta. ALL AYES**
  
- S-2 Adopted Resolution of Intention No. 10-075, to return to the Board on April 13, 2010, to:
  - a. Consider adoption of resolution adopting the Negative Declaration prepared on the proposed ordinance regarding polystyrene foam;
  - b. Consider adoption of an Ordinance adding Chapter 10.42 to the Monterey County Code to establish regulations restricting the use of polystyrene foam food packaging by retail food providers in the unincorporated area of the County of Monterey; and
  - c. Direct the Auditor-Controller to establish an account pursuant to Chapter 1.22.180 of the Monterey County Code for the purpose of remitting penalties collected under this ordinance to the Health Department, Environmental Health Bureau. (Ordinance - PLN090146)  
**Public Comment:** Emily Glanville; Denise Fishmont; Jan Shriner; Angela Brantley; Nancy Selfridge; Kay Kline, Lizzie Canter; Patrick Matthew; Mr.[unintelligible] Craft; Linda Sayer; Laura Casa; Christy [unintelligible].  
**Motion by Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES**

**Recessed to Lunch - Continued Closed Session**

**RECONVENED 1:30 P.M.**

**ROLL CALL:**

Present: Supervisors Salinas (Chair), Armenta, Calcagno, Parker, and Potter.

**SCHEDULED MATTERS:**

**S-3 Adopted Resolution of Intention No. 10-088 denying staff recommendation to:**

- a. Grant an appeal by Michael Moeller from the January 26, 2010 Planning Commission denial of an application (PLN060251/Moeller) for a Lot Line Adjustment and new single family home;
- b. Adopt a Mitigated Negative Declaration and associated Mitigation Monitoring and Reporting Program;
- c. Conditionally approve a Combined Development Permit consisting of: (1) Coastal Development Permit for a Lot Line Adjustment consisting of an equal exchange of land between two legal lots of record resulting in no change of area: Lot 5 (APN: 243-181-005-000/192 San Remo Road) has 0.61 acres and Lot 6 (APN: 243-181-006-000/194 San Remo Road) has 0.85 acres; (2) Coastal Administrative Permit and Design Approval to allow the construction of a three-story 3,994 square foot single family dwelling with a 643 square foot three-car garage, 858 square feet of deck area, and grading (approximately 523 cubic yards of cut and 89 cubic yards of fill); (3) Coastal Development Permit for development on slopes in excess of 30%; (4) Coastal Development Permit for the removal of nine Monterey pine trees and eight coastal live oak trees; and
- d. Deny a Fee Waiver request. (PLN060251/ Moeller, 192 and 194 San Remo Drive, Carmel Area Land Use Plan, Coastal Zone); **and directed staff to return on May 11, 2010 with the appropriate findings and conditions of denial.**

Pam Silkwood, Esq. for applicant Anthony Lombardo for Lewis's

**Public Comment:** Bill Daniels, Esq. for Mrs. De La Rosa; David Garnum; Brian Call, Esq. for Mary Whitney; Dr. Moeller; Carla Barnum; Russell Hoxey; Leland Lewis; Pat Ward.

**Motion by Supervisor Potter, seconded by Supervisor Parker. ALL AYES**

**S-4 Considered the Regional Project and acted as follows:**

- a. Reviewed and considered the Final EIR as certified by the CPUC on December 17, 2009 in Decision D.09-12-017 and the Addendum released by the CPUC's consultant on March 24, 2010;
- b. Approved and adopted Resolution No. 10-091, approving the Findings attached hereto as Attachment A, which are incorporated herein and include a Statement of Overriding Considerations;

- c. Approved and adopted the mitigation measures identified and proposed in the Final EIR as tailored to MCWRA's role as a responsible agency as set forth in the Findings;
- d. Conditionally approved the Regional Desalination Project, contingent on final approval by the CPUC (Conditional Project Approval); and
- e. Directed staff to take all other actions that may be necessary to effectuate this Conditional Project Approval, including, but not limited to, executing the Settlement Agreement and Water Purchase Agreement attached hereto as Attachments B and C.

**Public Comment:** Bob McKenzie, Libby Downey (support); Kevin Stone; Bill Carrothers; Kevin Tilden; Ron Chesshire; Tom Rowley; Paul Bruno; Mr. Malik; Don Ask; Ann Love McPherson; Ralph Rubio; Eric Tynan; Ed Mitchell; Jan Shriner; Margaret Robbins; Hans Jongens; Amy White; Loren Latranda; Clive Sanders; Molly Erickson; Jan Mitchell; Sheri Damon.

Kim O'Brien, Special Counsel to the Agency, recommended the language on page 7 of the Findings, second to last bullet, which reads: "~~all documents regarding the project in the possession of the CPUC, be changed to read: "all CPUC documents regarding the projects in the possession of MCRA"~~".

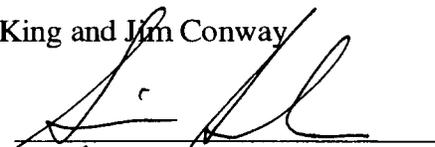
**Motion #1 by Supervisor Potter, seconded by Supervisor Calcagno to approve staff recommendations as to items a., b., c., and d. (listed as recommendations 1, 2, 3, 4 in staff report), and changes to page 7, second to last bullet, of the Findings which now reads: "all CPUC documents regarding the projects in the possession of MCRA". ALL AYES**

**Motion #2 by Supervisor Potter, seconded by Supervisor Calcagno to approve staff recommendation e. (listed as recommendation 5 in staff report). 4 - 1 (Supervisor Parker dissented)**

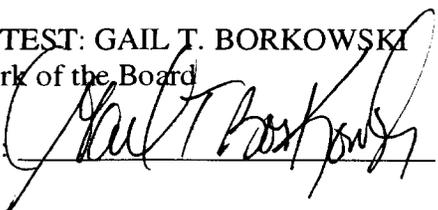
**Closed Session Report** (See 2. a-f)

**ORDER FOR ADJOURNMENT**

In Memory of Diana King and Jim Conway

  
SIMÓN SALINAS, CHAIR  
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI  
Clerk of the Board

BY: 

(Supplemental Sheet)

**CONSENT CALENDAR**

**NATIVIDAD MEDICAL CENTER:**

16. Agreement No. A-11671 Authorized the Purchasing Manager for Natividad Medical Center to execute Amendment No. 1 to the Agreement with Fernandes & Sons General Contractors for cafeteria improvement services at NMC in an amount not to exceed \$207,185 (an increase of \$110,579) for the period February 1, 2010 to June 30, 2010.
17. Agreement No. a-10169 Authorized the Purchasing Manager for Natividad Medical Center to execute Amendment No. 5 to the Agreement (A-10169) with Healthcare Financial Services (HFS) Consultants for Medical Record Scanning, Coding, Abstracting, Healthcare Consulting and Interim Staffing Services at NMC in an amount not to exceed \$3,924,000 (an increase of \$904,000) for the period March 1, 2010 and extending the term date to June 30, 2011.
18. Agreement No. A-11546 Authorized the Purchasing Manager for Natividad Medical Center to execute Amendment No. 2 to the Agreement with Healthcare Services Management Inc. for MediTech Project Manager Services per RFP No. 9600-1 at NMC in an amount not to exceed \$456,010 (an increase of \$56,520) for the period February 15, 2010 to September 30, 2010.
19. Agreement No. A-11672 Authorized the Purchasing Manager for Natividad Medical Center (to execute an increase to the Fiscal Year 2009-10 "not to exceed" amount of Master Agreement (RFP No. 10093) between NMC and all Nursing Registry Agency's currently providing services at NMC in an amount not to exceed \$1,615,030 (an increase of \$350,000) for the term March 1, 2010 through June 30, 2010.
20. Agreement No. A-11673 Authorized the Purchasing Manager for Natividad Medical Center to execute the Agreement with Total Renal Care, Inc. for Dialysis services at NMC in an amount not to exceed \$1,500,000 for the period March 1, 2010 to December 31, 2013.
21. Agreement No. A-11674 Authorized the Purchasing Manager for Natividad Medical Center to execute Amendment No. 3 to the Agreement with First Databank for Pharmacy Software Licensing Services in an amount not to exceed \$50,000 for the period January 1, 2010 to December 31, 2010.
22. The Monterey County Board of Supervisors received and approved the Hiring Guideline Report from Natividad Medical Center; additionally, the Board exempts NMC from the recently adopted hiring freeze to be consistent with the Human Resource Delegation of Authority for NMC.

23. Removed via Additions and Corrections  
~~Adopt resolution to amend the Personnel Policies and Practices Resolution No. 98-394 to:~~  
~~a. Add the Following Classification: Nuclear Medicine Technologist Per Diem;~~  
~~b. Adjust the Salary Ranges for the Following Classifications: Senior Sonographer, Radiologic Technologist Per Diem, and Sonographer Per Diem;~~  
~~and~~  
~~c. Revise Section A.9: Standby, as Indicated in Attachment A.~~

**HEALTH AND SOCIAL SERVICES:**

24. Adopted Resolution No. 10-069 to approve the amendment of the bylaws for the Monterey County Emergency Medical Care Committee.
25. Agreement No. A-11196 Approved and authorized the Contracts/Purchasing Officer to sign Amendment No. 2 to a Mental Health Services Agreement No. A-11196 with Davis Guest Home, Inc. for the provision of mental health treatment services to adults with severe psychiatric disabilities, increasing the Agreement in the amount of \$301,125 for Fiscal Year 2009-10 for a revised total maximum Agreement in the amount of \$1,645,352.
26. Agreement No. A-11453 Approved and authorized the Contracts/Purchasing Officer to sign Amendment No. 1 to the Mental Health Services Agreement No. A-11453 with 7th Avenue Center, LLC for the provision of mental health treatment services to adults with psychiatric impairments and disabilities increasing the Fiscal Year 2009-10 amount by \$341,242 for a revised FY 2009-10 amount of \$812,377, and a revised total Agreement amount of \$1,754,647, with no change in the original term of FY 2009-10 thru FY 2011-12.
27. Agreement No. A-11675  
a. Approved and authorized the Director of the Department of Social and Employment Services, or his designee, to sign Amendment No. 2 to PSA No. 680 with YWCA Monterey County to provide domestic violence prevention services in South County, adding \$95,988, increasing the total contract amount to \$155,988, and extending the term to July 1, 2009 through August 31, 2010; and  
b. Authorized the Director of the Department of Social and Employment Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work.
28. Agreement No. A-11767; Board Budget No. 09/10-121  
a. Approved and authorized the Director of the Department of Social and Employment Services, or his designee, to sign Agreement Number 10F-4076 with the Department of Community Services and Development for a \$99,985

- grant, for the period January 1, 2010 through September 30, 2010 to fund the Rancho Cielo Wildland Fire Suppression Training Program;
- b. Authorized the Director of the Department of Social and Employment Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work; and
  - c. Directed the Auditor-Controller to increase appropriations and estimated revenues by \$99,985 in 008-5010-SOC007-8257. (4/5th vote required)
29. Resolution No. 10-070
- a. Approved an amendment to delete Section 18, Land Use Restrictions, of the Salinas Valley Solid Waste Authority Joint Powers Agreement relating to the establishment of restrictions on land use within a 2,500 foot circumference of landfills within the jurisdiction of the Salinas Valley Solid Waste Authority;
  - b. Authorized the Chair of the Board of Supervisors to sign the amendment; and
  - c. Directed the Clerk of the Board of Supervisors to transmit the executed amendment to the Salinas Valley Solid Waste Authority.
30. Resolution No. 10-071 approved an amendment to the bylaws of the Community Restorative Justice Commission.
31. Board Budget No. 09-10-122
- a. Approved the realignment of estimated state revenues and related appropriations in the amount of \$181,437 in Department 2550-Probation;
  - b. Amended 2550-Probation Budget to reduce estimated revenues and appropriations by \$235,814 in Budget 8162, and by \$35,600 in Budget 8165, due to a decrease of state Vehicle License Fee (VLF) revenue and reduced program activity during Fiscal Year (FY) 2009-10 (4/5th vote required);
  - c. Accepted a grant from the California Emergency Management Agency (CalEMA) for the Evidence-Based Probation Supervision (EBPSP) program in the amount of \$525,877 for FY 2009-2013; and
  - d. Directed the Auditor-Controller to increase estimated revenues and appropriations Probation Unit 8165 for \$13,878 from EBPSP; and in Probation Unit 8162 for \$40,638 from the Soledad Safe Schools/ Healthy Initiative grant, and for \$67,803 from the Youthful Offender Block Grant (YOBG) during FY 2009-10 (4/5th vote required).

**GENERAL GOVERNMENT:**

32. Board Budget No. 09-10-123  
Adopted Resolution No. 10-072 to amend Personnel Policies and Practices Resolution No. 98-394 to:
- a. Re-title the Water Maintenance Helper to Water Maintenance Worker I and the Water Maintenance Worker to Water Maintenance Worker II;
  - b. Amend the Fiscal Year (FY) 2009-10 Water Resources Agency's budgeted positions to reflect the above changes; and

- c. Direct the Auditor-Controller to incorporate this change in the FY 2009-10 Water Resources Agency budgeted positions.
- 33. a. Adopted policy related to the Board taking positions on ballot initiatives; and  
b. Received the action minutes from the February 18, 2010 meeting of the Legislative Committee.
- 34. Received the 2009 Housing Element Implementation Report.
- 35. Approved the use of County Park facilities on May 23, 2010 for one function by the Young Nak Presbyterian Church in compliance with Monterey County Code 14.12.130.
- 36. a. Adopted Resolution No. 10-073 to authorize the Parks Director to file an application with the California State Office of Historic Preservation (SOHP) for a grant in the amount of \$25,000 for Fiscal Year 2010-11 to fund a context statement for Monterey County's historic agricultural resources; and  
b. Authorized the Parks Director, or his designee, to coordinate, process, and execute all contracts, agreements, amendments, and ancillary documents within the scope of the application to accept the grant.
- 37. Received "Hard Hiring Freeze" Administrative Procedure effective March 16, 2010 to be administered by the County Administrative Officer exclusive of Natividad Medical Center.
- 38. Adopted Resolution No. 10-074 to amend Personnel Policies and Practices Resolution No. 98-394, effective April 10, 2010, to re-letter the following sections as outlined in Exhibit 2: Layoff and Recall Procedures for Unrepresented Employees; Disciplinary Actions; and Grievance Procedure.
- 39. Authorized the Chair and Agricultural Commissioner to sign a letter to the Central Coast Regional Water Quality Control Board (RWQCB) regarding the preliminary draft Agricultural Order to Control Discharges from Irrigated Lands. (Added via Addendum)

**RMA - PUBLIC WORKS:**

- 40. Introduced, waived the reading, and set April 27, 2010, at 10:30 a.m. to consider adoption of an ordinance amending the Monterey County Code, Title 12, Section 12.28.010, to establish no parking at any time on the west side of San Benancio Road from a point 30 feet north of the extension of the centerline of Harper Canyon Road, southerly for a distance of 100 feet, San Benancio area.
- 41. Introduced, waived the reading, and set April 27, 2010, at 10:30 a.m. to consider adoption of an ordinance amending the Monterey County Code, Title 12, Section 12.28.070, to revise the times and days of effectiveness of an existing 24-minute-

limit parking location on Porter Drive from between 8:00 a.m. and 5:00 p.m., Monday through Friday, to between 8:00 a.m. and 8:00 p.m., all days, in Pajaro.

42. 2010CONST003
- a. Approved the Plans and Special Provisions for the project to Rehabilitate Fire Doors - 1412 Natividad, Project No. 8530, Bid Package No. 10231; and
  - b. Authorized the Clerk of the Board to advertise the "Notice to Contractors" in The Californian on April 12 and April 19, 2010.
43. Board Budget No. 09/10-124
- a. Approved the transfer of \$330,000 from Capital Projects Fund, Fund 402, Unit 8174, Appropriation Unit RMA014, Account 7521 (Unspecified-Needs Board Approval) and allocate to Treasurer-Tax Collector Fund, Fund 001, Unit 1170 8266, Appropriation Unit TRE001, for the Remittance Processing Replacement - 2 Machines project;
  - b. Directed the Auditor-Controller to move appropriations in the amount of \$330,000 within Capital Projects Fund, Fund 402, Unit 8174, Appropriation Unit RMA014, from Account 7521 (Unspecified - Needs Board Approval) to Account 7614 (Operating Transfers Out); and
  - c. Directed the Auditor-Controller to amend the FY 2009-10 by increasing revenue and appropriations to Treasure-Tax Collector Fund, Fund 001, Unit 1170 8266, Appropriation Unit 8266 TRE001, Accounts 5940 and 7531, (Operating Transfers In, and Personal Property - Equipment, respectively) in the amounts of \$330,000 (4/5th vote required). (Changes via Addendum)
44. Board Budget No. 09/10-125
- a. Approved the reallocation of \$789,000 from Capital Projects Fund, Fund 402, Unit 8174, Account 7521 (Unspecified-Needs Board Approval) to Capital Projects, Fund 402, Unit 8174, Appropriation Unit RMA014; and
  - b. Directed the Auditor-Controller to move appropriations in the amount of \$789,000 within Capital Projects Fund, Fund 402, Unit 8174, Appropriation Unit RMA014, from Account 7521 (Unspecified - Needs Board Approval) to Account 7551 (Construction in Progress) (4/5th vote required).

(See Consent vote Item 5)

**Motion by Supervisor Potter, seconded by Supervisor Parker to approve staff recommendation; additionally directed staff to return to the Capital Improvements Committee for a discussion with the preservation community and considerations of the options that they submitted today. ALL AYES**

###