

Monterey County

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



Meeting Agenda - Final-Revised

Tuesday, October 6, 2020

9:00 AM

<https://montereycty.zoom.us/j/224397747>

**IMPORTANT COVID-19 NOTICE ON PAGES 2-4
AVISO IMPORTANTE SOBRE COVID-19 EN LA PAGINAS 2-4**

Board of Supervisors

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

Important Notice Regarding COVID 19

Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID 19 virus, please do the following:

1. While the Board chambers remain open, you are strongly encouraged to observe the live stream of the Board of Supervisors meetings at http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV or <https://www.facebook.com/MontereyCoInfo/>

If you attend the Board of Supervisors meeting in person, you will be required to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.

2. If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so in three ways:

a. submit your comment via email by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at cob@co.monterey.ca.us. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.

b. if you are watching the live stream of the Board meeting, you may submit your comment, limited to 250 words or less, to the Clerk of the Board at publiccomment@co.monterey.ca.us. General public comment must be received during the General Public Comment item on the agenda, and comments on specific agenda items must be received as it is being heard. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.

c. you may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/224397747>

OR to participate by phone call any of these numbers below:

- +1 669 900 6833 US (San Jose)
- +1 346 248 7799 US (Houston)
- +1 312 626 6799 US (Chicago)
- +1 929 205 6099 US (New York)
- +1 253 215 8782 US
- +1 301 715 8592 US

Enter this Meeting ID number: 224397747 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push *9 on your keypad.

3. You are encouraged to participate via Zoom as the Monterey Room on the 2nd floor of the County Government Center will not be available for overflow seating during this meeting.

Aviso importante sobre COVID 19

Basado en la guía del Departamento de Salud Pública de California y la Oficina del Gobernador de California, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanecen abiertas, le recomendamos que observe la transmisión en vivo de las reuniones de la Junta de Supervisores en http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV o <https://www.facebook.com/MontereyCoInfo/>

Si asiste a la reunión de la Junta de Supervisores en persona, deberá mantener un distanciamiento social apropiado, es decir, mantener una distancia de 6 pies entre usted y otras personas.

2. Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer un comentario público general o comentar un tema específico de la agenda, puede hacerlo de tres maneras:

a. envíe su comentario por correo electrónico antes de las 5:00 p.m. el lunes anterior a la reunión de la Junta. Envíe su comentario al Secretario de la Junta a cob@co.monterey.ca.us. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

b. Si está viendo la transmisión en vivo de la reunión de la Junta, puede enviar su comentario, limitado a 250 palabras o menos, al Secretario de la Junta en publiccomment@co.monterey.ca.us. Los comentarios del público en general deben recibirse durante el elemento de Comentarios del público en general en la agenda, y los comentarios sobre los elementos específicos de la agenda deben recibirse mientras se escuchan. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Se hará todo lo posible para leer su comentario en el registro, pero algunos comentarios pueden no leerse debido a limitaciones de tiempo. Los comentarios recibidos después de un ítem de la agenda serán parte del registro si se reciben antes del final de la reunión.

c. Puedes participar a través de ZOOM. Para participar en ZOOM, únase por audio de computadora en: <https://montereycty.zoom.us/j/224397747>

O para participar por teléfono, llame a cualquiera de estos números a continuación:

+1 669 900 6833 EE. UU. (San José)
+1346248 7799 EE. UU. (Houston)
+1312626 6799 EE. UU. (Chicago)
+1929205 6099 EE. UU. (Nueva York)
+1 253 215 8782 EE. UU.
+1301715 8592 EE. UU.

Ingrese este número de ID de reunión: 224397747 cuando se le solicite. Tenga en cuenta que no hay un Código de participante, simplemente presionará # nuevamente después de que la grabación lo solicite.

Se lo colocará en la reunión como asistente; cuando esté listo para hacer un comentario público si se une al audio de la computadora, levante la mano; y por teléfono presione * 9 en su teclado.

3. Se le anima a participar a través de Zoom, ya que la sala de Monterey en el segundo piso del Centro de Gobierno del Condado no estará disponible para asientos adicionales durante esta reunión.

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 podium 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: Members of the public may address comments to the Board concerning each agenda item and may comment when the Chair calls for general public comment for items that are not on the day's agenda. The timing of public comment shall be at the discretion of the Chair.

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 interpreter 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 agenda items are live web links. Click on the title to be directed to the corresponding Board Report.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The timing of public comment shall be at the discretion of the Chair.

Please refer to the separate agendas for Special Districts and Agencies governed by the Board of Supervisors that may be scheduled for agenda items today.

Pursuant to Governor Newsom's Executive Order No. N-29-20, some or all Supervisors may participate in the meeting by telephone or video conference.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session by County Counsel

County Counsel 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.

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) Carol Allen (Worker's Compensation Appeals Board case no. ADJ11385273)
 - b. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public's right of access to public services or facilities.
 - c. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough, Kim Moore and Ariana HurtadoEmployee Organization(s): All Units
 - d. ~~Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation. (REMOVED VIA SUPPLEMENTAL)~~
 - e. Pursuant to Government Code section 54957(b)(1), the Board will provide a

performance evaluation for the Natividad Medical Center Chief Executive Officer.

Public Comment

The Board Recesses for Closed Session Agenda Items

Closed Session may be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, 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 on Public Agenda Items

Roll Call

Pledge of Allegiance

Additions and Corrections by Clerk

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- (See Supplemental Sheet)

2. Approval of Consent Calendar Items No. 16 through 28.

Ceremonial Resolutions

3. Proclaim the month of October 2020 as National Arts And Humanities Month in Monterey County. (Full Board - Supervisor Lopez)

Attachments: [Ceremonial Resolution - National Arts and Humanities Month](#)

Appointments

4. Appoint Kathybelle Barlow to the Area Agency on Aging Advisory Council with a term ending date of January 1, 2023. (Full Board)

Attachments: [Notification to Clerk of Appt- Barlow](#)

5. Appoint Dallen Coronel to the Spreckels Community Services District with a term ending date of December 31, 2022. (District 3- Supervisor Chris Lopez)

Attachments: [Notification to Clerk of Appt- Coronel](#)

6. Appoint Charles Franklin to the Carmel Valley Road Advisory Committee (Carmel Valley Village- Alternate) with a term ending on June 30, 2022. (District 5-

Supervisor Mary L. Adams)

Attachments: [Notification to Clerk of Appt- Franklin](#)

7. Nominate one member of the Board of Supervisors to serve on the California State Association of Counties (CSAC) Board of Directors, and one member of the Board of Supervisors to serve as alternate, for a one-year term of office beginning on November 12, 2020.

Attachments: [Board Report](#)

Other Board Matters

8. Board Comments
9. County Administrative Officer Comments and Referrals

Attachments: [Referrals 10-06-20](#)

10. General Public Comments

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

11. Consider adoption of recommendations from the Legislative Committee on two (2) measures which will appear on the November 3, 2020 ballot:
- a. Proposition 19: Changes certain property tax rules. - Recommendation: None
 - b. Proposition 21: Expands local governments' authority to enact rent control on residential property. - Recommendation: Support

Attachments: [Board Report](#)

[Exhibit A Voter Information Guide for Proposition 19](#)

[Exhibit B Voter Information Guide for Proposition 21](#)

12. a. Receive a presentation on the implementation of referral 2020.23 titled, Monterey County Emergency Renters Relief Program assigned on 8/18/20;
- b. Ratify the execution by the County Administrator Officer's approval of agreement with United Way Monterey County, signed on September 21, 2020 for \$1,250,000 to establish, administer, and fund a Monterey County Emergency Rent & Utility Relief Program (MCERURP) to assist low-income families adversely impacted or at risk of

becoming homeless due to the COVID-19 crisis for a term of 10/1/2020 through December 30, 2020; and

c. Authorize the Director or the Director of the Department of Social Services to sign up to three (3) additional amendments to this agreement where the total amendments do not exceed 10% (\$125,000) of the current contract amount, and do not significantly change the scope of work.

Attachments: [Board Report](#)

[United Way Utility & Rental Assistance 20-21 \\$1,250,000.pdf](#)

12:00 P.M. - Recess to Lunch

1:30 P.M. - Reconvene

Roll Call

1:30 P.M. - Scheduled Matters

13.
 - a. Briefing and update on COVID-19, including impacts, and action, proposals and plans to address (verbal report);
 - b. Provide direction to staff to address COVID-19
14.
 - a. Briefing and update on fires in Monterey County, including impacts, and action, proposals and plans to address (verbal report);
 - b. Provide direction to staff to address fires in Monterey County.
15. Receive Report from Monterey County Sheriff's Office on Board Referral 2020.21 - Review of Use of Force Polices, Recruitment and Training.

Attachments: [Board Report](#)

[Attachment A - BOS Presentaton UOF 2020 revised.pdf](#)

Read Out from Closed Session by County Counsel

Read out by County Counsel will only occur if there is reportable action(s).

Adjournment

Adjourn in Memory of Robert "Bob" Brower

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

16. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Quality Assurance Services, Inc. for radiation physics and performance testing of radiology equipment services at NMC for an amount not to exceed \$72,900 with an agreement term January 1, 2021 through December 31, 2022.
- b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard insurance, limitations on liability, and limitations on damages provisions within the agreement.

Attachments: [Board Report](#)
[Quality Assurance Services Agreement.pdf](#)

17. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute a no cost education agreement with Albuquerque Area Indian Health Service for family medicine resident electives with NMC with an agreement term of October 1, 2020 through September 31, 2025.
- b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard indemnification and insurance provisions within the agreement.

Attachments: [Board Report](#)
[AAIHS Collaborative Agreement.pdf](#)

Health Department

18. Approve and authorize the Director of Health or Assistant Director of Health to execute an Agreement with Walmart, Inc. to provide and administer immunizations to Monterey County employees for the period retroactive from September 21, 2020 to September 30, 2021, at no cost to the County.

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

Department of Social Services

19. a. Approve and authorize the Director of the Department of Social Services to sign a Memorandum of Understanding between the Monterey County Department of Social Services and the Consulate General of México in San José, California regarding Consular Involvement in Cases Involving Minors, effective upon execution until either Party terminates.

Attachments: [Board Report](#)
[Mexican Consulate MOU English](#)
[Mexican Consulate MOU Spanish](#)

Criminal Justice

20. a. Approve and authorize, retroactively, the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute a Professional Services Agreement with Tara Higgins for representation of indigent defendants in adult criminal cases in the maximum amount of \$77,625 for the term October 1, 2020 through June 30, 2021;

Attachments: [Board Report \(REVISED VIA SUPPLEMENTAL\)](#)
[Board Report](#)
[\(ADO\) PSA FY 20-21 T. Higgins](#)

21. a. Receive CARES Act Expenditure status report for the Office of the District Attorney for estimated expenditures through 30 December 2020.

Attachments: [Board Report](#)
[Copy of 2240 DA CARES 15 Sept](#)

General Government

22. a. Receive the County's Coronavirus Aid, Relief, and Economics Security (CARES) Expenditure Progress Report from key departments for the period ending June 30, 2020; and
b. Provide direction to staff.

Attachments: [Board Report](#)
[Attachment A CARES Expenditure Progress by Dept](#)

23. a. Approve and authorize the Director of the Emergency Communications Department to sign amendment #5 to the agreement with Everbridge, Inc. for mass notification software adding \$88,850 for a revised contract total of \$691,518 and extending the term of the agreement for one year for a revised term of October 8, 2013 through October 7, 2021; and
b. Authorize the Director of the Emergency Communications Department to sign up to three additional amendments to this agreement where the amendments do not exceed 10% (\$69,151) of the current contract amount and do not significantly change the scope of work.

Attachments: [Board Report](#)
[Original Agreement & Amendments #1-3](#)
[Amendment #4](#)
[Amendment #5](#)

24. Approve the Memorandum of Understanding (MOU) for the Monterey County Probation Association (MCPA) Units M and N for the period July 1, 2019 through June 30, 2021.

Attachments: [Board Report](#)
[Final MCPA MOU 7-1-19 to 6-30-21](#)
[Redline MCPA MOU 7-1-19 to 6-30-21](#)

25. Approve the Memorandum of Understanding (MOU) for the Monterey County Public Defenders' Association (MCPDA) Unit D for the period September 1, 2019 through August 31, 2021.

Attachments: [Board Report](#)
[Final Unit D MOU 9-1-19 to 8-31-2021](#)
[Redline Unit D MOU 9-1-19 to 8-31-2021](#)

26. Adopt a resolution authorizing the County Administrative Officer to execute a Proposition 64 grant agreement with the Board of State and Community Corrections to receive grant funding in the amount of \$996,545 to improve health outcomes through integrated county-wide initiatives utilizing three project purpose areas associated with the implementation of the Control, Regulate and Tax Adult Use of Marijuana Act: 1) youth development and prevention; 2) public health; and 3) public safety with an overarching goal to educate on the risks of cannabis consumption and illicit market products.

Attachments: [Board Report](#)
[Attachment A Resolution](#)
[Attachment B 2020 Prop 64 Grant Agreement- Monterey 939-20](#)

27. Consider a Resolution to approve amendments to the Conflict of Interest Code of the Department of Emergency Communications of Monterey County.

Attachments: [Board Report](#)
[ECD-Conflict of Interest Code \(Clean Version\)](#)
[ECD-Conflict of Interest Code \(Redline Version\)](#)
[BoS Draft Resolution](#)

28. a. Approve and authorize the Assistant County Administrative Officer to sign a Memorandum of Understanding in the amount of \$1,000,000 with the Monterey County Office of Education for the retroactive term September 1, 2020 through December 30, 2020, as reimbursement for purchases of technology for Monterey County schools;
- b. Authorize the Assistant County Administrative Officer to sign up to three (3) future amendments to this Agreement where each amendment does not exceed ten percent

(\$100,000) of the original contract amount and does not significantly change the scope of work; and

c. Approve a resolution authorizing the Auditor-Controller to amend the FY 2020-21 County Administrative Office Non-Departmental, Contributions to Other Agencies operating adopted budget 001-1050-CAO007-8029 to increase appropriations by \$1,000,000, financed by an increase in Non-Program Revenue 001-1050-CAO019-8041 (4/5th vote required).

Attachments: [Board Report \(REVISED VIA SUPPLEMENTAL\)](#)
[CARES MOU - County of Monterey and MCOE](#)
[Resolution \(REVISED VIA SUPPLEMENTAL\)](#)

Addenda/Supplemental

29. SUPPLEMENTAL

Removed part d. from Closed Session

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

Revised Board Report to Criminal Justice

20. a. Approve and authorize, retroactively, the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute a Professional Services Agreement with Tara Higgins for representation of indigent defendants in adult criminal cases in the maximum amount of \$77,625 for the term October 1, 2020 through June 30, 2021;

Revised Board Report and Resolution Attached to General Government

28. a. Approve and authorize the Assistant County Administrative Officer to sign a Memorandum of Understanding in the amount of \$1,000,000 with the Monterey County Office of Education for the retroactive term September 1, 2020 through December 30, 2020, as reimbursement for purchases of technology for Monterey County schools;
b. Authorize the Assistant County Administrative Officer to sign up to three (3) future amendments to this Agreement where each amendment does not exceed ten percent (\$100,000) of the original contract amount and does not significantly change the scope of work; and
c. Approve a resolution authorizing the Auditor-Controller to amend the FY 2020-21 County Administrative Office Non-Departmental, Contributions to

Other Agencies operating adopted budget 001-1050-CAO007-8029 to increase appropriations by \$1,000,000, financed by an increase in Non-Program Revenue 001-1050-CAO019-8041 (4/5th vote required).