

County of Monterey

Government Center - Board Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901



Meeting Agenda - Final-Revised

Wednesday, December 6, 2023

9:00 AM

This agenda includes Tuesday, December 5 through Thursday, December 7, 2023

Board of Supervisors

Chair Supervisor Luis A. Alejo - District 1

Vice Chair Supervisor Glenn Church - District 2

Supervisor Chris Lopez - District 3

Supervisor Wendy Root Askew - District 4

Supervisor Mary L. Adams - District 5

Participation in meetings

While the Board chambers remain open, members of the public may participate in Board meetings in 2 ways:

1. You may attend the meeting in person; or,
2. You may observe the live stream of the Board of Supervisors meetings at <https://monterey.legistar.com/Calendar.aspx>, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV or <https://www.facebook.com/MontereyCoInfo/>

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 2 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. 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.

PLEASE NOTE: IF ALL BOARD MEMBERS ARE PRESENT IN PERSON, PUBLIC PARTICIPATION BY ZOOM IS FOR CONVENIENCE ONLY AND IS NOT REQUIRED BY LAW. IF THE ZOOM FEED IS LOST FOR ANY REASON, THE MEETING MAY BE PAUSED WHILE A FIX IS ATTEMPTED BUT THE MEETING MAY CONTINUE AT THE DISCRETION OF THE CHAIRPERSON.

Participación en reuniones

Mientras las cámaras de la Junta permanezcan abiertas, los miembros del público pueden participar en las reuniones de la Junta de 2 maneras:

1. Podrá asistir personalmente a la reunión; o,

2. Puede observar la transmisión en vivo de las reuniones de la Junta de Supervisores en

<https://monterey.legistar.com/Calendar.aspx>, <http://www.mgtvonline.com/>,

www.youtube.com/c/MontereyCountyTV o <https://www.facebook.com/MontereyCoInfo/>

Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer comentarios del público en general o comentar un tema específico de la agenda, puede hacerlo de 2 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 tema 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 artículo (es decir, el artículo n.º 10). Su comentario se colocará en el registro en la reunión de la Junta.

b. 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)

+1 346 248 7799 EE. UU. (Houston)

+1 312 626 6799 EE. UU. (Chicago)

+1 929 205 6099 EE. UU. (Nueva York)

+1 253 215 8782 EE. UU.

+1 301 715 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 presione # nuevamente después de que la grabación lo solicite.

Se le 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.

TENGA EN CUENTA: SI TODOS LOS MIEMBROS DE LA JUNTA ESTÁN PRESENTES EN PERSONA, LA PARTICIPACIÓN DEL PÚBLICO POR ZOOM ES ÚNICAMENTE POR CONVENIENCIA Y NO ES REQUERIDA POR LA LEY. SI LA ALIMENTACIÓN DE ZOOM SE PIERDE POR CUALQUIER MOTIVO, LA REUNIÓN PUEDE PAUSARSE MIENTRAS SE

INTENTA UNA SOLUCIÓN, PERO LA REUNIÓN PUEDE CONTINUAR A DISCRECIÓN DEL PRESIDENTE.

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

HELPFUL INFORMATION/INFORMACION UTIL

Sign Up For Alerts on items you may be interested in to keep informed and up to date on the Monterey County Board of Supervisors

To create an Alert please Sign Up and follow the User Guide to create alerts for calendars, meeting details, agenda items and item details at the following link:

<https://monterey.legistar.com/Default.aspx>

If assistance is needed please contact our office at the following email: cob@co.monterey.ca.us

Regístrese para recibir alertas sobre artículos que le pueden interesar para mantenerse informado y actualizado sobre la Junta de Supervisores del Condado de Monterey

Para crear una alerta, regístrese y siga la Guía del usuario para crear alertas para calendarios, detalles de reuniones, elementos de agenda y detalles de elementos en el siguiente enlace:

<https://monterey.legistar.com/Default.aspx>

Si necesita ayuda, comuníquese con nuestra oficina al siguiente correo electrónico: cob@co.monterey.ca.us

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.

9:00 A.M. - Called to Order

Roll Called

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) Kaweah Delta Health Care District, et al. v. Azar, (U.S. District Court for the Central District of California, Case No. 2:20-cv-06564-CMB).
 - (2) JUUL Labs Product Cases, JCCP No. 5052 (Cal. Superior, Los Angeles County)
 - (3) Steven Sinor (Workers' Compensation Appeals Board No. ADJ11326051)
 - (4) Steven Sinor (Workers' Compensation Appeals Board No. ADJ13193789)
 - (5) Maria E. Hernandez (Workers' Compensation Appeals Board No. ADJ11224180)
 - (6) Maria E. Hernandez (Workers' Compensation Appeals Board No. ADJ14778664)
 - (7) Maria E. Hernandez (Workers' Compensation Appeals Board No. ADJ14779194)
 - b. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding four matters of significant exposure to litigation.
 - c. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding two matters of potential initiation of litigation.
 - d. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Kim Moore and Ariana HurtadoEmployee Organization(s): All Units
 - e. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:

- (1) Property: Laguna Seca Recreation Area
Agency Negotiator(s): Randell Ishii, Director of Public Works Facilities and Parks,
and Leslie J. Girard, County Counsel
Negotiating Parties: A&D Narigi Consulting, LLC and Friends of Laguna Seca
Under negotiation: Price and terms.
- (2) Property: APNs 239-151-012, 239-041-001, 239-041-002, 239-041-003,
239-041-004, 239-041-005
Agency Negotiator(s): Craig Spencer, Acting Director of Housing and Community
Development and Leslie J. Girard, County Counsel
Negotiating Parties: The Santa Lucia Preserve Company, LLC
Under negotiation: Terms

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

- (1) County Administrative Officer;
- (2) County Counsel;
- (3) Public Defender;
- (4) Civil Rights Officer; and
- (5) Natividad Medical Center Chief Executive Officer.

Public Comments for Closed Session

The Board Recessed 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. - Reconvened on Public Agenda Items

Roll Called

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.

Ceremonial Resolutions

- 2. Adopt a Resolution commending Captain Joseph Moses upon his retirement from twenty-nine years of public service with the Monterey County Sheriff's Office.
(Supervisor Alejo)

Attachments: [Ceremonial Resolution - Captain Joseph Moses](#)

3. Adopt a Resolution Honoring County of Monterey's Human Resources Program Manager, Paulette Clark on her Retirement After Twenty-Two Years of Dedicated Service to the County of Monterey. (Supervisor Alejo)

Attachments: [Ceremonial Resolution - Paulette Clark](#)

4. Adopt a Resolution Honoring November as In-Home Supportive Services Provider Month 2023. (Supervisor Askew)

Attachments: [Ceremonial Resolution - In-Home Supportive Services Provider Month 2023](#)

Clerk of the Board Appreciation - Certificates of Recognition

Appointments

5. Reappoint Lee Ann Magoski to Equal Opportunity and Civil Rights Advisory Commission as a Department Head Council representative with a term expiration date on December 31, 2026. (Nominated by Department Head Council)

Attachments: [Notification to Clerk of Appt - Lee Ann Magoski](#)
 [Resume - Lee Ann Magoski](#)

6. Appoint Jordan Caballero to the North County Recreation & Parks District representing District 2 as a Primary representative with a term expiration date on November 30, 2025. (Nominated by District 2 Supervisor Church)

Attachments: [Notification to Clerk of Appt - Jordan Caballero](#)
 [Application - Jordan Caballero](#)
 [Resume - Jordan Caballero](#)

Approval of Consent Calendar – (See Supplemental Sheet)

7. See Supplemental Sheet

General Public Comments

8. 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.

Scheduled Matters

9. PLN230067 - RIVERA STEVEN A & JUNE M TRS

Public hearing to consider listing the “Ferris Bagley” house on the Monterey County Register of Historic Resources and to consider a Historic Property (Mills Act) Contract with the owners of property located at 4161 Sunridge Road Pebble Beach.

Attachments:

[Board Report](#)

[Attachment A - Draft Historic Property Contract](#)

[Attachment B - WORD VERSION Draft Resolution](#)

[Attachment B - Draft Resolution](#)

[Attachment C - Historic Resources Review Board Resolution No. 23-006](#)

[Attachment D - Photos of Home](#)

[Attachment E - Historical Report \(LIB230197\)](#)

[Attachment F - Letter of Appraisal](#)

- 10. a.** Conduct a public hearing to consider ten (10) 2024 Williamson Act Applications to Create a Farmland Security Zone (“FSZ”) and Contract or to Establish an Agricultural Preserve (“AgP”) and Land Conservation Contract (REF230029); and
- b.** Adopt a Resolution:
1. Finding that Open Space Contracts or Easements qualify as a Class 17 Categorical Exemption pursuant to the California Environmental Quality Act (CEQA), California Code of Regulations (CCR) CEQA Guidelines Section 15317 and there are no exceptions pursuant to CEQA Guidelines CCR Section 15300.2;
 2. Approving five (5) applications to create five (5) FSZs and Contracts:
 - a. FSZ Application No. 2024-02 (522.70 acres) - Farmland Security Zone Application - The Clark Family Revocable Trust dated October 10, 2001, The Thomas Jr. and Margot Nunes Family Trust, pursuant to the Declaration of Trust dated December 20, 2005, The Clark Revocable Trust U/A/D February 8, 2023; APNs 183-021-021-000 and 418-381-009-000;
 - b. FSZ Application No. 2024-03 (405.80 acres) - Farmland Security Zone Application - The Clark Family Revocable Trust dated October 10, 2001, The Thomas Jr. and Margot Nunes Family Trust, pursuant to the Declaration of Trust dated December 20, 2005, The Clark Revocable Trust U/A/D February 8, 2023; APN 111-022-001-000;
 - c. FSZ Application No. 2024-04 (335.40 acres) - Farmland Security Zone Application - Jackson Family Investments III, LLC, A Delaware Limited Liability Company; APNs 183-021-004-000 and 418-381-008-000;
 - d. FSZ Application No. 2024-08 (193.11 acres) - Farmland Security Zone Application - Gary W. Pozzi, Nancy F. Pozzi and the Eralene Plaskett Family Trust

- dated September 2, 1999; APN 245-021-010-000;
- e. FSZ Application No. 2024-09 (810 acres) - Farmland Security Zone Application - Gary W. Pozzi, Nancy F. Pozzi and the Ermalene Plaskett Family Trust dated September 2, 1999; APN 245-021-008-000; and
3. Partially approving FSZ Application No. 2024-10 (204 acres) - Farmland Security Zone Application - Morgantini Ranches No. 1, A California General Partnership: APNs 419-491-004-000; 419-491-005-000; 419-491-006-000; 109-501-003-000 and 109-501-006-000;
4. Continuing without Prejudice to the 2025 round of applications:
- a. AgP Application No. 2024-01 - Agricultural Preserve Application - Coker Ellsworth Family Trust dated September 7, 2000, Shawn McNamara, Tom Thompson and Amy Thompson; APNs 423-071-030-000 and 423-071-055-000;
- b. FSZ Application No. 2024-05 - Farmland Security Zone Application - Berkshire Investments LLC, a California Limited Liability Company; APNs 267-044-005-000; 267-044-014-000; 267-044-015-000; and 267-044-016-000;
- c. FSZ Application No. 2024-06 - Farmland Security Zone Application - Jose Luis Rocha and Alicia Rocha and Jose Guadalupe Rocha and Ana Maria Rocha; APNs 177-081-005-000; 177-081-006-000; and 177-081-007-000; and
- d. FSZ Application No. 2024-07 - Farmland Security Zone Application - Beverly Joan Morgantini, Trustee of the 1996 Morgantini Revocable Trust Under Declaration of Trust dated August 16, 1996; APNs 111-021-005-000 and 111-021-007-000;
5. Authorizing the Chair to execute FSZ Contracts for the recommended five (5) applications to create five (5) FSZs and Contracts for FSZ Application No. 2024-02, FSZ Application No. 2024-03, FSZ Application No. 2024-04, FSZ Application No. 2024-08 and FSZ Application No. 2024-09 and to execute one (1) FSZ Contract to partially approve FSZ Application No. 2024-10 to create FSZ No. 2024-10 and FSZ Contract No. 2024-10; and
6. Directing the Clerk of the Board of Supervisors to record the FSZ Contracts prior to the January 1, 2024 property tax lien date subject to the submittal of the corresponding recording fees by the property owners of record.

California Environmental Quality Act (CEQA) Action: Find that Open Space Contracts or Easements qualify as a Class 17 Categorical Exemption pursuant to CEQA, California Code of Regulations (CCR) CEQA Guidelines Section 15317 and there are no exceptions pursuant to CEQA Guidelines CCR Section 15300.2.

Attachments: [Board Report](#)
 [Attachment A - Draft Board Resolution](#)
 [Attachment A - WORD VERSION Draft Resolution](#)
 [Attachment B - List of 2024 Williamson Act Applications](#)
 [Attachment C - Map of the 2024 Williamson Act Applications](#)
 [Attachment D - Board Resolution No. 03-383 \(Procedures for
Agricultural Preserves\)](#)
 [Attachment E - Board Resolution No. 01-486 \(Procedure for the
Creation of Farmland Security Zones and Contracts\)](#)
 [Attachment F - County Notification Letter to City of Salinas dated
November 7, 2023](#)
 [Attachment G - Financial Impact Report for 2024 Williamson Ac
Presentation for Item No. 10](#)

10. PLN230088 - UDAY NAYANA 1 LLC

- 1** Public hearing to consider a Historic Property Contract (Mills Act) application for the property at 100 River Road (Assessor's Parcel Number 139-221-024-000), which contains the "Corey House", also known as "Rancho Las Palmas." (REVISED VIA SUPPLEMENTAL)

Attachments: [Board Report](#)
 [Attachment A - Draft Historic Property Contract](#)
 [Attachment B - Historic Resources Review Board Resolution No.
23-007](#)
 [Attachment C - Photos of Home](#)
 [Attachment D - Historical Report \(LIB230197\)](#)

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

1:30 P.M. - Reconvened

Roll Called

Scheduled Matters

- 11. a.** Receive a presentation from the Department of Emergency Management regarding the 2023 Winter Storms Flood Relief Program and the development of the Pajaro Long-Term Recovery Plan for the unincorporated township of Pajaro severely impacted by the 2023 March Winter Storm and Subsequent Flooding in March; and
b. Provide staff direction and approval on the 2023 Winter Storms Flood Relief Program proposed projects; and
c. Direct the Housing & Community Development Department to bring forward a resolution waiving permit fees associated with rebuilding and reconstruction of

- residential properties damaged in the 2023 Winter Storms; and
- d. Authorize the Director of the Department of Emergency Management to take all steps necessary to implement and administer the grant of \$20,000,000 from the California Office of Emergency Services via the 2023 Winter Storm Flood Relief (WS) Program #WS23 01 0270 as indicated in Attachment A; and
 - e. Authorize and direct the Auditor-Controller to amend the FY 2023-24 Adopted Budget by increasing appropriations in the Department of Emergency Management (001-1040-8588-DEM001) by \$70,354, funded by unspent ARPA revenues for Management and Administration of the grant funding 4/5th vote required; and
 - f. Direct the County Administrative Office to set aside \$140,707 funding for FY 24-25, half from the Cannabis Assignment and half from unspent ARPA revenues, and \$70,354 for FY 25-26 from the Cannabis Assignment Fund for Management and Administration of the grant funding; and
 - g. Authorize and Direct the Auditor-Controller and County Administrative Office to incorporate these changes in FY 2023-24 Department of Emergency Management Adopted Budget (001-1040-8588-DEM001), 4/5th vote required.

Attachments: [Board Report](#)
 [Attachment A- Project List](#)
 [Attachment B \(Added Via Supplemental\)](#)
 [Attachment C- Resolution](#)

11. Receive a verbal update from the Department of Emergency Management, Public Works Facilities and Parks, Water Resources Agency, and the Pajaro Regional Flood Management Agency (PRFMA) regarding winter storm preparations. (ADDED VIA ADDENDA)

Attachments: [Board Report](#)

12. Item No. 12 has now moved under Scheduled Matters as item No. 10.1

13. Conduct a public hearing to:
- a. Adopt Resolution to approve Amendment No. 15 with [Proposed] Exhibit 1 “Approved Rates and Charges” to Unified Franchise Agreement A-11631 regarding proposed rates for services and adjustments to current rates for the Unified Franchise Agreement A-11631 between the County of Monterey and Waste Management, Inc. dba USA Waste of California dba Carmel Marina Corp., for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County; and
 - b. Approve and authorize the Director of Health Services to execute Amendment No. 15 to the Unified Franchise Agreement (Agreement No. A-11631) between the County of Monterey and Waste Management, Inc. dba USA Waste of California, Inc., dba Carmel Marina Corporation, for the Exclusive Collection of Solid Waste and Recyclables in Unincorporated Monterey County.

Attachments: [Board Report](#)
 [Resolution](#)
 [\[Proposed\] Amendment No. 15 and Exhibit 1 are on file with the Clerk of the Board.](#)
 [Amendment No. 14 is on file with the Clerk of the Board](#)
 [Amendment No. 13 is on file with the Clerk of the Board](#)
 [Amendment No. 12 is on file with the Clerk of the Board](#)
 [Amendment No. 11 is on file with the Clerk of the Board](#)
 [Amendment No. 10 is on file with the Clerk of the Board](#)
 [Amendment No. 9 is on file with the Clerk of the Board](#)
 [Amendment No. 8 is on file with the Clerk of the Board](#)
 [Amendment No. 7 is on file with the Clerk of the Board](#)
 [Amendment No. 6 is on file with the Clerk of the Board](#)
 [Amendment No. 5 is on file with the Clerk of the Board](#)
 [Amendment No. 4 is on file with the Clerk of the Board](#)
 [Amendment No. 3 is on file with the Clerk of the Board](#)
 [Amendment No. 2 is on file with the Clerk of the Board](#)
 [Amendment No. 1 is on file with the Clerk of the Board](#)
 [Waste Management, Inc. Unified Franchise Agreement \(“UFA”\) is on file with the Clerk of the Board](#)
 [Presentation for Item No. 13](#)

13. a. Consider approving a matching funds request from the Monterey County Business
1 Council (MCBC) to support their efforts in submitting a proposal to an RFP issued by the University of California, Merced for Small Business Technical Assistance Services for Monterey and San Benito Counties; and
b. Authorize the Auditor-Controller to amend the Fiscal Year 2023-24 Adopted Budget for the County Administrative Office Contributions-Other Agencies (001-1050-CAO007-8029) to increase appropriations in the amount of \$32,000 financed by a decrease in appropriations in General Fund Contingencies (001-1050-CAO020-8034) (4/5th vote required). (ADDED VIA ADDENDA)

Attachments: [Board Report](#)
 [Resolution](#)
 [Exhibit A](#)
 [Exhibit B](#)
 [RFP 003287](#)
 [PowerPoint](#)

Adjourned to 12:00 P.M. on Wednesday, December 6, 2023

Wednesday, December 6, 2023

12:00 P.M. Reconvene on Public Agenda Items

Roll Call

Ceremonial Resolutions

14. Adopt a Resolution Commending County Counsel Leslie J. Girard Upon his Retirement After more Than 15 Years in the Office of the County Counsel and 42 Years of Dedicated Public Service. (Supervisor Alejo)

Attachments: [Ceremonial Resolution - Leslie Girard](#)

Scheduled Matters

15. Adopt a Resolution to:
- a. Accept the County Administrative Office's Budget End-of-Year Report for Fiscal Year 2022-23; and
 - b. Authorize the County Administrative Office and Auditor-Controller to make fund balance designations in Fiscal Year 2023-24 as specified in Attachment A.

Attachments: [Board Report](#)
 [Resolution with Attachment A](#)
 [Attachment B - Capital Projects List](#)
 [Budget End-of-Year Report FY 2022-23](#)
 [PowerPoint Presentation](#)

16. PLN220090 - CALTRANS/GARRAPATA BRIDGE RAILS
Public hearing to consider California Department of Transportation's ("Caltrans") appeal concerning its Garrapata Creek Bridge Rail Replacement project on Highway 1, Big Sur.
Project Location: Garrapata Creek Bridge near post mile 63.0 on HWY 1, Big Sur Land Use Plan.
Proposed California Environmental Quality Act ("CEQA") action: Certify that the Board has considered Caltrans' Environmental Impact Report (SCH No. 2020049027) for the Garrapata Creek Bridge Rail Replacement Project.

Attachments: [Board Report](#)
[Attachment A - Draft Resolution](#)
[Attachment B - Appeal \(Including Planning Commission Denial Resoution\)](#)
[Attachment C - Environmental Documents \(Tier I & II EIR, NEPA Exclusion\)](#)
[Attachment C - Environmental Documents \(Tier I & II EIR, NEPA Exclusion\)](#)
[Attachment D - Big Sur LUAC Recommendation](#)
[Attachment E - Historic Resources Review Board Recommendation](#)
[Attachment F - Public Comment](#)
[Presentation Item No. 16](#)

Other Board Matters

New Referrals

17. New Referrals

Attachments: [Board Referral Matrix 12-5-23](#)

Referral Responses

County Administrative Officer Comments

18. County Administrative Officer Comments

Board Comments

19. Board Comments

Adjourn to 9:00 A.M. on Thursday, December 7, 2023, for closed session

Thursday, December 7, 2023

9:00 A.M. - Call to Order

Closed Session

Pursuant to Government Code section 54957 (b)(1), the Board will provide a performance evaluation, see Page 6 under f. (1)(2)(3)(4)(5).

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.

Adjournment from Closed Session

Supplemental Sheet, Consent Calendar for Tuesday, December 5, 2023**Natividad Medical Center**

20. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute a Program Letter of Agreement with Clinica de Salud del Valle de Salinas (CSVS) for rotation of NMC Family Medicine residents with CSVS, with an agreement term of December 1, 2023 through November 30, 2028. There is no cost associated with this agreement.
- b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard indemnification and insurance provisions within the agreement.

Attachments: [Board Report](#)
 [Clinica de Salud del Valle de Salinas \(CSVS\) Program Letter of Agreement](#)

21. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute the Third Amendment to the Professional Services Agreement (A-14569) with Victoria Chew, M.D. to provide family medicine services, extending the term by twenty-four months (January 1, 2024 to December 31, 2025) for a revised full agreement term of November 1, 2018 to December 31, 2025, but with no change to the aggregate not to exceed amount of \$400,000; and
- b. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work, do not exceed 10% (\$10,000) of the original contract amount and do not increase the total contract amount above \$410,000.

Attachments: [Board Report](#)
 [Victoria Chew MD Third Amendment](#)
 [Victoria Chew MD Second Amendment](#)
 [Victoria Chew MD First Amendment](#)
 [Victoria Chew MD Agreement](#)

22. a. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Delphine Engel MD to provide general and critical care surgical services for an amount not to exceed \$400,000 for the period January 1, 2024 to December 31, 2025; and
- b. Authorize the Chief Executive Officer or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work, do not cause an increase of more than ten percent 10%

(\$40,000) of the original contract amount and do not increase the total contract amount above \$440,000.

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

23. a. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the First Amendment to the Professional and Call Coverage Services Agreement with David Flemming, M.D. to provide urology services, extending the term by twenty-four months (January 1, 2024 to December 31, 2025) for a revised full agreement term of October 1, 2022 to December 31, 2025 and adding \$300,000 for a revised not to exceed amount of \$400,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work, do not exceed 10% (\$10,000) of the original contract amount and do not increase the total contract amount above \$410,000.

Attachments: [Board Report](#)
 [David Flemming MD First Amendment](#)
 [David Flemming MD Agreement](#)

24. a. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the First Amendment to the Professional and Call Coverage Services Agreement with J. Anthony Shaheen, M.D., Inc. to provide urology services, extending the term by twenty-four months (January 1, 2024 to December 31, 2025) for a revised full agreement term of October 1, 2022 to December 31, 2025 and adding \$300,000 for a revised not to exceed amount of \$400,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work, do not exceed 10% (\$10,000) of the original contract amount and do not increase the total contract amount above \$410,000.

Attachments: [Board Report](#)
 [J. Anthony Shaheen MD First Amendment](#)
 [J. Anthony Shaheen MD Agreement 123123](#)

25. a. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the Second Amendment to the Professional Services Agreement (A-14537) with Marta Zulik, M.D. to provide pulmonary critical

care services, extending the term by twenty-four months (January 1, 2023 to December 31, 2025) for a revised full agreement term of November 1, 2019 to December 31, 2025, but with no change to the aggregate not to exceed amount of \$400,000; and

b. Authorize the Chief Executive Officer or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work, do not exceed 10% (\$40,000) of the original contract amount and do not increase the total contract amount above \$440,000.

Attachments: [Board Report](#)
 [Marta Zulik MD Second Amendment](#)
 [Marta Zulik MD First Amendment](#)
 [Marta Zulik MD Agreement](#)

26. a. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the Second Amendment to the Professional and Call Coverage Services Agreement (A-15091) with Monterey Anesthesia Professionals (MAP) to provide anesthesia services, extending the term by three months (January 1, 2024 to March 31, 2024) for a revised full agreement term of January 1, 2021 to March 31, 2024 and adding \$2,400,000 for a revised not to exceed amount of \$22,200,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work, do not exceed 10% (\$1,200,000) of the original contract amount and not increase the total contract amount above \$23,400,000.

Attachments: [Board Report](#)
 [Monterey Anesthesia Professionals Second Amendment](#)
 [Monterey Anesthesia Professionals First Amendment](#)
 [Monterey Anesthesia Professionals Agreement](#)

27. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute the Professional Services Agreement with Jose Mario Pauda M.D. to provide family medicine services for an amount not to exceed \$300,000 for the period January 1, 2024 to December 31, 2024; and
- b. Authorize the Chief Executive Officer for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work, do not cause an increase of more than ten percent 10% (\$30,000) of the original contract amount and do not increase the total contract amount above \$330,000.

Attachments: [Board Report](#)
 [Jose Mario Pauda MD Agreement](#)

28. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the Second Amendment to the Professional and Call Coverage Services Agreement with Precision Orthopedics to provide orthopedic services, adding \$2,000,000 for an amount not to exceed amount of \$13,000,000 in the aggregate, but with no change to the original Agreement term for the period April 1, 2021 to March 31, 2024.

Attachments: [Board Report](#)
 [Precision Orthopedics Second Amendment](#)
 [Precision Orthopedics First Amendment](#)
 [Precision Orthopedics Agreement](#)

29. a. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the Fourth Amendment to the Professional Services Agreement (A-14492) with The Regents of the University of California, a public corporation, on behalf of the University of California, San Francisco, School of Medicine, Department of Pediatrics (UCSF) to provide pediatric cardiology services extending the term by twelve months (January 1, 2024 to December 31, 2024) for a revised full agreement term of January 1, 2018 to December 31, 2024, but with no change to the aggregate not to exceed amount of \$500,000; and
b. Authorize the CEO for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work, do not cause an increase of more than ten percent 10% (\$10,000) of the original contract amount and do not increase the total contract amount above \$510,000.

Attachments: [Board Report](#)
 [Amedment 4 UCSF Peds Cardiologyg](#)
 [The Regents of UCSF - Pediatric Cardiology Amendment 3](#)
 [The Regents of UCSF - Pediatric Cardiology Amendment 2](#)
 [The Regents of UCSF - Pediatric Cardiology Amendment](#)
 [The Regents of UCSF - Pediatric Cardiology Agreement](#)

30. Authorize the Chief Executive Officer for Natividad Medical Center or his designee to execute amendment No. 4 to the agreement (A-14660) with Pureserve Building Services, Inc. for professional building maintenance services, extending the agreement an additional one (1) year period (May 1, 2024 through April 30, 2025) for a revised full agreement term of May 1, 2014 through April 30, 2025 and adding \$133,684 for a revised total agreement amount not to exceed \$526,800.

Attachments: [Board Report](#)
 [Pureserve Building Services Amendment 4](#)
 [Pureserve Building Services Amendment 3](#)
 [Pureserve Building Services Renewal & Amendment 2](#)
 [Pureserve Building Services Amendment 1](#)
 [Pureserve Building Services Agreement](#)

31. Authorize the Chief Executive Officer for Natividad Medical Center or his designee to execute amendment No. 3 to the agreement with TW-Security, LLC for HIPAA compliance services, extending the agreement an additional three (3) year period (January 1, 2024 through December 31, 2026) for a revised full agreement term of January 1, 2021 through June 30, 2026, and adding \$450,000 for a revised total agreement amount not to exceed \$558,750.

Attachments: [Board Report](#)
 [tw-Security LLC Amendment 3](#)
 [tw-Security LLC Amendment 2](#)
 [tw-Security LLC Amendment 1](#)
 [tw-Security LLC Agreement](#)

32. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement (A-14574) with Natividad Medical Foundation (NMF) for philanthropic services, extending the agreement an additional two (2) year period (January 1, 2024 through December 31, 2025) for a revised full agreement term of January 1, 2020 through December 31, 2025, and adding \$1,837,688 for a revised total agreement amount not to exceed \$5,144,576.

Attachments: [Board Report](#)
 [Natividad Medical Foundation Amendment No. 2](#)
 [Natividad Medical Foundation Amendment No. 1](#)
 [Natividad Medical Foundation Agreement](#)

33. a. Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) or his designee to execute the Fifth Amendment to the Professional and Call Coverage Services Agreement (A-13164) with Central Coast Head & Neck Surgeons to provide otolaryngology and audiology services, extending the term by six months (January 1, 2024) for a full revised term of July 1, 2016 to June 30, 2024, and adding \$1,500,000 for a revised amount not to exceed \$6,000,000 in the aggregate; and
b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$150,000) of the original contract amount and do not significantly change the scope of work.

Attachments: [Board Report](#)
[Central Coast Head & Neck Surgeons Fifth Amendment](#)
[Central Coast Head & Neck Surgeons Fourth Amendment](#)
[Central Coast Head & Neck Surgeons Third Amendment](#)
[Central Coast Head & Neck Surgeons Second Amendment](#)
[Central Coast Head & Neck Surgeons First Amendment](#)
[Central Coast Head & Neck Surgeons Agreement](#)

34. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute Wolters Kluwer Health, Inc. (WKH) Order No. 650436 for continued services for nursing education online tools, subscriptions, licenses, and maintenance support services at NMC, applying the terms and conditions of the parties' Master Subscription Agreement (A-14570) and extending the Agreement for an additional two (2) year term (December 10, 2023 through December 9, 2025) for a revised full agreement term of December 10, 2019 through December 9, 2025, and adding \$218,177 for a revised total agreement amount not to exceed \$422,959; and
b. Authorize the Chief Executive Officer for NMC or his designee to execute up to (2) future add-on orders or service orders which do not significantly alter the scope of work and each of which does not exceed 14.6% (\$30,000) of the original cost of the Agreement, for a revised total agreement amount not to exceed \$482,959.

Attachments: [Board Report](#)
[Wolters Kluwer Health, Inc. Order No. 650436.pdf](#)
[Wolters Kluwer Health Agreement.pdf](#)

35. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 8 to the agreement (A-12677) with Databank IMX for OnBase software maintenance, extending the agreement an additional six (6) month period (January 1, 2024 through June 30, 2024) for a revised full agreement term of January 1, 2015 through June 30, 2024 and adding \$24,431 for a revised total agreement amount not to exceed \$620,776.

Attachments: [Board Report](#)
[DataBank IMX Amendment 8](#)
[DataBank IMX Renewal and Amendment 7](#)
[DataBank IMX Amendment 6](#)
[Databank IMX Amendment 5](#)
[Databank IMX Amendment 4](#)
[Databank IMX Amendment 3](#)
[Databank IMX Renewal and Amendment 2](#)
[Databank IMX Renewal and Amendment 1](#)
[Databank IMX Agreement](#)

36. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the agreement (A-16197) with BrainLab Inc. for a software-based guided neurosurgery system, extending the agreement an additional two (2) year period (March 23, 2024 through March 22, 2026) for a revised full agreement term of March 23, 2023 through March 22, 2026 and adding \$725,263 for a revised total agreement amount not to exceed \$1,056,025.

Attachments: [Board Report](#)
 [Brainlab Amendment No. 1](#)
 [Brainlab Inc Agreement](#)

Health Department

37. a. Approve and authorize the Director of Health Services or designee to execute a two-year Facility Use Agreement for the term November 1, 2023, to October 31, 2025, with Aspire Health Plan, A Nonprofit Corporation (Aspire) to use office space on County-leased premises located in Salinas, Seaside and Marina, California to provide Pediatric Wellness Program sessions to eligible Clinic Services' patients at no cost; and
- b. Approve and authorize the Director of Health Services or the designee to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of work, and with no exchange of funds.

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

38. Adopt a resolution to approve a written policy setting forth issues to be considered for the inclusion in any County contract for emergency ambulance services pursuant to the requirements outlined in Health and Safety Code, Division 2.5, Section 1797.230.

Attachments: [Board Report](#)
 [Resolution draft](#)

39. a. Approve and authorize the Director of Health Services or designee to retroactively execute a Grant Subcontract Agreement for a total of approximately \$211,184 in funding from the Public Health Institute (PHI) retroactive from March 1, 2023 to April 15, 2024; and
- b. Authorize the Director of Health Services or designee to execute up to three (3) future amendments to this Agreement where the amendments do not significantly alter the scope of the services; and
- c. Amend the Health Department Fiscal Year 2023-2024 Adopted Budget to increase appropriations and increase estimated revenue by \$211,184 in the Emergency

Medical Services Bureau 001-4000-8109-HEA006, funded by the augmentation of grant revenues from the Department of Healthcare Services (DHCS) via the Public Health Institute (PHI) under the CA Bridge Program (4/5 vote required); and
d. Direct the Auditor-Controller and County Administrative Office to incorporate the changes in the Fiscal Year 2023-24 Health Department Adopted Budget 001-4000-8109-HEA006.

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

40. a. Approve and authorize the Director of Health Services or designee to execute a Memorandum of Understanding (MOU) with Montage Health (“Montage”) to collaborate on a joint Electronic Medical Record (EMR) lab interface project with no exchange of funds, retroactively effective on September 13, 2023 through the completion or termination of the collaboration project; and
b. Authorize the Director of Health Services or designee to sign up to three (3) future amendments to this MOU where the amendments do not significantly change the scope of work or add fiscal provisions.

Attachments: [Board Report](#)
 [Memorandum of Understanding](#)

41. a. Authorize the Director of Health Services or designee to execute Amendment No. 3 to the Agreement with Greg Facktor and Associates, LLC (Facktor) for Federally Qualified Health Center (FQHC) consulting services, extending the term two (2) additional years for a revised new term of October 1, 2021 to December 31, 2025, and increasing the contract amount by \$198,000 for a revised total contract amount not to exceed \$ 396,500, and
b. Authorize the Director of Health Services or designee to sign up to three (3) future amendments to this Agreement where the amendments in total do not exceed 10% of the original contract amount (\$9,400) and do not significantly change the scope of work.

Attachments: [Board Report](#)
 [Amendment No. 3](#)
 [Amendment No. 2](#)
 [Amendment No. 1](#)
 [Agreement](#)

42. a. Approve and authorize the Contracts/Purchasing Officer or designee to execute Amendment No. 3 to Agreement No. A-15021, pursuant to RFP #10742, with Firato Service Company, Inc., for specialized custodial maintenance services, to extend the term of the contract for one (1) additional year, for a revised full term of January 1,

2021 to December 31, 2024, and increase the contract amount by \$450,000, for a revised contract amount not to exceed \$1,547,749, and

b. Authorize the Contracts/Purchasing Officer or designee to sign up to three (3) future amendments to this Agreement where the amendments in total do not exceed 10% of the contract amount (\$15,477) and do not significantly change the scope of work.

Attachments: [Board Report](#)
 [A-3 to Agreement](#)
 [A-2 to Agreement](#)
 [A-1 to Agreement](#)
 [Agreement No. A-15021](#)

43. Adopt a resolution to defer implementation of changes made to the legal definition of “gravely disabled” set forth by Senate Bill 43 (2023-2024 Reg. Session) to January 1, 2026.

Attachments: [Board Report](#)
 [Resolution to Defer SB 43 until 2026](#)

44. Approve and authorize the Director of Health Services or designee to execute a no-cost Agreement between the County of Monterey and USAG Fort Hunter Liggett for the provision of reciprocal Mutual Aid and Automatic Aid in the County of Monterey for the effective date through January 31, 2025.

Attachments: [Board Report](#)
 [Automatic Aid and Mutual Aid Agreement between the County of Monterey and USAG Fort Hunter Liggett](#)

45. a. Authorize the extension of the County of Monterey Health Department (MCHD) 2018-2022 Strategic Plan by two Fiscal Years for a new term of FY 2018 - FY 2024; and
b. Authorize the extension of the MCHD 2014-2018 Community Health Improvement Plan by six Fiscal Years for a new term of FY 2014 - FY 2024.

Attachments: [Board Report](#)
 [Attachment 1 - 2018-2022 Strategic Plan Implementation Highlights](#)

46. a. Approve and authorize the Director of Health Services or designee to execute an Agreement with LexisNexis Risk Solutions Bureau LLC and LexisNexis Risk Solutions FL Inc. (“LexisNexis”) incorporating by reference the terms set forth in the Master Service Agreement No. 5-23-70-40-01 between RELX Inc. and the State of California, Department of General Services to give the Monterey County Public

- Guardian Office access to the Accurint public records database for term January 1, 2024 through December 31, 2027, for a total Agreement amount of \$15,520;
- b. Approve recommendation of Director of Health Services to accept non-standard risk terms (disclaimer of warranties, limitation of liability, indemnification); and
 - c. Approve and authorize the Director of Health Services or designee to sign two (2) future amendments to this Agreement where the total amendments does not exceed 10% (\$1,552) of the original Agreement amount and does not significantly change the scope of work and does not exceed the maximum amount of \$17,072.

Attachments: [Board Report](#)
 [Schedule A - LexisNexis Agreement](#)
 [State Contract, CA DGS and RELX Inc.](#)
 [RELX Master Services Agreement – Exhibit A & B](#)
 [RELX Master Services Agreement – Exhibit C](#)
 [RELX Master Services Agreement – Exhibit D](#)
 [RELX Master Services Agreement – Exhibit E](#)

47. a. Approve and authorize the Director of Health Services or designee to accept a grant award in the amount of \$2,118,936 from the California Department of Health Care Services (DHCS) under the Capacity and Infrastructure, Transition, Expansion and Development (CITED) Program (“CITED Program”), part of the California Providing Access and Transforming Health (“PATH”) Initiative;
- b. Approve and authorize the Director of Health Services or designee to sign the Acknowledgement of Grant Terms and Conditions agreement, required by the CITED Program, in the amount of \$2,118,936 for the grant term retroactive to June 1, 2023, through May 31, 2026; and
 - c. Approve and authorize the Director of Health Services to execute up to three (3) future Amendments to this Agreement that in total do not exceed 10% (\$211,893) of the grant Agreement amount, do not significantly change the scope of work, and do not exceed a revised maximum amount of \$2,330,829.

Attachments: [Board Report](#)
 [Grant Terms and Conditions Agreement](#)
 [Award Notification](#)
 [Grant Budget](#)

48. a. Authorize the Director of Health Services or designee to accept a Behavioral Health Bridge Housing Program grant award, in the amount of \$11,301,966 from Advocates for Human Potential, Inc. (the third-party grant Administrative Entity for the California Department of Health Care Services), for the implementation of behavioral health bridge housing, for a period retroactive from September 5, 2023 through June 30, 2027; and

- b. Authorize the Director of Health Services or designee to execute Subcontract Agreement No. 22-20456 issued by Advocates for Human Potential, Inc. for a total agreement amount of \$11,301,966, for a term retroactive from September 5, 2023 through June 30, 2027; and
- c. Approve non-standard insurance, limitation of liability, and indemnification provisions in the Subcontract Agreement as recommended by the Director of Health Services.
- d. Approve the delegation of authority to the Director of Health Services or designee to act on the County's behalf to carry out and consummate all transactions contemplated during the program funding period.

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

49. Adopt a Resolution to:

- a. Amend the Monterey County Health Department's Behavioral Health Bureau FY 2023-24 Adopted Budget (4000-023-HEA012-8410) to add one (1.0) FTE Departmental Information Systems Specialist (DISS) position, add six (6.0) FTE Behavioral Health Aide (BHA) positions, add two (2.0) FTE Public Health Vocational Nurse (PHLVN) positions, add three (3.0) FTE Social Worker III (SWIII) positions, reallocate two (2.0) FTE Psychiatric Social Worker II (PSWII) positions to two (2.0) FTE Senior Psychiatric Social Worker (Sr. PSW) positions, and reallocate one (1.0) FTE Social Worker III (SWIII) position to one (1.0) FTE Chronic Disease Prevention Coordinator (CDPC) position as indicated in Attachment A; and
- b. Amend the Monterey County Health Department's Public Health Bureau FY 2023-24 Adopted Budget (4000-001-HEA003-8124) to add two (2.0) FTE Health Program Coordinator (HPC) positions and one (1.0) FTE Chronic Disease Prevention Specialist II (CDPS II) position as indicated in Attachment A; and
- c. Amend the Monterey County Health Department's Administration Bureau FY 2023-24 Adopted Budget (4000-001-HEA014-8438) to add one (1.0) FTE Departmental Information Systems Coordinator (DISC) position, reallocate one (1.0) FTE Business Technology Analyst IV (BTAIV) position to one (1.0) FTE Business Technology Analyst II (BTAII) position, add two (2.0) FTE Personnel Analyst, and one (1.0) FTE Senior Personnel Analyst position, as indicated in Attachment A; and
- d. Amend the Monterey County Health Department's Clinic Services Bureau FY 2023-24 Adopted Budget (4000-001-HEA007-8592) to add one (1.0) FTE Clinic Operations Supervisor (COS) position, as indicated in Attachment A; and
- e. Authorize and direct the Auditor-Controller, Human Resources Department, and the County Administrative Office to incorporate these position changes in the Monterey County Health Department's Behavioral Health Bureau FY 2023-24 Adopted Budget (4000-023-HEA012-8410); and
- f. Authorize and direct the Auditor-Controller, Human Resources Department, and

the County Administrative Office to incorporate these position changes in the Monterey County Health Department's Public Health Bureau FY 2023-24 Adopted Budget (4000-001-HEA003-8124); and

g. Authorize and direct the Auditor-Controller, Human Resources Department, and the County Administrative Office to incorporate these position changes in the Monterey County Health Department's Administration Bureau FY 2023-24 Adopted Budget (4000-001-HEA014-8438); and

h. Authorize and direct the Auditor-Controller, Human Resources Department, and the County Administrative Office to incorporate these position changes in the Monterey County Health Department's Clinic Services Bureau FY 2023-24 Adopted Budget (4000-001-HEA007-8592).

Attachments: [Board Report](#)
 [Attachment A - New Positions](#)
 [Attachment B - Summary of Changes](#)
 [Board Resolution](#)

Criminal Justice

50. Authorize the Contracts & Purchasing Officer or their designee to execute Amendment No. 3 between the County of Monterey and Teleosoft Inc., for maintenance and support services for the Civil Records Management System, extending the term by two years to June 30, 2026, for a new not to exceed amount of \$644,611.

Attachments: [Board Report.pdf](#)
 [Agreement with Amendments 1 and 2.pdf](#)
 [Amendment 3.pdf](#)
 [AB 2791.pdf](#)
 [Government Code Section 26666.pdf](#)

51. a. Approve and authorize advanced step placement for Jason Smith at Step 7 of the Chief Deputy Sheriff salary range retroactive to December 4, 2023, in accordance with Personnel Policies and Practices Resolution (PPPR) No. 98-394, Section A.1.11.5.

Attachments: [Board Report.pdf](#)

General Government

52. Adopt a resolution to:
Approve the Amendment of Article XIII of the Master Fee Resolution, effective January 1, 2024, to set and authorize the adjusted fees contained in the attachment

hereto for the Assessor-County Clerk-Recorder's Office.

Attachments: [Board Report](#)
 [Attachment A - Proposed Article XIII \(clean version\)](#)
 [Attachment B - Proposed Article XIII \(strike out version\)](#)
 [Attachment C - Proposed Resolution \(PDF\)](#)
 [Attachment D - Assessor Comparable Fees](#)
 [Attachment E - Assessor Fee Study \(Monterey County\)](#)
 [Attachment F - Information Technology Fee Study \(Monterey County\)](#)
 [Attachment G - County Clerk Comparable Fees](#)
 [Attachment H - County Clerk - Recorder Fee Study \(Monterey County\)](#)
 [Completed Board Order Item No. 52](#)
 [Completed Resolution Item No. 52](#)

53. a. Authorize the Monterey County Contracts/Purchasing Officer or authorized designee to sign a retroactive Facility Use Agreement for the term of July 1, 2023 to June 30, 2026, with the Monterey Peninsula Unified School District (MPUSD) for the Monterey County Workforce Development Board (MCWDB) to use two (2) classrooms owned by the MPUSD in Seaside to conduct training and outreach, and for its day-to-day operations, for a total amount not to exceed \$2,765 annually; and
b. Authorize the Monterey County Contracts/Purchasing Officer or authorized designee to sign up to five (5) future amendments to this Agreement where the amendments do not significantly change the scope of work.

Attachments: [Board Report](#)
 [2023-26 Facilities Use Agreement with MPUSD](#)

54. Approve and authorize the Contracts/Purchasing Officer or designee to sign Amendment No. 2 with Deidre Rogers-Smallman, dba Ergovera for ergonomic services increasing the amount by \$100,000.00 for a total amount not to exceed \$300,000.00 and set to expire on December 31, 2024.

Attachments: [Board Report](#)
 [Ergovera - Proposed Amend. 2](#)
 [Ergovera - Amend. 1](#)
 [Ergovera - Original Agreement](#)

55. a. Authorize the Chief Information Officer of the Information Technology Department or his designee to execute a non-Standard Agreement with the California Emerging Technology Fund to accept grant funds in the amount of \$19,500 through June 30, 2025 for each Get Connected! event coordinated by the County of

Monterey, Information Technology Department, for the provision of outreach and enrollment of reduced broadband services for households in the Affordable Connectivity Program;

- b. Authorize the Chief Information Officer or his designee to execute documents as necessary with the California Emerging Technology Fund;
- c. Accept non-standard contract provisions as recommended by the Chief Information Officer; and
- d. Authorize the Chief Information Officer the option to execute up to two (2) future amendments to this Agreement, each extending the term by one year, and to accept additional grant funds if they become available.

Attachments: [Board Report](#)
 [CETF Non-Standard Agreement](#)
 [CETF Agreement to Collaborate](#)

56. Adopt a resolution continuing for an additional sixty (60) days, the Proclamation of a Local Emergency for the 2022-2023 Winter Storm and Atmospheric River Event that started on December 26, 2022.

Attachments: [Board Report](#)
 [December-Jan Storm Emergency Proclamation](#)
 [Continuance Resolution](#)

57. Adopt a resolution continuing for an additional sixty (60) days, the Proclamation of a Local Emergency for the 2023 March Winter Storms and Atmospheric River Event that started on March 9, 2023.

Attachments: [Board Report](#)
 [2023 March Storms Emergency Proclamation Continuance](#)
 [Resolution](#)

58. a. Adopt a resolution to designate and authorize the Director of Emergency Management and Emergency Services Manager to execute and manage grant documents for the California Governor's Office of Emergency Services (CalOES) 2022 Listos California CERT Support Grant (LC) Program; and
- b. Authorize the Auditor-Controller to amend the Fiscal Year (FY) 2023-24 Adopted Budget for the Department of Emergency Management (001-1040-8588-DEM001) to increase appropriations and estimated revenues by \$15,000 funded by grant revenues from the Governor's Office of Emergency Services (CalOES), 4/5th vote required.

Attachments: [Board Report](#)
 [Attachment A-Completed Board of Supervisors Resolution No 22-326](#)
 [Attachment B-Resolution-Listos Grant](#)

59. a. Approve the 2023 Winter Recess for units P, Y, Z and ZX (excluding elected officials in unit Y);
b. Direct the Auditor-Controller to implement the 2023 Winter Recess for these specific units.

Attachments: [Board Report](#)

60. a. Approve and authorize a non-standard agreement in the amount of \$165,000 between the County of Monterey, by and through the County of Monterey Treasurer-Tax Collector's Revenue Division, and RELX, dba LexisNexis, which specifies Accurant for Government Transactional Debtor Location and Research Services and Batch File Services to be performed under the terms of the State of California negotiated Standard Agreement No. 5-23-70-40-01, for the period of January 1, 2024 through December 31, 2026; and
b. Authorize the County of Monterey Treasurer-Tax Collector to sign the non-standard agreement for Accurant for Government Transactional Debtor Location and Research Service and Batch File Services with LexisNexis; and
c. Authorize County of Monterey Treasurer-Tax Collector to extend the agreement for up to one 12-month contract extension, where the Amendment does not exceed an annual amount of \$45,000 of the Agreement amount and does not significantly change the scope of work, and the total amount of the agreement does not exceed a total amount of \$165,000.

Attachments: [Board Report](#)
 [Exhibit A - State of California Standard Agreement 5-23-70-40-01](#)
 [Exhibit B - Schedule A - Revenue Transactional and Batch Services](#)

61. Adopt a resolution to designate and authorize the Director of Emergency Management and Emergency Services Manager to execute and manage grant documents for the California Governor's Office of Emergency Services (CalOES) Resiliency Allocation of Fiscal Year (FY) 2019 Public Safety Power Shutoff (PSPS) funds.

Attachments: [Board Report](#)
 [Attachment A-Completed Board of Supervisors Resolution No 19-419](#)
 [Attachment B-Resolution-PSPS Grant](#)

62. a. Approve and authorize a non-standard agreement in the amount of \$21,000 between the County of Monterey, by and through the County of Monterey Treasurer-Tax Collector's Tax Division and RELX, Inc., dba LexisNexis, which specifies Accurant for Government Transactional Debtor Location and Research Services to be performed under the terms of the State of California negotiated Standard Agreement No. 5-23-70-40-01 for the period of January 1, 2024, through December 31, 2026; and
- b. Authorize the County of Monterey Treasurer-Tax Collector to sign the non-standard agreement for Accurant for Government Transactional Debtor Location and Research Services with LexisNexis; and
- c. Authorize County of Monterey Treasurer-Tax Collector to extend the agreement for up to one 12-month contract extension, where the Amendment does not exceed an annual amount of \$6,000 of the Agreement amount and does not significantly change the scope of work, and the total amount of the agreement does not exceed a total amount of \$21,000.

Attachments: [Board Report](#)
 [Exhibit A - State of California Standard Agreement 5-23-70-40-01](#)
 [Exhibit B - Schedule A -Tax Collectors Transactional](#)

63. Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to adjust the salary ranges of the Data Entry Operator I, , Park Services Aide I, Mailroom Clerk and Senior Mailroom Clerk, Range Aide and Student Intern classifications to comply with California Senate Bill No. 3 and California Labor Code section 1182.12, increasing the minimum wage to \$16.00/hour at first step and to maintain the spreads within the series where applicable, effective January 1, 2024, as indicated in Attachment A;
- b. Direct the Human Resources Department to implement the changes in the Advantage Human Resources Management (HRM) System.

Attachments: [Board Report](#)
 [Attachment A](#)
 [Attachment B](#)
 [Resolution](#)

64. Adopt a resolution to revise and approve amendments to the Conflict of Interest Code for the Salinas Valley Memorial Healthcare System.

Attachments: [Board Report](#)
 [SVMH Memo to BoS 2023](#)
 [SVMH Resolution 2022-15 Conflict of Interest Code](#)
 [BOS resolution SVMH COI code amendment 2023](#)
 [SVMH NEW DRAFT COI CODE 9-21-2022 FINAL CLEAN](#)
 [SVMH NEW DRAFT COI CODE 9-21-2022 FINAL REDLINE](#)

65. a. Approve and authorize the Contracts/Purchasing Officer or designee to execute Countywide Service Agreements with Salinas Auto Center; PDP Investments, Inc. dba P&R Towing - Pete's Towing; and U.S.A. Towing, Inc. (Agreements) for the provision of countywide towing services for the County of Monterey on an as-needed basis, retroactive to November 1, 2023 through October 31, 2026, which provides for an initial three-year term through October 31, 2026 and two optional one-year extensions through October 31, 2028, for an aggregate amount not to exceed amount of \$500,000 for all of the Agreements;
- b. Authorize the Contracts/Purchasing Officer or designee to execute similar additional Agreements, after one-year, for such services with qualified contractors who meet minimum requirements and comply with the County of Monterey standard terms and conditions, to provide for an initial term through October 31, 2026, and two optional one-year extensions through October 31, 2028, for an aggregate not to exceed amount of \$500,000 for all of the Agreements; and,
- c. Authorize the Contracts/Purchasing Officer or designee to execute future amendments that do not exceed 10% (\$50,000) of the original aggregate amount and do not significantly alter the scope of services, for a total maximum not to exceed amount of \$550,000 for all of the Agreements.

Attachments: [Board Report](#)
 [PDP Investments Inc Agreement](#)
 [Salinas Auto Center Agreement](#)
 [USA Towing Inc Agreement](#)
 [Completed Board Order Item No. 65](#)

Housing and Community Development

66. PLN090138-AMD1 - DON CHAPIN COMPANY LLC
- Adopt a resolution that a Public Convenience or Necessity (PCN) would be served by allowing the "Windmill Market" to obtain of a Type 20 license, for the sale of beer and wine for off-site consumption.
- Project Location: 115 Monterey Salinas Highway, Salinas.
- Proposed CEQA Action: Find the project categorically exempt pursuant to CEQA Guidelines section 15301.

Attachments: [Board Report](#)
 [Attachment A - Draft Resolution](#)
 [Attachment A - WORD VERSION Draft Resolution](#)
 [Attachment B - Applicant's Request for Finding of Public
Convenience or Necessity](#)
 [Attachment C - Sheriff's Department Comments](#)
 [Attachment D - MCHD Comments](#)
 [Attachment E - Vicinity Map](#)

Public Works, Facilities and Parks

67. a. Approve Amendment No. 2 to Professional Services Agreement No. A-15826, Multi-Year Agreement #3200*6415, with Biggs Cardosa Associates, Inc. to provide construction management services for the Hartnell Road Bridge Replacement Project, County Bridge No. 209, Request for Proposals #10804, to increase the not to exceed amount by \$199,698 for a total amount not to exceed \$880,172 with no extension to the term from June 15, 2022 to June 14, 2025, with the option to extend the term for two additional 1-year period(s); and
- b. Authorize the Contracts & Purchasing Officer or their designee to execute Amendment No. 2 to Professional Services Agreement No. A-15826 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or increase the approved Agreement amount.

Attachments: [Board Report](#)
 [Attachment A - Proposed A2 to PSA](#)
 [Attachment B - A1 to PSA](#)
 [Attachment C - PSA](#)
 [Attachment D - Project Budget](#)
 [Attachment E - Location Map](#)
 [Attachment F - PSA and Annual Expenditures](#)

Addenda/Supplemental

68. Addenda/Supplemental
- Added Attachment B to Item No. 11 under Scheduled Matters
- Added Item No. 11.1 under Scheduled Matters
- 11.1 Receive a verbal update from the Department of Emergency Management, Public Works Facilities and Parks, Water Resources Agency, and the Pajaro Regional Flood Management Agency (PRFMA) regarding winter storm preparations.
- Item No. 12 has moved under Scheduled Matters in the morning as Item No. 10.1
- Added Item No. 13.1 under Scheduled Matters
- 13.1 a. Consider approving a matching funds request from the Monterey County Business Council (MCBC) to support their efforts in submitting a proposal to an RFP

issued by the University of California, Merced for Small Business Technical Assistance Services for Monterey and San Benito Counties; and

b. Authorize the Auditor-Controller to amend the Fiscal Year 2023-24 Adopted Budget for the County Administrative Office Contributions-Other Agencies (001-1050-CAO007-8029) to increase appropriations in the amount of \$32,000 financed by a decrease in appropriations in General Fund Contingencies (001-1050-CAO020-8034) (4/5th vote required).