

# Monterey County

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



## Action Minutes - Final

**Tuesday, July 9, 2013**

**9:00 AM**

**See separate agendas for Monterey County Water Resources Agency and the Successor Agency to the Redevelopment Agency of the County of Monterey**

## **Board of Supervisors**

*Chair Louis R. Calcagno - District 2  
Vice Chair Simón Salinas - District 3  
Supervisor Fernando Armenta - District 1  
Supervisor Jane Parker - District 4  
Supervisor Dave Potter - District 5*

## Call to Order

The meeting was called to order by Chair Armenta.

## Roll Call

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

## Additions and Corrections for Closed Session

There were no additions or corrections to Closed Session.

## Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
  - b. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.
  - c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.
  - d. Pursuant to Health & Safety Code section 1462, the Board will receive a report and confer regarding health care facility/hospital trade secret. Discussion will concern a new facility and program.
  - e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: James May and Brette Neal
    - Employee Organizations: Units F, H, J, and K
  - f. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the following public employee positions:
    - (1) Equal Opportunity Officer
    - (2) Natividad Medical Center CEO
    - (3) County Administrative Officer
  - g. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) Jesse Hernandez, et al. vs. County of Monterey, et al. (USDC CAND case

no. CV 13 2354 PSG

h. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:

(1) Property: 559 East Alisal, Salinas, California

Negotiators: Ray Bullick and Elsa Jimenez

Negotiating Parties: Ramiro Alcalá and 559 E. Alisal Street LLC

Under negotiation: Price and terms

**CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a through h.**

### **10:30 AM Reconvene**

### **Roll Call**

*Present: Charlie Steves, Interpreter*

**Present:** 5 - Supervisor Fernando Armenta, Supervisor Louis R. Calcagno, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

### **Pledge of Allegiance**

The Pledge of Allegiance was led by Chair Armenta.

### **Additions and Corrections**

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following additions and corrections:

**Remove from Consent Calendar - Natividad Medical Center**

**18. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement (A 12214) with Monterey Language Services for Translation, Interpretation and other Language Services at NMC, extending the Agreement to June 30, 2014 and adding \$74,000 for Fiscal Year 2013 2014 for a revised total Agreement amount not to exceed \$245,000 in the aggregate.**

**Under Adjournment**

**Adjourn in Memory of: Gus William Settrini**

**A motion was made by Supervisor Dave Potter, seconded by Supervisors Jane Parker to approve Additions and Corrections. ALL AYES**

### **Consent Calendar- (See Supplemental Sheet)**

**2.** Approval of Consent Calendar (See Supplemental Sheet)

**Supervisor Parker pulled items 33 and 39 for comments and questions. County Administrative Officer Dr. Lew Bauman advised he serves on the Board for**

United Way and his spouse serves on the Board for Community Action Counsel (items 23, 24, and 25).

County Counsel Charles McKee advised of changes to item 19, so the item should now read: "Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute a contract renewal and amendment No. 7 to the Agreement with Green Line Liquid Waste Hauler for Quarterly Grease Trap Cleaning and Plumbing/Drain Cleaning Services at NMC, extending the Agreement to June 30, 2014 and adding \$30,000 for a revised total agreement amount not-to-exceed \$113,000 in the aggregate."

A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to approve the Consent Calenda (see Supplemental Sheet items 18 through 39). ALL AYES

### Appointments

3. Reappoint Alma Almanza to the In-Home Supportive Services Public Authority Advisory Committee, term ending June 30, 2016. (Supervisor Calcagno)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Reappointment be approved. ALL AYES**
4. Reappoint Michael Bennett; Yolanda Harris; Raquel Toribio and Olivia Quezada to the In-Home Supportive Services Public Authority Advisory Committee, terms ending June 30, 2016. (Full Board)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that these Reappointments be approved. ALL AYES**
5. Reappoint Cecelia Correa to the Community Action Commission, term ending July 1, 2016. (Supervisor Calcagno)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Reappointment be approved. ALL AYES**
6. Reappoint Berna Maya to the Community Action Commission, terms ending July 1, 2016. (Supervisor Armenta)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Reappointment be approved. ALL AYES**
7. Reappoint Rosaura Sanchez to the Community Action Commission, term ending July 1, 2016. (Supervisor Armenta)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Reappointment be approved. ALL AYES**
8. Reappoint Diana Carrillo, Hunter Harvath, Mary Ann Leffel, Larry Silva and Mark Verbonich to the Monterey County Workforce Investment Board, terms ending June 15, 2016. (Full Board)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that these Reappointments be approved. ALL AYES**

9. Appoint Linda Grier to the Boronda County Sanitation District Advisory Committee, term ending January 1, 2016. (Supervisor Calcagno)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Appointment be approved. ALL AYES**
10. Appoint Veronika Barajas to the Community Restorative Justice Commission to fill an unscheduled vacancy, term ending March 11, 2014. (Supervisor Salinas)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Appointment be approved. ALL AYES**
11. Appoint Thomas Razzeca to the Moss Landing County Sanitation District Citizen's Advisory Committee, term ending March 24, 2016. (Supervisor Calcagno)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Appointment be approved. ALL AYES**
12. Reappoint Anthony Aniello, Wendy Brickman, Wendy Crawford, Kimberly Schnader and Teresa Sullivan to the Monterey County Workforce Investment Board, terms ending May 25, 2016. (Full Board)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that these Reappointments be approved. ALL AYES**
13. Appoint Laurie Crosby to the In-Home Support Services Public Authority Advisory Committee to fill an unscheduled vacancy, term ending June 30, 2014. (Supervisor Parker)  
**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker, that this Appointment be approved. ALL AYES**

### **Other Board Matters**

14. Board Comments  
**Supervisor Armenta thanked CAO Dr. Lew Bauman, Supervisor Salinas's office for their efforts in honoring SPC Javier Sanchez, Jr. He advised he is the son of a long standing County employee and his rosary mass was a special event complete with full military honors. He also advised that further tribute will take place to honor SPC Javier Sanchez, Jr.**
15. CAO Comments and Referrals  
**Director of Health Ray Bullick introduced Dr. Edward Moreno as the new Health Officer for Monterey County. Dr. Moreno earned his medical degree from UC San Francisco School of Medicine and received his Masters in Public Health from California State University Fresno. He received his BS in microbiology from the University of Notre Dame. He's also Board certified in pediatric health. He was the Public Health Officer in Fresno for ten years. He welcomed Dr. Moreno and his wife Cecilia to the community.**

Dr. Moreno addressed the Board.

Supervisor Salinas welcomed Dr. Moreno and thanked Ray Bullick for his recruitment efforts.

16. General Public Comment

Hans Jongens

**10:30 A.M. - Scheduled Matter**

17. Public hearing to consider:

- a. Approving a Lot Line Adjustment of Williamson Act Lands to decrease Parcel A (Assessor's Parcel Number 424-081-079-000 and southern portion of Assessor's Parcel Number 424-081-078-000) from 160 acres to 156 acres; decrease Parcel B (Assessor's Parcel Number 424-081-080-000) from 160 acres to 157 acres; increase Parcel C (Assessor's Parcel Number 424-081-077-000) from 148 acres to 227.6 acres and decrease Parcel D (western portion of Assessor's Parcel Number 424-081-083-000) from 177.6 acres to 105. Parcel A (Assessor's Parcel Number 424-081-079-000) is within a Williamson Act Agricultural Preserve per Land Conservation Contract No. 71-38;
- b. Authorizing the Chair to execute new or amended Land Conservation Contract, in order to rescind a portion of the existing Land Conservation Contract as applicable to the reconfigured lots only and simultaneously execute new or amended Land Conservation Contract for the reconfigured lots between the County and the Property Owners of Record, reflecting the new legal description, current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and
- c. Directing the Clerk of the Board to record the new or amended Contract concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.

(Lot Line Adjustment - PLN120371 / Porter Estates Company Bradley Ranch, Inc., south of Jolon Road and north of Nacimiento Lake Drive, South County Area Plan)

**Public hearing held.**

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Louis R. Calcagno to adopt Resolution No. 13-216:**

- a. Approving a Lot Line Adjustment of Williamson Act Lands to decrease Parcel A (Assessor's Parcel Number 424-081-079-000 and southern portion of Assessor's Parcel Number 424-081-078-000) from 160 acres to 156 acres; decrease Parcel B (Assessor's Parcel Number 424-081-080-000) from 160 acres to 157 acres; increase Parcel C (Assessor's Parcel Number 424-081-077-000) from 148 acres to 227.6 acres and decrease Parcel D (western portion of Assessor's Parcel Number 424-081-083-000) from 177.6 acres to 105. Parcel A (Assessor's Parcel Number 424-081-079-000) is within a Williamson Act Agricultural Preserve per Land Conservation Contract No. 71-38;
- b. Authorizing the Chair to execute new or amended Land Conservation

Contract, in order to rescind a portion of the existing Land Conservation Contract as applicable to the reconfigured lots only and simultaneously execute new or amended Land Conservation Contract for the reconfigured lots between the County and the Property Owners of Record, reflecting the new legal description, current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and

c. Directing the Clerk of the Board to record the new or amended Contract concurrently with the recordation of the Certificates of Compliance for the reconfigured Williamson Act parcels.

(Lot Line Adjustment - PLN120371 / Porter Estates Company Bradley Ranch, Inc., south of Jolon Road and north of Nacimiento Lake Drive, South County Area Plan). ALL AYES

**12:00 PM Recess to Lunch - Continued Closed Session**

**Adjournment**

In Memory of Gus William Settrini

**APPROVED:**

/s/ Fernando Armenta  
**FERNANDO ARMENTA, CHAIR**  
**BOARD OF SUPERVISORS**

**ATTEST:**

**BY: /s/ Gail T. Borkowski**  
**GAIL T. BORKOWSKI**  
**CLERK OF THE BOARD**

Approved October 1, 2013

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

18. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement (A-12214) with Monterey Language Services for Translation, Interpretation and other Language Services at NMC, extending the Agreement to June 30, 2014 and adding \$74,000 for Fiscal Year 2013-2014 for a revised total Agreement amount not to exceed \$245,000 in the aggregate.

**ITEM REMOVED VIA ADDITIONS AND CORRECTIONS**

19. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute a contract renewal and Amendment No. 7 to the Agreement with Green Line Liquid Waste Hauler for Quarterly Grease Trap Cleaning and Plumbing/Drain Cleaning Services at NMC, extending the Agreement to June 30, 2014 and adding \$30,000 for a revised total Agreement amount not to exceed \$113,000 in the aggregate. (REVISED VIA ADDITIONS AND CORRECTIONS)

**Approved - Agreement No. A-11938**

**Health and Social Services**

20. a. Amend Fiscal Year (FY) 2013-14 Health Department Budget 4000, HEA012-8410 to add 2.0 FTE Behavioral Health Unit Supervisor, 1.54 FTE Contract Physician, 8.00 FTE Psychiatric Social Worker positions; and  
b. Authorize the County Administrative Office to incorporate approved position changes in the FY 2013-14 Adopted Budget

**Approved**

21. a. Amend Health Department Clinic Services Budget 4000-HEA007 to add 1.0 FTE Senior Departmental Information Systems Coordinator, 9.0 FTE Medical Assistants, 1.0 FTE Physician Assistant II, 1.0 FTE Contract Physician, and 1.0 FTE Senior Account Clerk; and  
b. Reallocate 1.0 FTE Accountant II to 1.0 FTE Accountant III; and  
c. Authorize the County Administrative Office to incorporate approved position changes in the FY 2013-14 Adopted Budget; ~~and~~  
d. ~~Authorize the Auditor Controller to incorporate approved appropriation and estimated revenue modifications in the Adopted FY 2013-14 Budget 4000-HEA007. (REVISED VIA SUPPLEMENTAL)~~

**Approved**

22. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with the Mexican



American Opportunity Foundation for \$134,223 for Maintenance of Effort for child care services for the period July 1, 2013 - June 30, 2016; and

b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this Agreement that do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

**Approved - Agreement No. A-12500**

**23.**

a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with United Way of Monterey County for \$120,000 to provide volunteer community service opportunities for CalWORKs customers who need additional employment experiences to successfully compete for employment in the public and private sectors for the period July 1, 2013 through June 30, 2014; and

b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work

**Approved - Agreement No. A-12502**

**24.**

a Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Action Council for \$448,754 for the period July 1, 2013 June 30, 2014 to provide Wraparound Administrative Services to adoption

b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement, where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

**Approved - Agreement No. A-12499**

**25.**

a. Approve and authorize the Director of the Department of Social Services to sign an agreement for \$927,326 with Action Council of Monterey County to provide leadership and coordination for Differential Response aka: Pathways to Safety for the period July 1, 2013 through June 30, 2014.

b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement, where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

**Approved - Agreement No. A-12503**

**26.**

a. Approve and authorize the Director of Health to sign and approve the Memorandum of Understanding (MOU) between the County of Monterey, Interim, Inc., and Rockrose Housing Corporation for the development of Rockrose Gardens, an affordable housing project funded by the Mental Health

Services Act (MHSA) Housing Program (“Program”); and  
b. Approve and authorize the Director of Health to sign (1) the MHSA Subordination Agreement, (2) the MHSA Assignment and Assumption Agreement, in substantially the forms provided and (3) associated documents as they pertain to the closing of the Rockrose Gardens Housing Project.

**Approved**

### **General Government**

27. a. Approve and authorize the Contracts/Purchasing Officer to execute renewal agreements extending the term for each of the agreements listed on the attached list of Master Agreements that are due to expire on June 30, 2013, extending each agreement through December 31, 2013, in accordance with the terms and conditions set forth within each original Agreement to allow the Contracts/Purchasing Division the time necessary to re-bid the services; and  
b. Approve increases for only those Professional Services identified in the attached list of Master Agreements in the amounts not to exceed as shown for each of those services to continue funding those services through December 31, 2013.

**Approved - Agreement Nos. A-11325 (Wheeler's Carpet); A-12506 (Cinderella Carpet); A-12505 (Impec Group); A-11210 (ABM Janitorial); A-11211 (Firato Service Co.); A-11224 (Cooperative Pers. Svs (CPS)); A-11212 (Regional Gov. Serv. Authority); A-11213 (Renne Sloan Holtzman Sakai); A-11214 (William Avery & Assoc.); A-12507 (Smith & Enright); A-12508 (Green Valley Landscape, Inc.); A-12509 (K&D Landscaping); A-11367 (Smokey Key); A-11368 (American Lock & Key); A-12510 (A&A Painting-Towne & Country Painting, Inc.); A-12511 (McLaughlin Painting); A-11222 (Castroville Plumbing & Heating); A-11223 (Val's Plumbing & Heating); A-11343 (West Coast Arborists); A-11337 (Professional Tree Care); A-11340 (South Bay Tree Care); A-11342 (Urban Lumberjacks Tree Works); A-11341 (Topes Tree Service); A-11335 (ABM Janitorial Services)**

28. Approve and authorize the destruction of designated Treasurer-Tax Collector, Revenue Division records that are no longer necessary for County purposes to be retained, as set forth in attached Revenue Division Retention Master List (4/5th vote required).

**Approved**

29. Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 9 to the Proprietary Software Maintenance Agreement Statement dated April 7, 2008 for support of CGI Technologies' Advantage System to add Enhanced Maintenance Service for Advantage HRM in the amount of \$165,000 plus all applicable taxes for July 1, 2013 to June 30, 2014.

**Approved - Agreement No. A-11136**

30. Approve and authorize the Contracts/Purchasing Officer to execute the

Renewal, Extension and Amendment No. 2 to Statement of Work No. 10 with CGI Technologies from \$252,000 to an amount totaling \$442,700 to provide general Advantage Financial, HRM and Meridian Post-Implementation support for integration, configuration, reports and consulting.

**Approved - Agreement No. A-11135**

- 31.**
- a. Authorize the cancellation of \$96,516 from the Vehicle Replacement Designation Account (Fund 001-3116) to General Fund Balance (Fund 001-3101); and
  - b. Authorize the Auditor-Controller to amend the FY 2013-14 Contracts/Purchasing (Fund 001-1050-8047-CAO002) Adopted Budget to increase appropriations by \$96,516. (4/5th Vote Required)

**Approved**

- 32.**
- Adopt a Resolution to amend the Personnel Policies and Practices Resolution No. 98-394 to:
- a. Retitle the classification of Staff Biologist to Agricultural Programs Biologist, and;
  - b. Direct the Human Resources Office to incorporate the approved changes.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-217 to amend the Personnel Policies and Practices Resolution No. 98-394 to:**

- a. Retitle the classification of Staff Biologist to Agricultural Programs Biologist, and;**
- b. Direct the Human Resources Office to incorporate the approved changes.**

**ALL AYES**

- 32.1**
- a. Authorize the Auditor-Controller to increase FY 2012-13 appropriations and estimated revenue in the amount of \$100,000 for Information Technology Department 001-1930-8137, Information Technology Appropriation Unit INF002;
  - b. Authorize the Auditor-Controller to increase FY 2012-13 appropriations and estimated revenue in the amount of \$300,000 for Information Technology Department 001-1930-8140, Telecommunications Appropriation Unit INF001; and
  - c. Authorize the Auditor-Controller to incorporate the approved revenue and appropriations modifications in the FY 2012-13 Approved Budget (4/5th Vote Required). (ADDED VIA ADDENDUM)

**Approved**

- 32.2**
- Authorize the Auditor-Controller to increase Fiscal Year 2012-13 appropriations totaling \$250,000 for the Information Technology Department 001-1930-8138, Printing & Graphics Appropriation Unit INF003 funded by General Fund Unassigned Fund Balance (Fund 001-3101) to cover expenses in the Information Technology Department budget. (4/5th Vote Required).

(ADDED VIA ADDENDUM)

**Approved**

### **RMA - General**

- 33.
- a. Approve assuming grant contracts from the Big Sur Land Trust for the Lower Carmel River Floodplain Restoration and Environmental Enhancement Project;
  - b. Authorize the Director of Resource Management Agency (RMA) to enter into agreements for implementation of the Lower Carmel River Floodplain Restoration and Environmental Enhancement Project;
  - c. Approve addition of a Senior Civil Engineer or Senior Water Resources Hydrologist position in Unit 8195 RMA012 required for project/grant management to be reimbursed as part of Carmel Lagoon expenses (estimated \$150,000/year); and
  - d. Authorize Central Human Resources to reflect addition of a Senior Civil Engineer or Senior Water Resources Hydrologist position in Unit 8195 RMA012 after final determination of the appropriate position in consultation with Human Resources.

**Approved - Agreement No. A-12504**

### **RMA - Planning**

- 34.
- Approve a resolution to:
- a. Authorize the Monterey County Resource Management Agency Director to submit a grant application to the State Coastal Conservancy in an amount of up to \$500,000 to provide funding and planning assistance to undertake activities related to protecting coastal resources from future impacts from sea level rise;
  - b. Direct the Resource Management Agency Director, or his designee, to complete the grant application, in collaboration with Moss Landing Marine Laboratories, the County of Santa Cruz, and the City of Capitola; and
  - c. Authorize the Resource Management Agency Director to execute the grant application required to apply for the grant.  
(REF130044/Climate Adaptation Planning Grant)

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Simón Salinas to adopt Resolution No. 13-214 to:**

- a. Authorize the Monterey County Resource Management Agency Director to submit a grant application to the State Coastal Conservancy in an amount of up to \$500,000 to provide funding and planning assistance to undertake activities related to protecting coastal resources from future impacts from sea level rise;**
- b. Direct the Resource Management Agency Director, or his designee, to complete the grant application, in collaboration with Moss Landing Marine Laboratories, the County of Santa Cruz, and the City of Capitola; and**
- c. Authorize the Resource Management Agency Director to execute the grant**

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**application required to apply for the grant. (REF130044/Climate Adaptation Planning Grant) ALL AYES**

35. a. Approve the Parcel Map for a minor subdivision of a 10 acre parcel into two parcels of five acres each. Parcel 1 contains an existing 2,400 square foot winery building and a 2,900 square foot single family dwelling. Parcel 2 contains an existing 1,345 square foot single family dwelling.
- b. Direct the Clerk of the Board to submit the Parcel Map to the County Recorder for filing.
- (Parcel Map - PLN110145/ Burnstein, 645 River Road, Salinas, Toro Area Plan, Agriculture and Winery Corridor Plan)

**Approved**

**RMA - Public Works**

36. a. Adopt Plans and Special Provisions for the Clerk of the Board Security Upgrades, Project No. 8594, Bid Package No. 10421; and
- b. Authorize the Director of Public Works to advertise the “Notice to Contractors” in the *Monterey County Weekly*.
- Approved - Construction No. 2013-012**
37. a. Approve Amendment No. 1 to Utility Agreement No. 3820.02 between County of Monterey and California American Water Company, A-12200, for reimbursement of additional piping components for the Schulte Road Bridge at Carmel River, County Bridge No. 501, State Bridge No. 44C-0115, in the amount of \$39,337 including an additional 5% contingency, for a total of \$209,947; and
- b. Authorize the Director of Public Works to execute Amendment No. 1 to Utility Agreement No. 3820.02 with California American Water Company.
- Approved - Agreement No. A-12200**
38. a. Award a contract to John F. Otto, Inc. dba Otto Construction, the lowest responsible and responsive bidder for the 20 East Alisal Street Second-Floor Tenant Improvements, Salinas, California, Project No. 8787, Bid Package No. 10416, in the total amount of \$1,347,600;
- b. Approve the Performance and Payment Bonds executed and provided by John F. Otto, Inc. dba Otto Construction and Travelers Casualty and Surety Company of America;
- c. Authorize a contingency (not to exceed 20 percent of the contract amount) to provide funding for approved contract change orders; and
- d. Authorize the Director of Public Works, subject to the terms of the Public Contract Code, to approve change orders to the contract that do not exceed twenty percent of the original contract amount and do not significantly change the scope of work;
- e. Authorize the Director of Public Works to execute the contract and, subject

to the terms of the August 28, 2001 Board Report, approve contract change orders where each change order does not exceed \$25,000 plus 5 percent of the amount of the original contract cost in excess of \$250,000;

f. Authorize the Director of Public Works to execute a Certificate of Completion when he determines that the contract is complete in all respects in accordance with the Plans and Special Provisions for the construction of 20 East Alisal Street Second-Floor Tenant Improvements, Salinas, California, Project No. 8787, Bid Package No. 10416, performed by John F. Otto, Inc. dba Otto Construction; and

g. Authorize the Director of Public Works to execute and record a Notice of Completion with the County Recorder for the construction of 20 East Alisal Street Second-Floor Tenant Improvements, Salinas, California, Project No. 8787, Bid Package No. 10416, performed by John F. Otto, Inc. dba Otto Construction.

**Approved - Agreement No. A-12501; Construction No. 2013-007**

**39.**

a. Accept and authorize the Chair of the Board of Supervisors to execute the County of Monterey Jail Housing Addition, *Establish Project Scope, Cost, and Schedule*, Project Number: 8819;

b. Approve and authorize the Chair of the Board of Supervisors to execute a Project Delivery and Construction Agreement AB 900 Jail Financing Program with the State Public Works Board of the State of California, the Department of Corrections and Rehabilitation of the State of California, and the Board of State and Community Corrections of the State of California (in substantially the form attached), to allow the Jail Housing Addition project to proceed under the terms of AB 900 Jail Financing Program Phase II;

c. Approve and authorize the Chair of the Board of Supervisors to execute a Board of State and Community Corrections Jail Construction Agreement with the Board of State and Community Corrections (in substantially the form attached), to allow the Jail Housing Addition project to proceed under the terms of AB 900 Jail Financing Program Phase II; and

d. Adopt and authorize the Chair of the Board of Supervisors to execute a Certificate of the County of Monterey Accompanying Match Funding for the Monterey County Jail Housing Addition Project for Monterey County's "Cash and In-kind Match of \$4,032,778.00.

e. Designate the County of Monterey Resource Management Agency Assistant Director of Public Works, Resource Management Agency Finance Manager III, and Monterey County Sheriff Deputy Chief to serve as the contact persons between the County of Monterey and the Board of State and Community Corrections for the duration of the contract.

**Approved**