



# Monterey County

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

## Action Minutes - Draft Board of Supervisors

*Chair Simón Salinas - District 3*  
*Vice Chair Jane Parker - District 4*  
*Supervisor Dave Potter - District 5*  
*Supervisor Fernando Armenta - District 1*  
*Supervisor John M. Phillips - District 2*

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Tuesday, March 3, 2015

9:00 AM

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**See separate agendas for the Pajaro County Sanitation District, Successor Agency to the Redevelopment Agency, & Board of Supervisors of the Monterey County Water Resources Agency.**

### 9:00 AM - Call to Order

The meeting was called to order by Chair Salinas.

### Roll Call

**Present:** 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

### 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 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) Sylvia Acosta, Oscar Barrera v. County of Monterey, et al. (Monterey County Superior Court case no. M123736)
    - (2) Thomas Dewey v. Monterey County, et al. (Monterey County Superior Court case no. M114120)
  - b. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.
  - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding two matters of discipline, dismissal, or release of a public employee.
  - d. Pursuant to Government Code section 54957.6, the Board will confer with

labor negotiators:

(1) Designated representatives: Elliott Robinson, Director and Fran Buchanan

Employee Organization(s): IHSS

(2) Designated Representatives: James May, Human Resources Director and Brette Neal

Employee Organization(s): Unit S

(3) Designated Representatives: James May, Human Resources Director and Brette Neal

Employee Organization(s): Units H

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

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

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

### **Roll Call**

*Present: Evelia Meza, Interpreter*

**Present:** 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

### **Pledge of Allegiance**

The Pledge of Allegiance was led by Supervisor Parker.

### **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:

**Move from Consent Calendar Item 41 to Scheduled Matters 1:30 p.m. session 41. a. Adopt a Comprehensive Economic Development Strategy for Monterey County; and, b. Authorize the Director of Economic Development to submit the Comprehensive Economic Development Strategy to the U.S. Department of Commerce, Economic Development Administration.**

**Addition Under Consent Calendar - Planning**

**58. Document Submitted – Bond for Payment of Taxes in Subdivision of Land a. Approve the Final Map for the second phase (Phase 2) of the East Garrison Standard Subdivision, which creates 373 residential parcels, 9 open space/park parcels, 13 townhome parcels, 2 apartment parcels and 2 remainder parcels to be developed in approved future phases; and the Subdivision Improvement Agreement.**

**b. Authorize the Chair of the Board of Supervisors to execute the Subdivision**

Improvement Agreement;

c. Direct the Clerk of the Board to submit the Final Map and the Subdivision Improvement Agreement to the County Recorder for filing, subject to the collection of applicable recording fees, and submit the tax bond, Tax Clearance Estimate from the County Assessor, and the Subdivision Title Guarantee as required by the County Recorder's Office.

(Final Map PLN030204/Union Community Partners, LLC, Fort Ord Master Plan, East Garrison Specific Plan)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve additions and corrections. ALL AYES

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

2. Approve the Consent Calendar (See Supplemental Sheet).

Item 41 was moved to the afternoon via Additions and Corrections.

Supervisor Phillips advised he will recuse himself on item 32 as he was the signer on the contract and the general contractor. He stated he has no financial interest in the agreement or Rancho Cielo. He left the room.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve item 32. 4-0 (Supervisor Phillips recused as he was the signer on the contract and the general contractor. He stated he has no financial interest in the agreement or Rancho Cielo.)

Supervisor Phillips returned to the dais. He pulled items 40.1, 40.2 and 42. Supervisor Parker pulled item 40.

Supervisor Phillips asked questions of staff regarding item 40.1. Sheriff Bernal responded. Supervisor Parker commented on the item.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve item 40.1. 3-2 (Supervisors Parker and Phillips Dissented)

Supervisor Parker asked questions of staff regarding item 40. Marcia Parsons from Probation responded.

Supervisor Phillips asked questions of staff regarding 40.2. Sheriff Bernal responded.

A motion was made by Supervisor John Phillips, seconded by Supervisor Dave Potter to approved item 40.2. ALL AYES

Supervisor Phillips ask questions of staff regarding item 42. Bill Harry responded.

A motion was made by Supervisor John Phillips, seconded by Supervisor Dave Potter to approve item 42. ALL AYES

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to approve the Consent Calendar (See Supplemental Sheet), with the exception of items 32, 40.1, 40.2 & 42. ALL AYES

### **Ceremonial Resolutions**

3. Adopt Resolution honoring Sergeant William D. Napper of the Monterey County Sheriff's Office upon his retirement after more than 25 years of dedicated public service. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to adopt Resolution No. 15-028 honoring Sergeant William D. Napper of the Monterey County Sheriff's Office upon his retirement after more than 25 years of dedicated public service. (Full Board). ALL AYES**
4. Adopt Resolution honoring Chris Shake as recipient of the Monterey Peninsula Chamber of Commerce 2014 Citizen of the Year Award. (Supervisor Potter)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to adopt Resolution No. 15-029 honoring Chris Shake as recipient of the Monterey Peninsula Chamber of Commerce 2014 Citizen of the Year Award. (Supervisor Potter) ALL AYES**
5. Adopt Resolution honoring Joy G. Anderson as recipient of the Monterey Peninsula Chamber of Commerce 2014 Robert C. Littlefield Award for Lifetime Achievement. (Supervisor Potter)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to adopt Resolution No. 15-030 honoring Joy G. Anderson as recipient of the Monterey Peninsula Chamber of Commerce 2014 Robert C. Littlefield Award for Lifetime Achievement. (Supervisor Potter) ALL AYES**
6. Adopt Resolution honoring Mayor Chuck Della Sala as recipient of the Monterey Peninsula Chamber of Commerce 2014 Ruth Vreeland Memorial Public Official of the Year Award. (Supervisor Potter)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to adopt Resolution No. 15-031 honoring Mayor Chuck Della Sala as recipient of the Monterey Peninsula Chamber of Commerce 2014 Ruth Vreeland Memorial Public Official of the Year Award. (Supervisor Potter) ALL AYES**

### **Appointments**

7. Appoint Chief Phil Penko to the Monterey County Mental Health Commission to fill an unexpired term ending May 31, 2016. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Appoint Chief Phil Penko to the Monterey County Mental Health Commission to fill an unexpired term ending May 31, 2016. (Full Board) ALL AYES**
8. Appoint Roxanna Hernandez to the Monterey County Workforce Investment Board, Youth Council to fill an unscheduled vacancy term ending November 5, 2015. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Appoint Roxanna Hernandez to the Monterey County Workforce Investment Board, Youth Council to fill an unscheduled vacancy**

term ending November 5, 2015. (Full Board) ALL AYES

9. Appoint Karen E. Wong to the Monterey County Workforce Investment Board for a term ending March 3, 2018. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Appoint Karen E. Wong to the Monterey County Workforce Investment Board for a term ending March 3, 2018. (Full Board) ALL AYES**
10. Appoint to the Monterey County Housing Advisory Committee La'Quana Williams for a term ending March 3, 2017. (Supervisor Parker)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Appoint to the Monterey County Housing Advisory Committee La'Quana Williams for a term ending March 3, 2017. (Supervisor Parker) ALL AYES**
11. Appoint Michael Moore to the Community Restorative Justice Commission for a term ending November 1, 2017. (Full Board)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Appoint Michael Moore to the Community Restorative Justice Commission for a term ending November 1, 2017. (Full Board) ALL AYES**
12. Reappoint to the Fish & Game Commission Mark DeHart and Robert Monares with terms ending February 1, 2018. (Supervisor Salinas)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Reappoint to the Fish & Game Commission Mark DeHart and Robert Monares with terms ending February 1, 2018. (Supervisor Salinas) ALL AYES**
13. Reappoint to the Greenfield Public Recreation District Mark T. Ruiz for a term ending December 31, 2017. (Supervisor Salinas)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Reappoint to the Greenfield Public Recreation District Mark T. Ruiz for a term ending December 31, 2017. (Supervisor Salinas) ALL AYES**
14. Reappoint to the Historical Advisory Commission Ann K. Beckett for a term ending February 1, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Reappoint to the Historical Advisory Commission Ann K. Beckett for a term ending February 1, 2019. (Supervisor Salinas). ALL AYES**
15. Appoint Steve Bradford to the Seaside Oversight Board to fill an unscheduled vacancy for a term ending July 1, 2016. (Supervisor Parker)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Appoint Steve Bradford to the Seaside Oversight Board to fill an unscheduled vacancy for a term ending July 1, 2016. (Supervisor Parker) ALL AYES**

16. Reappoint Mike De La Rosa to the Soledad Mission Recreation District for a term ending January 1, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Reappoint Mike De La Rosa to the Soledad Mission Recreation District for a term ending January 1, 2019. (Supervisor Salinas) ALL AYES**
17. Reappoint Elizabeth Williams to the Housing Authority of the County of Monterey for a term ending May 1, 2019. (Supervisor Salinas)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Reappoint Elizabeth Williams to the Housing Authority of the County of Monterey for a term ending May 1, 2019. (Supervisor Salinas) ALL AYES**
18. Appoint Christopher M. Lopez to the Oversight Board to the Gonzales Successor Agency replacing Supervisor Simón Salinas for a term ending December 31, 2018. (Supervisor Salinas)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Appoint Christopher M. Lopez to the Oversight Board to the Gonzales Successor Agency replacing Supervisor Simón Salinas for a term ending December 31, 2018. (Supervisor Salinas) ALL AYES**

### **Other Board Matters**

19. Board Comments
- Supervisor Armenta noted that staff were in Washington, D.C. at the NACo conference last week and said he hopes for a briefing from the legislative delegates soon.**
20. CAO Comments and Referrals
- County Administrative Officer Dr. Lew Bauman advised of the following referral from Supervisor Armenta: Request to review, analyze and look for funding sources to support the annual Veterans Standdown. Referred to the Office of Military and Veterans Affairs.**
21. General Public Comment
- Anthony Lombardo; Julie Felice; Jeff Taylor; Eric Peterson; Hans Jongens.**

### **10:30 A.M. - Scheduled Matters**

22. Receive an oral report regarding Sales and Use Taxes including an Overview of Sales and Use Tax, Allocation of Sales and Use Tax and Current Sales Tax Trends from the Office of the Auditor-Controller and HdL Companies.
- Public comment: Jay Donato.**
- A motion was made by Supervisor Dave Potter, seconded by Supervisor**

**Fernando Armenta to receive an oral report regarding Sales and Use Taxes including an Overview of Sales and Use Tax, Allocation of Sales and Use Tax and Current Sales Tax Trends from the Office of the Auditor-Controller and HdL Companies. ALL AYES**

23. a. Accept the 2013-14 Annual Report from the Monterey County Children's Council; and  
b. Receive an oral presentation regarding current Children's Council initiatives - the Early Childhood Development Initiative and the All Kids Our Kids partnership with local schools.

**Public comment: Rosemary Hernandez; Stephanie Soto.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to: a. Accept the 2013-14 Annual Report from the Monterey County Children's Council; and b. Receive an oral presentation regarding current Children's Council initiatives - the Early Childhood Development Initiative and the All Kids Our Kids partnership with local schools. ALL AYES**

24. a. Accept the FY 2013-14 Annual Report from First 5 Monterey County (a.k.a. The Monterey County Children and Families Commission); and  
b. Receive an oral presentation regarding current First 5 Monterey County programs.

**This item was heard after the 1:30 p.m. reconvene.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to: a. Accept the FY 2013-14 Annual Report from First 5 Monterey County (a.k.a. The Monterey County Children and Families Commission); and b. Receive an oral presentation regarding current First 5 Monterey County programs. ALL AYES**

### **12:00 PM Recess to Lunch**

### **1:30 PM Reconvene - Monterey County Board of Supervisors**

#### **Roll Call**

*Present: Denise Choate, Interpreter*

**Present:** 5 - Supervisor Simón Salinas, Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter and Supervisor John M. Phillips

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

25. Approve the Monterey County Economic Development Department - Workforce Investment Board's (Monterey County EDD/WIB) Annual Report for Program Year (PY) 2013-14.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve the Monterey County Economic Development Department - Workforce Investment Board's (Monterey County EDD/WIB) Annual Report for Program Year (PY) 2013-14. ALL AYES**

26.

Public hearing, continued from December 2, 2014, to:

- a. Consider the appeal by Harper Canyon Realty LLC from the Planning Commission's denial of Harper Canyon Realty's application for a Combined Development Permit consisting of : 1) A Vesting Tentative Map for the subdivision of 344 acres into 17 residential lots ranging in size from 5.13 acres to 23.42 acres on 164 acres with one 180-acre remainder parcel; 2) Use Permit for the removal of approximately 79 Coast live oak trees over six inches in diameter for road and driveway construction; 3) Use Permit for development on slopes in excess of 30 percent; 4) Use Permit for the creation of a public water system with a stand-alone treatment facility (Option B); 5) Grading for net cut and fill of approximately 2,000 cubic yards; and 6) Design Approval; and
- b. Consider the report on the pumping and aquifer recovery tests completed for the wells associated with the project; and
- c. Adopt a motion of intent in regard to the project application and continue the hearing to April 7, 2015 to enable staff to present a resolution in support of the motion of intent.

(Appeal of Combined Development Permit - PLN000696/Harper Canyon Realty LLC, San Benancio Road and Meyer Road, Salinas, Toro Area Plan area)

**Conducted a Public hearing (continued from December 2, 2014).**

**Public comment: John Farrow; Amy White; Mike Weaver; Michael Cling.**

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to adopt a resolution of intention to deny the appeal and direct staff to return with finding and conditions to support the denial. 2-3 (Supervisors Salinas, Armenta and Phillips Dissented) MOTION FAILED**

**A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to:**

- a. **Consider the appeal by Harper Canyon Realty LLC from the Planning Commission's denial of Harper Canyon Realty's application for a Combined Development Permit consisting of : 1) A Vesting Tentative Map for the subdivision of 344 acres into 17 residential lots ranging in size from 5.13 acres to 23.42 acres on 164 acres with one 180 acre remainder parcel; 2) Use Permit for the removal of approximately 79 Coast live oak trees over six inches in diameter for road and driveway construction; 3) Use Permit for development on slopes in excess of 30 percent; 4) Use Permit for the creation of a public water system with a stand alone treatment facility (Option B); 5) Grading for net cut and fill of approximately 2,000 cubic yards; and 6) Design Approval; and**
- b. **Consider the report on the pumping and aquifer recovery tests completed for the wells associated with the project;**
- c. **Adopted Resolution of Intent No. 15-050 in regard to the project application and continued the hearing to April 7, 2015 to enable staff to present a resolution in support of the motion of intent. (Appeal of Combined Development Permit PLN000696/Harper Canyon Realty LLC, San Benancio Road and Meyer Road, Salinas, Toro Area Plan area) 3-2 (Supervisors Potter and Parker Dissented)**



**Adjournment**

**APPROVED:**

\_\_\_\_\_  
**SIMÓN SALINAS, CHAIR  
BOARD OF SUPERVISORS**

**ATTEST:**

**BY: \_\_\_\_\_  
GAIL T. BORKOWSKI  
CLERK OF THE BOARD  
APPROVED ON \_\_\_\_\_**

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

27. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 1 to the Agreement (A-12327/MYA654) with AllMed Healthcare Management (AllMed) for External Peer Review Services at NMC, extending the Agreement an additional three year period for a revised term of October 1, 2012 through September 30, 2017 and adding \$80,000 for a revised total aggregate amount not to exceed \$100,000. (CORRECTED VIA SUPPLEMENTAL)
- Approved - Agreement No. A-12327**
28. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute an Agreement with the Natividad Medical Foundation (NMF) to provide philanthropic support for NMC and NMC (non-philanthropic) specially requested services with a retroactive start date of January 1, 2015 through December 31, 2015, and for a total amount not to exceed \$876,019.
- Approved**
29. a. Approve the County Standard Patient Transfer Agreement (“Agreement”) template defining the terms of transfer of patients between Natividad Medical Center (NMC) and other health care facilities; and
- b. Authorize execution of the Agreement by the NMC Deputy Purchasing Agent using the template in substantially the same form as that which has been presented to the Board without significant change to its content, subject to review and approval of County Counsel; delegation of authority expires June 30, 2019; and
- c. Authorize execution of up to three (3) future amendments to any executed Agreement where the amendments do not significantly alter the risk associated with the parties’ duties under the Agreement, subject to review and approval of County Counsel; delegation of authority expires June 30, 2019.
- Approved - Agreement No. A-12651**
30. Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendix A to create and abolish classifications and associated salary ranges to effectuate the changes due to the organizational review and classification study of positions in the Resource Management Agency and Natividad Medical Center as indicated in the attached Resolution;
- b. Amend the Resource Management Agency’s Unit 8176 - Facilities Admin and Unit 8195 - Construction to approve reallocations and reclassifications as indicated by position numbers in the attached Resolution;
- c. Amend the Natividad Medical Center’s Unit 8348 - Plant Maintenance to

approve reallocations and reclassifications as indicated by position numbers in the attached Resolution; and

d. Authorize the Auditor Controller to incorporate the approved changes in the FY 2014-15 Adopted Budget and direct the County Administrative Office to incorporate the approved position changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-032 to:**

**a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendix A to create and abolish classifications and associated salary ranges to effectuate the changes due to the organizational review and classification study of positions in the Resource Management Agency and Natividad Medical Center as indicated in the attached Resolution;**

**b. Amend the Resource Management Agency's Unit 8176 - Facilities Admin and Unit 8195 - Construction to approve reallocations and reclassifications as indicated by position numbers in the attached Resolution;**

**c. Amend the Natividad Medical Center's Unit 8348 - Plant Maintenance to approve reallocations and reclassifications as indicated by position numbers in the attached Resolution; and**

**d. Authorize the Auditor Controller to incorporate the approved changes in the FY 2014-15 Adopted Budget and direct the County Administrative Office to incorporate the approved position changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system. ALL AYES**

### Health Department

31. Ratify, approve and authorize the Director of Health to sign a service agreement with Cinderella Showcase, Inc., DBA Cinderella Carpet One Floor & Home in the amount of \$2,598.88 for the period of August 1, 2014 to September 30, 2014.

**Approved - Agreement No. A-12652**

32. Approve and authorize the Director of Health or designee to sign and record a deed restriction for alternative Onsite Wastewater Treatment System requirements, with Rancho Cielo, Inc. for permit number PLN110485 on County-owned property.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve and authorize the Director of Health or designee to sign and record a deed restriction for alternative Onsite Wastewater Treatment System requirements, with Rancho Cielo, Inc. for permit number PLN110485 on County-owned property. 4-0 (Supervisor Phillips recused as he was the signer on the contract and the general contractor. He stated he has no financial interest in the agreement or Rancho Cielo.)**

33. Authorize the Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-12255 with Telecare Corporation to revise the Business Associate Agreement, and add a Non-Medi-Cal eligible Enhanced

Treatment (ET) Rate, and increase funding for fiscal year (FY) 2014-15 from \$83,435 to \$242,355 (an increase of \$158,920), for a revised total Agreement amount not to exceed \$409,226.

**Approved - Agreement No. A-12255**

34. a. Authorize the Contracts/Purchasing Officer to approve and sign a Professional Services Agreement with Zachary Botterman, for the period of March 15, 2015 through June 30, 2017 for modification, maintenance, continued development, and ongoing revisions to the Monterey County Emergency Medical Services (EMS) Agency smart phone application, in the total amount of \$120,000; and
- b. Authorize the modification of the County standard insurance requirements pertaining to General Liability Insurance and Business Automobile Liability Insurance.

**Approved - Agreement No. A-12653**

35. a. Authorize the Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-12521 with Edgewood Center for Children and Families to revise the Business Associate Agreement; and
- b. Authorize the Director of Health to execute Amendment No. 1 to add mental health and board and care services; and
- c. Authorize the Director of Health to execute Amendment No. 1 to increase the FY 2014-15 Agreement amount by \$502,617 and FY 2015-16 amount by \$474,192 for a new total Agreement amount not to exceed \$2,900,298.

**Approved**

36. a. Authorize the Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-12314 with Summitview Child and Family Services to revise the Business Associate Agreement;
- b. Authorize the Director of Health to execute Amendment No. 1 to add board and care services; and
- c. Authorize the Director of Health to execute Amendment No. 1 to increase FY 14-15 amount by \$123,383 for a new total Agreement amount not to exceed \$281,798.

**Approved - Agreement No. A-12314**

### **Department of Social Services**

37. a. Approve and authorize to amend the Department of Social Services Budget Unit 001-5010-SOC005-8262 to add one (1) FTE Administrative Services Assistant and reallocate one (1) FTE Office Assistant II to one (1) FTE Social Services Aide II; and
- b. Approve and authorize the County Administrative Office to incorporate the changes to the FY 2014-15 Adopted Budget in Fund 001-5010-SOC005-8262 to reflect the change in position counts.

**Approved**

38. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Department of Social Services.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-034 to approve the amendments to the Conflict of Interest Code of the Department of Social Services. ALL AYES**

39. a. Approve and authorize the Director of the Department of Social Services (DSS), or his designee, to sign County Purchase MT-08-2014 with the California Statewide Automated Welfare Systems (SAWS) Consortium IV (C-IV) under the C-IV Joint Powers Authority MOU executed on April 27, 2010, for \$545,073 to expand C-IV Contact Center technology support in Monterey County for the period April 1, 2015 through October 31, 2019; 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-12647**

- 39.1 a. Approve and Authorize the Contracts/Purchasing Officer to execute Renewal and Amendment of Lease Agreement No. A-10467, ratify hold over status from November 1, 2010 through December 31, 2014, and renew said Lease Agreement through December 31, 2021 with Nino Family Limited Partnership & Nino Revocable Trust dated August 19, 1999 (LESSOR), for 15,695 square feet of space located at 116 and 118 Broadway in King City, California, for use by the Department of Social Services;  
b. Authorize the Auditor-Controller to make lease payments of \$16,479.75 per month in accordance with the terms of the Lease Agreement; and  
c. Authorize the optional extension of the Lease Agreement for an additional two (2), five (5) year periods under the same terms and conditions if deemed by the Contracts/Purchasing Officer to be in the best interest of the County.

**Approved - Agreement No. A-10467**

**Criminal Justice**

40. Approve and adopt a Resolution amending Article XVIII of the Master Fee Resolution to set fees charged by the Probation Department effective April 6, 2015, as attached in Exhibit A

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to Approve and adopt Resolution No. 15-035 amending Article XVIII of the Master Fee Resolution to set fees charged by the Probation Department effective April 6, 2015, as attached in Exhibit A. ALL AYES**

- 40.1 Authorize advance step placement of Galen Bohner at Step 7 of the

Undersheriff salary range effective December 31, 2014 in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5. (ADDED VIA ADDENDUM)

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Authorize advance step placement of Galen Bohner at Step 7 of the Undersheriff salary range effective December 31, 2014 in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5. (ADDED VIA ADDENDUM) 3-2 (Supervisors Parker and Phillips Dissented)**

40.2

Authorize advance step placement of Tracy Brown at Step 6 of the Chief Deputy Sheriff salary range effective December 31, 2014 in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5. (ADDED VIA ADDENDUM)

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to Authorize advance step placement of Tracy Brown at Step 6 of the Chief Deputy Sheriff salary range effective December 31, 2014 in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5. (ADDED VIA ADDENDUM) ALL YES**

### General Government

41.

- a. Adopt a Comprehensive Economic Development Strategy for Monterey County; and,
- b. Authorize the Director of Economic Development to submit the Comprehensive Economic Development Strategy to the U.S. Department of Commerce, Economic Development Administration.(FINAL BOARD REPORT ATTACHED VIA SUPPLEMENTAL)

Item 41 was heard after item 25 in the afternoon.

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to a. Adopt a Comprehensive Economic Development Strategy for Monterey County; and b. Authorize the Director of Economic Development to submit the Comprehensive Economic Development Strategy to the U.S. Department of Commerce, Economic Development Administration. ALL YES**

42.

Approve the reallocation of 2.0 vacant FTE 80S01 - Communications Dispatcher II positions to 2.0 FTE 14C31 - Management Analyst III positions in the Emergency Communications Department Budget 1520-8065

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to approve the reallocation of 2.0 vacant FTE 80S01 - Communications Dispatcher II positions to 2.0 FTE 14C31 - Management Analyst III positions in the Emergency Communications Department Budget 1520-8065. ALL YES**

43.

- a. Approve a loan, if specified conditions are met, in the amount of \$400,000 from the County Housing Successor Agency to MP Geil Street LLC, Inc., an affiliate of MidPen Housing Corporation, for the Geil Street Apartment

project in Castroville;

b. Authorize the Director of Economic Development to make minor changes and execute loan documents, and other necessary and associated documents, if specified conditions are met; and

c. Approve and authorize the Auditor-Controller to amend the FY 2014-2015 adopted budget to increase estimated revenues and appropriations by \$400,000 in the Castroville Pajaro Set Aside, Fund 175, Unit 8203, Appropriation Unit DEO012 to fund the Geil Street Apartment project in Castroville (4/5th vote required).

**Approved**

44. Approve the use of Toro Park on August 30, 2015 for a function held by St. Paul's Church in compliance with Monterey County Code 14.12.130.

**Approved**

45. Approve the use of Toro Park on September 6, 2015 for a function held by San Pablo de Colores Church in compliance with Monterey County Code 14.12.130.

**Approved**

46. a. Approve the Department of Labor Workforce Innovation Fund grant Third-Party Evaluation Services subcontract with Social Policy Research Associates by entering into a new Standard Agreement for a total contract allocation of \$449,996 for the period of March 15, 2015 through September 30, 2019; and;
- b. Authorize the Economic Development Department Director, or designee, to execute the contract, including amendments thereto, contingent upon approval by County Counsel, which do not affect the maximum dollar amount or term of the Agreement, and which make minor modifications to the contract as necessary to comply with Workforce Innovation Fund requirements

**Approved - Agreement No. A-12654**

47. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with Cooperative Agricultural Support Services Authority (CASS) for temporary help for regulatory agricultural programs from March 1, 2015, through November 30, 2015, not to exceed \$165,000 and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

**Approved - Agreement No. A-12655**

48. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Community College District.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-036 to approve the amendments to the Conflict of Interest Code of the Monterey Peninsula Community College District. ALL AYES**

49. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Alisal Union School District.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-037 to approve the amendments to the Conflict of Interest Code of the Alisal Union School District. ALL AYES**

50. Adopt a resolution to approve the amendments to the Conflict of Interest Code of the Salinas Valley Solid Waste Authority.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-038 to approve the amendments to the Conflict of Interest Code of the Salinas Valley Solid Waste Authority. ALL AYES**

51. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the Community Human Services.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-039 to approve the amendments to the Conflict of Interest Code of the Community Human Services. ALL AYES**

52. Adopt a Resolution to:
- Amend Personnel Policies and Practices Resolution No. 98-394, Section A.9.7 Water Resources Agency Professional Certification Premium, to remove the Biologist classification series and the exclusivity of the pay premium to the Water Resources Agency; and
  - Authorize the Human Resources Department to implement the changes.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-040 to: a. Amend Personnel Policies and Practices Resolution No. 98-394, Section A.9.7 Water Resources Agency Professional Certification Premium, to remove the Biologist classification series and the exclusivity of the pay premium to the Water Resources Agency; and b. Authorize the Human Resources Department to implement the changes. ALL AYES**

- 53.
- Approve and authorize the Director of Information Technology to execute a non-standard agreement with American Registry for Internet Numbers, LTD. (ARIN), enabling the County of Monterey to obtain a unique network Autonomous System (AS) number and unique County Internet Protocol (IP) addresses, in an amount not to exceed \$1,500 annually for the period of February 1, 2015 through June 30, 2018;
  - Accept the non-standard language in the Agreement provided by ARIN as recommended by the Director of Information Technology; and
  - Authorize the Director of Information Technology to sign renewals to the ARIN agreement and to issue purchase orders on an as-needed basis,



incorporating the same non-standard contract provisions, in an amount not to exceed \$1,500 per year for up to an additional two (2) years.

**Approved - Agreement No. A-12648**

54. a. Approve and authorize the Director of Information Technology to execute an Agreement with Websense Inc. on behalf of the County of Monterey for the provision of software subscription and maintenance/support for the Websense Web Security software in the amount of \$54,855 for the period of March 1, 2015 through February 29, 2016;
- b. Accept non-standard County liability, payment, and indemnification provisions as recommended by the Director of Information Technology; and
- c. Authorize the Director of Information Technology to sign up to two one-year extensions to this Agreement providing the annual cost does not exceed 10% of the prior year's cost.

**Approved - Agreement No. A-12649**

55. Approve the Monterey County Board of Supervisors Action Meeting Minutes for the following dates: Tuesday, June 24, 2014, Thursday, December 11, 2014 and Tuesday, December 16, 2014.

**Approved**

### **RMA - General**

56. Adopt a Resolution to:
- a. Amend the Resource Management Agency's Unit 8170-Building Services and Unit 8222-RMA Administration to approve reallocations and reclassifications as indicated in Attachment A;
- b. Amend Personnel Policies and Practices Resolution No. 98-394 and Appendix A to abolish the Grading Inspector classification; and
- c. Direct the County Administrative Office to incorporate the approved position changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 15-041 to: a. Amend the Resource Management Agency's Unit 8170-Building Services and Unit 8222-RMA Administration to approve reallocations and reclassifications as indicated in Attachment A; b. Amend Personnel Policies and Practices Resolution No. 98-394 and Appendix A to abolish the Grading Inspector classification; and c. Direct the County Administrative Office to incorporate the approved position changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system. ALL AYES**

**RMA - Planning**

57. a. Accept and authorize the Chair to execute the Conservation and Scenic Easement Deed.  
b. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for filing. (Conservation and Scenic Easement Deed - PLN120802/Telespan Communications LLC, half mile south of the Hall Road and San Miguel Canyon Road Intersection, Royal Oaks)

**Approved**

58. a. Approve the Final Map for the second phase (Phase 2) of the East Garrison Standard Subdivision, which creates 373 residential parcels, 9 open space/park parcels, 13 townhome parcels, 2 apartment parcels and 2 remainder parcels to be developed in approved future phases; and the Subdivision Improvement Agreement.  
b. Authorize the Chair of the Board of Supervisors to execute the Subdivision Improvement Agreement;  
c. Direct the Clerk of the Board to submit the Final Map and the Subdivision Improvement Agreement to the County Recorder for filing, subject to the collection of applicable recording fees, and submit the tax bond, Tax Clearance Estimate from the County Assessor, and the Subdivision Title Guarantee as required by the County Recorder's Office.  
(Final Map - PLN030204/Union Community Partners, LLC, Fort Ord Master Plan, East Garrison Specific Plan)

**Approved**

**RMA- Public Works**

59. Approve and authorize the Chair to sign a Contract to Purchase Public Utility Easement in the amount of \$7,700 from Philip V. DiGirolamo and Judy Anne DiGirolamo, husband and wife as Joint Tenants (APN 133-193-002) (Public Utility Easement "Q") for the Moss Landing Rule 20A Underground Utility District Project in the Community of Moss Landing.

**Approved**

60. Approve and authorize the Chair to sign a Contract to Purchase Public Utility Easement in the amount of \$5,000 from Leon D. Leash and Gloria A. Leash, his wife (APN 133-194-017) (Public Utility Easement "S") for the Moss Landing Rule 20A Underground Utility District Project in the Community of Moss Landing.

**Approved**