

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, March 1, 2016

9:00 AM

See separate agenda for Board of Supervisors of the Monterey
County Water Resource Agency.

Board of Supervisors

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

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 rostrum 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: Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

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 translation assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un interprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de anticipo de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies. The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting. Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5

NOTE: All agenda titles related to numbered items are live web links. Click on the title to be directed to corresponding Board Report.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session:

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. The public may comment on Closed Session items prior to the Board's recess 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) Landwatch Monterey County, et al. v. County Of Monterey, et al. (Monterey County Superior Court case no. M109434)
 - (2) The Open Monterey Project, et al. v. Monterey County Board Of Supervisors, et al. (Monterey County Superior Court case no. M109441)
 - (3) Estate of Joshua Claypole, et al. v. County of San Mateo, et al. (United States District Court case no. 14-cv-02730 BLF)
 - b. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
 - (1) James Egar
 - c. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
 - (1) Property: SCRAMP Concession Agreement with Mazda Raceway at Laguna Seca
Agency Negotiators: Nick Chiulos, Assistant CAO
Negotiating Parties: Sports Car Racing Association of the Monterey Peninsula
Under negotiation: Price and Terms
 - d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.
 - 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.
Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting announced by the

Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

10:30 A.M. - Reconvene

Roll Call

Pledge of Allegiance

Additions and Corrections

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Consent Calendar

2. Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

3. Adopt Resolution in Special Recognition of the work performed by the County Sealer and his staff, proclaim that the week of March 1 through 7 be known as "Weights and Measures Week" in our County. (Full Board)

Attachments: [Weights and Measures Week Ceremonial Resolution](#)

Appointments

4. Reappoint Aranyani Azevedo to the Commission on the Status of Women for a term ending February 1, 2019. (Supervisor Armenta)

Attachments: [Notification to Clerk - Azevedo](#)

5. Reappoint Mary Ann Carbone to the Commission on Disabilities, representing City of Sand City for a term ending December 31, 2018. (Full Board)

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

6. Appoint Robert Garcia to the Community Action Commission, representing Group B, to fill an unscheduled vacancy for a term ending July 1, 2018. (Supervisor Armenta)

Attachments: [Notification to Clerk - Garcia](#)

7. Appoint Justin L. Matthews to the Equal Opportunity Advisory Commission for a term ending December 31, 2018. (Full Board)

Attachments: [Notification to Clerk - Matthews](#)

Other Board Matters

8. Board Comments
9. CAO Comments and Referrals

Attachments: [Referrals 03-01-16](#)

10. General Public Comment

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.

10:30 A.M. - Scheduled Matters

11. a. Receive the Monterey County Parks Department Staff Restructuring Staffing Plan; and
b. Authorize the Parks Department to begin implementation of the Staff Restructuring Plan during Fiscal Year 2015-16.

Attachments: [Board Report](#)
[Parks Org Chart FY1516](#)
[Parks Org Chart FY 15-16 update 02.11.16 Mark](#)
[Restructuring Plan Attachment for BOS -Mar-1-2016](#)

12. Approve additional revenue and augmentation request for Parks Department in Fund 001 and the addition of one Management Analyst Position

Attachments: [Board Report](#)
[Parks Org Chart FY1516](#)
[Parks Org Chart FY 15-16 update 01.28.16 Mark](#)

12:00 PM - Recess to Lunch**1:30 P.M. - Reconvene - Monterey County Board of Supervisors****Roll Call****1:30 P.M. - Scheduled Matters**

13. Public hearing to consider adopting a Resolution to:
a. Deny the appeal by Nancy B. Ausonio from the Planning Commission's approval of a Combined Development Permit (Mohssin/Urban Housing Communities/PLN150730) consisting of: 1) Use Permit to allow the

construction of a 36,000 square foot (42-unit; 36 one-bedroom units and 6 two-bedroom units) supportive housing complex to serve homeless and disabled veterans and 3,300 square foot community center building; 2) Use Permit to allow a reduction in the required parking from 97 spaces to 47 spaces; and 3) Design Approval; and

b. Consider the FEIR for the Castroville Community Plan and find that no additional environmental review is needed because the Project is consistent with a Community Plan for which an EIR was certified (CEQA Guidelines Section 15183); and

c. Approve a Combined Development Permit (Mohssin/Urban Housing Communities/ PLN150730) consisting of: 1) Use Permit to allow the construction of a 36,000 square foot (42-unit; 36 one-bedroom units and 6 two-bedroom units) supportive housing complex to serve homeless and disabled veterans and 3,300 square foot community center building; 2) Use Permit to allow a reduction in the required parking from 97 spaces to 47 spaces; and 3) Design Approval.

[Appeal - Combined Development Permit - PLN150730/Mohssin (Urban Housing Communities), South of Poole Street and Merritt Streets (State Highway 183) in Castroville, Castroville Community Plan and North County Non-Coastal Area Plan (APN: 030-171-001-000)] (ATTACHMENTS G, H, & I ADDED VIA SUPPLEMENTAL AGENDA)

Attachments: [Board Report.pdf](#)
[Attachment A - Discussion.pdf](#)
[Attachment B - Board Reso with B.1 Conditions and B.2 Plans.pdf](#)
[Attachment C - Notice of Appeal - Nancy Ausonio.pdf](#)
[Attachment D - PC Res 15-053.pdf](#)
[Attachment E - Vicinity Map.pdf](#)
[Attachment F - Castroville Community Plan FEIR.pdf](#)
[Attachment G - Memo Appeal Denial - Added Via Supplemental Agenda](#)
[Attachment H - Resolution- Added Via Supplemental Agenda.pdf](#)
[Attachment I - Withdrawal Email - Added Via Supplemental Agenda.pdf](#)

Adjournment

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

14. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to sign a Medi-Cal Capacity Grant Agreement between Central California Alliance for Health and the County of Monterey on behalf of Natividad Medical Center (NMC) in the amount not to exceed \$466,889 for the purpose of funding provider recruitment and medical equipment, effective on date of execution by County and terminating no earlier than one year after the date the last grant payment is made to County or on County's behalf.

Attachments: [Board Report.pdf](#)
[CCAH Grant Agreement.pdf](#)

15. Authorize the Deputy Purchasing Agent or his designee for Natividad Medical Center (NMC) to execute Agreements with Hammel, Green and Abrahmsom, Inc., Nichols, Melburg & Rosetto, The Stinnett Group, LLP, Kasavan Architects, and Wald, Ruhnke & Dost Architects, LLP pursuant to the Request for Qualifications (RFQ) #9600-63, each with a term of March 1, 2016 through February 28, 2021, with a total aggregate amount for all Agreements not to exceed \$500,000 in FY 2015-2016, \$1,000,000 in FY 2016-2017, \$1,000,000 in FY 2017-2018, \$1,000,000 in FY 2018-2019, \$1,000,000 in FY 2019-2020, and \$1,000,000 in FY 2020-2021.

Attachments: [Board Report.pdf](#)
[Original Agreement with Kasavan Architects.pdf](#)
[Original Agreement with The Stinnett Group LLP.pdf](#)
[Original Agreement with Hammel Green and Abrahmsom Inc.pdf](#)
[Original Agreement with Nichols Melburg and Rosetto.pdf](#)
[Original Agreement with Wald Ruhnke and Dost Architects LLP.pdf](#)

16. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 2 to the Agreement with RDS Consulting, LLC for Diagnostics Related Group (DRG) transfer services and related consulting services at NMC, extending the Agreement an additional two (2) year period, for a revised full term of April 1, 2014 through March 31, 2018, and increasing the amount by an additional \$100,000 for a revised total Agreement amount not to exceed \$200,000.
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute one (1) future amendment to the Agreement which does not exceed twelve (12) months, does not significantly alter the scope of work, and does not cause an increase of more than ten percent (10%) (\$8,000) of the original cost of the Agreement.

Attachments: [Board Report.pdf](#)
[RDS Consulting Amendment 2.pdf](#)
[RDS Consulting Agreement w Amendment 1 and BAA.pdf](#)
[RDS Consulting LLC Spend Sheet \(NEW\) .xls](#)

17. Approve prioritization, funding and implementation of Natividad Medical Center capital projects for Fiscal Year (FY) - 2016 that were projects in progress in FY2015, projects supported in previous fiscal years but were delayed or postponed, and new projects for FY 2016.

Attachments: [Board Report](#)
[Exhibit A - Capital Project Facts Sheet.pdf](#)
[Exhibit B - Capital Project Matrix.pdf](#)

Health Department

18. a. Approve and authorize the Contracts/Purchasing Manager or the Contracts/Purchasing Supervisor to execute Lease Renewal and Amendment No. 1 to extend Standard Parking Lot Lease Agreement (No. A-12140) for two (2) years, effective retroactively from August 1, 2015 through July 31, 2017, with James I. and Barbara S. Miller, Trustees of the Miller Family Trust dated 2-2-92 for 50 parking spaces at 1168 Fremont Boulevard, Seaside, California for use by the Health Department's Seaside Family Health Clinic;
- b. Direct the Auditor-Controller to make lease payments in the amount of \$2,375 per month and in accordance with the agreement, retroactively to August 1, 2015; and
- c. Authorize the optional extension of the Lease Agreement for an additional period of two (2) years through July 31, 2017.

Attachments: [Board Report Seaside Parking Lease.pdf](#)
[2016 Amd 1_1168 Fremont.pdf](#)
[2011-2015 Lease agreement.pdf](#)
[Location Map Seaside.pdf](#)

19. a. Adopt a Resolution to Amend Fiscal Year (FY) 2015-16 Health Department Budget 4000-HEA006-8109 to reallocate one (1) 1.00 FTE Business Technology Analyst II (BTAII) to one (1) 1.00 FTE Epidemiologist II (EPIII); and
- b. Direct the County Administrative Office to incorporate the approved changes in the FY 2015-16 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM System.

Attachments: [Attachment A FY 16 Reallocate BTA II to EPIII.docx](#)
[Resolution BTA II to EPI II.docx](#)

Department of Social Services

20. a. Amend the Department of Social Services Budget Unit 001-5010-SOC005-8262 to reallocate three (3) Office Assistant II and one (1) Accounting Technician to one (1) Courier, one (1) Social Services Aide II, one (1) Accountant II, and one (1) Administrative Operations Manager;
- b. Authorize the County Administrative Office to incorporate the changes to the FY 2015-16 Adopted Budget Unit 001-5010-SOC005-8262 to reflect the change in position counts; and
- c. Adopt a Resolution to authorize the Auditor-Controller's Office to increase estimated revenues and appropriations by \$28,794 by incorporating approved modifications in the FY 2015-16 Adopted Budget. (4/5th vote required)

Attachments: [Board Report](#)

Resolution

[Resolution](#)

21. a. Amend the Department of Social Services Budget Unit 001-5010-SOC005-8262 to add two (2) Social Worker III and one (1) Office Assistant III;
- b. Amend the Department of Social Services Budget Unit 005-5010-SOC008-8259 to add one (1) Social Work Supervisor II, one (1) Social Worker III, and one (1) Social Services Aide II;
- c. Authorize the County Administrative Office to incorporate the changes to the FY 2015-16 Adopted Budget Unit 001-5010-SOC005-8262 and 005-5010-SOC008-8259 to reflect the change in position counts;
- d. Adopt a Resolution to Authorize the Auditor-Controller's Office to increase estimated revenues and appropriations in Budget Unit 001-5010-SOC005-8262 by \$65,860 by incorporating approved modifications in the FY 2015-16 Adopted Budget (4/5th vote required); and
- e. Adopt a Resolution to Authorize the Auditor-Controller's Office to increase estimated revenues and appropriations in Budget Unit 005-5010-SOC008-8259 by \$72,362 by incorporating approved modifications in the FY 2015-16 Adopted Budget. (4/5th vote required)

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

Resolution

Criminal Justice

22. Authorize advance step placement of Mr. Michael Moore at Step 5 of the Undersheriff salary range retroactively effective February 6, 2016 in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5.

Attachments: [Board Report](#)

23. Authorize advance step placement of Jerry Teeter at Step 5 of the Chief Deputy Sheriff salary range effective March 5, 2016 in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5. (CORRECT BOARD REPORT ATTACHED VIA SUPPLEMENTAL AGENDA)

Attachments: [Board Report - \(Correct Board Report attached\) via Supplemental](#)

General Government

24. Adopt a Resolution to:
- Approve the Records Retention Schedule for the Elections Department for the storage and/or destruction of County records as set forth by federal and state laws, county codes, and policies; and
 - Authorize the Registrar of Voters or designee to dispose of County records in accordance with the approved Records Retention Schedule for Elections.

Attachments: [Board Report](#)
[Elections Records Retention Schedule](#)
[Draft Resolution](#)

25.
 - Amend the Assessor's Department Budget (1180-ACR001-8003) to add one (1) Departmental Information Systems Manager II (16F41); and
 - Authorize the County Administrative Office to incorporate the changes to the FY 2015-16 Adopted Budget. (4/5 vote required)

Attachments: [Board Report](#)
[Exhibit A](#)

26.
 - Approve and authorize an increase in appropriations of \$291,817.90 for the FY 2015-16 Economic Development Department's Revolving Loan Fund, Fund 011 Appropriations Unit DEO020, Unit 8044, financed by an operating transfer of \$291,817.90 from the Unassigned Fund Balance, for the purpose of enhancing small business lending (requires 4/5ths vote);
 - Authorize the Auditor-Controller to amend the FY 2015-16 Adopted Budget for Fund 011, Appropriations Unit DEO020, Unit 8044 by increasing appropriations in the amount of \$291,817.90, using Unassigned Fund Balance as the financing source, for the purpose of enhancing small business lending (requires 4/5ths vote); and,
 - Authorize the Director of the Economic Development Department to send a letter to the U.S. Department of Commerce, Economic Development Administration regarding the administration of small business lending funds.

Attachments: [Board Report](#)
[Letter regarding SBRLF administration to EDA](#)

27. Approve the application from Julie Hansen, owner, to add the Alma Urmston House and Grounds (3191 Del Ciervo Road in Pebble Beach) to the County's Local Official Register of Historic Resources, as recommended by the County's Historic Resources Review Board.

Attachments: [Board Report](#)
[BOARD Order Alma Urmston](#)
[Alma Urmston House](#)
[DPR Urmston House Feb 2016](#)

28. Approve the use of Toro Park on August 14, 2016 for a function held by Canaan Methodist Church in compliance with Monterey County Code 14.12.130.

Attachments: [Board Report](#)

29. Continue to April 26, 2016, the public hearing regarding:
- a. Addendum No 3 to the Final Environmental Impact Report for the 2010 Monterey County General Plan together with (#7-01, SCH #20071212001) ("FEIR"); and
 - b. Amendments to the 2010 Monterey County General Plan to implement litigation settlement agreements with Land Watch Monterey County and The Open Monterey Project. (REF150010/General Plan Amendment No. 3)

Attachments: [Board Report](#)

Public Works

- 30.
- a. Accept as complete a portion of the East Garrison Subdivision Phase 2 Infrastructure Improvements, including road, drainage, and infrastructure improvements;
 - b. Accept the completed road improvements on Watkins Gate Road and West Camp Street into the County's maintained road system; and
 - c. Approve the release of Monumentation Bond No. 0191744 in the amount of \$75,000 related to said improvements in accordance with Government Code section 66497; and
 - d. Approve the reduction of both Faithful Performance and Labor and Material Bond No. 0190352 from \$5,569,000 to \$520,000 in accordance with Government Code section 66499.7 after the passage of time for recording claims or liens; and
 - e. Accept Maintenance Bond No. 0196965 in the amount of \$1,009,800 for the accepted improvements.

Attachments: [Board Report](#)
[Att. 1 Location Map](#)
[Att. 2 Bond Summary](#)
[Att. 3a Security Bond for Faithful Performance No. 0190352](#)
[Att. 3b Security Bond for Laborers and Materialmen No. 0190352](#)
[Att. 4 Maintenance Bond](#)
[Att. 5 Engineer's Letter of Completion](#)

31. Monterey County Board of Supervisor's Supplemental Agenda for the meeting of Tuesday, March 1, 2016.

SUPPLEMENTAL

1:30 P.M. - Scheduled Matters

13. Three additional attachments submitted: Attachment G - Memo to Appeal Denial; Attachment H - Resolution; Attachment I - Withdrawal email Public hearing to consider adopting a resolution to:
- a. Deny the appeal by Nancy B. Ausonio from the Planning Commission's approval of a Combined Development Permit (Mohssin/Urban Housing Communities/PLN150730) consisting of: 1) Use Permit to allow the construction of a 36,000 square foot (42-unit; 36 one-bedroom units and 6 two-bedroom units) supportive housing complex to serve homeless and disabled veterans and 3,300 square foot community center building; 2) Use Permit to allow a reduction in the required parking from 97 spaces to 47 spaces; and 3) Design Approval; and
 - b. Consider the FEIR for the Castroville Community Plan and find that no additional environmental review is needed because the Project is consistent with a Community Plan for which an EIR was certified (CEQA Guidelines Section 15183); and
 - c. Approve a Combined Development Permit (Mohssin/Urban Housing Communities/ PLN150730) consisting of: 1) Use Permit to allow the construction of a 36,000 square foot (42-unit; 36 one-bedroom units and 6 two-bedroom units) supportive housing complex to serve homeless and disabled veterans and 3,300 square foot community center building; 2) Use Permit to allow a reduction in the required parking from 97 spaces to 47 spaces; and 3) Design Approval.
[Appeal - Combined Development Permit - PLN150730/Mohssin (Urban Housing Communities), South of Poole Street and Merritt Streets (State Highway 183) in Castroville, Castroville Community Plan and North County Non-Coastal Area Plan (APN: 030-171-001-000)]

Consent Calendar - Criminal Justice

23. Correct Board Report attached to Web Agenda
Authorize advance step placement of Jerry Teeter at Step 5 of the Chief Deputy Sheriff salary range effective March 5, 2016 in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5.