

County of Monterey

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



Meeting Minutes - Final

Tuesday, April 22, 2025

9:00 AM

Board of Supervisors

Chair Supervisor Chris Lopez - District 3
Vice Chair Supervisor Wendy Root Askew - District 4
Supervisor Kate Daniels- District 5
Supervisor Luis A. Alejo - District 1
Supervisor Glenn Church - District 2

9:00 A.M. - Called to Order

The meeting was called to order by Vice Chair Wendy Root Askew.

Roll Called

Present: 5 - Supervisor Glenn Church, Supervisor Luis A. Alejo, Supervisor Wendy Root Askew present and Supervisor Chris Lopez joining shortly with Supervisor Kate Daniels appearing via Zoom pursuant to Government Code 54953.

Staff Present

Sonia De La Rosa, County Administrative Officer, Susan Blitch, County Counsel and Iracema Lopez, Management Analyst were present.

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for closed session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
(1) Designated representatives: Andreas Pyper, Kim Moore and Ariana Hurtado
Employee Organization(s): All Units
 - b. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.
 - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
(1) *Hernandez, Jesse, et al. v. County of Monterey, et al.* (United States District Court for the Northern District, Case No. 13CV02354-BLF)
 - d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
 - e. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding recruitment/appointment for the position of Public Defender.
 - f. 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) Timothy L. Smith and Kristin M. Markus

Public Comments for Closed Session

Open for public comments; no public comments made.

The Board Recessed for Closed Session Agenda Items**10:30 A.M. - Reconvened on Public Agenda Items****Roll Called**

Present: 5 - Supervisor Glenn Church, Supervisor Luis A. Alejo, Supervisor Wendy Root Askew and Supervisor Chris Lopez present with Supervisor Kate Daniels appearing via Zoom pursuant to Government Code 54953.

Staff Present

Sonia De La Rosa, County Administrative Officer, Susan Blitch, County Counsel and Iracema Lopez, Management Analyst were present.

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

Pledge of Allegiance

The pledge of allegiance was led by Supervisor Glenn Church.

Additions and Corrections by Clerk

There were no additions and corrections for today's agenda.

Ceremonial Resolutions

Open for public comments; no comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to adopt Ceremonial Resolutions Number 2.

Roll Call Vote pursuant to GC 54953:

Supervisor Wendy Root Askew

Supervisor Kate Daniels

Supervisor Luis A. Alejo

Supervisor Glenn Church

Supervisor Chris Lopez

2. Adopt a resolution honoring Friends of Seaside Parks for their outstanding service and commitment to environmental stewardship on World Earth Day, April 22, 2025. (Supervisor Askew)

Adopted Resolution No. 25-115

Appointments

Open for public comments; Nina Beety, Bryan Rosen and Laurna Moffet commented.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to appoint/reappoint Item Numbers 3 through 11.

Roll Call Vote pursuant to GC 54953:

Supervisor Wendy Root Askew

Supervisor Kate Daniels

Supervisor Luis A. Alejo

Supervisor Glenn Church

Supervisor Chris Lopez

3. Appoint Ben Longoria to the County Service Area No. 45 Public Works Advisory Committee (Oak Hills) as an At-Large Member for the District 2 to fill an unexpired term ending on January 1, 2026. (District Specific - District 2, Supervisor Church)

Appointed

4. Appoint Eric Palmer to the Housing Advisory Committee representing District 5 filling an unexpired term with a term end date of March 12, 2026 (District Specific - District 5, Supervisor Daniels)

Appointed

5. Reappoint Jackson Kesecker to the Soledad Mission Recreation District as a primary representative with a term expiration date on January 30, 2029. (District Specific - District 3, Supervisor Lopez)

Appointed

6. Appoint Jackie Lonero to the County Service Area No. 45 Public Works Advisory Committee (Oak Hills) representing Oak Hills Subdivision west of Cathedral Oaks Drive with a term expiration date on January 1, 2028. (District Specific - District 2, Supervisor Church)

Appointed

7. Appoint Dr. Ralph Gómez Porras to Children & Families Commission as an At Large Member with a term expiration date on April 22, 2028. (Nominated by Children & Families Commission)

Appointed

8. Appoint Clinton J. (CJ) Miller to Pajaro Valley Water Management Agency representing District 2 with a term expiration date on April 24, 2027. (District Specific - District 2, Supervisor Church)

Appointed

9. Appoint Jimmy M. Jimenez to Castroville Cemetery District Board of Trustees representing District 2 with a term expiration date on March 30, 2029. (District Specific - District 2, Supervisor Church)

Appointed

10. Appoint Salvador Munoz to Workforce Development Board as a Business Representative to fill an unexpired term ending on June 21, 2025. (Nominated by Workforce Development Board)

Appointed

11. Appoint Alma Diaz to Workforce Development Board as a Wagner-Peyser Representative to fill an unexpired term ending on April 18, 2026. (Nominated by Workforce Development Board)

Appointed

Approval of Consent Calendar – (See Supplemental Sheet)

12. See Supplemental Sheet

Open for public comments; Craig Spencer commented.

Supervisor Wendy Root Askew commented on Item No. 22 and 28 and Supervisor Luis A. Alejo and Supervisor Chris Lopez commented on Item No. 26.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Glenn Church to approve Consent Calendar Item Numbers 21 through 34 with Consent Item No. 31 amended with County Counsel signing on behalf of the Chair.

Roll Call Vote pursuant to GC 54953:

**Supervisor Wendy Root Askew
Supervisor Kate Daniels
Supervisor Luis A. Alejo
Supervisor Glenn Church
Supervisor Chris Lopez**

General Public Comments

13. General Public Comments

Open for general public comments for items not on the agenda today; Gladis Dias commented with Spanish Interpreter Diego Celis assisting, Lydia Monsa commented with Spanish Interpreter Diego Celis assisting, Ornel Penia, gentleman no name provided, Bryan Rosen, Nina Beety and Laurna Moffet commented.

Scheduled Matters

14. a. Receive an update addressing the Unified Franchise Agreement Solid Waste Hauling commercial rate differences between the Salinas Valley Solid Waste Authority and Monterey Regional Waste Management District regions; and
b. Provide direction to staff, as appropriate.

Ric Encarnacion, Bureau Chief from the Health Department presented via PowerPoint presentation.

Open for public comments; Liz Hall and Mr. Eric Lynch commented.

Upon consensus the Board:

- a. Received an update addressing the Unified Franchise Agreement Solid Waste Hauling commercial rate differences between the Salinas Valley Solid Waste Authority and Monterey Regional Waste Management District regions; and
- b. Directed staff to meet with the three (3) partners Liz Hall, Eric Lynch and Mr. Matthis to bring back some specific numbers as options for difference in price for commercial customers.

Referral Responses

15.

- a. Receive an update in response to Board Referral No. 2024.10 to allow point of use and point of entry water treatment devices for new construction on legal lots of record, including accessory dwelling units; and
- b. Provide further direction to staff, as appropriate.

Cheryl Sandoval, Drinking Water Protection Services Supervisor and Marni Flagg, Environmental Health Assistant Bureau Chief from the Health Department presented via PowerPoint presentation.

Open for public comments; no comments made.

Upon the consensus the Board:

- a. Received an update in response to Board Referral No. 2024.10 to allow point of use and point of entry water treatment devices for new construction on legal lots of record, including accessory dwelling units; and
- b. Provided further direction to staff, as appropriate.

16.

- a. Receive an update in response to Board Referral No. #2023.20 addressing littering fines for illegal dumping and littering of solid waste and refuse.
- b. Provide further direction, as appropriate.

Maria Ferdin, Environmental Health Specialist IV and Ric Encarnacion, Bureau Chief from the Health Department presented via PowerPoint presentation.

Open for public comments; Margie Kay and Liz Hall commented.

Upon consensus the Board:

- a. Received an update in response to Board Referral No. #2023.20 addressing littering fines for illegal dumping and littering of solid waste and refuse; and
- b. Directed staff to come back in six (6) months for a further status report and to look into the Sheriff's flock cameras for further surveillance in the same areas of illegal dumping.

12:00 P.M. - Recessed to Lunch

1:30 P.M. - Reconvened

Roll Called

Present: 5 - Supervisor Glenn Church, Supervisor Luis A. Alejo, Supervisor Wendy Root Askew and Supervisor Chris Lopez present with Supervisor Kate Daniels appearing via Zoom pursuant to Government Code 54953.

Staff Present

Sonia De La Rosa, County Administrative Officer, Susan Blitch, County Counsel and Iracema Lopez, Management Analyst were present.

Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

Scheduled Matters

17. a. Receive a presentation from Department of Emergency Management concerning the Moss 300 site clean-up at the Moss Landing Battery Energy Storage System facility; and
b. Provide direction to staff as appropriate.

Kelsey Scanlon, Director of Emergency Management, Ric Encarnacion, Bureau Chief, Nicole Fowler, Health Program Coordinator, Maria Ferdin, Environmental Health Specialist IV, Kristy Michie, Assistant Bureau Chief and Dr. Edward Moreno verbally presented and via Soot Plume Model and website dashboard.

Open for public comments; **Kim Solano, Mara Cleobol, Shasha Solorio, woman no name provided, Eric Peterson, Lori Brawner, Cheryl Davidson, Mary (no last name provided), Nina Beety, Michelle Clary, Sautie Ryan and Susan (no last name provided)** commented.

Upon the consensus the Board:

a. Received a presentation from Department of Emergency Management concerning the Moss 300 site clean-up at the Moss Landing Battery Energy Storage System facility; and
b. Directed staff to provide a presentation next month on content of what a letter would contain to the Coastal Commission, send a letter to Vistra and the EAP on expediting a safe clean up, receiving better interpretation on data in writing and reach out to Vistra and P.G.& E on when they are expecting to turn their batteries back on and an update on their emergency response plan.

Other Board Matters**Referral Matrix and New Referrals**

18. Referral Matrix and New Referrals

Sonia De La Rosa, County Administrative Officer shared there were two new referrals this week:

Date: 04/03/2025

Submitted By: Supervisor Wendy Root Askew

District #: 4

Referral Title: Encouraging Broad Diverse Applicant Pools with Transparent Outreach

Referral Purpose: Direct the County Administrative Officer and Clerk of the Board of the Board of Supervisors to ensure Board of Supervisors compliance with the Maddy Act and increase the transparency of outreach and encourage broad and diverse applicant pools for County Board, Committees, and Commissions, and Special Districts.

Date: 4/3/25

Submitted By: Supervisor Wendy Root Askew

District #: 4

Referral Title: Follow-up to Referral #2023.19 - Monterey County Regional Fire District Board of Directors (MCRFD) Vacancies, to ensure completion of BOS direction.

Referral Purpose: Ensure BOS direction to prepare for review, adoption, and implementation of a Board policy ensuring timely noticing of recruitments for vacancies on the boards of special districts for which the BOS is the appointing authority, given as a result of Referral #2023.19, is completed.

County Administrative Officer Comments

19. County Administrative Officer Comments

Sonia De La Rosa, County Administrative Officer comments can be heard by clicking the following link:

https://monterey.granicus.com/player/clip/5722?meta_id=905750

Board Comments

20. Board Comments

Board comments can be heard by clicking the following link:

https://monterey.granicus.com/player/clip/5722?meta_id=905753

Read Out from Closed Session by County Counsel

There was no reportable read out from closed session.

Adjourned

The meeting was adjourned by Chair Chris Lopez at 3:14 p.m.

APPROVED:

____/s/ Chris Lopez_____
CHRIS LOPEZ, CHAIR

ATTEST:

BY: ____/s/ Valerie Ralph_____

VALERIE RALPH

CLERK OF THE BOARD

APPROVED ON: April 29, 2025

Supplemental Sheet, Consent Calendar**Health Department**

21. a. Approve and authorize the Director of Health Services or designee to execute a non-standard agreement with the Truth Initiative to provide text-based cessation support services for youth, for the term upon execution through March 1, 2027 and not to exceed the amount of \$100,000; and
b. Approve non-standard risk provisions in the Agreement as recommended by the Director of Health Services; and
c. Approve and authorize the Director of Health Services or designee to sign up to three future amendments to this Agreement where the amendments do not exceed 10% (\$10,000) of the original Agreement amount, do not significantly change the scope of services, and the total Agreement amount does not exceed \$110,000.

Approved

Criminal Justice

22. a. Approve and authorize advanced step placement for Julie Kenyon at Step 6 of the Assistant Chief Probation Officer salary range retroactive to March 22, 2025, in accordance with Personnel Policies and Practices Resolution (PPPR) No. 98-394, Section A.1.11.5 Waiver for Unusual Circumstances.

Approved

23. a. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Renewal and Amendment No. 4 to a Standard Agreement with First Alarm, to provide remote fire alarm monitoring and scheduled inspection services at Probation's Juvenile Hall, to renew and extend the expiration date retroactive to April 1, 2025 for one (1) additional year, for a revised term of April 1, 2020 to March 31, 2026, and to increase the Agreement's amount by \$18,250, for a revised total Agreement amount not to exceed \$100,750; and
b. Authorize the Contracts/Purchasing Officer or their designee to execute three (3) future amendments to the Agreement provided that these amendments do not substantially change the Scope of Services and the total amount of the amendments does not exceed the Contracts/Purchasing Officer's signing authority amount of \$200,000, with approval from the Office of the County Counsel.

Approved

General Government

24. a. Approve and authorize the County Clerk/Recorder or their designee to execute a non-standard agreement with Kofile Technologies, Inc. (Kofile), for the microfilming of recorded documents and maps, for a one (1) year term of July 1, 2025 through and including June 30, 2026 in an amount not to

exceed \$12,872; and

- b. Accept non-standard language in the agreement provided by the vendor as recommended by the County Clerk/Recorder; and
- c. Approve and authorize the County Clerk/Recorder or their designee to sign up to four (4) future one (1) year amendments to the Agreement, with the same scope of services and the same non-standard language provisions, for a total aggregate contract amount of not to exceed \$79,000.

Approved

25. Approve and authorize the Contracts/Purchasing Officer or designee to execute a Renewal and Amendment 1 to Agreement with Raftelis Financial Consultants, Inc., for provision of strategic planning services, extending the term by six-months for a revised term of July 1, 2024 through June 30, 2025, with no increase in maximum of \$15,000.

Approved

26. a. Approve and authorize the County Administrative Officer or designee to execute Amendment No. 1 to Agreement No. A-17195 with the City of King ("King City") for a one-time funding contribution towards King City's acquisition of the Days Inn property, the former HomeKey King City, where the amendment increases the Agreement amount by \$300,000 for a revised total amount not to exceed \$861,000 with no change to the existing term of July 1, 2024 through August 11, 2025; and

- b. Approve and authorize the County Administrative Officer or designee, to sign up to three (3) future amendments to this agreement where amendments do not exceed 10% (\$86,100) and do not significantly alter the scope of services as determined by the Director of the Homelessness Strategy and Initiatives Division and subject to approval by County Counsel.

Approved

27. Approve expenditure of \$22,500 to fund Ferrasci Little League Baseball Park for costs incurred from the maintenance and development of park facilities from District 2's discretionary funds.

Approved

28. Approve the County of Monterey Board of Supervisors Draft Action Meeting Minutes for the following meeting date: Tuesday, April 15, 2025.

Approved

29. Authorize the Chair to sign a letter of support to the California Department of Technology on behalf of the County of Monterey for the Golden State Connect Authority's application to the California Digital Equity Capacity Subgrant Grant Program.

Approved**Housing and Community Development**

30. a. Approve and authorize Amendment No. 2 to the Michael Mount and Brandi Mount individual

Inclusionary Housing Agreement to allow conveyance of their inclusionary unit into a revocable trust; and

b. Approve and authorize the Housing and Community Development Director, or his designee, to execute the approved Amendment No. 2 to the Inclusionary Housing Agreement.

Approved

31. a. Find that the acceptance of the Conservation and Scenic Easement Deed is categorically exempt under CEQA Guidelines section 15317;

b. Accept a Conservation and Scenic Easement Deed covering Parcels H and I of the Rancho Canada subdivision final map recorded in the Official Records of Monterey County as document number 2023026084 in Volume 24, Cities and Towns, Page 87, containing 36.08 acres;

c. Authorize the Chair of the Board of Supervisors to execute the Conservation and Scenic Easement Deed; and

d. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for filing with all recording fees to be paid by the applicant.

(Conservation and Scenic Easement Deed - Parcels H and I, Rancho Canada Subdivision, Carmel Valley Master Plan area)

Approved

Public Works, Facilities and Parks

32. Adopt a resolution to:

a. Accept the 2024 Annual Report of the Mileage of Maintained County Roads, tabulated at 1,262.95 centerline miles; and

b. Authorize the Director of Public Works, Facilities and Parks to submit the County of Monterey's 2024 Annual Report to the California Department of Transportation.

Adopted

33. Adopt a resolution to:

a. Find that the proposed New Bradley Branch Library and Resiliency Center Project at a portion of Assessor's Parcel Number (APN) 424-351-038 is categorically exempt from the California Environmental Quality Act (CEQA) as New Construction or Conversion of Small Structures (Class 3) pursuant to CEQA Guidelines Sections 15301, 15303, and 15300.2; and

b. Find that the proposed property transfer of a portion of APN 424-351-038 is categorically exempt from CEQA pursuant to CEQA Guidelines California Code of Regulations (CCR) section 15061; and

c. Authorize the Director of the Public Works Facilities and Parks (PWFP) Department or Designee to file a CEQA Notice of Exemption with the Monterey County Clerk/Recorder; and

d. Approve the Agreement for Purchase and Sale of Real Property and Joint Escrow Instructions (Agreement) between the County of Monterey and the Bradley Union School District (BUSD) to acquire one (1) 27,374 square foot parcel (portion of APN 424-351-038), for use by the Public Works, Facilities, and Parks (PWFP) and Monterey County Free Libraries, pursuant to Government Code Section 25350.60; and

e. Authorize the Public Works, Facilities, and Parks (PWFP) Director or designee to execute the

Agreement and any related documents needed to complete the transaction, including, but not limited to, a Grant Deed and any future amendments to the Agreement subject to review and approval by the Office of the County Counsel.

Adopted

34. Acting on behalf of County Service Area No. 15-Toro Park/Serra Village (hereinafter “CSA No. 15”) and acting on behalf of County Service Area 17-Rancho Tierra Grande (hereinafter “CSA No. 17”):

- a. Authorize and direct the Auditor-Controller to amend the Fiscal Year (FY) 2024-25 Adopted Budget for CSA No. 15, Fund 056, Appropriation Unit PFP010, increasing appropriations by \$128,235 funded by Fund 056 unassigned fund balance (056-3101) for park improvements and additional landscaping/tree maintenance services (4/5th vote required); and
- b. Authorize and direct the Auditor-Controller to amend the FY 2024-25 Adopted Budget for CSA No. 17, Fund 057, Appropriation Unit PFP011, increasing appropriations by \$15,671 funded by Fund 057 unassigned fund balance (057-3101) for County staff and consultant time to complete the Engineer’s Report and Proposition 218 election (4/5th vote required).

Adopted

Please refer to the Board Orders for the approved and adopted Agreement, Resolution and Ordinance numbers.