

**MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY REDEVELOPMENT AGENCY
TUESDAY, MAY 17, 2011
9:00 AM**

AGENDA

9:00 A.M.

ROLL CALL

1. 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.

CLOSED SESSION

2. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:
(1) Omni Resources, LLC v. Monterey County, et al. (USDC CAND case no. C06-05420 HRL)
 - b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
 - c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators.
(1) Designated representatives: Keith Honda and Dianne Dinsmore
Employee organizations: All Units
 - d. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators.
Property: APN 177-131-002-000
County negotiator: Lew Bauman, County Administrative Officer
Negotiating parties: County of Monterey and George Helmers et al. by Warren Wayland
Under negotiation: Price and terms

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.

10:30 A.M. RECONVENE

ROLL CALL

3. Pledge of Allegiance
4. 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.

5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)

Recess

Convene as the Board of Directors of the Monterey County Redevelopment Agency

MONTEREY COUNTY REDEVELOPMENT AGENCY

ROLL CALL

6. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY (See Supplemental Sheet)

Adjournment

Reconvene as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

CEREMONIAL RESOLUTIONS

7. [Adopt Resolution recognizing the important work of In-Home Supportive Services Providers. \(Full Board-Chair Parker\)](#)
8. [Adopt Resolution commending Commander Tracy Brown of the Monterey County Sheriff's Office upon his retirement](#) after 27 years of public service. (Full Board-Chair Parker)
9. [Adopt Resolution recognizing Marilyn Dorman upon her retirement from the Monterey County Housing Resource Center after 27 years of public service in Monterey County \(Full Board-Chair Parker\)](#)
10. [Adopt Resolution recognizing the Silver Star Gang Prevention and Intervention Program \(Full Board-Chair Parker\)](#)

APPOINTMENTS

11. [Appoint Yolanda Harris and Laura Harris \(to fill an unexpired term\) to the In-Home Supportive Services Advisory](#) Committee, terms ending June 30, 2013. (Full Board)
12. [Appoint Donna Alonzo-Vaughan to the Community Restorative Justice Commission, term ending May 17, 2011.](#) (Full Board)
13. [Appoint Sharon Waller and Warren Poitras, Jr. to the Monterey County Regional Fire District, terms ending March 1, 2012.](#) (Supervisor Potter)
14. [Appoint Gaudenz Panholzer to the Monterey County Regional Fire District, term ending March 1, 2013.](#) (Supervisor Potter)
15. [Appoint Donn Trenner and George Haines to the Monterey County Regional Fire District, terms ending March 1, 2013.](#) (Supervisor Potter)
16. [Appoint Jim Slaten and Rick Hughes to the Monterey County Regional Fire District, terms ending March 1, 2014.](#) (Supervisor Salinas)
17. [Appoint Mike Scattini to the Monterey County Water Resources Agency, to fill an unexpired term ending](#) December 31, 2011. (Full Board)

OTHER BOARD MATTERS

18. Board Comments
19. [CAO Comments and Referrals](#)
20. Public Comment (Limited to 3 minutes per speaker)

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 statements made or questions posed. They may ask a question for clarification; make a referral to staff for factual information, or request staff to report back to the Board at a future meeting.

SCHEDULED MATTERS

- S-1 [Public hearing to consider adoption of an interim ordinance to extend Interim Urgency Ordinance No. 5160, as modified](#) and extended by Interim Ordinance No. 5163, for one additional year, until and through May 24, 2012, temporarily prohibiting the acceptance and processing of water well applications and issuance of water well permits, with limited exceptions, on parcels of less than 2.5 acres within a portion of the California American Water Company - Monterey District Main System service area, pending the County's consideration of additional well regulations. (4/5ths vote required)

12:00 P.M. RECESS TO LUNCH

1:30 P.M. RECONVENE

ROLL CALL

SCHEDULED MATTERS

- S-2 [a. Conduct a public hearing and adopt Resolution that authorizes the submittal of an application to the California](#) Department of Housing and Community Development for a CDBG PTA Grant in the amount of \$140,000 to fund the preparation of (i) a County-wide economic development strategy, (ii) a feasibility study for a motor sport industrial park, and (iii) a feasibility study for a renovation of Genesis House;
- b. Approve a local match for the PTA grant application of \$2,100;
- c. Authorize the Director of the Redevelopment and Housing Office to make minor modifications to the PTA grant application as necessary to comply with State requirements, sign the grant application submittal documents as well as any contracts, amendments and other documents related to the application and grant funds; and
- d. Endorse a modification to the preliminary funding program for the Camphora Farm Labor Camp related to future CDBG funding.
- S-3 [Public hearing \(continued from April 26, 2011\) to consider:](#)
- [a. An Addendum to the adopted Mitigated Negative](#) Declaration, together with the adopted Mitigated Negative Declaration;
- b. An appeal by Carmel Valley Association from the March 9, 2011 decision of the Monterey County Planning Commission approving an amendment to an approved Combined Development Permit (PLN060102/Keehn, PLN000357/Gamboa) for a 64-suite, 78-bed, assisted care living facility known as Cottages of Carmel. The amendment includes replacing the requirement to preserve a 26-inch Monterey pine, amending the project description to delete graywater and cistern systems, removing and/or amending conditions requiring underground graywater and cistern systems, revising water use monitoring requirements, and amending landscaping conditions; and
- c. A request by Carmel Valley Association to waive the appeal fee.
 (County of Monterey/Carmel Cottages - PLN110146, Carmel Valley Master Plan)
- S-4 [a. Public hearing to consider an appeal by Omni Resources, Inc. from the January 26, 2011 decision by the Monterey](#) County Planning Commission resulting in no action on a Combined Development Permit for a 126,523 square foot commercial development and Omni Resources request to remove the "B-8" Overlay zoning designation and rezone the property from "LC-B-8-D" to "LC-D;" and
- b. Receive a status report regarding potential design changes to the project.
 (Appeal, Discretionary Decision - PLN110077 (an appeal of PLN020344) Omni Resources, Inc. LLC, 5 Corral de Tierra Road., Salinas, Toro Area Plan)

ADJOURNMENT

(Supplemental Sheet)

CONSENT CALENDAR

HEALTH AND SOCIAL SERVICES

21. [Accept the Fiscal Year \(FY\) 2009-10 First 5 Monterey County Annual Report to the Community and the First 5 Monterey County Connecting the Dots Evaluation Report.](#)
22. [Approve and authorize the Director of Health to provide consent to the change in ownership of American Medical](#) Response -West's (AMR) parent company.
23.
 - a. [Approve and authorize the Director of Health to sign a three fiscal year term Mental Health Services Agreement](#) (July 1, 2011 to June 30, 2014) with Psynergy Programs, Inc. for provision of mental health services for Monterey County adult residents with severe psychiatric disabilities in the amount of \$272,757.44 for Fiscal Year (FY) 2011-12, \$272,757.44 for FY 2012-13, and \$272,757.44 for FY 2013-14 for a total Agreement amount of \$818,272.32; to replace Agreement A-11379 which expires June 30, 2011; and
 - b. Authorize the Director of Health to sign up to three future amendments to this Agreement where the amendments do not exceed 10% of the annual amount and do not significantly change the scope of work or result in an increase in County General Fund Contribution.
24. [Approve and authorize the Emergency Medical Services Agency Director to submit the revised annual Monterey](#) County EMS Plans for 2009 and 2010 to the California State Emergency Medical Services Authority.
25. [Approve the Bylaws of the Area Agency on Aging Advisory Council.](#)
26. [Adopt Resolution amending Article I.b. of the Monterey County Master Fee Resolution effective July 1, 2011, to](#) adjust the Sexual Assault Response Team examination fee pursuant to the Fee Schedule.
27.
 - a. [Authorize the Director of Health to sign the Memorandum of Understanding \(MOU\) for the distribution of](#) County Service Area (CSA) 74 funds for first responder Emergency Medical Services (EMS) equipment and training;
 - b. Approve the distribution of available CSA 74 funds to participating Agencies per the formula approved by the Emergency Medical Care Committee (EMCC); and
 - c. Authorize the Auditor Controller to transfer \$166,325 from Designations to Unreserved Fund Balance. (4/5ths vote required)

GENERAL GOVERNMENT

28.
 - a. Approve and authorize on behalf of the Information Technology Department, the Monterey County Contracts/Purchasing Officer to sign the Qualys, Inc. Guard Tool Software Application End User Agreement, for security vulnerability identification and remediation, in an amount not to exceed \$97,574 for the period of July 1, 2011 through June 30, 2012; and
 - b. Accept Non-Standard County Liability and Indemnification Provisions as recommended by the Director of Information Technology.
29. Approve the use of County Park facilities on July 10, 2011 for one function by Korean Catholic Church of the Monterey Peninsula in compliance with Monterey County Code 14.12.130.
30. Authorize the Registrar of Voters to execute Agreement No. 10G26103 with the Secretary of State's office to receive federal grant funds in the amount of \$245,004 for Voting Access for Individuals with Disabilities (VOTE).
31.
 - a. Accept the recommendation of the Monterey County Fish and Game Commission to award six (6) funding grants; and
 - b. Approve the distribution of Fish and Game grant funds in the amount of \$21,475 for specified grant projects for Fiscal Year 2010-2011.
32.
 - a. Approve and authorize a Participating Agreement, in the amount of \$450,000, between the Monterey County Treasurer-Tax Collector and Gila Corporation, dba Municipal Services Bureau (MSB), which specifies collection services to be performed under the terms of the Judicial Council of California and the Administrative Office of the Court (AOC) negotiated Master Agreement No. MA-200906 for Fiscal Year (FY) 2011-12;
 - b. Authorize the Contracts/Purchasing Officer to sign the Participating Agreement; and
 - c. Authorize the Contracts/Purchasing Officer to extend the Agreement for up to two one year contract extensions with MSB where the Amendments do not exceed ten percent of the Agreement amount or significantly change the scope of work.
33. Approve Amendment No. 1 to Agreement No. A-11606 with The Lipman Company, for third-party administration of the Optional Benefits Program, extending the expiration date from December 6, 2010 to December 6, 2011.

RMA - PLANNING DEPARTMENT

34.
 - a. Accept the Conservation and Scenic Easement Deed for the Enea property;
 - b. Authorize the Chair of the Board of Supervisors to execute the Conservation and Scenic Easement Deed; and

- c. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed and Subordination Agreement to the County Recorder for filing and recordation.
(Conservation and Scenic Easement Deed-PLN070333, 1440 Oleada Road, Pebble Beach, Del Monte Forest Land Use Plan, Coastal Zone)

RMA - PUBLIC WORKS

- 35.
 - a. [Approve the Plans and Special Provisions for 855 E. Laurel Bldg. A-Equipment and Stormwater Management](#), Project No. 8542, Bid Package No. 10290; and
 - b. Authorize the Clerk of the Board to advertise the "Notice to Contractors" in *The Californian* on May 23 and May 30, 2011.

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY

- 36. [Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:](#)
 - a. Adopt Resolution accepting a Quitclaim Deed transferring ownership of land on the former Fort Ord designated as APN 031-131-006 (COE Parcel L3.2, York School) from the Fort Ord Reuse Authority to the Redevelopment Agency of the County of Monterey, and authorize the Chair of the Board of Directors to sign the acceptance;
 - b. Direct the Clerk of the Board to record the executed Quitclaim Deed with the County Recorder;
 - c. Adopt Resolution and Quitclaim Deed transferring ownership of the above-described property from the Redevelopment Agency to York School, and authorize the Chair of the Board of Directors to sign the Quitclaim Deed after recordation of the Restrictive Covenants; an
 - d. Direct the Clerk of the Board to record the executed Quitclaim Deed with the County Recorder upon receipt of recording fees from York School.

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