

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, May 5, 2015

9:00 AM

See separate agenda for Pajaro County Sanitation District

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*

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. - Convene

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.

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) County of Monterey v. McKesson Corporation, et al. (Monterey County Superior Court case no. M122114)
 - (2) Jesse Hernandez v. County of Monterey, et al. (United States District Court case no. CV 13 2354 PSG)
 - (3) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)
 - (4) The Open Monterey Project v. Monterey County Board of Supervisors, et al. (Monterey County Superior Court case no. M109441)
 - b. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
 - c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding three matters of significant exposure to litigation.
 - d. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
(REMOVED VIA SUPPLEMENTAL)
~~(1) Property: 730 & 752 La Guardia Street, Salinas~~
~~Negotiator: John Guertin, Acting Deputy RMA Director~~
~~Party: Life Foundation Monterey, LLC~~
~~Under negotiation: Price and terms~~
~~(2) Property: 1000 S. Main Street, Salinas~~
~~Negotiator: John Guertin, Acting Deputy RMA Director~~
~~Party: Life Foundation Monterey, LLC~~
~~Under negotiation: Price and terms~~

(ADDED VIA ADDENDUM)

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

(1) Property: Concession Agreement re Mazda Raceway at Laguna Seca

Agency Negotiator(s): Nick Chiulos, Assistant CAO

Negotiating Parties: Gill Campbell, General Manager of SCRAMP

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. 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- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

3. Adopt Resolution proclaiming the week of May 17, 2015 through May 23, 2015 as National Public Works Week. (Full Board)

Attachments: [National Public Works Week Ceremonial Resolution](#)

4. Adopt Resolution proclaiming the month of May 2015 as Older Americans Month in Monterey County. (Full Board)

Attachments: [Older Americans Month Ceremonial Resolution](#)

5. Adopt Resolution proclaiming May 21, 2015 as Eat More Fruits and Vegetables Day in Monterey County. (Full Board)

Attachments: [Eat More Fruits & Vegetables Day Ceremonial Resolution](#)

6. Adopt Resolution proclaiming the week of May 10 through May 16, 2015 as National Hospital Week in Monterey County. (Full Board)

Attachments: [National Hospital Week](#)

7. Adopt Resolution honoring Canterbury Woods an Episcopal Senior Community on the occasion of their 50th Anniversary. (Supervisor Parker)

Attachments: [Canterbury Woods 50th Anniversary Ceremonial Resolution](#)

Appointments

8. Appoint Cindy Avelino to the In-Home Supportive Services Advisory Committee with a term ending June 30, 2018. (Full Board)

Attachments: [Avelino Notification to Clerk](#)

Other Board Matters

9. Board Comments
10. CAO Comments and Referrals

Attachments: [Referrals 050515](#)

11. 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

- 11.1 Receive an Oral Presentation on 2015 National Public Works Week.

Attachments: [BoardReport](#)

- 11.2 Consider:
- a. Supporting a capital projects proposal, covering 1441 Schilling Place, 240 Church (East & West Wings), 168 W. Alisal (Administration Building), and Government Center Modular Removal, Attachment A;
 - b. Supporting a County of Monterey 1441 Schilling Place Buildings Tenant Improvement Project and Draft Schedule, Attachment B;
 - c. Supporting a County of Monterey Administration Building Tenant Improvement Project and Draft Schedule, Attachment C;
 - d. Support a County of Monterey East & West Wing Tenant Improvement Project and Draft Schedule, Attachment D;
 - e. Supporting a County of Monterey Government Center Modular Removal Project and Draft Schedule, Attachment E;
 - f. Direct staff to take all necessary actions for the issuance of Certificate of Participation not to exceed \$52,000,000; and
 - g. Direct staff to take to determine the best funding options through the annual

budget process for the costs for the Administration Building Tenant Improvement Project.(ADDED VIA ADDENDUM)

Attachments: [Board Report](#)
[Attachment A - Capital Projects Proposal - 4-10-15](#)
[Attachments B to F - Capital Projects and Schedules - 4-10-15](#)
[Attachment G - 1441 M O Budget FY16 OCCUPIED w-Reserve Budget](#)

- 11.3** Grant Debt Manager authority to execute documents to facilitate the issuance of Certificates of Participation to finance tenant improvements at Schilling Place and to rehabilitate the East and West Wings of the Courthouse in an amount not to exceed \$52,500,000. (ADDED VIA ADDENDUM)

Attachments: [Attachment A - Barclays Letter](#)
[Attachment B - Debt Service Options](#)

- 12.** Receive a Mid-Year Report on the Strategic Grant Services Program.

Attachments: [Board Report](#)
[Exhibit A - Nossaman Memo](#)
[Exhibit B - Inventory of Grant Funding Needs \(2\)](#)

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

1:30 PM Reconvene- Monterey County Board of Supervisors

Roll Call

1:30 P.M. - Scheduled Matters

- 13.** a. Receive the Monterey County Parks Department Strategic Plan as approved by the Monterey County Parks Commission; and
b. Authorize the Parks Department to begin implementation of the Strategic Plan during Fiscal Year 2015-16 based on the implementation priority plan approved by the Monterey County Parks Commission.

Attachments: [Board Report](#)
[Monterey County Parks Strategic Plan.pdf](#)
[Implementation Priority Plan.pdf](#)

Adjournment

In Memory of Lynda Carole Avey and Marion Peak Robotti

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

14. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute an Amendment No. 3 with Healthcare Services Management, Inc. (HSM), for Information Technology Consulting and Project Management Services at NMC to extend the term of the Agreement for one (1) additional year for a revised term of May 1, 2011 through June 30, 2016 with no additional cost to the total Agreement amount of \$2,023,675.

Attachments: [Board Report.pdf](#)
[Healthcare Services Management \(HSM\), Amendment No. 3.pdf](#)
[Healthcare Services Management Prior Agreements.pdf](#)
[Healthcare Services Management \(HSM\) Spend Sheet.xls](#)

15. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement (A-12461) with Navin, Haffty & Associates, LLC for Information Technology Project Management Consulting Services at NMC, adding \$1,365,000 for a revised total Agreement amount not to exceed \$6,241,000 and with no change to the term end date.

Attachments: [Board Report.pdf](#)
[Navin Haffty Assoc Amendment 4.pdf](#)
[Navin Haffty Amend. No. 3 plus BO.pdf](#)
[Navin Haffty Amend. No. 2 plus BO.pdf](#)
[Navin Haffty Amend. No. 1 plus BO.pdf](#)
[Navin Haffty Orig. Agmt plus BO.pdf](#)
[Navin Haffty & Assoc. Spend Sheet.xls](#)

Health Department

16. Adopt a Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394, Section A.4.1 Eligibility for Step Advancements for Broadband Classifications of Operation's Manager; and
 - b. Authorize the Human Resources Department to implement these changes.

Attachments: [Board Report](#)
[Attachment A - Broadband](#)
[BD Resolution - Broadband](#)

General Government

17. Approve and Authorize the Contracts/Purchasing Office to execute a fifteen

year Lease Agreement with WLKST Partners, LP, for 4,857 square feet of space located at 65 West Carmel Valley, Road, Carmel Valley, CA for use by MCFL. Direct the Auditor Controller to make lease payments of \$5,965.00 per month, effective July 1, 2015.

Attachments: [Board Report Carmel Valley Lease Agreement 2015](#)
[65 W. Carmel Valley Rd. LA \(4-24-15\) Lease Agmt](#)
[65 W. Carmel Valley Rd. Location Map \(4-24-15\)](#)

RMA - Public Works

18. Acting on behalf of County Service Area No. 45 - Oak Hills:
- a. Approve an increase in appropriations in the amount of \$9,000 in the FY 2014-15 Adopted Budget for County Service Area No. 45 - Oak Hills Fund 074-3000-8198-7531-RMA070, where the financing source is Unassigned Fund Balance, to purchase a radar speed sign (4/5th vote required);
 - b. Authorize the Auditor-Controller to amend the budget for County Service Area No. 45 - Oak Hills, Fund 074-3000-8198- 7531-RMA070, for FY 2014-15 by increasing appropriations in the amount of \$9,000 where Fund 074 Unassigned Fund Balance is the financing source to balance the appropriation increase;
 - c. Approve an increase in appropriations in the amount of \$39,600 in the FY 2014-15 Adopted Budget for County Service Area No. 45 - Oak Hills Open Space Fund 075-3000-8198-6311-RMA071, where the financing source is Unassigned Fund Balance, to fund open space maintenance projects (4/5th vote required); and
 - d. Authorize the Auditor-Controller to amend the budget for County Service Area No. 45 - Oak Hills Open Space Fund 075-3000-8198-6311-RMA071, for FY 2014-15 by increasing appropriations in the amount of \$39,600 where Fund 075 Unassigned Fund Balance is the financing source to balance the appropriation increase.

Attachments: [Board Report](#)
[Project Budget](#)
[Location Map](#)

19. Acting on behalf of County Service Area No. 25 - Carmel Valley Golf & Country Club:
- a. Approve an increase in appropriations in the amount of \$159,005 in the FY 2014-15 Adopted Budget for County Service Area No. 25 - Carmel Valley Golf & Country Club, Fund 062-3000-8198-6311-RMA058, where the financing source is Unassigned Fund Balance, to fund road maintenance projects (4/5th vote required);
 - b. Authorize the Auditor-Controller to amend the budget for County Service Area No. 25 - Carmel Valley Golf & Country Club, Fund 062-3000-8198-6311-RMA058, for FY 2014-15 by increasing appropriations in

the amount of \$159,005 where RMA Fund 062 Unassigned Fund Balance is the financing source to balance the appropriation increase.

Attachments: [Board Report](#)
[Project Budget](#)
[Financial Summary](#)
[Correspondence from Homeowners at Quail, Inc.](#)
[Location Map](#)

- 20.** Acting on behalf of County Service Area No. 50 - Rioway Tract:
- a. Accept the County Service Area No. 50 Final Lower Carmel River Stormwater Management and Flood Control Report; and
 - b. Approve the County Service Area No. 50 - Rioway Tract Citizens Advisory Committee recommendation to pursue the Future Conditions/FEMA protection level projects that will meet all applicable standards associated with flood protection measures identified by FEMA to allow for the County Service Area No. 50 - Rioway Tract area to be removed from the 100 - year floodplain and eliminate the need for mandatory flood insurance under the National Flood Insurance Program.

Attachments: [Board Report](#)
[Attach 1: Summary of Project Cost Estimates](#)
[Attach 2: CSA 50 Final Report](#)
[Attach 3: CSA 50 Stormwater Management and Flood Control - FAQ](#)

- 21.** Acting on behalf of County Service Area No. 75 - Chualar:
- a. Set a Public Hearing on June 9, 2015, at 10:30 a.m., to hear the report of delinquent fees and consider any protests and objections to the report by landowners liable to be assessed for delinquent fees for County Service Area No. 75 - Chualar;
 - b. Direct that a report of delinquent fees be prepared;
 - c. Direct Resource Management Agency - Public Works to mail the Notice of Public Hearing to landowners listed in the report not less than ten (10) days prior to the date of hearing; and
 - d. Direct the Clerk of the Board to publish Notice of Public Hearing on June 9, 2015 in the Monterey County Weekly.

Attachments: [Board Report](#)
[Notice of Public Hearing](#)
[CSA75 Past Due Accounts](#)
[LOCATION MAP](#)

Supplemental / Addendum

- 22.** Monterey County Board of Supervisors Supplemental/Addendum Agenda for Tuesday, May 5, 2015.

SUPPLEMENTAL**Remove from Closed Session**

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Negotiator: John Guertin, Acting Deputy RMA Director
Party: Life Foundation Monterey, LLC
Under negotiation: Price and terms
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Negotiator: John Guertin, Acting Deputy RMA Director
Party: Life Foundation Monterey, LLC
Under negotiation: Price and terms

ADDENDUM**Add to Closed Session**

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 - (1) Property: Concession Agreement re Mazda Raceway at Laguna Seca
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Negotiating Parties: Gill Campbell, General Manager of SCRAMP
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Add to 10:30 A.M. Scheduled Matters

- 11.2. Consider:
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- 11.3 Grant Debt Manager authority to execute documents to facilitate the issuance of Certificates of Participation to finance tenant improvements at Schilling Place and to rehabilitate the East and West Wings of the Courthouse in an amount not to exceed \$52,500,000.

Adjourn in Memory of Lynda Carole Avey and Marion Peak Robotti