Monterey County

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



Meeting Agenda - Final-revised

Tuesday, October 13, 2015

9:00 AM

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. - 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)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.

b. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

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

Consent Calendar

2.

Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

3.	Adopt Resolution commending Sergeant Kenneth S. Anderson, Monterey County Sheriff's Office, upon his retirement after thirty years of public service. (Full Board)		
	<u>Attachments:</u>	Sergeant Anderson Retirement Resolution	
4.	-	ion commending Deputy Lloyd Foster, Monterey County e, upon his retirement after twenty-one years of public service.	
	<u>Attachments:</u>	Foster Ceremonial Resolution	
<u>Appointments</u>			
5.	Appoint Angel May 14, 2019.	Mendez to the Gonzales Cemetery Board with a term ending (District 3)	
	<u>Attachments:</u>	Notification to Clerk - Mendez.	
6.	Reappoint Alexandra Eastman, DVM to the Agricultural Advisory Committee with a term ending June 30, 2018. (Full Board)		
	<u>Attachments:</u>	Notification to Clerk - Eastman	
7.	Reappoint Steve Ray to the Agricultural Advisory Committee with a term ending June 30, 2018. (Supervisor Parker)		
	<u>Attachments:</u>	Notification to Clerk - Ray	
Other Board Matters			
8.	member of the	tember of the Board of Supervisors to serve as Director and one Board of Supervisors to serve as Alternate on the 2015-2016 stors of the California State Association of Counties (CSAC).	
	<u>Attachments:</u>	Board Report	
9.	Board Comme	nts	
10.	CAO Commen	ts and Referrals	

Attachments: Referrals 101315

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

12.

Receive an oral report from Assemblymember Luis A. Alejo, Monterey County's representative for the 30th Assembly District.

<u>Attachments:</u> <u>Board Report</u> <u>Alejo - Bio</u>

12:00 P.M. - Recess to Lunch

1:30 P.M. - Reconvene Monterey County Board of Supervisors

Roll Call

1:30 P.M. - Scheduled Matters (To be heard at 2:15 P.M. or thereafter)

13.

Public Hearing to consider County initiated Notices of Non-Renewal of Williamson Act Land Conservation Contracts effective January 1, 2016:

 a. Consider adoption of Resolution approving County-initiated Notices of Non-Renewal for portions of ten (10) Williamson Act Agricultural Preserve Land Conservation Contracts due to not meeting Williamson Act Program and County Land Conservation Contract requirements and/or with the Property Owner's consent; and

 b. Direct the Clerk of the Board of Supervisors to record County-initiated Notices of Non-Renewal for portions of ten (10) Contracts with the County Recorder on or before November 1, 2015 and to provide a copy of the recorded Notices of Non-Renewal to the Department of Conservation, Williamson Act Program.

c. The following properties are included in the Williamson Act Non-Renewals for 2016:

Borel - Contract # 71-066 - APN 137-081-006-000 Radich - Contract # 04-007 - APN's 420-161-037-000 & 420-161-038-000 Silacci - Contract # 68-052 - APN 415-071-009-000 Nacitone - Contract # 73-034 - APN 423-061-068-000 Jones - Contract # 68-033 - APN 420-151-045-000 C&S - Contract # 71-032 - APN 418-401-011-000 Rosenberg - Contract # 71-060 - APN 237-101-002-000 Cederquist - Contract # 70-015 - APN 418-401-027-000 Braga - Contract # 73-025 - APN's 257-081-027-000 & 257-081-027-000 Herschbach - Contract # 93-001 - APN's 257-041-022-000 & 165-011-012-000 (REF150064 - County initiated Notices of Non-Renewal 2016 - Portions of Williamson Act Agricultural Preserve Land Conservation Contracts) (HEARING TIME REVISED VIA SUPPLEMENTAL)

 Attachments:
 Board Report

 ATTACHMENT A - County-wide Non-Renewal Map

 ATTACHMENT B - Non-Renewal List

 ATTACHMENT C - Resolution

 ATTACHMENT D - County-initiated Notices of Non-Renewal

 ATTACHMENT E - Notice of Public Hearing

Adjournment

In Memory of Joe Pitta.

Supplemental Sheet, Consent Calendar

Natividad Medical Center

```
14.
```

Ratify and authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 3 to the Agreement (A-12260) with 3M Company for medical records coding software maintenance, ICD-10 software licensing and maintenance and medical necessity dictionaries software maintenance services at NMC, with a retroactive date of June 30, 2015, extending the Agreement an additional 5-year period for a revised full term August 9, 2010 through August 8, 2020 and adding \$1,037,102 for a revised total Agreement amount not to exceed \$1,763,470.

Attachments: Board Report

Amendment No. 3 to 3M Company Agreement.pdfAmendment No. 2 to 3M Company Agreement.pdfAmendment No. 1 to 3M Company Agreement.pdfOriginal 3M Company Agreement.pdfAmendment No. 3 Cost Sheet.xls3M Spend Sheet.xls

15.

Ratify and authorize execution by the Deputy Purchasing Agent for Natividad
Medical Center (NMC) of a two-year lease agreement with Monterey Bay
Management Services, LLC ("Lease Agreement"), with a retroactive start date of
August 1, 2015 and a term through and including July 31, 2017, for 5,935 square feet
of space located at 1441 Constitution Boulevard, Building No. 400, Suite 100,
Salinas, California, for use as an eye care facility on the Natividad Medical Center
campus at the monthly rate of \$12,883.00, subject to an annual rent adjustment of
three percent.

Attachments: Board Report

Lease agreement Monterey Bay Management Services.pdf

15.1

a. Ratify and Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement, with a retroactive start date of January 1, 2014 with First Data Bank, Inc. for Pharmacy Licensing Services at NMC, for an amount not to exceed \$139,558 for the period January 1, 2014, through December 31, 2018.

b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) of the original cost of the agreement per each amendment and do not extend the term of the Agreement beyond an additional one year period. Attachments: Board Report.pdf

<u>First Data Bank Original Agreement.pdf</u> <u>First Databank EXPIRED Agreement through Amendment 5.pdf</u> <u>Board Report First Data Bank Attachment 1.pdf</u>

Health Department

16.

Approve and authorize the Director of Health to execute a Student Internship
Placement Agreement between the Monterey County Health Department
("MCHD") and San Francisco State University for students obtaining practical
clinical experience within a clinical facility setting at MCHD including but not
limited to nursing, physical therapy, occupational therapy, dietetics, biomedical
laboratory science, communicative disorders, phlebotomy and social work for
Fiscal Year 2015-2016.

Attachments: Board Report

SFSU_BH_20150801-20160730.pdf

17.

- a. Approve and authorize the Director of Health to execute a Facility Use Agreement (October 15, 2015 to June 30, 2018) with Interim, Inc. for the Monterey County Health Department, Behavioral Health Bureau to provide clinical consultation, counseling and support groups, wellness groups and activities for transition age youth, adults and their families located at Pajaro Street Wellness Center located at 339 Pajaro, Salinas, CA;
- b. Approve recommendation of Director of Health to accept a non-standard indemnity provision and liability for reasonable repairs; and
- c. Authorize the Director of Health to approve up to three future amendments to this Agreement where the amendments do not significantly change the services to be provided.

Attachments: Board Report

Interim BHB Facility Use Agreement 20151015-20180630.pdf

Department of Social Services

18.

- a. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 2 to Agreement No. A-12810 with Housing Resource Center of Monterey County, adding \$587,019, effective October 1, 2015, to continue the Family Stabilization Program and Housing Support Program for CalWORKs recipients, increasing the total contract amount to \$1,587,019; and
- b. Authorize the Director of the Department of Social Services 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.

<u>Attachments:</u> <u>Board Report</u> <u>HRC, Amend #2</u> <u>HRC, Amend #1</u> <u>HRC Orig. Agreement</u>

19.

- Approve and authorize the Director of the Department of Social Services to sign an amendment to add \$22,800 to Agreement #15F-2406 to the California Department of Community Services and Development for a total of \$82,800 for the Drought Water Assistance Program for the period April 1, 2015 to December 31, 2015;
- b. Approve and authorize the Director of the Department of Social Services to sign up to one (1) amendment 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;
- c. Approve an increase in estimated revenues and appropriations in the amount of \$22,800 in the Department of Social Services Fund 008, 5010, SOC007, 8257 for the Community Action Partnership; and
- d. Authorize the Auditor-Controller's Office to incorporate approved modifications in the FY 2015-16 Adopted Budget. (4/5th vote required)

Attachments: Board Report

DWAP (original agreement) DWAP, Amend #1

General Government

20.

Adopt a Resolution to:

- Amend Personnel Policies and Practices Resolution No. 98-394 to amend Sections A.25.9; A.30.10; A.30.11 and A.30.12 and to add Section A.30.13 related to the cashing out of certain vacation/annual leave/paid time off hours;
- b. Direct the Human Resources Department to incorporate the changes; and
- c. Authorize the Auditor-Controller to implement such changes in the Advantage HRM system.

Attachments: Board Report

Attachment A - PPPR tracked changes Attachment B - BoS Resolution Amend PPPR - 10-13-2015

21.

Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 3 to Agreement for Professional Services with ABC Legal Services, Inc. for service of process for the Department of Child Support Services, to increase the maximum amount payable under this Agreement by \$15,000.00 (fifteen thousand dollars) for a revised total Agreement amount not to exceed \$114,600.00 and to extend the term of the agreement for 90 days, from July 1, 2012 to June 30, 2015 to July 1, 2012 to September 30, 2015.

	<u>Attachments:</u>	Board Report.pdf
		ABC_Legal_Amend3.pdf
		ABC_Legal_Agmt_Amend1_2 (2).pdf
22.	Approve a Memorandum of Understanding (MOU) between Monterey County, Santa Cruz County, and San Benito County, and specified cities, implementing multi-jurisdictional cooperation to address affordable housing needs throughou the tri-county area.	
	<u>Attachments:</u>	Board Report
		Affordable Housing MOU
		Affordable Housing PowerPoint Presentation
		Housing Forum Newsletter
23.	number of number of in the attact b. Solicit cano	ndidates to governing boards of various districts where the persons who filed a declaration of candidacy do not exceed the offices to be filled at the November 3, 2015 election, as set forth hed Exhibits. didates for appointment of qualified persons to governing board sitions where no person has filed a declaration of candidacy.
	<u>Attachments:</u>	Board Report
		Exhibit A-Appointments in Lieu of Election
		Exhibit B-Open District Seats
24.	 a. Ratify and authorize the Contracts Purchasing Officer, or the Contracts Purchasing Supervisor, to execute Amendment No. 1 to the Non-Standard Agreement with Accuvant Inc., for consulting and training services for the Information Technology Department, to increase the term of service by three months, from March 31, 2015 to December 31, 2015; and to change the contract amount of \$42,700 in the Scope of Services exhibit, paragraph one of Section IV, to reflect the correct contract amount of \$42,100; and b. Authorize the Contracts Purchasing Officer to issue purchase orders on an as-needed basis. 	
	Attachments:	Board Report
		Accuvant Amendment No 1 - Final
		Accuvant Exhibit A-1 SOW Final
		Executed Accuvant Agreement & Signed Board Order
		Signed 14-754 Bd Order FY14-15 WC funding
25.	Improvement increase appro Facilities Fina	Auditor-Controller to amend the FY 2015-16 Public Corporation budget, Fund 251, Appropriation unit AUD005, to priation by \$410,465 to cover issuance costs of the 2015 Public ncing Certificates of Participation, financed by premiums suance; (4/5th vote required).

	Attachments:	Board Report
		Bond Closing Documents and Correspondence
26.	Adopt Post-Issuance Tax Compliance Procedures for Tax-Exempt and Tax-Advantaged Bonds.	
	<u>Attachments:</u>	Board Report
		Post Issuance Policy - Monterey County 2015
27.	Approve and authorize the Contract / Purchasing Officer to sign Amendment #7 to the Maintenance Service Supplement between the County of Monterey Emergency Communications Department and Zetron to extend the term up to one additional year in the total amount not to exceed \$53,516.22 for the period July 1, 2015 to June 30, 2016-Agreement A-10854. (REVISED VIA SUPPLEMENTAL)	
	<u>Attachments:</u>	Board Orders
		Zetron-Amendment7.pdf
		Board Report
27.1	Approve the Revised Board Meeting Schedule for Calendar Year (CY) 2016 schedule the meeting date for the Board of Supervisors/Department Head Retreat on Thursday, November 3, 2016.	
	<u>Attachments:</u>	2016 Board Meeting Dates - Revised 10-13-15
<u>RMA - General</u>		
28.	provide rep	mendment No. 4 to Agreement No. A-11132 with Accela, Inc. to port training for the Accela Automation software product in the \$4,560 for a total amount not to exceed \$2,445,051, for a term to 2016; and
	b. Authorize Amendmen Agreemen	the Contracts/Purchasing Officer or his designee to execute nt No. 4 to Agreement No. A-11132 and future amendments to the t where the amendments do not significantly alter the scope of ange the approved Agreement amount.
	Attachments:	Board Report
		Attachment A - Summary Agreement
		Attachment B- Amendment No. 4
		Attachment C - Prior Agreement and Amendments 1 - 3
29.	A-12442 w tasks to co documenta Administra	mendment No. 4 to Professional Services Agreement No. with Denise Duffy & Associates, Inc. to include new additional mplete the California Environmental Quality Act (CEQA) ation process which includes preparation of the First ative Draft Environmental Impact Report (EIR) and the Final EIR s located in the Carmel River Lagoon Area and Carmel River

Lagoon Restoration and Management Plan (Request for Proposals (RFP) #2012-CRL-1) for Phases 1 and 2, in the amount of \$277,883 for a total amount not to exceed \$824,554, and extend the term to December 31, 2016; and

b. Authorize the Contracts/Purchasing Officer or his designee to execute Amendment No. 4 to Professional Services Agreement No. A-12442 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

Permit Type: PD060228/Carmel Lagoon Area (REF120051) Focused Environmental Impact Report (EIR) for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals (RFP) #2012-CRL-1)

Attachments:	Board Report
	Attachment A – Summary of PSA
	Attachment B – Amendment No. 4 to PSA
	Attachment C - Agreement and Amendments 1 - 3
	nd authorize the Agricultural Commissioner to sign Amendment the Memorandum of Understanding (MOU) with Cooperative

- No. 1 to the Memorandum of Understanding (MOU) with Cooperative Agricultural Support Services Authority (CASS) to augment the amount payable by \$80,000.00 for a total of \$245,000.00; and
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU. (ADDED VIA ADDENDUM)
- Attachments: Board Report.pdf CASS MOU.pdf Amendment No 1.pdf

RMA - Public Works

30.

29.1

- a. Approve Utility Agreement No. 2201.01 with Pacific Gas and Electric Company for the temporary relocation of an electric distribution pole for 100% of the actual net cost to Pacific Gas and Electric Company estimated to be in the amount of \$68,763 for construction of the Peach Tree Road Bridge Replacement Project; and
- b. Authorize the Resource Management Agency Director of Public Works to execute Utility Agreement No. 2201.01 and up to three (3) future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Attachments: Board Report

Project Budget

Utility Agreement 2201.01

Location Map

Addenda/Supplemenatl

31.

Board of Supervisor's Addendum/Supplemental for the meeting of Tuesday, October 13, 2015.

ADDENDUM

Add to Consent Calendar - General Government

- 29.1 a. Approve and authorize the Agricultural Commissioner to sign Amendment No. 1 to the Memorandum of Understanding (MOU) with Cooperative Agricultural Support Services Authority (CASS) to augment the amount payable by \$80,000.00 for a total of \$245,000.00 and;
 - b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

SUPPLEMENTAL

Hearing Time Change

1:30 P.M. - Scheduled Matter (To be heard at 2:15 P.M. or thereafter)

- Public Hearing to consider County initiated Notices of Non-Renewal of Williamson Act Land Conservation Contracts effective January 1, 2016:
 - a. Consider adoption of Resolution approving County-initiated Notices of Non-Renewal for portions of ten (10) Williamson Act Agricultural Preserve Land Conservation Contracts due to not meeting Williamson Act Program and County Land Conservation Contract requirements and/or with the Property Owner's consent; and
 - b. Direct the Clerk of the Board of Supervisors to record County-initiated Notices of Non-Renewal for portions of ten (10) Contracts with the County Recorder on or before November 1, 2015 and to provide a copy of the recorded Notices of Non-Renewal to the Department of Conservation, Williamson Act Program.
 - c. The following properties are included in the Williamson Act Non-Renewals for 2016:Borel - Contract # 71-066 - APN 137-081-006-000
 Radich - Contract # 04-007 - APN's 420-161-037-000 & 420-161-038-000
 Silacci - Contract # 68-052 - APN 415-071-009-000
 Nacitone - Contract # 73-034 - APN 423-061-068-000

Jones - Contract # 68-033 - APN 420-151-045-000 C&S - Contract # 71-032 - APN 418-401-011-000 Rosenberg - Contract # 71-060 - APN 237-101-002-000 Cederquist - Contract # 70-015 - APN 418-401-027-000 Braga - Contract # 73-025 - APN's 257-081-026-000 & 257-081-027-000 Herschbach - Contract # 93-001 - APN's 257-041-022-000 & 165-011-012-000 (REF150064 - County initiated Notices of Non-Renewal 2016 - Portions of Williamson Act Agricultural Preserve Land Conservation Contracts)

Correction to Consent Calendar - General Government

Revised Report Submitted

27. Approve and authorize the Contract / Purchasing Officer to sign Amendment No. 7 to the Maintenance Service Supplement between the County of Monterey <u>Emergency Communications Department and</u> Zetron to extend the term up to one additional year in the total amount not to exceed \$53,516.22 for the period July 1, 2015 to June 30, 2016-Agreement A-10854.

Added under Adjournment

Adjourn In Memory of Joe Pitta.