

# Monterey County

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



## Meeting Agenda - Final-revised

**Tuesday, October 11, 2016**

**1:30 PM**

**See separate agenda for Board of Supervisors of the Monterey  
County Water Resources 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.**

## **1:30 P.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) Jason Pineda v. County of Monterey, et al. (Monterey County Superior Court case No. 16CV001579)
  - b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
    - (1) Designated representatives: Manuel Gonzalez and Brette Neal  
Employee Position: Units A, B, C, G, L, M, N, Q & V
  - c. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
    - (1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca  
Agency Negotiator(s): Dewayne Woods, Assistant County Administrative Officer;  
Leslie J. Girard, Chief Assistant County Counsel  
Negotiating Parties: Friends of Laguna Seca; International Speedway Corporation; and,  
World Automobile Championship of California, LLC  
Under negotiation: Price and Terms
  - 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.  
(ADDED VIA ADDENDA)  
*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.*

**2:30 P.M. - Reconvene Monterey County Board of Supervisors****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 commending Janet Brennan upon her recognition from the Democratic Women of Monterey County. (Supervisor Parker)

**Attachments:** [Brennan Ceremonial Resolution](#)

4. Adopt Resolution proclaiming October 16 - 22, 2016 as Workplace Civility Week. (Supervisor Parker)

**Attachments:** [Workplace Civility Week Ceremonial Resolution](#)

**Other Board Matters**

5. Board Comments
6. CAO Comments and Referrals

**Attachments:** [Referrals 10-11-16](#)

7. 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.*

**2:30 P.M. - Scheduled Matters**

8. a. Conduct a Public Hearing to take comments on the draft Urban County Community Development Block Grant Consolidated Annual Performance and Evaluation Report for FY 15-16;

- b. Approve the Urban County Community Development Block Grant Consolidated Annual Performance and Evaluation Report for FY 15-16 for submittal to the U.S. Department of Housing and Urban Development;
- c. Authorize the Director of the Economic Development Department to make minor changes to the report as needed or in response to comments from HUD; and,
- d. Amend the Citizen Participation Plan to comply with U.S. Department of Housing and Urban Development regulations for public noticing requirements.

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

[Draft Urban County Consolidated Annual Performance and Evaluation Report](#)

[Draft Urban County Citizen Participation Plan - Redline](#)

[Draft Urban County Citizen Participation Plan - Clean](#)

## **Adjournment**

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

9. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement with the United States Drug Testing Laboratories, Inc. (USDTL) for umbilical cord toxicology testing services for an amount not to exceed \$180,000 for the term October 15, 2016 through October 14, 2019; and
- 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%) (\$18,000) of the original cost of the agreement.

**Attachments:** [Board Report.pdf](#)  
[United States Drug Testing Laboratories Agreement.pdf](#)

10. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 3 to the Agreement (A-12530) with Modular Devices Inc. for the Lease Agreements for Mobile Computerized Tomography (CT), Mobile Angiography/Interventional Radiology (IR) Laboratory Services and Magnetic Resonance Imaging (MRI), to extend the term of the agreement for an additional one-year period for a revised term of August 1, 2013 through July 31, 2018 and adding \$1,754,500, for a revised total agreement amount not to exceed \$5,366,500.

**Attachments:** [Board Report.pdf](#)  
[Modular Devices Inc. Amendment No. 3.pdf](#)  
[Modular Devices Inc. Amendment No. 2.pdf](#)  
[Modular Devices Inc. Amendment No. 1.pdf](#)  
[Modular Devices Inc. Original Agreement.pdf](#)  
[Modular Devices Spend Sheet.pdf](#)

11. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an Agreement, with a retroactive start date of October 1, 2016, with CynergisTek, Inc., for the provision of Information Security, Assessment and Consulting services and containing non-standard risk terms regarding indemnification and limited warranty, in the amount of \$457,200, for the period of October 1, 2016 through September 30, 2019.
- 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 (\$45,720) of the original Agreement cost.

**Attachments:** [Board Report.pdf](#)  
[CynergisTek Agreement.pdf](#)  
[CynergisTek Spendsheet.pdf](#)

## **Health Department**

12. Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 3 to Mental Health Services Agreement A-12683 with Davis Guest Home, Inc. in Modesto, California for the provision of mental health services to Monterey County adult residents with severe psychiatric disabilities adding \$29,565 for Fiscal Year (FY) 2016-17 giving a new FY total of \$1,055,841, for a revised total Agreement amount not to exceed \$2,980,165, for the same term of FY 2014-15 through FY 2016-17.

**Attachments:** [Board Report](#)  
[Davis GH Amend No. 3.pdf](#)  
[Davis GH Amend No. 2 .pdf](#)  
[Davis GH Amend No. 1 .pdf](#)  
[Davis GH Agmt.pdf](#)

13. Authorize the Director of Health or the Assistant Director of Health to execute agreements on behalf of the County of Monterey with ConsumerInfo.com, Inc., also known as Experian Consumer Services, to ensure timely privacy and security breach response by enabling Monterey County Health Department (MCHD) to offer free credit monitoring services as needed through June 30, 2020.

**Attachments:** [Board Report](#)  
[Flowchart Experian 2016.pdf](#)  
[AGM Admin Experian 20160801-20161130.pdf](#)  
[TC Admin Experian 20160801-20161130.pdf](#)

14. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a three (3) year Mental Health Services Agreement with Edgewood Center for Children and Families in San Francisco, CA for the provision of mental health services for Monterey County youth residents ages 5-18 with severe psychiatric disabilities in the amount of \$786,674 for Fiscal Year (FY) 2016-17, \$794,517 for FY 2017-18, and \$802,596 for FY 2018-19, for a total Agreement amount not to exceed \$2,383,787, retroactive to July 1, 2016 through June 30, 2019; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$238,379) of the original Agreement amount and do not significantly alter the scope of services.



**Attachments:** [Board Report](#)  
[Edgewood\\_MHS Agmt\\_20160701-20190630\\_scanned & signed.pdf](#)

15. Approve and authorize the Director of Health or Assistant Director of Health to sign Amendment No. 5 to the Physician Services Agreement with Lucile Salter Packard Children's Hospital at Stanford University for perinatology services, extending the term one (1) additional year for a revised Agreement term of October 1, 2008 to September 30, 2017, and increasing the amount by \$120,000, for a revised total contract amount not to exceed \$1,080,000.

**Attachments:** [Board Report](#)  
[LPCH A-5 - Pending BOS.pdf](#)  
[LPCH Perinatology A-4 BO.pdf](#)  
[LPCH Perinatology A-3.pdf](#)  
[LPCH Perinatology A-2.pdf](#)  
[LPCH Perinatology A-1.pdf](#)  
[LPCH Perinatology Agr PO \(2008-2011\).pdf](#)

16. Extend the Declaration of a Local Health Emergency for the Soberanes Fire Incident.

**Attachments:** [Extension of Health Emergency Declaration Resolution 10.11.16](#)  
[Signed BO and Res 16-252](#)  
[Declaration of local health emergency Soberanes 160829](#)

## **Department of Social Services**

17. Approve and authorize the Director of the Department of Social Services and the Director of the Department of Health to sign a Memorandum of Understanding with each of Community Hospital of the Monterey Peninsula, Salinas Valley Memorial Hospital and George L. Mee Memorial Hospital, for a term effective on date of signing by all parties and terminable based on thirty (30) days' notice, to ensure compliance with Penal Code Section 11165.13 and Health and Safety Code Sections 1255.7 regarding substance-exposed infants and Safely Surrendered Infants.

**Attachments:** [Board Report](#)  
[CHOMP MOU](#)  
[Mee Memorial MOU](#)  
[SVMH MOU](#)  
[Natividad MOU](#)

18. a. Approve and authorize the Contracts/Purchasing Officer to execute a five (5) year Lease Agreement, subject to two (2) three (3) year options to extend the Lease, effective September 1, 2016, with Magna Plantare Inc., for approximately 1,790 square feet of space located at 1127 Baldwin Street, in

Salinas, California, for use by the Department of Social Services, Family and Children's Services Branch;

- b. Direct the Auditor-Controller to make lease payments of \$2,048.00 per month and in accordance with the terms of the Lease Agreement; and
- c. Authorize the Contracts/Purchasing Officer to extend the term of the Lease Agreement for a maximum of six (6) additional years, with the same terms and conditions.

**Attachments:** [Board Report](#)  
[Lease Agreement - 1127 Baldwin St](#)

- 19.
- a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Seneca Family of Agencies for \$183,210 to support the Resource Family Approval (RFA) program throughout Monterey County for the period retroactive to July 1, 2016 through June 30, 2017; and
  - b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$18,321) of the original contract amount, and do not significantly change the scope of work.

**Attachments:** [Board Report](#)  
[Seneca contract](#)

- 20.
- a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Aspiranet for \$185,992 to support the Resource Family Approval (RFA) program throughout Monterey County for the period retroactive to July 1, 2016 through June 30, 2017; 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% (\$18,599) of the original contract amount, and do not significantly change the scope of work.

**Attachments:** [Board Report](#)  
[Aspiranet contract](#)

## **General Government**

21. Adopt Resolution to:
- a. Amend the FY 2016-17 Information Technology Department Budget to reallocate one (1) Information Technology Support Technician III position in Unit 8435-Enterprise Operations to one (1) Management Analyst II position in Unit 8439- Administrative Services, as indicated in the attached Resolution (4/5th vote required);
  - b. Amend the FY 2016-17 Information Technology Department Budget to reallocate one (1) Data Center Operations Technician III position in Unit 8435- Enterprise Operations to one (1) Office Assistant II position in Unit 8439- Administrative Services, as indicated in the attached Resolution (4/5th vote required);

- c. Authorize the Auditor-Controller and the County Administrative Office to incorporate these changes in the FY 2016-17 Budget (4/5th vote required); and
- d. Authorize the Human Resources Department to implement the changes in the Advantage HRM system.

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

- 22.** Adopt an ordinance amending section 2.04.370 of the Monterey County Code regarding Board member salaries to:
- a. Change reference from municipal court to superior court; and
  - b. Clarify the effective date of compensation adjustment to be the same as the effective date of adjustment for superior court judges.

**Attachments:** [Board Report](#)  
[Board Salary ord CoCo signed 10.11.16.pdf](#)  
[board salary ord.redline 10.11.16.docx](#)

### **Board of Supervisors Addenda, October 11, 2016**

- 23.** Monterey County Board of Supervisors Addenda for Tuesday, October 11, 2016.

#### ADDENDA

##### **Add to Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:

- 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.