Monterey County

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



Meeting Agenda - Final-revised

Tuesday, January 9, 2018

9:00 AM

See separate agendas for Board of Supervisors of the Monterey County Water Resources Agency, Boronda County Sanitation District and Pajaro County Sanitation District.

Board of Supervisors

Chair Mary L. Adams - District 5 Vice Chair Luis Alejo - District 1 Supervisor John M. Phillips - District 2 Supervisor Simon Salinas - District 3 Supervisor Jane Parker - District 4 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.

PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. Timing of public comment shall be at the discretion of the Chair.

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 one matter two matters of significant exposure to litigation. (REVISED VIA SUPPLEMENTAL)
 - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Aera Energy LLC v. County of Monterey, et al., Monterey Superior Court case no. 16CV003980
 - (2) California Resources Corporation v. County of Monterey, et al., Monterey Superior Court case no. 17CV000790
 - (3) Chevron U.S.A. Inc., et al. v. County of Monterey, et al., Monterey Superior Court case no. 16CV003978
 - (4) Eagle Petroleum LLC v. County of Monterey, et al., Monterey Superior Court case no. 17CV000935
 - (5) National Association of Royalty Owners-California, Inc., et al. v. County of Monterey, et al., Monterey Superior Court case no. 17CV000871
 - (6) Trio Petroleum LLC, et al. v. County of Monterey, et al., Monterey Superior Court case no. 17CV001012
 - c. 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) Dayami Cupul, Yesenia Cruz and Ramiro Cupul

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

2. Presentation honoring Reverend Dr. Martin Luther King, Jr.

3. Nominate and elect members of the Monterey County Board of Supervisors to serve

as:

a. 2018 Chair; andb. 2018 Vice Chair

4. Presentation of plaque to outgoing Chair Mary Adams

a. Comments by outgoing Chair;b. Comments by Supervisors; andc. Comments by incoming Chair

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

5. Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

6. Adopt Resolution celebrating and honoring the life of the Reverend Dr. Martin Luther

King Jr. (Full Board)

Attachments: King Jr. Ceremonial Resolution

7. Adopt Resolution recognizing the 50th Anniversary of Sun Street Centers. (Full

Board)

<u>Attachments:</u> 50th Anniversary of Sun Street Centers

7.1 Adopt Resolution honoring the life of Crecencio Padilla. (Full Board) (ADDED VIA

SUPPLEMNTAL)

<u>Attachments:</u> Padilla Ceremonial Resolution

Appointments

8. Reappoint Bruce Dodson to the South Monterey County Fire Protection District for a

term ending December 31, 2021. (Supervisor Salinas)

Attachments: Notification to Clerk - Dobson

9. Reappoint Jon Conaster to the South Monterey County Fire Protection District for a

term ending December 31, 2021. (Supervisor Salinas)

Attachments: Notification to Clerk - Conatser

10. Reappoint Nita Thomas to the South Monterey County Fire Protection District for a

term ending December 31, 2021. (Supervisor Salinas)

Attachments: Notification to Clerk - Thomas

11. Appoint Michael Esslinger to the Emergency Medical Care Committee representing

as an alternate representing Ambulance Provide for a term ending June 30, 2019.

(Full Board)

Attachments: Notification to Clerk - Esslinger

12. Appoint George Nunes to the Emergency Medical Care Committee as an alternate

representing Fire Districts for a term ending June 30, 2019. (Full Board)

<u>Attachments:</u> Notification to Clerk - Nunez

13. Appoint Michael Urquides to the Emergency Medical Care Committee representing

Fire Districts for a term ending June 30, 2019. (Full Board)

Attachments: Notification to Clerk - Urquides

14. Reappoint Rita Dady to the Housing Authority of Monterey County representing

Tenant Commissioner for a term ending January 9, 2020. (Full Board)

<u>Attachments:</u> Notification to Clerk - Dady

15. Reappoint John Scourkes to the Historical Resources Review Board for a term

ending December 31, 2010. (Supervisor Parker)

Attachments: Notification to Clerk - Scourkes

15.1 Appoint Francisco Mendoza to the Monterey County Planning Commission to fill an

unscheduled vacancy for a term ending January 23, 2019. (Supervisor Phillips)

(ADDED VIA ADDENDA)

Attachments: Notification to Clerk - Mendoza

16. Appoint Mario Ramirez to the Mental Health Commission for a term ending May 31,

2020. (Supervisor Adams) (Supervisor Alejo) (REVISED VIA SUPPLEMENTAL)

Attachments: Notification to Clerk - Ramirez

Other Board Matters

16.1 Approve proposed assignments of Board of Supervisors members and staff to

boards, committees, and commissions for calendar year 2018. (REVISED

ATTACHMENTS SUBMITTED VIA SUPPLEMENTAL)

Attachments: Board Report

Proposed 2018 Assigments (clean version)

Proposed 2018 Assigments (tracked)

Proposed 2018 Assignments (clean version) REVISED via Supplemental

Proposed 2018 Assignents (redline) REVISED via Supplemental

17. Board Comments

18. CAO Comments and Referrals

Attachments: Referrals 1-09-18

19. General Public Comment

This portion of the meeting is reserved for persons to address the Board of Supervisors on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board of Supervisors 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 of Supervisors at a future

meeting.

Adjournment

Adjourn In Memory of Cresencio Padilla

Supplemental Sheet, Consent Calendar

Natividad Medical Center

20.

- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Philips Healthcare for DoseWise Portal Subscription services at NMC for an amount not to exceed \$172,550 with an agreement term of March 1, 2018 through February 28, 2023.
- b. Accept the NMC Chief Executive Officer's recommendation to accept non-standard indemnification, insurance, limitations on liability, and limitations on damages provisions within the agreement.
- c. 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%) (\$17,255) of the original cost of the agreement per each amendment.

Attachments: Board Report

Philips DoseWise Agreement and BAA.pdf

21.

- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional Services Agreement with James F. Lilja, M.D. dba Bay Area Gynecology Oncology to provide gynecology oncology services at NMC for an amount not to exceed \$410,000 for the period February 1, 2018 to March 31, 2020; and
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$41,000) of the original contract amount per each amendment.

Attachments: Board Report

James F. Lilja MD Agreement.pdf

Health Department

22.

- a. Accept a \$1,235,630 Grant Award from the California Department of Public Health ("CDPH") for the Oral Health Program; and
- b. Authorize the Director of Health or Assistant Director of Health to execute a Grant Agreement, No. 17-10708, with CDPH in support of the Oral Health Program, in the amount of \$1,235,630, for the grant period January 1, 2018 to June 30, 2022.

Attachments: Board Report

CA Oral Health Agreement.12.11.17.pdf

Department of Social Services

23.

a. Approve and authorize the Director of Department of Social Services to sign the Tri County Commercially Sexually Exploited Children Program Agreement, with the Santa Cruz County Human Services Department, and the San Benito County Health and Human Services Agency, retroactive to July 1, 2017 through June 30, 2020.
b. Authorize the Director of the Department of Social Service to sign up to three (3) amendments to this agreement where the amendments do not significantly change the terms of this agreement.

Attachments: Board Report

Tri-County CSEC MOU

24.

- a. Approve and authorize the Director of the Department of Social Services to sign the agreement awarded for RFP #10607 with Peninsula Business Interiors for \$1,200,000, retroactive to January 1, 2018 through June 30, 2020, to purchase furniture and furniture installation for the Department of Social Services;
- b. Approve and authorize the Director of the Department of Social Services to sign the agreement awarded for RFP #10607 with KBM-Hogue for \$1,200,000, retroactive to January 1, 2018 through June 30, 2020, to purchase furniture and furniture installation for the Department of Social Services; and
- c. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to each Agreement where the total amendments do not exceed 10% (\$240,000) of the total aggregate cost of both agreements and do not significantly change the scope of work.

Attachments: Board Report

KBM-Hogue Agreement

PBI Agreement

25.

a. Approve and authorize the Director of the Department of Social Services to sign a no cost agreement with the Trustees of the California State University on behalf of San Jose State University, effective for five (5) years upon execution, to allow for placement of students in social work internships with the Department of Social Services; 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 significantly change the terms of this agreement.

Attachments: Board Report

SJSU Agreement

26.

a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Community Homeless Solutions for \$162,615 to provide Monterey County Community Action Partnership priority services of Homeless Services/Emergency Shelter and Domestic Violence Prevention/Intervention to

low-income residents of Monterey County, retroactive to January 1, 2018 through December 31, 2018; 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% (\$16,261) of the original contract amount, and do not significantly change the scope of work.

Attachments: Board Report

Community Homeless Solutions CAP 2018

27.

a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Social Solutions Global, Inc. for \$45,158.40 to provide licenses, training and support for the Efforts to Outcomes software retroactive to July 1, 2017 through June 30, 2018; and

b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to the agreement where the total amendments do not exceed 10% (\$4,515) of the original contract amount, and do not significantly change the terms of the agreement.

Attachments: Board Report

Social Solutions Quote 2017-11723

Master Services Agreement

Rider to Master Services Agreement

28.

- a. Approve and authorize the Monterey County Military & Veteran's Affairs Officer to sign an agreement for \$264,000 with San Benito County to provide a part-time Veteran's Services Representative to San Benito County, retroactive to July 1, 2017 through June 30, 2020; and
- b. Authorize the Monterey County Military & Veteran's Affairs Officer to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$26,400) of the original contract amount, and do not significantly change the scope of work.

Attachments: Board Report

San Benito County Agreement 2017 - 2020

General Government

29.

a. As Chief Elected Official, approve and authorize the Executive Director of the Monterey County Workforce Development Board to execute a contract with Arbor E & T, LLC, doing business as ResCare Workforce Services, effective retroactive to January 1, 2018 through June 30, 2019, for provision of One Stop Operator services in an amount not to exceed \$125,000.

b. Approve and authorize the Executive Director of the Monterey County Workforce Development Board to execute one (1) renewal to extend the agreement for one (1) additional year, subject to County Counsel review, on substantially the same terms.

Attachments: Board Report

One Stop Operator Rescare Agreement

30.

Approve and Authorize the Registrar of Voters to execute Agreement Number 17G26126 with the Secretary of State's office to receive Help America Vote Act (HAVA) Section 261 grant funds in the amount of \$20,000 for a term of December 1, 2017, or upon approval by the Department of General Services, through June 30, 2019.

Attachments: Board Report

CA Agreement 17G26126

31.

Adopt the following countywide civil rights-related policies concurrent with the proposed name change of "Civil Rights Office":

- a. Adopt the Nondiscrimination Policy;
- b. Adopt the Sexual Harassment Policy; and
- c. Adopt the Language Access and Effective Communication Policy.

Attachments: Board Report.pdf

Diversity Policy (current)

Equal Opportunity and Non-Discrimination Policy (current)

Resolution 80-12 Establishing a Policy Relative to Committees and Commission

Prevention of Sexual Harassment Policy (current)

Language Access and Effective Communication Policy

Nondiscrimination Policy
Sexual Harassment Policy

32.

Adopt a resolution to extend the Proclamation of a Local Emergency dated February 15, 2017, ratified on February 22, 2017, and reviewed and extended on March 21, 2017, April 18, 2017, May 16, 2017, June 13, 2017, July 11, 2017, July 25, 2017, August 3, 2017, August 29, 2017, September 19, 2017, October 17, 2017, November 14, 2017, and December 12, 2017 in accordance with California Government Code Section 8630 for atmospheric river events which occurred between February 7, 2017 through February 20, 2017, that resulted in multiple significant rainfall events causing damage to public infrastructure and private property. (4/5ths vote required)

Attachments: Board Report

Board Reso Ext Emerg Feb proc 01092018

Emerg Proc Winter Storm signed 02152017 County of Monterey

33.

Adopt an ordinance to amend Chapter 2.19 of the Monterey County Code to change the name of the Equal Opportunity Office to the Civil Rights Office and re-establish the duties of the Office and Officer.

Attachments: Board Report

Exhibit A
Exhibit B

34.

a. Approve and authorize the Director of Emergency Communications to sign a Memorandum of Understanding between the County and the City of Salinas for the implementation and maintenance of an application enabling the City to import data from the County's TriTech Computer Aided Dispatch system to the City's TriTech Inform records management system, for a period retroactive to January 1, 2018 through December 31, 2022.

b. Authorize the Director of Emergency Communications to sign up to three (3) amendments to the Memorandum of Understanding, extending the term by up to one (1) additional year each, subject to County Counsel review and so long as the amendments do not significantly alter the terms of the Memorandum of Understanding.

Attachments: Board Report

Memorandum of Understanding RMS City of Salinas

35.

Adopt an Ordinance to Amend Chapter 2.80 of the Monterey County Code to clarify its purpose, to change the title of Chapter 2.80 from "Equal Opportunity and Nondiscrimination Ordinance" to "Civil Rights Ordinance," to change references to "Equal Opportunity Officer" to "Civil Rights Officer," and to update the Chapter consistent with state and federal law.

Attachments: Board Report

Exhibit A
Exhibit B

36.

Adopt a resolution to extend the Proclamation of a Local Emergency dated January 12, 2017, ratified on January 19, 2017, and reviewed and extended on February 14, 2017, March 14, 2017, April 11, 2017, May 9, 2017, June 6, 2017, June 27, 2017, July 25, 2017, August 3, 2017, August 29, 2017, September 19, 2017, October 17, 2017, November 14, 2017, and December 12, 2017 in accordance with California Government Code Section 8630 for a succession of significant winter storm events which occurred between January 4, and 12, 2017, that resulted in significant damage to public infrastructure and private property within Monterey County. (4/5ths vote required)

Attachments: Board Report

Board Reso Ext Emerg Jan Winter Storm 01092018

Emerg Proc signed Jan 12 2017

RMA - Administration

37.

Adopt a resolution to authorize the Auditor-Controller to amend the FY 2017-18 adopted budget for County Service Area 15 Serra Village/Toro Park, Fund 056-3000-8198-RMA052, increasing appropriations in the amount of \$35,000 to fund necessary sidewalk repairs, where Fund 056 Unassigned Fund Balance is the financing source (4/5th vote required).

Attachments: Board Report

Attachment A - Resolution

Attachment B - CSA 15 Sidewalk Repair Project ...

Attachment C - CSA 15 FY 17-18 Budget

Attachment D - CSA 15 Toro Park Location Map

38.

Adopt a Resolution to:

a. Authorize the Auditor-Controller to amend the FY 2017-18 Boronda County Sanitation District - Zone 2 San Jerardo (BCSD - Zone 2 SJ) adopted budget, Fund 157, Appropriation Unit RMA046, to increase appropriations and operating transfers in by \$188,781, financed by an operating transfer out of \$188,781 from Other Financing Uses General Fund 001, Appropriation Unit CAO017, for immediate and critical repairs in response to winter storm damages (4/5th vote required); and b. Authorize the Auditor-Controller to transfer \$188,781 from the FY 2017-18 Other Financing Uses General Fund 001, Appropriation Unit CAO017, as a loan to be repaid with interest at the County Treasury Investment Pool interest rate, to BCSD - Zone 2 SJ Fund 157, Appropriation Unit RMA046, where the General Fund has sufficient storm damage repair appropriations available in the adopted budget to fund the transfer (4/5th vote required).

Attachments: Board Report

Attachment A - Resolution

Attachment B - Interfund Loan Agreement

Attachment C - BCSD - Zone 2 Cost Estimate Sheet

Attachment D - Location Map

39.

Adopt a Resolution to:

a. Authorize the Auditor-Controller to amend the FY 2017-18 Pajaro County Sanitation District (PCSD) Adopted Budget, Fund 151, Appropriation Unit RMA040, to increase appropriations and operating transfers in by \$1,515,000, financed by an operating transfer out of \$1,515,000 from Other Financing Uses General Fund 001, Appropriation Unit CAO017, for immediate and critical repairs in response to winter storm damages (4/5th vote required); and

b. Authorize the Auditor-Controller to transfer \$1,515,000 from the FY 2017-18 Other Financing Uses General Fund 001, Appropriation Unit CAO017, as a loan, to be repaid with interest at the County Treasury Investment Pool interest rate, to PCSD Fund 151, Appropriation Unit RMA040, where the General Fund has sufficient storm damage repair appropriations available in the adopted budget to fund the transfer (4/5th vote required).

Attachments: Board Report

Attachment A - Resolution

Attachment B - Interfund Loan Agreement

Attachment C - PCSD Cost Estimate Sheet

Attachment D - Location Map

Board of Supervisors Addenda/Supplemental

40.

Addenda/Supplemental Agenda for the meeting of Tuesday, January 9, 2018.

ADDENDA

Add to Ceremonial Resolutions

7.1 Adopt Resolution recognizing Cresencio Padilla (Supervisor Alejo and Supervisor Phillips)

Add to Appointments

15.1 Appoint Francisco Mendoza to the Monterey County Planning Commission to fill an unscheduled vacancy for a term ending January 23, 2019. (Supervisor Phillips)

SUPPLEMENTAL

Add to Closed Session

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

- 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 one matter two matters of significant exposure to litigation.

Correction to Appointments

16. Appoint Mario Ramirez to the Mental Health Commission for a term ending May 31, 2020. (Supervisor Adams) (Supervisor Alejo)

Revised Attachments Submitted - Proposed 2018 Assignments (clean version) and Proposed Assignments (redline)

16.1 Approve proposed assignments of Board of Supervisors members and staff to boards, committees, and commissions for calendar year 2018.