Monterey County

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



Meeting Agenda - Final-revised

Tuesday, January 23, 2018

9:00 AM

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

Board of Supervisors

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

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 of significant exposure to litigation.
 - b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Brette Neal Employee Organization(s): Unit R (REMOVED VIA SUPPLEMENTAL)
 - (2) Designated representative: Lew C. Bauman
 - Employee Position: Public Defender
 - c. 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)

- (7) Hilltop Ranch & Vineyard, LLC v. County of Monterey, et al. (Monterey County Superior Court case no. 17CV004539)
- d. 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) Valerie Roberts (ADDED VIA ADDENDUM)

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. - Call to Order

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)

Appointments

Reappoint Bobbie Blakeney to the Area on Aging Advisory Council for a term ending

January 1, 2021. (Full Board)

Attachments: Notification to Clerk - Blakeney

4. Reappoint Martha Diehl to the Monterey County Planning Commission for a term

ending January 23, 2022. (Supervisor Adams)

Attachments: Notification to Clerk - Diehl

5. Appoint Doris Beckamn to the Area on Aging Advisory Council for a term ending

January 1, 2021. (Full Board)

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

6. Reappoint Pete S. Meza to the Soledad-Mission Recreation District as a City

Representative for a term ending January 31, 2021. (Supervisor Salinas)

Attachments: Notification to Clerk - Meza

7.	Appoint Ritchi Florez to the Soledad-Mission Recreation District as City Representative for a term ending January 31, 2021. (Supervisor Salinas)
	Attachments: Notification to Clerk - Florez
8.	Reappoint Theresa M. Scattini to the Greenfield Cemetery District for a term ending December 31, 2021. (Supervisor Salinas)
	Attachments: Notification to Clerk - Scattini
9.	Reappoint Raul C. Rodriguez to the Greenfield Cemetery District for a term ending December 31, 2021. (Supervisor Salinas)
	Attachments: Notification to Clerk - Rodriguez
10.	Reappoint Judy MacClelland to the Historic Resources Review Board for a term ending December 31, 2020. (Supervisor Adams)
	Attachments: Notification to Clerk - MacClelland
11.	Reappoint Hailey M. Dicken-Young to the Monterey County Mental Health Commission as an associate member for a term ending December 31, 2018. (Supervisor Adams)
	Attachments: Notification to Clerk - Young
11.1	Appoint Supervisor Alejo to the Successor Agency Oversight Board, representing the City of Salinas, for a term ending June 30, 2022. (Supervisor Alejo)
	Attachments: Notification to Clerk - Alejo
11.2	Appoint Jacqueline Jimenez to the Successor Agency Oversight Board, as an alternate representing the City of Salinas, for a term ending June 30, 2022. (Supervisor Alejo)
	Attachments: Notification to Clerk - Jimenez

Other Board Matters

12. Board Comments

13. CAO Comments and Referrals

Attachments: Referrals 1-23-18

Referrals 1-23-18 (REVISED VIA SUPPLEMENTAL)

14. 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.

10:30 A.M. - Scheduled Matters

15. Conduct a public hearing to consider:

a. Traffic volumes on Carmel Valley Road for segments 3, 4, 5, 6, 7 and 10, pursuant to the 2010 General Plan, Carmel Valley area; and

b. If additional road segments need to be evaluated annually.

Attachments: Board Report

Attachment A - Location Map

Attachment B - Average Daily Traffic & Percent Time Spent Following

Attachment C - Percent Under Threshold

Attachment D - Notice of Public Hearing

16. Receive a Report on County's Claim Procedures for General Liability and Workers' Compensation, and provide direction to staff on:

- a. Implementing recommended improvements to Third Party Administrator (TPA) contracts and the risk management function;
- b. Alternative options for the organization of the risk management function; and
- c. Drafting of amendments to the County Code to implement the recommended organizational structure and/or recommended improvements to the Risk Management Code provisions.

<u>Attachments:</u> Board Report

Exhibit A Background and Discussion.pdf

Exhibit B Report on Compliance Response.pdf

Exhibit C Management Partners Org Review - Risk Mgmt.pdf

Exhibit D Selected Risk Mgmt Org Options.pdf

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

Receive a report on the Road Fund revenue sources, including an update on the FY 2017-18 forecast incorporating actual expenditures and revenues received through October 2017, as well as the recently released FY 2017-18 Countywide Cost Allocation Plan (COWCAP) allocations.

Attachments: Board Report

Attachment A - Report on Road Fund Revenues & FY 2017-18 Forecast

Attachment B - Transportation Priority List

18.

a. Update on the status of the 2017 Winter Storm damage repair projects, including status of funding, Federal Emergency Management Agency (FEMA) reimbursements, and 2018 winterization.

b. Provide direction on project priorities with available funding.

Attachments: Board Report

Appendix A - Report Discussion

Appendix B - Report Finance

Attachment A - List of Completed Projects

Attachment B - Cal OES Recommendation Letter

Attachment C - Winterization Projects - Winter Storms of 2017

Attachment D - Cost-Reimbursement Breakdown of FEMA projects

Status of Winter Storms Power Point 1-23-18

19.

a. Receive a report to Board of Supervisor regarding implementation of referral #2017.22 regarding "a process for community engagement and input on recommendations for uses of future incremental cannabis tax revenue".

b. Provide direction to staff.

Attachments: Board Report

20.

PLN160746 - William R. and Duncan B. Lewis Trs

Public hearing to consider an appeal by William R. and Duncan B. Lewis from the September 13, 2017 decision of the Planning Commission to deny a Coastal Development Permit to allow the short term rental of a single family dwelling. Project Location: 3384 17 Mile Drive, Pebble Beach (Assessor's Parcel Number 008-393-006-000), Del Monte Forest Land Use Plan, Coastal Zone.

Proposed CEQA Action: If deny the permit, find the project statutorily exempt per Section 21080(b)(5) of the Public Resources Code and Section 15270 of the CEQA Guidelines.

Attachments: Board Report

Attachement A - Draft Resolution
Attachment B - Notice of Appeal

Attachment C - PC Resolution No. 17-043, dated September 13, 2017

Attachment D - Email dated December 19, 2017 from Mark O'Conner

Attachment E - Coastal Commission Letter dated June 23, 2016 and memo Attachment F - Monterey County Interpretation dated July 9, 2015 (revsied)

Attachment G - Land Use Advisory Committee Minutes dated May 18, 2017

21. Receive the EMS System Assessment Report prepared by Fitch & Associates, LLC

for the Emergency Medical Services (EMS) Agency.

Attachments: Board Report

EMS System Assessment.pdf

EMS System Assessment Report.pdf

EMS System Assessment Presentation.pptx

Adjournment

Supplemental Sheet, Consent Calendar

Natividad Medical Center

22.

Authorize the Chief Executive Officer (CEO) for Natividad Medical Center (NMC) to execute the second amendment to the affiliation agreement for the Family Medicine Residency Program at NMC with The Regents of the University of California on behalf of the University of California, San Francisco (UCSF) School of Medicine, extending the agreement an additional five (5) years (November 1, 2017 through October 31, 2022) for a revised full agreement term of November 1, 2012 through October 31, 2022.

Attachments: Board Report

Second Amendment to Affiliation Agreement with UCSF
First Amendment to Affiliation Agreement with UCSF

Affiliation Agreement with UCSF

23.

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with First Security Services, A First Alarm Security & Patrol Inc. Company for shuttle services at NMC for an amount not to exceed \$104,048 with an agreement term January 9, 2018 through January 8, 2019.

Attachments: Board Report

First Security Services Agreement.pdf

24.

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute renewal and Amendment No. 1 to the Agreement (A-12764) with Shred-it USA, LLC for document shredding services at NMC, to renew and amend the agreement on the same or similar terms retroactive to January 1, 2018, extending the agreement for an additional three (3) year period (January 1, 2018 through December 31, 2020) for a revised full agreement term of July 1, 2015 through December 31, 2020, and adding \$150,000 for a revised total agreement amount not to exceed \$300,000.

<u>Attachments:</u> Board Report

Shred-it USA LLC Renewal and Amendment 1

Shred-it USA LLC Agreement

Health Department

25.

Adopt a resolution that Monterey County employees will endeavor to reduce, reuse, and recycle as a standard practice in conformity with the State of California's vision of a zero-waste state.

Attachments: Board Report

RecyclingResolution.docx

26.

a. Approve and authorize the Contracts/Purchasing Officer to execute a two-year Lease Amendment No. 2, effective February 25, 2018 with the City of Gonzales, for approximately 400 square feet of general office space at 411 Center Street, Gonzales, California, for use by the Health Department's Behavioral Health Bureau; and

b. Authorize the Auditor-Controller to make payments of \$50.00 per month for reimbursement of electric utilities, in accordance with the terms of the Lease Agreement.

Attachments: Board Report

411 Center Lease Amd 2.pdf Gonzales City Lease Amd 1.pdf

Gonzales City Lease.pdf

27.

- a. Approve and authorize the Director of Health or Assistant Director of Health to sign a Professional Services Agreement with the Action Council of Monterey County for the provision of Motivating Individual Leadership for Public Advancement (MILPA) Reclassification and community outreach and education services for Proposition 47 clients in Monterey County, in the amount of \$60,000 for Fiscal Year (FY) 2017-18, \$90,000 for Fiscal Year (FY) 2018-19, \$90,000 for Fiscal Year (FY) 2019-20 and \$30,000 for Fiscal Year (FY) 2020-21 for a total Agreement not to exceed \$270,000; 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%) (\$27,000) of the original Agreement amount and do not significantly alter the scope of services.

Attachments: Board Report

MILPA Agreement Prop 47 Services.pdf

28.

Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 1 to Mental Health Services Agreement A-13465 with Star View Behavioral Health, Inc. to increase FY 2017-18 amount from \$ \$688,218 to \$822,935 (an increase of \$134,717) for a revised total Agreement amount not to exceed \$1,303,111 for the term July 1, 2016 through June 30, 2018.

Attachments: Board Report

Star View Amendment No. 1 20160701-20180630.pdf

Star View BH 20160701-20180630.pdf

Department of Social Services

29.

a. Approve and authorize the Director of the Department of Social Services to sign County Purchase MT-06-2017 with the California SAWS Consortium IV in an amount not to exceed \$145,108 to continue recurring Production Operations charges for Wide Area Network administration, central support of Monterey County's Regional Contact Center for Medi-Cal Referral, and remote maintenance of Managed Workstations for the period June 1, 2018 through October 31, 2019.

b. Authorize the Director of the Department of Social Services to sign up to three (3) amendments to this County Purchase, where the total amendments do not exceed 10% (\$14,510) of the original amount, and do not significantly change the terms of the County Purchase.

Attachments: Board Report

County Purchase MT-06-2017

C-IV MOU

County Purchase MT-01-2013

Criminal Justice

30.

a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Amendment No. 3 with Prisoner Transport Services of America, LLC, for prisoner extradition services for the Sheriff's Office, adding \$52,000 to the agreement for a total contract cost of \$151,00.00, for the period of July 1, 2014 to June 30, 2019; and

b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to approve one (1) additional amendment to the contract, provided that the amendment does not significantly change the scope of services and does not exceed ten percent (10%) (\$2,000.00) of the original approved contract amount for a total not to exceed contract amount of \$153,000.

Attachments: Board Report

Professional Services Contract - Prisoner Transport Services of America.pdf

Adopt a Resolution to authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute an Agreement with Motorola Solutions, Inc., for the leasing of forty (40) radios, for the time period of November 1, 2017 through October 31, 2022, in the maximum amount of \$141,200.00 for the Monterey

County Adult Correction Facility.

<u>Attachments:</u> Resolution for Agreement with Motorola Solutions.pdf

Non-Standard Lease Agreement

Board Report 18.011.pdf

General Government

32. Approve the Bingo License Application for San Antonio Community Betterment

Association (SACBA) pursuant to Chapter 7.08 of the Monterey County Code

effective January 23, 2018 through January 22, 2019.

Attachments: Board Report

Attachment A Memo to Sheriff & Application

Attachment B Draft Bingo License

a. Approve Amendment No. 2 to the Dale and Carolyn DePalatis individual

Inclusionary Housing Agreement to allow conveyance of their unit into a revocable

trust; and

b. Authorize the Economic Development Department Director to execute the

approved Amendment No. 2 to Inclusionary Housing Agreement.

Attachments: Board Report

DRAFT Amendment No.2 Transfer to Trust PRE 2002 DePalatis

DePalatis Inclusionary Agreement

34. Receive and approve five County Administrative Office (CAO) Policies.

Attachments: Board Report

G-50 Campaign and Political Guidelines
G-145 County Media Policy 12112017

G-150 Monterey County Values and Guiding Principles

G-165 County Facility Popcorn Policy
G-210 Smoke Free Policy rev 121117

RMA - Administration

35. Receive a status report on Board Referral No. 2017.20 regarding the use of 855 East-

Laurel Drive, Salinas for implementation of a BMX Bike Track, new Skate Park, and sidewalk and pending City of Salinas recreational survey information by the City of Salinas Recreation Department. (Board Referral No. 2017.20) (REMOVED VIA

SUPPLEMENTAL)

Attachments: Board Report

Exhibit A - Location Map
Exhibit B - Utilities Map

36. Accept report regarding management and mitigation at the San Ardo Landfill.

Attachments: Board Report

Attachment A - Closed Landfill Budget Sheet

RMA - Public Works and Facilities

37. Approve and Authorize the Resource Management Agency Director or Deputy

Director of Public Works and Facilities to execute the Measure X Pavement Management Program Funding Agreement between the Transportation Agency of

Monterey County ("TAMC") and County of Monterey.

Attachments: Board Report

Attachment A - Measure X Pavement Program Funding Agreement

38. Adopt a Resolution to:

a. Approve a report on the status of development traffic impact fees for fiscal year ending June 30, 2017; and

b. Adopt findings for retaining uncommitted funds in accordance with Government Code Section 66000 et. seq.

Attachments: Board Report

Attachment A - Resolution

39. Adopt a Resolution to:

- a. Adopt a Mitigated Negative Declaration for the Hartnell Road Bridge Replacement Project, Project No. 3854, Federal Aid Project No. BRLO - 5944 (103);
- b. Adopt a Mitigation Monitoring and Reporting Program;
- c. Authorize Resource Management Agency (RMA) Public Works & Facilities to proceed with the Hartnell Road Bridge Replacement Project; and
- d. Authorize the RMA Director or the RMA Deputy Director of Public Works & Facilities to acquire Right of Way for the Hartnell Road Bridge Replacement Project.

(APN 153-011-060, 153-011-053, 137-141-001, 107-031-013).

Attachments: Board Report

Attachment A - Resolution

Attachment B - Project Budget

Attachment C - Initial Study & Mitigated Negative Declaration

Attachment D - Location Map

a. Approve Amendment No. 2 to Agreement, Multi-Year Agreement No. 3000*1862, with APSICM - Sixth Dimension, LLC to continue to provide on-call construction management services for various correctional facility projects located in Monterey County, California, Request for Qualifications No. 10477, to: update the hourly rates; increase not to exceed amount by \$1,000,000 for a total amount not to exceed \$6,000,000; and extend the expiration date one (1) additional year for a revised term from July 21, 2015 to July 21, 2019, with the option to extend the Agreement for one (1) additional one (1) year period; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 to the Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Attachments: Board Report

Attachment A - Amendment No. 2 to Agreement
Attachment B - Amendment No. 1 to Agreement

Attachment C - Agreement

Attachment D - Summary of Agreement

Attachment E - Summary of Annual Expenditures & Balance

Attachment F - Summary of Committed Agreement Amount

Board of Supervisors Addendum/Supplemental

41. Board of Supervisors Addendum/Supplemental Agenda for the meeting of Tuesday, January 23, 2018.

ADDENDUM

Add to Closed Session

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

- 1.d. 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) Valerie Roberts

SUPPLEMENTAL

Item Removed from Closed Session:

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

- 1. b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
- (1) Designated representatives: Irma Ramirez-Bough and Brette Neal Employee Organization(s): Unit R

CAO Comments and Referrals - Revised Attachment Submitted:

13. Revised Referral Matrix Submitted

Item Removed from RMA - Administration:

35. Receive a status report on Board Referral No. 2017.20 regarding the use of 855 East Laurel Drive, Salinas for implementation of a BMX Bike Track, new Skate Park, and sidewalk and pending City of Salinas recreational survey information by the

City of Salinas Recreation Department. (Board Referral No. 2017.20)