

Monterey County

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



Meeting Agenda - Final-revised

Tuesday, September 11, 2018

9:00 AM

Board of Supervisors

*Chair Luis A. 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 interpreter 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.

See separate agendas for Board of Supervisors governed Agencies and Special Districts.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session:

County Counsel 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.

Supervisors and staff adjourn for closed session agenda items

Closed Session may be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting, before or after the scheduled time, announced by the Chairperson of the Board. 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) Steven F. Mauck v. County of Monterey, et al. (United States District Court case no. 18CV04482NC)
 - (2) Estate of Sandra Vela v. County of Monterey, et al. (United States District Court case no. 16CV02375BLF)
 - (3) In regards to California Public Utilities Commission Application A13-05-017 (ADDED VIA ADDENDA)
 - (4) Cal-Am and Monterey County Water Resources Agency, et al. v. Marina Coast Water District and RMC, et al. (San Francisco Superior Court case no. CGC 15-546632) (ADDED VIA ADDENDA)
 - b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Brette Neal

Employee Organization(s): Unit H

(2) Designated representatives: Irma Ramirez-Bough and Brette Neal

Employee Organization(s): Unit R

c. Pursuant to Government Code section 54957(a), the Board will confer with Sheriff and County Counsel regarding a potential threat to the use of facilities and services.

10:30 A.M. - Reconvene

Roll Call

Special Presentation and Ceremonial Resolution Commemorating September 11

2. Color Guard presented by the Monterey County Sheriff's Office;
Pledge of Allegiance led by Tony Virrueta, Chairman, Veterans Day Parade; and
National Anthem by Yolanda Cervantes, Digital Marketing Specialist, KION.
3. Adopt Resolution declaring September 11, as "First Responders Day" in Monterey County in honor of the contributions and dedication of first responders. (Full Board)

Attachments: [First Responders Day Ceremonial Resolution](#)

Additions and Corrections

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Consent Calendar- (See Supplemental Sheet)

- 3.1 Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

4. Adopt Resolution recognizing the Annual Celebration of Mexican Independence Day, "El Grito De La Independencia" in Monterey County. (Full Board)

Attachments: [Mexican Independence Day Ceremonial Resolution](#)

5. Adopt Resolution recognizing Carol Adams upon her retirement from Natividad Medical Center. (Full Board)

Attachments: [Adams Retirement Resolution](#)

6. Adopt Resolution recognizing Walter Mills, MD service as a Board Trustee for the Natividad Board. (Full Board)

Attachments: [Walter Mills, MD Ceremonial Resolution](#)

- 6.1 Adopt Resolution recognizing Sunday Berlanga upon her retirement from the County of Monterey after 34 years of Public Service. (Full Board)

Attachments: [Berlanga Ceremonial Resolution](#)

Appointments

7. Appoint Ramona Martinez to the Gonzales Cemetery District to fill an unscheduled vacancy with a term ending April 14, 2020. (Supervisor Salinas)

Attachments: [Notification to Clerk - Martinez](#)

8. Appoint Police Chief Tina Nieto to the Restorative Justice Commission with a term ending February 14, 2021. (Full Board)

Attachments: [Notification to Clerk - Nieto](#)

9. Appoint Grant Joel Hill to the Monterey County Community Action Commission with a term ending July 1, 2021. (Supervisor Alejo)

Attachments: [Notification to Clerk - Hill](#)

Other Board Matters

10. Board Comments

11. CAO Comments and Referrals

Attachments: [Referrals 9-11-18](#)

12. General Public Comments

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

13. Receive the notice of adjustment of the annual salary of the members of the Board of Supervisors, in accordance with Section 2.04.370C of the County of Monterey Code consistent with the superior court judge salary adjustments of 2.89% retroactive to July 1, 2018. The salary adjustments will be implemented September 29, 2018 retroactive to July 1, 2018.

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

12:00 P.M. - Recess to Lunch

1:30 P.M. - Reconvene

Roll Call

1:30 P.M. - Scheduled Matters

14. Receive a presentation from the Central Coast Regional Water Quality Control Board to announce a new free domestic well drinking water testing program, and direct staff to collaborate with the Regional Water Quality Control Board on the outreach efforts in support of the program.

Attachments: [Board Report](#)
[R3 Well Testing Fact Sheet](#)
[Spanish R3 Well Testing Fact Sheet](#)

15. **PLN040529 - Maria A Vasquez, Fermin Vasquez, and Juan Antonio Vasquez (Continued from July 24, 2018 and August 28, 2018)**
Public hearing to consider a Minor Subdivision Vesting Tentative Map to subdivide an approximately 9.26 acre parcel into three parcels of 3.086 acres each.
Proposed CEQA Action: Categorically Exempt pursuant to CEQA Guidelines Section 15305
Location: The project is located 2.7 miles east of the City of Soledad at 34735 Metz Road, Soledad, CA 93960.

Attachments: [Board Report](#)
[Attachment A - Draft Resolution](#)
[Attachment B - Project Data Sheet](#)
[Attachment C - BOS Resolution 16-228](#)
[Attachment D - January 26, 2018 Letter from Property Owner](#)
[Attachment E - March 28, 2018 Letter from Property Owner](#)
[Attachment F - Vicinity Map](#)

16. a. Receive a report regarding the Fort Ord Reuse Authority Draft Transition Plan and transition planning process;
b. Conduct an informational workshop as recommended by the Board of Supervisors Fort Ord Committee;
c. Return on September 25, 2018 for consideration of the Board of Supervisors Fort Ord Committee's preliminary recommendations on the Draft Transition Plan and transition planning process; and

- d. Request that the Fort Ord Reuse Authority Board of Directors delay its first vote on the Draft Transition Plan currently anticipated on September 28, 2018.
- e. Give other direction to staff as appropriate.

Attachments: [Board Report](#)

[Att1-81018BrdPacket-FORATransitionUpdate& HCP](#)

[Att2-LAFCOFORA Dissolution Process Updt 8.27.18](#)

[Att3-FOC Meeting Packet June 21, 2018](#)

[Att4-FOC Agenda Packet August 9, 2018](#)

[Att5-FOC Agenda Packet August 23 and 24, 2018](#)

Read out from Closed Session

Adjournment

In memory of Odeas (Odie) Jones (REVISED VIA SUPPLEMENTAL)

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

17. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No.1 to the agreement with Pam Ishimoto for Consulting with NMC Trauma Department on the National Trauma Data Bank and Trauma Quality Improvement, extending the agreement an additional four (4) year period (October 16, 2018 through October 15, 2022) for a revised full agreement term of October 16, 2017 through October 15, 2022, and adding \$575,000 for a revised total agreement amount not to exceed \$675,000.
- 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%) (\$10,000) of the original cost of the agreement.

Attachments: [Board Report](#)
[Pam Ishimoto Amendment No. 1.pdf](#)
[Pam Ishimoto Agreement.pdf](#)

18. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment no. 2 to the agreement with Universal Staffing, Inc. for professional staffing services, extending the agreement an additional three (3) year period (January 1, 2019 through December 31, 2021) for a revised full agreement term of May 1, 2017 through December 31, 2021, and adding \$375,000 for a revised total agreement amount not to exceed \$450,000.

Attachments: [Board Report](#)
[Universal Staffing Inc Amendment 2](#)
[Universal Staffing Inc Amendment 1](#)
[Universal Staffing Inc Agreement](#)

19. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No.1 to the agreement (A-12966) with Salinas Valley Memorial Hospital (SVMH) for laboratory testing services, extending the agreement an additional thirty-six (36) month period (November 1, 2018 through October 31, 2021) for a revised full agreement term of July 1, 2015 through October 31, 2021, and adding \$500,000 for a revised total agreement amount not to exceed \$932,000.

Attachments: [Board Report](#)
[Salinas Valley Memorial Hospital Amendment No. 1.pdf](#)
[Salinas Valley Memorial Hospital Agreement.pdf](#)

20. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the agreement with Linda Raby for Assessment of Trauma Program Verification Review Readiness services, extending the agreement an additional four (4) year period (October 15, 2018 through October 14, 2022) for a revised full agreement term of October 15, 2017 through October 14, 2022, and adding \$260,000 for a revised total agreement amount not to exceed \$360,000.
- 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%) (\$10,000) of the original cost of the agreement.

Attachments: [Board Report](#)
[Linda Raby Amendment No. 1.pdf](#)
[Linda Raby Agreement.pdf](#)

21. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Gallun Snow pursuant to the Request for Qualifications (RFQ) #9600-80 for interior design services at NMC, with an agreement term retroactive August 1, 2018 through July 31, 2021, with the option to extend the agreement for two (2) additional one year periods; and for an original contract amount not to exceed \$600,000.

Attachments: [Board Report](#)
[Agreement with Gallun Snow Design per RFQ# 9600-80.pdf](#)

22. Adopt Resolution to:
- a. Approve and amend Personnel Policies and Practices Resolution No. 98-394 and Appendices A and B to adjust the salary ranges for the following classifications: Pharmacist-Per Diem, Nurse Practitioner III-Per Diem, Staff Nurse II-Per Diem, Sonographer-Per Diem, Nuclear Medicine Technologist-Per Diem, Physical Therapist-Per Diem, Occupational Therapist-Per Diem, Clinical Laboratory Scientist-Per Diem, Cardiopulmonary Technician-Per Diem, and Radiologic Technologist-Per Diem; and
- b. Direct the Monterey County Human Resources Department to implement the changes in the Advantage HRM System.

Attachments: [Board Report](#)
[9.11.2018 - RES - Adj Salary Ranges for Per Diem Classifications.pdf](#)

23. Adopt Resolution to:
- a. Approve and amend Personnel Policies and Practices Resolution No. 98-394 and Appendices A and B to adjust the salary ranges for the following classifications: Supervising Clinic Nurse, Supervising Nurse I, Supervising Nurse II, Nursing Services Unit Manager, Nursing Services Division Manager, Director of Surgical

Services, Hospital Director of Nursing Education, Utilization Management Coordinator, Administrative Nurse/House Supervisor, Hospital Chief Nursing Officer, Supervising Public Health Nurse, and Director of Public Health Nursing effective September 15, 2018 as indicated in the attached resolution;

b. Approve and amend Personnel Policies and Practices Resolution No. 98-394 and Appendices A and B to adjust the salary ranges for the following classifications:

Supervising Clinic Nurse, Supervising Nurse I, Supervising Nurse II, Nursing Services Unit Manager, Nursing Services Division Manager, Director of Surgical Services, Hospital Director of Nursing Education, Utilization Management Coordinator, Administrative Nurse/House Supervisor, Hospital Chief Nursing Officer, Supervising Public Health Nurse, and Director of Public Health Nursing effective January 12, 2019 as indicated in the attached resolution;

c. Authorize the County Administrative Office to incorporate the approved changes in the Natividad FY 18-19 Adopted Budget; and

d. Direct the Monterey County Human Resources Department to implement the changes in the Advantage HRM System.

Attachments: [Board Report](#)

[FINAL 09.11.18 RES - Adj Salary Ranges RN Supv-Mgr - w.HD.pdf](#)

Department of Social Services

- 24.
- a. Approve and authorize the Contracts/Purchasing Officer to execute a five (5) year Lease Agreement, effective January 1, 2019, with La Guardia, LLC until December 31, 2023 for 28,224 square feet of general office, call center and training space for use by the Department of Social Services; and
 - b. Authorize the Auditor/Controller to make monthly lease payments of \$46,005 in accordance with the terms of the Lease Agreement; and
 - c. Authorize the extension of the Lease Agreement for one (1) additional five (5) year term under the same terms and conditions if deemed to be in the best interest of the County by the Contracts/Purchasing Officer.

Attachments: [Board Report](#)

[713 La Guardia Lease Agreement 1-1-19 to 12-31-23](#)

Criminal Justice

- 25.
- Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 2 to the Professional Services Agreement with Scott Erdbacher for legal representation of indigent defendants in adult criminal cases, modifying insurance provisions.

Attachments: [Board Report](#)
[Amend.No2 FY19 Erdbacher](#)
[Amend.No1 FY19 Erdbacher](#)
[PSA FY18.Erdbacher](#)

26. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 2 to the Professional Services Agreement with Jan Lindberg for legal representation of indigent defendants in adult criminal cases, modifying insurance provisions.

Attachments: [Board Report](#)
[Amend.No2 FY19.2 Lindberg](#)
[Amend.No1 FY19 Lindberg](#)
[PSA FY18.Lindberg](#)

27. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 2 to the Professional Services Agreement with Kelly Duncan for legal representation of indigent defendants in adult criminal cases, modifying insurance provisions.

Attachments: [Board Report](#)
[Amend.no.2 FY19 Duncan](#)
[Amend.no.1 FY19 Duncan](#)
[PSA FY18.Duncan](#)

General Government

28. a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 4 to Agreement No. A-13188 between the County of Monterey and UNUM changing the Scope of Service to have UNUM offer a fully-insured employee-paid short-term disability buy-up supplemental plan; and
b. Authorize the Contracts/Purchasing Officer to sign future amendments to the agreement where the amendments do not significantly change the scope of work or cause an increase in the agreement rates to a total of more than ten percent (10%).

Attachments: [Board Report](#)
[Amendment No. 4 to Agreement No. A-13188](#)
[Amendment No. 3 to Agreement No. A-13188](#)
[Amendment No. 2 to Agreement No. A-13188](#)
[Amendment No. 1 to Agreement No. A-13188](#)
[Agreement No. 13188](#)

29. a. Reject all bids presented for Laguna Seca Start-Finish Bridge, Project No. 8406, Bid Package No.10675; and
b. Direct staff to reevaluate its cost estimates and project scope, then readvertise for bids at a later date.

Attachments: [Board Report](#)
[Bid Summary Sheet](#)
[Project Location map](#)

30. Authorize the Chair of the Board of Supervisors to sign and transmit letters of support for the Proposed Memorandum of Understanding (MOU) between Salinas Valley Solid Waste Authority and the Monterey Regional Waste Management District to form a cooperative agreement that leverages resources and maximizes the use of the solid waste processing and landfill facilities in Monterey County.

Attachments: [Board Report](#)
[B Delgado - Support Letter1](#)
[S Salinas - Support Letter2](#)

31. Adopt the Secured Roll Tax Rates calculated by the Office of the Auditor-Controller for Fiscal Year 2018-19.

Attachments: [Board Report](#)
[2018-19 Secured Roll Debt Service Tax Rates](#)

32. Approve a request from the Monterey County Regional Fire District for dry period loan of \$6,000,000 for the Fiscal Year ending June 30, 2019.

Attachments: [Board Report](#)
[Special District Resolution](#)
[Request and Certification for Temporary Transfer of Funds](#)

Board of Supervisor Addenda/Supplemental

- 33.

ADDENDA

1. a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (3) In regards to California Public Utilities Commission Application A13-05-017
 - (4) Cal-Am and Monterey County Water Resources Agency, et al. v. Marina Coast Water District and RMC, et al. (San Francisco Superior Court case no. CGC 15-546632)

SUPPLEMENTAL

Adjournment in Memory of Odeas (Odie) Jones