

# **Monterey County**

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



## **Meeting Agenda - Final-revised**

**Tuesday, September 18, 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 the corresponding Board Report.**

**PUBLIC COMMENT: Members of the public may address comments to the Board concerning each agenda item. The 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:**

*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 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.
  - b. Pursuant to Government Code section 54957.6, the Board will provide direction to labor negotiators:
    - (1) Designated representatives: Henry Espinosa and Fran BuchananEmployee Organization: IHSS Unit
  - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) Dorsami Reddy, (WCAB Case No. ADJ7158358)
    - (2) Dorsami Reddy, (WCAB Case No. ADJ4686495)
    - (3) Patricia M. Conklin, v. Jennifer Empasis, et al., Monterey County Superior Court Case No. 18CV002356

**10:30 A.M. - Reconvene for public agenda items****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- (See Supplemental Sheet)**

2. Approval of Consent Calendar (See Supplemental Sheet)

**Ceremonial Resolutions**

3. Adopt Resolution honoring *Undisclosed Recipient* upon her selection as Ag Against Hunger 2018 Agricultural Woman of the Year. (Full Board)

**Attachments:** [Undisclosed Recipient Ceremonial Resolution](#)

- 3.1 Adopt Resolution recognizing the accomplishments of Salinas Swimming Standout “Superman” Clark Kent Dungca Apuada and declaring September 18, 2018 “Clark Kent Dungca Apuada Day” in Monterey County. (Full Board)

**Attachments:** [Clark Kent Dungca Apuada Day Ceremonial Resolution](#)

- 3.2 Adopt Resolution honoring Karin Strasser Kauffman on a lifetime of achievement improving the lives of women in Monterey County and protecting our environment for future generations. (Full Board)

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

**Appointments**

4. Appoint Paul Miller to the Monterey County Housing Authority to fill an unscheduled vacancy with a term ending May 1, 2019. (Supervisor Salinas)

**Attachments:** [Notification to Clerk - Miller](#)

5. Appoint Samantha Kelley to the Commission on Disabilities to fill a vacancy with a term expiration date of December 31, 2020. (Full Board)

**Attachments:** [Notification to Clerk - Kelley](#)

**Other Board Matters**

- 6. Board Comments
- 7. CAO Comments and Referrals

**Attachments:** [Referrals 9-25-18](#)

- 8. 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**

- 9. Introduce, waive reading, and set adoption on October 2, 2018, an ordinance of the County of Monterey, State of California, amending Chapter 15.04 of the Monterey County Code and adding Chapter 15.06 to the Monterey County Code relating to point-of-use and point-of-entry water treatment systems.

**Attachments:** [Board Report](#)  
[POE and POU ordinance.final redline.090718](#)  
[POU and POE Ordinance.final clean.090718](#)

### **Adjournment**

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

10. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement (A-13517) with Healthcare Coding and Consulting Services, LLC for remote medical record coding and consulting services, extending the agreement an additional two (2) year period (August 22, 2019 through August 21, 2021) for a revised full agreement term of August 22, 2016 through August 21, 2021, and adding \$1,167,000 for a revised total agreement amount not to exceed \$1,827,000.

**Attachments:** [Board Report](#)  
[Healthcare Coding and Consulting Services LLC Amendment 2.pdf](#)  
[Healthcare Coding and Consulting Services LLC Amendment 1.pdf](#)  
[Healthcare Coding and Consulting Services LLC Agreement.pdf](#)

11. Item Deleted

**Health Department**

12. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Business Associate Agreement (“BAA”) with the Central California Alliance for Health (“Alliance”) and to authorize its addition as an exhibit to the parties’ Memorandum of Understanding (Agreement No. A-14015), effective July 1, 2018, memorializing the parties’ responsibilities in implementing the California Children’s Services (“CCS”) Whole Child Model Program (Health and Safety Code section 123800 et seq.); and  
b. Approve the non-standard provisions of the BAA, as recommended by the Director of Health.

**Attachments:** [Board Report](#)  
[CCAH - Business Associate Agreement](#)  
[Fully-executed MOU-CCS -Whole Child Model.6.28.18](#)

**General Government**

13. Approve the Memorandum of Understanding (MOU) for the Monterey County Deputy Sheriffs’ Association (MCDSA) Units A, B and C for the period July 1, 2016 through June 30, 2019.

**Attachments:** [Board Report](#)  
[Attachment A](#)  
[Attachment B](#)  
[Attachment C](#)  
[Attachment D](#)  
[Attachment E](#)  
[Attachment F](#)  
[Attachment G](#)  
[Attachment H](#)

- 14.
- a. Approve and authorize County Administrative Office staff to exercise the County's Option to Purchase the inclusionary unit located at 11120 Union Circle, Castroville, CA 95012 pursuant to Section 16 of the Buyer's Occupancy and Resale Restriction Agreement with Option to Purchase (the "Agreement").
  - b. Approve and authorize the Assistant County Administrative Officer, or designee, to execute the contract, including amendments thereto, contingent upon approval by County Counsel, which do not affect the maximum dollar amount, to purchase the inclusionary unit.
  - c. Approve and authorize the Assistant County Administrative Officer, or designee, to spend inclusionary housing program dollars to purchase the inclusionary unit, in the amount not to exceed \$250,000.

**Attachments:** [Board Report](#)  
[Appendix A - Notice of Trustee Sale](#)

- 15.
- a. Authorize the Director of the Information Technology Department to execute an Order Form with Equinix, LLC. for continued colocation of County technology infrastructure within an Equinix-hosted facility, retroactive to July 25, 2018 through October 15, 2019, adding an additional \$56,470.00 to the original amount of \$27,256, for a total agreement amount of \$83,726.00;
  - b. Accept additional non-standard contract provisions as recommended by the Director of Information Technology;
  - c. Authorize the Director of Information Technology to execute order forms and change order forms as necessary to secure services as required by the County; and
  - d. Authorize the Director of Information Technology to sign, subject to County Counsel review, up to three (3) additional amendments or Order Forms to this Agreement, extending the term by one (1) year each, where the total amount of additional amendment or Order Form does not exceed ten percent of the amended agreement cost (\$8,372.00) and where the amendments or Order Forms do not significantly change the scope of work and do not alter the non-standard terms of the Agreement.



**Attachments:** [Board Report](#)  
[Equinix LLC Agreement](#)  
[Equinix LLC Pricing](#)  
[Equinix LLC Order Form](#)

16. Adopt a Resolution to approve closure of selected County departments and/or divisions located on and in the vicinity of La Guardia Street, Salinas, California for the California International Airshow for Friday, September 28, 2018, 2:30 p.m. to 5:00 p.m.; and for this purpose only, waive Ordinance No. 766, fixing the day and hours of operation of County offices.

**Attachments:** [Board Report](#)  
[Att A Letter from Don Chapin III 08-08-2018](#)  
[Att B Ordinance No. 766](#)  
[Board Resolution CA Airshow Waive Ord. 766 County Closure 09-18-2018](#)

17. Adopt a Resolution approving a Property Tax Transfer for the proposed “Travel Center Annexation” to the City of Salinas.

**Attachments:** [Board Report](#)  
[Travel Center Annexation Resolution](#)  
[Location Maps](#)  
[08.07.18 Ltr. Monterey County Regional Fire District](#)

18. a. Approve Expansion of the Role and Responsibilities of the Board of Supervisors Health and Human Services Committee (“HHS Committee”) to include the review of requests and the making of recommendations on policies and programs related to housing;  
b. Change name of HHS Committee to Board of Supervisors Health, Housing, and Human Services Committee; and  
c. Approve Board of Supervisors Health, Housing, and Human Services Committee Role and Responsibilities.

**Attachments:** [Board Report](#)  
[ATTACHMENT 2 HHHS Committee Roles + Responsibilities 2008 \[redlined\]](#)  
[ATTACHMENT 3 Jan 15 2008 Board Report and Board Order](#)  
[ATTACHMENT 1 HHHS Committee Roles + Responsibilities PROPOSED 2018](#)

19. Item Deleted

- 19.1 Approve and authorize the County Counsel’s Office to execute the attached Amendment #3, with Kennedy/Jenks Consultants, in an amount not to exceed \$85,000 for finalization of the Lake Nacimiento fuel spill remediation project, for a total contract price not to exceed \$145,100 for the period November 2, 2015 to October 31, 2019. (ADDED VIA ADDENDA)

**Attachments:** [Board Report](#)  
[Attachment 1](#)  
[Attachment 2](#)

## **Board of Supervisors Addenda**

20.

### **ADDENDA**

#### **Added to General Government - Consent**

19.1 Approve and authorize the County Counsel's Office to execute the attached Amendment #3, with Kennedy/Jenks Consultants, in an amount not to exceed \$85,000 for finalization of the Lake Nacimiento fuel spill remediation project, for a total contract price not to exceed \$145,100 for the period November 2, 2015 to October 31, 2019.