

Monterey County

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



Meeting Agenda - Final-Revised

Tuesday, July 14, 2020

9:00 AM

**IMPORTANT COVID-19 NOTICE ON PAGE 2-4
AVISO IMPORTANTE SOBRE COVID-19 EN LA PAGINA 2-4**

Board of Supervisors

*Chair Supervisor Chris Lopez - District 3
Vice Chair Supervisor Jane Parker - District 4
Supervisor Luis A. Alejo - District 1
Supervisor John M. Phillips - District 2
Supervisor Mary L. Adams - District 5*

Important Notice Regarding COVID 19

Based on guidance from the California Department of Public Health and the California Governor's Office, in order to minimize the spread of the COVID 19 virus, please do the following:

1. While the Board chambers remain open, you are strongly encouraged to observe the live stream of the Board of Supervisors meetings at http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV or <https://www.facebook.com/MontereyCoInfo/>

If you attend the Board of Supervisors meeting in person, you will be required to maintain appropriate social distancing, i.e., maintain a 6-foot distance between yourself and other individuals.

2. If you choose not to attend the Board of Supervisors meeting but desire to make general public comment, or comment on a specific item on the agenda, you may do so in three ways:

a. submit your comment via email by 5:00 p.m. on the Monday prior to the Board meeting. Please submit your comment to the Clerk of the Board at cob@co.monterey.ca.us. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Your comment will be placed into the record at the Board meeting.

b. if you are watching the live stream of the Board meeting, you may submit your comment, limited to 250 words or less, to the Clerk of the Board at publiccomment@co.monterey.ca.us. General public comment must be received during the General Public Comment item on the agenda, and comments on specific agenda items must be received as it is being heard. In an effort to assist the Clerk in identifying the agenda item relating to your public comment please indicate in the Subject Line, the meeting body (i.e. Board of Supervisors Agenda) and item number (i.e. Item No. 10). Every effort will be made to read your comment into the record, but some comments may not be read due to time limitations. Comments received after an agenda item will be made part of the record if received prior to the end of the meeting.

c. you may participate through ZOOM. For ZOOM participation please join by computer audio at: <https://montereycty.zoom.us/j/224397747>

OR to participate by phone call any of these numbers below:

+1 669 900 6833 US (San Jose)
+1 346 248 7799 US (Houston)
+1 312 626 6799 US (Chicago)
+1 929 205 6099 US (New York)
+1 253 215 8782 US
+1 301 715 8592 US

Enter this Meeting ID number: 224397747 when prompted. Please note there is no Participant Code, you will just hit # again after the recording prompts you.

You will be placed in the meeting as an attendee; when you are ready to make a public comment if joined by computer audio please Raise your Hand; and by phone please push *9 on your keypad.

3. Additional seating with audio of the Board meeting will be available in the Monterey Room on the 2nd floor of the County Government Center.

Aviso importante sobre COVID 19

Basado en la guía del Departamento de Salud Pública de California y la Oficina del Gobernador de California, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanecen abiertas, le recomendamos que observe la transmisión en vivo de las reuniones de la Junta de Supervisores en http://monterey.granicus.com/ViewPublisher.php?view_id=19, <http://www.mgtvonline.com/>, www.youtube.com/c/MontereyCountyTV o <https://www.facebook.com/MontereyCoInfo/>

Si asiste a la reunión de la Junta de Supervisores en persona, deberá mantener un distanciamiento social apropiado, es decir, mantener una distancia de 6 pies entre usted y otras personas.

2. Si elige no asistir a la reunión de la Junta de Supervisores pero desea hacer un comentario público general o comentar un tema específico de la agenda, puede hacerlo de tres maneras:

a. envíe su comentario por correo electrónico antes de las 5:00 p.m. el lunes anterior a la reunión de la Junta. Envíe su comentario al Secretario de la Junta a cob@co.monterey.ca.us. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

b. Si está viendo la transmisión en vivo de la reunión de la Junta, puede enviar su comentario, limitado a 250 palabras o menos, al Secretario de la Junta en publiccomment@co.monterey.ca.us. Los comentarios del público en general deben recibirse durante el elemento de Comentarios del público en general en la agenda, y los comentarios sobre los elementos específicos de la agenda deben recibirse mientras se escuchan. En un esfuerzo por ayudar al Secretario a identificar el ítem de la agenda relacionado con su comentario público, indique en la línea de asunto, el cuerpo de la reunión (es decir, la agenda de la Junta de Supervisores) y el número de ítem (es decir, el ítem No. 10). Se hará todo lo posible para leer su comentario en el registro, pero algunos comentarios pueden no leerse debido a limitaciones de tiempo. Los comentarios recibidos después de un ítem de la

agenda serán parte del registro si se reciben antes del final de la reunión.

c. Puedes participar a través de ZOOM. Para participar en ZOOM, únase por audio de computadora en: <https://montereycty.zoom.us/j/224397747>

O para participar por teléfono, llame a cualquiera de estos números a continuación:

+1 669 900 6833 EE. UU. (San José)
+1346248 7799 EE. UU. (Houston)
+1312626 6799 EE. UU. (Chicago)
+1929205 6099 EE. UU. (Nueva York)
+1 253 215 8782 EE. UU.
+1301715 8592 EE. UU.

Ingrese este número de ID de reunión: 224397747 cuando se le solicite. Tenga en cuenta que no hay un Código de participante, simplemente presionará # nuevamente después de que la grabación lo solicite.

Se lo colocará en la reunión como asistente; cuando esté listo para hacer un comentario público si se une al audio de la computadora, levante la mano; y por teléfono presione * 9 en su teclado.

3. Los asientos adicionales con audio de la reunión de la Junta estarán disponibles en la Sala de Monterey en el segundo piso del Centro de Gobierno del Condado.

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 podium 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: Members of the public may address comments to the Board concerning each agenda item and may comment when the Chair calls for general public comment for items that are not on the day's agenda. The timing of public comment shall be at the discretion of the Chair.

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 agenda 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.

Please refer to the separate agendas for Special Districts and Agencies governed by the Board of Supervisors that may be scheduled for agenda items today.

Pursuant to Governor Newsom's Executive Order No. N-29-20, some or all Supervisors may participate in the meeting by telephone or video conference.

9:00 A.M. - Call to Order

Roll Call

Additions and Corrections for Closed Session by County Counsel

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.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding matters posing a threat to the security of public buildings, essential public services, or the public's right of access to public services or facilities.
 - b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Kim Moore
 - Employee Organization(s): All Units
 - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) William Kaye (Worker's Compensation Appeals Board case no. ADJ11009537)
 - (2) OnTheGo Wireless v. Verizon and ATT, et al. (Sacramento Superior Court case no. 34-2012-00127517)
 - (3) City of Marina, et al. v. County of Monterey, et al. (Monterey County Superior Court case no. 19CV005270)
 - d. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

e. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

f. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.

g. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.

Public Comment

The Board Recesses 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.

10:30 A.M. - Reconvene on Public Agenda Items

Roll Call

Pledge of Allegiance

Additions and Corrections by Clerk

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 Items No. 12 through 21.

Ceremonial Resolutions

3. Adopt Resolution honoring Dr. Amie Miller for her 14 years of public service in Monterey County. (Supervisor Lopez - Chair Resolution)

Attachments: [Ceremonial Resolution - Dr. Amie Miller](#)

Appointments

4. Appoint Butch Kronlund to the Big Sur Byway Organization representing Big Sur “Proper” with a term ending on May 1, 2022. (Supervisor Adams- 5th District)
- Attachments:** [Notification to Clerk of Appt- Kronlund](#)
5. Appoint Katharine Moon to the Big Sur Byway Organization as an At-Large Resident with a term ending on May 1, 2022. (Supervisor Adams- 5th District)
- Attachments:** [Notification to Clerk of Appt- Moon](#)
6. Reappoint Martha Karstens to the Big Sur ~~Byway Organization~~ Multi-Agency Advisory Council representing North Coast Residents with a term ending on June 25, 2021. (Supervisor Adams- 5th District) (REVISED VIA SUPPLEMENTAL)
- Attachments:** [Notification to Clerk of Appt- Karstens](#)

Other Board Matters

7. Board Comments
8. County Administrative Officer Comments and Referrals
- Attachments:** [Referrals 07-14-20](#)
9. 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

10. a. Briefing and update on COVID-19, including impacts, and action, proposals and plans to address (verbal report).
b. Provide direction to staff to address COVID-19.
11. a. Receive an update report on Defensible Space
b. Provide direction to staff
Board Referral No: 2019.01

Attachments: [Board Report](#)
[Exhibit A - Detailed Discussion of Defensible Space](#)
[Attachment A - Defensible Space RMA website information](#)
[Attachment B - Letter from Monterey County Fire Safe Council](#)
[Attachment C - Public Resources Code 4291](#)

Read Out from Closed Session by County Counsel

Read out by County Counsel will only occur if there is reportable action(s).

Adjournment

Supplemental Sheet, Consent Calendar**Health Department**

12. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement for the retroactive term of July 1, 2020 through June 30, 2023 with Mountain Valley Child and Family Services, Inc. for the provision of mental health and residential services in the amount of \$590,000 for Fiscal Year (FY) 2020-21, \$590,000 for FY 2021-22, and \$590,000 for FY 2022-23, for a total Agreement amount not to exceed \$1,770,000; 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%) (\$177,000) of the original Agreement amount and do not significantly change the scope of services.

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

13. a. Approve and Authorize the Director of Health or Assistant Director of Health to sign a Memorandum of Understanding (MOU) with Oregon Community Health Information Network, Inc. (OCHIN) to participate in the OCHIN BP-HOME: Patient Blood Pressure Device Trial (BP-HOME), an individual-level study that will compare which of two blood pressure monitoring devices works best to improve blood pressure control, effective upon execution of the MOU through July 31, 2021; and
- b. Approve the recommendation of Director of Health or Assistant Director of Health to accept the non-standard indemnification provisions; and
- c. Accept a clinic impact fee of \$1,750 from OCHIN for participation in the study; and
- d. Authorize the Director of Health, or the Assistant Director of Health, to act as the agent for the County in processing all documentation in coordination of the study; and
- e. Authorize the Director of Health or Assistant Director of Health to sign up to three (3) future amendments to this MOU where the amendments do not significantly change the scope of work.

Attachments: [Board Report](#)
[Memorandum of Understanding](#)

General Government

14. a. Approve and authorize the Contracts/Purchasing Officer or his designee to execute a retroactive Agreement with AmeriPride Services, Inc. to provide uniforms to WeatherTech Raceway Laguna Seca (WRLS) from May 1, 2020 through April 30, 2023, for an amount not to exceed \$25,000; and
- b. Approve and authorize the Contracts/Purchasing Officer or his designee to execute

up to three (3) future amendments to this Agreement where the total amendments do not exceed 10% (\$2,500) of the agreement amount and do not significantly change the scope of work.

Attachments: [Board Report](#)
[AmeriPride Services Inc. Agreement](#)

15. a. Approve and authorize the Contracts/Purchasing Officer or his designee to execute an Agreement with Portobello's Inc. for catering services at WeatherTech Raceway Laguna Seca starting July 1, 2020 through December 31, 2022, for a not to exceed amount of \$300,000; and
- b. Approve and authorize the Contracts/Purchasing Officer or his designee to execute up to three (3) future amendments to this Agreement where the total amendments do not exceed 20% (\$60,000) of the agreement amount and do not significantly change the scope of work.

Attachments: [Board Report](#)
[Portobello's Agreement](#)

16. Approve a request from the Monterey County Regional Fire District for a dry period loan of \$6,500,000 for the Fiscal Year ending June 30, 2021.

Attachments: [Board Report](#)
[MCRFD Special District Resolution](#)
[MCRFD- Req. & Cert. Temporary Transfer of Funds](#)

17. Adopt a resolution:
- a. Approving a request from the Resource Conservation District of Monterey County ("district") for a dry period loan ("dry period loan") of \$200,000 for the fiscal year ending June 30, 2021, for meeting the district's obligations incurred for maintenance purposes; and
- b. Approving and authorizing execution by the County Auditor-Controller of a temporary transfer of funds agreement with the district, setting forth the terms and conditions of repayment of the dry period loan in the amount of \$200,000 for the fiscal year ending June 30, 2021; and
- c. Authorizing the County Auditor-Controller and County Treasurer-Tax Collector to implement the temporary transfer of funds to the district in the amount of \$200,000 for the fiscal year ending June 30, 2021.

Attachments: [Board report](#)
[Board of Supervisors Resolution](#)
[RCDMC Req. & Cert. -Temporary Transfer of Funds](#)
[RCDMC District Resolution](#)
[Agreement for Temporary Transfer of Funds](#)

18. Adopt Resolution to authorize the Office of Emergency Services to submit an application in the amount of \$108,996 and designating County staff positions to authorize and execute documents and applications for the purpose of obtaining financial assistance with the California Office of Emergency Services Fiscal Year 2020 Emergency Management Performance Grant Program COVID-19 Supplemental (EMPG-S) for performance period January 27, 2020 - October 27, 2021.

Attachments: [Board Report](#)
[Board resolution FY20 EMPG-S](#)
[letter notification of subrecipient subaward approval](#)

19. Approve and authorize the Emergency Services Manager to execute a Memorandum of Understanding (MOU) between the Monterey County Office of Emergency Services/Emergency Operations Center (MOCO OES/EOC) and the United Way/211 for Emergency Management Mutual Aid related to Covid-19 support activities.

Attachments: [Board Report](#)
[Board Resolution 2020 MOU 211](#)
[EMMA Pre-Post Event Agreement United Way 211](#)

Resources Management Agency

20. a. Approve an Agreement between County of Monterey and GabeGarcia, LLC and KDeveaux, LLC (APN 153-011-053), in the amount of \$120,900, to purchase a Permanent Roadway Easement and a Temporary Construction Easement (0.3939 acres and 0.1476 acres, respectively), and perform bank protection work adjacent to the Project site for the Hartnell Road Bridge Replacement Project, Project No. 3854;
- b. Authorize the RMA Deputy Director of Public Works, Facilities, and Parks to execute the Agreements for Purchase of Real Property to purchase a Permanent Roadway Easement, and a Temporary Construction Easement, and the respective Certificates of Acceptance and Consent to Recordation on behalf of the County.

Attachments: [Board Report](#)
[Attachment A-Project Budget](#)
[Attachement B-Location Map](#)
[Attachment C-Purchase Agreement](#)
[Attachment D- Easement Deeds Gabriel Garcia, Kelly Deveaux - Garcia](#)
[Attachment E- Purchase Agreement Amendment 1](#)

21. a. Receive response to Board Referral 2020.07 requesting the Resource Management Agency (RMA) to investigate modification/expansion of noticing requirements for proposed wireless communication facilities; and
- b. Accept proposed RMA Standard Operating Procedure to require a notification by mail within a distance of 1,500-feet or more of a proposed wireless communication facility if determined necessary by the Chief of Planning to meet the purpose of public notification in the Farmland, Rural Grazing, Permanent Grazing, Resource Conservation, and Open Space zoning districts.

Location: County Wide

Proposed CEQA Action: Not a project pursuant to Section 15378(b)(5). of the CEQA Guidelines

Attachments: [Board Report](#)
[Attachment A - RMA SOP](#)

Addenda/Supplemental

22. **SUPPLEMENTAL**

Revised Appointment

6. Reappoint Martha Karstens to the Big Sur ~~Byway Organization~~ Multi-Agency Advisory Council representing North Coast Residents with a term ending on June 25, 2021. (Supervisor Adams- 5th District)