

# Monterey County

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



## Meeting Agenda - Final-Revised

Tuesday, February 2, 2021

9:00 AM

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

<https://montereycty.zoom.us/j/224397747>

### Board of Supervisors

*Chair Supervisor Wendy Root Askew - District 4*

*Vice Chair Supervisor Mary L. Adams - District 5*

*Supervisor Luis A. Alejo - District 1*

*Supervisor John M. Phillips - District 2*

*Supervisor Chris Lopez - District 3*

**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://monterey.granicus.com/ViewPublisher.php?view_id=19), <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://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](mailto: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](mailto: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. You are encouraged to participate via Zoom as the Monterey Room on the 2nd floor of the County Government Center will not be available for overflow seating during this meeting.

### **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://monterey.granicus.com/ViewPublisher.php?view_id=19), <http://www.mgtvonline.com/>, [www.youtube.com/c/MontereyCountyTV](http://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](mailto: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](mailto: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. Se le anima a participar a través de Zoom, ya que la sala de Monterey en el segundo piso del Centro de Gobierno del Condado no estará disponible para asientos adicionales durante esta reunión.

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 intérprete, 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 intérprete.

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, Kim Moore and Ariana Hurtado  
Employee Organization(s): All Units
    - ~~(2) Designated representatives: Irma Ramirez-Bough, Kim Moore and Ariana Hurtado  
Employee Organization(s): Units F and H-REMOVED VIA SUPPLEMENTAL~~
  - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
    - (1) *G. Collins v. County of Monterey, et al.* (U.S. District Court for the Northern District of California Case No. 19-CV-01214-NC)
    - (2) *City of Marina, et al. v. County of Monterey, et al.* (Monterey County Superior Court Case No. 19-CV-005270)
    - (3) *Marina Coast Water District v. County of Monterey, et al.* (Monterey County

Superior Court Case No. 19-CV-003305) ADDED VIA ADDENDUM

d. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:

(1) Property: APN 015-163-007

Agency Negotiator(s): Randi Ishii

Negotiating Parties: Carmel Area Wastewater District

Under negotiation: Price and terms

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

REMOVED VIA SUPPLEMENTAL

### **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. 19 through 25.

### **Ceremonial Resolutions**

3. Adopt a resolution recognizing John Ramirez, MPA, REHS, a Monterey County Employee, for his 32 years of service with the Environmental Health Bureau, Monterey County Health Department. (Full Board - Supervisor Askew)

**Attachments:** [Ceremonial Resolution - John Ramirez](#)



**Appointments**

4. Appoint Patrice Vecchione to the Commission on the Status of Women, with a term ending date of February 1, 2023. (Supervisor Askew)  
**Attachments:** [Notification to clerk of appt – Patrice Vecchione](#)
5. Reappoint Mark Dehart to the Monterey County Fish and Game Advisory Commission, with a term ending date of February 1, 2024. (Supervisor Lopez)  
**Attachments:** [Notification to clerk of appt - Dhart](#)
6. Reappoint Laura Bernal to the Boronda County Sanitation District Advisory committee, with a term ending date of February 2, 2022. (Supervisor Phillips)  
**Attachments:** [Notification to clerk of appt – Bernal](#)
7. Reappoint Kent Hibino to the Boronda County Sanitation District Advisory Committee, with a term ending date of January 1,2024. (Supervisor Phillips)  
**Attachments:** [Notification to clerk of appt – Hibino](#)
8. Appoint Ron Lemos to the Fish and Game Commission, with a term ending date of January 31, 2024. (Supervisor Adams)  
**Attachments:** [Notification to clerk of appt – Lemos](#)  
[Lemos resume](#)
9. Appoint Lee Garland to the Domestic Violence Coordinating Council with a term ending date of February 1, 2023. (Supervisor Askew)  
**Attachments:** [Notification to clerk of appt – Lee Garland](#)
10. Appoint Candida Gudino to the To the Soledad -Mission Recreation District, with a term ending date of January 31 2025. (Supervisor Lopez)  
**Attachments:** [Notification to clerk of appt – Gudino](#)

**Other Board Matters**

11. Board Comments
12. County Administration Officer Comments and Referrals  
**Attachments:** [Referrals 2-02-21](#)
13. a. Consider appointment of Supervisor Wendy Root Askew to serve on the Board of Supervisors Legislative Committee;

- b. Consider appointment of Supervisor Wendy Root Askew to serve as alternate on the California State Association of Counties (CSAC) Board of Directors; and,
- c. Consider appointment of Supervisor Mary Adams to serve on the 3CE (Central Coast Community Energy) - Policy Board.

**Attachments:** [EXHIBIT A - 2021 BoS Appts - Proposed Revision 2.2.21](#)

**14.** General Public Comments

**10:30 A.M. - Scheduled Matters**

- 15.** Public hearing to consider continuing the hearing to March 2, 2021 on an appeal by Rosana Rader and Michael Smith from the July 30, 2020 decision of the Zoning Administrator to approve a Design Approval for a fence ranging in height from four (4) to six (6) feet and to consider waiving the appeal fees.  
[PLN190255 - SMITH & RADER (APN 177-061-003-000)]

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

- 16.**
- a. Receive a presentation on the Monterey County Children’s Council Fiscal Year (FY) 2019-20 Annual Report from Council Chair Elsa Jimenez, Monterey County Director of Health; and
  - b. Accept the FY 2019-20 Annual Report from the Monterey County Children’s Council.

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

[MCCC Annual Report FY 2019-20](#)

[PowerPoint Presentation](#)

**12:00 P.M. - Recess to Lunch**

**1:30 P.M. - Reconvene**

**Roll Call**

**1:30 P.M. - Scheduled Matters**

- 17.**
- 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
- 18.**
- a. Receive a presentation on the Request for Proposal process for the new homeless housing navigation facility, the SHARE Center; and
  - b. Approve Bay Area Community Services as the recommended operator for the SHARE Center identified through the RFP process; and
  - c. Approve and authorize the Director of the Department of Social Services to negotiate a service agreement with Bay Area Community Services (BACS) to serve as

the operator of the SHARE Center pursuant to the Memorandum of Understanding between the City of Salinas and County of Monterey approved on October 9, 2018.

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

**Read Out from Closed Session by County Counsel**

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

**Adjournment**

*Adjourn in Memory of Bruno Reno Sala*

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

19. Adopt Resolution to:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the salary range for the classification of Electroencephalographic Technologist; and
  - b. Direct the Human Resources Department to implement the changes in the Advantage HRM System.

**Attachments:** [Board Report.pdf](#)  
[RES 21-011 EEG Tech Salary Adjustment.pdf](#)

**Health Department**

20. Adopt a resolution continuing the Local Health Emergency for the Monterey County Fires Incident.

**Attachments:** [Board Report](#)  
[Resolution](#)  
[RES 21-008 Board Order and Resolution](#)  
[Res 20-384 Board Order and Resolution](#)  
[RES 20-359 Board Order and Resolution](#)  
[RES 20-332 Board Order and Resolution](#)  
[RES 20-298 Board Order and Resolution](#)  
[Declaration of Local Health Emergency 9.10.2020](#)  
[Declaration of Local Health Emergency 9.3.2020](#)

**Department of Social Services**

21. Adopt Resolution to:
- a. Approve the corrected By-laws for the Veterans Issues Advisory Committee.

**Attachments:** [Board Report](#)  
[Board Resolution - VIAC .docx](#)  
[VIAC ByLaws.pdf](#)  
[VIAC Bylaws Redline Version.pdf](#)

**General Government**

22. a. Declare 1996 John Deere Backhoe Loader Model 710d, vehicle identification number 96N742, as surplus property and relinquish all County ownership rights applicable to the backhoe loader; and

b. Approve and authorize the Contracts/Purchasing Officer or designee to release 1996 John Deere Backhoe Loader Model 710d, vehicle identification number 96N742, to Monterey County Regional Fire District in furtherance of its ongoing programs, pursuant to the County's standard vehicle release procedure.

**Attachments:** [Board Report](#)  
[Exhibit A\\_Donation Request Letter](#)

**23.** Receive a Report on the Governor's Fiscal Year (FY) 2021-22 Proposed Budget.

**Attachments:** [Board Report](#)  
[Attachment A - Overview Governors FY 2021-22 Proposed Budget](#)  
[Attachment B - CSAC Budget Action Bulletin](#)

**24.** Adopt a Resolution to:

a. Ratify the County Administrative Officer's Proclamation of a Local Emergency for atmospheric river events occurring between January 26, 2021 and February 5, 2021 that resulted in multiple significant rainfall and wind events causing severe flooding, damage to public infrastructure and damage to private property; and,

b. Find the repair work statutorily exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15269(c) for emergency projects (4/5th vote required).

**Attachments:** [Board Report](#)  
[Resolution](#)  
[CAO Proclamation, dated January 27, 2021](#)

### **RMA – Public Works, Facilities and Parks**

**25.**

a. Receive a report on the Church and Gabilan Streets-Development of County Property (adding 80 new paved off-street parking spaces and landscape), Project 8419;

b. Direct that the Church and Gabilan Streets-Development of County Property, Project 8419, be added to the approved FY 2020/21 Funded Capital Projects (Fund 404) list, with estimated expenditures through FY 2020/21 in the amount of \$199,861, and total estimated expenditures in the amount of \$1,974,719;

c. Adopt a resolution to direct and authorize the Auditor-Controller to amend the FY 2020/21 Adopted Budget: 1) Increasing Building Improvement and Replacement Fund 478, Sub-Fund BIR, Appropriation Unit CAO047 appropriations by \$307,462, financed by fund balance, 2) Increasing Facilities Master Plan Projects Fund 404, Appropriation Unit RMA015 appropriations by \$199,861, financed by an operating fund transfer in from Building Improvement and Replacement Fund 478, Sub-Fund BIR, Appropriation Unit CAO047, to implement Project 8419 conforming to CAO Budget Office direction, 3) Transferring funds in the amount of \$307,462

from Building Improvement and Replacement Fund 478, Sub-Fund BIR, Appropriation Unit CAO047, to Facilities Master Plan Projects Fund 404, Appropriation Unit RMA015, for projected costs through FY 2020/21 (\$199,861) and to Capital Projects Fund 402, Appropriation Unit RMA014, to reimburse for Project 8419 prior year's costs (\$107,601) *4/5th vote required.*

**Attachments:** [Board Report](#)  
[Attachment A-Schematic Design](#)  
[Attachment B-Project Budget](#)  
[Attachment C-Draft Resolution](#)

### **Addendum/Supplemental**

#### **25.1**

##### **Added to Closed Session**

1. c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:

(3) Marina Coast Water District v. County of Monterey, et al. (Monterey County Superior Court Case No. 19-CV-003305)

##### **Removed from Closed Session**

1. b. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:

(2) Designated representatives: Irma Ramirez-Bough, Kim Moore and Ariana Hurtado

Employee Organization(s): Units F and H

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