

Monterey County

Board of Supervisors Chambers
168 W. Alisal St., 1st Floor
Salinas, CA 93901



Meeting Agenda - Final-Revised

Tuesday, August 23, 2022

9:00 AM

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

Board of Supervisors

Chair Supervisor Mary L. Adams - District 5

Vice Chair Supervisor Luis A. Alejo - District 1

Supervisor John M. Phillips - District 2

Supervisor Chris Lopez - District 3

Supervisor Wendy Root Askew - District 4

Important Notice Regarding COVID 19

Based on AB361 and recommendation of the Monterey County Health Officer, 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 <https://monterey.legistar.com/Calendar.aspx>, <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, it is recommended 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 two 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. 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.

Aviso importante sobre COVID 19

Según AB361 y la recomendación del Oficial de Salud del Condado de Monterey, para minimizar la propagación del virus COVID 19, haga lo siguiente:

1. Mientras las cámaras de la Junta permanezcan abiertas, se le recomienda encarecidamente que observe la transmisión en vivo de las reuniones de la Junta de Supervisores en <https://monterey.legistar.com/Calendar.aspx>, <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, se recomienda mantener un distanciamiento social adecuado, 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 comentarios del público en general, o comentar sobre un tema específico de la agenda, puede hacerlo de dos maneras:

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, por favor indique en la Línea de Asunto, el cuerpo de la reunión (es decir, la Agenda de la Junta de Supervisores) y el número del ítem (es decir, el Ítem No. 10). Su comentario se colocará en el registro en la reunión de la Junta.

B. puede 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 los siguientes números:

+1669900 6833 EE. UU. (San José)

+ 1346248 7799 EE. UU. (Houston)

+1312626 6799 EE. UU. (Chicago)

+1929205 6099 EE. UU. (Nueva York)

+1 253215 8782 EE. UU.

+1 301 715 8592 EE. UU.

Ingrese este número de identificación de la reunión: 224397747 cuando se le solicite. Tenga en

cuenta que no hay un código de participante, simplemente presionará # nuevamente después de que la grabación le indique.

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

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.

Pursuant to AB361 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 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Ariana HurtadoEmployee Organization(s): Units R, S and X (REVISED VIA SUPPLEMENTAL)
 - b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
 - (1) Property: Laguna Seca Recreation AreaAgency Negotiator(s): Randy Ishii, Director of Public Works Facilities and Parks and Leslie J. Girard, County Counsel
Negotiating Parties: A&D Narigi Consulting LLC and Friends of Laguna Seca
Under negotiation: Price and terms
 - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding recruitment/appointment of the position of County Administrative Officer.
 - 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) Application to file late Claim - Gloria Rodriguez
 - e. 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.

f. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.

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

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

(1) Richard Storms, Jr. v. County of Monterey, et al. (U.S. District Court for the Northern District of California Case No. 20CV07913NC)

(2) Malcolm Gray (Worker's Compensation Appeals Board No. ADJ8228976)

(3) Scott Ranan (Worker's Compensation Appeals Board No. ADJ8400942)

(4) Sharon Gold (Worker's Compensation Appeals Board No. ADJ12173002)

Public Comments for Closed Session

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.

Ceremonial Resolutions

2. Adopt a resolution honoring Deputy Probation Officer II Kathy Longoria upon her retirement from the Monterey County Probation Department after more than 25 years of dedicated County service. (Supervisor Adams)

Attachments: [Ceremonial Resolution - Kathy Longoria](#)

3. Adopt a resolution proclaiming August as Artist Appreciation Month in the County of Monterey. (Supervisor Adams)

Attachments: [Ceremonial Resolution - Artist Appreciation Month](#)

4. Adopt a resolution honoring Mari Beraz upon her retirement after thirty-three years of dedicated service with the County of Monterey. (Supervisor Alejo)

Attachments: [Ceremonial Resolution - Mari Beraz](#)

5. Adopt a resolution commending Deputy Sheriff Reed Fisher upon his retirement after sixteen years of public service with the Monterey County Sheriff's Office. (Supervisor Adams)

Attachments: [Ceremonial Resolution - Reed Fisher](#)

6. Adopt a resolution commending Deputy Sheriff Joseph Martinez upon his retirement after twenty-two years of public service with the Monterey County Sheriff's Office. (Supervisor Adams)

Attachments: [Ceremonial Resolution - Joseph Martinez](#)

7. Adopt a resolution honoring the City of Seaside Community Vaccine Action Team's work to combat the spread of COVID-19 and increase vaccination rates in the City of Seaside. (Supervisor Askew)

Attachments: [Ceremonial Resolution - Community Vaccine Action Team](#)

8. Adopt a resolution honoring and celebrating the life of Señora Silvia Huerta for her lifelong dedication to social justice and activism in the County of Monterey. (Supervisor Alejo)

Attachments: [Ceremonial Resolution - Silvia Huerta](#)

Appointments

9. Appoint Dr. Bettye J. Saxon to the Natividad Center Board of Trustees with a term expiration date on August 1, 2023. (Nominated by Natividad Medical Center Board of Trustees)

Attachments: [Notification to Clerk of Appt. - Dr. Bettye J Saxon](#)

10. Appoint Aimee Dahle to the Monterey County Regional Fire District Board of Directors to fill an unexpired term ending on March 1, 2025. (Nominated By District 5, Supervisor Adams)

Attachments: [Notification to Clerk of Appt. - Aimee Dahle](#)

11. Reappoint Paola Berthoin to the Carmel Valley Road Advisory Committee representing Mid-Valley with a term ending on August 23, 2025. (Nominated By District 5, Supervisor Adams)

Attachments: [Notification to Clerk of Appt. - Paola Berthoin](#)

12. Reappoint Charles Franklin to the Carmel Valley Road Advisory Committee as an Alternate of Carmel Valley Village with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)

Attachments: [Notification to Clerk of Appt. - Charles Franklin](#)

13. Appoint Kakani Young to the Carmel Valley Road Advisory Committee as an Alternate of Carmel Valley Village with a term ending on August 23, 2025. (Nominated By District 5, Supervisor Adams)

Attachments: [Notification to Clerk of Appt. - Kakani Young](#)

14. Reappoint Patricia Bernardi to the Carmel Valley Road Advisory Committee as a Primary of Mid-Valley with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)

Attachments: [Notification to Clerk of Appt. - Patricia Bernardi](#)

15. Reappoint Steve Hubbard to the Carmel Valley Road Advisory Committee as an Alternate of Cachagua with a term ending on June 30, 2025. (Nominated By District 5, Supervisor Adams)

Attachments: [Notification to Clerk of Appt. - Steve Hubbard](#)

16. Appoint Marisa Hernandez to the Commission on the Status of Women with a term ending February 1, 2025. (Nominated By District 2, Supervisor Phillips)

Attachments: [Notification to Clerk of Appt. - Marisa Hernandez](#)

17. Reappoint Marc Davidian to the Carmel Highlands Fire Protection District with a term ending on June 30, 2024. (Nominated By District 5, Supervisor Adams)

Attachments: [Notification to Clerk of Appt. - Marc Davidian](#)

18. Appoint Winifred Chambliss to the Community Action Commission as a Public Sector Representative with a term ending on August 23, 2025. (Nominated By District 4, Supervisor Askew)

Attachments: [Notification to Clerk of Appt. - Winifred Chambliss](#)

Approval of Consent Calendar – (See Supplemental Sheet)

19. See Supplemental Sheet

General Public Comments

20. 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.

Scheduled Matters

21. a. Introduce, waive first reading, and set September 13, 2022 at 10:30 a.m. as the date and time to consider adoption of an ordinance approving a military equipment use policy for the District Attorney’s Office pursuant to Assembly Bill 481.
b. Provide direction to staff as appropriate.

Attachments: [Board Report](#)
 [DA MilitaryEquip_Ordinance wAttachment \(INCORRECT ORD ATTACHED\)](#)
 [DA MilitaryEquip_Ordinance w Attachment \(CORRECT ORD W/ATTACHMENT\)](#)

12:00 P.M. - Recess to Lunch

1:30 P.M. - Reconvene

Roll Call

Scheduled Matters

22. PLN150669-AMD1 - MARTIN WILLIAM H & SIMONA H TRS (FORMERLY NASE WERNER JR. TRUST)

Public hearing to consider:

- a. Terminating the Conservation and Scenic Easement on the Martin William H & Simona H TRS (Formerly Nase Werner Jr. Trust) property;
- b. Finding that termination of the Conservation and Scenic Easement does not require additional environmental review under CEQA Guidelines section 15162.
- c. Authorizing the Chair to execute the Termination Agreement and Quitclaim Deed; and
- d. Directing the Clerk of the Board to submit the Termination Agreement and Quitclaim Deed to the County Recorder for recording with all applicable recording fees paid by the applicant.

Project Location: 1412 Lisbon Lane, Pebble Beach

Proposed CEQA action: Finding that termination of the Conservation and Scenic Easement does not require additional environmental review under CEQA Guidelines section 15162.

Attachments: [Board Report](#)
[Attachment A - Draft Resolution](#)
[Attachment B – Draft Termination Agreement](#)
[Attachment C – Quitclaim Deed](#)
[Attachment D – Vicinity Map](#)
[Attachment E – Biological letter prepared by Pat Regan \(September 6, 2021, and Janu](#)
[Attachment F – Planning Commission Resolution No. 17-035](#)
[Attachment G – Initial Study Mitigated Negative Declaration for the Werner Nase Jr](#)
[Attachment H – Mitigation Monitoring Plan adopted with Resolution No. 17-035](#)

23. a. Receive a presentation from the Housing and Community Development Department on its existing Special Events Program; and
- b. Discuss and provide direction regarding possible revisions to the Special Events Program, instituting a fee for special event applications, and the appropriateness of an unruly gathering ordinance; and
- c. Provide further direction to staff as appropriate.

Project File No.: REF150053/REF150054

Attachments: [Board Report](#)
[Attachment A – Special Event Information Questionnaire](#)
[Attachment B – City of Salinas, Article XI.](#)

24. a. Receive a presentation regarding the County Climate Action Plan and Municipal Climate Action Plan and provide direction to staff in regard to the development of

these plans.

Attachments: [Board Report](#)

25. Introduce, waive reading of, and set September 6, 2022 at 10:30 a.m. as the date and time to consider adoption of an ordinance amending Chapter 7.100 of the Monterey County Code to reduce the commercial cannabis business tax rates for mixed-light and indoor cultivation retroactive to October 1, 2022, authorize the Board to, by resolution, waive and/or stay interest and penalties for cannabis operators with delinquent cannabis business taxes, extend the Board's conditional waiver of penalties and interest for FY 21-22 Quarters 2, and 3, from July 31, 2022 to January 31, 2023, and add FY 21-22 Quarter 4 to that conditional waiver.

Attachments: [Board Report](#)
[A. Draft ordinance \(redline version\)](#)
[B. Draft ordinance \(signed clean version\)](#)

New Referrals

26. New Referrals

Attachments: [Board Referral Matrix 8-23-22](#)
[Ref No 2022.18 \(Alejo-Askew\) Monitoring of FCS Programs and Services \(NEWLY ADDED on 8-19-22\)](#)
[Ref No 2022.17 \(Lopez\) Elections Fee Schedule – Recounts \(NEWLY ADDED on 8-19-22\)](#)

Other Board Matters

County Administrative Officer Comments

27. County Administrative Officer Comments

Board Comments

28. Board Comments

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 Elgie Louis Bellizio, Tiffany Kerlee, Silvia Puga Camacho Huerta and Gary Edwards

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

29. a. Authorize the Chief Executive Officer (CEO) for Natividad or his designee to execute each of the following Professional Services Agreements with Ian Atkinson MD, Inc.; Claire Hartung MD, Inc.; Adrian Jordan MD, and Natalie LaCorte MD, Inc. to provide hospitalist services each for the period August 26, 2022 to September 30, 2024, and each for an amount not to exceed \$300,000; and
- b. Authorize the CEO for Natividad or his designee to sign up to three (3) amendments to these agreements where the total amendments do not exceed 10% (\$30,000) of the original contract amount and do not significantly change the scope of work.

Attachments: [Board Report](#)
 [Adrian Jordan Agreement](#)
 [Claire Hartung Agreement](#)
 [Ian Atkinson Inc Agreement](#)
 [Natalie La Corte Inc Agreement](#)

30. a. Authorize the Chief Executive Officer (CEO) for Natividad or his designee to execute the Third Amendment to the Professional Services Agreements with Nathaniel Uchtmann, M.D. to provide pediatric and adult hospitalist physician services, extending the term by twelve months (July 1, 2023 to June 30, 2024) for a revised full agreement term of July 1, 2019 to June 30, 2024, and adding \$200,000 for a revised not to exceed amount of \$300,000 in the aggregate; and
- b. Authorize the CEO for Natividad or his designee to sign up to three (3) amendments to these agreements where the total amendments do not exceed 10% (\$10,000) of the original contract amount and do not significantly change the scope of work.

Attachments: [Board Report](#)
 [Nathaniel Uchtmann MD Amendment 3](#)
 [Nathaniel Uchtmann MD Amendment 2](#)
 [Nathaniel Uchtmann MD Amendment 1](#)
 [Nathaniel Uchtmann MD Agreement](#)

31. Ratify execution by the Chief Executive Officer for Natividad Medical Center (NMC) a Memorandum of Understanding (MOU) with Salinas Union High School District for the provision by NMC personnel of on-site sports physicals for student athletes of the school district, for no exchange of money, and with an agreement term August 4, 2022 through June 1, 2023.

Attachments: [Board Report](#)
 [Salinas Union High School District MOU for sports physicals](#)

Health Department

32. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Mental Health Services Agreement A-15270 between the County of Monterey and Harmony at Home retroactive to July 1, 2022, for the provision of Prevention and Early Intervention Youth based teen success program, bullying prevention and intervention services which increases FY 2022-23 funding amount by \$264,000, and extends terms by one year and adds \$430,120 for FY 2023-24, for a new total Agreement amount not to exceed \$1,026,360 for the full-term of July 1, 2021 through June 30, 2024.

Attachments: [Board Report](#)
 [Amendment No 2](#)
 [Amendment No 1](#)
 [Agreement](#)

33. a. Approve and authorize the Director of Health or the Assistant Director of Health to execute an Animal Services Agreement between the County of Monterey and the City of Carmel-by-the-Sea (City), for the term retroactive to July 1, 2022 to June 30, 2024 for the use of the Animal Services Center and the provision of other animal services; and
b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of work.

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

34. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 1 to Mental Health Services Agreement A-15246 between the County of Monterey and National Alliance on Mental Illness, Monterey County (NAMI MC), for the provision of education, support, information and referrals to those affected by mental illnesses, retroactive to July 1, 2022, which adds funding in the amount of \$80,000 for FY 2022-2023, and \$80,000 for FY 2023-2024 for a new total Agreement not to exceed \$520,000 for the full-term of July 1, 2021 - June 30, 2024.

Attachments: [Board Report](#)
 [Amendment No 1](#)
 [Agreement](#)

35. a. Ratify the execution by the Director of Health of the non-standard Agreement between the County of Monterey and Heluna Health to provide Public Health Microbiologist (PHM) training and to participate in the California Department of Public Health's (CDPH's) Continuity of Operations Plan (COOP) for statewide emergency/surge laboratory testing, with a retroactive start date of July 1, 2021 through December 15, 2022, for a total agreement amount of \$160,000; and
b. Approve nonstandard risk provisions in Agreement as recommended by the Director of Health.

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

36. a. Approve and authorize the Director of Health or Assistant Director of Health to execute an Agreement between the County of Monterey and Central Coast VNA and Hospice, Inc. for the term retroactive to July 22, 2022 to November 15, 2022 in the amount not to exceed \$129,000 for pop-up COVID-19 vaccination clinics in under-served County areas; and
b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) future amendments to this Agreement where the total amendments do not exceed ten percent (10%) (\$12,900) of the original contract amount and do not significantly change the scope of work.

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

37. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Non-Standard Agreement between the County of Monterey and BSK Associates in the amount of \$600,000 to provide Environmental Laboratory testing and analysis services for the term of September 1, 2022, through August 31, 2025; and
b. Approve and authorize the Director of Health or Assistant Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of work and do not cause an increase of more than ten percent (10%) (\$60,000) of the original contract amount.

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

38. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding template for the provision of therapeutic

services and mental health supports to students with each of the following Monterey County School Districts (“School Districts”): Gonzales Unified, Greenfield Union, Monterey County Office of Education for Monterey County Home Charter School, Monterey Peninsula Unified, Salinas City Elementary, Salinas Union High, San Ardo Elementary, Santa Rita Union, and Soledad Unified for a total maximum amount for all School Districts not to exceed \$2,422,854 revenue to the County, for a total not to exceed amount per School District as outlined in Exhibit A, retroactive to July 1, 2022 for a term through June 30, 2023; and

- b. Approve non-standard insurance and Indemnification provisions in Agreement as recommended by the Director of Health; and
- c. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments to each MOU that in total do not exceed ten percent (10%) of the initial liability of each MOU, as shown in Exhibit A, and that do not significantly change the scope of services.

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

39. a. Approve and authorize the Director of Health, to sign a Quotation Purchase Agreement (“Agreement”) with Esaote North America, for the purchase of extended services warranty for one (1) ultrasound machine with serial number #1749 and related software and warranty, for use in the Monterey County Health Department Alisal Health Center clinic, retroactive to March 6, 2022 for a term through March 05, 2027, for a total contract liability of \$13,750; and
- b. Approve the recommendation of Director of Health to accept all non-standard provisions in Agreement, including indemnification; and
 - c. Authorize the Director of Health or Assistant Director of Health or their designees to sign up to three (3) future amendments to the Agreements where the amendments do not significantly change the scope of work and do not exceed 10% (\$1,375) in the aggregate.

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

40. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Substance Use Disorder Treatment Services Agreement A-15296 between the County of Monterey and Community Human Services retroactive to July 1, 2021 for the provision of alcohol and drug recovery services adding \$81,109 in Fiscal Year (FY) 2021-22 and \$436,974 in FY 2022-23, for a new total Agreement amount not to exceed \$8,811,899 for a term of July 1, 2021 through June 30, 2023.

Attachments: [Board Report](#)
 [Amendment No. 2](#)
 [Amendment No. 1](#)
 [Agreement](#)

41. a. Approve and authorize the Director of Health or the Assistant Director of Health to execute an Agreement between the County of Monterey and the City of Marina (City) for the use of the Animal Services Center and the provision of other animal services for the term retroactive to July 1, 2022 through June 30, 2024; and
b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of work.

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

42. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement between Discovery Practice Management, Inc. dba Center for Discovery for the provision of eating disorder intensive outpatient and residential treatment services retroactive to July 1, 2022, in the amount of \$328,700 for Fiscal Year (FY) 2022-23, \$328,700 for FY 2023-24, and \$328,700 for FY 2024-25, for a total Agreement amount not to exceed \$986,100 for the term July 1, 2022 through June 30, 2025;
b. Approve non-standard insurance and template provisions in Agreement as recommended by the Director of Health; and
c. 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%) (\$98,610) of the original Agreement amount and do not significantly change the scope of services.

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

43. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Mental Health Services Agreement A-15247 between The County of Monterey and The Village Project, Inc. for the provision of Prevention and Early Intervention Outreach and Engagement services retroactive to July 1, 2022 which adds \$140,000 in FY 2022-23 and \$510,000 in FY 2023-2024, for a new total Agreement amount not to exceed \$1,390,000 for a term of July 1, 2021 through June 30, 2024.

Attachments: [Board Report](#)
[Amendment No. 2](#)
[Amendment No. 1](#)
[Agreement](#)

44. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a new one-year Mental Health Services Agreement between the County of Monterey and Psynergy Programs, Inc. for the provision of mental health services for adults with severe psychiatric disabilities, for a maximum County obligation of \$2,826,243 for the retroactive term of July 1, 2022 through June 30, 2023; 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%) (\$282,624) of the original Agreement amount and do not significantly alter the scope of services.

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

Department of Social Services

45. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign a zero cost agreement with the California Community Action Partnership Association to gain access to a Community Action Virtual Onboarding Course for the period of September 1, 2022 through February 28, 2025; and
b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to this agreement as long as they do not encompass payment or significantly change the scope of services.

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

46. Adopt a resolution to approve and authorize the Auditor-Controller to amend the FY 2021-22 Adopted Budget by increasing appropriations in the Capital Project Fund, Fund 404, Appropriations Unit PFP057, by \$715,762, funded by an operating transfer in from Military & Veterans Affairs, Fund 001, Appropriations Unit SOC003 for the Marina Coastal Veterans Office Remodel (4/5ths vote required).

Attachments: [Board Report](#)
[Attachment A - MVAO Transfer to Public Works CIP Fund 404.pdf](#)
[Resolution.docx](#)

Criminal Justice

47. Adopt a Resolution to approve the proposed amendments to the Conflict of Interest Code of the Probation Department of the County of Monterey.

Attachments: [Board Report](#)
[Attachment A - Probation Conflict of Interest Code 2004](#)
[Attachment B - Probation Conflict of Interest Code -clean version](#)
[Attachment C - Resolution](#)

48. a. Approve and authorize the Contracts/Purchasing Officer to execute a Professional Services Agreement (“PSA”) with Shane M. Kelly for legal representation in indigent adult criminal cases, through the Alternate Defenders Office, with a term of September 1, 2022 through June 30, 2023, in the amount of \$90,562;
- b. Approve non-standard insurance provisions in PSA, as recommended by the Public Defender; and
- c. Approve and authorize the Contracts/Purchasing Officer to execute up to three (3) amendments, each extending the term by one (1) fiscal year per amendment, provided the amendments do not significantly change the scope of work and do not exceed ten percent (10%) (\$9,056) of the original contract amount.

Attachments: [Board Report](#)
[\(ADO\) PSA FY22-23 S. Kelly](#)

49. a. Amend the District Attorney’s (2240-8063-DIS001) Adopted Budget to reallocate four (4) Legal Secretary II positions (80B22) to three (3) Legal Secretary III (80B26) and one (1) Administrative Services Assistant (14C70) positions as indicated in attachment A (4/5ths vote required);
- b. Direct the County Administrative Office and the Auditor-Controller to incorporate the approved position changes in the FY 2022-23 Adopted Budget.

Attachments: [Board Report](#)
[Attachment A - District Attorney](#)

50. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to Amend Agreement No. A-15703 with Precision Survey Supply, LLC., to include leasing services with GreatAmerica Financial Services Corporation for Laser Scanner equipment, effective from the date of execution through June 30, 2027.

Attachments: [Board Report](#)
[Attachment A - GreatAmerica Agreement.pdf](#)
[Attachment B - Precision Survey Standard Agreement.pdf](#)
[Attachment C - Precision Survey Exhibit A.pdf](#)
[Attachment D - Precision Survey Completed Board Order.pdf](#)

51. Adopt a Resolution to:
- a. Amend the Sheriff's Office Budget Unit 2300-8238-Fund 001-Appropriation Unit SHE003 to reallocate and approve the reclassification of one (1) Management Analyst III to one (1) Program Manager II as indicated in Attachment A;
 - b. Direct the County Administrative Office and the Auditor-Controller to incorporate the approved position changes in the FY 2022-23 Adopted Budget.

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

General Government

52. a. Approve and authorize the Chief Information Officer to sign a non-standard Site Lease Agreement with the Emily Gardner - Jamesburg Relay Communication Site for an amount not to exceed \$111,000, retroactive to July 1, 2022, and ending on June 30, 2042; and
- b. Accept non-standard provisions as recommended by the Chief Information Officer; and
- c. Authorize the Chief Information Officer or designee to execute up to two (2) future amendments, subject to County Counsel review, provided the amendments do not significantly change the scope of work and do not alter the non-standard terms of the Site Lease Agreement.

Attachments: [Board Report](#)
 [Jamesburg Relay Communication Site Lease Agreement executed](#)

53. Approve and authorize the County Clerk/Recorder (CCR) to execute an agreement with BMI Imaging Systems, Inc. (BMI), to provide a Digital Reel System Upgrade, for the term beginning September 1, 2022, through June 30, 2024, for a total contract amount of \$47,720.

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

54. Approve and authorize the Chief Information Officer of the Information Technology Department to execute Amendment No 2 to the Site Lease Agreement with Weathertop Ranch, LLC to make site and radio communications equipment modifications in preparation for termination of the lease, and closure of the site for a final lease amount not to exceed \$100,000.

Attachments: [Board Report](#)
[Radio Site Lease Agreement](#)
[Amendment No. 1](#)
[Amendment No. 2](#)

55. Approve the Board of Supervisors of the Monterey County Draft Action Meeting Minutes for the following meeting date: June through July 2022.

Attachments: [DRAFT BOS Minutes 6-1-2022](#)
[DRAFT BOS Minutes 6-2-2022](#)
[DRAFT BOS Minutes 6-14-2022](#)
[DRAFT BOS Minutes 6-21-2022](#)
[DRAFT BOS Minutes 7-12-2022](#)
[DRAFT BOS Minutes 7-19-2022](#)
[DRAFT BOS Minutes 7-26-2022](#)

56. Adopt the Board of Supervisors' meeting schedule for the calendar year 2023.

Attachments: [Proposed Board Meeting Schedule 2023](#)

57. It is recommended that the Board of Supervisors to adopt a resolution to:
- Approve the submittal of a grant funding application, retroactive to March 15, 2022, by the Monterey County Office of Emergency Services (OES) to the Governor's Office of Emergency Services (CalOES), LISTOS California (LC) Community Emergency Response Teams (CERT) Support Grant Program, in the amount of \$15,000, with a grant performance period of June 1, 2022, to December 31, 2023, for the OES Big Sur and Carmel Valley CERT disaster response training and training/response equipment; and
 - Authorize the Emergency Services Manager, or designee, from the Monterey County Office of Emergency Services to execute, receive, manage, and enter into a contract with the Governor's Office of Emergency Services for a \$15,000 grant, for the 2022 LISTOS California Community Emergency Response Team Support grant from the Governor's Office of Emergency Services; and
 - Authorize and direct Auditor-Controller to amend the Fiscal Year 2022-2023 Adopted Budget for the Office of Emergency Services (024-1050-CAO023-8412) to increase appropriations and estimated revenues by \$15,000 funded the augmentation of grant revenues from the Governor's Office of Emergency Services (Cal OES), (4/5th vote required.)

Attachments: [Board Report](#)
[Resolution](#)
[OES Big Sur LISTOS Grant](#)

58. Receive a report that provides updates on the implementation of Citygate recommendations and alternative enhancements for the Cannabis Program.

Attachments: [Board Report](#)
[A. FY 21-22 Q4 Update on Citygate Recommendations and Alternative Enhancements](#)
[B. FY 21-22 Q4 Update on Cannabis Program SMART Goals, Performance Indicators, and Other Outcomes](#)

59. Receive the Action Minutes of the Budget Committee for the 1st and 2nd Quarters of 2022 for the meetings held on January 26, 2022, February 23, 2022, March 30, 2022, April 25, 2022, and May 25, 2022.

Attachments: [Board Report](#)
[1-26-22 BC Minutes](#)
[2-23-22 BC Minutes](#)
[3-30-22 BC Minutes](#)
[4-25-22 BC Minutes](#)
[5-25-22 BC Minutes](#)

60. Adopt a Resolution to:
- Amend the Information Technology Department - Budget Unit 1930-8433-Fund 001 -Appropriation Unit INF002 to reallocate one (1) Departmental Information Systems Manager II to one (1) Information Technology Manager as indicated in Attachment A;
 - Amend the Information Technology Department - Budget Unit 1930-8433-Fund 001 -Appropriation Unit INF002 to reallocate and to approve the reclassification of one (1) Departmental Information Systems Coordinator to one (1) Information Technology Support Specialist as indicated in Attachment A; and
 - Direct the County Administrative Office to incorporate the position changes in the FY 2022-23 Adopted Budget.

Attachments: [Board Report](#)
[Board Report - Redline \(REVISED\)](#)
[Board Report - Clean \(REVISED\)](#)
[Attachment A](#)
[Resolution](#)
[Resolution - Redline \(REVISED\)](#)
[Resolution - Clean \(REVISED\)](#)

Public Works, Facilities and Parks

61. Approve and authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisors to execute a Standard Agreement between the County of Monterey and Val's Plumbing & Heating, to provide routine plumbing maintenance work for County-owned and managed facilities, for a total not to exceed amount of \$50,000, with a retroactive term from December 12, 2021 to December 11, 2022.

Attachments: [Board Report](#)
 [Attachment A - Standard Agreement](#)

62. a. Award a contract to Granite Rock Company, the lowest responsible bidder for the Toro Road Embankment Failure, Project No. 621082, Federal Aid Project No: PA-09-CA-4301-PW-00671 in the total amount of \$1,327,542;
- b. Approve the Performance and Payment Bonds executed and provided by Granite Rock Company;
- c. Authorize a contingency, not to exceed ten percent (10%) of the contract amount or \$132,754 to provide funding for approved contract change orders for Toro Road Embankment Failure, Project No. 621082, Federal Aid Project No: PA-09-CA-4301-PW-00671;
- d. Authorize the Director of Public Works, Facilities and Parks to execute the contracts and, subject to the provisions of the Public Contract Code and Board Policies as applicable, approve change orders to the contract that do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work; and
- e. Authorize the Director of Public Works, Facilities and Parks to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when the Director determines that the contract is complete in all respects in accordance with Plans and Special Provisions for the construction of the Toro Road Embankment Failure, Project No. 621082, Federal Aid Project No: PA-09-CA-4301-PW-00671.

Attachments: [Board Report](#)
 [Attachment A - Contracts, Bonds & Insurance](#)
 [Attachment B - Project Budget](#)
 [Attachment C - Location Map](#)

63. a. Approve Amendment No. 5 to Professional Services Agreement No. A-12657 with TRC Engineers, Inc. to provide bidding and construction support services associated with the completion of the Bradley Road Bridge Scour Repair, County Bridge No. 448, Request for Qualifications (RFQ) #10490, to: increase the not to exceed amount by \$222,008 for a total amount not to exceed \$974,381; and extend the expiration date for one (1) additional year through December 31, 2024, for a revised term from March 10, 2015 to December 31, 2024;

- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 5 to Professional Services Agreement No. A-12657; and
- c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute future amendments to Professional Services Agreement No. A-12657 to extend the term beyond the original term authorized in RFQ #10490 where the amendments do not significantly alter the scope of work or increase the approved Agreement amount.

Attachments: [Board Report](#)
 [Attachment A - Amendment No. 5 to PSA - Signed](#)
 [Attachment B - Amendment No. 4 to PSA](#)
 [Attachment C - Amendment No. 3 to PSA](#)
 [Attachment D - Amendment No. 2 to PSA](#)
 [Attachment E - Amendment No. 1 to PSA](#)
 [Attachment F - PSA](#)
 [Attachment G - Project Budget](#)
 [Attachment H - Location Map](#)
 [Attachment I - Summary of PSA](#)
 [Attachment J - Summary of PSA Annual Expenditures and Balance](#)

64. a. Approve submittal of a grant funding application for the CSA-75 Chualar Wastewater System Consolidation Project to apply for a \$4.4 million planning grant from the State of California - Clean Water State Revolving Fund grant program;
- b. Adopt a Resolution authorizing the Director of Public Works, Facilities and Parks (PWFP), or designee, to act as agent for the County in processing all documentation to secure these funds; and
- c. Direct PWFP staff to return to the Board of Supervisors for approval prior to acceptance of any grant award(s).

Attachments: [Board Report](#)
 [Attachment A - Draft Resolution](#)

65. Approve and authorize the Monterey County Laguna Seca Representative (MCLSR) to execute an Event Agreement (Agreement) between Porsche Cars North America, Inc. (Porsche) and the County of Monterey (County) for a motorsports event at WeatherTech® Raceway at Laguna Seca (WRLS) with event dates beginning September 28 through October 1, 2023.

Attachments: [Board Report](#)
 [Attachment A-Proposed Event Agreement-Porsche](#)

66. Adopt a resolution to:
- a. Authorize and direct the Auditor-Controller to amend the FY 2022-23 Adopted

Budget to increase appropriations for Other Financing Uses, Fund 001, Unit 8038, Appropriation Unit CAO017 by \$1,954,013 financed by a decrease in appropriations of \$977,007 in Contingencies, Fund 001, Unit 8034, Appropriation Unit CAO020, and a release of \$977,006 in the Cannabis Tax Assignment 001-3132 (4/5ths vote required);

- b. Authorize and direct the Auditor-Controller to amend the FY 2022-23 Adopted Budget by increasing appropriations and operating transfers in by \$1,954,013 for Facility Master Plan Projects, Fund 404, Unit 8564, Appropriation Unit PFP057, financed by an operating transfer out of \$1,954,013 from Other Financing Uses, Fund 001, Unit 8038, Appropriation Unit CAO017 for costs related to settlement and closeout of the Jail Housing Addition Project 8819 (4/5ths vote required); and
- c. Authorize and direct the Auditor-Controller to transfer \$1,954,013 for FY 2022-23 to Facility Master Plan Projects, Fund 404, Unit 8564, Appropriation Unit PFP057 from Other Financing Uses, Fund 001, Unit 8038, Appropriation Unit CAO017 (4/5ths vote required).

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

Addenda/Supplemental

67. Addenda/Supplemental

Closed Session

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

(1) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado

Employee Organization(s): Units R, S and X

Correct Ordinance Attached - Scheduled AM

21. a. Introduce, waive first reading, and set September 13, 2022 at 10:30 a.m. as the date and time to consider adoption of an ordinance approving a military equipment use policy for the District Attorney's Office pursuant to Assembly Bill 481.

b. Provide direction to staff as appropriate.

26. New Referrals - Referrals added

Revised Board Report and Resolution - General Government Consent

60. Adopt a Resolution to:

a. Amend the Information Technology Department - Budget Unit

- 1930-8433-Fund 001 -Appropriation Unit INF002 to reallocate one (1) Departmental Information Systems Manager II to one (1) Information Technology Manager as indicated in Attachment A;
- b. Amend the Information Technology Department - Budget Unit 1930-8433-Fund 001 -Appropriation Unit INF002 to reallocate and to approve the reclassification of one (1) Departmental Information Systems Coordinator to one (1) Information Technology Support Specialist as indicated in Attachment A; and
- c. Direct the County Administrative Office to incorporate the position changes in the FY 2022-23 Adopted Budget.