

# Monterey County

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



## Meeting Minutes - Draft

Tuesday, June 7, 2022

9:30 AM

### 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*

**9:30 A.M. - Called to Order**

The meeting was called to order by Chair Supervisor Mary L. Adams.

**Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew and Supervisor John M. Phillips appeared in person, and Supervisor Chris Lopez, and Supervisor Luis A. Alejo appeared via video conference

**Staff Present**

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Iracema Lopez, Management Analyst appeared in person.

**Additions and Corrections for Closed Session by County Counsel**

There were no additions or corrections to closed session.

**Closed Session**

1. Closed Session under Government Code section 54950, relating to the following items:
  - a. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:  
(1) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado  
Employee Organization(s): All Units
  - b. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
  - c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of County Administrative Officer.
  - d. 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. (ADDED VIA ADDENDA)

**Public Comments for Closed Session**

Open for public comments; no public comments were made.

**The Board Recessed for Closed Session Agenda Items****10:30 A.M. - Reconvened on Public Agenda Items****Roll Called**

Present: 5 - Supervisor Mary L. Adams, Supervisor Wendy Root Askew, Supervisor John M. Phillips and Supervisor Chris Lopez, appeared in person, and Supervisor Luis A. Alejo appeared via video conference

### Staff Present

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Iracema Lopez, Management Analyst appeared in person.

### Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

### Pledge of Allegiance

The Pledge of Allegiance was led by Eric Mora from District 4's office.

### Additions and Corrections by Clerk

Due to the need for immediate consideration by the Board of matters which arose after the posting of the agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following addition.

The following additions and corrections were read into the record:

Corrections to Item No. 17 under Consent Calendar – Natividad Medical Center

17. Revised Board Report, previously missing “First Amendment to” under Title subject line a. & Recommendation subject line a.

### Ceremonial Resolutions

Open for public comments; Stacy Saetta, via Zoom, commented.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor John M. Phillips to adopt Ceremonial Resolutions 2 and 3.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

2. Adopt a resolution recognizing June as Lesbian, Gay, Bisexual, Transgender and Queer (LGBTQ+) Pride Month in Monterey County. (Supervisor Askew)

**Adopted Resolution No. 22-191**

3. Adopt a resolution Commending Deputy Pete Ramos upon his retirement from 24 years of public service with the Monterey County Sheriff's Office. (Supervisor Adams)

**Adopted Resolution No. 22-190****Appointments**

Open for public comments; no public comments made.

A motion was made by Supervisor Wendy Root Askew, seconded by Supervisor Chris Lopez to appoint/reappoint Item Numbers 4 and 5.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

4. Reappoint Kellie D. Dunnet Morgantini to the Historic Resources Review Board with a term ending on December 31, 2024. (Nominated By District 3, Supervisor Lopez)

**Reappointed**

5. Appoint Cary L. Swensen to the Housing Advisory Committee with a term ending on January 1, 2023. (Nominated By District 4, Supervisor Askew)

**Appointed****Approval of Consent Calendar – (See Supplemental Sheet)**

6. See Supplemental Sheet

Open for public comments; Bernie Gomez, via Zoom, commented.

Supervisor Wendy Root Askew commented on Item Number 48 and Supervisor John M. Phillips commented on Item Number 61.

A motion was made by Supervisor Chris Lopez seconded by Supervisor John M. Phillips to approve Consent Calendar Item Numbers 17 through 66 excluding Item Number 48 as a separate vote will be taken on it.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Chris Lopez with Supervisor Wendy Root Askew and Supervisor Mary L. Adams, voting no, to approve Consent Calendar Item Number 48.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Lopez: AYE  
Supervisor Root Askew: NAY  
Chair Supervisor Adams: NAY

### General Public Comments

#### 7. General Public Comments

Open for general public comments for items not on today's agenda; Nina Beety and Ana Lopez, via Zoom, commented.

### Scheduled Matters

#### 8. Receive a presentation from the Development Set-Aside Agencies, the Arts Council for Monterey County (ACMC) and Monterey County Film Commission (MCFC) on FY21-22 Quarter 1 - Quarter 3 results.

The meeting was adjourned at 5:07 p.m. by Chair Supervisor Mary L. Adams. Richard Vaughn, Economic Development Manager, Jacquie Atchison, Executive Director, Karen Nordstrand, Film Commissioner and Moira La Mountain, Office Administrator presented via PowerPoint presentation.

Open for public comments; no public comments made.

Upon consensus the Board:

Received a presentation from the Development Set-Aside Agencies, the Arts Council for Monterey County (ACMC) and Monterey County Film Commission (MCFC) on FY21-22 Quarter 1 - Quarter 3 results.

9. a. Conduct a public hearing to present statutorily required sections for public comment on the Homeless Housing, Assistance and Prevention Program (Round 3) Application to the California Interagency Council on Homelessness in order to receive a one-time allocation of \$3,381,924.17 to continue to build regional coordination and a unified regional response to reduce and end homelessness in Monterey County; and
- b. Approve the submission of the Homeless Housing, Assistance and Prevention Program (Round 3) Application to the California Interagency Council on Homelessness on behalf of Monterey County.

Public hearing commenced.

Lauren Suwansupa, County Affiliation Manager and Roxanne Wilson with Coalition of Homeless Services Providers presented via PowerPoint presentation.

Open for public comments; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo to:

- a. Conduct a public hearing to present statutorily required sections for public comment on the Homeless Housing, Assistance and Prevention Program (Round 3) Application to the California

Interagency Council on Homelessness in order to receive a one-time allocation of \$3,381,924.17 to continue to build regional coordination and a unified regional response to reduce and end homelessness in Monterey County; and

b. Approve the submission of the Homeless Housing, Assistance and Prevention Program (Round 3) Application to the California Interagency Council on Homelessness on behalf of Monterey County.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE

Supervisor Root Askew: AYE

Chair Supervisor Adams: AYE

### 12:00 P.M. - Recessed to Lunch

### 1:30 P.M. - Reconvened

### Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Chris Lopez and Supervisor John M. Phillips, appeared in person, and Supervisor Luis A. Alejo and Supervisor Wendy Root Askew appeared via video conference

### Staff Present

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Iracema Lopez, Management Analyst appeared in person.

### Announcement of Interpreter

Diego Celis, Spanish Interpreter present and announced Spanish interpreter services.

### New Referrals

#### 10. New Referrals

Charles McKee, County Administrative Officer from the County Administrative office shared there are no new referrals this week.

### Referral Responses

11. a. Receive a preliminary response to *Board Referral No. 2022.16* to pursue State grant funding to complete the new Juvenile Hall; and
- b. Consider updating the referral to combine it with Board Referral No. 2017.24 to retain a consultant to conduct an initial assessment of feasibility of consolidating the Youth Center with the new Juvenile Hall.

**Bella Lesik, Senior Administrative Analyst verbally presented.**

Open for public comments; Bernie Gomez, via Zoom, commented.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor John M. Phillips to:

- a. Receive a preliminary response to Board Referral No. 2022.16 to pursue State grant funding to complete the new Juvenile Hall; and
- b. Update the referral to combine it with Board Referral No. 2017.24 to retain a consultant to conduct an initial assessment of feasibility of consolidating the Youth Center with the new Juvenile Hall.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Lopez: AYE  
Supervisor Root Askew: AYE  
Chair Supervisor Adams: AYE

### Scheduled Matters

12. Make appointments to two of the Primary and Alternate Agricultural Director positions on the Board of Directors of the Salinas Valley Basin Groundwater Sustainability Agency (“SVBGSA”) for terms commencing July 1, 2022, through June 30, 2025.

Les Girard, County Counsel, in person, verbally presented.

Open for public comments; Norm Groot, commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to adopt Resolution No.: 22-193 to:

Make appointments to two of the Primary and Alternate Agricultural Director positions on the Board of Directors of the Salinas Valley Basin Groundwater Sustainability Agency (“SVBGSA”) for terms commencing July 1, 2022, through June 30, 2025.

Eastside  
Coby Pereira  
Kevin Tottino – Alternate

Upper Valley  
Grant Cremers  
Brad Rice - Alternate

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE  
Supervisor Phillips: AYE  
Supervisor Lopez: AYE  
Supervisor Root Askew: AYE  
Chair Supervisor Adams: AYE

13.
  - a. Conduct a Public Hearing and receive public comments to satisfy the provisions of Streets and Highways Code, Section 100.22 regarding a revised Freeway Agreement with Caltrans.
  - b. Approve the revised Freeway Agreement with Caltrans for the State Highway Route 156 West Corridor Project; and

c. Authorize the Director of Public Works, Facilities and Parks to execute the revised Freeway Agreement and submit the fully executed Freeway Agreement to the County Recorder for filing.

**Public hearing commenced.**

**Tom Bonigut, Assistant Director of Public Works, Facilities and Parks verbally presented.**

**Open for public comments; no public comments.**

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Chris Lopez to:**

**a. Conduct a Public Hearing and receive public comments to satisfy the provisions of Streets and Highways Code, Section 100.22 regarding a revised Freeway Agreement with Caltrans.**

**b. Approve the revised Freeway Agreement with Caltrans for the State Highway Route 156 West Corridor Project; and**

**c. Authorize the Director of Public Works, Facilities and Parks to execute the revised Freeway Agreement and submit the fully executed Freeway Agreement to the County Recorder for filing.**

**Approved - Agreement No.: A-15827**

**Roll call vote taken pursuant to Government Code 54953:**

**Supervisor Alejo: AYE**

**Supervisor Phillips: AYE**

**Supervisor Lopez: AYE**

**Supervisor Root Askew: AYE**

**Chair Supervisor Adams: AYE**

#### **14. REF220006 DESALINIZATION TREATMENT FACILITY**

a. Set June 21, 2022 at 10:30 a.m. as the date and time to consider finding that an ordinance amending Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility would not have a significant effect on the environment and consider adoption of a Negative Declaration; and

b. Introduce, waive first reading, and set June 21, 2022 at 10:30 a.m. as the date and time to consider adoption of an ordinance amending Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility; and

c. Provide direction to staff as appropriate.

**Erik Lundquist, Director of Housing and Community Development and Ric Encarcion, Bureau Chief for the Health Department presented via PowerPoint presentation.**

**Open for public comments; Tammy Jennings, Ana Thompson, phone number ending in 312, Marli (no last name provided), Levone Stone, Norm Groot, Mark Kelly, Stacy Taylor, Brian McCarthy, Joe Desmond, Gary Curiso, George Fontes, Mary Grace, Kate Daniels, and Jan Shriver commented.**

**A motion was made by Supervisor John M. Phillips, seconded by Supervisor Chris Lopez to: REF220006 DESALINIZATION TREATMENT FACILITY**

**a. Set June 21, 2022 at 10:30 a.m. as the date and time to consider finding that an ordinance amending**

**Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility would not have a significant effect on the environment and consider**

**adoption of a Negative Declaration; and**

**b. Introduce, waive first reading, and set June 21, 2022 at 10:30 a.m. as the date and time to**

consider  
adoption of an ordinance amending Chapter 10.72 of the Monterey County Code to remove the prohibition on private ownership or operation of a desalinization facility; and  
c. Provide direction to staff as appropriate.

Roll call vote taken pursuant to Government Code 54953:  
Supervisor Alejo: Abstained per County Code 2.04.180  
Supervisor Phillips: AYE  
Supervisor Lopez: AYE  
Supervisor Root Askew: NAY  
Chair Supervisor Adams: AYE

Motion carried 3 to 1

### Other Board Matters

#### County Administrative Officer Comments

15. County Administrative Officer Comments

Charles McKee, County Administrative Officer from the County Administrative office made no comments this week.

#### Board Comments

16. Board Comments

[http://monterey.granicus.com/EditFile.php?clip\\_id=4534](http://monterey.granicus.com/EditFile.php?clip_id=4534)

### Read Out from Closed Session by County Counsel

#### CLOSED SESSION REPORT:

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 Hurtado  
Employee Organization(s): All Units

The Board took no reportable actions on items 1.a.(1)

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

The Board took no reportable actions on items 1.b.

c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of County Administrative Officer.

The Board took no reportable actions on items 1.c.

d. 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. (ADDED VIA ADDENDA)

The Board took no reportable actions on items 1.d.

**Adjourned**

The meeting was adjourned at 3:49 p.m. by Chair Supervisor Mary L. Adams.

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

17. a. Authorize the Chief Executive Officer for Natividad or his designee to execute the Professional Services Agreement with Yu-Chuan Liu MD to provide cardiology services at Natividad, adding \$200,000 for a revised not to exceed amount of \$300,000, but with no change to the original agreement term of July 1, 2021 to June 30, 2023; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$10,000) of the original contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15828**

18. a. Authorize the Chief Executive Officer for Natividad or his designee to execute the Fourth Amendment to the Professional and Call Coverage Services Agreement (A-14-299) with Cardiopulmonary Associates Medical Group (CPA) to provide pulmonary medicine and critical care services, extending the term by twenty-four months (July 1, 2022 to June 30, 2024) for a revised full agreement term of July 1, 2018 to June 30, 2024 and adding \$200,000 for a revised not to exceed amount of \$600,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) amendments to the agreement where the total amendments do not exceed 10% (\$10,000) of the original contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-14299; Amendment No.: 4**

19. a. Authorize the Chief Executive Officer for Natividad or his designee to execute the Second Amendment to the Professional Services Agreement (A-15115) with Dopamine Therapeutics, Inc. to provide family medicine services at Natividad, extending the term by twelve months (July 1, 2022 to June 30, 2023) for a revised full agreement term of August 1, 2019 to June 30, 2023 with no change to the previously approved total not to exceed amount of \$300,000 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not exceed 10% (\$10,000) of the original contract amount and do not significantly change the scope of work.

**Approved - Agreement No. A-15115; Amendment No. 2**

20. a. Authorize the Chief Executive Officer for Natividad execute the First Amendment to the Professional and Call Coverage Services Agreement (A-14723) with Monterey Bay GI Consultants to provide gastroenterology services, extending the term by twenty-four months (July 1, 2022 to June 30, 2024) for a revised full agreement term of July 1, 2020 to June 30, 2022, and adding \$400,000 for a revised not to exceed amount of \$800,000 in the aggregate; and

b. Authorize the Chief Executive Office for Natividad to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$40,000) of the original contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-14723; Amendment No.: 1**

21. a. Authorize the Chief Executive Officer for Natividad or his designee to execute the Second Amendment to the Professional Services Agreement (A-15373) with The Regents of the University of California, on behalf of the University of California, San Francisco, School of Medicine, Department of Pediatrics (UCSF) to provide pediatric hospitalist services, extending the term by twelve months (July 1, 2022 to June 30, 2023) for a revised full agreement term of July 1, 2021 to June 30, 2022, adding \$200,000 for a revised amount not to exceed \$433,520 in the aggregate; and
- b. Authorize the Chief Executive Officer for Natividad or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not exceed 10% (\$23,352) of the original contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15373; Amendment No.: 2**

22. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 5 to the agreement (A-13598) with Pacific Health Alliance for project administration ("PA") services for the County of Monterey's Esperanza Care Program (Pilot Project for the Remaining Uninsured), extending the agreement an additional one (1) year period (January 1, 2023 through December 31, 2023) for a revised full agreement term of August 1, 2017 through December 31, 2023, and adding \$415,000 for a revised total agreement amount not to exceed \$1,865,000.

**Approved - Agreement No.: A-13598; Amendment No.: 5**

23. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Landauer, Inc. for radiation dosimetry services at NMC for an amount not to exceed \$75,000 with an agreement term retroactive from July 1, 2021 through June 30, 2024.
- b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard indemnification, insurance, and limitations on liability provisions within the agreement.

**Approved - Agreement No.: A-15829**

24. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute renewal & amendment No. 2 to the agreement with Pureserve Building Services, Inc. for professional cleaning services, extending the agreement an additional two (2) year period (May 1, 2022 through April 30, 2024) for a revised full agreement term of May 1, 2019 through April 30, 2024, and adding \$139,000 for a revised total agreement amount not to exceed \$333,116.
- b. Authorize the Chief Executive Officer for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) (\$6,415) of the original cost of the agreement.

**Approved - Agreement No.: A-14660; Amendment No.: 2**

25. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Kindred Rehab Group of California, LLC dba Kindred Hospital Rehabilitation for rehabilitation program management services at NMC for an amount not to exceed \$6,600,000 with a retroactive agreement term of May 1, 2022 through April 30, 2027.
- b. Authorize the Chief Executive Officer for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) (\$660,000) of the original cost of the agreement.

**Approved - Agreement No.: A-15830**

26. a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 1 to the Addendum with The Gordian Group to the Sourcewell Contract 050421 for administrative services of the Job Order Contracting (JOC) program, with no change to the agreement term of September 16, 2021 through June 7, 2025 and adding \$250,000 for a revised total spending limit not to exceed \$350,000.
- b. Authorize the Chief Executive Officer for NMC or his designee to execute up to three (3) future amendments to the agreement which do not significantly alter the scope of work and do not cause an increase of more than ten percent (10%) (\$10,000) of the original cost of the agreement.

**Approved - Agreement No.: A-15831; Amendment No.: 1**

27. a. Authorize participation by the County's owned and operated Natividad Medical Center ("Natividad") in the EMPOWER Best Practices Initiative, a hospital-based quality improvement initiative funded by the Centers for Disease Control and Prevention ("CDC"), Division of Nutrition, Physical Activity, and Obesity ("DNPAO"); and
- b. Authorize the Chief Executive Officer for Natividad to execute a Site Agreement with Abt Associates Inc. ("Abt"), the lead EMPOWER Best Practices Initiative contractor with CDC, for the provision of training and technical assistance to improve knowledge and skills of Natividad staff in evidence-based maternity practices supportive of optimal infant nutrition, with a focus on diverse, at-risk and underserved populations, with a term of date of execution by both parties to the earlier of (1) August 1, 2024; (2) the date prerequisite conditions have been satisfied; or (3) until date of termination by either party upon 30 days written notice; and
- c. Accept a stipend in the amount of \$2,000 from Abt to offset the actual costs associated with Natividad's participation in the EMPOWER Best Practices Initiative.

**Approved - Agreement No.: A-15832**

### **Health Department**

28. Authorize the Director of Health or Assistant Director of Health to accept a Grant entitled "SB 1383 Local Assistance Grant Program" from the Department of Resources Recycling and Recovery (CalRecycle), to assist the Environmental Health Bureau with the implementation of SB 1383 regulations, in the amount of \$151,474 for the grant period of April 27, 2022, through May 2, 2024.

**Approved**

29. Approve and authorize the Director of Health or Assistant Director of Health to sign Amendment No. 2 to Agreement A-14007 between Monterey County Health Department, Clinic Services Bureau (MCCSB) and Stericycle, Inc., to extend the term two (2) additional years for a new term of July 1, 2018 through June 30, 2024, and increasing the contract amount by \$46,000 for a revised contract amount not to exceed \$142,800 for hazardous medical waste retrieval and disposal services.

**Approved - Agreement No.: A-14007; Amendment No.: 2**

30. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement between Monterey County Health Department, Behavioral Health Bureau (MCBHB) and JDT Consultants, Inc. for the provision of Therapeutic Behavioral Services (TBS) and Home Alternatives to Residential Treatment (HART) in the amount of \$1,340,000 for Fiscal Year (FY) 2022-23, \$1,340,000 for FY 2023-24, and \$1,340,000 for FY 2024-25, for a total Agreement amount not to exceed \$4,020,000 for the term July 1, 2022 through June 30, 2025; 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%) (\$402,000) of the original Agreement amount and do not significantly change the scope of services.

**Approved - Agreement No.: A-15833**

31. Set a date for a public hearing on June 21, 2022, at 10:30 a.m., to consider approving the Fiscal Year (FY) 2022-23 assessments for CSA 74 for the Emergency Medical Services System Special Tax.

**Approved**

32. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 1 to Memorandum of Understanding A-15460 between Monterey County Health Department, Behavioral Health Bureau (MCBHB) and Alisal Union School District to revise the payment provisions and add additional mental health services, for the same total MOU amount not to exceed \$344,928, for the same term August 1, 2021 through June 30, 2022.

**Approved - Agreement No.: A-15460; Amendment No.: 1**

33. a. Approve and authorize the Director or Assistant Director of Health to sign an agreement between Monterey County Health Department, Environmental Health Bureau and Disaster Kleenup Specialist, Inc for Lead Paint Remediation services for a total amount not to exceed \$200,000 for a term retroactive to May 1, 2022 through April 30, 2024; and
- b. Authorize the Director or Assistant Director of Health to sign up to three (3) amendments to this agreement where the amendments do not significantly alter the scope of work or change the approved agreement amount by more than ten percent (10%).

**Approved - Agreement No.:A-15834**

34. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement between Monterey County Health Department, Behavioral Health Bureau (MCBHB) and Aspiranet for the provision of Therapeutic Behavioral Services (TBS) and Home Alternatives to Residential Treatment (HART) in the amount of \$686,495 for Fiscal Year (FY)

2022-23, \$686,495 for FY 2023-24, and \$686,495 for FY 2024-25, for a total Agreement amount not to exceed \$2,059,485 for the term July 1, 2022 - June 30, 2025; 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%) (\$205,948.50) of the original Agreement amount and do not significantly change the scope of services.

**Approved - Agreement No.: A-15835**

**35.** Adopt a Resolution to:

a. Approve a Funding Agreement with the State Water Resources Control Board for the Three (3) Year Public Beach Safety Grant Program for funding in the amount of \$162,675; and

b. Adopt a resolution authorizing the Director of Health or designee to execute 1) the Funding Agreement subject to review and approval as to form by the Office of the County Counsel-Risk Management; 2) Requests for disbursements; and 3) other project related activities necessary to implement the Public Beach Safety Grant Program.

**Adopted Resolution No.: 22-195**

**36.** a. Authorize the Director of Health or Assistant Director of Health to execute the Student Placement Agreement between Monterey County, Clinic Services Bureau (MCCSB) and Simmons University, with a term of July 1, 2022 to June 30, 2026; and

b. Approve the recommendation of the Director of Health to accept modifications to insurance and indemnification provisions for the Student Placement Agreement (Agreement) with Simmons University for the placement of students within the Health Department to complete internship/externship assignments as part of their respective field education and service learning requirements.

**Approved - Agreement No.: A-15836**

**37.** Adopt a resolution to:

a. Support a Funding Agreement between the Monterey County Health Department (“Health”) and the Big Sur Health Center, Inc. (“BSHC”) in the amount not to exceed \$30,000, to assist with the direct operational costs of providing medical services to the clients residing in Big Sur and the surrounding area during Fiscal Year (FY) 2022-23, FY 2023-24, and FY 2024-25; and

b. Authorize the Director of Health or the Assistant Director of Health to execute a Funding Agreement with BSHC to provide funding in an amount not to exceed \$30,000 to assist with the direct operational costs of providing medical services to the clients residing in Big Sur and the surrounding area, with an Agreement term beginning July 1, 2022 through June 30, 2025.

**Adopted - Resolution No.: 22-196**

### **Department of Social Services**

**38.** a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Health Projects Center for \$261,311, to provide Caregiver Support and Fall Prevention services to Monterey County individuals with disabilities, older adults and their care givers for the period of July 1, 2022 through June 30, 2023; and

- b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to the agreement, where the total amendments do not exceed 10% (\$26,131) of the contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15837**

- 39. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to execute a Memorandum of Understanding with the Monterey County Office of Education to leverage \$255,490 in pass-through Title IV-E administrative funding to support Foster Youth services for the period of July 1, 2022 through June 30, 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 the amendments do not significantly change the scope of services

**Approved - Agreement No.: A-15838**

- 40. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to execute Amendment No. 3 to Agreement A-14917 with Central Coast Center for Independent Living to provide long-term services and supports, extending the term to June 30, 2023 and adding \$76,051 for a revised contract total of \$343,541; and
  - b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to this Agreement where the total amendments do not exceed ten percent 10% (\$34,354) of the revised contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-14917; Amendment No. 3**

- 41. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Meals on Wheels of the Monterey Peninsula for \$712,605, to provide congregate meals, home-delivered meals, health education, and disease prevention to seniors on the Monterey Peninsula and City of Salinas for the period of July 1, 2022 through June 30, 2023; and
  - b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$71,260) of the contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15839**

- 42. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign Amendment No. 2 with Peacock Acres, Inc. for the provision of youth transitional housing services, adding \$112,500 for a new contract total of \$1,048,695 and extending the contract term to October 31, 2022; and
  - b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$104,869) of the revised contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15840; Amendment No.: 2**

43. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign Amendment No. 1 to Agreement #5010-168 with the YWCA Monterey County for the provision of domestic abuse services for victims, survivors and perpetrators involved with Family & Children's Services, adding \$100,000 for a revised contract total of \$200,000 and extending the term to June 30, 2023; and
- b. Authorize the Director or the Assistant Director of the Department of Social Services to sign up to three (3) amendments to this Agreement where the total amendments do not exceed 10% (\$20,000) of the revised original contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15841; Amendment No.: 1**

44. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Alisal Union School District for \$109,100, to provide congregate meals to seniors in Salinas for the period of July 1, 2022 through June 30, 2023, including nonstandard indemnification terms; and
- b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$10,910) of the contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15842**

45. It is recommended that the Board of Supervisors approve the proposed amendments to the Bylaws of the In-Home Supportive Services Advisory Committee.

**Approved**

46. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Meals on Wheels of the Salinas Valley for \$548,709 to provide home-delivered meals to seniors in the Salinas, North County and South Monterey County regions for the period of July 1, 2022 through June 30, 2023; and
- b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% (\$54,870) of the contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15843**

47. a. Approve and authorize the Director or Assistant Director of the Department of Social Services to sign an agreement with Legal Services for Seniors for \$152,646 to provide legal support services to Monterey County seniors for the period of July 1, 2022 through June 30, 2023; and
- b. Authorize the Director or Assistant Director of the Department of Social Services to sign up to three (3) amendments to the agreement where the total amendments do not exceed 10% (\$15,264) of the contract amount and do not significantly change the scope of work.

**Approved - Agreement No.: A-15844**

### Criminal Justice

**48.**

- a. Adopt an ordinance approving a military equipment use policy for the Office of the Sheriff pursuant to Assembly Bill 481.
- b. Pursuant to the requirements of Assembly Bill 481 adopt a resolution determining that:
  1. The military equipment is necessary because there is no reasonable alternative that can achieve the same objective of officer and civilian safety.
  2. The proposed military equipment use policy will safeguard the public's welfare, safety, civil rights, and civil liberties.
  3. If purchasing equipment, the equipment is reasonably cost effective compared to available alternatives that can achieve the same objective of officer and civilian safety.
  4. Prior military equipment use complies with the military equipment use policy that was in effect at the time, or if prior uses did not comply with the accompanying military equipment use policy, corrective action has been taken to remedy nonconforming uses and ensure future compliance.

**Adopted Ordinance No.: 5377**

**49.**

Adopt Resolution to:

- a. Accept a grant award ("Grant Award") Number 20162615, Connecting Formerly Incarcerated Individuals to Health Resources, in the amount of \$25,000 from The California Endowment to assist formerly incarcerated individuals in connecting with legal programs, including criminal record clearance efforts, to improve health and well-being in Monterey County; and
- b. Approve execution by the Public Defender of a letter of agreement ("Grant Agreement") with The California Endowment, setting forth the terms and conditions of the Grant Award; and
- c. Authorize increase in appropriations and revenues of \$25,000 for Public Defender Budget Unit 001-2270-PUB001-8169 in the FY 2021-22 Adopted Budget, financed by a release of restricted Public Defender revenues (BSA 001-3041-PD01), financed by the Grant Award (4/5ths vote required); and
- d. Authorize the Auditor-Controller to amend the FY 2021-22 Public Defender's Adopted Budget by increasing appropriation and estimated revenues by \$25,000, Fund 001, Appropriation Unit PUB001 (4/5ths vote required).

**Adopted - Resolution No.: 22-197**

**General Government**

**50.**

Adopt a Resolution to:

- a. Authorize the Auditor-Controller to amend the FY 2021-22 Adopted Budget increasing appropriations by \$1,166,163.31 in the County Clerk/Recorder's Budget Unit (001-1180-ACR002-8004) to make an operating transfer from the General Fund to Recorder's Restricted Modernization Fund (027-2730-ACR003), funded by a release of \$1,166,163.31 from Recorder's Restricted Modernization restricted fund balance (001-3041-MODN) (4/5th vote required); and

- b. Authorize the Auditor-Controller to amend the FY 2021-22 Adopted Budget increasing appropriations by \$693,892.45 in the County Clerk/Recorder's Budget Unit (001-1180-ACR002-8004) to make an operating transfer from the General Fund to Recorder's Restricted Micrographics Fund (027-2740-ACR003), funded by a release of \$693,892.45 from the Recorder's Restricted Micrographic restricted fund balance (001-3041-MICR) (4/5th vote required); and
- c. Authorize the Auditor-Controller to amend the FY 2021-22 Adopted Budget increasing appropriations by \$337,729.05 in the County Clerk/Recorder's Budget Unit (001-1180-ACR002-8004) to make an operating transfer from the General Fund to Recorder's Restricted Vital Record Fund (027-2750-ACR003), funded by a release of \$337,729.05 from the Recorder's Restricted Vital Record restricted fund balance (001-3041-RVTL) (4/5th vote required); and
- d. Authorize the Auditor-Controller to amend the FY 2021-22 Adopted Budget increasing appropriations by \$61,717.46 in the County Clerk/Recorder's Budget Unit (001-1180-ACR002-8004) to make an operating transfer from the General Fund to County Clerk's Restricted Vital Record Fund (027-2760-ACR003), funded by a release of \$61,717.46 from the County Clerk's Restricted Vital Record restricted fund balance (001-3041-CVTL) (4/5th vote required); and
- e. Authorize the Auditor-Controller to amend the FY 2021-22 Adopted Budget increasing appropriations by \$102,899.28 in the County Clerk/Recorder's Budget Unit (001-1180-ACR002-8004) to make an operating transfer from the General Fund to Recorder's Restricted Electronic Recording Fund (027-2770-ACR003), funded by a release of \$102,899.28 from the Recorder's Restricted Electronic Recording restricted fund balance (001-3041-ERDS) (4/5th vote required).

**Adopted Resolution No.: 22-198**

51. a. Approve and authorize the Agricultural Commissioner to sign a Memorandum of Understanding (MOU) with the Monterey County 4-H Council (MC4H) not to exceed \$10,000, to provide support of agricultural education efforts in Monterey County, and;
- b. Authorize the Auditor-Controller to make payments in accordance with the terms of the MOU.

**Adopted - Agreement No.: A-15845**

52. Approve the Board of Supervisors of the Monterey County Draft Action Meeting Minutes for the following meeting date: Thursday, May 19, 2022 and Tuesday, May 24, 2022.

**Approved**

53. a. Approve and authorize the Chief Information Officer or his designee to execute Amendment No. 7 to Agreement No. A-12700 with Granicus, Inc., to upgrade an encoding appliance, extend the agreement for an additional three (3) years to June 30, 2025, and add \$257,141 for a revised

agreement total of \$818,143; and

b. Approve non-standard terms and conditions based on the recommendation of the Chief Information Officer and Clerk of the Board.

c. Approve and authorize the Chief Information Officer to execute up to one (1) amendment to this Agreement, extending the term by one (1) year, subject to County Counsel approval, provided the terms of the Agreement remain substantially the same and provided the additional costs per year do not exceed ten percent (10%) of the cost of the prior year.

**Approved - Agreement No.: A-12700; Amendment No.: 7**

- 54.** Approve and authorize the Contracts/Purchasing Officer, or designee, to execute an Agreement for ARPA ParkIT for Big Sur Land Trust to perform all tasks necessary to develop a planning strategy in Monterey County, for the period of six (6) months, for the term June 7, 2022, through November 30, 2022, for a total amount not to exceed \$25,000.

**Approved - Agreement No.: A-15846**

- 55.** Adopt a Resolution to:

a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to adjust the base wage salary ranges of the Licensed Vocational Nurse and Public Health Licensed Vocational Nurse classifications as indicated in Attachment A;

b. Direct the Human Resources Department to implement the changes in the Advantage HRM system.

**Adopted Resolution No.: 22-199**

- 56.** a. Approve and authorize the Auditor-Controller to sign a Renewal Sales Order with LeaseQuery, LLC, applying the terms and conditions of the parties' previously Board-approved Subscription Agreement ("Agreement") dated March 23, 2021, for a software tool for analysis of County's real property and other types of leases in compliance with Governmental Accounting Standards Board (GASB) Statement No. 87, extending the agreement for an additional one-year term (retroactive to March 23, 2022 through March 22, 2023), for a revised total agreement term of March 23, 2021 through March 22, 2023, and adding \$2,455 for a total agreement liability of \$59,355; and
- b. Authorize the Auditor-Controller to amend the total liability of the Agreement by no more than ten percent (10%) (\$5,690) of the original cost of the Agreement.

**Approved - Agreement No.: A-15847**

- 57.** Approve and authorize the Contracts/Purchasing officer to sign renewal and Amendment No. 3 to the 2016 Professional Service Agreement with Prime Actuarial LLC dba Bickmore Actuarial Inc. to provide actuarial analysis for workers' compensation and general liability self-insurance programs, safety consulting, claims consulting and enterprise risk management consulting services by extending the term by three years to June 30, 2025 and increasing compensation amount not to exceed \$90,000 for a total compensation not to exceed \$272,000.

**Approved - Agreement No.: A-14526; Amendment No.: 3**

- 58.** Adopt a resolution to:

Authorize and direct the Auditor-Controller to amend the FY 2021-22 Adopted Budget to increase appropriations by \$119,534 in the County Administrative Office Contracts-Purchasing Department (001-1050-CAO002-8047), financed by a decrease in appropriations of \$69,385 in the County Administrative Office Records Retention (001-1050-CAO028-8474), and a decrease in appropriations of \$50,149 in the County Administrative Office Courier (001-1050-CAO035-8508) (4/5th vote required).

**Adopted - Resolution No.: 22-200**

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

59. a. Approve Professional Service Agreements with the following three (3) contractors: APSICM-Sixth Dimension, LLC, Ausonio Incorporated, and Harris & Associates, Inc., to provide on-call Construction Management services for the Department of Public Works, Facilities, and Parks, pursuant to Request for Qualifications (RFQ) #10803, amounts not to exceed \$5,000,000 each, for a combined total of \$15,000,000, for a term of three (3) years beginning July 22, 2022 to July 21, 2025, with the option to extend each Agreement for up to two (2) additional years;
- b. Approve additional term extensions beyond the anticipated five (5) year term with no increase to the dollar amount or change in the scope of work limited to project(s) initiated during the initial five (5) year term to allow continuity of services for active projects, subject to review and approval by the Office of the County Counsel and the Contract/Purchasing Officer or Contracts/Purchasing Supervisor; and
- c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Professional Service Agreements and future amendments to each Agreement where the amendments do not increase the approved amount of each Agreement subject to the review and approval as to form of any future amendments by the Office of the County Counsel.

**Approved - Agreement No.: A-15848 APSICM-Sixth Dimension, LLC.; Agreement No.: A-15849 Ausonio Incorporated & Agreement No.: A-15850 Harris & Associates, Inc.**

60. a. Approve Professional Services Agreement with MNS Engineers, Inc. to provide construction management services for the Bradley Road Bridge Scour Repair, County Bridge No. 448, Project No. 3852, under Request for Proposals #10808, in a total amount not to exceed \$572,658, for an initial term of four (4) years effective June 10, 2022 to June 9, 2026, with the option to extend the Agreement for two (2) additional one (1) year period(s); and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Professional Services Agreement and future amendments to the Agreement where the amendments do not significantly alter the scope of work or increase the approved Agreement amount.

**Approved - Agreement No.: A-15825**

61. a. Approve submittal of a grant funding application for the roundabout portion of the Davis Road Bridge Replacement and Road Widening Project (Project) seeking a \$400,000 grant from the Monterey Bay Air Resources District (MBARD) AB 2766 grant program.
- b. Authorize the Director of Public Works, Facilities and Parks (PWFP), or designee, to act as the agent for the County in processing all documentation to secure these funds; and
- c. Direct the County of Monterey PWFP to return to the Board for approval prior to acceptance of

any grant award(s).

**Approved**

- 62.** a. Approve Professional Services Agreement with Biggs Cardosa Associates, Inc. to provide construction management services for the Hartnell Road Bridge Replacement Project in Monterey County, County Bridge No. 209, Project No. 3854, under Request for Proposals #10804, in a total amount not to exceed \$393,328, for an initial term of three (3) years effective June 15, 2022 to June 14, 2025, with the option to extend the Agreement for two (2) additional one (1) year period(s); and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Professional Services Agreement and future amendments to the Agreement where the amendments do not increase the approved Agreement amount.

**Approved - Agreement No.: A-15826**

- 63.** a. Adopt Plans and Special Provisions for the San Juan Grade Road Slope Repair at Milepost (MP) 8.63 Project, Project No. 6111; and
- b. Authorize the Director of Public Works, Facilities and Parks to advertise the “Notice to Bidders” in the Monterey County Weekly.

**Adopted**

- 64.** a. Introduce, waive reading and set June 21, 2022 to consider adoption of an ordinance; (i) amending Article III of Title 12 to establish all-way stop control at Stevenson Drive, Alvarado Lane, and Forest Lake Road intersection, private roads, in Pebble Beach, an unincorporated area of the County of Monterey, and (ii) amending Article III of Title 12 to establish pedestrian crossings at Stevenson Drive at Forest Lake Road and Alvarado Lane intersections, private roads, in Pebble Beach, an unincorporated area of the County of Monterey.
- b. Find that the adoption of this ordinance is categorically exempt per California code of Regulations (CCR) Section 15301(c) of the California Environmental Quality Act (CEQA) Guidelines because the action involves negligible changes to the regulations that govern the existing highways and streets.
- Proposed CEQA Action: Categorically exempt per CCR Section 15301(c).*

**Approved**

- 65.** a. Adopt Plans and Special Provisions for the Toro Road Embankment Failure Project, Project No. 621082, Federal Aid Project No: PA-09-CA-4301-PW-00671; and
- b. Authorize the Director of Public Works, Facilities and Parks to advertise the “Notice to Bidders” in the Monterey County Weekly.

**Adopted**

- 66.** a. Approve Amendment No. 2 to Standard Agreement No. A-12072 with Valsoft Corporation Inc. dba Cascade Software Systems to continue to provide maintenance, upgrades and modifications to the Windows-based Cost Accounting Management System (Win-CAMS), to increase the not to exceed amount by \$204,740, for a total amount not to exceed \$583,470 and extend the expiration date from June 30, 2022 for three (3) additional years through June 30, 2025, for a revised term from July 1,

2014 to June 30, 2025; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 2 to Agreement No. A-12072 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

**Approved - Agreement No. A-12072; Amendment No.: 2**

**ADDENDA**

**67. ADDENDA**

**Added under Closed Session**

d. 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.