

Monterey County

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



Meeting Minutes - Draft

Tuesday, September 13, 2022

9:00 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*

9:00 A.M. - Call 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 Valerie Ralph, Clerk of the Board 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 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) *Estate of Rafael Ramirez Lara, et al. v. County of Monterey, et al.* (U.S. District Court for the Northern District of California Case No. 21CV02409-PJH)
 - (2) *Center for Biological Diversity, et al. v. Bureau of Land Management, et al.* ((U.S. District Court for the Northern District of California Case No. 19CV07155-JSC)
 - (3) *SEIU Local 521 v. County of Monterey, et al.* (State of California Public Employment Relations Board Case No. SF-CE-1961-M)
 - b. 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
 - (2) Designated representatives: Irma Ramirez-Bough and Ariana Hurtado
Employee Organization(s): Units R, S and X
 - c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

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 Chris Lopez and Supervisor John M. Phillips appeared in person, and Supervisor Luis A. Alejo, appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Valerie Ralph, Clerk of the Board appeared in person.

Announcement of Interpreter

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

Pledge of Allegiance

The Pledge of Allegiance led by Supervisor Luis A. Alejo.

Additions and Corrections by Clerk

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

The following was recited into the record:

Correction to Item No. 8 under Appointments

Request for this Appointment came from District 2 – Supervisor Phillips and not District 3 as noted on the Agenda

Corrections to Item No. 42 under Consent Calendar: General Government

Revised Exhibit B Received

Corrections to Item No. 46 under Consent Calendar: General Government –

Revised Board Report Received

Ceremonial Resolutions

Open for public comments; no public comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to adopt Ceremonial Resolutions 2 through 6.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE

Supervisor Phillips: AYE

Supervisor Lopez: AYE
Supervisor Root Askew: Absent
Chair Supervisor Adams: AYE

2. Adopt a resolution proclaiming the month of September 2022, as “National Suicide Prevention Month 2022.” (Supervisor Adams)

Adopted Resolution No. 22-347

3. Adopt a resolution recognizing September 15, 2022, through October 15, 2022, as Hispanic Heritage Month in Monterey County. (Supervisor Alejo)

Adopted Resolution No. 22-345

4. Adopt a resolution proclaiming September 2022 As Childhood Cancer Awareness Month in Monterey County (Supervisor Adams)

Adopted Resolution No. 22-344

5. Adopt a resolution proclaiming the month of September 2022, as “National Food Safety Education Month” in Monterey County and call upon public and private organizations to celebrate with the Monterey County Health Department, Environmental Health Bureau, and the Monterey County Food Safety Advisory Council by participating in learning opportunities and activities that promote food safety. (Supervisor Adams)

Adopted Resolution No. 22-346

6. Adopt a resolution recognizing Aera Energy on its twenty-fifth-anniversary celebration. (Supervisor Lopez)

Adopted Resolution No. 22-343

Appointments

Open for public comments; no public comments made.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Chris Lopez to appoint/reappoint Item Numbers 7 and 8.

Roll call vote taken pursuant to Government Code 54953:

Supervisor Alejo: AYE
Supervisor Phillips: AYE
Supervisor Lopez: AYE
Supervisor Root Askew: Not present when called
Chair Supervisor Adams: AYE

7. Appoint Matt Glazer to the Big Sur Byway Organization as a Big Sur Proper Resident Representative with a term ending on May 1, 2024. (Nominated By District 5, Supervisor Adams)

Appointed

- 8. Reappoint Russ Jeffries to the Assessment Appeals Board with a term ending on September 2, 2025.
(Nominated By District 3 2, Supervisor Phillips)

Reappointed

Approval of Consent Calendar – (See Supplemental Sheet)

- 9. See Supplemental Sheet

Open for public comments; no public comments made.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor John M. Phillips to approve Consent Calendar Item Numbers 22 through 52.

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

General Public Comments

- 10. General Public Comments

Open for general public comments for items not on today's agenda; Liz Hall and Ivan Solorio, in person, and Wes White, via Zoom, commented.

Scheduled Matters

- 11. Receive a presentation from the Health Department's Behavioral Health Bureau staff regarding availability of mobile crisis services throughout the County.

Kathryn Ecker, Director of Behavioral Health Bureau and Melanie Rhodes, Deputy Director Behavioral Health Bureau, both in person, presented via PowerPoint presentation.

Open for public comments; Eloise Shim, Wes White and Karla Lobo, all via Zoom, commented.

Upon consensus the Board:

Received a presentation from the Health Department's Behavioral Health Bureau staff regarding availability of mobile crisis services throughout the County.

Nick Chiulos, Assistant County Administrative Officer covered in the absence Charles McKee, County Administrative Officer who stepped out.

- 12. a. Receive a presentation on the Clean Fleet Purchasing Policy for the County of Monterey and provide any direction to staff regarding the policy;
b. Adopt the Clean Fleet Purchasing Policy for all Monterey County vehicles to become effective

1/1/2023; and

c. Provide other direction to staff as necessary

Ashley Paulsworth, Management Analyst III from the County Administrative office, in person, presented via PowerPoint presentation.

Open for public comments; no public comments made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Mary L. Adams to:

- a. Receive a presentation on the Clean Fleet Purchasing Policy for the County of Monterey and provide any direction to staff regarding the policy;
- b. Adopt the Clean Fleet Purchasing Policy for all Monterey County vehicles to become effective 1/1/2023; and
- c. Provide other direction to staff as necessary

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 Wendy Root Askew, Supervisor Chris Lopez and Supervisor John M. Phillips appeared in person, and Supervisor Luis A. Alejo, appeared via video conference

Staff Present

Charles McKee, County Administrative Officer, Les Girard, County Counsel and Valerie Ralph, Clerk of the Board appeared in person.

Announcement of Interpreter

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

Referral Responses

- 13. Receive a preliminary response regarding monitoring of Family and Children Programs and Services.

Lori Medina, Director of Social Services, in person, verbally presented.

Open for public comments; no public comments made.

Upon consensus the Board:

Received a preliminary response regarding monitoring of Family and Children Programs and Services.

14. Receive a status report in response to **Board Referral No. 2021.31** seeking to reorganize and consolidate the Housing Authority of the County of Monterey and its subsidiary, the Housing Development Corporation, under one Executive Director, and have the Monterey County Board of Supervisors serve at its new governing board to oversee its operations and implement needed reforms.

Erik Lundquist, Housing and Community Development Director, via Zoom, verbally presented.

Open for public comments; Eloise Shim, via Zoom, commented.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Wendy Root Askew to:

a. Receive a status report in response to Board Referral No. 2021.31 and:

1) Direct that staff continue to work with the Board of Supervisor's Ad Hoc Committee and the Housing Authority of the County of Monterey in its evolution with updates to the Board of Supervisors.

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

15. a. Consider approving and authorizing the County Administrative Officer to execute a Memorandum of Understanding (MOU) with the Monterey County Water Resources Agency for the amount not to exceed \$193,700 per fiscal year, effective October 1, 2022 thru June 30, 2030, for the Cost Share Agreement with the City of Watsonville, Santa Cruz Flood Control and Water Conservation District -Zone 7, and the Pajaro Regional Flood Management Agency to funding activities of the Pajaro Regional Flood Management Agency; and
- b. Consider adopting a resolution to authorize and direct the Auditor-Controller to transfer up to \$193,700 in FY 2022-23 to the Monterey County Water Resources Agency's Pajaro Levee Fund, Fund 112, Appropriation Unit WRA002 from General Fund Contingencies, Fund 001, Appropriation Unit CAO020 (4/5 vote required).

Nan Kyung Kim, Finance Manager III from the Water Resources Agency, in person, presented via PowerPoint presentation.

Open for public comments; no public comments made.

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

a. Approve and authorize the County Administrative Officer to execute a Memorandum of Understanding (MOU) Agreement Number A-16021 with the Monterey County Water Resources Agency for the amount not to exceed \$193,700 per fiscal year, effective October 1, 2022 thru June 30, 2030, for the Cost Share Agreement with the City of Watsonville, Santa Cruz Flood Control and Water Conservation District -Zone 7, and the Pajaro Regional Flood Management Agency to funding activities of the Pajaro Regional Flood Management Agency; and

b. Consider adopting a resolution to authorize and direct the Auditor-Controller to transfer up to \$193,700 in FY 2022-23 to the Monterey County Water Resources Agency's Pajaro Levee Fund, Fund 112, Appropriation Unit WRA002 from General Fund Contingencies, Fund 001, Appropriation

Unit CAO020 (4/5 vote required).

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

- 16. Consider adopting a resolution approving and authorizing forgiveness of the loan of \$950,000 issued to Monterey County Water Resources Agency, financed by Monterey County’s General Fund Cannabis Tax Assignment (BSA 001-3132) for the Pajaro River Flood Risk Management Project Design Phase.

Nan Kyung Kim, Finance Manager III from the Water Resources Agency

Open for public comments; Jacqueline C. Simon, via Zoom, commented.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Luis A. Alejo to adopt Resolution No. 22-348:

Adopt a resolution approving and authorizing forgiveness of the loan of \$950,000 issued to Monterey County Water Resources Agency, financed by Monterey County’s General Fund Cannabis Tax Assignment (BSA 001-3132) for the Pajaro River Flood Risk Management Project Design Phase.

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

- 17. Public Hearing to consider an appeal by The Open Monterey Project from the June 29, 2022 Planning Commission decision approving a Combined Development Permit for the Highway 156 and Castroville Boulevard Interchange Safety Improvement project, including development on slopes exceeding 25%, within 100 feet of environmentally sensitive habitat areas, and the removal of one Coast Live Oak tree.

Project Location: State Route 156 between Castroville Boulevard (postmile R1.40) and the Moro Cojo Slough Bridge (postmile 1.60), North County Land Use Plan, Coastal Zone (Assessor's Parcel Numbers: 133-081-007-000, 133-073-002-000, 133-073-005-000, 133-073-008-000, 133-073-034-000, 133-073-009-000, 133-073-001-000, 133-073-004-000, 133-073-007-000, 133-072-031-000, 133-073-006-000, 133-073-003-000, 133-072-014-000, 133-072-006-000, 133-071-013-000, 133-071-012-000, 133-071-021-000, 133-071-010-000, 133-071-011-000, and 133-071-008-000)

Proposed CEQA action: Consider a CEQA/NEPA Revalidation Form together Final Environmental Impact Report/Environmental Impact Statement (FEIR/EIS) previously certified by the California Department of Transportation for the State Route 156 West Corridor Project on January 31, 2013 (SCH#1999111063).

Anna Quenga, Principal Planner, in person, from the Housing and Community Development

department requested a continuance.

Open for public comments; woman, in person, no name provided, commented.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Chris Lopez to continue this matter to Tuesday, October 11, 2022:

Hold a Public Hearing to consider an appeal by The Open Monterey Project from the June 29, 2022 Planning Commission decision approving a Combined Development Permit for the Highway 156 and Castroville Boulevard Interchange Safety Improvement project, including development on slopes exceeding 25%, within 100 feet of environmentally sensitive habitat areas, and the removal of one Coast Live Oak tree.

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

18. Receive the notice of adjustment of the annual salary of the members of the Board of Supervisors, in accordance with Section 2.04.370C of the County of Monterey Code consistent with the superior court judge salary adjustments of 1.8% effective July 1, 2022. The salary adjustments will be implemented September 24, 2022.

Kim Moore, Human Resources Manager, in person, verbally presented.

Open for public comments; no public comments made.

Upon consensus the Board:

Received the notice of adjustment of the annual salary of the members of the Board of Supervisors, in accordance with Section 2.04.370C of the County of Monterey Code consistent with the superior court judge salary adjustments of 1.8% effective July 1, 2022. The salary adjustments will be implemented September 24, 2022.

Other Board Matters

County Administrative Officer Comments

19. County Administrative Officer Comments

Charles McKee, County Administrative Officers' comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4639

New Referrals

20. New Referrals

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

Board Comments

21. Board Comments

Board Comments can be heard by clicking the following link:

http://monterey.granicus.com/EditFile.php?clip_id=4639

Read Out from Closed Session by County Counsel

There was no reportable read out from closed session.

Adjourned

The meeting was adjourned at 3:12 p.m. by Chair Supervisor Mary L. Adams.

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

- 22.** a. Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute an agreement with Monterey County Courier Inc dba Sunrise Express to provide delivery services of various medical items between healthcare facilities for an amount not to exceed \$100,000 with an agreement term September 14, 2022 through September 13, 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%) (\$10,000) of the original cost of the agreement.
- c. Approve the NMC Chief Executive Officer's recommendation to accept non-standard insurance provision within the agreement.

Approved

- 23.** a. Ratify the execution by the Chief Executive Officer for Natividad Medical Center (NMC) or his designee of an agreement with U.S. Locums, LLC dba RecruitWell for placement of Locum Tenens Contract Providers at NMC for an amount not to exceed \$100,000 with an agreement term of August 26, 2022 through August 25, 2023; and
- b. Approve the NMC Chief Executive Officer's recommendation to accept non-standard insurance, limitations on liability, and limitations on damages provisions within the agreement.

Approved

- 24.** Authorize the Chief Executive Officer for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement (A-15773) with Kirby Bates Associates for interim leadership services, extending the agreement an additional one (1) year period (January 1, 2023 through December 31, 2023) for a revised full agreement term of January 1, 2022 through December 31, 2023, and adding \$1,000,000 for a revised total agreement amount not to exceed \$1,300,000.

Approved

Health Department

- 25.** Authorize the Director of Health, the Assistant Director of Health, or the Emergency Medical Services (EMS) Director to execute renewal and amendment No. 2 to the Agreement between County of Monterey and Dr. John Beuerle, M.D., M.S., for the provision of Medical Director Services to the Emergency Medical Services Agency, extending the agreement an additional five (5) year period (July 1, 2022 through June 30, 2027) for a revised full agreement term of August 1, 2019 through June 30, 2027, and adding periodic pay increases for a new revised total agreement amount not to exceed \$1,034,746.

Approved

- 26.** Adopt Resolution to:
- a. Amend the Fiscal Year (FY) 2022-23 Health Department Adopted Budget 001-4000-8124-HEA003 to add 1.0 FTE Community Service Aide II (CSAII), 1.0 FTE Office Assistant III (OAI), and 3.0 FTE Public Health Nurse II (PHN II) positions, resulting in estimated increased cost of \$669,112 for FY 2022-23, financed by Mental Health Services Act (MHSA) Prevention and Early Intervention funds; and
 - b. Direct the Auditor-Controller and County Administrative Office to incorporate the position changes in the FY 2022-23 Health Department Adopted Budget 001-4000-8124-HEA003.

Adopted

- 27.**
- 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 Monterey Peninsula Veterinary Emergency and Specialty Care for the term retroactive to July 1, 2022 to July 31, 2024 for the provision of emergency veterinary services to injured or sick domestic animals brought in by Monterey County Animal Services Staff, City of Salinas Animal Services Staff, and/or Good Samaritans in the amount of \$30,000; and
 - b. Approve the recommendation of Director of Health to accept all non-standard provisions in Agreement; and
 - c. 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 and do not exceed 10% (\$3,000) of the original Agreement amount.

Approved

- 28.** Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Mental Health Services Agreement A-15506 between the County of Monterey and Partners for Peace, retroactive to July 1, 2022 for the provision of Prevention and Early Intervention services for parents, families and youths which adds \$92,000 in FY 2022-23, adds \$212,000 in FY 2023-24 and \$212,000 in FY 2024-25, for a new total Agreement amount not to exceed \$887,998, for the full term of July 1, 2021 through June 30, 2025.

Approved

- 29.** Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Mental Health Services Agreement A-15379 between County of Monterey and Pajaro Valley Prevention and Student Assistance, Inc., retroactive to July 1, 2022 for the provision of culturally relevant outreach and engagement activities to the community members of Las Lomas, Pajaro and Royal Oaks, to increase funding amount by \$50,336 for FY 2022-23, add \$518,640 for FY 2023-24 and extend term by one (1) year, for a new total Agreement amount not to exceed \$1,503,109 for the full term of July 1, 2021 through June 30, 2024.

Approved

30. a. Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 3 with SkillSurvey Inc., increasing the amount by \$48,376 for a total Agreement not to exceed, \$176,917, for online employment reference assessment software system for a total term from September 18, 2013 through September 17, 2025; and
- b. Approve and authorize the Director of Health or the Assistant Director of Health to approve one (1) additional amendment not to exceed ten percent (10%) of the Amended Agreement of \$17,691 and will not significantly alter the scope of the subscription service.

Approved

31. a. Approve and authorize the Director of Health or the Assistant Director of Health to execute an Agreement between the County of Monterey and Engineered Products, a Pape Company DBA Overhead Door Company of Salinas for the term September 15, 2022 to September 14, 2024 for the provision of repair and maintenance on garage doors at the Animal Service Facility (160 Hitchcock Rd., Salinas, Ca., 93908) and security rolling gates at the Health Department Administration Building (1270 Natividad Rd., Salinas, CA. 93906) in the amount of \$20,000 for Fiscal Year (FY) 2022-23 and FY 2023-24, for a total Agreement amount not to exceed \$20,000; and
- b. Approve the recommendation of Director of Health to accept all non-standard provisions in Agreement; and
- c. Approve the Director of Health or the Assistant Director of Health to approve up to three (3) future Amendments that do not exceed ten percent (10%) (\$2,000) of the original Agreement amount and does not significantly alter the scope of services.

Approved

Criminal Justice

32. Receive and accept the Annual Real Estate Fraud Report for Fiscal Year (“FY”) 2021-22 submitted by the District Attorney’s Office in accordance with California Government Code section 27388, subdivision (d).

Received

33. Adopt an ordinance approving a military equipment use policy for the District Attorney’s Office pursuant to Assembly Bill 481.

Adopted

General Government

34. Adopt a resolution to:
- a. Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign a Service Agreement with Kofile Technologies, Inc. in an amount not exceeding \$308,819 for the term of

September 15, 2022, to June 30, 2023, for the preservation and conservation of the County Clerk/Recorder's books and maps; and

b. Authorize the Auditor-Controller to amend the County Clerk/Recorder's FY 2022-23 Adopted Budget, Fund 027, Appropriation Unit ACR003, to increase appropriations by \$308,819, financed by fund balance (027-2730-3101) (4/5th vote required).

Adopted

- 35.** Adopt the Secured Roll Tax Rates calculated by the Office of the Auditor-Controller for Fiscal Year 2022-23.

Adopted

- 36.** a. Approve and authorize the Executive Director of the Monterey County Workforce Development Board (WDB) to execute Amendment No. 2 to the WDB's Agreement with the California Employers Association (CEA) for the period of October 1, 2022, through September 30, 2023, for a total agreement amount not to exceed \$64,590; and
- b. Authorize the Executive Director of the WDB to execute one (1) renewal to extend the Agreement for one (1) additional year and increase the annual amount of the Agreement (\$19,795) by an amount not to exceed 10% (\$1,980), subject to County Counsel review, on substantially the same items

Approved

- 37.** a. Approve and authorize the Chief Information Officer to execute retroactively a non-standard Agreement between L3Harris Technologies, Inc., and the County of Monterey, for \$109,000 to provide Security Update Management Services (SUM+) for the County Next Generation Radio System (NGEN) for the term of May 15, 2022, to May 14, 2023; and
- b. Approve non-standard agreement terms as recommended by the Chief Information Officer of the Information Technology Department.
- c. Authorize the Chief Information Officer or designee to execute up to three (3) future amendments, subject to County Counsel review, to extend services by one (1) year per amendment and to allow for a ten percent (10%) annual increase per year provided the amendments do not significantly change the terms of the Agreement, including non-standard terms approved by the Board.

Approved

- 38.** Adopt a resolution authorizing the District Attorney of the County of Monterey, on behalf of the County, to submit a proposal to the California Department of Emergency Services (CalOES) and to execute on behalf of the County the Grant Award Agreement including any extension or amendments thereof.

Adopted

- 39.** a. Approve and authorize the Chief Information Officer to sign retroactively Amendment No. 1 to a non-standard Memorandum of Understanding (MOU) with the Monterey-Salinas Transit District

sublease to the Mount Toro site extending the MOU for an additional two (2) years to June 30, 2024;
and

b. Accept non-standard provisions as recommended by the Chief Information Officer.

Approved

40. a. Approve and authorize the Chief Information Officer to sign retroactively Amendment No. 1 to a non-standard Memorandum of Understanding (MOU) with the Carmel Unified School District sublease to the Mount Toro site extending the MOU for an additional two (2) years to June 30, 2024;
and

b. Accept non-standard provisions as recommended by the Chief Information Officer.

Approved

41. Authorize the Chair to sign a letter to the .Gov Domain Registration requesting the delegation of the domain names of *montereycountyca.gov*, *montereycounty.gov*, *countyofmontereyca.gov*, and *countyofmonterey.gov* to the County of Monterey.

Approved

42. a. Authorize the Registrar of Voters to consolidate and provide specified election services to certain districts relating to the November 8, 2022 General Election;
b. Appoint candidates to governing boards of various districts where the number of persons who filed a declaration of candidacy do not exceed the number of offices to be filled at the November 8, 2022, General Election, and;
c. Solicit candidates for appointment of qualified persons to governing board member positions where no person has filed a declaration of candidacy, as set forth in the attached Exhibits.

Approved

43. Adopt a Resolution approving the amended Conflict of Interest Code of the County Administrative Office.

Adopted

44. Approve and authorize the Chief Information Officer to execute a non-standard agreement with North County Fire Protection District to house radio equipment and a wall mounted cabinet, retroactive for the term of August 1, 2022, through July 31, 2025, at no cost to the County.

Approved

45. Approve the Board of Supervisors of the Monterey County Draft Action Meeting Minutes for the following meeting date: Tuesday, December 7, 2021, Wednesday, December 8, 2021, Tuesday, December 14, 2021, Tuesday, August 23, 2022 and Tuesday, August 30, 2022.

Approved

46. a. Authorize the Chief Information Officer to execute a non-standard Agreement with Spinitar for Board Chamber Audio Visual & Broadcast System Upgrade project services, set forth in Request for

Proposal (RFP) Number 10776, in the amount of \$2,016,247 for the term of October 3, 2022 through October 3, 2025; and

b. Authorize the Chief Information Officer the option to execute up to three (3) additional amendments to this Agreement, each extending the term by one year, where the additional costs per year do not exceed ten percent (10%) of the cost of the prior year, subject to County Counsel review, and provided that the terms and conditions of the agreement remain substantially the same.

c. Consider adopting a resolution to:

i. Authorize and direct the Auditor-Controller to amend the FY 2022-23 Adopted Budget to increase appropriations in the Information Technology Department (ITD) 1930, Appropriation INF002 by \$2,016,247, where the funding source is PEG Fee Restricted Fund Balance (Fund 001-3042, Sub-BSA 193-P), for funding the Board Chamber Audio Visual and Broadcast System Upgrade (RFP 10776) (4/5ths vote required).

Approved

47. Adopt 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.

Adopted

48. On Tuesday, October 26, 2021, the Board adopted the Board of Supervisors' meeting schedule for the calendar year 2022. It is being requested the Board approve adding an additional meeting date of Tuesday, December 13, 2022, to the Board of Supervisors 2022 existing meeting schedule.

Approved

Public Works, Facilities and Parks

49. a. Approve and authorize the Monterey County Laguna Seca Representative to execute a Standard Agreement between Monterey Bay Veterans, Inc. and the County of Monterey to provide wheelchair-accessible golf carts for major events at WeatherTech Raceway at Laguna Seca, for a total amount not to exceed \$10,000, with a term retroactive to April 25, 2022, through December 31, 2022; and
- b. Approve and authorize the Monterey County Laguna Seca Representative to execute up to three (3) future amendments to the Standard Agreement where the total amendments do not exceed \$10,000 and do not significantly change the scope of work, subject to County Counsel approval.

Approved

50. Adopt a resolution to:
- a. Approve and authorize the County Administrative Officer, or designee, to execute the Donation and Acceptance Form for the Establishment of The County of Monterey COVID-19 Memorial Fund,

between the County and the Community Foundation for Monterey County (CFMC);

b. Designate the Director of Public Works, Facilities and Parks (PWFP) as the County's Authorized Representative and the Assistant Director of PWFP or Chief of Facilities to act as the designated Authorized Representative to request distribution(s), as needed, for all funds held within the County of Monterey COVID-19 Memorial fund (Fund); and

c. Direct the Authorized Representative and/or designee(s) to provide the Community Foundation for Monterey County with a digital or wet-signed letter on PWFP letterhead, along with backup documentation as applicable when requesting funds to be transferred to the County. Backup documentation shall include, but not be limited to; description of activities completed since the previous distribution request, copies of invoices, payment applications, and/or record of staff time to be reimbursed, scope of work change orders issued, problems identified, assistance needed, funds received to date, funds being requested.

Adopted

- 51.** Adopt a Resolution to find that County owned property located at 855 East Laurel Drive, Salinas, California 93906, also referred to as Assessor's Parcel Number 003-851-043-000 to be leased is exempt surplus land under the Surplus Land Act pursuant to Government Code Section 54221(f)(1)(F) (i).

Adopted

- 52.** a. Approve the proposed project list to submit to the California Department of Transportation (Caltrans) as candidate projects for Cycle 11 Highway Safety Improvement Program (HSIP); and
b. Authorize the Director of Public Works, Facilities & Parks (PWFP), or designee, to act as the agent for the County in processing all documentation to secure these funds; and
c. Direct PWFP to return to the Board for approval prior to acceptance of any grant award(s).

Approved

Please refer to the Board Orders for the approved and adopted Agreement, Resolution and Ordinance numbers.