

Monterey County

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



Action Minutes - Final

Tuesday, April 12, 2016

9:00 AM

See separate agendas for Board governed Agencies and Special Districts.

Board of Supervisors

*Chair Jane Parker - District 4
Vice Chair Dave Potter - District 5
Supervisor Fernando Armenta - District 1
Supervisor Simón Salinas - District 3
Supervisor John M. Phillips - District 2*

9:00 A.M. - Call to Order

The meeting was called to order by Chair Parker.

Roll Call

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

Additions and Corrections for Closed Session:

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)(2), the Board will confer with legal counsel regarding ~~two~~ four matters of significant exposure to litigation. (REVISED VIA SUPPLEMENTAL AGENDA)
 - b. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding ~~two~~ three matters of potential initiation of litigation. (REVISED VIA SUPPLEMENTAL AGENDA)
 - c. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Save Our Peninsula Committee v. County of Monterey, et al. (Monterey County Superior Court case no. M110694)
 - (2) Livingwell Medical Clinic v. Kamala Harris, et al. (United States District Court case no. C-15-04939-JSW1)
 - (3) Concerned Citizens for Spreckels v. County of Monterey, and Tanimura & Antle (Monterey County Superior Court case no. M133118)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a., b., and c.

10:30 A.M. - Reconvene**Roll Call**

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Phillips.

Additions and Corrections

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 correction:

Correction to Consent Calendar – General Government

31. Additional sentence added to the end of 31.b

- a. Adopt a resolution delegating authority to the Director of Parks, or designee, to pursue grant funds from the Department of Boating and Waterways Quagga and Zebra Mussel Infestation Prevention Fee Program to prevent the spread of quagga and zebra mussels into Monterey County waterways; and
- b. Authorize the Director of Parks, or designee, to negotiate, execute, amend, or terminate Memorandum of Understanding with the County's Bay Area Regional Mussel Prevention partners relating to providing best efforts to comply with the Bay Area Coordinated Regional Mussel Prevention Plan. The authority granted to enter into a new Memorandum of Understanding is limited to entering into an MOU on substantially the same terms as the prior MOU attached hereto, and subject to approval by County Counsel.

A motion was made by Supervisor Simon Salinas, seconded by Supervisor John M. Phillips to approve the correction to agenda. **ALL AYES**

Consent Calendar

2. Approval of Consent Calendar (See Supplemental Sheet)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the Consent Calendar (See Supplemental Sheet).
ALL AYES

Ceremonial Resolutions

3. Adopt Resolution commending Senior Departmental Information Systems Coordinator Hubert Manalo, for receipt of Monterey County Sheriff's Office Professional Staff Employee of 2015. (Full Board)
- A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-080 commending Senior Departmental Information Systems Coordinator Hubert Manalo, for receipt of Monterey County Sheriff's Office Professional Staff Employee of 2015. (Full Board) **ALL AYES**
4. Adopt Proclamation Saturday, April 16, 2016 as "Monterey County Clean-Up Day" in Monterey County and call upon residents, as well as public and private organizations, to participate in Clean-Up Day events in the cities and unincorporated areas throughout the County. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-081 proclaiming Saturday, April 16, 2016 as "Monterey County Clean-Up Day" in Monterey County and call upon

residents, as well as public and private organizations, to participate in Clean-Up Day events in the cities and unincorporated areas throughout the County. (Full Board) **ALL AYES**

5. Adopt Resolution proclaiming the month of May 2016 as “Building Safety Month” in Monterey County. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-082 proclaiming the month of May 2016 as “Building Safety Month” in Monterey County. (Full Board) ALL AYES

6. Adopt Resolution of the Monterey County Board of Supervisors proclaiming April 10-16, 2016 as “National Public Safety Telecommunicators Week” in Monterey County. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-083 proclaiming April 10-16, 2016 as “National Public Safety Telecommunicators Week” in Monterey County. (Full Board) ALL AYES

Appointments

7. Reappoint Ignacio “Mog” Cabatu to the Housing Advisory Committee for a term ending June 14, 2017. (Supervisor Phillips)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to reappoint Ignacio “Mog” Cabatu to the Housing Advisory Committee for a term ending June 14, 2017. (Supervisor Phillips) ALL AYES

8. Appoint Amie Miller to the Juvenile Justice Coordinating Council as the Behavioral Health Services Director member to serve at the pleasure of the Board. (Full Board)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to appoint Amie Miller to the Juvenile Justice Coordinating Council as the Behavioral Health Services Director member to serve at the pleasure of the Board. (Full Board) ALL AYES

9. Appoint Sandy Chamberlain to the Monterey County Workforce Development Board to fill an unscheduled vacancy with a term ending April 26, 2017. (Full Board)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to appoint Sandy Chamberlain to the Monterey County Workforce Development Board to fill an unscheduled vacancy with a term ending April 26, 2017. (Full Board) ALL AYES

10. Appoint Cresencio Diaz to the Monterey County Workforce Development Board to fill an unscheduled vacancy with a term ending June 24, 2017. (Full Board)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to appoint Cresencio Diaz to the Monterey County Workforce Development Board to fill an unscheduled vacancy with a term ending June 24,

2017. (Full Board) ALL AYES**Other Board Matters****11. Board Comments**

There were no Board comments.

12. CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman advised of the following referral from District 5:

Request that the Resource Management Agency (RMA) prioritize completion of the short term rental ordinance by schedule a final meeting of the Short Term Rental Working Group within 30 days, and staff present a complete short term rental ordinance to the Planning Commission in the near future. Requested that County Counsel respond to the question raised in recent correspondence requesting that the County not engage in code violation citations pending development of the short rental ordinance.

13. General Public Comment

Leon Ramirez with Interpreter Charlie Steves; Rosa Elena Espinoza with Interpreter Charlie Steves; Jan Leasure; Susan Bradley; Annie Martin; Robin Cohen; Ken Wright.

Public comment heard after the lunch recess: Chuck Stein; Linda Marin; Hans Jongens; Chip Bates; Joe Vierra; C.W. Friedman.

10:30 A.M. - Scheduled Matters**13.1 Consider approving the First Amendment to the Third Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency relating to preliminary expenditures for the Interlake Tunnel Project. (ADDED VIA ADDENDUM)**

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the First Amendment to the Third Reimbursement and Funding Agreement between the County of Monterey and the Monterey County Water Resources Agency relating to preliminary expenditures for the Interlake Tunnel Project. (ADDED VIA ADDENDUM) ALL AYES

13.2 Consider taking a support position on Assembly Bill 1585 (Alejo) "Monterey County Water Resources Agency. Lake Nacimiento and Lake San Antonio.", as amended April 4, 2016. (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to take a support position on Assembly Bill 1585 (Alejo) "Monterey County Water Resources Agency. Lake Nacimiento and Lake San Antonio.", as amended April 4, 2016. (ADDED VIA ADDENDUM) ALL AYES

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

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

1:30 P.M. - Reconvene Monterey County Board of Supervisors**Budget Workshop**

14. County Administrative Officer Opening Statement
- Dr. Lew Bauman gave an opening statement.**
15. FY 2016-17 Board of Supervisors' Budget Workshop
- Dewayne Woods and Paul Lewis gave a presentation for the Budget Workshop.**

Public Comment

Karen Norstrand; Paulette Lynch; Rick Aldinger; Elsa Quezada.

16. **DEPARTMENTAL BUDGET PRESENTATIONS**
- a. Assessor - Finance & Administration
 - b. Treasurer-Tax Collector - Finance & Administration
 - c. Auditor-Controller - Finance & Administration
 - d. Sheriff's Office - Public Safety & Criminal Justice
 - e. Probation - Public Safety & Criminal Justice
 - f. District Attorney - Public Safety & Criminal Justice
 - g. Public Defender - Public Safety & Criminal Justice
 - h. Parks - Recreation & Education
 - i. Resource Management Agency - Land Use & Environment
 - j. Child Support Services - Public Safety & Criminal Justice
- Stephen Vagnini presented on behalf of the Assessor's Office.**
Mary Zeeb presented on behalf of the Treasurer-Tax Collector.
Ron Holly presented on behalf of the Auditor-Controller.
Michael Moore presented on behalf of the Sheriff's Department.

Marcia Parsons presented on behalf of the Probation Department.
Berkeley Brannon presented on behalf of the District Attorney.
James Egar presented on behalf of the Public Defender.
Mark Mariscal presented on behalf of the Parks Department.
Jayanti Addelman presented on behalf of the Monterey County Free Libraries.
Carl Holm presented on behalf of the Resource Management Agency.
Jody Holtzworth presented on behalf of Child Support Services.

17. Board Discussion and Direction.

The Board received the presentations and asked questions of staff.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to:

- a. Receive an update on budget development as part of the Board of Supervisors' FY 2016-17 Budget Workshop;
- b. Approve implementation of a temporary hiring freeze, with exemptions for Public Safety, Assessor, & Treasurer-Tax Collector, effective immediately and to be re-assessed after adoption of the FY 2016-17 budget; and
- c. Provided direction to staff. ALL AYES

Public Comment

There were no additional public comments.

Adjournment

APPROVED:

/s/ Jane Parker

**JANE PARKER, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: /s/ Gail T. Borkowski

GAIL T. BORKOWSKI

CLERK OF THE BOARD

APPROVED ON 05-10-2016

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

18. Approve and authorize the Deputy Purchasing Agent for (NMC) or his designee to execute Amendment No. 3 to the Agreement (A- 127757) with Everyone's Harvest to operate the Certified Farmers Market at NMC, extending the Agreement an additional three (3) year period for a revised full term of February 1, 2012 through June 30, 2019 and adding \$105,721 for a revised total Agreement amount not to exceed \$285,979.

Approved - Agreement No. A-12757

19. a. Authorize the Chief Executive Officer of Natividad Medical Center (NMC) to execute the Central California Alliance for Health (CAHA) Twentieth (20th) Amendment to the Primary Hospital and Outpatient Laboratory Services Agreement ("Agreement") concerning Outpatient Laboratory incentive ("OLI") payments for NMC's reporting of certain Healthcare Effectiveness Data and Information Set (HEDIS) 2016 Laboratory Test Results.
- b. Authorize the Chief Executive Officer of NMC to execute future non-substantive amendments to the Agreement that pertain solely to CAHA's payment of OLIs for NMC's reporting of HEDIS Laboratory Test Results, subject to County Counsel and County Auditor-Controller approval; delegation of authority expires June 30, 2021.

Approved

Health Department

20. a. Authorize the Director of Health or Assistant Director of Health to execute a three-year term Mental Health Services Agreement (October 1, 2015 to June 30, 2018) with Sacramento Children's Home for the provision of mental health services in the amount of \$188,685 for Fiscal Year (FY) 2015-16, \$283,026 for FY 2016-17, and \$283,026 for FY 2017-18, for a total Agreement not to exceed the amount of \$754,737; and
- b. Authorize the Director of Health or Assistant Director of Health, to execute up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

Approved – Agreement No. A- 13094

21. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute an Agreement with the Monterey Bay Central Labor Council, AFL-CIO, a 501(c)(5) Labor Organization in the

amount of \$178,039.80 for the implementation of SB 18 Medi-Cal Renewal Services for the period of April 1, 2016 - December 31, 2016.

Approved – Agreement No. A-13088

- 22.** Adopt a Resolution authorizing the Monterey County Health Department to submit applications to Department of Resources Recycling and Recovery (“CalRecycle”) for any and all payment programs offered and designating the Monterey County Health Department Director, or his/her designee, as the Signature Authority to execute all documents necessary to secure funding through the payment programs offered by CalRecycle.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-086 authorizing the Monterey County Health Department to submit applications to Department of Resources Recycling and Recovery (“CalRecycle”) for any and all payment programs offered and designating the Monterey County Health Department Director, or his/her designee, as the Signature Authority to execute all documents necessary to secure funding through the payment programs offered by CalRecycle. ALL AYES

- 23.**
- a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign a Services Agreement, No. RSA161004080 (“Agreement”), with RelayHealth, a subsidiary of McKesson Technologies Inc., for the provision of professional services in the development, testing, and implementation of the RelayHealth Solutions health information exchange system, effective upon County’s execution of the Agreement (“Effective Date”) and continuing until termination or expiration of each Order Form executed thereunder; and
 - b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign an Order Form for Solution Schedule 2 (Clinical Solutions), amending and supplementing the Agreement, in the amount of \$81,879, for a term of three (3) years to begin upon Effective Date of Agreement; and
 - c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign up to three (3) future amendments to this Agreement where the amendments do not exceed 10% of the original contract amount (\$8,187.90) and do not significantly change the scope of work.

Approved – Agreement No. A-13089

Department of Social Services

- 24.**
- a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Monterey County Office of Education (MCOE) for leveraging of Title IV-E Foster Care Administrative funds, and to establish current fiscal year financial obligations of both parties for the period July 1, 2015 - June 30, 2016; and
 - b. Authorize the Director of the Department of Social Services to sign up to

three (3) future Fiscal Year agreements establishing the financial obligations of both parties, which do not significantly change the scope of work.

Approved – Agreement No. A-13095

25. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 1 to Agreement No. A-12895 with the Alliance on Aging for the provision of Ombudsman, Health Insurance Counseling and Advocacy Program (HICAP), and Medicare Improvements for Patients and Providers Act (MIPPA) Program services to Monterey County seniors adding \$75,757, effective February 1, 2016, increasing the total contract amount to \$443,610.

Approved – Agreement No. A-12895

26. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 1 to Agreement No. A-12894 with Meals on Wheels of the Salinas Valley adding \$43,677, effective February 1, 2016, for services for the home-delivered meal program, increasing the total contract amount to \$320,151.

Approved – Agreement No. A-12894

27. a. Approve and authorize the Director of the Department of Social Services to sign funding agreement MI-1517-32 for \$14,140 from the California Department of Aging (CDA) for the Medicare Improvements for Patients and Providers Act (MIPPA) of the Health Insurance Counseling and Advocacy Program for the period September 30, 2015 through September 29, 2017; and
b. Authorize the 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% (\$1,410) of the original contract amount, and do not significantly change the scope of work.

Approved – Agreement No. A-13090

28. a. Approve and authorize the Contracts/Purchasing Officer to execute a five (5) year Lease Agreement, effective upon issuance of a Certificate of Occupancy, with James L. Gattis and Calvin J. Barlocker, dba The Central Building, for approximately 4,227 square feet of space located at 234 Monterey Street, in Salinas, California, for use by the Department of Social Services for the Family and Children Services Branch;
b. Direct the Auditor-Controller to make Lease payments as may be adjusted of \$7,748 per month in accordance with the terms of the Lease Agreement;
c. Authorize the Contracts/Purchasing Officer to extend the term of the Lease, subject to two (2) three (3) year options to extend the Lease Agreement for a maximum of six (6) additional years, subject to the terms of the Lease Agreement.

Approved – Agreement No. A-13087

Criminal Justice

29. Authorize the Public Defender to sign a non-standard Grant Agreement with California Endowment for the amount of \$25,000, and to direct the Auditor-Controller to amend the Public Defender's FY 2015-16 Adopted Budget to reflect acceptance of the grant.

Approved

General Government

30. a. Approve and authorize the Director of the Information Technology Department to sign an extension of a lease with the State of California, for its use of rack and tower space in a County communication shelter, extending the term to include July 1, 2015 through June 30, 2020; and
b. Authorize the Director of the Information Technology Department to sign up to five (5) renewals to the lease, of one year each, on the same terms or on terms that are substantially similar to the current lease.

Approved

31. a. Adopt a resolution delegating authority to the Director of Parks, or designee, to pursue grant funds from the Department of Boating and Waterways Quagga and Zebra Mussel Infestation Prevention Fee Program to prevent the spread of quagga and zebra mussels into Monterey County waterways; and
b. Authorize the Director of Parks, or designee, to negotiate, execute, amend, or terminate Memorandum of Understanding with the County's Bay Area Regional Mussel Prevention partners relating to providing best efforts to comply with the Bay Area Coordinated Regional Mussel Prevention Plan.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-085 to: a. Delegate authority to the Director of Parks, or designee, to pursue grant funds from the Department of Boating and Waterways Quagga and Zebra Mussel Infestation Prevention Fee Program to prevent the spread of quagga and zebra mussels into Monterey County waterways; and

b. Authorize the Director of Parks, or designee, to negotiate, execute, amend, or terminate Memorandum of Understanding with the County's Bay Area Regional Mussel Prevention partners relating to providing best efforts to comply with the Bay Area Coordinated Regional Mussel Prevention Plan. The authority granted to enter into a new memorandum of understanding is limited to entering into an MOU on substantially the same terms as the prior MOU attached hereto, and subject to approval by County Counsel. (Revised via Additions & Corrections) ALL AYES

32. Approve and authorize the Contracts/Purchasing Officer or designee to sign the Ergonomics Services Amendment No. 2 with Deidre Rogers dba ErgoVera Economic Consulting to increase the compensation for services under the

Agreement by \$9,000, from \$105,000, for a total amount not to exceed the sum of \$114,000.

Approved – Agreement No. A-12246

- 33.**
- a. Approve and authorize the Director of Information Technology to execute a services agreement and associated schedules, equipment inventories and similar, with Lenovo Inc. for hardware maintenance and support of County-owned Lenovo equipment in the aggregate maximum amount of \$900,000, not to exceed \$300,000 per year, effective March 15, 2016 through March 14, 2019;
 - b. Accept non-standard language in the agreement provided by Lenovo Inc. as recommended by the Director of Information Technology; and
 - c. Authorize the Contracts/Purchasing Officer or the Contracts Purchasing Supervisor to issue purchase orders on an as-needed basis over the next three years as recommended by the Director of Information Technology.

Approved – Agreement No. A-13091

- 34.**
- a. Approve the submission of the unsigned application for Local Board Recertification under the Workforce Innovation and Opportunity Act, (Public Law 113-128) Sections 106 and 107, to the State of California Employment Development Department; and
 - b. Authorize the Chairperson of the Board of Supervisors and the Chairperson of the Monterey County Workforce Development Board to sign the application

Approved

- 35.**
- Receive the 3rd & 4th Quarter of 2015 Action Minutes of the Budget Committee for July 22, 2015, July 29, 2015, September 2, 2015, September 30, 2015, October 28, 2015, November 12, 2015 and December 16, 2015.

Approved

- 36.**
- Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following dates: Friday, February 26, 2016, Tuesday, March 1, 2016, Tuesday, March 8, 2016, Tuesday, August 25, 2015 and Tuesday, October 20, 2015.

Approved

- 37.**
- a. Approve and authorize the Contracts Purchasing Officer or Contracts Purchasing Supervisor to execute a non-standard Agreement with BrainStorm, Inc. for subscriptions to QuickHelp and three (3) hours of installation support, for the term of June 20, 2016 to March 19, 2017, in the amount of \$29,880.00;
 - b. Accept the non-standard language as recommended by the Director of Information Technology; and
 - c. Authorize the Contracts Purchasing Officer to issue purchase orders on an

as-needed basis as recommended by the Director of Information Technology.

Approved – Agreement No. A-13092

37.1

Ratify and extend the County Administrative Officer's Proclamation of Local Emergency due to winter storm damages causing conditions of extreme peril to the safety of persons and property nearby (4/5th vote required). (ADDED VIA ADDENDUM)

**A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-084 to Ratify and extend the County Administrative Officer's Proclamation of Local Emergency due to winter storm damages causing conditions of extreme peril to the safety of persons and property nearby (4/5th vote required). (ADDED VIA ADDENDUM)
ALL AYES**

RMA - General

38.

- a. Approve Agreement with M3 Environmental Consulting, LLC (M3) to provide on-call environmental hygienist consulting services for the County of Monterey, Resource Management Agency, under Request for Proposals (RFP) No. 10498, in an amount not to exceed \$300,000, with the signing of the Agreement through and including October 31, 2018, with the option to extend the Agreement for two (2) additional one- (1) year period(s);
- b. Approve Agreement with Professional Service Industries, Inc. (PSI) to provide on-call environmental hygienist consulting services for the County of Monterey, Resource Management Agency, under Request for Proposals (RFP) No. 10498, in an amount not to exceed \$300,000, with the signing of the Agreement through and including October 31, 2018, with the option to extend the Agreement for two (2) additional one- (1) year period(s);
- c. Approve Agreement with S Tech Consulting, LLC (S Tech) to provide on-call environmental hygienist consulting services for the County of Monterey, Resource Management Agency, under Request for Proposals (RFP) No. 10498, in an amount not to exceed \$300,000, with the signing of the Agreement through and including October 31, 2018, with the option to extend the Agreement for two (2) additional one- (1) year period(s);
- d. Approve Agreement with Meca Consulting, Inc., dba Millennium Consulting Associates (Millennium Consulting Associates), to provide on-call environmental hygienist consulting services for the County of Monterey, Resource Management Agency, under Request for Proposals (RFP) No. 10498, in an amount not to exceed \$300,000, with the signing of the Agreement through and including October 31, 2018, with the option to extend the Agreement for two (2) additional one- (1) year period(s); and
- e. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Agreements and future amendments to the Agreements where the amendments do not significantly alter the scope of work or change the approved amount of the Agreements.

Approved – Agreement Nos. A-13099 (M3 Environmental Consulting, LLC);

A13100 (Professional Service Industries, Inc); A-13101 (S Tech Consulting, LLC); A-13102 (Millennium Consulting Assoc.)

- 39.
- a. Approve a Professional Services Agreement with Whitson and Associates, Inc. dba Whitson Engineers for a total amount not to exceed \$1,113,987 to provide Final Design of the Carmel River Floodplain Restoration and Environmental Enhancement (CRFREE) Project, in Carmel, for a term of April 13, 2016 to December 31, 2017; and
 - b. Approve a Reimbursement Agreement with The Big Sur Land Trust, a California nonprofit public benefit corporation, for a total amount not to exceed \$580,000 to allow reimbursement to Monterey County for costs incurred by Whitson and Associates, Inc. dba Whitson Engineers, to provide Final Design of the CRFREE Project, in Carmel, for a term effective upon latest date of signature until full reimbursement; and
 - c. Authorize the Resource Management Agency Director to execute the Professional Services Agreement, Reimbursement Agreement and future amendments to the Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts.

Approved – Agreement No. A-13085 (Whitson and Associates, Inc. dba Whitson Engineers); A-13086 (The Big Sur Land Trust)

RMA - Public Works

- 40.
- Authorize the Chair of the Board of Supervisors to execute the following agreements with the State Public Works Board of the State of California, the Department of Corrections and Rehabilitation of the State of California, and the Board of State and Community Corrections of the State of California: Ground Lease; Easement Agreement for Grants of Access, Utilities and Repairs; and Right of Entry for Construction and Operation, in substantially the form attached, thereby allowing the Jail Housing Addition Project to proceed under the terms of AB 900 Jail Financing Program Phase II.

Approved – Agreement No. A- 13096 (Community corrections of the State of California Ground Lease); A-13097 (Easement Agreement for Grants of Access, Utilities and Repairs); A-13098 (CA Dept. of Corrections and Rehab - Jail Financing Program Phase II)

- 41.
- Introduce, waive the reading and set April 26, 2016 at 10:30 a.m. (Consent Agenda) to adopt an ordinance amending Section 12.28.012 of the Monterey County Code to establish a prohibition of the stopping, parking, or standing of commercial vehicles at any time on both sides of Washington Street from the centerline with Jefferson Street to Payson Street; and on Scott Street from the centerline with Grant Street to Lincoln Street in the Chualar area of the unincorporated area of Monterey County.

Approved

- 42.
- Introduce, waive the reading, and set April 26, 2016 at 10:30 a.m. (Consent

Agenda) as the date and time to consider adoption of an ordinance amending Section 12.28.035 of the Monterey County Code to establish no parking between seven a.m. and noon on both sides of Morse Drive from the centerline with State Highway 1 southerly to the centerline of Flanders Drive in the Carmel area of the unincorporated area of Monterey County.

Approved

- 43.**
- a. Approve Contributed Funds Agreement between Monterey County and the Bureau of Land Management (BLM) for BLM administration costs estimated to be in the amount of \$3,970, for the construction of the State Route 68/Corral de Tierra Intersection Improvement project; and
 - b. Authorize the Resource Management Agency Director to execute the Contributed Funds Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

Approved – Agreement No. A-13093

- 44.**
- a. Ratify the submittal of a grant application to the California Department of Transportation for Systemic Safety Analysis Report Program (SSARP) grant funds of \$90,000, to evaluate county roadway facilities and identify treatments to address identified issues;
 - b. Authorize the Resource Management Agency Director, or his designee, to accept, administer, and execute documents to secure these funds from the California Department of Transportation.

Approved

- 45.**
- a. Award a contract to Pueblo Construction, Inc., the lowest responsible and responsive bidder, for San Lucas Branch Library, Project No.8548 (Project), Bid Package No.10567, in the total amount of \$657,704;
 - b. Approve the Performance and Payment Bonds executed and provided by Pueblo Construction, Inc. and Ohio Casualty Insurance Company;
 - c. Authorize a contingency, not to exceed 10 percent of the contract amount, to provide funding for approved contract change orders;
 - d. Authorize the Interim Director of Public Works and Facilities to execute the contract and, subject to the terms of the August 28, 2001 Board Order, approve contract change orders where each change order does not exceed \$25,000, plus 5 percent of the amount of the original contract cost in excess of \$250,000; and
 - e. Authorize the Director of Public Works and Facilities to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when he determines the contract is complete in all respects in accordance with the Plans and Special Provisions for the construction of the San Lucas Branch Library, Project No.8548, Bid Package No.10567, performed by Pueblo Construction, Inc.

Approved – Construction No. 2015 -024