

Monterey County

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



Action Minutes - Draft

Tuesday, December 13, 2016

9:00 AM

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 John M. Phillips, Supervisor Simón Salinas, Supervisor Fernando Armenta and Supervisor Dave Potter

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)(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) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)
 - (3) The Open Monterey Project v. County of Monterey, et al. (Monterey County Superior Court case no. M109441)
 - b. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.
 - c. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:
 - (1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca
Agency Negotiator(s): Dewayne Woods, Assistant County Administrative Officer; Leslie J. Girard, Chief Assistant County Counsel
Negotiating Parties: Friends of Laguna Seca; World Automobile Championship of CA, LLC; and, International Speedway Corporation
Under negotiation: Price and Terms
 - (2) Property: Portions of APN 243-211-19 and APN 243-221-18.
Agency Negotiator(s): Carl Holm, RMA Director
Negotiating Parties: Victorine Ranch Mutual Water Company
Under negotiation: Price and Terms
 - d. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.

(1) Ian Czirban

e. Pursuant to Government Code section 54957(a), the Board will confer with Sheriff and County Counsel regarding a potential threat to the security of public facilities and services.

f. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:

(1) Designated representatives: Manuel Gonzalez and Brette Neal
Employee Organization(s): A, B, C L, M, N & S (REVISED VIA ADDENDUM)

g. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Public Defender. (ADDED VIA ADDENDUM)

h. Pursuant to Government Code Section 54957.6, the Board will confer with negotiator Lew Bauman regarding the position of Public Defender. (ADDED VIA ADDENDUM)

i. Pursuant to Government Code section 54956.9(d)(1) the Board will confer with legal counsel regarding existing litigation: College Ville Farm Workers, Inc. v. County of Monterey (Monterey County Superior Court Case No. 16AP000001) (ADDED VIA ADDENDUM)

CLOSED SESSION REPORT

a. 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) Landwatch Monterey County v. County of Monterey, et al. (Monterey County Superior Court case no. M109434)

(3) The Open Monterey Project v. County of Monterey, et al. (Monterey County Superior Court case no. M109441)

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a.(1), (2), and (3).

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

CLOSED SESSION REPORT: The Board took no reportable action on item 1.b.

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

**(1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca
Agency Negotiator(s): Dewayne Woods, Assistant County Administrative Officer; Leslie J. Girard, Chief Assistant County Counsel**

Negotiating Parties: Friends of Laguna Seca; World Automobile Championship of CA, LLC; and, International Speedway Corporation

Under negotiation: Price and Terms

(2) Property: Portions of APN 243-211-19 and APN 243-221-18.

Agency Negotiator(s): Carl Holm, RMA Director

Negotiating Parties: Victorine Ranch Mutual Water Company

Under negotiation: Price and Terms

CLOSED SESSION REPORT: The Board took no reportable actions on item 1.c. (1) and (2).

d. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.

(1) Ian Czirban

CLOSED SESSION REPORT: The Board unanimously rejected the claim of Ian Czirban.

e. Pursuant to Government Code section 54957(a), the Board will confer with Sheriff and County Counsel regarding a potential threat to the security of public facilities and services.

CLOSED SESSION REPORT: The Board took no reportable action on item 1.e.

f. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:

(1) Designated representatives: Manuel Gonzalez and Brette Neal

Employee Organization(s): A, B, C L, M, N & S (REVISED VIA ADDENDUM)

CLOSED SESSION REPORT: The Board conferred with labor negotiators and reached a tentative agreement with Units A, B, C, M, and N.

g. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Public Defender. (ADDED VIA ADDENDUM)

CLOSED SESSION REPORT: The Board took no reportable action on item 1.g.

h. Pursuant to Government Code Section 54957.6, the Board will confer with negotiator Lew Bauman regarding the position of Public Defender. (ADDED VIA ADDENDUM)

CLOSED SESSION REPORT: The Board took no reportable action on item 1.h.

i. Pursuant to Government Code section 54956.9(d)(1) the Board will confer with legal counsel regarding existing litigation: College Ville Farm Workers, Inc. v. County of Monterey (Monterey County Superior Court Case No. 16AP000001) (ADDED VIA ADDENDUM)

CLOSED SESSION REPORT: The Board took no reportable action on item 1.i.

10:30 A.M. - Reconvene Monterey County Board of Supervisors

Roll Call

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

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Salinas.

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 corrections:

Correction to Consent Calendar – Natividad Medical Center

14. Revised Title Submitted, now reads:

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute a License Agreement with Cross Cultural Communications for the licensure of proprietary teaching and textbook materials for use in the training of NMC interpreters with an agreement term December 15, 2016 through December 14, 2021.

Correction to Consent Calendar - RMA Administration

47. Revised Title Submitted: d. now reads

a. Amend the Resource Management Agency division of Public Works and Facilities, Budget Unit 8443, to reallocate one (1.0) Bridge Maintenance Worker position to one (1.0) Road Maintenance Worker position as indicated in the attached Resolution;

b. Amend the Resource Management Agency division of Administration, Budget Unit 8222, to reallocate one (1.0) Administrative Secretary Confidential to one (1.0) Administrative Secretary position as indicated in the attached Resolution;

c. Authorize the Auditor Controller and County Administrative Office to incorporate the approved position changes in the FY2016 17 Budget; and

d. Direct the Auditor-Controller to incorporate the approved changes in the FY 2016 2017 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the corrections to the agenda. ALL AYES

Consent Calendar

2. Approval of Consent Calendar (See Supplemental Sheet)

Supervisor Potter pulled items 54.1 and 59 and commented on the items.

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

12:35 P.M. - Recess to End of Year Reception

The Board recessed to the end of year reception and announced the meeting would reconvene at 2:00 p.m.

2:00 P.M. - Reconvene Monterey County Board of Supervisors

Roll Call

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

Ceremonial Resolutions

3. Adopt a Resolution commending and honoring Supervisor Fernando Armenta for his accomplishments over the past 16 years as Monterey County Supervisor and for nearly 10 years as Salinas City Council Member upon his retirement from public service. (Full Board)

Public comment: Senator Bill Monning; Reed Sanders; Erica Parker; Mayor Joe Gunter; Julie Filice-SEIU 521; Jesse Herrera-Latino Network of Monterey County; Jose Arreola; Ken Dursa; Male-no name given; Sid Williams; Jacqueline Simon; Christa Pernell; Brian Contreras; Rosemary Soto; Margaret Serna-Bonetti; Mel Mason; Juan Martnez; James Starking Wolfe; Male-no name given; Woman-no name given.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-317 commending and honoring Supervisor Fernando Armenta for his accomplishments over the past 16 years as Monterey County Supervisor and for nearly 10 years as Salinas City Council Member upon his retirement from public service. (Full Board) ALL AYES

4. Adopt a Resolution commending and honoring Supervisor Dave Potter for his accomplishments over the past 20 years as Monterey County Supervisor and for 4 years as Monterey City Council Member upon his retirement from public service. (Full Board)

Public comment: Senator Bill Monning; Reed Sanders; Erica Parker; Julie Filice-SEIU 521; Ken Dursa; Arthur McGlaughlin; Sid Williams; Mr. Stanley; Bill Carrothers; Jacqueline Simon; Mary Goblersh; Madelyn Clark; John Martinez; Brian Turlington; Len Foster; Kelly O'Keefe; Bryan Flores.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-318 commending and honoring Supervisor Dave Potter for his accomplishments over the past 20 years as Monterey County Supervisor and for 4 years as Monterey City Council Member upon his retirement from public service. (Full Board) ALL AYES

Appointments

5. Reappoint Hailey Dicken-Young to the Mental Health Commission as an Associate Member for a term ending December 31, 2017. (Supervisor Potter)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to reappoint Hailey Dicken-Young to the Mental Health Commission as an Associate Member for a term ending December 31, 2017. (Supervisor Potter) ALL AYES

- 5.1 Reappoint Richard Denier to the Community Service Area 50 Citizen's Advisory Committee for a term ending January 1, 2020. (Supervisor Potter) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to reappoint Richard Denier to the Community Service Area 50

Citizen's Advisory Committee for a term ending January 1, 2020. (Supervisor Potter) (ADDED VIA ADDENDUM) ALL AYES

- 5.2** Reappoint Lance Monosoff to the Community Service Area 50 Citizen's Advisory Committee for a term ending January 1, 2020. (Supervisor Potter) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to reappoint Lance Monosoff to the Community Service Area 50 Citizen's Advisory Committee for a term ending January 1, 2020. (Supervisor Potter) (ADDED VIA ADDENDUM) ALL AYES

Other Board Matters

- 6.** Board Comments

There were no Board comments.

- 7.** CAO Comments and Referrals

County Administrative Officer Dr. Lew Bauman advised he received a wake-up call from former Supervisor Lou Calcagno extending his gratitude to Supervisors Armenta and Supervisor Potter for their service on the Board of Supervisors and to the County of Monterey. He wished them the best in their future endeavors.

- 8.** General Public Comment

Eloise Shim; James Eggleston; Dr. Laura Solorio; Denise Frishmuth; Sean Edwards; Jan Shriner; Marry Haggins; Demitrius Pineda; Andy Hsia-Coron; Glen Schaller; Mary Hsia-coron; Laurie Evy; Margaret Serna-Bonetti; Mary Flodene; Steve Eklund; Gertrude Smith; Linda Marin; Female-no name given; Mary Smith; Chad; Bill Lipe; Bill Hunter; Hans Jongens; Jeff Mullins; Wes White.

1:30 P.M. - Scheduled Matters - Heard after 2:00 P.M.

- 9.** Public hearing to adopt an ordinance adding Chapter 7.02 to the Monterey County Code to require annual business licenses for commercial cannabis business operations in unincorporated areas of Monterey County.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to hold a public hearing and adopt Ordinance No. 5280 adding Chapter 7.02 to the Monterey County Code to require annual business licenses for commercial cannabis business operations in unincorporated areas of Monterey County. ALL AYES

- 10.** Approve and authorize the chair of the Board of Supervisors to execute a Historic Property Contract with Julie K. Hansen, owner of the Alma Urmston House located at 3191 Del Ciervo Road, Pebble Beach (Assessor's Parcel Number: 008-371-002-000)
CEQA Action: Categorically Exempt pursuant to Section 15331 of the

guidelines

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to approve and authorize the chair of the Board of Supervisors to execute a Historic Property Contract (Agreement No. A-13392) with Julie K. Hansen, owner of the Alma Urmston House located at 3191 Del Ciervo Road, Pebble Beach (Assessor's Parcel Number: 008-371-002-000) CEQA Action: Categorically Exempt pursuant to Section 15331 of the guidelines. ALL AYES

11. REF150053/ REF150054 - EVENTS

Adopt a Resolution establishing interpretive guidelines for Title 21 of the County Code regarding large-scale special events.

Proposed CEQA Action: Adoption of interpretive guidelines for existing policy and regulations is not a project per Section 15321 of the CEQA Guidelines.

Countywide.

Public comment: Tanny Blunt; Dale MCAuley; Marilyn Schultz; Anthony Carabethian; Gerard Madivoe; Martha Diehl; Kim Stemsler; Frank Hennessey; Dale Ellison; Mark Stillwell; Anthony Lombardo; Priscilla Walton; Bill Lipe.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to make no change to the Monterey County Code Title 21 regarding large-scale events and interpretive guidellines. ALL AYES

12. Consider adopting a resolution authorizing the Chair of the Board of Supervisors to execute a Joint Powers Authority agreement establishing the Salinas Valley Basin Groundwater Sustainability Agency ("SVBGSA").

Public comment: Bill Carrothers; Colby Perrera; Kurt Goldnick; Janet Brennan; Ken Ecklund; Brett Harrell; Abby Hart; Abby Taylor-Silva; Kim Stemsler; Eric Tienan; Nancy Isakson; Alfred Diaz Infante; Tom Vrsick; Jan Shriner; Bill Lipe; Ann Myrie; Jay Donato.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to adopt Resolution No. 16-327 authorizing the Chair of the Board of Supervisors to execute a Joint Powers Authority agreement establishing the Salinas Valley Basin Groundwater Sustainability Agency ("SVBGSA"), with amended language as stated on the record by County Counsel. ALL AYES

Approximately 5:05 P.M. - Recess to continued Closed Session

Approximately 5:19 P.M -Reconvened

Roll Call

Chair Parker left the dais at approximately 5:48 pm and passed the gavel to Vice Chair Potter to act as Chair.

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

13.

PLN040061 - Rancho Canada Ventures, LLC (Rancho Canada Village Subdivision)

Public hearing to consider:

- a. Certification of the Rancho Canada Village Project Environmental Impact Report (EIR);
- b. Adoption of CEQA findings and a Statement of Overriding Considerations for the 130-unit Alternative;
- c. Amendment of the text of General Plan Policy CV-1.27 so that the 130-unit Alternative shall be required to provide a minimum of 20% affordable housing, rather than 50%, affordable/workforce housing;
- d. Rezoning of approximately 37.7 acres of the 130-unit Alternative site that occupies the former West Course of the Rancho Canada Golf Course from Public/Quasi-Public (P/Q-P -D-S-RAZ) to Medium-Density Residential (MDR-D-S-RAZ) and Lot 130 from Public/Quasi-Public (P/Q-P -D-S-RAZ) to Low-Density Residential (LDR -S-D-RAZ);
- e. Approval of a Combined Development Permit for the Rancho Canada Village project (PLN040061, 130-unit alternative), including:
 1. Vesting Tentative Subdivision Map subdividing 81.7 acres into 130 residential lots, common areas and roadways and a 39.4-acre open space lot; and
 2. Development in the Carmel River Floodplain; tree removal, allowing the removal of up to 139 native trees; and grading and infrastructure installation, including installation of a below-grade drainage pipe and culvert to improve area-wide flood control and drainage.
- f. Adoption of a Mitigation and Monitoring Reporting Plan

Proposed CEQA Action: Certify the Rancho Canada Village Environmental Impact Report

Location: Rancho Canada Golf Club, 4860 Carmel Valley Road, Carmel Valley, Carmel Valley Master Plan. (ATTACHMENTS ADDED VIA SUPPLEMENTAL - MEMO & RESOLUTION)

Public comment: Bob Bugardis; Larry Levine; Dr. Michael Batchik; Ray Stevenson; Cathy Knight; Michael Robbins; Charlie Hayes comments read by Margaret Robbins; Barbara Grace; Mike Gudreaux comments read by Dale Agron; Dave Hendricks comments read by Margaret Robbins; Sandy James comments read by Margaret Robbins; Dick Stott; Chuck Besman comments read by Dale Agron; Bill Parker; Edna's comments read by Priscilla Walton; Kip Hopkins; Tim Brodman; Eric Sand; Rick Manning; Priscilla Walton; Lea McGee; Paola Bertrand; Sandra Schechter; Robert Morris; Audrey Morris; Loren Latendre; Mibs McCarthy; Hann Priestly; Brian Clark; Jeff; Anthony Walker; Matt Hale.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to conduct a Public hearing and adopt Resolution No. 16-334 and Ordinance 5281:

a. Adopted Resolution 16-334 (Exhibit B.1) to:

- 1. Certify that: The Rancho Canada Village Final Environmental Impact**

Report (FEIR) (SCH#: 20006081150) has been completed in compliance with CEQA; the FEIR was presented to the Board of Supervisors and the Board of Supervisors reviewed and considered the FEIR prior to approving the project; and the FEIR reflects the County's independent judgment and analysis;

2. Adopt the above CEQA findings for approval of the project and adopt the Statement of Overriding Considerations;

3. Amend the text of General Plan Policy CV-1.27;

4. Approve a Combined Development Permit for the Rancho Canada Village Subdivision Project 130-unit Alternative, consisting of:

a. Vesting Tentative Subdivision Map for the 130-unit Alternative, subdividing 81.7 acres into 130 residential lots, common areas and roadways and a 39.4-acre open space lot;

b. Development in the Carmel River Floodplain; tree removal, allowing the removal of up to 139 native trees; and grading and infrastructure installation, including installation of a below-grade drainage pipe and culvert to improve area-wide flood control and drainage; and

5. Adopt the Mitigation Monitoring and Reporting Plan.

b. Adopted Ordinance 5281 (Exhibit B.2) rezoning approximately 37.7 acres of the 130-unit Alternative site that occupies the former West Course of the Rancho Canada Golf Course from Public/Quasi-Public (P/Q-P-D-S-RAZ) to Medium-Density Residential (MDR-D-S-RAZ) and Lot 130 from Public/Quasi-Public (P/Q-P-D-S-RAZ) to Low-Density Residential (LDR-S-D-RAZ).

(ATTACHMENTS ADDED VIA SUPPLEMENTAL - MEMO & RESOLUTION). 4-0
(Supervisor Parker Absent)

Adjournment

APPROVED:

**MARY L. ADAMS, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: _____

**GAIL T. BORKOWSKI
CLERK OF THE BOARD**

APPROVED ON _____

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

14. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute a License Agreement with Cross Cultural Communications for the purchase and licensure of proprietary teaching and textbook materials for use in the training of NMC interpreters with a not to exceed of \$30,000 and with an agreement term December 15, 2016 through December 14, 2021.
- Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute a License Agreement with Cross Cultural Communications for the licensure of proprietary teaching and textbook materials for use in the training of NMC interpreters with an agreement term December 15, 2016 through December 14, 2021. (REVISED VIA ADDITIONS/CORRECTIONS)**
Approved - Agreement No. A-13375
15. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Third Amendment to Professional Services Agreement with Kalle Varav, M.D. to provide pain management services at NMC effective January 1, 2017, extending the term by twenty-four months, for a revised term of January 1, 2013 to December 31, 2018 and adding \$200,000, for a revised not to exceed amount of \$500,000; and
b. Authorize the Deputy Purchasing Agent for NMC to execute up to three (3) future amendments to this Agreement where the total amendments do not exceed the term by more than twelve (12) months, do not exceed 10% (\$10,000) of the original contract amount and do not significantly change the scope of work.
- Approved - Agreement No. A-12830**
16. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Seventh Amendment to the Professional Services Agreement (A-12234) with Danny Tan DDS to provide dental services to NMC patients, effective January 1, 2017, adding \$25,000 for a revised total not to exceed amount of \$370,000 for the full term of the Agreement, February 1, 2011 to June 30, 2017.
- Approved - Agreement No. A-12234**
17. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 2 to the agreement with Robert Wiltse & Associates to provide inspection services for various construction projects per OSHPD approved plans and specifications for NMC, adding \$105,000 for a revised total agreement amount not to exceed \$200,000 and with no change to the agreement term of August 15, 2013 through June

30, 2018; and

b. Authorize the Deputy Purchasing Agent 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%) of the original cost of the agreement per each amendment.

Approved - Agreement No. A-13398

18.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional Medical Services Agreement with Monterey Anesthesia Professionals (MAP) to provide anesthesia services at NMC for the period January 1, 2017 to December 31, 2019 for a total amount not to exceed \$11,221,005; and

b. Authorize the Deputy Purchasing Agent for NMC to execute up to three (3) future amendments to this Agreement where the total amendments do not exceed the term by more than twelve (12) months, do not exceed 10% (\$1,122,100) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-13387

19.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 1 to the agreement (A-12637) with Intelligent Medical Objects, Inc. (IMO) for software subscription, software implementation, migration, and software maintenance services at NMC, extending the agreement an additional twelve (12) month period (January 28, 2017 through January 27, 2018) for a revised full agreement term of January 28, 2014 through January 27, 2018, and adding \$31,600 for a revised total agreement amount not to exceed \$141,400; and

b. Authorize the Deputy Purchasing Agent 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%) of the original cost of the agreement per each amendment.

Approved - Agreement No. A12637

20.

Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-09333) with RehabCare Group of California, LLC d/b/a Kindred Hospital Rehabilitation (formerly d/b/a RehabCare) for Rehabilitation Program Management Services at NMC, extending the term of the Agreement on a month to month basis as needed until June 30, 2017 or until a new Agreement has been finalized and executed, whichever is earlier, and increasing the amount by an additional \$500,000 for a revised total Agreement amount of \$15,257,720.

Approved - Agreement No. A-09333

Health Department

21. a. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute an Agreement with Common Cents Systems, Inc. in the amount of \$139,980.20, for software maintenance/technical support based upon eleven user licenses for the ApolloLIMS Laboratory Information Management Software, lab interfaces, cache, database, and profession services for the period of November 1, 2016 to June 30, 2020; and
- b. Authorize the Contracts/Purchasing Officer Contracts/Purchasing Supervisor to approve further amendments to this Agreement where the total amendments do not exceed ten percent (10%) \$13,998 of the original contract amount and do not significantly change the scope of services.

Approved - Agreement No. A-13404

22. a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 1 to Agreement No. A-12642 with San Benito County in the amount of \$186,164 per year, for a revised total amount not to exceed \$1,116,984, for the revised full term of October 1, 2013 to September 30, 2019, to continue services in San Benito County that assist Supplemental Nutrition Assistance Program-Education (SNAP-Ed) eligible consumers in adopting healthy eating and physical activity behaviors as part of a healthy lifestyle; and
- b. Authorize the Contracts/Purchasing Officer to approve three future amendments to this Agreement where the total amendments do not exceed ten percent (10%) \$18,616 of the original contract amount and do not significantly change the scope of services.

Approved - Agreement No. A-12642

23. a. Authorize Access Support Network (ASN), pursuant to RFP No. 105723, under California Health & Safety Code Section 121349.1 to operate under the Public Health Bureau's oversight and pursuant to all applicable local, state, and federal laws, a Syringe Exchange Program (SEP) within Monterey County; and
- b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign a Standard Agreement with Access Support Network (ASN) for the Syringe Exchange Program (SEP) services to clients who are eighteen (18) years or older, pursuant to RFP No. 105723, for the period of November 15, 2016 to June 30, 2018.

Approved - Agreement No. A-13405

24. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 4 to the Professional Services Agreement with The Regents of the University of California, a California Constitution corporation, on behalf of the University of California, San Francisco, School of Medicine, Department

of Medicine at San Francisco General Hospital, Division of Endocrinology, for physician services, extending the term for an additional year for a revised term of September 21, 2011 to December 31, 2017 and increasing the amount by \$55,300 for a revised total not to exceed \$301,250.

Approved - Agreement No. A-13389

- 25.**
- a. Approve and authorize the Director of Health or the Assistant Director of Health to sign a Renewal and Amendment No.1 to the Agreement with the Literacy Campaign for Monterey County (Literacy Campaign) retroactive to August 1, 2016, extending the term through June 30, 2017, and increasing the contract amount from \$6,809 to \$11,302 (payable to the County); and
 - b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three (3) amendments that in the aggregate do not exceed 10% (\$681) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-13108

- 26.**
- a. Approve and authorize the Director of Health or the Assistant Director of Health to sign an Agreement between the City of Gonzales (City) and County of Monterey on behalf of the County Health Department (MCHD), for evaluation services to be performed by MCHD Planning, Evaluation, and Policy Unit for a maximum liability of \$65,562, for the term retroactive to July 1, 2016 through June 30, 2018.
 - b. Approve and authorize the Director of Health or the Assistant Director of Health to sign up to three amendments that in the aggregate do not exceed 10 % (\$6,556) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-13388

- 27.**
- a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute a four (4) year Agreement with Netsmart Technologies, Inc. for the provision of implementation services of the Electronic Medical Record system for additional professional/technical consulting services for Fiscal Years (FYs) 2016-17 through FY 2019-20 in the amount of \$300,000, and software license subscriptions, maintenance/ support and professional services, and technical support in the amount of \$95,250 for FY 2016-17, \$668,596 for FY 2017-18, \$668,596 for FY 2018-19, and \$668,596 for FY 2019-20, for a total Agreement amount not to exceed \$2,401,038, retroactive to July 1, 2016 through June 30, 2020; and
 - b. Accept the non-standard risk terms regarding limitations on liability, limitations of warranty, indemnification, and insurance, as recommended by the Director of Health; and
 - c. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$240,104) of the original Agreement

amount and do not significantly alter the scope of services.

Approved - Agreement No. A-13376

- 28.** Approve and authorize the Director of Health or Assistant Director of Health to execute a no-extension Amendment No. 2 to Alcohol and/or Drug Service Agreement A-12786 with Sun Street Centers for the provision of alcohol and drug recovery services in the increased amount of \$382,802 for Fiscal Year (FY) 2016-17, and \$269,272 for FY 2017-18, for a revised total Agreement amount not to exceed \$5,133,841 for the term July 1, 2015 - June 30, 2018.

Approved - Agreement No. A-12786

- 28.1** Authorize the Director of Health or Assistant Director of Health to execute Amendment No. 1, the SB 18 Medi-Cal Renewal Services Contract Agreement A-13088 with Monterey Bay Central Labor Council to increase funding from \$178,039.80 to \$227,045.14 (an increase of \$49,005.34) from additional state allocations for AB 82 Medi-Cal Outreach and Enrollment (\$28,938.94) and SB 18 Medi-Cal Renewal Services (\$20,066.40), to extend contract date from December 31, 2016 to December 31, 2018, and to replace Exhibit A Scope of Services/Payment Provisions with Exhibit A1 to include additional services.

Approved - Agreement No. A-13088

- 28.2**
- a. Accept a \$20,000 Grant Award from Central California Alliance for Health (CAAH) in support of the purchase of wall-mounted diagnostic systems at the Laurel Internal Medicine; and
 - b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement ("Agreement"), Grant number 0716-MCHD-CS-E5, with (CAAH) to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau ("County"), in the amount of \$20,000 for the purchase of wall-mounted diagnostic systems at the Laurel Internal Medicine, effective on the date of execution by County and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved - Agreement No. A-13403

- 28.3**
- a. Accept a \$20,000 Grant Award from Central California Alliance for Health (CAAH) in support of the purchase of the MyLab Gamma Portable Ultrasound at the Alisal Health Center; and
 - b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement ("Agreement"), Grant number 0716-MCHD-CS-E1, with (CAAH) to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau ("County"), in the amount of \$20,000 for the purchase of the MyLab Gamma Portable Ultrasound at the Alisal Health Center,

effective on the date of execution by County and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved - Agreement No. A-13377

28.4

- a. Accept a \$20,000 Grant Award from Central California Alliance for Health (CAAH) in support of the purchase of wall-mounted diagnostic systems at the Laurel Pediatric Clinic; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0716-MCHD-CS-E4, with (CAAH) to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$20,000 for the purchase of wall-mounted diagnostic systems at the Laurel Pediatric Clinic, effective on the date of execution by County and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved - Agreement No. A-13378

28.5

- a. Accept a \$20,000 Grant Award from Central California Alliance for Health (CAAH) in support of the purchase of wall-mounted diagnostic systems, audiometers, scales, stadiometers at the Marina Health Center; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0716-MCHD-CS-E3, with (CAAH) to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$20,000 for the purchase of wall-mounted diagnostic systems, audiometers, scales, stadiometers at the Marina Health Center, effective on the date of execution by County and terminating three (3) years after the Grant effective date or such later date as the parties may mutually agree in writing.

Approved - Agreement No. A-13379

28.6

- a. Accept a \$20,000 Grant Award from Central California Alliance for Health (CAAH) in support of the purchase of barrier-free exam tables and table-mount exam LED lights for the Seaside Family Health Center; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute a Medi-Cal Capacity Grant Allocation Agreement (“Agreement”), Grant number 0716-MCHD-CS-E2, with (CAAH) to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$20,000 for the purchase of barrier-free exam tables and table-mount exam LED lights for the Seaside Family Health Center, effective on the date of execution by County and terminating three (3) years after the date of execution or such later date as the parties may mutually agree in writing.

Approved - Agreement No. A-13380

- 28.7** a. ~~Authorize the reallocation of 1.0 FTE Environmental Health Specialist II (4000-HEA005-8114) to 1.0 FTE Environmental Health Specialist IV, (4000-HEA005-8116); and~~
b. ~~Authorize the County Administrative Office to incorporate approved position changes in the FY 2016-17 Adopted Budget. (REMOVED VIA SUPPLEMENTAL)~~

This Item removed via the Supplemental Agenda.

- 28.8** a. ~~Authorize the amendment to Fiscal Year (FY) 2016-17 Health Department Budget (4000-HEA006-8109) to add two (2.0) Emergency Medical Services-EMS Analyst positions; and~~
b. ~~Authorize the County Administrative Office to reflect approved changes in the FY 2016-17 Adopted Budget. (REMOVED VIA SUPPLEMENTAL)~~

This item was removed via the Supplemental Agenda.

Department of Social Services

- 29.** a. Approve and authorize the Contracts/Purchasing Officer to execute a Third Amendment to extend the Lease Agreement A-08449, effective upon mutual execution, with LaGuardia, LLC until December 31, 2017 for 28,244 square feet of general office and training space for use by the Department of Social Services; and
b. Authorize the Auditor/Controller to make Lease payments of \$42,168 per month in accordance with the terms of the Lease Agreement.

Approved - Agreement No. A-08449

- 29.1** a. Approve and authorize the Director of the Department of Social Services to sign Amendment No. 4 to Agreement No. A-12810 with Housing Resource Center of Monterey County, adding \$250,000, effective January 1, 2017, to continue the Family Stabilization Program and Housing Support Program for CalWORKs recipients, through March 31, 2017 and increasing the total contract amount to \$2,337,019.

Approved - Agreement No. A-12810

Criminal Justice

- 30.** a. Approve and Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment #1 to a Standard Agreement with Fred Hardee, Doing Business as Hardee Investigations, which adds \$76,900 to the agreement, for a total not to exceed amount of \$171,900; and
b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing

Supervisor to sign up to two (2) amendments totaling up to ten percent (10%) of the agreement (\$17,190) where the amendments do not significantly change the scope of work and the total cumulative cost of this contract does not exceed \$189,090.

Approve - Agreement No. A-13390

- 31.
- a. Authorize the Chair of the Board to sign a Memorandum of Understanding (MOU) with the Superior Court of California, County of Monterey for participation of four County agencies in the Driving Under the Influence (DUI) grant for the period October 1, 2016 to September 30, 2017; and
 - b. Authorize the Chair to sign Amendments to the MOU as required by the grant in case of extension.

Approved - Agreement No. A-13414

General Government

- 32.
- a. Ratify the federal E-Rate application submitted by Monterey County Free Libraries, dated July 21, 2016, to fund upgrade of public wireless internet connections available at library branches in order to meet recommended California State Library minimum connectivity standards and authorize acceptance of the federal E-Rate subsidy, if it is awarded;
 - b. Ratify the Sales Order Agreement, E-Rate, with AMS.NET, Inc., and Amendment No. 1 to this Agreement, executed by Monterey County Free Libraries on July 18, 2016, for E-Rate eligible multi-service networking equipment and services, to implement the upgrade of public wireless internet connections at library branches, in an amount not to exceed \$185,000.00, for a term retroactive to July 18, 2016 through June 31, 2017;
 - c. Approve Amendment No. 2 to the Sales Order Agreement with AMS.NET, Inc., in order to fully state the rights and obligations of the parties;
 - d. Authorize the Director of Monterey County Free Libraries to sign Amendment No. 2 to the Sales Order Agreement with AMS.NET, Inc; and
 - e. Authorize the Director of Monterey County Free Libraries to purchase critical equipment and professional services prior to E-Rate funding authorization, pursuant to the AMS, Net, Inc. Sales Order Agreement, as amended, up to the full value of the agreement and to seek E-Rate discount reimbursements, assuming funding discounts are authorized by the federal E-Rate program.

Approved - Agreement No. A-13394

- 33.
- a. Approve and Authorize the County Clerk/Recorder (CCR) to enter into an Agreement including non-standard provisions with Tyler Technologies, Inc. (Tyler) for integrated computer software for the period of December 31, 2016 through June 30, 2019 in an amount not to exceed \$891,829; and
 - b. Approve an increase in the 2016-17 Fiscal Year estimated revenue and

appropriations of \$679,926.00 in the County Clerk/Recorder's Budget unit (1180-ACR002-8004) (4/5th vote required); and

c. Authorize the Auditor-Controller to amend the FY 2016-17 Budget to reflect these actions and transfer funds as utilized from the County Clerk/Recorder's Modernization Account 020-2751 to the County Clerk/Recorder's Budget unit (1180-ACR002-8004).

d. Authorize the County Clerk/Recorder to execute up to three (3) future amendments to the Agreement that do not significantly alter the scope of work and do not cause a total increase of more than 10% of the original Agreement cost (\$89,182.90). (ATTACHMENTS SUBMITTED VIA SUPPLEMENTAL)

Approved - Agreement No. A-13391

- 34.** Adopt Resolution to approve and order the proposed amendments to the conflict of interest code of the Monterey County Free Libraries department.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resoluiton No. 16-325 to approve and order the proposed amendments to the conflict of interest code of the Monterey County Free Libraries department. ALL AYES

- 35.**
- a. Approve and authorize the Director of Emergency Communications to sign a Memorandum of Understanding between the County and the City of Salinas to reimburse the County for its purchase and maintenance of an Inform CAD Shotspotter Interface and associated equipment and services, and to establish the parties' obligations in utilizing the ShotSpotter application; and
 - b. Ratify actions taken by the Contracts Purchasing Officer to authorize placement of ShotSpotter sensors onto County property. (REVISED TITLE VIA SUPPLEMENTAL)

Approved - Agreement No. A-13399

- 36.**
- a. Receive and accept the FY 2015-16 Budget End of Year Report from the County Administrative Office;
 - b. Authorize the Auditor-Controller's Office to modify the FY 2016-17 Adopted Budget by increasing revenue in the amount of \$2,866,568 to be allocated to the District Attorney and Emergency Communications Departmental budgets as outlined on the last page of the Budget End of Year Report (4/5th vote required).

Approved

- 37.**
- a. Approve the distribution of excess proceeds resulting from the sale of real property at the Tax Collector's public internet auction regarding claims on three identified properties; and
 - b. Approve the interpleader of excess proceeds resulting from the sale of real property at the Tax Collector's public internet auction regarding unresolved

disputed claims on five identified properties.

Approved

- 38.**
- a. Approve and authorize, retroactively, the Library Director or her Designee to submit, on behalf of Monterey County Free Libraries, a grant application to Pacific Library Partnership for \$15,000.00 to partially fund the purchase of LyndaLibrary online computer and business skills training services for the public and County staff;
 - b. Approve and authorize, retroactively, the Library Director or her Designee to accept a grant of \$15,000.00 from Pacific Library Partnership to partially fund the purchase of LyndaLibrary online computer and business skills training services for the public and County staff;
 - c. Approve and authorize the Library Director or her Designee to enter into a non-standard agreement with LinkedIn Corporation for purchase of a subscription to LyndaLibrary online computer and business skills training services, in the maximum amount of \$18,400.00, for a period of one year, from January 13, 2017 to January 13, 2018;
 - d. Approve non-standard agreement terms as recommended by the Director of Monterey County Free Libraries; and
 - e. Approve and authorize the Library Director or her Designee to execute a maximum of three (3) renewals, of one year each, of the agreement with LinkedIn Corporation for LyndaLibrary online services, subject to County Counsel review, where the cost of renewals do not exceed 10 percent of the original cost (\$1,840.00 maximum additional cost), and do not significantly alter the nonstandard provisions approved by the Board of Supervisors.

Approved Agreement No.: A-13393

- 39.**
- a. As Chief Elected Official, approve, sign and authorize the Monterey County Workforce Development Board Executive Director to execute a non-standard software license subscription agreement with ACT, Inc., for provision of ACT Career Ready 101 software licenses in the amount of \$13,925, for the period of December 1, 2016 through November 30, 2017;
 - b. Accept the recommendations of the Executive Director of the Monterey County Workforce Development Board regarding non-standard provisions in the Agreement;
 - c. Approve and authorize the Executive Director of the Monterey County Workforce Development Board, to execute four (4) amendments to the agreement adding one (1) year each, contingent upon County Counsel review, where the cost of each amendment does not exceed, ten percent (10%) of the original contract amount (\$1,392 maximum increase per amendment) and does not significantly change the non-standard contract provisions approved by the Board; and
 - d. Approve and authorize the Executive Director of the Monterey County Workforce Development Board to execute indemnity agreements with San

Luis Obispo and Santa Cruz counties, in which San Luis Obispo and Santa Cruz counties indemnify Monterey County and the Monterey County Workforce Development Board for their use of the ACT Career Ready 101 software license.

Approved - Agreement Nos. A-13400 (ACT. Inc.); A-13401(San Luis Obispo County); and A-13402 (Santa Cruz County).

- 40.
- a. Receive the Certified Statement of Votes Cast and declare final the results of the November 8, 2016 Presidential Election as set forth in the attached document;
 - b. Declare "elected" the candidates to each office under the Board's jurisdiction; and
 - c. Appoint in lieu of election the candidates to their respective offices that have insufficient nominees to cause an election as set forth in the attached document.

Approved

- 41.
- a. Approve and authorize the Interim Director of the Information Technology Department, or his designee, to sign an agreement with the State of California, for its use of County telephones at the America's Job Center of California located at 730 La Guardia Street, Salinas, CA, retroactive to July 1, 2016 through June 30, 2017 at a maximum cost of \$13,740.00; and
 - b. Authorize the Interim Director of the Information Technology Department, or his designee, to sign up to five (5) renewals to the agreement, of one year each, on the same terms or on terms that are substantially similar to the current Agreement.

Approved - Agreement No. A-13396

- 42.
- Adopt Resolution to:
- a. Approve a variance from the Countywide Records Management Policy adopted July 1, 2014, regarding real property records related to lending activities by the Economic Development Department (EDD);
 - b. Approve a variance from the Countywide Records Management Policy adopted July 1, 2014, regarding agreements and documents entered into as a result of outside grant funding;
 - c. Approve the Records Retention Schedule for the EDD for the storage and/or destruction of County records as set forth by federal and state laws, county codes and policies (4/5ths vote required); and
 - d. Authorize the Director of EDD or designee to destroy or cause the destruction of County records in accordance with the approved EDD Records Retention Schedule (4/5ths vote required).

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-328 to:

- a. Approve a variance from the Countywide Records Management Policy adopted July 1, 2014, regarding real property records related to lending activities by the Economic Development Department (EDD);**

- b. Approve a variance from the Countywide Records Management Policy adopted July 1, 2014, regarding agreements and documents entered into as a result of outside grant funding;
- c. Approve the Records Retention Schedule for the EDD for the storage and/or destruction of County records as set forth by federal and state laws, county codes and policies (4/5ths vote required); and
- d. Authorize the Director of EDD or designee to destroy or cause the destruction of County records in accordance with the approved EDD Records Retention Schedule (4/5ths vote required). **ALL AYES**

- 43.** Approve amendments to the Treasurer-Tax Collector's FY 2016-17 Adopted Budget to support new County functions for issuance of business licenses and collection of taxes for commercial cannabis businesses operating in unincorporated Monterey County, as follows:
- a. Increase allocated positions to add one Management Analyst III, one Accountant III, and one Accounting Technician in Property Tax unit 1170-TRE001-8263;
 - b. Increase FY 2016-17 estimated revenue and appropriations by \$228,491 in Treasurer-Tax Collector - Property Tax budget 1170-TRE001-8263 to fund salaries and benefits for new positions (\$120,353), equipment, services and supplies (\$34,323), and facility security enhancements to the County Treasury (\$73,815) (4/5th vote required);
 - c. Direct the County Administrative Office to incorporate approved changes in the Fiscal Year 2016-17 Adopted Budget and the Human Resources Department to implement approved changes in the Advantage HRM System; and
 - d. Authorize the Auditor-Controller to increase estimated revenue and appropriations by \$228,491 in Treasurer-Tax Collector - Property Tax budget 1170-TRE001-8263 (4/5th vote required)

Approved

- 44.** Approve the agreement to reappoint Charles J. McKee as Monterey County Counsel and authorize the Chair to execute agreement.

Approved - Agreement No. A-09350

- 45.** As Chief Elected Official for the Monterey County workforce development area,
- a. Approve and authorize Assistant County Administrative Officer Nick Chiulos to execute a standard agreement in the maximum amount of \$25,000 with the California Workforce Association, to provide technical assistance to the Monterey Workforce Development Board for competitive selection of a Workforce Innovation Opportunity Act One-Stop Operator and a Title I Youth Services provider, for the period retroactive to December 6, 2016 through June 30, 2017; and
 - b. Approve and authorize the appointment of Assistant County Administrative Officer Nick Chiulos to act as agent for the Monterey County Workforce Development Board to conduct competitive selection of a

Workforce Innovation Opportunity Act One-Stop Operator and a Title I Youth Services provider.

Approved - Agreement No. A-13386

- 46.
- a. Approve and authorize the Acting Director of Information Technology to accept a donation of network equipment and associated hardware support valued at \$21,424.44 from Arista Networks Inc., to evaluate and plan for network upgrades; and
 - b. Authorize the Information Technology Department to use the equipment for testing and research in the Information Technology Department's laboratory.

Approved

- 46.1
- Adopt a resolution to:
- a. Ratify and extend the County Administrative Officer's Proclamation of a Local Emergency to repair approximately 1,200 linear feet of roadside culverts and ditches that are filled with sediment as a result of accelerated erosion on nearby fields. The culverts and ditches drain westerly beginning 0.35 miles west of the intersection of Blackie Road and Rolling Meadows Lane; and,
 - b. Find the repair work statutorily exempt from the California Environmental Quality Act (CEQA) under CEQA Guidelines Section 15269(c) for emergency projects (4/5th vote required). (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-320 a. Ratify and extend the County Administrative Officer's Proclamation of a Local Emergency to repair approximately 1,200 linear feet of roadside culverts and ditches that are filled with sediment as a result of accelerated erosion on nearby fields. The culverts and ditches drain westerly beginning 0.35 miles west of the intersection of Blackie Road and Rolling Meadows Lane; and,

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

RMA - Administration

- 47.
- a. Amend the Resource Management Agency division of Public Works and Facilities, Budget Unit 8443, to reallocate one (1.0) Bridge Maintenance Worker position to one (1.0) Road Maintenance Worker position as indicated in the attached Resolution;
 - b. Amend the Resource Management Agency division of Administration, Budget Unit 8222, to reallocate one (1.0) Administrative Secretary-Confidential to one (1.0) Administrative Secretary position as indicated in the attached Resolution;
 - c. Authorize the Auditor-Controller and County Administrative Office to incorporate the approved position changes in the FY2016-17 Budget; and
 - d. Direct the County Administrative Office to incorporate the approved

changes in the FY 2016-2017 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

- a. Amend the Resource Management Agency division of Public Works and Facilities, Budget Unit 8443, to reallocate one (1.0) Bridge Maintenance Worker position to one (1.0) Road Maintenance Worker position as indicated in the attached Resolution 16-326;**
 - b. Amend the Resource Management Agency division of Administration, Budget Unit 8222, to reallocate one (1.0) Administrative Secretary Confidential to one (1.0) Administrative Secretary position as indicated in the attached Resolution;**
 - c. Authorize the Auditor-Controller and County Administrative Office to incorporate the approved position changes in the FY2016 17 Budget; and**
 - d. Direct the Auditor-Controller to incorporate the approved changes in the FY 2016 2017 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.**
- (Revised Via Additions/Corrections)**
Approved

- 48.**
- a. Authorize Auditor-Controller to increase appropriations in the amount of \$752,970 in the FY 2016-17 Adopted Budget for the Capital Projects Fund, 402-3000-8468-RMA014, where the financing source is uncommitted fund balance, 402-3101 (4/5th vote required);
 - b. Authorize Auditor-Controller to increase appropriations and revenues in the CAO's Other Financing Uses, Fund 001-1050-8038-CAO017 in the amount of \$3,793,260 in the FY 2016-17 Adopted Budget, where the financing source is the General Fund Capital Assignment fund balance, 001-3065 (4/5th vote required); and
 - c. Authorize Auditor-Controller to transfer \$3,793,260 from the CAO's Fund 001-1050-8038-CAO017 to the Capital Projects Fund, 402-3000-8468-RMA014 (4/5th vote required).

Approved

- 49.**
- a. Approve and Authorize the integration of the Parks Department into the Resource Management Agency (RMA) effective in FY 2017-18; and,
 - b. Authorize the Auditor-Controller to take the necessary actions to program the Advantage system to incorporate the Parks Department (7500) budget units into the RMA (3000) budget structure for FY 2017-18 including the transfer of positions and units.

Approved

- 50.**
- a. Receive the results of the Toro Area Community survey in support of the formation of a community services district to provide sewer services;
 - b. Support directing staff to develop a Memorandum of Understanding (MOU) between the County of Monterey and the Monterey Regional Water Pollution Control Agency (MRWPCA) for the preparation of a Focused Wastewater Service Area Study that will provide a current assessment of regional opportunities for sewer service area consolidation, including a Basis of Design for infrastructure to serve the Toro Area;

- c. Support funding of the Focused Wastewater Service Area Study with \$125,000 from the Resource Management Agency Facilities Maintenance Projects Fund (RMA004-401-3000-8184); and
- d. Support a request by the Board to the Local Area Formation Commission (LAFCO) to provide an opinion on the possible formation of an independent Community Services District (CSD) to take ownership of the wastewater system that currently serves the Toro Community.

Approved

RMA - Land Use and Community Development

- 51.** PLN160366 - Risdell, Inc., A California Corporation
Accept an Amendment Number 2 to a Conservation and Scenic Easement Deed for the Risdell, Inc. Property.
(3177 Del Cervo Road, Pebble Beach, Del Monte Forest Land Use Plan, Coastal Zone)
Approved
- 52.** PLN 160485/Sonne
Adopting a resolution finding that a Public Convenience or Necessity (PCN) would be served by the issuance of a Type 42 (On-Sale Beer and Wine) license to Eric W. Sonne and Karen K. Sonne ("Pairing to Go") from the Department of Alcoholic Beverage Control.
19 E. Carmel Valley Road, Carmel Valley Master Plan
A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-322 finding that a Public Convenience or Necessity (PCN) would be served by the issuance of a Type 42 (On-Sale Beer and Wine) license to Eric W. Sonne and Karen K. Sonne ("Pairing to Go") from the Department of Alcoholic Beverage Control. 19 E. Carmel Valley Road, Carmel Valley Master Plan -PLN 160485/Sonne ALL AYES
- 53.** PLN100138 - Pebble Beach Company Concept Plan
- a. Approve a Parcel Map for a minor subdivision to divide a 58.22 acre parcel (Areas B and C) into a parcel for a parking facility (Lot 1: 4.873 acres), two preservation parcels totaling 48.493 acres (Parcel A: 19.459 acres and Parcel B: 29.034 acres), and a road and utility parcel (Parcel C: 4.855 acres);
 - b. Accept the Conservation and Scenic Easement Deed;
 - c. Authorize the Chair to execute the Conservation and Scenic Easement Deed; and
 - d. Direct the Clerk of the Board to submit the Parcel Map, and the Conservation and Scenic Easement Deed, to the County Recorder for recording, subject to the collection of the applicable recording fees.
- Proposed CEQA Action: Statutorily Exempt per CEQA Guidelines Section 15268(b)(3)
(Parcel Map and Conservation and Scenic Easement Deed - Area BC, Del

Monte Forest Land Use Plan)

Approved

- 54.** Continue to April 18, 2017, the public hearing regarding:
- a. Addendum No 3 to the Final Environmental Impact Report for the 2010 Monterey County General Plan (#7-01, SCH #20071212001)(“FEIR”); and
 - b. Amendments to the 2010 Monterey County General Plan to implement litigation settlement agreements with Land Watch Monterey County and The Open Monterey Project. (REF150010/General Plan Amendment No. 3)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to Continue to April 18, 2017, the public hearing regarding:

- a. Addendum No 3 to the Final Environmental Impact Report for the 2010 Monterey County General Plan (#7-01, SCH #20071212001)(“FEIR”); and**
- b. Amendments to the 2010 Monterey County General Plan to implement litigation settlement agreements with Land Watch Monterey County and The Open Monterey Project. (REF150010/General Plan Amendment No. 3)**

PROJECT INFORMATION:

Planning File Numbers: REF150010

Applicant: County of Monterey

Project Location: County-wide (non-coastal)

CEQA Action: Addendum No. 3 to EIR#07-01, SCH#2007121001 -

ALL AYES

- 54.1** Adopt a Resolution of Intent to initiate the development of an Inclusive Playground at Toro Park by Tatum’s Garden Foundation (TGF), and authorize the RMA Director/Interim Parks Director to work with TGF to achieve this end

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution of Intention No. 16-329 to initiate the development of an Inclusive Playground at Toro Park by Tatum’s Garden Foundation (TGF), and authorize the RMA Director/Interim Parks Director to work with TGF to achieve this end. ALL AYES

RMA-Public Works and Facilities

- 55.**
- a. Adopt the Plans and Specifications for Phase III of the Monterey County Government Center East/West Wing Renovation, Project No. 8864, Bid Package No.10599; and
 - b. Authorize the Interim Deputy Director of Public Works & Facilities to advertise for bids in the Monterey County Weekly.

Approved - Construction No. 2016-015

- 56.**
- a. Approve Amendment No. 3 to Standard Agreement No. A-12833 with Alex S. Hale to continue to provide real estate services to increase the not to exceed amount of \$200,000 by \$42,000 for a total amount not to exceed \$242,000 and to extend the expiration date from December 31, 2016 for approximately thirteen (13) additional months through January 28, 2018, for a revised term from January 28, 2013 to January 28, 2018; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 3 to the Standard Agreement 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-12833

- 57.
- a. Approve Amendment No. 4 to the Professional Services Agreement with Honeywell International, Inc. (Agreement or PSA) to continue to provide services associated with on-call repair and maintenance services to heating, ventilation, air conditioning and refrigeration (HVACR) systems for various County facilities, to increase the not to exceed amount of \$100,000 by \$180,000 for a total amount not to exceed \$280,000 and to extend the expiration date from June 30, 2017 for twenty-eight (28) additional months through October 31, 2019, for a revised term from November 1, 2014 to October 31, 2019; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 4 to the Professional Services Agreement 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-13397

- 58.
- a. Approve Amendment No. 1 to Standard Agreement No. A-12995 with Quinn Rental Services to continue to provide rental equipment to: update the rental rates; increase the not to exceed amount of \$150,000 by \$450,000 for a total amount not to exceed \$600,000; and extend the expiration date from December 31, 2016 for three (3) additional years through December 31, 2019, for a revised term from November 1, 2015 to December 31, 2019; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 1 to the Standard Agreement 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-12995

- 59.
- Adopt a Resolution:
- a. Requesting the California Department of Transportation (Caltrans) to replace pre-existing No Parking At Any Time (R26A (CA)) signs on State Route One (SR-1), in the vicinity of Point Lobos State Park; and
- b. Directing the Resource Management Agency Deputy Director of Public Works and Facilities to forward an executed copy of the Resolution to Caltrans.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt Resolution No. 16-333;

- a. Requesting the California Department of Transportation (Caltrans) to replace pre-existing No Parking At Any Time (R26A (CA)) signs on State Route One (SR-1), in the vicinity of Point Lobos State Park; and
 - b. Directing the Resource Management Agency Deputy Director of Public Works and Facilities to forward an executed copy of the Resolution to Caltrans.
- ALL AYES**