

# **Monterey County**

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



## **Action Minutes - Draft**

**Tuesday, February 7, 2017**

**9:00 AM**

**See separate agendas for Boards governed Agencies and Special Districts.**

## **Board of Supervisors**

*Chair Mary L. Adams - District 5  
Vice Chair Luis Alejo - District 1  
Supervisor John M. Phillips - District 2  
Supervisor Simon Salinas - District 3  
Supervisor Jane Parker - District 4*

**9:00 A.M. - Call to Order**

The meeting was called to order by Chair Adams.

**Roll Call**

**Present:** 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

**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 54956.8, 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; International Speedway Corporation; and SCRAMP  
Under negotiation: Price and Terms
    - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:  
(1) Chevron U.S.A. Inc., et al. v. County of Monterey, et al. (Monterey County Superior Court case number 16-CV-003978)  
(2) Aera Energy LLC, et al. v. County of Monterey, et al. (Monterey County Superior Court case number 16-CV-003980).
- CLOSED SESSION REPORT: The Board conferred with counsel and took no reportable actions on items 1.a. and 1.b.**

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

*Present: Diego Celis, Interpreter*

**Present:** 5 - Supervisor Mary L. Adams, Supervisor Luis Alejo, Supervisor John M. Phillips, Supervisor Simón Salinas and Supervisor Jane Parker

**Pledge of Allegiance**

The Pledge of Allegiance was led by Supervisor Alejo. See Water Resources Agency minutes.

**Additions and Corrections**

There were no additions or corrections to the agenda.

**Consent Calendar**

2. Approval of Consent Calendar (See Supplemental Sheet)
- Supervisor Phillips pulled item 15 and requested the item return to the Board in a couple of weeks with a report on the programs.
- A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips to approve the Consent Calendar (See Supplemental Sheet), with the exception of item 15. ALL AYES
- Re: Item No. 15: A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to remove this item from the agenda and directed staff to return in March 2017 with a report on the programs. ALL AYES

**Ceremonial Resolutions**

3. Adopt Resolution commending Deputy Cynthia Shaffer, Monterey County of Monterey Sheriff's Office upon her retirement from thirty-one years of Public Service. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-019 commending Deputy Cynthia Shaffer, Monterey County of Monterey Sheriff's Office upon her retirement from thirty-one years of Public Service. (Full Board) ALL AYES
4. Adopt Resolution commending Vehicle Abatement Enforcement Officer, Phillip Hickenbottom, Monterey County Sheriff's Office upon his retirement from eighteen years of public service and twenty-three years as a Reserve Deputy. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-020 commending Vehicle Abatement Enforcement Officer, Phillip Hickenbottom, Monterey County Sheriff's Office upon his retirement from eighteen years of public service and twenty-three years as a Reserve Deputy. (Full Board) ALL AYES

**Appointments**

5. Reappoint Gertrude Smith to the Commission on the Status of Women for a term ending February 1, 2020. (Supervisor Parker)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to reappoint Gertrude Smith to the Commission on the Status of Women for a term ending January 31, 2019. (Supervisor Parker) ALL AYES**

6. Reappoint Lauren DaSilva to the Commission on the Status of Women for a term ending February 1, 2020. (Supervisor Parker)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to reappoint Lauren DaSilva to the Commission on the Status of Women for a term ending January 31, 2019. (Supervisor Parker) ALL AYES**

7. Reappoint Karen Araujo to the Commission on the Status of Women for a term ending February 1, 2020. (Supervisor Parker)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to reappoint Karen Araujo to the Commission on the Status of Women for a term ending January 31, 2019. (Supervisor Parker) ALL AYES**

- 7.1 Reappoint Mark Trabling to the Housing Advisory Committee for a term ending January 1, 2020. (Supervisor Phillips)

**A motion was made by Supervisor Simón Salinas, seconded by Supervisor Jane Parker to reappoint Mark Trabling to the Housing Advisory Committee for a term ending January 1, 2020. (Supervisor Phillips) ALL AYES**

### **Other Board Matters**

8. Board Comments

**Supervisors Adams advised she received a nice letter addressed to the Board of Supervisors from Chamber Music of Monterey County thanking the Board for the \$4,500 grant from the Arts Council.**

9. CAO Comments and Referrals

**County Administrative Officer Dr. Lew Bauman received a letter from the Government Finance Officers Association (GFOA) recognizing the Budget and Analysis Division with a Distinguished Budget Presentation Award for the County Budget document, which serves as a policy document, financial plan, operations guide and communication device to the organization and the public. Paul Lewis, the Budget team and the Departments, led by the Board's Budget committee, made this possible. Congratulations to the Budget team.**

**Dr. Bauman advised of the following referral from District 1 (Supervisor Alejo) : Consider adopting a resolution to maintain trust and safety for local immigrants. This will be coming to the Board next week.**

**Supervisor Parker requested the Legislative Committee consider a resolution generally stating the Board's position, in order to have a prepared and coordinated response, to issues the Board may be dealing with in the coming year. Supervisor Alejo advised the Legislative Committee is paying attention to a number of things coming out of the Executive branch, and the Committee will consider and provide input on how to craft such a response.**

10. General Public Comment
- Joe Vierra; Hans Jongens; Bill Carrothers.**
11. Consider Authorizing the Chair of the Board to send a Comment Letter to the California Department of Conservation, Division of Oil, Gas and Geothermal Resources regarding the San Ardo and McCool Ranch Aquifer Exemption Expansion Application.
- Public comment: Dr. Beverly Bean; Laura Solorio; Andy Hsia-Coron; Megan Lopez; Deidre Means; Mary Hsia-Coron; Bill Carrothers; Joe Vierra; Hans Jongens; Michael Means.**
- A motion was made by Supervisor Jane Parker, seconded by Supervisor Luis Alejo to authorize the Chair of the Board to send a Comment Letter to the California Department of Conservation, Division of Oil, Gas and Geothermal Resources regarding the San Ardo and McCool Ranch Aquifer Exemption Expansion Application. ALL AYES**

### **10:30 A.M. - Scheduled Matters**

- 11.1
- a. Approve and authorize the Director of Health to sign a Memorandum of Understanding with the City of Salinas to authorize the Animal Control Services Administration Pilot Project, including the County's contribution to funding of a joint Animal Services Administrator in the approximate amount of \$90,162; and
- b. Approve and amend the FY 16-17 Health Department's Animal Services Budget (4000-HEA001-8442) to increase appropriations and revenues by \$60,000 (4/5th vote required); and
- c. Approve and authorize the Auditor-Controller to amend the FY 16-17 Health Department's Animal Services Budget (4000-HEA001-8442) to reflect the changes in appropriations and revenues.
- Public comment: Mayor Joe Gunter; Cathy Stanley; Margaret Young; Brian Murphy; Viliska Lujan; Mark Wyrick; Debra Palmer; David Alexander.**
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to continue this item to February 14, 2017 to address Ad-Hoc Committee appointments, directed staff to connect with stakeholders and return on April 11, 2017 for consideration to:**
- a. Approve and authorize the Director of Health to sign a Memorandum of Understanding with the City of Salinas to authorize the Animal Control Services Administration Pilot Project, including the County's contribution to funding of a joint Animal Services Administrator in the approximate amount of \$90,162;
- b. Approve and amend the Fiscal Year (FY) 16 17 Health Department's Animal Services Budget (4000 HEA001 8442) to increase appropriations and revenues by \$60,000 (4/5th vote required); and
- c. Approve and authorize the Auditor Controller to amend the FY 16 17 Health Department's Animal Services Budget (4000 HEA001 8442) to reflect the changes in appropriations and revenues. **ALL AYES**

**Adjournment**

**APPROVED:**

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

**ATTEST:**

**BY: \_\_\_\_\_**

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

**APPROVED ON \_\_\_\_\_**

**Supplemental Sheet, Consent Calendar****Health Department**

12. Approve and authorize the Director of Health or Assistant Director of Health to execute a no extension Amendment No. 2 to Mental Health Services Agreement A-12724 with Pajaro Valley Prevention and Student Assistance, Inc. to increase the Fiscal Year (FY) 2016-17 amount from \$286,000 to \$390,000 (an increase of \$104,000), and increase FY 2017-18 amount from \$286,000 to \$390,000 (an increase of \$104,000), for a revised total Agreement amount not to exceed \$1,066,000 for the same term of July 1, 2015 through June 30, 2018.

**Approved - Agreement No. A-12724**

13. a. Approve and Authorize the Director of Health, or Assistant Director of Health to sign a County of Monterey Standard Agreement with Peninsula Business Interiors for new product, delivery and installation services of new furniture for the Seaside Family Health Center expansion, for a total contract amount not to exceed \$325,000.00, for the period of February 15, 2017 to June 30, 2018; and
- b. Authorize the Director of Health or Assistant Director of Health to one (1) future amendment to this Agreement where the amendments do not exceed 10% of the total annual amount (\$32,500.00) and do not significantly change the scope of work.

**Approved - Agreement No. A-13447**

**Department of Social Services**

14. a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Community Homeless Solutions for \$160,148 to provide housing and homeless services, domestic violence counseling, and information and referral to residents of Monterey County, retroactive to January 1, 2017 through December 31, 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% (\$16,014) of the original contract amount, and do not significantly change the scope of work.

**Approved - Agreement No. A-13445**

**Criminal Justice**

15. Accept the Inmate Welfare Trust Fund Annual Report for the Fiscal Year 2015-16.

**A motion was made by Supervisor Jane Parker, seconded by Supervisor John M. Phillips to remove this item from the agenda and directed staff to return in March 2017 with a report on the programs. ALL AYES**

### **General Government**

16. Approve the Memorandum of Understanding (MOU) for the Monterey County Public Defenders' Association Unit D for the period July 1, 2016 through August 31, 2019.

**Approved**

17. Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following meeting dates: Tuesday, September 13, 2016, Tuesday, September 20, 2016, Tuesday, September 27, 2016, Thursday, September 29, 2016, Tuesday, October 04, 2016, Tuesday, October 11, 2016, Tuesday, October 18, 2016, Tuesday, November 01, 2016, Tuesday, November 08, 2016, Tuesday, November 15, 2016, Tuesday, November 22, 2016, Tuesday, December 13, 2016 and Thursday, December 22, 2016.

**Approved**

18. Adopt a Resolution to:
- Amend the FY 2016-17 Human Resources Department Budget HRD001, Units 8402, 8403, 8404 and 8445 to add and delete positions in the Human Resources Department as indicated in Attachment A; and
  - Authorize the Auditor Controller and direct the County Administrative Office to incorporate the changes in the FY 2016-17 Adopted Budget
  - Direct the County Administrative Office to incorporate the approved changes in the FY2016-17 Adopted Budget and the Human Resources Department to implement the change in Advantage HRM system.

**A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-039 to:**

- Amend the Fiscal Year (FY) 2016-17 Human Resources Department Budget HRD001, Units 8402, 8403, 8404 and 8445 to add and delete positions in the Human Resources Department as indicated in Attachment A; and**
- Authorize the Auditor-Controller and direct the County Administrative Office to incorporate the changes in the FY 2016-17 Adopted Budget**
- Direct the County Administrative Office to incorporate the approved changes in the FY 2016-17 Adopted Budget and the Human Resources Department to implement the change in Advantage HRM system. ALL AYES**

### **RMA - Land Use and Community Development**

19. Adopt a resolution finding that a Public Convenience or Necessity (PCN) would be served by the issuance of a Type 21 (Off-Sale General) license to Stan Suarez ("101 Gas Station, Inc.") from the Department of Alcoholic Beverage Control.



Address: 32655 Silliman Rd, Soledad, CA 93960, Central Salinas Valley Area Plan.

**A motion was made by Supervisor Luis Alejo, seconded by Supervisor John M. Phillips to adopt Resolution No. 17-041 finding that a Public Convenience or Necessity (PCN) would be served by the issuance of a Type 21 (Off-Sale General) license to Stan Suarez ("101 Gas Station, Inc.") from the Department of Alcoholic Beverage Control. Address: 32655 Silliman Rd, Soledad, CA 93960, Central Salinas Valley Area Plan. ALL AYES**

### **RMA - Public Works and Facilities**

- 20.**
- a. Approve Amendment No. 3 to the Standard Agreement with A & B Fire Protection and Safety, Inc. to continue to provide services associated with annual inspections and testing of fire sprinkler suppression systems, and on-call maintenance services and repairs for County owned buildings and facilities, and to increase the not to exceed amount of \$87,325 by \$92,675 for a total amount not to exceed \$180,000, and extend the expiration date from March 1, 2017 for one (1) additional year through March 1, 2018, for a revised term from December 1, 2014 to March 1, 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 amount of the Agreement.

**Approved - Agreement No. A-13441**