

Monterey County

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



Action Minutes - Final

Tuesday, June 10, 2014

9:00 AM

**Fiscal Year 2014-15 Budget Hearings
See separate agendas for all Board of Supervisors governed
Agencies and Special Districts**

Board of Supervisors

*Chair Louis R. Calcagno - District 2
Vice Chair Simón Salinas - District 3
Supervisor Fernando Armenta - District 1
Supervisor Jane Parker - District 4
Supervisor Dave Potter - District 5*

9:00 a.m. - Call to Order

The meeting was called to order by Vice Chair Salinas.

Roll Call

Present: 4 - Supervisor Fernando Armenta, Supervisor Simón Salinas, Supervisor Jane Parker and Supervisor Dave Potter

Absent: 1 - Supervisor Louis R. Calcagno

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Parker.

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 additions and corrections:

Revised attachment Submitted

"Appropriation Limit FY2014-15" is corrected to \$174,274,280 instead of \$174,272,508

2. Adopt the Fiscal Year 2014 15 GANN Appropriation Limits pursuant to Article XIII B of the California Constitution.

Additions to Adjournment

Adjourn in memory of Genie Jimenez and Cynthia Pena

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to approve Additions and Corrections. 4-0 (Supervisor Calcagno Absent)

Addendum - See items 41 and 42**General Public Comment**

James Cullen; Steve Ecklund; Joe Vierra; Kathryn Kabrinski-Evans

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. M126254)

b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas
Agency Negotiator: Benny Young, Resource Management Agency Director
Negotiating Party: Scott J. Prosser, CBRE
Under negotiation: Price and terms

c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

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

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.a through 1.d.

Scheduled Matters

2. Adopt the Fiscal Year 2014-15 GANN Appropriation Limits pursuant to Article XIII B of the California Constitution.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to adopt the Fiscal Year 2014-15 GANN Appropriation Limits pursuant to Article XIII B of the California Constitution. 4-0 (Supervisor Calcagno Absent)
3. County Administrative Officer's comments on the FY 2014-15 Recommended Budget.

County Administrative Officer Dr. Lew Bauman presented the Fiscal Year (FY) 2014-15 Recommended Budget.
4. Report of the Budget Committee and Comments by Board Members.

**Supervisor Armenta presented the Budget Committee report.
Supervisors Parker, Potter and Salinas thanked staff and commented on the Budget report.**
5. County Administrative Office presentation of the FY 2014-15 Recommended Budget, including supplemental actions, as requested by the CAO.

Dewayne Woods and Paul Lewis present the Fiscal Year (FY) 2014-15 Recommended Budget.

Supervisor Armenta expressed his concerns regarding the reference to Toro Park ball fields on page 624 and requested the statement be deleted when the Parks Budget is discussed. Nick Chiulos responded clarifying the language in the Budget Book was a goal written by a former Director.
6. Public Comment regarding the Recommended Budget & departmental Budget Hearings (Limited to 3 minutes per speaker).

MacGregor Eddy; Michael Dove; Phil Humphrey; Tim Kopak; Bill Caspe; Paul Getzelman; Leticia Galahar, with Charles Chambers; Paula Getzelman; Jay Donato; Scott James; Norm Groot; Gary Carnes; Pamela Silkwood; Beck Hernandez; Susie Brusa; Chris Orman; Mike Gilroy; Larry Henly; Mike Kaplan; Richard Riddle; Colleen Basman; Mary-Ellen Esenberg; Mr. Lagapa; Manuel Rivera; Wendy Franchioni; Kelly Morgantini; Kelly O'Brien; Belen Macias; Jack Harpster; Hans Jongens; Deede Fleming; James Cullem; Susan Raincraft.

7. Departmental Budget Hearings Schedule (attached order of departmental Budget Hearings).

A motion was made by Supervisor Dave Potter, seconded by Supervisor Jane Parker to adopt Resolution of Intention No. 14-340 to approve the recommended 2014-15 Budget (items 10 through 40), including: 1) revise Parks Department (General Fund) narrative for Budget Year Goals to delete statement: "Facilitate new development of ball fields at Toro Park."; 2) decrease appropriations by \$1,500,942 in County Administrative Office Object 8034 General Fund Contingencies (CAO020) to offset increase in expenditures to restore four positions in Probation, partially fund restoration of one position in Parks, fund Janitorial and Security Services for shared facilities and the Government Center at FY 2013-14 service levels, and to provide partial funding for ongoing General Plan Implementation and Long Range Planning; and adopted Budget for General Fund Contingencies totals \$3,856,465; 3) Approve \$1,000,000 appropriations increase in County Administrative Office Object 8039-Other Financing Uses (CAO017) for FY 2014-15 expenditures related to General Plan Implementation and Long Range Planning efforts; 4) approved \$55,578 appropriations increase in Probation Object 8162-Alternative Programs (PRO001) and restored one Probation Aide; 5) Approved \$256,264 appropriations increase in Probation Object 8163-Juvenile Hall (PRO001) and restored one Juvenile Institutions Officer II and two Senior Juvenile Institution Officers; 6) approved \$210,000 appropriations increase in Resource Management Agency Object 8176-Admin Facilities (RMA006) to fund Janitorial Services at shared-use facilities and Security Services at County Government Center at FY 2013-14 service levels; 7) approved \$30,000 revenue and appropriations increase in Social Services Department Object 8260-Military & Veterans Services (SOC003) to maintain Veterans Drop-in Center; 8) approved appropriations increase of \$2,559,487 and increased estimated revenues of \$2,134,244 in Social Services Department Object 8262(SOC005) to restore services and fund positions as follows: a. community-based service contracts, partnerships, and programs (Family Ties- \$357,942; Pathways to Safety - \$120,768; Capita - \$71,500; Salinas Homeless Shelter/Warming Center - \$17,500; CalFresh Waiver - \$690,184); b. funding for 12.00 positions, including: 2.0 Social Worker III, 2.0 Social Worker Supervisor II, 6.0 Social Worker V, 1.0 Management Analyst II, and 1.0 Management Analyst III; and 9) approved \$100,000 in increased revenue and \$129,000 in increased appropriations and restored Historic & Cultural Affairs Manager in Parks Department Object 8152-Historian (PAR001). Funding sources include \$29,000 increased General Fund contributions, \$40,000 in revenue and \$60,000 as Operating Transfer Out from Object 8391-Lakes Administration (PAR004); directed staff to return on June 24, 2014 with the final budget, with incorporated directions provided by the Board of Supervisors. 4-0 (Supervisor Calcagno Absent)

8. Consideration of a Resolution:
a. Authorizing the issuance of lay-off notices to impacted employees no

sooner than June 16, 2014 with an effective date of July 8, 2014 and October 1, 2014;

- b. Authorizing County negotiators to meet with the Unions/Associations upon request of the Unions/Associations;
- c. Authorizing the Human Resources Department to collaborate with departments to provide in-placement and out-placement services;
- d. Authorizing the County Administrative Office and Human Resources Department to make adjustments to position classifications as necessary to mitigate layoffs and adverse impacts to affected employees;
- e. Granting flexibility to the Parks Department to withhold the issuance of a lay-off notice(s) due to unanticipated vacancies, retirements or resignations that may occur; and
- f. Authorizing the Human Resources Department to add Allocation on Loan positions as necessary due to lay-off timing and bumping process extending into the beginning of Fiscal Year 2014-15.

A motion was made by Supervisor Jane Parker, seconded by Supervisor Fernando Armenta to adopt Resolution No. 14-156:

- a. Authorizing the issuance of lay-off notices to impacted employees no sooner than June 16, 2014 with an effective date of July 8, 2014 and October 1, 2014;**
- b. Authorizing County negotiators to meet with the Unions/Associations upon request of the Unions/Associations;**
- c. Authorizing the Human Resources Department to collaborate with departments to provide in-placement and out-placement services;**
- d. Authorizing the County Administrative Office and Human Resources Department to make adjustments to position classifications as necessary to mitigate layoffs and adverse impacts to affected employees;**
- e. Granting flexibility to the Parks Department to withhold the issuance of a lay-off notice(s) due to unanticipated vacancies, retirements or resignations that may occur; and**

Authorizing the Human Resources Department to add Allocation on Loan positions as necessary due to lay-off timing and bumping process extending into the beginning of Fiscal Year 2014-15. 4-0 (Supervisor Calcagno Absent)

- 9.** Continue departmental Budget Hearings, if needed, to June 11, 2014 at 9:00 a.m. and June 12, 2014 at 9:00 a.m. in the Government Center Building - Board Chambers, 168 W. Alisal Street, 1st Floor, Salinas, CA 93901.

The Board directed staff to return on June 24, 2014 with the resolution for approval of the Final Budget, incorporating the actions approved by the Board on June 10, 2014.

Adjournment

In Memory of Cynthia Pena and Genie Jimenez

APPROVED:

/s/ Louis R. Calcagno
LOUIS R. CALCAGNO, CHAIR
BOARD OF SUPERVISORS

ATTEST:

BY: /s/ Gail T. Borkowski
GAIL T. BORKOWSKI
CLERK OF THE BOARD
APPROVED ON 12/2/2014

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 - 8046 Budget & Analysis (CAO001)
 - 8047 Contracts/Purchasing (CAO002)
 - 8054 Intergovernmental & Legislative Affairs (CAO004)
 - 8056 Office of Emergency Services (CAO005)
 - 8440 Office of Community Engagement & Strategic Advocacy (CAO024)
 - 8451 Fleet Administration (CAO025)
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 - 8029 Contributions Other Agencies (CAO007)
 - 8031 Trial Courts (CAO008)
 - 8035 County Memberships (CAO013)
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 - 8402 Employment & Information Services (HRD001)
 - 8403 Learning & Organizational Development (HRD001)
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 - 8414 Vision (HRD002)
 - 8415 EAP (HRD002)
 - 8416 Disability (HRD002)
 - 8417 Unemployment (HRD002)
 - 8418 Misc Benefits (HRD002)
 - 8419 OPEB (HRD002)

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Consent

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Consent

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Consent

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Finance and Administration (General Government)**Regular**

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Other Board Matters

41. Consider taking a position on Assembly Bill 280, by Assembly Member Luis Alejo (D-30), regarding voting rights, which would establish a state preclearance system applicable only to Monterey, Kings and Yuba Counties. (ADDED VIA ADDENDUM)

Public comment: Joe Vierra.

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Jane Parker to take a position of Support on Assembly Bill 280, by Assembly Member Luis Alejo (D-30), regarding voting rights, which would establish a state preclearance system applicable only to Monterey, Kings and Yuba Counties. (ADDED VIA ADDENDUM) 3-0 (Supervisors Calcagno and Potter Absent)

42. a. Approve Amendment No. 2 to Professional Services Agreement No. A-12442 with Denise Duffy & Associates, Inc. to include the preparation of a Focused Environmental Impact Report for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals #2012-CRL-1) for Phases 1 and 2, in the amount of \$193,571 for a total amount not to exceed \$546,671, for a term to April 23, 2015; and
- b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Professional Services Agreement No. A-12442 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.
- (PD060228/Denise Duffy and Associates, REF12051/Carmel Lagoon Area) Focused Environmental Impact Report (EIR) for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals (RFP) #2012-CRL-1) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to: a. Approve Amendment No. 2 to Professional Services Agreement No. A-12442 with Denise Duffy & Associates, Inc. to include the preparation of a Focused Environmental Impact Report for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals #2012-CRL-1) for Phases 1 and 2, in

the amount of \$193,571 for a total amount not to exceed \$546,671, for a term to April 23, 2015; and

b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Professional Services Agreement No. A-12442 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

(PD060228/Denise Duffy and Associates, REF12051/Carmel Lagoon Area)
Focused Environmental Impact Report (EIR) for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals (RFP) #2012-CRL-1) (ADDED VIA ADDENDUM) 4-0
(Supervisor Calcagno Absent)