

Monterey County

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



Action Minutes - Final

Tuesday, August 30, 2016

9:00 AM

See separate agendas for Board of Supervisors of the Monterey County Water Resource Agency and the Successor Agency to the Redevelopment Agency of Monterey County.

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

Pledge of Allegiance

The Pledge was led by Dr. Lew Bauman. The Pledge was done under the Successor Agency to the Redevelopment Agency of the County of Monterey agenda.

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 addition and correction:

Correction to Consent Calendar – Health Department

17.1 Additional Exhibit Submitted and Distributed

**Ratify the Declaration of a Local Health Emergency for the Soberanes Fire Incident as Declared by Dr. Edward Moreno, Monterey County Health Officer.
(ADDED VIA ADDENDUM)**

Add under Adjournment:

Adjourn in Memory of Martin Dodd, Jr.

A motion was made by Supervisor John Phillips, seconded by Supervisor Simón Salinas to approve additions and corrections to the agenda. ALL AYES

Consent Calendar

1. Approval of Consent Calendar (See Supplemental Sheet)

Benny Young, Interim Director of Public Works and Facilities, pulled # 35 and addressed the missing documents online. This item was approved with the Consent Calendar.
#27: Public Comment: Hans Jongens. Dr. Lew Bauman responded to comments. Supervisor Phillips also provided comments.
A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to approve the Consent Calendar (See Supplemental Sheet). ALL AYES

Ceremonial Resolutions

2. Adopt Resolution honoring Jacob's Heart Children's Cancer Support Services and Declaration of Childhood Cancer Awareness Month. (Supervisor Parker)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-221 honoring Jacob's Heart Children's Cancer Support Services and Declaration of Childhood Cancer Awareness Month. (Supervisor Parker) ALL AYES
- 2.1 Adopt Resolution proclaiming the month of September 2016, as "National Food Safety Education Month" in Monterey County and call upon public and private organizations to celebrate with the Monterey County Health Department, Environmental Health Bureau, and the Monterey County Food Safety Advisory Council by participating in learning opportunities and activities that promote food safety. (Supervisor Parker) (ADDED VIA ADDENDUM)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-222 proclaiming the month of September 2016, as "National Food Safety Education Month" in Monterey County and call upon public and private organizations to celebrate with the Monterey County Health Department, Environmental Health Bureau, and the Monterey County Food Safety Advisory Council by participating in learning opportunities and activities that promote food safety. (Supervisor Parker) (ADDED VIA ADDENDUM) ALL AYES

Appointments

3. Appoint Dora McKean to the Monterey County Child Care Planning Council, Public Category, with a term ending June 30, 2019. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John Phillips to appoint Dora McKean to the Monterey County Child Care Planning Council, Public Category, with a term ending June 30, 2019. (Full Board) ALL AYES

4. Appoint Maria Ortiz to the Monterey County Child Care Planning Council, representing providers, with a term ending June 30, 2018. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John Phillips to appoint Maria Ortiz to the Monterey County Child Care Planning Council, representing providers, with a term ending June 30, 2018. (Full Board) ALL AYES**
5. Reappoint Gabriela Jara to the Monterey County Child Care Planning Council, Consumer Category, with a term ending June 30, 2019. (Full Board)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor John Phillips to reappoint Gabriela Jara to the Monterey County Child Care Planning Council, Consumer Category, with a term ending June 30, 2019. (Full Board) ALL AYES**

Other Board Matters

6. Board Comments

Supervisor Potter read a letter from Cal Fire thanking the hospitality leaders regarding lodging accommodations for the firefighters that were here for the Soberanes Fire. He noted that there were 39 hotels that provided accommodations for fire fighters during a tourism busy time; every community in the County participated in providing lodging.

Supervisor Armenta advised that the California State Association of Counties (CSAC) Board of Directors are meeting this Thursday, September 1, 2016 in Sacramento. He is undecided as to whether he will attend in person or participate via conference call. He noted that he received a call from the Executive Director, Matt Cate, advising that the Governor will appear before the Board of Directors Thursday, to ask the Board to take an affirmative position on Proposition 57, the Governor's initiative. He explained that Proposition 57 rewards those with non-violent offenses to be eligible for parole, once they meet the minimum part of their sentence. He advised that District Attorney's in California oppose the proposition, probation supports the proposition and the Statewide Sheriff's Association is neutral. Supervisor Armenta advised that he will be asked to take a neutral position.

Supervisor Phillips announced that positive things are happening in District 2. Recently, there was a Wellness Day with bordering counties, San Benito and Santa Cruz, celebrating community. Supervisor Phillips advised that he did not attend the Wellness Day because he attended the 6th Annual Family Fun Day at Rancho Cielo. There were volunteers from local high schools, Harntell College football team, two superior court judges, two district attorneys and two private attorneys. Festivities included tractor rides, a dancing horse, music program, dance program and 75 children caught their first fish. He estimated that there were 1200-1300 people in attendance and 750 meals served, all with volunteers coming together and showing what a great community we have.

Supervisor Salinas offered his heartfelt thanks to Mission San Antonio and the Lockwood Community Center, as they became the informal shelters for the mandatory evacuees of the Chimney Fire. He noted that there were no

structures or lives lost in this fire.

Supervisor Parker advised that Marina's Labor Day parade is this Saturday, September 3, 2016 for kids and adults. The parade has horses, dogs, classic cars, dancing and marching bands. Following the parade, there will be a festival at the Vince Dimaggio park.

Supervisor Armenta noted that his three year old grandson came to visit and they visited Tatum's Park. He noted that it's a great park.

Supervisor Parker presented the Ceremonial Resolution for Jacob's Heart, item # 2.

7. CAO Comments and Referrals

There were no CAO comments.

8. General Public Comment

Hans Jongens.

9:30 A.M. - Closed Session

9. 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) Defaulted Loans from County's Small Business Revolving Loan Fund (SBRLF)
 - (2) Successor Agency to the Redevelopment Agency of the County of Monterey v. Cohen, et al. (State Department of Finance), Sacramento Superior Court case no. 34-2016-800002403.
 - (3) The Open Monterey Project v. Monterey County Board of Supervisors, et al., Monterey County Superior Court case no. M109441.
 - (4) Landwatch Monterey County v. County of Monterey, Monterey Superior Court case no. M109434.
- b. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding a potential threat to the security of public buildings.
- c. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.
- d. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.
- e. Pursuant to Government Code section 54957.6, the Board will confer with labor

negotiators:

(1) Designated representatives: Dr. Gary Gray

Employee Organization(s): Unit U (Contract Physicians)

f. Pursuant to Health & Safety Code section 1462 and Government Code section 54954.5, the Board will receive a report and confer regarding health care facility/hospital trade secret. Discussion will concern a new service, program or facility. Estimated date of public disclosure: June 2018.

g. 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) Natividad Landa

CLOSED SESSION REPORT

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) Defaulted Loans from County's Small Business Revolving Loan Fund (SBRLF)

(2) Successor Agency to the Redevelopment Agency of the County of Monterey v. Cohen, et al. (State Department of Finance), Sacramento Superior Court case no. 34-2016-800002403.

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

(4) Landwatch Monterey County v. County of Monterey, Monterey Superior Court case no. M109434.

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

b. Pursuant to Government Code section 54957(a), the Board will confer with County Counsel regarding a potential threat to the security of public buildings.
CLOSED SESSION REPORT: The Board took no reportable action on item 1.b.

c. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Administrative Officer.
CLOSED SESSION REPORT: The Board took no reportable action on item 1.c.

d. Pursuant to Government Code section 54957(b)(1), the Board will provide a performance evaluation for the County Counsel.
CLOSED SESSION REPORT: The Board took no reportable action on item 1.d.

e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
(1) Designated representatives: Dr. Gary Gray
Employee Organization(s): Unit U (Contract Physicians)
CLOSED SESSION REPORT: The Board took no reportable action on item 1.e.

f. Pursuant to Health & Safety Code section 1462 and Government Code section 54954.5, the Board will receive a report and confer regarding health care facility/hospital trade secret. Discussion will concern a new service, program or facility. Estimated date of public disclosure: June 2018.
CLOSED SESSION REPORT: The Board took no reportable action on item 1.f.

g. 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) Natividad Landa

CLOSED SESSION REPORT: The Board rejected the application for the late claim.

12:00 P.M. - Lunch - Continued Closed Session

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

2:00 P.M. - Scheduled Matters

10. a. Consider approving and authorizing the development, implementation, and administration at Natividad Medical Center of a six-month orientation program for participants in the Licensed Physicians and Dentists from Mexico Pilot Program, a pilot program created by Assembly Bill 1045 and allowing a specified number of Mexican national physicians to practice medicine for up to three years in nonprofit community health centers in underserved areas of California, subject to certain specified limitations; and
- b. Authorize the Deputy Purchasing Agent for Natividad Medical Center to accept, administer, and execute documents to secure the funds from nonprofit philanthropic entities necessary for NMC's development, implementation, and administration of the orientation program.

This item was taken out of order as the last afternoon item.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to:

- a. Consider approving and authorizing the development, implementation, and administration at Natividad Medical Center of a six-month orientation program for participants in the Licensed Physicians and Dentists from Mexico Pilot Program, a pilot program created by Assembly Bill 1045 and allowing a specified number of Mexican national physicians to practice medicine for up to three years in nonprofit community health centers in underserved areas of California, subject to certain specified limitations; and**
- b. Authorize the Deputy Purchasing Agent for Natividad Medical Center to accept, administer, and execute documents to secure the funds from nonprofit philanthropic entities necessary for NMC's development, implementation, and administration of the orientation program. ALL AYES**

11. a. Consider approval of the response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Striving for Sustainability"; and
- b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 22,

2016.

This item was heard before item number 10.

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

- a. Consider approval of the response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Striving for Sustainability"; and**
- b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 22, 2016. Noting corrections to be made as stated on the record by staff.**

12.

- a. Consider approval of the response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Monterey County Parks and SCAMP: Uncertainties and Instabilities"; and
- b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 13, 2016.

Public Comment: Mike Weaver.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to:

- a. Consider approval of the response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Monterey County Parks and SCAMP: Uncertainties and Instabilities"; and**
- b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 13, 2016.**
- c. The Board stated that they agree with finding number two, and clarified that there had been informal communications, prior to March 2014, when formal communications began. ALL AYES**

13.

- a. Consider approval of the response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Housing Homeless Women"; and
- b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 12, 2016.

Public Comment: Brandon Hill

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Simón Salinas to:

- a. Consider approval of the response to the 2015 - 2016 Monterey County Civil Grand Jury Interim Final Report: "Housing Homeless Women"; and**
- b. Direct the County Administrative Officer to file the approved response with the Presiding Judge of the Superior Court, County of Monterey, by September 12, 2016. ALL AYES**

Adjournment

APPROVED:

/s/ Jane Parker

**JANE PARKER, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: /s/ Gail T. Borkowski

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

APPROVED ON 12/6/2016

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

14. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 4 to the Agreement with Key & Young, Inc. d.b.a. Commercial Service Company for repair services on commercial refrigeration equipment and HVAC systems, adding \$100,000 for a revised total agreement amount not to exceed \$200,000 with an agreement term of October 1, 2011 through September 30, 2017.
- 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-13289

15. Authorize the Chief Executive Officer of Natividad Medical Center (NMC) to execute the America's Choice Provider Network Participating Hospital ("Agreement"), designating NMC an in network provider, for the term of September 1, 2016 through August 31, 2017, automatically renewable for continuous periods of one year and terminable without cause at any time with ninety (90) days prior written notice.

Approved - Agreement No. A-13269

Health Department

16. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a three (3) year Mental Health Services Agreement with Odd Fellow - Rebekah Children's Home of California, Inc., in Gilroy, CA for the provision of Mental Health and Residential Treatment Services, and Community-Based Intervention (Wraparound) Services for Monterey County youth in the amount of \$2,177,993 for Fiscal Year (FY) 2016-17, \$2,177,993 for FY 2017-18, and \$2,177,993 for FY 2018-19, for a total Agreement amount not to exceed \$6,533,980, retroactive to July 1, 2016 through June 30, 2019; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$653,398) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No. A-13288

17. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a three (3) year Mental Health Services Agreement with Loving Care

Residential Homes, Inc. to provide mental health services to Monterey County adult residents with severe psychiatric disabilities in the amount of \$118,625 for Fiscal Year (FY) 2016-17, \$118,625 for FY 2017-18, and \$118,625 for FY 2018-19, for a total Agreement amount not to exceed \$355,875, retroactive to July 1, 2016 through June 30, 2019; and

b. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments that do not exceed ten percent (10%) (\$35,588) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No. A-13270

- 17.1** Ratify the Declaration of a Local Health Emergency for the Soberanes Fire Incident as Declared by Dr. Edward Moreno, Monterey County Health Officer. (ADDED VIA ADDENDUM)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta, to adopt Resolution No. 16-226 to ratify the Declaration of a Local Health Emergency for the Soberanes Fire Incident as declared by Dr. Edward Moreno, Monterey County Health Officer. .

Department of Social Services

- 18.** a. Approve and authorize the Director of the Department of Social Services to sign an agreement with Social Solutions for \$46,578 to provide licenses, training and support for the Efforts to Outcomes (ETO) software for the period retroactive to July 1, 2016 through June 30, 2017; including non-standard warranty provisions in Exhibit A, Section 13; and
- b. Approve and authorize the Director of the Department of Social Services to sign up to three (3) amendments to the agreement where the total amendments do not exceed 10% (\$4,657) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-13290

Criminal Justice

- 19.** a. Approve and Authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisor to sign a Non-Standard Information Technology Agreement, retroactive to 06/01/2016, in the amount of \$306,691.58 with Safran MorphoTrust USA to provide for one time upgrading and replacement of equipment located in various law enforcement agencies at a cost of \$186,637.58; to provide two (2) years of preventative maintenance on all MorphoTrust equipment located in various law enforcement agencies at a cost of \$115,054; and to create an allocation for emergency equipment moves and additional training of \$5,000 to be expended as approved by the Remote Access Network board; and
- b. Authorize the Contracts/Purchasing Officer or Contracts Purchasing Supervisor

to sign up to two (2) amendments to the agreement where the amendments do not significantly change the scope of work, and the amendments in total do not exceed 10% (\$30,669) for a total cumulative not to exceed agreement amount of \$337,360.58.

Approved - Agreement No. A-13290

General Government

20. Approve and authorize the Director of the Information Technology Department, or her designee, to sign a Non-Disclosure and Confidentiality Agreement with Dimension Data North America, Inc., regarding proprietary network design.

Approved - Agreement No. A-13290

21. Continue to October 4, 2016, the public hearing regarding:
- a. Addendum No 3 to the Final Environmental Impact Report for the 2010 Monterey County General Plan together with (#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

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta, to continue to October 4, 2016.

22. Approve and authorize the Director of the Information Technology Department, or her designee, to sign a Non-Disclosure and Confidentiality Agreement with Presidio Network Solutions, regarding proprietary network design.

Approved - Agreement No. A-13286

- 23.
- a. Ratify and authorize the Director or Assistant Director of Information Technology to execute a non-standard Agreement with Honeywell International Inc. for HVAC maintenance, for the period of July 1, 2016 to June 30, 2018, in the annual amount of \$43,784.00 and a reserve, emergency amount of \$20,000.00, for a total agreement amount not to exceed \$107,568.00; and
 - b. Accept a non-standard indemnification provision as recommended by the Director of the Information Technology Department; and
 - c. Authorize the Director or Assistant Director of Information Technology to sign extensions for up to two (2) additional one-year periods, provided any cost

increases are limited to not more than 10% of the original annual cost (\$4,378.40) and provided there are no changes to the approved, non-standard provisions of the Agreement.

Approved - Agreement No. A-13272

- 24.** Approve and authorize the Director or Assistant Director of the Information Technology Department to sign a Non-Disclosure and Confidentiality Agreement with World Wide Technology Inc., regarding proprietary network design.

Approved - Agreement No. A-13287

- 25.**
- a. Approve and authorize the Director or Assistant Director of the Information Technology Department to sign a non-standard lease with the U.S. Department of the Navy, for the County's use of rack and antenna space in a Navy shelter, at no cost, for the term of September 1, 2016 through August 31, 2017; and
 - b. Authorize the Director or Assistant Director of the Information Technology Department to sign up to five (5) one-year renewals to the lease, subject to County Counsel review, on terms that are the same or substantially similar.

Approved - Agreement No. A-13283

- 26.**
- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to add a 1.5% base salary increase for Units P, X, XL, Y and Z effective September 3, 2016; and
 - b. Approve the 2016 Winter Recess for Units P, X, XL, Y and Z (excluding elected officials in Unit Y); and
 - c. Amend Personnel Policies and Practices Resolution No. 98-394 Section A.9.5 Bilingual Skill Pay as indicated in Attachment A; and
 - d. Authorize the Auditor-Controller to implement the Winter Recess and direct the Human Resources Department to implement the salary increases for the aforementioned Units in the Advantage HRM System.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta, to adopt Resolution No. 16-230 to:

- a. Amend Personnel Policies and Practices Resolution No. 98-394 Appendix A to add a 1.5% base salary increase for Units P, X, XL, Y and Z effective September 3, 2016; and**
- b. Approve the 2016 Winter Recess for Units P, X, XL, Y and Z (excluding elected officials in Unit Y); and**
- c. Amend Personnel Policies and Practices Resolution No. 98-394 Section A.9.5 Bilingual Skill Pay as indicated in Attachment A; and**
- d. Authorize the Auditor-Controller to implement the Winter Recess and direct the Human Resources Department to implement the salary increases for the aforementioned Units in the Advantage HRM System.**

- 27.** Receive the Notice of Adjustment of the Annual Salary of the Members of the Board of Supervisors, consistent with the salary increases of 1.83 percent (1.83%) for Fiscal year 2014-15 and 2.4 percent (2.4%) for Fiscal Year 2015-16 provided to the Judges as provided in Section 2.04.370C of the County of Monterey Code, effective September 17, 2016; retroactive to July 1, 2014 for FY 2014-15 and retroactive to July 1, 2015 for FY 2015-16.

Approved

- 27.1** Consider a Resolution:
- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendix A to designate as Confidential, re-title, change Bargaining Unit and adjust the salary ranges of the classifications of Payroll Technician to Payroll Technician-Confidential and Senior Payroll Technician to Senior Payroll Technician-Confidential as indicated in the attached Resolution; and
 - b. Direct 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 adopt Resolution No. 16-226 to:

- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 and Appendix A to designate as Confidential, re-title, change Bargaining Unit and adjust the salary ranges of the classifications of Payroll Technician to Payroll Technician-Confidential and Senior Payroll Technician to Senior Payroll Technician-Confidential as indicated in the attached Resolution; and**
- b. Direct the Human Resources Department to implement the changes in the Advantage HRM system.**

- 27.2**
- a. Amend the Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to increase the salary ranges of the classifications of Public Defender Investigator I-III and Supervising Public Defender Investigator, as indicated in Attachment A; and
 - b. Authorize the Auditor-Controller and the County Administrative Office to incorporate these changes in the FY 2016-17 Budget; and
 - c. Authorize 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 adopt Resolution No. 16-227 to:

- a. Amend the Personnel Policies and Practices Resolution (PPPR) No. 98-394 Appendix A to increase the salary ranges of the classifications of Public Defender Investigator I-III and Supervising Public Defender Investigator, as indicated in Attachment A; and**
- b. Authorize the Auditor-Controller and the County Administrative Office to incorporate these changes in the FY 2016-17 Budget; and**
- c. Authorize the Human Resources Department to implement the changes in the Advantage HRM system.**

RMA - Administration

28. Approve and authorize advanced step placement for Ms. Shawne Ellerbee at Step 7 of the Deputy Director of Administrative Services salary effective September 3, 2016, in accordance with Personnel Policies and Practices Resolution (PPPR) #98-394, Sections A.1.11.1 and A.1.11.5

Approved

RMA - Land Use and Community Development

29. a. Introduce, waive the reading, and set September 13, 2016 at 10:30 am (consent calendar) as the date and time to consider adoption of an ordinance adding Chapter 18.18 to the Monterey County Code to establish an expedited permitting process for electric vehicle charging stations in accordance with Assembly Bill 1236 (AB 1236); and
- b. Direct the Clerk of the Board to publish the ordinance summary in the Monterey County Weekly at least five days before the date set for adopting the ordinance.

Approved

30. Adopt a Resolution:
- a. Authorizing acceptance of a 0.53 acre property in Big Sur from Susan LeCraw, Trustee, to Monterey County (4/5ths vote required); and
- b. Authorizing conveyance of a 0.53 acre property in Big Sur from Monterey County to Susan LeCraw, Trustee (4/5ths vote required); and
- c. Authorizing the Director of the Resource Management Agency to execute Grant Deeds exchanging property between Monterey County and Susan LeCraw, Trustee; and
- d. Directing the Clerk of the Board to submit the executed Grant Deeds exchanging property between Monterey County and Susan LeCraw, Trustee, to Monterey County Recorder for recording, subject to the collection of the applicable recording fees; and
- e. Accepting a Conservation and Scenic Easement for areas on the adjusted parcel owned by Susan LeCraw, Trustee, where slopes exceed 30 percent; and
- f. Authorizing the Director of the Resource Management Agency to execute the Conservation and Scenic Easement Deed for the adjusted parcel owned by Susan LeCraw, Trustee; and
- g. Directing the Clerk of the Board to submit the executed Conservation and Scenic Easement Deed for the adjusted parcel owned by Susan LeCraw, Trustee, to the County Recorder for recording.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta adopted Resolution No. 16-236 to:

- a. Authorize, by a four-fifths vote, acceptance of a 0.53 acre property in Big Sur from Susan LeCraw, Trustee, to Monterey County; and**

- b. Authorize, by a four-fifths vote, conveyance of a 0.53 acre property in Big Sur from Monterey County to Susan LeCraw, Trustee; and
- c. Authorize the Director of the Resource Management Agency to execute Grant Deeds exchanging property between Monterey County and Susan LeCraw, Trustee; and
- d. Direct the Clerk of the Board to submit the executed Grant Deeds exchanging property between Monterey County and Susan LeCraw, Trustee, to Monterey County Recorder for recording, subject to the collection of the applicable recording fees; and
- e. Accept a Conservation and Scenic Easement for areas on the adjusted parcel owned by Susan LeCraw, Trustee, where slopes exceed 30 percent; and
- f. Authorize the Director of the Resource Management Agency to execute the Conservation and Scenic Easement Deed for the adjusted parcel owned by Susan LeCraw, Trustee; and
- g. Direct the Clerk of the Board to submit the executed Conservation and Scenic Easement Deed for the adjusted parcel owned by Susan LeCraw, Trustee, to the County Recorder for recording.

31. a. Consent and Agree to an Amended and Restated First Implementation Agreement with UCP East Garrison, LLC; and
- b. Authorize the Director of the Resource Management Agency to sign the agreement.

Approved - Agreement No. A-13284

32. PLN140713/PLN140677/PLN140714 - Pick-n-Pull
- Continue the appeal hearing to December 6, 2016 at the request of the applicant and appellant with the intent to finalize a settlement agreement between the parties while facilities continue to operate under the terms of their current Coastal Development Permits.
- Proposed CEQA Action: The continuance is Statutorily Exempt per CEQA Guidelines Section 15270.
- 516 A, 516 B & 516 C Dolan Road, Moss Landing, North County Land Use Plan, Coastal Zone.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to continue the item to December 6, 2016.

RMA - Public Works and Facilities

33. a. Approve Amendment No. 5 to Professional Services Agreement, MYA No. 3000*192, with Twining, Inc. to continue to provide services associated with on-call geotechnical engineering services as it relates to the Seal Coat Fiscal Year 2016-2017 Project to update the Fee Schedule with no associated dollar amount increase to the Agreement's not to exceed amount of \$150,000 and to extend the expiration date from September 1, 2016 for an additional six (6) months through March 1, 2017, for a revised term from September 1, 2011 to March 1, 2017; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 5 to the Professional Services Agreement.

Approved - Agreement No. A-12632

- 34.**
- a. Approve and authorize the Chair to sign and issue to the Pacific Gas and Electric Company a Temporary Permit to Enter and Use Property on County-owned properties at the former Fort Ord, specifically APN 031-161-032 (East Garrison II - Locations “E” and “F”) and APN 031-101-056 (Landfill Border - Location “G”); and
 - b. Authorize the Director of the Resource Management Agency to approve amendments to this Temporary Permit to Enter, and any future permits to Pacific Gas and Electric for entry to the subject properties.

Approved

- 35.**
- a. Adopt the Monterey County 2016 Construction Task Catalog, Job Order Contracting (JOC) 2016 - Roads & Bridges Project Specifications and JOC 2016 - Facilities Project Specifications, and Monterey County 2016 Technical Specifications for JOC 2016, Project No. JOC 2016, Bid No. Roads & Bridges 2016-01, Bid No. Roads & Bridges 2016-02, and Bid No. Roads & Bridges 2016-03, and Project No. JOC 2016, Bid No. Facilities 2016-01, Bid No. Facilities 2016-02, and Bid No. Facilities 2016-03;
 - b. Authorize the Interim RMA Deputy Director of Public Works & Facilities to advertise for bids in the Monterey County Weekly.

Approved

- 36.**
- Approve and authorize the Resource Management Agency - Interim RMA Deputy Director of Public Works and Facilities.
- a. To sign an electric agreement, Contract ID: 2010223: Las Lomas Street Light Project, with Pacific Gas & Electric Company in the amount of \$28,058.74 for installation of eight new streetlights on Sill Road in the Community of Las Lomas (Phase 3-B of three phases);
 - b. Authorize the payment of \$28,058.74 to Pacific Gas & Electric Company as part of the project costs within the Las Lomas Lighting Project, Project 1722 appropriated within the FY 2016-17 Adopted Budget for Fund 404-3000-8174-RMA015; and
 - c. Authorize the payment of monthly utility bills generated from this Project against the Utilities Unit 001-3000-8182-RMA098 until such time when a County Service Area is formed for the Las Lomas Community.

Approved - Agreement No. A-13292

- 37.**
- Authorize the Resource Management Agency Director and/or Resource Management Agency Deputy Director of Public Works and Facilities, to execute Federal Master Agreement No. 05-5944F15 and related Program Supplemental Agreements with the California Department of Transportation.

Approved