

Monterey County

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



Action Minutes - Final

Tuesday, October 18, 2016

9:00 AM

**See separate agendas for all Board of Supervisors governed
Agencies and Special Districts.**

Board of Supervisors

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

9:00 A.M. - Call to Order

The meeting was called to order by Chair Parker.

Roll Call

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

Additions and Corrections for Closed Session:

There were no additions or corrections to Closed Session.

Closed Session

1. Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
(1) Designated representatives: Manuel Gonzalez and Brette Neal
Employee Position: Units A, B, C, L, M, N, Q, S, & V
 - b. 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; International Speedway Corporation; and,
World Automobile Championship of California, LLC
Under negotiation: Price and Terms
 - c. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

CLOSED SESSION REPORT

Closed Session under Government Code section 54950, relating to the following items:

- a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:

(1) Designated representatives: Manuel Gonzalez and Brette Neal
Employee Position: Units A, B, C, L, M, N, Q, S, & V

CLOSED SESSION REPORT: The Board conferred with labor negotiators and agreed to side letters to the MOUs with Units A, B, & C regarding constructive

receipt of vacation buy-back. Units L, M, N, Q, S, & V were not discussed.

b. 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; International Speedway Corporation; and,

World Automobile Championship of California, LLC

Under negotiation: Price and Terms

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

c. Pursuant to Government Code section 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

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

10:30 A.M. - Reconvene

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:

Consent Calendar – General Government

26. Correction to the Summary section of the Board Report, First Page. The date of the lease agreement needs to be corrected from October 1, 2016 to November 1, 2016.

a. Approve and authorized the Contracts/Purchasing Officer to execute a non-standard three (3) year Lease Agreement, effective November 1, 2016, with the Regents of the University of California for approximately 1,397 square feet of office space located at 3180 Imjin Road, Suite 157, Marina, California, for use by the Workforce Development Board to provide training and support to potential employees of area employers;

b. Authorized the Auditor-Controller to make Lease payments of \$2,207 per month for Lease Year 1, \$2,273 per month for Lease Year 2, and \$2,341 per month for Lease Year 3, as may be adjusted in accordance with the terms of the Lease Agreement.

A motion was made by Supervisor Dave Potter, seconded by Supervisor

Fernando Armenta to approve the correction to the agenda. **ALL AYES**

Consent Calendar

2. Approval of Consent Calendar (See Supplemental Sheet)

Joyce Aldrich addressed the Board and advised of corrections to the lease amounts in item 26. She requested the recommendation be amended to reflect the lease amounts as stated on the record.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to approve the Consent Calendar (See Supplemental Sheet), with the corrections to item 26 as stated for the record. **ALL AYES**

Ceremonial Resolutions

3. Adopt Resolution honoring Congressman Sam Farr upon his Retirement from Public Service. (Full Board)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-268 honoring Congressman Sam Farr upon his Retirement from Public Service. (Full Board). **ALL AYES**

4. Adopt Resolution proclaiming October 23-29, 2016 as "Childhood Lead Poisoning Prevention Week" in Monterey County. (Supervisor Parker)

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-269 proclaiming October 23-29, 2016 as "Childhood Lead Poisoning Prevention Week" in Monterey County. (Supervisor Parker) **ALL AYES**

Other Board Matters

5. Board Comments

Supervisor Armenta announced the Veteran's recognition event on November 5th at the Salinas Elks Lodge. He announced the annual Veterans' Day Parade in Salinas on November 11th.

Supervisor Armenta also announced the Steinbeck Rotary Golf Tournament & dinner at Pasadera on November 7th.

Aye: 5 - Supervisor Parker, Supervisor Potter, Supervisor Armenta, Supervisor Phillips and Supervisor Salinas

6. CAO Comments and Referrals

There were no CAO comments or referrals.

7. General Public Comment

Hans Jongens.

10:30 A.M. - Scheduled Matters

8. Conduct a public hearing to consider:
- Traffic volumes on Carmel Valley Road for all segments, pursuant to the 2010 General Plan, Carmel Valley area;
 - A five (5) year interval report;
 - If additional road segments need to be monitored annually; and
 - If changes to the unit cap are necessary at this time.

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to continue to October 25, 2017 the Public hearing to consider:

- Traffic volumes on Carmel Valley Road for all segments, pursuant to the 2010 General Plan, Carmel Valley area;**
- A five (5) year interval report;**
- If additional road segments need to be monitored annually; and**
- If changes to the unit cap are necessary at this time. ALL AYES**

12:00 P.M. - Recess to Lunch**1:00 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

1:00 P.M. - Scheduled Matters

9.
 - Receive a presentation on the Remaining Uninsured in Monterey County; and
 - Consider convening a Study Group to address the gaps to accessing healthcare for the Remaining Uninsured within Monterey County, to provide recommendations to the Board of Supervisors on resolving gaps in accessing healthcare to the Remaining Uninsured with Monterey County, and to provide an update to the Board of Supervisors on its recommendations in four to six months.

Public comment: Soccoro Lagarda Quiroz; Warren Hoy; Lupe Jara; Dori Rose Inda; Julie Filice; Dr. Blair Cushing; Juan Urranga; Ruby Galarza; Maria Ambriz; Alejandro Rayburn; Leon Ramirez with Interpreter; Martha Ortega with Interpreter; Columba Rios with Interpreter; Angel Gonzalez with Interpreter; Oscar Ruiz; Esperanza Sanchez with Interpreter.

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

- Receive a presentation on the Remaining Uninsured in Monterey County;**
- Created an Ad Hoc Committee and requested the Ad Hoc Committee meet with some of the suggested attendees to determine the mission and timeline and return to the Board on November 15, 2016;**

c. Appointed Supervisors Parker and Salinas to sit on the Ad Hoc Committee;
and

d. Directed NMC staff to return on November 15, 2016 with an update on the 1115 Waiver, including information on global payment, PRIME, whole person care, community engagement, labor groups and community wellness, as well as the involvement of all clinics and the private sector as possible partners.

ALL AYES

Adjournment

APPROVED:

/s/ Mary L. Adams

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

ATTEST:

BY: /s/ Gail T. Borkowski

GAIL T. BORKOWSKI

CLERK OF THE BOARD

APPROVED ON 2/7/2016

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

10. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute Amendment No. 7 to the Agreement (A-12438) with B.E. Smith, Inc. for Interim Employee Services, extending the Agreement an additional six (6) month period January 1, 2017 through June 30, 2017 for a revised full term of January 1, 2013 through June 30, 2017, and adding \$268,800 for a revised total Agreement amount not to exceed \$3,419,948.

Approved - Agreement No. A-12438

11. a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Val's Plumbing, Inc., on substantially similar terms and conditions as established in the County of Monterey Request for Proposal (RFP) No. 10427, for plumbing services that shall not exceed \$10,000 per project, for the term October 31, 2016 through November 1, 2017 with an option to extend the Agreement for one (1) additional one (1) year period, and for a total agreement amount not to exceed \$75,000.
- 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 (\$7,500) of the total agreement amount.

Approved - Agreement No. A-13330

12. a. Accept a Grant Award from Central California Alliance for Health (CCAH) in support of a Patient Centered Medical Home practice coaching engagement by a CCAH-contracted consultant ("Engagement") at Natividad Medical Group, a hospital-based primary care clinic of Natividad Medical Center ("NMC").
- b. Authorize the Deputy Purchasing Agent for NMC or his designee to execute an Agreement for Medi-Cal Capacity Grant, Practice Coaching Program Grant Number 0616-NMC-PC1, for the provision of the Engagement, effective as of the Grant Effective Date and terminating one or two years after the Grant Effective Date or upon completion of the engagement and submission of the final report by NMC.

Approved - Agreement No. A-13355

Health Department

13. a. Approve and authorize the Director of Health or Assistant Director of Health to execute a one (1) year Agreement with the County of San Benito

for the Monterey County Health Department, Behavioral Health Bureau to provide outpatient mental health services for Fiscal Year ("FY") 2016-17, for a total Agreement amount not to exceed \$25,000 for the term retroactive to July 1, 2016 through June 30, 2017; and

- b. 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%) (\$2,500) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No. A-13331

14.

- a. Approve and Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign Amendment No. 1 to Agreement with Peninsula Business Interiors (PBI), adding one year and increasing the Agreement by \$305,000 for a new total Agreement amount of \$400,000 for the period November 1, 2015 through June 30, 2018; and
- b. Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign up to two future amendments to this Agreement where the total amendments do not exceed ten percent (10%) (\$9,500) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-13336

15.

- a. Ratify execution by the Director of Health of an Agreement with the Hartnell College Foundation for the development of a Healthcare Workforce Assessment to be conducted by Health Department staff from the Planning, Evaluation, and Policy (PEP) Unit in the amount of \$25,460 (payable to County) for the period April 29, 2016 through August 31, 2016; and
- b. Approve and authorize the Director of Health or Assistant Director of Health to execute a no-cost Renewal and Amendment No.1 to the Agreement, extending the term of the Agreement for an additional two months for the revised full term of April 29, 2016 through October 31, 2016.

Approved - Agreement No. A13332

16.

- a. Accept a \$150,000 Grant Award from Central California Alliance for Health (CCAH) in support of the Capital Planning for East Salinas Behavioral Health Clinic; and
- b. Approve and authorize the Director of Health or the Assistant Director of Health to sign a Medi-Cal Capacity Grant Agreement ("Agreement"), Grant Number 0616-MCHD-BH-CP, with CCAH to the County of Monterey, on behalf of the Monterey County Health Department, Behavioral Health Bureau ("County"), in the amount of \$150,000, for the Capital Planning for East Salinas Behavioral Health Clinic, effective on the date of execution by County and expiring eighteen (18) months after the date of execution or such later date as the parties may mutually agree.

Approved - Agreement No. A-13334

- 17.
- a. Accept a \$2,500,000 Grant Award from Central California Alliance for Health (CAAH) in support of the Capital Expansion of the Seaside 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 0616-MCHD-CS-CI, with (CAAH) to the County of Monterey, on behalf of Monterey County Health Department, Clinic Services Bureau (“County”), in the amount of \$2,500,000 for the Capital Expansion of the Seaside Clinic, effective on the date of execution by County and terminating thirty-nine (39) months after the date of execution or such later date as the parties may mutually agree.

Approved - Agreement No. A-13329**General Government**

18. Accept the Monterey County Agricultural Advisory Committee Annual Report covering the period July 1, 2015, through June 30, 2016.

Approved

19. Approve and authorize the Interim Director of the Information Technology Department to sign a Non-Disclosure and Confidentiality Agreement with Digital Scepter Corporation regarding proprietary network design.

Approved

20. Extend the Proclamation of Local Emergency ratified July 26, 2016 in accordance with California Government Code § 8630 to assist the operations of Monterey County in the response to and recovery from the Soberanes Fire which began on July 22nd, 2016 and continues uncontrolled as of this date.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-271 to extend the Proclamation of Local Emergency ratified July 26, 2016 in accordance with California Government Code § 8630 to assist the operations of Monterey County in the response to and recovery from the Soberanes Fire which began on July 22nd, 2016 and continues uncontrolled as of this date. ALL AYES

- 21.
- a. Authorize the Interim Director of the Information Technology Department to execute a non-standard Support Agreement with Questys Solutions, in the aggregate amount of \$11,648.33 over three (3) years, for provision of hardware maintenance and support of County-owned Plasmon drives;
 - b. Accept non-standard provisions as recommended by the Acting Director of Information Technology, and
 - c. Authorize the Director or Acting Director of the Information Technology Department to sign up to two (2) amendments to this Agreement, subject to County Counsel review, extending service by one (1) year each, provided

any increased cost does not exceed ten (10%) of the cost for the preceding year and provided the amendments do not significantly alter the terms of the Agreement, including non-standard provisions approved by the Board.

Approved - Agreement No. A-13333

22. Approve and authorize the Interim Director of Information Technology to sign a non-disclosure agreement, addressing access to Comcast of California IX, Inc.'s., (Comcast) confidential customer information, so that this information can be disclosed to the County and its consultants for purposes of conducting an audit of Comcast's payment of video franchise and PEG access fees.

Approved - Agreement No. A-13337

23. Approve a request from the Soledad-Mission Recreation District for dry period loan of \$39,000 for the Fiscal Year ending June 30, 2017.

Approved

24. Approve the Monterey County Board of Supervisors Draft Action Meeting Minutes for the following meeting dates: Thursday, June 2, 2016, Tuesday, July 26, 2016 and Tuesday, August 23, 2016.

Approved

25. Introduce, waive reading and set November 1, 2016, for adoption of an ordinance to amend Section 2.12.040 of the Monterey County Code and add Chapter 2.22 to the Monterey County Code to:
- Change the appointing authority of the Public Defender and establish the Public Defender as an appointed position to be appointed by and serve at the will of the Board of Supervisors;
 - Change the appointing authority of the Director of Child Support Services; and
 - Update the reference to the County Department of Social Services to reflect a prior change in the name of the department.

Approved

26. a. Approve and authorize the Contracts/Purchasing Officer to execute a non-standard three (3) year Lease Agreement, effective November 1, 2016, with the Regents of the University of California for approximately ~~1,450~~ 1,397 square feet of office space located at 3180 Imjin Road, Suite 157, Marina, California, for use by the Workforce Development Board to provide training and support to potential employees of area employers;
- b. Authorize the Auditor-Controller to make Lease payments of ~~\$2,334~~ \$2,207 per month for Lease Year 1, ~~\$2,404.54~~ \$2,273.00 for Lease Year 2, and ~~\$2,476.67~~ \$2,341.00 for Lease Year 3, as may be adjusted in accordance with the terms of the Lease Agreement.
- (Changes read into the record during Additions & Corrections).

A motion was made by Supervisor Simón Salinas, seconded by Supervisor

John M. Phillips to:

- a. Approve and authorized the Contracts/Purchasing Officer to execute a non-standard three (3) year Lease Agreement, effective November 1, 2016, with the Regents of the University of California (A-13338) for approximately 1,397 square feet of office space located at 3180 Imjin Road, Suite 157, Marina, California, for use by the Workforce Development Board to provide training and support to potential employees of area employers;
- b. Authorized the Auditor-Controller to make Lease payments of \$2,207 per month for Lease Year 1, \$2,273 per month for Lease Year 2, and \$2,341 per month for Lease Year 3, as may be adjusted in accordance with the terms of the Lease Agreement. **ALL AYES**

27.

- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 to consolidate and re-title the Correctional Sergeant and Sheriff's Sergeant classifications into a single classification of Sheriff's Sergeant with no change to salary and abolish Correctional Sergeant classification;
- b. Amend the Sheriff's Office Budget 001-2300-SHE001/SHE003 as reflected in the Resolution;
- c. Direct the County Administrative Office to reflect these approved changes in the FY 2016-17 Adopted Budget; and
- d. Direct the Human Resources Department to implement the changes in the Advantage HRM System.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-291 to:

- a. Amend Personnel Policies and Practices Resolution (PPPR) No. 98-394 to consolidate and re-title the Correctional Sergeant and Sheriff's Sergeant classifications into a single classification of Sheriff's Sergeant with no change to salary and abolish Correctional Sergeant classification;
- b. Amend the Sheriff's Office Budget 001-2300-SHE001/SHE003 as reflected in the Resolution;
- c. Direct the County Administrative Office to reflect these approved changes in the FY 2016-17 Adopted Budget; and
- d. Direct the Human Resources Department to implement the changes in the Advantage HRM System. **ALL AYES**

27.1

Adopt a Resolution in response to Board of Supervisors Referral 2013.20 establishing a Monterey County Board Policy Manual to be a central repository for non-codified County policies.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-272 in response to Board of Supervisors Referral 2013.20 establishing a Monterey County Board Policy Manual to be a central repository for non-codified County policies. ALL AYES