Monterey County

Monterey County Government Center Board of Supervisors Chambers 168 W. Alisal St., 1st Floor Salinas, CA 93901



Action Minutes - Final

Tuesday, June 25, 2019 9:00 AM

Board of Supervisors

Chair Supervisor John M. Phillips - District 2 Vice Chair Supervisor Chris Lopez - District 3 Supervisor Luis A. Alejo - District 1 Supervisor Jane Parker - District 4 Supervisor Mary L. Adams - District 5

9:00 A.M. - Called to Order

The meeting was called to order by Chair Supervisor John M. Phillips.

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor John M. Phillips

Staff Present

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Valerie Ralph, Clerk of the Board

Additions and Corrections for Closed Session by County Counsel

There were no additions and corrections for Item No.'s 1.a. through f.

Closed Session

1.

- Closed Session under Government Code section 54950, relating to the following items:
 - a. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.
 - b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
 - (1) Carmel Valley Association, et al. v. County of Monterey, et al. (Court of Appeals, Sixth Appellate District case no. H046187)
 - (2) People of the State of California v. Atlantic Richfield Company, et al. (Santa Clara County Superior Court case no. 1-00-CV-788657; Sixth District Court of Appeal case no. H040880)
 - (3) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, et al., Monterey County Superior Court case number 17CV000157 (ADDED VIA SUPPLEMENTAL)
 - c. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
 - (1) Designated representatives: Irma Ramirez-Bough and Kim Moore Employee Organization(s): All Units
 - d. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.

- e. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Director of Social Services.
- f. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claim against the County of Monterey.
- (1) Application to file late claim by Theo Swendseid

Public Comment

Open for public comment, no public comment made.

The Board Recessed for Closed Session Agenda Items at 9:00 a.m.

10:45 A.M. - Reconvened on Public Agenda Items

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor John M. Phillips

Staff Present

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Valerie Ralph, Clerk of the Board

Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Chris Lopez.

Announcement of Interpreter

Elia Acosta, Spanish Interpreter present and announced Spanish interpreter services.

Additions and Corrections by Clerk

For Consent Calendar under General Government:

Consent Item 85.2.:

A new Board Report was submitted correcting a typographical error in the Summary/Discussion portion of the report which incorrectly listed the assignment as BSA 3111 instead of the correct assignment of BSA 3131.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Mary L. Adams to approve the additions and corrections to the agenda. ALL AYES

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar Items No. 25 through 89.1.

Open for public comment; Pam Weston commented on Item No. 85.

Supervisor Jane Parker clarified/confirmed Item 85.1 was removed from the consent calendar and placed as a timed item.

Supervisor Mary L. Adams commented on Item No. 75 and stated her concerns on Item No. 85.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Jane Parker when Item No. 85 comes back on July 9, 2019, recommendations are to be brought forth on a process for ex parte communications. ALL AYES

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Chris Lopez excluding Item No. 85.1 to approve Consent Calendar Items No. 25 through 89.2. (See Supplemental Sheet)
ALL AYES

Appointments

4.

5.

6.

Open for public comment; no public comment made.

Reappoint Marc Davidian to the Carmel Highlands Fire Protection District Board for a term ending June 30, 2022. (Supervisor Adams)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to reappoint Marc Davidian to the Carmel Highlands Fire Protection District Board for a term ending June 30, 2022. (Supervisor Adams) ALL AYES

Reappoint David A. Alexander to the Animal Control Program Advisory Board for a term ending July 1, 2022. (Supervisor Adams)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to reappoint David A. Alexander to the Animal Control Program Advisory Board for a term ending July 1, 2022. (Supervisor Adams) ALL AYES

Reappoint Wendy Brickman to the Monterey County Workforce Development Board for a term ending June 25, 2022. (Full Board)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to reappoint Wendy Brickman to the Monterey County Workforce Development Board for a term ending June 25, 2022. (Full Board) ALL AYES

Reappoint Paula Calvetti to the Monterey County Workforce Development Board for a term ending June 15, 2022. (Full Board)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to reappoint Paula Calvetti to the Monterey County Workforce Development Board for a term ending June 15, 2022. (Full Board) ALL AYES

7. Reappoint Cesar Lara to the Monterey County Workforce Development Board with a term ending June 25, 2022. (Full Board)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to reappoint Cesar Lara to the Monterey County Workforce Development Board with a term ending June 25, 2022. (Full Board) ALL AYES

Reappoint Mary Ann Leffel to the Monterey County Workforce Development Board with a term ending June 25, 2022. (Full Board)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to reappoint Mary Ann Leffel to the Monterey County Workforce Development Board with a term ending June 25, 2022. (Full Board) ALL AYES

Reappoint Salvador Munoz to the Monterey County Workforce Development Board for a term ending June 25, 2022. (Full Board)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to reappoint Salvador Munoz to the Monterey County Workforce Development Board for a term ending June 25, 2022. (Full Board) ALL AYES

10. Appoint Dan Clay to the Ford Ord Veterans Cemetery Citizens Advisory

Committee to fill an unscheduled vacancy at the pleasure of the board. (Full Board)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to appoint Dan Clay to the Ford Ord Veterans Cemetery Citizens Advisory Committee to fill an unscheduled vacancy at the pleasure of the board. (Full Board) ALL AYES

Appoint Sid Williams to the Ford Ord Veterans Cemetery Citizens Advisory

Committee to fill an unscheduled vacancy at the pleasure of the board. (Full Board)

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to appoint Sid Williams to the Ford Ord Veterans Cemetery Citizens Advisory Committee to fill an unscheduled vacancy at the pleasure of the board. (Full Board) ALL AYES

Other Board Matters

8.

9.

11.

12. Board Comments

Supervisor Jane Parker and Supervisor Luis A. Alejo passed on Board comments this week.

Supervisor Chris Lopez commented last Thursday they had a ground breaking down in Greenfield which he thanked the Board for their support. Supervisor Alejo attended and Josh Stratton from Supervisor Phillips' office almost attended; however, had a flat tire and did not make it. They did the groundbreaking and are excited to be moving the office into the district. He also wanted to congratulate Air Energy from San Ardo as they were just named one of the top places to work from Forbes. They were number 3 on the list and he wanted to congratulate them. This weekend he also got to go out and place a brand new mini library, in honor of Bee Heckman, a teacher down in

Greenfield. They were able to put that out in the Arroyo Seco community which they considered a book desert. The Kiwanis Literacy Club donated over seven hundred books to fill that mini library. They encourage people to take and keep the books and switch them out over the years so they can create a good robust exchange program there. It's located at the firehouse in Arroyo Seco and it's a cute little library. It even lights up and the doors auto close after a short period of time so it's a great little resource for that rural community.

Supervisor Mary L. Adams shared we had a wonderful traffic experience with the U.S. Open and that this is traffic meeting week in Monterey County. We have a Caltrans meeting on Big Sur Transportation demand management at Palo Corona on Wednesday, June 26th at 5:30 p.m.. The Carmel Valley Road Advisory Committee at the Monterey County Courthouse in Monterey, Thursday, June 27th at 10:00 a.m. and we have the Big Sur Advisory Committee meeting Friday, June 28th at 10:00 a.m. at The Grange in Big Sur. She's mentioning all of these meetings because with the whole issue that we have around traffic particularly when it comes to big events in our community we really want the public to understand that there are so many different places we are working together to address the issues. They are going to be having their first car week which has now become car two week meeting earlier next month so they can be convening a multi-agency traffic mitigation meeting as last year which was proved to be helpful to people.

Supervisor John M. Phillips shared he and Supervisor Chris Lopez will be having a town hall meeting tomorrow, June 26, 2019, at 5:30 p.m. in the Board Chambers on HEMP to get input from the public before bringing it to the Board.

13. County Administrative Officer Comments and Referrals

Dr. Lew Bauman, County Administrative Officer shared one referral was received from the Chair's Office to review allocation of Proposition 172 Funds (Public Safety Sales Tax) considering emerging fiscal pressures on local independent Fire Districts. Budget staff to review the current budget allocation formulas to ensure fair allocation of funds and fair share participation of all agencies in the continuation of critial regional public safety services.

14. General Public Comments

Open for general public comment for item's not on the agenda; a woman in a black sweater with grey shirt (no name provided), Fernando Munoz, Pamela Weston, Betty Davis and Irene Chavez commented.

Recessed momentarily to reset system as Supervisors could not be heard.

10:30 A.M. - Scheduled Matters

15. Adopt a Resolution levying the Emergency Medical Services System Special Tax for Fiscal Year (FY) 2019-20 at the rate of \$12.00 per service unit.

Teresa Rios, Management Analyst III with the Health Department presented verbally.

Open for public comment; no public comment made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Jane Parker to:

Adopt Resolution No. 19- 235 levying the Emergency Medical Services System Special Tax for Fiscal Year (FY) 2019-20 at the rate of \$12.00 per service unit. ALL AYES

a. Accept public comments and close the public comment period for: the 2019-2020 Urban County Action Plan; the Monterey County Analysis of Impediments to Fair Housing Choice; and the 4th Amendment to the Urban County Citizen Participation Plan;

b Authorize the Housing Program Manager to submit the 2019-2020 Urban County Action Plan to the U.S. Department of Housing and Urban Development and execute documents required by HUD to implement the 2019-2020 Action Plan;

- c. Authorize the Housing Program Manager to execute Subrecipient Agreements with Urban County Grantees, including making minor changes as necessary, subject to review and approval by County Counsel, to implement the 2019-2020 Action Plan;
- d. Authorize the Housing Program Manager to execute the Signature Page for the Monterey County Analysis of Impediments to Fair Housing Choice and submit the document to HUD as required; and,
- e. Approve the 4th Amendment to the Urban County Citizen Participation Plan.

Anastacia Wyatt, Housing Program Manager from the Economic Development Department presented via PowerPoint.

Open for public comment; Grant Leonard commented.

A motion was made by Supervisor Luis Alejo, seconded by Supervisor Mary L. Adams, to.

- a. Accept public comments and close the public comment period for: the 2019-2020 Urban County Action Plan; the Monterey County Analysis of Impediments to Fair Housing Choice; and the 4th Amendment to the Urban County Citizen Participation Plan;
- b Authorize the Housing Program Manager to submit the 2019-2020 Urban County Action Plan to the U.S. Department of Housing and Urban Development and execute documents required by HUD to implement the 2019-2020 Action Plan;
- c. Authorize the Housing Program Manager to execute Subrecipient Agreements A-14428 with Urban County Grantees, including making minor changes as necessary, subject to review and approval by County Counsel, to implement the 2019-2020 Action Plan;
- d. Authorize the Housing Program Manager to execute the Signature Page for the Monterey County Analysis of Impediments to Fair Housing Choice and submit the document to HUD as required; and,
- e. Approve the 4th Amendment to the Urban County Citizen Participation Plan. ALL AYES

16.

17.

- a. Receive a report from the Auditor-Controller regarding the need for an additional ERP Business Analyst position in the Auditor-Controller's Office for FY2019-20;
 and
- b. Provide direction to staff.

Matter called Rupa Shah, Auditor- Controller not present; therefore, matter trailed.

Now at a later time matter called.

Rupa Shah, Auditor-Controller from the Auditor-Controller's Office verbally presented.

Eric Chatham, Information Technology Director from the IT Department provided additional analysis.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Mary L. Adams to:

- a. Receive a report from the Auditor-Controller regarding the need for an additional ERP Business Analyst position in the Auditor-Controller's Office for FY2019-20; and
- b. Referred the matter back to the Budget Committee for further analysis and report back to the Board of Supervisors in (3) three months.

 ALL AYES

Consider adopting a resolution approving the Fiscal Year (FY) 2019-20 Budget for the County of Monterey, incorporating the FY 2019-20 Recommended Budget, which includes the County's General Financial Policies, and additional modifications directed by the Board at the June 3, 2019 Budget Hearings.

Matter called out of order and before Item No. 17.

Paul Lewis, Budget Director from the Budget and Analysis Division presented via PowerPoint.

Open for public comment; no public comment made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Mary L. Adams to:

Adopt Resolution No. 19-236 approving the Fiscal Year (FY) 2019-20 Budget for the County of Monterey, incorporating the FY 2019-20 Recommended Budget, which includes the County's General Financial Policies, and additional modifications directed by the Board at the June 3, 2019 Budget Hearings. ALL AYES

18.1

18.

a. Authorize the Agricultural Commissioner to execute, on behalf of the County of Monterey, a Standard Agreement with the State of California Department of Food and Agriculture (CDFA) to perform work under the CDFA Industrial Hemp Cultivation Program with Registration retroactive from April 30, 2019, through June 30, 2020, with a maximum amount of \$2,000;

b. Approve and authorize the Agricultural Commissioner, or Commissioner's designee, to sign up to three (3) Amendments to the Agreement where the Amendment does not significantly change the scope of work; and c. Provide direction to staff on whether to begin work on a pilot program for the cultivation of industrial hemp in certain unincorporated areas, including the parameters of such a program and timing for implementation. (ADDED VIA ADDENDA)

Matter trailed to 1:30 p.m.

Henry Gonzales, Agricultural Commissioner and Carl Holm, Director of RMA from the Resource Management Agency presented via PowerPoint.

Open for public comment; Jocelyn Bridson, Richard Andradi, Aaron Johnson, Jarod Aucley, John Sala and Nicholas Nabreras commented.

A motion was made by Supervisor Luis A.Alejo, seconded by Supervisor Chris Lopez with Supervisor Mary L. Adams voting no, to:

- a. Authorize the Agricultural Commissioner to execute, on behalf of the County of Monterey, a Standard Agreement A-14381 with the State of California Department of Food and Agriculture (CDFA) to perform work under the CDFA Industrial Hemp Cultivation Program with Registration retroactive from April 30, 2019, through June 30, 2020, with a maximum amount of \$2,000;
- b. Approve and authorize the Agricultural Commissioner, or Commissioner's designee, to sign up to three (3) Amendments to the Agreement where the Amendment does not significantly change the scope of work; and
- c. Provide direction to staff to begin work on a pilot program for the cultivation of industrial hemp in certain unincorporated areas, including the parameters of such a program and timing for implementation. Feedback from tomorrow's Hemp meeting to be included in the Pilot Program development. (ADDED VIA ADDENDA)

Motion carried 4 to 1

Receive the 2018 annual Monterey County Crop Report from the Agricultural Commissioner.

Matter trailed until 1:30 p.m.

Henry Gonzales, Agricultural Commissioner presented via Powerpoint.

Open for public comment; no public comment made.

Upon consensus the Board received the 2018 annual Monterey County Crop Report from the Agricultural Commissioner.

- a. Consider adoption of a resolution authorizing Monterey County's membership in the Rural County Representatives of California (RCRC); and
- b. Appoint one (1) member of the Board of Supervisors to serve as the Monterey County Delegate Supervisor and one (1) member of the Board of Supervisors to serve as Alternate Supervisor to the RCRC Board of Directors.

19.

20.

Nick Chiulos, Assistant County Administrative Officer from the Intergovernmental Affairs Office presented via verbal presentation.

Open for public comment; no public comment made.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Mary I. Adams to:

- a. Adopt Resolution No. 19-244 authorizing Monterey County's membership in the Rural County Representatives of California (RCRC); and
- b. Appoint Supervisor Chris Lopez of the Board of Supervisors to serve as the Monterey County Delegate Supervisor and Supervisor John M. Phillips of the Board of Supervisors to serve as Alternate Supervisor to the RCRC Board of Directors.

ALL AYES

21.

Consider Adopting a Resolution to continue to July of 2019 the appointment of the Alternate Director for the Public Member Director and two of the Agricultural Director positions on the Board of Directors of the Salinas Valley Basin Groundwater Sustainability Agency ("SVBGSA") for terms commencing July 1, 2019, through June 30, 2022, and solicit further interest in the Alternate Public Member position.

Item No. 21 was called out of order and before Item No. 15.

Les Girard, Assistant County Counsel from the County Counsel Office clarified the process and made a recommendation to refer the matter to the Board of Directors of the Groundwater Sustainability Agency for further solicitation by reopening the application period for primary and alternate positions and to come back to the Board of Supervisors to then make a recommendation for an appointment.

Open for public comment; Marla Anderson, Kim Jorgenson and Heather Lukacs commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo to continue this item to:

Refer the matter to the Board of Directors of the Groundwater Sustainability Agency for further solicitation by reopening the application period for primary and alternate positions and to come back to the Board of Supervisors to then make a recommendation for an appointment.

ALL AYES

22.

Consider Adopting a Resolution to appoint John Tark Bramers as the Primary Director for the Public Member Director position on the Board of Directors of the Salinas Valley Basin Groundwater Sustainability Agency ("SVBGSA") for a term commencing July 1, 2019, through June 30, 2022.

County Counsel will refer to the Board of Directors for further action

Item No. 22 was called out of order and before Item No. 15.

Les Girard, Assistant County Counsel from the County Counsel Office clarified the process and made a recommendation to refer the matter to the Board of

Directors of the Groundwater Sustainability Agency for further solicitation by reopening the application period for primary and alternate positions and to come back to the Board of Supervisors to then make a recommendation for an appointment.

Open for public comment; Marla Anderson, Kim Jorgenson and Heather Lukacs commented.

A motion was made by Supervisor Chris Lopez, seconded by Supervisor Luis A. Alejo to continue this item to:

Refer the matter to the Board of Directors of the Groundwater Sustainability Agency for further solicitation by reopening the application period for primary and alternate positions and to come back to the Board of Supervisors to then make a recommendation for an appointment.

ALL AYES

12:00 P.M. - Recessed to Lunch at 12:25 p.m. for continued Closed Session

1:37 P.M. - Reconvened

Roll Called

Present: 5 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor John M. Phillips

Staff Present

Dr. Lew Bauman, County Administrative Officer, Charles McKee, County Counsel and Valerie Ralph, Clerk of the Board

Announcement of Interpreter

Elia Acosta, Spanish Interpreter present and announced Spanish interpreter services.

1:30 P.M. - Scheduled Matters

23. Acting on behalf of County Service Area 66-Oak Tree Views:

- a. Conduct a Public Hearing to hear objections to, or protests against, the proposed assessment increase by CSA 66-Oak Tree Views property owners pursuant to Proposition 218 requirements. Said assessment increase in the amount of \$197.62 per parcel per year, will result in an annual increase from \$408.96 to \$606.58 per parcel per year, to take effect in Fiscal Year 2019-2020, with subsequent annual increases corresponding with the Consumer Price Index for San Francisco/Oakland/Hayward CA;
- b. Direct the Clerk of the Board to tabulate and certify protests received before the conclusion of the public hearing;
- c. Determine if a majority protest exists or if no majority protest exists;
- d. If a majority protest exists, no assessment increase may be imposed; and

e. If no majority protest exists, adopt a Resolution approving the assessment increase as proposed for County Service Area 66-Oak Tree Views.

Public hearing commenced.

Shawne Ellerbee, Deputy Director of Administrative Services, Lynette Redman, Management Analyst and Melanie Beretti, RMA Services Manager, from the Resoure Management Agency verbally presented.

No formal protests received by the Clerk of the Board's Office.

Open for public comment; no public comment made.

A motion was made by Supervisor Mary L. Adams, seconded by Supervisor Chris Lopez to:

- a. Conduct a Public Hearing to hear objections to, or protests against, the proposed assessment increase by CSA 66-Oak Tree Views property owners pursuant to Proposition 218 requirements. Said assessment increase in the amount of \$197.62 per parcel per year, will result in an annual increase from \$408.96 to \$606.58 per parcel per year, to take effect in Fiscal Year 2019-2020, with subsequent annual increases corresponding with the Consumer Price Index for San Francisco/Oakland/Hayward CA;
- b. Direct the Clerk of the Board to tabulate and certify protests received before the conclusion of the public hearing;
- c. Determine if a majority protest exists or if no majority protest exists;
- d. If a majority protest exists, no assessment increase may be imposed; and
- e. If no majority protest exists, Adopt Resolution No. 19-237 approving the assessment increase as proposed for County Service Area 66-Oak Tree Views. ALL AYES

Consider a "Support" Position on SB 189 (Monning), re: Fort Ord Reuse Authority dissolution. (MOVED VIA SUPPLEMENTAL to the 1:30 P.M. Schedule Matters as newly renumbered to Item 23.1)

Nick Chiulos, Assistant County Administrative Officer from the Intergovernmental and Legislative Affairs Office, Melanie Beretti, RMA Services Manager from the Resource Management Agency and Wendy Strimling, Deputy County Counsel from the County Counsel Office verbally presented.

Open for public comment; David Sargbe commented.

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Mary L. Adams with Supervisor Luis A. Alejo, Supervisor Jane Parker and Supervisor Chris Lopez voting no, to support SB 189 (Monning), re: Fort Ord Reuse Authority dissolution.

Motion failed 3 to 2

A motion was made by Supervisor Luis A. Alejo, seconded by Chris Lopez with Supervisor Jane Parker and Supervisor Mary L. Adams voting no, to maintain the previous position taken with staff to work on the weighted vote as priority, CFD extension and the extension of time.

Motion carried 3 to 2

Matter to return to the Board on July 9, 2019.

24.

Consider adoption of an ordinance repealing Chapter 14.12 of the Monterey County Code (County Parks) and adopting a replacement Chapter 14.12 (County Parks), relating to lands and facilities owned, operated, or managed by the County, or where the Board of Supervisors acts as the governing body, for the purpose of recreation, habitat management, or open space.

Proposed CEQA action: Categorically exempt from environmental review pursuant to Section 15301

Shawne Ellerbee, Deputy Director of Administrative Services, John Snively, Management Analyst and Jim Rodems, Chief of Parks from the Resource Management Agency presented via PowerPoint.

Open for public comment; Laure Calderon, Lila Seldon, and Kendra Howell commented.

Supervisor Chris Lopez requested that the Parks Commission convene in 60 days to discuss the eBikes verbiage in the code.

A motion was made by Supervisor Luis A. Alejo, seconded by Supervisor Chris Lopez to:

Adopt Ordinance No. 5313 repealing Chapter 14.12 of the Monterey County Code (County Parks) and adopting a replacement Chapter 14.12 (County Parks), relating to lands and facilities owned, operated, or managed by the County, or where the Board of Supervisors acts as the governing body, for the purpose of recreation, habitat management, or open space.

Proposed CEQA action: Categorically exempt from environmental review pursuant to Section 15301 ALL AYES

The Board Recessed for continued Closed Session Agenda Items

Roll Called

Present: 4 - Supervisor Mary L. Adams, Supervisor Jane Parker, Supervisor Chris Lopez, Supervisor Luis A. Alejo and Supervisor John M. Phillips

Absent: 1 - Supervisor Jane Parker

Read Out from Closed Session by County Counsel

CLOSED SESSION REPORT:

- 1. Closed Session under Government Code section 54950, relating to the following items:
- a. 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 actions on items 1.a.

- b. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
- (1) Carmel Valley Association, et al. v. County of Monterey, et al. (Court of Appeals, Sixth Appellate District case no. H046187)
- (2) People of the State of California v. Atlantic Richfield Company, et al. (Santa Clara County Superior Court case no. 1-00-CV-788657; Sixth District Court of Appeal case no. H040880)
- (3) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, et al., Monterey County Superior Court case number 17CV000157 (ADDED VIA SUPPLEMENTAL)

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

- c. Pursuant to Government Code section 54957.6, the Board will provide direction to negotiators:
- (1) Designated representatives: Irma Ramirez-Bough and Kim Moore Employee Organization(s): All Units

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

- d. Pursuant to Government Code sections 54956.9(d)(2) and 54956.9(d)(4), the Board will confer with legal counsel regarding one matter of significant exposure to litigation and/or potential initiation of litigation.
- e. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding appointment to the position of Director of Social Services.

CLOSED SESSION REPORT: The Board took no reportable actions on items 1.e.

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

 (1) Application to file late claim by Theo Swendseid
- CLOSED SESSION REPORT: The Board approved unanimously the application to file late claim by Theo Swendseid

Adjourned

The meeting was adjourned at 5:35 p.m. by Chair Supervisor John M. Phillips.

APPROVED:	
	/s/ John M. Phillips
	JOHN M. PHILLIPS, CHAIR
	BOARD OF SUPERVISORS
ATTEST:	
BY:/s/ Valerie Ralph	1
VALERIE RALPH	
CLERK OF THE BOARD	ı
APPROVED ON October	8, 2019

Supplemental Sheet, Consent Calendar

Natividad Medical Center

25.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Cynthia Harlowe for consulting services related to Joint Commission accreditation at NMC for an amount not to exceed \$500,000 with an agreement term of July 1, 2019 through June 30, 2021.

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%) (\$50,000) of the original cost of the agreement.

Approved - Agreement No. A-14382

26.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Minh Q. Tran M.D. Inc. to provide neurosurgery services for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14383

27.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Neurorescue, a Professional Medical Corp. to provide neurosurgery services for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14431

28.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with West Coast Brain and Spine Institute, Inc. to provide neurosurgery services for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14429

29.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Kevin Yoo MD, APC to provide neurosurgery services for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14424

30.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Sweet, Renfer & Milanesa MD to provide urology services for an amount not to exceed \$625,500 for the period July 1, 2019 to June 30, 2021; and b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$62,550) of the original contract amount.

Approved - Agreement No. A-14384

31.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Boris H. Borazjani MD, Inc. to provide general and acute care surgical services for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14417

32.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Delphine Engel MD to provide general and acute care surgical services at Natividad for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14385

33.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Brian Lugo MD, Medical Corp. to provide general and acute care surgical services at Natividad for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and

b. Authorize the Deputy Purchasing Agent or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14386

34.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Thai Lan N. Tran MD, Inc. to provide general and acute care surgical services for an amount not to exceed \$650,000 for the period July 1, 2019 to June 30, 2021; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this agreement where the total amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$65,000) of the original contract amount.

Approved - Agreement No. A-14387

35.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional Services Agreement with the Regents of the University of California, on behalf of the University of California, San Francisco, School of Medicine, Department of Medicine (UCSF) to provide family medicine and pediatric hospitalist services for the period July 1, 2019 to June 30, 2020 for an amount not to exceed \$465,000; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not exceed ten percent 10% (\$46,500) of the original contract amount.

Approved - Agreement No. A-14388

36.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional Services Agreement with Salinas Valley Radiologists, Inc. (SVR) to provide radiologist services for an amount not to exceed \$800,000 for the period July 1, 2019 to June 30, 2020; and b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not exceed ten percent 10% (\$80,000) of the original contract amount.

Approved - Agreement No. A-14389

37.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Allen Radner MD to provide infectious disease physician services for an amount not to exceed \$185,400 for the period July 1, 2019 to June 30, 2021; and b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not exceed ten percent 10% (\$18,540) of the original contract amount.

Approved - Agreement No. A-14390

38.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Salinas Valley Plastic Surgery Associates to provide plastic surgery services for an amount not to exceed \$365,000 for the period July 1, 2019 to June 30, 2021; and

b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not exceed ten percent 10% (\$36,500) of the original contract amount.

Approved - Agreement No. A-14391

39.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Salinas Valley Memorial Healthcare System, dba Salinas Valley Medical Clinic to provide hematology oncology services for an amount not to exceed \$360,000 for the period July 1, 2019 to June 30, 2021; and

b.Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the total amendments do not significantly change the scope of work and do not exceed ten percent 10% (\$36,000) of the original contract amount.

Approved - Agreement No. A-14392

40.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement with Professional Research Consultants, Inc. for patient satisfaction survey services, extending the agreement an additional nine (9) month period (July 1, 2019 through March 31, 2020) for a revised full agreement term of July 1, 2015 through March 31, 2020, and adding \$28,965 for a revised total agreement amount not to exceed \$154,965.

Approved - Agreement No. A- 14045, Amendment No. 2

41.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment No. 2 to the agreement (A-13620) with The CBORD Group, Inc. for hospital food and nutrition software services, extending the agreement for an additional thirteen month period (July 11, 2019 through July 31, 2020) for a revised full agreement term of July 11, 2017 through July 31, 2020, and adding \$12,510 for a revised total agreement amount not to exceed \$134,426.

Approved - Agreement No. A-13620, Amendment No. 2

42.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute amendment no. 3 to the agreement (A-12753) with Health Care Interpreter Network (HCIN) for shared interpreter services at NMC, adding \$50,000 for a revised total agreement amount not to exceed \$440,000 and with no change to the agreement term of July 1, 2015 through June 30, 2021.

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%)

Approved - Agreement No. A-12753, Amendment No. 3

(\$19,500) of the original cost of the agreement.

43.

- a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute an agreement with Total Renal Care, Inc. for acute dialysis services at NMC for an amount not to exceed \$1,349,734 with an agreement term July 1, 2019 through June 30, 2021.
- 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%) (\$134,973) of the original cost of the agreement.

Approved - Agreement No. A-14393

44.

a. Authorize the Deputy Purchasing Agent for Natividad Medical Center (NMC) or his designee to execute the Professional and Call Coverage Services Agreement with Christopher C. Carver, M.D. to provide neurosurgery services for an amount not to exceed \$500,000 for the period July 1, 2019 to June 30, 2021; and b. Authorize the Deputy Purchasing Agent for NMC or his designee to sign up to three (3) future amendments to this Agreement where the amendments do not significantly change the scope of work and do not cause an increase of more than ten percent 10% (\$50,000) of the original contract amount.

Approved - Agreement No. A-14394

Health Department

45.

Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 5 to Mental Health Services Agreement A-13221 with Interim, Inc. to extend the term for one (1) additional Fiscal Year (FY) for a new term July 1, 2016 through June 30, 2020 and revise the total Agreement amount from \$37,616,019 to \$54,640,251, which represents an increase of \$17,024,232 for FY 2019-20.

Approved - Agreement No. A-13221, Amendment No. 5

46.

Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 3 to Substance Use Disorder Treatment Services Agreement with Sun Street Centers for the provision of alcohol and drug recovery services in the amount of \$5,449,821 for Fiscal Year (FY) 2019-20, for a new total Agreement amount not to exceed \$11,054,134 for a revised term of July 1, 2018 through June 30, 2020.

Approved - Agreement No. A- 14020, Amendment No. 3

47.

Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Substance Use Disorder Treatment Services Agreement with Valley Health Associates for the provision of alcohol and drug recovery services in the amount of \$1,728,642 for Fiscal Year (FY) 2019-20, for a new total Agreement amount not to exceed \$3,457,281 for a revised term of July 1, 2018 through June 30, 2020.

Approved - Agreement No. A-14021, Amendment No. 2

48.

a. Approve and authorize the Director of Health or Assistant Director of Health to

sign a two-year Substance Use Disorder Services Agreement with the Epicenter for the provision of youth services through the Friday Night Live (FNL)/Club Live (CL) Programs in the amount of \$169,628 for Fiscal Year (FY) 2019-20 and \$169,628 for Fiscal Year (FY) 2020-21 for a total Agreement amount not to exceed \$339,256 for a term of July 1, 2019 through June 30, 2021; and a. 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%) (\$33,926) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No. A-14395

49.

a. Approve and Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign an Agreement with One Workplace L Ferrari, LLC, DBA Peninsula Business Interiors (PBI), for the purchase of office furniture and office space reconfiguration services for a total Agreement amount of \$200,000 for the period July 1, 2019 through June 30, 2021; and b. Authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign up to two (2) future amendments to this Agreement where the total amendments do not exceed ten percent (10%) (\$20,000) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-14396

50.

- a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Mental Health Services Agreement with Sierra Vista Child and Family Services for the provision of residential services in the amount of \$26,420 for Fiscal Year (FY) 2018-19, \$155,916 for FY 2019-20, and \$155,916 for FY 2020-21 for a total Agreement amount not to exceed \$338,252 retroactive to April 30, 2019 through June 30, 2021; 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%) (\$33,825.20) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No. A-14397

51.

Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 4 to Mental Health Services Agreement A-13119 with Community Human Services for the provision of mental health services in the amount of \$1,071,557, for a new total Agreement amount not to exceed \$4,414,760 for a revised term of July 1, 2016 through June 30, 2020.

Approved - Agreement No. A-13119, Amendment No. 4

52.

a. Approve and authorize the Director of Health or Assistant Director of Health to

execute a Mental Health Services Agreement (MHSA) with Center for Community Advocacy for the provision of community based mental health prevention and early intervention services for unserved adults, children, and families in the amount of \$145,000 for Fiscal Year (FY) 2019-20; 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 (10%) (\$14,500) of the original Agreement amount and do not significantly alter the scope of services.

Approved - Agreement No. A-14398

Authorize and Direct the Auditor - Controller to amend the Fiscal Year 2018-19 Adopted Budget to increase appropriations and estimated revenues by \$192,635 for the Health Department (Emergency Medical Services) (001-4000-HEA006-8109) financed by recognition of unanticipated revenues from American Medical Response (AMR) (4/5ths vote required).

Adopted Resolution No. 19-242

a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding ("MOU") with Monterey County Special Education Local Plan Area for reimbursement to the County for the provision of mental health and residential treatment services pursuant to a student's Individualized Education Plan, for a total amount not to exceed \$3,595,096 for the term July 1, 2019 through June 30, 2020; and

b. Approve and authorize the Director of Health or Assistant Director of Health to execute an Interagency Agreement, Exhibit A to the MOU, with Monterey County Special Education Local Plan Area; and

c. Accept the Director of Health's recommendation to incorporate non-standard indemnification, limitation of liability, and insurance provisions to the MOU; and d. Approve and authorize the Director of Health or Assistant Director of Health to approve up to three (3) future amendments to the MOU that do not exceed ten percent (10%) (\$359,509.60) of the original MOU amount and do not significantly change the scope of services.

Approved - Agreement No. A-14400

a. Approve and authorize the Director of Health or Assistant Director of Health to execute a Memorandum of Understanding template for the provision of therapeutic services to students with each of the following Monterey County School Districts ("School Districts"): Carmel Unified, Chualar Union, Lagunita, Salinas Union High School Districts, for a total maximum amount for all School Districts of \$862,896, for a total amount per school district as outlined in Exhibit A effective August 1, 2019 through June 30, 2020; and

indemnification, limitation on liability, and insurance provisions; and c. Approve and authorize the Director of Health or Assistant Director of Health to

b. Accept the Director of Health's recommendation to incorporate non-standard

54.

53.

55.

approve up to three (3) future amendments to each MOU that in total do not exceed ten percent (10%) of the initial liability of each MOU, as shown in Exhibit A, and that do not significantly change the scope of services.

Approved - Agreement No. A-14401

56.

Approve and authorize the Director of Health or Assistant Director of Health to execute Amendment No. 2 to Mental Health Services Agreement A-13309 with The Village Project, Inc. for the provision of outreach and mental health services in the amount of \$325,000, for a new total Agreement amount not to exceed \$1,627,809 for a revised term of July 1, 2016 through June 30, 2020.

Approved - Agreement No. A-13309, Amendment No. 2

57.

- a. Amend the FY 2018-19 Department of Health's Adopted Budget (023-4000-8410-HEA012) to increase revenue and appropriations in the amount of \$4,750,000 financed by fee for service revenues to meet increased demand for behavioral health services (4/5ths Vote Required); and
- b. Authorize and Direct the Auditor-Controller to amend the FY 2018-19 Department of Health's Adopted Budget (023-4000-8410-HEA012) (4/5ths Vote Required).

Adopted Resolution No. 19-240

change the scope of work.

Department of Social Services

58.

a. Approve and authorize the Acting Director of the Department of Social Services to sign a Memorandum of Understanding with the Monterey County Office of Education for a term of July 1, 2019 through June 30, 2023 to leverage \$206,381 in FY2019-20 Title IV-E Administrative funding to support Foster Youth Services; b. Authorize the Acting Director or the Director of the Department of Social Services to sign up to three (3) amendments to the IV-E Administrative Memorandum of Understanding establishing the future fiscal year financial obligations of both parties, which do not significantly change the scope of work; c. Approve and authorize the Acting Director of the Department of Social Services and Chief Probation Officer to sign an Interagency Transportation Agreement with the Monterey County Office of Education, Monterey County Probation Department, and Monterey County School Districts for a term of July 1, 2019 through June 30, 2023 to provide transportation to the school of origin for children in foster care with funding governed through the Title IV-E Administrative Foster Youth Services Memorandum of Understanding; and d. Authorize the Director or the Acting Director of the Department of Social Services and Chief Probation Officer to sign up to three (3) amendments to the

Interagency Transportation Agreement where the amendments do not significantly

Approved - Agreement No. A-14402 & A-14430

59.

a. Approve and authorize the Acting Director of the Department of Social Services to sign a no cost agreement, retroactive to July 1st, 2018 through June 30th, 2021, with the Mexican-American Opportunity Foundation to facilitate the exchange of confidential information in order to provide child care payment services to CalWORKs customers; and

b. Authorize the Director of the Department of Social Services, or his designee, to sign up to three (3) amendments to this agreement that do not significantly change the scope of work.

Approved - Agreement No. A-14403

60.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Social Solutions Global, Inc. for \$33,220.19, with terms and conditions contained in the Master Services Agreement and Rider to the Master Services Agreement with an effective date of July 1, 2017, to provide licenses, training and support for the Efforts to Outcomes software for the term of July 1, 2019 through June 30, 2020; and

b. Approve and authorize the Acting Director or the Director of the Department of Social Services to sign future agreements for a period of three (3) years with Social Solutions Global, Inc. where these agreements are governed by the terms and conditions contained in the Master Services Agreement and Rider to the Master Services Agreement with an effective date of July 1, 2017 and where the aggregate annual payments in each fiscal year do not exceed \$50,000.

Approved - Agreement No. A-14404

61.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Seneca Family of Agencies for \$382,584 to support the Resource Family Approval Program throughout Monterey County for the period of July 1, 2019 through June 30, 2021; and

b. Authorize the Director or the Acting 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% (\$38,258) of the original contract amount, and do not significantly change the scope of work

Approved - Agreement No. A-14405

62.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Sun Street Centers for \$150,000.00 to provide Substance Abuse Recovery Services to CalWORKs customers within the Pueblo del Mar Family Recovery Community Program for the period of July 1, 2019 through June 30, 2020; and

b. Authorize the Acting Director or 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% (\$15,000) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-14406

63.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an Agreement with Franciscan Workers of Junipero Serra for \$555,000 to provide operations for the Chinatown Health Services Center and Dorothy's Drop-In Center to support the homeless population in Salinas including Whole Person Care Case Management for Housing support for a term of July 1, 2019 through June 30, 2020; and

b. Authorize the Acting Director or 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% (55,500) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-14407

64.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement for \$1,590,241 with Aspiranet for operation of the CHERISH Receiving Center for the period of July 1, 2019 through June 30, 2020; and b. Authorize the Acting Director or 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% (\$159,024) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-14408

65.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with the Alliance on Aging for \$520,774 to provide Outreach, Long Term Care Ombudsman, Health Insurance Counseling and Advocacy Services, and Medicare Improvements for Patients and Providers Act services to Monterey County seniors for the period of July 1, 2019 through June 30, 2020; and b. Authorize the Acting Director or 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% (\$52,077) of the original contract amount and does not significantly change the scope of work.

Approved - Agreement No. A-14409

66.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Soledad Unified School District for \$107,420 to provide High School Equivalency exam preparation classes to CalWORKs customers

referred by the Monterey County Department of Social Services CalWORKs Employment Services, for the period of July 1, 2019 to June 30, 2021; and b. Authorize the Acting Director or 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% (\$10,742) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-14410

67.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Meals on Wheels of the Salinas Valley for \$282,675 to provide home-delivered meals to seniors in Salinas, North and South Monterey County regions for the period July 1, 2019 through June 30, 2020; and b. Authorize the Acting Director or 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% (\$28,267) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-14411

68.

- a. Approve and authorize the Acting Director of the Department of Social Services sign Amendment #1 to Agreement A-13588 with Seneca Family of Agencies adding \$538,906, effective July 1, 2019, for a revised contract total of \$1,616,716 and extending the term through June 30, 2020 to continue operating the Family Ties Program which provides services and supports to relative and near-kin caregivers within Monterey County; and
- b. Authorize the Director or the Acting Director of the Department of Social Services to sign up to three (3) additional amendments to this agreement where the total amendments do not exceed 10% (\$161,671) of the current amended contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-13588, Amendment No. 1

69.

a. Ratify the execution by the Contracts/Purchasing Officer of the agreement with A'viands Catering for \$7,043.92 to provide catering services for the Child Abuse Prevention Council Proclamation and Award Breakfast retroactively effective April 16, 2019 through April 30, 2019.

Approved - Agreement No. A-14412

70.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Meals on Wheels of the Monterey Peninsula for \$406,275 to provide health education, congregate meals, and home-delivered meals to seniors on the Monterey Peninsula for the period July 1, 2019 through June 30, 2020; and

b. Authorize the Acting Director or 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% (\$40,627) of the original contract amount and do not significantly change the scope of work.

Approved - Agreement No. A-14413

71.

a. Approve and authorize the Acting Director of the Department of Social Services to sign an agreement with Legal Services for Seniors for \$152,530 to provide legal support services to Monterey County seniors for the period July 1, 2019 through June 30, 2020; and

b. Authorize the Acting Director or 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% (\$15,253) of the original contract amount, and do not significantly change the scope of work.

Approved - Agreement No. A-14414

Criminal Justice

72.

a. Approve and authorize the Contracts/Purchasing Officer or the Contracts/Purchasing Supervisor to sign Amendment #1 to an Agreement between the Monterey County Sheriff's Office and Telstar Instruments for annual preventative maintenance and emergency repairs/troubleshooting on sewage grinding equipment, pumps, and controls/sensors located at the Monterey County Adult Correction Facility. This Amendment extends the Agreement by two (2) years for an end date of June 14th, 2022, and increases the Agreement by \$125,000, for a revised contract cost of \$224,000.00; and b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to approve one (1) additional amendment to this Agreement where the amendment does not significantly change the scope of work and where the amendment in total does not increase the contract value more than \$65,000.00 per

Approved - Agreement No. A-14415, Amendment No. 1

year, for a total not to exceed cost of the Agreement to \$289,900.00.

73.

Adopt a Resolution Authorizing and directing the Auditor-Controller to increase appropriations by \$535,318 for the Sheriff's Office, including \$493,498 in 001-SHE001-2300-8250-6113; and \$41,820 in 001-SHE001-2300-8250-7614 financed by increased revenues of 535,318, 001-SHE001-2300-8250-5570 (4/5th Vote Required).

Adopted Resolution No. 19-241

74.

Approve and authorize the Contracts/Purchasing Officer or the

Contracts/Purchasing Supervisor to sign a Professional Services Agreement Amendment #3 by and between Mark Rispoli, Doing Business as Makor K9 for the provision of canine and handler training for narcotics, explosives and patrol canines services, adding one (1) year and \$56,000.00, to the existing agreement amount of \$99,800.00, for a total contract cost of \$155,800.00, for the time period of April 5, 2016 to April 4, 2021.

Approved - Agreement No. A-14416, Amendment No. 3

74.1

a. Approve an increase in the New Juvenile Hall project in the amount \$320,681 for FY 2018/19 from Facilities Master Plan Projects Fund 404-3000-8174-RMA015 where the total project cost increases to \$58,991,972 comprised of \$35,000,000 in SB81 Lease Revenue Bonds and \$23,991,972 in matching County funds, where the financing source is unused discretionary funds from the tenant improvement project for East/West Wing in FY 2018/19. (MOVED VIA SUPPLEMENTAL to Consent Calendar - Public Works and Facilities as newly renumbered to Item 89.2)

Moved as Item No. 89.2 under Public Works and Facilities

General Government

75.

a. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign Countywide Service Agreements for Custodial Services with Branch's Janitorial Services, Inc., Firato Services Company, Inc., ISS Facility Services, Inc., Trinity Maintenance Services, Universal Building Services, and US Metro Group Inc. The initial term of the Agreement will begin July 1, 2019 and terminate June 30, 2022, with an option to extend the Agreements for two (2) additional one (1) year periods. Work contracted under this Agreement shall not exceed \$10,000,000.00 for all Agreements issued under RFP #10710 in accordance with the terms and conditions set within each Agreement; and b. Approve and authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to sign additional Countrywide Service Agreements for Custodial Services with qualified contractors who meet the minimum requirements of the County of Monterey, as set forth in RFP #10710, and which comply with the County of Monterey standard terms and conditions. Any such additional agreements will not affect the total aggregate amount authorized. Any such additional agreements shall terminate June 30, 2022, with an option to extend for two (2) additional one (1) year periods.

Approved - Agreement No. A-14418

76.

a. Authorize the Director of Information Technology or his designee to execute a non-standard Master Subscription Agreement and Order Form with Zoom Video Communications, Inc. for video conferencing enterprise services and support for the

term of July 1, 2019 through June 30, 2021, in an amount not to exceed \$134,400; b. Accept non-standard provisions in the Master Subscription Agreement and associated Order Form as recommended by the Director of Information Technology;

c. Authorize the Director of Information Technology to sign Order Forms as necessary through the term of the agreement to enable continuity in services, subject to County Counsel review and so long as the Order Forms do not significantly alter the terms of the Master Subscription Agreement; and

d. Authorize the Director of Information Technology to execute up to three (3) future one-year order forms under the Master Subscription Agreement, subject to County Counsel review, provided that additional total costs do not exceed ten percent (10%) of the original cost (\$13,440 total additional cost) and provided the terms and conditions of the Master Subscription Agreement and associated Order Forms remain substantially the same.

Approved - Agreement No. A-14419

a. Approve and authorize the Chair of the Board of Supervisors, as the Chief Elected Official for the Monterey County local workforce development area, to execute a renewal of the Agreement between the workforce development boards of Monterey and Santa Cruz counties for the provision of Proposition 39 Pre-Apprenticeship services, and to execute Amendment No. 2 to the Agreement to: (a) increase funds from \$99,904 to \$140,129; (b) provide for additional training services and personnel to provide follow up and placement services to participants, and (c) extend the term of the agreement to June 30, 2019.

b. Approve and authorize the Executive Director of the Monterey County

Approved - Agreement No. A-14420

Workforce Development Board to sign Amendment No. 2.

a. Approve and authorize the Chair of the Board of Supervisors, on behalf of the Board in its role as the Chief Elected Official for the Monterey County local workforce development area, to sign the Application for Subsequent Local Area Designation and Local Board Recertification, Program Years 2019-21, as required by the Workforce Innovation and Opportunity Act; and

b. Approve and authorize submittal of the Application to the California Workforce Development Board

Approved

a. Authorize the Director of the Information Technology Department to execute a Service Order and Quote with Cyxtera Technologies, Inc., pursuant to an existing Board-approved Cyxtera Master Services Agreement, to renew Circuit Cross-Connect services for ERP Managed Hosting for one year, extending the end date from June 30, 2019 to June 30, 2020 and increasing the contract amount by

77.

78.

\$8,200.00 for a total contract amount not to exceed \$120,886;

b. Authorize the Director of the Information Technology Department to execute order forms and such documents as are necessary to implement the renewal with Cyxtera Technologies, Inc.; and

c. Authorize the Director of Information Technology to sign up to four (4) additional renewals, of one (1) year each, of the agreement with Cyxtera Technologies, Inc., for Circuit Cross-Connect for the ERP Managed Hosting, provided any additional costs do not exceed ten percent (10%) of the original cost of \$8,200 (\$820.00 maximum additional cost), subject to County Counsel review and provided that the terms and conditions of the agreement remain substantially the same.

Approved - Agreement No. A-14421

80.

- a. Authorize the Director of Information Technology or his designee to execute a non-standard agreement with ePlus Technology, Inc., a reseller of cloud storage services, for purchase of CommVault software licensing, maintenance and support for backup and recovery of the County's cloud data, in an amount not to exceed \$261,398.02 for a three-year agreement term of June 24, 2019 through June 23, 2022;
- b. Authorize the Director of the Information Technology Department to execute order forms as are necessary to implement the agreement with ePlus Technology, Incorporated for purchase of Commvault;
- c. Accept non-standard contract provisions as recommended by the Director of Information Technology; and
- d. Authorize the Director of Information Technology or his designee to sign up to three (3) renewals, of one (1) year each, of the agreement with ePlus Technology, Inc. for purchase of CommVault licensing, maintenance and support, provided any additional costs do not exceed ten percent (10%) of the original cost (\$26,139.80 maximum additional cost), subject to County Counsel review and provided that the terms and conditions of the agreement remain substantially the same.

Approved - Agreement No. A-14422

81.

- a. Ratify execution by the Monterey County Contracts/Purchasing Officer of an agreement with the San Francisco Region Sports Car Club of America (SFRSCCA) with a retroactive effective date of May 7, 2019, signed to secure PRO Support Services for WeatherTech Raceway Laguna Seca (WRLS) at certain specified WRLS events from execution of the Agreement through December 31, 2019, for a not to exceed amount of \$300,000; and
- b. Authorize the Monterey County Contracts/Purchasing Officer or Contracts/Purchasing Office Supervisor 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%) (\$30,000) of the original amount of the agreement.

Approved - Agreement No. A-14423

82.

- a. Approve and authorize the Director of the Information Technology Department to execute Amendment No. 4 to the non-standard Agreement with CenturyLink Communications, LLC for renewal of current hosting and disaster recovery services, increase in backup storage, and addition of consulting services supporting the County's Enterprise Resource Planning System, extending the agreement for an additional year to June 30, 2020 and adding \$600,000 for a total agreement amount of \$4,241,241;
- b. Authorize the Director of the Information Technology Department to execute service order forms and such documents as are necessary to implement extension of the agreement; and
- c. Authorize the Director of Information Technology to sign up to three (3) renewals, of one (1) year each, of the agreement, provided additional costs do not exceed ten percent (10%) of the cost of Amendment No. 4 (\$60,000 maximum additional cost), subject to County Counsel review and provided the terms of the agreement remain substantially the same.

Approved - Agreement No. A-12812, Amendment No. 4

83.

Approve the Bingo License Application for American Legion Post 593 pursuant to Chapter 7.08 of the Monterey County Code effective June 25, 2019 through June 24, 2020.

Approved

84.

a. Authorize the Director of the Information Technology Department to execute an Agreement with Dimension Data, a Gigamon Inc. re-seller, incorporating the terms of its FOCUS agreement with Merced County to purchase Gigamon software, maintenance and support to insure County network security, for a one-year term of June 17, 2019 through June 17, 2020, in an amount not to exceed \$126,030.00; b. Authorize the Director of the Information Technology Department to execute order forms and such documents as are necessary to implement the agreement with Dimension Data for purchase of Gigamon products; and c. Accept non-standard contract provisions as recommended by the Director of

Approved - Agreement No. A-14425

Information Technology.

85.

a. Introduce, waive reading, and set July 9, 2019, at 1:30 p.m. as the date and time to consider adoption of an ordinance of the County of Monterey, State of California, adding Section 2.04.355 to the County Code related to attorney communications with members of the Board of Supervisors and other decisionmakers acting in an adjudicative capacity.

Approved

85.1

Moved to scheduled matters as Item No. 23.1

85.2

a. Authorize and direct the Auditor-Controller to increase appropriations in the CAO's Other Financing Uses, Fund 001, Appropriation Unit CAO017 in the amount of \$32,122.96 in the FY2018-19 Adopted Budget, where the financing source is the release of designation from assignment BSA001-3131 Non-Recoverable Costs for FY2018-19 Measure Z actual expenditures (4/5ths vote required); and

b. Authorize and direct Auditor-Controller to complete an operational transfer of \$32,122.96 out of 001-1050-8038-CAO017 and transfer into the General Liability Internal Service Fund, 475-RISK-1210-8408-COU003 for the FY2018-19 Measure Z expenditures (4/5ths vote required). (ADDED VIA ADDENDA)

Approved

RMA - Administration

86.

a. Approve Amendment No. 1 to Standard Agreement No. A-12072 with Valsoft Corporation Inc. (formerly Cascade Software Systems, Inc.) to: continue to provide maintenance, upgrades and modifications to the Windows-based Cost Accounting Management System (Win-CAMS); to increase the not to exceed amount by \$148,729 for a total amount not to exceed \$378,729; and to extend the expiration date for three (3) additional years for a revised term from July 1, 2014 to June 30, 2022; and

b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 1 to Agreement No. A-12072 and three (3) 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-12072, Amendment No. 1

87.

- a. Approve a Non-Standard Agreement with Accela, Inc. to provide implementation, hosting, and maintenance for subscription services for the Accela software product for a total not-to-exceed amount of \$1,000,026, for a term effective July 1, 2019 through June 30, 2022; and
- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute the Non-Standard Agreement and three (3) future amendments to the Agreement, where the amendments do not significantly alter the scope of work or change the approved Agreement amount, subject to review and approval by County Counsel, and do not exceed ten percent (10%) of the total Agreement amount.

Approved - Agreement No. A-14427

88.

a. Approve Amendment No. 8 to Agreement No. A-11983 with Urban Park Concessionaires dba Monterey Lakes Recreation Company, to continue provision of lake resort management services, and to extend the term for one (1) month, for a revised term of February 1, 2015 through July 31, 2019;

- b. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 8 to Agreement No. A-11983;
- c. Authorize execution of Amendment No. 8 to Agreement No. A-11983 without signature of the Auditor-Controller's Office; and
- d. Authorize and direct the Auditor Controller to amend the FY2019-20 Park Operating General Fund 001, Appropriation Unit RMA104 budget (001-3000-8510-RMA104-6613), by increasing Appropriations in the amount of \$148,049, funded by an increase in General Fund 001 Revenues (4675) of \$148,049 (4/5th vote required).

Approved - Agreement No. A-11983, Amendment No. 8

RMA - Public Works and Facilities

89.

a. Authorize a contingency, not to exceed ten percent (10%) of the contract amount or \$401,151, to provide funding for approved contract change orders for the Palo Colorado Road Repair Project No. 621070; and b. Authorize the Resource Management Agency Director or Resource Management Agency Deputy Director of Public Works, Parks & Facilities, subject to the terms of the Public Contract Code, to approve change orders to the contract that do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work; and c. Authorize the Resource Management Agency Director or Resource Management Agency Deputy Director of Public Works, Parks & Facilities to execute a Certificate of Completion and record a Notice of Completion with the County Recorder when the Director or Deputy Director determines that the contract is complete in all respects in accordance with the Plans and Special Provisions for the construction of the Palo Colorado Road Repair Project MP 3.0-3.5, Project No. 621070, Granite Construction Company.

Approved

89.1

a. Approve Amendment No. 4 to Agreement No. A-12662 with DLR Group inc. to continue to provide services associated with on-call services over \$100,000 for architectural and engineering design services for correctional projects located in Monterey County, California, Request for Qualifications #10458, to extend the expiration date for four (4) additional months through October 31, 2019, for a revised term from May 12, 2014 to October 31, 2019, with no associated dollar amount increase to the Agreement's total not to exceed amount of \$5,000,000; b. Approve Amendment No. 5 to Agreement No. A-12664 with Kitchell/CEM, Inc. to continue to provide services associated with on-call services over \$100,000 for architectural and engineering design services for correctional projects located in Monterey County, California, Request for Qualifications #10458, to extend the expiration date for four (4) additional months through October 31, 2019, for a

revised term from May 12, 2014 to October 31, 2019, with no associated dollar amount increase to the Agreement's total not to exceed amount of \$5,000,000; and c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 4 to Agreement No. A-12662 and Amendment No. 5 to Agreement No. A-12664. (ADDED VIA ADDENDA)

Approved - Agreement No. A-12662, Amendment No. 4 & A-12664, Amendment No. 5

a. Approve an increase in the New Juvenile Hall project in the amount \$320,681 for FY 2018/19 from Facilities Master Plan Projects Fund 404-3000-8174-RMA015 where the total project cost increases to \$58,991,972 comprised of \$35,000,000 in SB81 Lease Revenue Bonds and \$23,991,972 in matching County funds, where the financing source is unused discretionary funds from the tenant improvement project for East/West Wing in FY 2018/19. (MOVED VIA SUPPLEMENTAL to Consent Calendar - Public Works and Facilities as newly renumbered to Item 89.2)

Approved

Addenda/Supplemental

89.2

90 <u>ADDENDA</u>

Add to 10:30 A.M. - Scheduled Matters as Item No. 18.1:

18.1 a. Authorize the Agricultural Commissioner to execute, on behalf of the County of Monterey, a Standard Agreement with the State of California Department of Food and Agriculture (CDFA) to perform work under the CDFA Industrial Hemp Cultivation Program with Registration retroactive from April 30, 2019, through June 30, 2020, with a maximum amount of \$2,000; b. Approve and authorize the Agricultural Commissioner, or Commissioner's designee, to sign up to three (3) Amendments to the Agreement where the Amendment does not significantly change the scope of work; and c. Provide direction to staff on whether to begin work on a pilot program for the cultivation of industrial hemp in certain unincorporated areas, including the parameters of such a program and timing for implementation.

Add to 1:30 P.M. - Scheduled Matters Item No. 23.1:

Move Consent Calendar - General Government Item No. 85.1 Consider a "Support" Position on SB 189 (Monning), re: Fort Ord Reuse Authority dissolution to the 1:30 P.M. - Scheduled Matters as newly renumbered Item No. 23.1

Add to Consent Calendar - General Government Item No. 85.2:

85.2 a. Authorize and direct the Auditor-Controller to increase appropriations in the CAO's Other Financing Uses, Fund 001, Appropriation Unit CAO017 in the amount of \$32,122.96 in the FY2018-19 Adopted Budget, where the financing source is the release of designation from assignment BSA001-3131 Non-Recoverable Costs for FY2018-19 Measure Z actual expenditures (4/5ths vote required); and

b. Authorize and direct Auditor-Controller to complete an operational transfer of \$32,122.96 out of 001-1050-8038-CAO017 and transfer into the General Liability Internal Service Fund, 475-RISK-1210-8408-COU003 for the FY2018-19 Measure Z expenditures (4/5ths vote required).

Add to Consent Calendar - RMA - Public Works and Facilities Item No. 89.1:

85.3 a. Approve Amendment No. 4 to Agreement No. A-12662 with DLR Group inc. to continue to provide services associated with on-call services over \$100,000 for architectural and engineering design services for correctional projects located in Monterey County, California, Request for Qualifications #10458, to extend the expiration date for four (4) additional months through October 31, 2019, for a revised term from May 12, 2014 to October 31, 2019, with no associated dollar amount increase to the Agreement's total not to exceed amount of \$5,000,000;

b. Approve Amendment No. 5 to Agreement No. A-12664 with Kitchell/CEM, Inc. to continue to provide services associated with on-call services over \$100,000 for architectural and engineering design services for correctional projects located in Monterey County, California, Request for Qualifications #10458, to extend the expiration date for four (4) additional months through October 31, 2019, for a revised term from May 12, 2014 to October 31, 2019, with no associated dollar amount increase to the Agreement's total not to exceed amount of \$5,000,000; and c. Authorize the Contracts/Purchasing Officer or Contracts/Purchasing Supervisor to execute Amendment No. 4 to Agreement No. A-12662 and Amendment No. 5 to Agreement No. A-12664.

SUPPLEMENTAL

Add to Closed Session Item No. 1:

b. (3) Salinas Valley Water Coalition v. Monterey County Water Resources Agency, et al., Monterey County Superior Court case number 17CV000157

Add to Consent Calendar - Public Works and Facilities Item No. 89.2:

Move Consent Calendar - General Government Item No. 74.1

a. Approve an increase in the New Juvenile Hall project in the amount \$320,681 for FY 2018/19 from Facilities Master Plan Projects Fund 404-3000-8174-RMA015 where the total project cost increases to \$58,991,972 comprised of \$35,000,000 in SB81 Lease Revenue Bonds and \$23,991,972 in matching County funds, where the financing source is unused discretionary funds from the tenant improvement project for East/West Wing in FY 2018/19 to the Consent Calendar - Public Works and Facilities as newly renumbered Item No. 89.2