Monterey County

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

Meeting Agenda - Final-revised

Tuesday, January 14, 2014

9:00 AM

Board of Supervisors

Chair Louis R. Calcagno - District 2
Vice Chair Simón Salinas - District 3
Supervisor Armenta - District 1
Supervisor Jane Parker - District 4
Supervisor Dave Potter - District 5
The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901. As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

ALTERNATE AGENDA FORMATS: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

CEREMONIAL/APPOINTMENTS/OTHER BOARD MATTERS: These items may include significant financial and administrative actions, and items of special interest, usually approved by majority vote for each program. The regular calendar also includes “Scheduled Items,” which are noticed hearings and public hearings.

CONSENT CALENDAR: These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by majority vote.

TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board’s action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

TO ADDRESS THE BOARD DURING PUBLIC COMMENT: Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

DOCUMENT DISTRIBUTION: Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.
INTERPRETATION SERVICE POLICY: The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for translation assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un interprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de antelación de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies. The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting. Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board's Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5
9:00 A.M. Call to Order

Roll Call

Additions and Corrections for Closed Session:

The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Closed Session

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

   a. Pursuant to Government Code section 54956.9(d)(1), the Board will confer with legal counsel regarding existing litigation:
      (1) John Josef Costandi v. Pacific Grove, et al. (Monterey County Superior Court case no. M122845)
      (2) Jesse Hernandez, et al. v. County of Monterey, et al. (United States District Court CAND case no. CV 13 2354 PSG)

   b. Pursuant to Government Code section 54956.9(e)(3), the Board will confer with legal counsel regarding liability claims against the County of Monterey.
      (1) Francisco and Elia Perez

   c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
      (1) Designated representatives: James May and Brette Neal
      Employee Organization: Unit S

Continuance of Closed Session to be held at the conclusion of the Board's Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board. The public may comment on Closed Session items prior to the Board's recess to Closed Session.

10:30 AM Reconvene

Roll Call

Pledge of Allegiance

Additions and Corrections

The Clerk of the Board will announce agenda corrections and proposed additions,
which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Consent Calendar- (See Supplemental Sheet)

2. Approval of Consent Calendar (See Supplemental Sheet)

Ceremonial Resolutions

3. Adopt Resolution recognizing North Monterey County Firefighter Jess Mendoza, North Monterey County Fire Protection District as the Monterey County Fire Chiefs Association -Firefighter of the Year. (Supervisor Calcagno) (TITLE REVISED VIA SUPPLEMENTAL)

Attachments: Mendoza Firefighter of the Year
               Mendoza Firefighter of the Year - Revised

3.1 Adopt Resolution recognizing Jane Smiley as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Lifetime Achievement Award. (Full Board) (ADDED VIA ADDENDUM)

Attachments: Smiley Ceremonial Resolution

3.2 Adopt Resolution recognizing Will Bullas as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Luminary Award. (Full Board) (ADDED VIA ADDENDUM)

Attachments: Bullas Ceremonial Resolution

3.3 Adopt Resolution recognizing Jayson Fann as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Professional Artist Award. (Full Board) (ADDED VIA ADDENDUM)

Attachments: Fann Ceremonial Resolution

3.4 Adopt Resolution recognizing Carol Lentes as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Educator Award. (Full Board) (ADDED VIA ADDENDUM)

Attachments: Lentes Ceremonial Resolution

3.5 Adopt Resolution recognizing Youth Orchestra of Salinas as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Nonprofit Award. (Full Board) (ADDED VIA ADDENDUM)

Attachments: YOSAL Ceremonial Resolution

3.6 Adopt Resolution recognizing Armando Sarabia as the recipient of The Arts Council for Monterey County Champions of The Arts 2014 - Volunteer Leader Award. (Full Board) (ADDED VIA ADDENDUM)
3.7 Adopt Resolution recognizing Kim Solano as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Philanthropist Award. (Full Board) (ADDED VIA ADDENDUM)

Appointments

4. Reappoint Karen Araujo to the Monterey County Housing Advisory Committee, term ending January 24, 2016. (Supervisor Parker)

5. Reappoint Theresa M. Scattini and Raul C. Rodriguez to the Greenfield Cemetery District, terms ending December 31, 2017. (Supervisor Salinas)

6. Reappoint Steve Matarazzo to the Commission on Disabilities, term ending December 31, 2016. (Full Board)

7. Reappoint Ryan Flagg and Maria Kovell to the Area Agency on Aging Advisory Council, terms ending January 1, 2017. (Full Board)

Other Board Matters

8. Board Comments

9. CAO Comments and Referrals

10. General Public Comment

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to the statement made or questions posed. They may ask a question for clarification; make a referral to staff for factual information or request staff to report back to the Board at a future meeting.

10:30 A.M. - Scheduled Matters

11. a. Conduct a public hearing under the requirements of Tax Equity and Financial
Responsibility Act (TEFRA) and the Internal Revenue Code of 1986, as amended; and,
b. Adopt a resolution approving the issuance of up to $11,000,000 in Private Activity Bonds by the California Municipal Finance Authority (CMFA) for the benefit of a limited partnership or a limited liability company established by South County Housing Corporation, or an affiliate thereof to provide for the financing of the Project.

Attachments:
- Resolution
- Salinas Californian Proof RES 13-071
- Monterey County Herald Proof RES 13-071

12. Public hearing to consider:
Adoption of an ordinance amending Title 21 (Monterey County Zoning Ordinance, non-coastal) in order to establish procedures for amendments to previously approved land use permits, including procedures for administrative approval of minor amendments.

Attachments:
- Attachment A - Discussion
- Attachment B - Ordinance Amending Title 21
- Attachment C - Planning Commission Resolution No.13-048

13. Public hearing to consider:
Adopting a resolution finding that a public convenience would be served by the issuance of a Type 20 (Off-Sale Beer and Wine) license by the Department of Alcoholic Beverage Control to Peninsula Petroleum, LLC at 7 Carmel Center Place, Carmel for the sale of beer and wine for off-site consumption, pursuant to Section 23958.4 of the California Business and Professions Code.

Attachments:
- Attachment A - Draft Resolution
- Attachment B - Letter from Monterey County Sheriff's Office
- Attachment C - Map showing Type 20 and 21 licenses
- Attachment D - Vicinity Map
- Attachment E - Letters of Support
- Attachment F - Letter of Opposition

12:00 PM Recess to Lunch

1:30 PM Reconvene

Roll Call

1:30 P.M. - Scheduled Matters
14. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 3 to the Agreement (A-12264) with First Alarm for Alarm and Closed Circuit Television Maintenance, Testing and Monitoring Services at NMC, extending the Agreement to June 30, 2014 and adding $90,000 for a revised total Agreement amount not to exceed $320,000 in the aggregate.

*Attachments:*  
First Alarm Renewal & Amendment #3  
First Alarm through Amendment #2

15. Approve and authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 3 to the Agreement (MYA808) with Up-To-Date Inc. for On-Site Web Based Subscription Services at NMC, extending the Agreement to November 30, 2016 and adding $142,265 for a revised total Agreement amount not to exceed $205,714 in the aggregate.

*Attachments:*  
Renewal & Amendment #3  
Renewal & Amendments 1 and 2, Original Agreement  
Spend Sheet  
Renewal & Amendment #3 Proposed Spend

16.  
a. Consider receipt and approval of the December 2013 New Juvenile Hall Project Site Selection Analysis report prepared by RBF Consulting; and  
b. Consider adopting a resolution to approve the existing Juvenile Hall site located at 1420 Natividad Road, Salinas CA as the proposed site for a new Juvenile Hall facility to comply with site assurance requirements pursuant to Senate Bill 81(SB 81) - Local Youthful Offender Rehabilitative Facility Construction Financing Program.

*Attachments:*  
Resolution  
Attachment 1: New Juvenile Hall Site Selection Analysis  
Location Map

**Adjournment**

*Adjourn in Memory of George Zarounian & Darby W. Fuerst*
Supplemental Sheet, Consent Calendar

Health Department

17. a. Reallocate 1.0 FTE Environmental Health Specialist II to 1.0 FTE Environmental Health Technician, Environmental Health Budget 4000-8272; and
b. Authorize the County Administrative Office to incorporate the approved position change in the FY 2013-14 Adopted Budget.

Attachments: Attachment 1 - Proposed Position Count

18. Approve and authorize the Director of Health to sign Amendment No. 2 to Mental Health Services Agreement A-11976 with Davis Guest Home, Inc. to increase the existing Agreement amount by $34,563 for Fiscal Year 2013-14 for a new total contract amount not to exceed $2,301,213.

Attachments: Amendment No. 2.pdf

19. a. Approve and authorize the Director of Health to sign a one-year Memorandum of Understanding (MOU) (July 1, 2013 through June 30, 2014) with the Monterey County Office of Education for the Monterey County Head Start Program to receive funds in the amount of $45,000; and
b. Authorize the Director of Health to sign up to three (3) future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

Attachments: MOU

General Government

20. Adopt a Resolution extending for an additional thirty days, in accordance with California Government Code Section 8630, the Administrative Proclamation of Local Emergency in the aftermath of the conditions of a Wildfire causing conditions of extreme peril to the safety of persons and property in the Pfeiffer Ridge Community in Big Sur approved by the Board of Supervisors on December 17, 2013. (4/5ths vote required).

Attachments: Resolution Extending Proclamation of Local Emergency

21. a. Adopt Resolution authorizing submittal of an application to the California Department of Housing and Community Development (HCD) for grant funding in the amount of $584,150 under the Housing Related Parks Program (HRP Program) for projects at the A. R. Wilson Community Park and Chualar; and
b. Authorize the Director of Economic Development to sign the grant application and HRP Program grant documents as required by HCD.
22. Approve and authorize the Contracts/Purchasing Officer to execute Renewal and Amendment No. 4 of Agreement #11606 with The Lipman Company (TLC) for benefits administration services, extending the term of the Agreement to June 30, 2014 on a month to month basis and increasing the total amount of the contract by $25,000 to a total of $175,000.

   Attachments: TLC BR.Attch 1
   Amendment #2
   Amendment #3
   Amendment #1

23. Approve the final election of the methodology by which the County of Monterey will receive realignment funds under AB 85.

   Attachments: Draft Resolution

24. a. Approve a one-time Concession Agreement for Special Events between Viral Events and the County of Monterey to produce the Run or Dye event at the Laguna Seca Recreation Area on March 8th, 2014; and
b. Authorize the Chair of the Board to sign the Agreement.

   Attachments: Run or Dye Agreement 2014.pdf
   Run or Dye COI.pdf

25. a. Approve and authorize the Contracts/Purchasing Officer to sign Master Agreements between the County of Monterey and American Lock & Key for the provision of Locksmith Services to the County of Monterey for the term of the date signing through and including June 30, 2015, including the option to extend the Agreement for three (3) additional one (1) year periods, in an amount not to exceed $10,000 per project, with an annual aggregate amount not to exceed $50,000 for all Agreements issued under Request for Proposal (RFP) #10423 in accordance with the terms and conditions set within each Agreement; and
b. Approve and authorize the Contracts/Purchasing Officer to sign additional Master Agreements for Locksmith Services with qualified contractors who meet the minimum requirements of the RFP. (ITEM REMOVED VIA SUPPLEMENTAL)

26. a. Approve and authorize the County of Monterey participation in an Agreement and Request for Proposal (RFP) to evaluate and analyze a Monterey County Integrated Waste Management System; and
b. Authorize the County Administrative Officer to sign the Agreement.
a. Approve and authorize the Contracts/Purchasing Officer to sign Master Agreements between the County of Monterey and Val’s Plumbing and Heating, Inc. for the provision of Plumbing Services to the County of Monterey for the term of the date signing through and including November 1, 2016, including the option to extend the Agreement for two (2) additional one (1) year periods, in an amount not to exceed $10,000 per project, with an annual aggregate amount not to exceed $50,000 for all Agreements issued under Request for Proposal (RFP) #10427 in accordance with the terms and conditions set within each Agreement; and

b. Approve and authorize the Contracts/Purchasing Officer to sign additional Master Agreements for Plumbing Services with qualified contractors who meet the minimum requirements of the RFP.

Attachments: 01-14-14 Val’s Plumbing Agmnt

28. Approve the Action Minutes of the Board of Supervisors meeting of Tuesday, March 19, 2013.

Attachments: BOS FINAL MINUTES 03-19-13

29. Board of Supervisors Addendum for Tuesday, January 14, 2014

ADDENDUM

Add Under Ceremonial Resolutions

3.1 Adopt Resolution recognizing Jane Smiley as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Lifetime Achievement Award. (Full Board)

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3.4 Adopt Resolution recognizing Carol Lenters as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Educator Award. (Full Board)

3.5 Adopt Resolution recognizing Youth Orchestra of Salinas as the recipient
of The Arts Council for Monterey County Champions of the Arts 2014 - Nonprofit Award. (Full Board)

3.6 Adopt Resolution recognizing Armando Sarabia as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Volunteer Leader Award. (Full Board)

3.7 Adopt Resolution recognizing Kim Solano as the recipient of The Arts Council for Monterey County Champions of the Arts 2014 - Philanthropist Award. (Full Board)

SUPPLEMENTAL

Revised Under Ceremonial Resolutions

3. Adopt Resolution recognizing Firefighter Jess Mendoza, North Monterey County Fire Protection District as the Monterey County Fire Chiefs Association - Firefighter of the Year. (Supervisor Calcagno)

Remove From Consent Calendar - General Government

25. a. Approve and authorize the Contracts/Purchasing Officer to sign Master Agreements between the County of Monterey and American Lock & Key for the provision of Locksmith Services to the County of Monterey for the term of the date signing through and including June 30, 2015, including the option to extend the Agreement for three (3) additional one (1) year periods, in an amount not to exceed $10,000 per project, with an annual aggregate amount not to exceed $50,000 for all Agreements issued under Request for Proposal (RFP) #10423 in accordance with the terms and conditions set within each Agreement; and

b. Approve and authorize the Contracts/Purchasing Officer to sign additional Master Agreements for Locksmith Services with qualified contractors who meet the minimum requirements of the RFP.