Monterey County

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

Meeting Agenda - Final-revised

Tuesday, March 18, 2014

9:00 AM

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

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 anticipo 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
NOTE: All agenda titles related to numbered items are live web links. Click on the title to be directed to corresponding Board Report.

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. The public may comment on Closed Session items prior to the Board’s recess to Closed Session.

Closed Session

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

   a. 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

   b. Pursuant to Government Code section 54956.8, the Board will confer with its real property negotiators:

   (1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca

   Agency Negotiators: Michael Ferry, Parks Director

   Negotiating Party: Gill Campbell, General Manager of SCRAMP

   Under negotiation: Price and terms (REVISED VIA SUPPLEMENTAL)

   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 of proclamation honoring Evadna Renee Hammond upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board) (REVISED VIA SUPPLEMENTAL)
   
   **Attachments:** Hammond Ceremonial Resolution

4. Adopt Resolution of proclamation honoring Amanda Bakker upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)
   
   **Attachments:** Bakker Ceremonial Resolution

5. Adopt Resolution of proclamation honoring Barbara Mitchell upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)
   
   **Attachments:** Mitchell Ceremonial Resolution

6. Adopt Resolution of proclamation honoring Carolyn Gray upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)
   
   **Attachments:** Gray Ceremonial Resolution

7. Adopt Resolution of proclamation honoring Janice Spence-Sharpe upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)
   
   **Attachments:** Spence-Sharpe Ceremonial Resolution

8. Adopt Resolution of proclamation honoring Maggie Bennett upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)
   
   **Attachments:** Bennett Ceremonial Resolution

9. Adopt Resolution of proclamation honoring Marina Gomez upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)
   
   **Attachments:** Gomez Ceremonial Resolution

10. Adopt Resolution of proclamation honoring Mary Claypool upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)
11. Adopt Resolution of proclamation honoring Monica Mapp upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)

**Attachments:** Claypool Ceremonial Resolution

12. Adopt Resolution of proclamation honoring Nancy Ramirez upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)

**Attachments:** Ramirez Ceremonial Resolution

13. Adopt Resolution of proclamation honoring Natalie Anne Oliver upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board) (REVISED VIA SUPPLEMENTAL)

**Attachments:** Oliver Ceremonial Resolution

14. Adopt Resolution recognizing undisclosed recipient as the Santa Cruz County Farm Bureau’s Al Smith Friend of Agriculture Award Recipient for 2013-2014. (Full Board) (REVISED VIA SUPPLEMENTAL)

**Attachments:** Undisclosed Recipient Ceremonial Resolution

14.1 Adopt Resolution honoring Buddhist Temple of Salinas on their 90th anniversary of serving the Jodo Shinshu and Japanese-American Community. (Full Board) (ADDED VIA ADDENDUM)

**Attachments:** Buddhist Temple Ceremonial Resolution

**Appointments**

15. Appoint James Collins to the Commission on Disabilities, term ending December 31, 2016. (Full Board)

**Attachments:** Collins Notification to Clerk

**Other Board Matters**

16. Board Comments

17. CAO Comments and Referrals

**Attachments:** Referrals 031814

18. 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

19. Receive a presentation on the economic impact of affordable housing subsidized and/or developed by the Housing Authority of the County of Monterey and the Monterey County Housing Authority Development Corporation, its non-profit affiliate.

20. a. Receive an oral report regarding recent factors that may influence preparation of a reusable bag ordinance to restrict single-use carry-out plastic bags and encourage use of reusable bags; and
   b. Provide direction to staff on alternative approaches to development of the ordinance.

Attachments: Attachment 1 - Text Proposed Senate Bill 270.pdf

12:00 PM Recess to Lunch

1:30 PM Reconvene

Roll Call

1:30 P.M. - Scheduled Matters

21. Public hearing to consider:
   a. Appeal by Jeff Taylor from the Planning Commission’s decision approving the application by Heritage Development LP for a Combined Development Permit;
   b. Addendum together with the previously certified EIR for the Santa Lucia Preserve;
   c. Approval of a Combined Development Permit consisting of: 1) a Minor Subdivision vesting tentative map to allow the subdivision of three lots of 20.69 acres, 20.78 acres and 62 acres (total 103.2 acres) into a 4 lot subdivision of 10.4, 11.9, 20.1 and 60.8 acres; 2) a Use Permit to allow the removal of 20 protected Coastal live oak trees; 3) a Use Permit for development on slopes greater than 30%; and 4) an Administrative Permit and Design Approval for development in a Design Control and Site Plan District for a 100,000 gallon water storage tank and grading (approximately 45,000 cubic yards cut and 45,000 cubic yards fill).

(Combined Development Permit - PLN060603/Heritage Development, 27050/25070/27080 Rancho San Carlos Road, Carmel, Carmel Valley Master Plan)
22.

Public hearing continued from February 25, 2014 to consider adoption of a resolution to:

a. Deny the appeal by Save Aguajito Forever, et al. from the Planning Commission’s approval of a Lot Line Adjustment application by Gordon and Sandra Steuck;

b. Adopt a Negative Declaration for Lot Line Adjustment; and

c. Approve a Lot Line Adjustment (Steuck) between two (2) legal lots of record of approximately 4.6 acres (portion of Assessor's Parcel Number 103-061-015-000 - “Northerly Parcel”) and 4.3 acres (portion of Assessor's Parcel Number 103-061-015-000 - “Southerly Parcel”), resulting in two (2) reconfigured lots of 4.6 acres (westerly parcel, to be identified as Parcel A) and 4.3 acres (easterly parcel, to be identified as Parcel B).

Lot Line Adjustment - PLN130209/Steuck, 570 Aguajito Road, Carmel, Greater Monterey Peninsula Area Plan)

22.1

Public hearing to consider continuance of a hearing to April 1, 2014 for consideration of:

An appeal by Sima Barnyard LLC from the Planning Commission’s decision approving a General Development Plan to add a 2.6-acre portion of California State Parks property to the site of the Barnyard Shopping Center, denying a
Variance for added signage for the Barnyard Shopping Center and denying a Design Review Application for the construction of a new 32 square foot monument sign and a new signage plan for the Shopping Center.

(General Development Plan for Addition of Land to the Site of the Barnyard Shopping Center; Variance for Increased Signage; and Design Approval for a New Monument Sign and Signage Plan - PLN120442/Sima Barnyard LLC, Highway One at Carmel Valley Road, Greater Monterey Peninsula Area Plan/Carmel Valley Master Plan) (ADDED VIA ADDENDUM)

22.2

Public hearing to consider an appeal by Maria A. Vasquez et al from the Planning Commission’s decision denying the application for a Minor Subdivision Vesting Tentative Map which proposes to subdivide an approximately 9.26 acre parcel into two parcels of 3.086 and 3.086 acres and one remainder parcel of 3.086 acres.

(Appeal, PLN040529/Vasquez Minor Subdivision, 34735 Metz Road, Soledad) (ADDED VIA ADDENDUM)

Attachments:
- Attachment A - Discussion
- Attachment B - Draft Board Resolution
- Attachment C - Vicinity Map
- Attachment D - Notice of Appeal
- Attachment E - PC Resolution No. 14-003
- Attachment F - Groundwater Quality & Quantity Review
- Attachment G - Correspondence from EHB
- Attachment H - Correspondence from EHB
- Attachment I - E-mail from Joel Panzer

Adjournment
Supplemental Sheet, Consent Calendar

Natividad Medical Center

23. Approve and direct the Purchasing Manager for Natividad Medical Center (NMC) to execute Renewal and Amendment No. 2 to the Agreement (A-12118) with Healthcare Services Management (HSM) for ICD-10 (International Classification of Diseases - version 10) code set implementation, training and consulting services at NMC, extending the agreement to June 30, 2015 and adding $1,202,950 for a revised total agreement amount not to exceed $2,023,675 in the aggregate.

Attachments:  Healthcare Services Management Renewal & Amendment #2  Healthcare Services Management Spend Sheet  HSM Renewal & Amendment #2 and History (Attachment A)

23.1

a. Authorize the Purchasing Manager for Natividad Medical Center (“NMC”) to execute the Agreement for Public Hospitals Providing Outpatient Services (“Agreement”) between the County of Monterey (“County”) d/b/a NMC and the California Department of Health Care Services (“State DHCS”), permitting the State DHCS to receive reimbursement from the County for the administrative costs of operating the Public Hospital Outpatient Services Supplemental Reimbursement Program, for the period beginning July 1, 2012 (pursuant to State DHCS requirements) until termination of Agreement by County upon ten days’ notice, with or without cause, or until automatic termination upon occurrence of events set forth in Agreement; and

b. Authorize the Purchasing Manager for NMC to execute to sign up to three (3) amendments to this Agreement where the total amendments do not significantly change the scope of work and subject to approval of County Counsel and the Auditor Controller. (ADDED VIA ADDENDUM)

Attachments:  AB 915 Signatures Agreement.pdf  AB-915 Old Agreement.pdf  Signed Board Report.pdf

Health Department

24. a. Approve and authorize the Contracts/Purchasing Officer to execute the 340B Contract Pharmacy Services Agreement (“Agreement”) with Walgreen Co. (“Walgreens”), allowing Walgreens to manage and dispense the County Health Department’s 340B Drugs to eligible Monterey County Health Department (Clinic Services) patients, at eligible retail pharmacy locations, for a five-year (5) period, from March 25, 2014 to March 25, 2019, unless terminated sooner by either party;

b. Authorize the Contracts/Purchasing Officer to sign up to three (3) future
amendments to this Agreement where the amendments do not exceed 10% of the annual amount and do not significantly change the scope of work; and c. Accept non-standard risk provisions, as recommended by the Director of Health.

**Attachments:** Walgreens Agreement.pdf

25. Approve and authorize the Director of Health to sign Amendment No. 1 to Mental Health Services Agreement A-12253 with Medical Hill Rehabilitation Center, L.L.C. dba Medical Hill Rehabilitation to increase the existing Agreement amount by $145,192.69 for Fiscal Year (FY) 2013-14 and $151,822.07 for FY 2014-15 for a new total contract amount not to exceed $1,604,693.30.

**Attachments:** Medical Hill Amendment No. 1 FY 12-15.pdf

**Medical Hill Rehabilitation Agreement Mental Health 07012012 - 06302015.pdf**

**Department of Social Services**

25.1 a. Approve and authorize the Director of the Department of Social Services (DSS), or his designee, to sign an agreement with Solutions West, Inc. for $469,200 to provide Temporary Eligibility staff for the period March 1, 2014 through June 30, 2014 and consulting services that will produce training materials and manuals for eligibility staff; and b. Authorize the Director of DSS, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work. (ADDED VIA ADDENDUM)

**Attachments:** Solutions West-Agreement

**Criminal Justice**

26. Approve an application and order for destruction of records for the Sheriff’s Office. (4/5th Vote Required)

**Attachments:** Attach A - Destruction of Records 2013

**Application for Destruction of Records**

**General Government**

27. Adopt a Resolution recognizing the positive efforts made by the Steinbeck Innovation Center in support of economic development in Monterey County.

**Attachments:** Steinbeck InnovationCenter_Resolution

28. a. Amend the Assessor’s Department Budget (1180-ACR001-8003) to reallocate one (1) Account Clerk (80J21) to one (1) Office Assistant III (80E22); and b. Direct the County Administrative Office to incorporate the approved changes
in the FY 2013-14 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

**Attachments:** Exhibit A (Position Reallocation)

**29.**
Approve the use of Toro Park on July 6, 2014 for a function held by Christ the King Church in compliance with Monterey County Code 14.12.130.

**30.**
Approve the Board of Supervisors Action Minutes for the meetings of Tuesday, September 17, 2013; Tuesday, December 3 2013; Tuesday, December 10, 2013; Thursday, December 12, 2013 special meeting; Thursday, December 12, 2013 strategic workshop; Tuesday, March 12, 2013 and Tuesday, April 16, 2013.

**Attachments:** BOS Draft Minutes 9-17-13
BOS Draft Minutes 12-3-13
BOS Draft Minutes 12-10-13
BOS Draft Minutes 12-12-13 Spec Mtg BOS
BOS Draft Minutes Strat Wkshop 12-12-13
BOS Draft Minutes 3-12-13
BOS Draft Minutes 4-16-13

**31.**
Continued from March 11, 2014:

a. Approve the Park Department’s Renewal and Addendum No. 2 to the Management Agreement between Monterey County and Urban Park Concessionaires, doing business locally as “Monterey Lakes Recreation Company”, renewing the Agreement retroactively to October 31, 2013 and extending the current term through January 31, 2015 for management of resort business operations at Monterey County Parks lakes resort; and

b. Authorize the Chair of the Monterey County Board of Supervisors to sign Addendum No. 2 to the Agreement.

**Attachments:** Signed CalParks 2nd Addendum.pdf
Copy of Draft Resort Evaluation_Addendum 2_01 14 14.xlsx
Original CalParks.pdf

**32.**
Continued from March 11, 2014:

a. Authorize the Auditor-Controller to establish a budget for the East Garrison Developer Reimbursements, Fund 182, Unit 8431, Appropriation Unit DEO029, for FY 2013-14 by increasing appropriations and estimated revenues by $150,000 (4/5th vote required); and

b. Authorize the Auditor-Controller’s Office to incorporate approved appropriation and estimated revenue modifications to the FY 2013-14 Budget.

**RMA - Public Works**

**33.**
Introduce, waive the reading, and set April 1, 2014 at 10:30 a.m. as the date and time to consider adoption of an ordinance amending Section 12.24.010 of the Monterey County Code to rescind the designation of the following roads as
through highways: Barloy Canyon Road from Watkins Gate Road generally southeast to its terminus; Watkins Gate Road from West Camp Street generally northeast to its terminus; and West Camp Street from Sherman Boulevard generally southeast to its terminus in the East Garrison area of the unincorporated area of the County of Monterey.

Attachments: Ordinance
Location Maps

Addendum/ Supplemental

34. Board of Supervisors Addendum/Supplemental for Tuesday, March 18, 2014.

ADDENDUM

Addition to Ceremonial Resolutions
14.1 Adopt Resolution honoring Buddhist of Salinas on their 90th anniversary of serving the Judo Shinshu and Japanese-American Community. (Full Board)

Addition to Scheduled Matters - 1:30 P.M.
22.1 Public hearing to consider continuance of a hearing to April 1, 2014 for consideration of: An appeal by Sima Barnyard LLC from the Planning Commission’s decision approving a General Development Plan to add a 2.6-acre portion of California State Parks property to the site of the Barnyard Shopping Center, denying a Variance for added signage for the Barnyard Shopping Center and denying a Design Review Application for the construction of a new 32 square foot monument sign and a new signage plan for the Shopping Center.
(General Development Plan for Addition of Land to the Site of the Barnyard Shopping Center; Variance for Increased Signage; and Design Approval for a New Monument Sign and Signage Plan - PLN120442/Sima Barnyard LLC, Highway One at Carmel Valley Road, Greater Monterey Peninsula Area Plan/Carmel Valley Master Plan)

Addition to Scheduled Matters - 1:30 P.M.
22.2 Public hearing to consider an appeal by Maria A. Vasquez et al from the Planning Commission’s decision denying the application for a Minor Subdivision Vesting Tentative Map which proposes to subdivide an approximately 9.26 acre parcel into two parcels of 3.086 and 3.086 acres and one remainder parcel of 3.086 acres.
(Appeal, PLN040529/Vasquez Minor Subdivision, 34735 Metz Road, Soledad)

Addition to Consent Calendar - Natividad Medical Center
23.1 a. Authorize the Purchasing Manager for Natividad Medical Center (“NMC”) to execute the Agreement for Public Hospitals Providing
Outpatient Services ("Agreement") between the County of Monterey ("County") d/b/a NMC and the California Department of Health Care Services ("State DHCS"), permitting the State DHCS to receive reimbursement from the County for the administrative costs of operating the Public Hospital Outpatient Services Supplemental Reimbursement Program, for the period beginning July 1, 2012 (pursuant to State DHCS requirements) until termination of Agreement by County upon ten days’ notice, with or without cause, or until automatic termination upon occurrence of events set forth in Agreement; and

b. Authorize the Purchasing Manager for NMC to execute to sign up to three (3) amendments to this Agreement where the total amendments do not significantly change the scope of work and subject to approval of County Counsel and the Auditor Controller.

**Addition to Consent Calendar - Social Services**

25.1 a. Approve and authorize the Director of the Department of Social Services (DSS), or his designee, to sign an agreement with Solutions West, Inc. for $469,200 to provide Temporary Eligibility staff for the period March 1, 2014 through June 30, 2014 and consulting services that will produce training materials and manuals for eligibility staff; and

b. Authorize the Director of DSS, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

**SUPPLEMENTAL**

**Correction to Closed Session**

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

   b. Pursuant to Government Code section 54956.8, the Board will confer with its real property negotiators:

   (1) Property: Concession Agreement regarding Mazda Raceway at Laguna Seca

   **Agency Negotiators**: Michael Ferry, Parks Director

   **Negotiating Party**: Gill Campbell, General Manager of SCRAMP

   Under negotiation: Price and terms

**Corrections Under Ceremonial Resolutions**

3. Adopt Resolution of proclamation honoring Evadna Renee Hammond upon her selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)

13. Adopt Resolution of proclamation honoring Natalie Anne Oliver upon her
selection as one of eleven Outstanding Women of Monterey County for 2014. (Full Board)

14. Adopt Resolution recognizing undisclosed recipient as the Santa Cruz County Farm Bureau’s Al Smith Friend of Agriculture Award Recipient for 2013, 2014 (Full Board)

###