Monterey County

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

Meeting Agenda - Final-revised

Tuesday, June 10, 2014

9:00 AM

Fiscal Year 2014-15 Budget Hearings
See separate agendas for all Board of Supervisors governed Agencies and Special Districts

Board of Supervisors

Chair Louis R. Calcagno - District 2
Vice Chair Simón Salinas - District 3
Supervisor Fernando 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 más 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.
9:00 a.m. - Call to Order

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.

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 statements 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.

Closed Session

Closed Session to be held at any 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.

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) Save Our Peninsula Committee v. County of Monterey, et al. (Monterey County Superior Court Case no. M126254)

   b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators: (1) Property: 1441 & 1448 Schilling Place, Salinas Agency Negotiator: Benny Young, Resource Management Agency Director Negotiating Party: Scott J. Prosser, CBRE
      Under negotiation: Price and terms

   c. Pursuant to Government Code section 54957(b)(1), the Board will confer regarding discipline, dismissal, or release of a public employee.

   d. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
Scheduled Matters

2. Adopt the Fiscal Year 2014-15 GANN Appropriation Limits pursuant to Article XIII B of the California Constitution.

   **Attachments:** Appropriation Limits FY14-15
   Appropriation Limits FY2014-15

3. County Administrative Officer’s comments on the FY 2014-15 Recommended Budget.

4. Report of the Budget Committee and Comments by Board Members.

5. County Administrative Office presentation of the FY 2014-15 Recommended Budget, including supplemental actions, as requested by the CAO.

6. Public Comment regarding the Recommended Budget & departmental Budget Hearings (Limited to 3 minutes per speaker).

7. Departmental Budget Hearings Schedule (attached order of departmental Budget Hearings).

   **Attachments:** FY 2014-15 Recommended Budget

8. Consideration of a Resolution:
   a. Authorizing the issuance of lay-off notices to impacted employees no sooner than June 16, 2014 with an effective date of July 8, 2014 and October 1, 2014;
   b. Authorizing County negotiators to meet with the Unions/Associations upon request of the Unions/Associations;
   c. Authorizing the Human Resources Department to collaborate with departments to provide in-placement and out-placement services;
   d. Authorizing the County Administrative Office and Human Resources Department to make adjustments to position classifications as necessary to mitigate layoffs and adverse impacts to affected employees;
   e. Granting flexibility to the Parks Department to withhold the issuance of a lay-off notice(s) due to unanticipated vacancies, retirements or resignations that may occur; and
   f. Authorizing the Human Resources Department to add Allocation on Loan positions as necessary due to lay-off timing and bumping process extending into the beginning of Fiscal Year 2014-15.

   **Attachments:** Layoff Reso
   Att A_FY 2014-15 Parks RIF Position Listing

9. Continue departmental Budget Hearings, if needed, to June 11, 2014 at 9:00 a.m. and June 12, 2014 at 9:00 a.m. in the Government Center Building - Board Chambers, 168 W. Alisal Street, 1st Floor, Salinas, CA 93901.
Finance and Administration (General Government)

Consent

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  8046 Budget & Analysis (CAO001)
  8047 Contracts/Purchasing (CAO002)
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  8056 Office of Emergency Services (CAO005)
  8440 Office of Community Engagement & Strategic Advocacy (CAO024)
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  8414 Vision (HRD002)
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  8416 Disability (HRD002)
  8417 Unemployment (HRD002)
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Consent

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Finance and Administration (General Government)

Regular

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Other Board Matters

41. Consider taking a position on Assembly Bill 280, by Assembly Member Luis Alejo (D-30), regarding voting rights, which would establish a state preclearance system applicable only to Monterey, Kings and Yuba Counties. (ADDED VIA ADDENDUM)

   Attachments:
   * EXHIBIT A - Exhibit A – AB 280
   * Exhibit B – AB 280 Fact Sheet
   * Exhibit C – U.S. Department of Justice explanation of Shelby County decision

42. a. Approve Amendment No. 2 to Professional Services Agreement No. A-12442 with Denise Duffy & Associates, Inc. to include the preparation of a Focused Environmental Impact Report for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals #2012-CRL-1) for Phases 1 and 2, in the amount of $193,571 for a
b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Professional Services Agreement No. A-12442 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

(PD060228/Denise Duffy and Associates, REF12051/Carmel Lagoon Area)

Focused Environmental Impact Report (EIR) for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals (RFP) #2012-CRL-1) (ADDED VIA ADDENDUM)

Attachments:  
Attachment A - Summary of PSA
Attachment B - Amendment No. 2 to PSA

Adjournment

43.  
Addendum for Monterey County Board of Supervisors, Tuesday, June 10, 2014.

ADDENDUM

Add Other Board Matters

41. Consider taking a position on Assembly Bill 280, by Assembly Member Luis Alejo (D-30), regarding voting rights, which would establish a state preclearance system applicable only to Monterey, Kings and Yuba Counties.

42.  
a. Approve Amendment No. 2 to Professional Services Agreement No. A-12442 with Denise Duffy & Associates, Inc. to include the preparation of a Focused Environmental Impact Report for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals #2012-CRL-1) for Phases 1 and 2, in the amount of $193,571 for a total amount not to exceed $546,671, for a term to April 23, 2015; and

b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Professional Services Agreement No. A-12442 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

(PD060228/Denise Duffy and Associates, REF12051/Carmel Lagoon Area)

Focused Environmental Impact Report (EIR) for projects located in the Carmel River Lagoon Area and Carmel River Lagoon Restoration and Management Plan (Request for Proposals (RFP) #2012-CRL-1)