Monterey County

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

Meeting Agenda - Final-revised

Tuesday, September 9, 2014
9:00 AM

See separate agenda for Board of Supervisors of the Monterey County Water Resources Agency

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 antícpo 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 54956.8, the Board will confer with real property negotiators: (1) Property: 312 E. Alisal Street, Salinas
      County Negotiator: Benny Young, Resource Management Agency Director
      Negotiating Party: Ray Corpuz, Salinas City Manager
      Under negotiation: Price and terms
      (2) Property: County owned property at the corner of Laurel Drive and Constitution Boulevard, Salinas (APNs 003-851-021, -024, and -027)
      County Negotiator: Benny Young, Resource Management Agency Director; Leslie J. Girard, Chief Assistant County Counsel
      Negotiating Parties: Ray Corpuz, Salinas City Manager; Chris Callihan, Salinas City Attorney
      Under negotiation: Terms

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

   c. Pursuant to Government Code section 54956.9(d)(2), the Board will confer with legal counsel regarding two matters of significant exposure to litigation.

   d. Pursuant to Government Code section 54957.6, the Board will confer with negotiators:
      (1) Designated representatives: Dr. Kelley O’Keefe, NMC Interim CEO and Charles J. McKee, County Counsel.

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 27 years of the Read with Monterey County Free Libraries program and the 30th anniversary of the California Library Literacy Services Program. (Full Board)

   Attachments: Read with Monterey County Free Libraries Ceremonial Resolution

4. Adopt Resolution proclaiming September 2014 as National Recovery Month in Monterey County. (Full Board)

   Attachments: National Recovery Month Ceremonial Resolution

5. Adopt Resolution proclaiming the month of September 2014 as “National Preparedness Month” in Monterey County. (Full Board)

   Attachments: National Preparedness Month Ceremonial Resolution

Appointments

6. Appoint to the San Ardo Water District William Lopez for a term ending November 30, 2018. (Supervisor Salinas)

   Attachments: Lopez Notification to Clerk

7. Reappoint to the San Ardo Water District Christine Jung and William Kanthack for terms ending November 30, 2017. (Supervisor Salinas)

   Attachments: Jung Notification to Clerk
   Kanthack Notification to Clerk

8. Reappoint to the San Ardo Cemetery District Mary Orradre for a term ending March 31, 2018. (Supervisor Salinas)
9. Reappoint to the Greenfield Memorial District Stephanie Garcia and Jose Vasquez for terms ending November 30, 2017. (Supervisor Salinas)

Attachments: Garcia Notification to Clerk
Vasquez Notification to Clerk

10. Appoint to the Commission on Disabilities Vice Mayor, Mary Ann Carbone to fill an unscheduled vacancy for a term ending December 31, 2016. (Full Board)

Attachments: Carbone Notification to Clerk

11. Appoint to the Resource Conservation District Brent Plemmons to fill an unscheduled vacancy for a term ending November 30, 2016. (Full Board)

Attachments: Plemmons Notification to Clerk

12. Appoint to the Greenfield Memorial District Brent Slama for a term ending November 30, 2017. (Supervisor Salinas)

Attachments: Slama Notification to Clerk

Other Board Matters

13. Board Comments

14. CAO Comments and Referrals

Attachments: Referrals 090914

15. 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

16. It is requested that the Board of Supervisors:
   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 tax-exempt bonds by the California Municipal Finance Authority (CMFA) for Camphora Associates, L.P., or another limited partnership, or a limited liability company, to be established by Eden Housing, Inc., or an affiliate thereof, or South County Housing Corporation or an affiliate thereof, with respect to a multifamily rental project.
17. Receive a presentation on Managing for Results (MFR) for the Department of the Treasurer-Tax Collector.

**Attachments:** TTC Performance Measures Presentation

**12:00 PM Recess to Lunch**

**1:30 PM Reconvene**

**Roll Call**

**1:30 P.M. - Scheduled Matters**

18. Public hearing to consider adopting a resolution to:
   a. Deny the appeal by Evergreen Financial Group from the Zoning Administrator’s approval of a Combined Development Permit (Venkatesh/PLN130706) consisting of: 1) a Coastal Administrative Permit to allow a new 1,938 square foot addition to a 3,808 square foot single family dwelling; 2) a Coastal Development Permit to allow development within 750 feet of an archaeological resource; and 3) Design Approval; and
   b. Find the project Categorically Exempt per Section 15301(e) of the CEQA Guidelines; and
   c. Approve a Combined Development Permit (Venkatesh/PLN130706) consisting of: 1) a Coastal Administrative Permit to allow a new 1,938 square foot residential addition to a 3,808 square foot single family dwelling; 2) a Coastal Development Permit to allow development within 750 feet of an archaeological resource; and 3) Design Approval.
   (Combined Development Permit - PLN130706/Venkatesh, 173 Spindrift Road, Carmel, Carmel Land Use Plan)

**Attachments:**

- Attachment A - Discussion
- Attachment B - Draft Board Resolution
- Attachment C - Notice of Appeal
- Attachment D - ZA Resolution No. 14-022
- Attachment E - Vicinity Map
- Attachment F - Letter from Gary Patton
- Staff Report

**Adjournment**
Supplemental Sheet, Consent Calendar

Health Department

18.1 a. Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to Lease Agreement No. A-12467 with Community Hospital Properties, a California non-profit corporation and a division of Community Hospital of the Monterey Peninsula (CHOMP) for approximately 19,962 rentable square feet of space located at 1150-1154 Fremont Boulevard, Seaside, California for use by the Health Department’s Clinic Services Bureau, to take effect no later than October 1, 2014; and
b. Authorize the Auditor-Controller to make lease payments in an amount not to exceed $25,551.36 per month and in accordance with the terms of the Lease Agreement and Amendment No. 1. (ADDED VIA ADDENDUM)

Attachments: 1150 Fremont_BR 9-9-14_FINAL
Lease Agreement No. A-12467
1150-1154 Fremont Amend No.1

Department of Social Services

19. a. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an agreement with Mexican American Opportunity Foundation (MAOF) to facilitate the exchange of confidential information in order to provide Child Care Payment services to CalWORKs customers for the period July 1, 2014 through June 30, 2016; 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.

Attachments: MAOF agreement.pdf

20. a. Approve and authorize the Director of the Department of Social Services (DSS), or his designee, to sign Amendment No. 2 to the Agreement No. A-12656 with Solutions West, Inc., for the provision of eligibility case processing extending the Agreement to June 30, 2015, and adding $196,120 for a revised total Agreement amount of $665,320; and
b. Authorize the Director of DSS, or his designee, to sign up to three (3) amendments to the Agreement where the total amendments do not exceed 10% of the total Agreement amount as set forth in Amendment No. 2, and does not significantly change the scope of work.

Attachments: Solutions West Amend #2.pdf
Solutions West.pdf
Solutions West, Amend #1.pdf
21. Approve and authorize the Director of the Monterey County Military & Veteran’s Affairs to sign an agreement for $220,281 with San Benito County to provide a part-time Veteran’s Services Representative to San Benito County for the period July 1, 2014 through June 30, 2017.


22. Approve and authorize the Director of the Department of Social Services, or his designee, to sign an MOU with the California Department of Social Services and TALX Corporation to allow Monterey County Social Services employees to access the Welfare to Work Pilot Income Verification Program through the State Universal Member Agreement for the period October 1, 2014 through December 31, 2014.

Attachments: Exhibit 4_MOU.pdf
Universal Agreement (State).pdf

General Government

23. Approve the attached dry period loan request from the Soledad-Mission Recreation District in the amount of $39,000 for the Fiscal Year ending June 30, 2015.

Attachments: Soledad-Mission Rec 2015 Reso
Soleded-Mission Rec 2015 Req

24. a. Amend the Assessor’s Department Budget (1180-ACR001-8003) to reallocate one (1) Office Assistant III (80E22) to one (1) Map Drafting Technician (43F21); and
b. Direct the County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

Attachments: Exhibit A

25. a. Approve the reallocation of 1.0 FTE 80A33 - Administrative Secretary position to 1.0 FTE 80A99 - Administrative Secretary - Confidential position in the Emergency Communications Department Budget 1520-8065; and
b. Direct the County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

26. a. Approve the reallocation of 2.0 vacant FTE 80S01 - Communications Dispatcher II positions to 2.0 FTE 14C31 - Management Analyst III positions in the Emergency Communications Department Budget 1520-8065.
b. Approve the deletion 1.0 vacant FTE 80S26 - Emergency Communications Operations Supervisor position in the Emergency Communications Department Budget 1520-8065; and
c. Direct the County Administrative Office to incorporate the approved changes
in the FY 2014-15 Adopted Budget and the Human Resources Department to implement the changes in the Advantage HRM system.

27. Adopt a Resolution to:
   a. Amend the Auditor-Controller Budget 1110, AUD001-8372 to add one (1) Accounts Payable Supervisor and add two (2) Payroll Technician;
   b. Amend the Auditor-Controller Budget 1110, AUD001-8373 to add two (2) Enterprise Resource Planning Business Analyst;
   c. Amend the Auditor-Controller Budget 1110, AUD001-8374 to add two (2) Accountant Auditor III;
   d. Direct the County Administrative Office to incorporate the approved changes in the FY 2014-15 Adopted Budget;
   e. Increase Appropriations in AUD001, Auditor-Controller, by $564,000 offset by an Interfund Reimbursement of $564,000 from AUD006, Capital Project Automation. (4/5ths Vote Required)

   **Attachments:**
   - Attachment A BA Duties & Tasks 9 9 14
   - Attachment B Table Entries 9 9 14
   - Attachment C ERP Upgrade Positions 9 9 14

28. a. Approve and authorize the Contracts / Purchasing Officer to execute an “Authorization To Order Under the State Agreement” under the State of California CALNET 3 Agreement for telecommunications services for a term ending June 30, 2018, with two optional one-year extensions;
   b. Authorize the Director of Information Technology Department to sign up to two one-year extensions to the Agreement under the same terms and conditions of the Agreement; and
   c. Approve and authorize the Contracts/Purchasing Officer to issue purchase orders for specific services authorized under the Agreement, as may be requested by Information Technology Department (ITD) and other County Departments for telecommunication services with the total of all purchase orders combined not to exceed $1,500,000 per year.
29. Approve the Board of Supervisor Action Minutes for Thursday’s Special Meeting of July 17, 2014; Monday’s Special Meeting of July 28, 2014; Tuesday’s Special Meeting of July 29, 2014 and Thursday’s Special Meeting of July 31, 2014.

Attachments: BOS Draft Minutes 07-17-14 SM
BOS Draft Minutes 07-28-14 SM
BOS Draft Minutes 07-29-14 SM
BOS Draft Minutes 07-31-14

30. Adopt Resolution to approve the amendments to the Conflict of Interest Code of the East Garrison Community Services District.

Attachments: Draft Resolution
EGCSD COI
EGCSD COI 2006
Completed Board Order & Resolution

31. Authorize the County Assessor to file a Grant Application on behalf of the County of Monterey with the California Department of Finance under the State-County Assessors’ Partnership Program in the annual amount of $200,000, with the county matching, on a dollar-for-dollar basis, for FY 2014-15.

Attachments: 2014 State-County Assessor Partnership Application
Resolution

31.1 a. Authorize a retroactive increase for three (3) Professional Services Agreements (PSA) between the County of Monterey, one (1) with Dougherty Pump & Drilling, Inc. and two (2) with Star Sanitation Services, each with
multi-year terms of July 1, 2012 through June 30, 2015; and
b. Authorize the Contracts/Purchasing Officer, or his designee, to accept and execute the Amended PSA’s between the County of Monterey and the two service providers without obtaining a competitive bid for Fiscal Year 2014-15.

(ADDED VIA ADDENDUM)

**Attachments:** Dougherty Amendment and original agreement.pdf
Star Sanitation Amendment and original agreement_portables.pdf
Star Sanitation Amendment and original agreement_cleanup.pdf

31.2
Approve the use of Toro Park, in compliance with Monterey County Code 14.12.130, for a function to be held by St. Ansgar Church on September 28, 2014. (ADDED VIA ADDENDUM)

**RMA - General**

32.
Adopt Resolution to:

a. Accepting a Quitclaim Deed transferring ownership of 507 acres known as the “County North Property” on the former Fort Ord, specifically designated as Parcel L5.7, Parcel L20.2.1, and portions of Parcels E19a.3 and E19a.4, from the Fort Ord Reuse Authority to the County of Monterey;

b. Authorizing the Chair of the Board to sign the Quitclaim Deed accepting the parcels on behalf of the County; and

c. Authorizing the Clerk of the Board to record the signed Quitclaim Deed with the County Recorder.

**Attachments:** Attachment A - Location Map
Attachment B - Resolution
Attachment C - Quitclaim Deed

33.
Adopt a resolution:

a. Accepting a Quitclaim Deed transferring ownership of 337 acres known as “Parker Flat Phase 1” on the former Fort Ord, specifically designated as Parcel L32.1, Parcel R (portions of Parcel E19a.3 and E19a.4), and Parcel V (portions of Parcel E19a.2 and E19a.3) from the Fort Ord Reuse Authority to the County of Monterey;

b. Authorizing the Chair of the Board to sign the Quitclaim Deed accepting the parcels on behalf of the County; and

c. Authorizing the Clerk of the Board to record the signed Quitclaim Deed with the County Recorder.

**Attachments:** Attachment A - Location Map
Attachment B - Resolution
Attachment C - Quitclaim Deed
RMA - Planning

34. a. Accept the Conservation and Scenic Easement Deed for the Abercrombie property;  
b. Authorize the Chair to execute the Conservation and Scenic Easement Deed; and  
c. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed and Subordination Agreement to the County Recorder for filing and recordation upon payment of fees by the applicant.  
(Conservation and Scenic Easement Deed - PLN100612/Lebon and Mary Abercrombie, 1158 Signal Hill Road, Pebble Beach, Del Monte Forest Area, Coastal Zone)  

Attachments:  
Attachment A - Conservation & Scenic Easement Deed  
Attachment B - Subordination Agreement  
Staff Report

RMA - Public Works

35. a. Approve the addition of the San Lucas Branch Library Project, Project 8548 to the approved list of Capital Projects for Fiscal Year 2014-15 in the Facilities Maintenance Projects Fund 401;  
b. Approve an increase of the San Lucas Branch Library Project Budget by $350,938 to reflect available project funds of $1,395,535;  
c. Approve an increase in appropriations in the amount of $388,007 in the FY 2014-15 Resource Management Agency Facilities Maintenance Projects, Fund 401-3000-8184-RMA004, for the San Lucas Branch Library Project, Project 8548 (4/5th vote required);  
d. Approve an increase in revenues from State and Federal Aid in the amount of $350,938 in the FY 2014-15 Resource Management Agency Facilities Maintenance Projects, Fund 401-3000-8184-RMA004, for the San Lucas Branch Library Project, Project 8548 (4/5th vote required); and  
e. Authorize the Auditor-Controller to incorporate the approved modification in the FY 2014-15 Budget.  

Attachments:  
Project Budget  
Location Map

36. Acting on behalf of County Service Area No. 75 - Chualar:  
a. Approve an increase of $325,000 in appropriations and revenues for the FY 2014-15 Adopted Budget for Resource Management Agency, Fund 093-3000-8198-RMA088, County Service Area No. 75 - Chualar from Funds 401 and 402 (4/5th vote required);  
b. Approve an Operating Transfer Out from the FY 2014-15 Adopted Budget for Facilities Maintenance Projects, Fund 401-3000-8184-7614-RMA004 in the amount of $257,546 to County Service Area No. 75 - Chualar Fund
093-3000-8198- RMA088 (4/5th vote required);
c. Approve a transfer of appropriations from the FY 2014-15 Adopted Budget for Capital Projects, Fund 402-3000-8174-7614-RMA014 in the amount of $67,454 to County Service Area No. 75 - Chualar Fund 093-3000-8198-RMA088 (4/5th vote required); and
d. Authorize the Auditor Controller’s Office to incorporate approved modifications in the FY 2014-15 Budget.

37. Monterey County Board of Supervisors Addendum agenda for Tuesday, September 9, 2014.

ADDENDUM

Add Under Consent Calendar - Health Department

18.1 a. Approve and authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to Lease Agreement No. A-12467 with Community Hospital Properties, a California non-profit corporation and a division of Community Hospital of the Monterey Peninsula (CHOMP) for approximately 19,962 rentable square feet of space located at 1150-1154 Fremont Boulevard, Seaside, California for use by the Health Department’s Clinic Services Bureau, to take effect no later than October 1, 2014; and

b. Authorize the Auditor-Controller to make lease payments in an amount not to exceed $25,551.36 per month and in accordance with the terms of the Lease Agreement and Amendment No. 1.

Add Under Consent Calendar - General Government

31.1 a. Authorize a retroactive increase for three (3) Professional Services Agreements (PSA) between the County of Monterey, one (1) with Dougherty Pump & Drilling, Inc. and two (2) with Star Sanitation Services, each with multi-year terms of July 1, 2012 through June 30, 2015; and

b. Authorize the Contracts/Purchasing Officer, or his designee, to accept and execute the Amended PSA’s between the County of Monterey and the two service providers without obtaining a competitive bid for Fiscal Year 2014-15.

Add Under Consent Calendar - General Government

31.2 Approve the use of Toro Park, in compliance with Monterey County Code 14.12.130, for a function to be held by St. Ansgar Church on September 28, 2014.