

BOARD OF SUPERVISORS

Fernando Armenta	1 st District (Vice Chair)	Lew C. Bauman
Louis R. Calcagno	2 nd District	County Administrative Officer
Simón Salinas	3 rd District	
Jerry Smith	4 th District	Charles J. McKee
Dave Potter	5 th District (Chair)	County Counsel

Darlene Drain	Phone: (831) 755-5066
Clerk of the Board	FAX: (831) 755-5888
P. O. Box 1728	Home Page: www.co.monterey.ca.us
Salinas, CA 93902	

ACTION MINUTES
MONTEREY COUNTY BOARD OF SUPERVISORS
EAST GARRISON PUBLIC FINANCING AUTHORITY
TUESDAY, JANUARY 23, 2007
9:00 AM

9:00 a.m.

- 6300.000 S-1 Closed Session under Government Code section 54950, relating to the following items:
- a. Pursuant to Government Code section 54957, the Board will confer with legal counsel regarding one public employee discipline matter.
BOARD ACTION: The Board voted to uphold the hearing officer's decision for termination.
 - b. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:
 1. LandWatch Monterey County vs. County of Monterey, et al. (Avila/Mohsin)
BOARD ACTION: The Board conferred with legal counsel and gave direction on how to finalize that matter.
 - c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the following public employment position:
 1. Special Healthcare Safety Net Advisor
BOARD ACTION: The Board met and conducted that evaluation.
 - ~~d. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation.~~
 - e. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:
 1. In re Monterey County Initiative Matter (Melendez vs. Board of Supervisors, Madrigal vs. County of Monterey)
 2. Rangel and Buell vs. County of Monterey, et al.
 3. Rancho San Juan Opposition Coalition vs. Board of Supervisors**BOARD ACTION: The Board gave direction to counsel on how to settle that case and/or finalize in court.**

- f. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation.
BOARD ACTION: The Board gave counsel direction on how to resolve that matter.

10:30 a.m.

1. Pledge of Allegiance

The Pledge of Allegiance was led by Supervisor Salinas.

- 6300.000 2. 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.
 There were no additions or corrections.
3. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
4. CONSENT CALENDAR – EAST GARRISON PUBLIC FINANCING AUTHORITY (See Supplemental Sheet)

APPOINTMENTS:

Upon motion of Supervisor Armenta and seconded by Supervisor Salinas, and carried, the Board approved the following appointments, except as noted:

- 0401.750 5. **Re-appointed** Charles Collins to the Fish & Game Advisory Commission for a term ending February 1, 2010. (Supervisor Smith)
- 0400.250 6. **Appointed** Kathrina Ognyanovich to the Equal Opportunity Advisory Commission for a term ending December 31, 2010. (Full Board)

OTHER BOARD MATTERS:

- 6300.000 7. Board Comments and Referrals
- a. Supervisor Calcagno stated that he feels staff needs to process an interim ordinance with regards to the planning issues that will take place during the interim period of the General Plan and realizing the we have a General Plan that wont become effective until the voters decide to vote on June 5, 2007. He thinks that it be proper to look at some drafted ordinance language then staff can come at the next regular meeting and refine it. For instance, any application that requires a General Plan amendment that were deem complete prior to the next Board meeting will be subject to the rules in place when they were deemed complete. However that Board will not take any action on General Plan amendment until July 2007 accept for Castroville Community Plan because it's a County plan put together by the community and the County. Also, applications for subdivisions not requiring a General Plan amendment deemed complete prior to the date next Board meeting will be subject to the rules in place at the time they were deemed complete. In addition, no new discussionary permit applications that require a General Plan amendment or a new application for subdivision will be accepted or processed until July 2007. This rough draft language is directed to staff to come back a place on the next agenda.
- b. Supervisor Armenta made a request which was brought up at the noon Legislative Subcommittee to the full Board that a request through the CAO that the Ag. Commissioner Eric Lauritzen make a presentation on food safety where that situation has been the last 2 or 3 months in our community.

- 6300.000 8. Receive Board Referrals Update
None
- 0600.025 9. CAO Comments
The County Administrative Officer Lew Bauman noted that during our record breaking cold freeze last week that the Department of Social Services stepped up with a number of other agencies whom increased access hotel vouchers, opened up a warming center in coordination with the North Ministry Church in Salinas. This was done in partnership with Shelter Outreach Plus, the Coalition of Homeless Service Providers, American Red Cross, and Central Coast Energy Services and acknowledged those organizations along with Margarita Zarraga of the Department of Social Services. The focus now will be on those whom have been impacted during the freeze and reminded the public that EDD will be provided unemployment insurance to those who are eligible, CalWorks Employment Services will continue to help out through community benefits by taking applications for food stamps, medi-cal and CalWorks at our One-Stop Center for those who were affected during the freeze.
- 2050.000 10. Public Comment (Limited to 3 minutes per speaker)
- a. Kent Knoll, with Knoll Design addressed the Board for Marcos Suarez property owner. Mr, Knoll requested the assistance of the Board with the Planning Department. Stated that he met with Dale Ellis demanded that they demolish an existing living unit on the property on Natividad Road because it's non-conforming. Supervisor Potter recommended that he talk to RMA Director Wayne Tonda.
 - b. Chris Orman, North County Fire Chief addressed the Board and noted that he has recently been installed as the President of the Monterey County Fire Chief Association. Mentioned that he has 30 closely affiliated fire public safety agencies that convene monthly to work on the issues of providing fire protection and emergency medical service protection for the county from Pajaro, San Ardo, Big Sur to Aromas. He commented to the Board on what going right within the County and not what going wrong. The gracious hosting of Salinas Rural with assistance to fire grant from the Federal Government they will receive funding for new portable hand held radios almost a million dollars from the Federal Government tax money coming back to this county that will relieve them from the cost of replacing those to the new interoperability standard. The City of Monterey also hosted another grant and will probably get another \$700 thousand grant for mobile radios inside the fire engines. North County is hosting an office of transportation safety grant and hope to get additional \$300 thousand of rescue equipment for fire agencies throughout the county are doing so successfully getting Federal and State tax money back to Monterey County.
 - c. Joseph Vierra addressed the Board noting that yesterday was the anniversary of Roe vs. Wade. He named a few people that had commented in the local newspapers with regards to these rights. He stated the our rights have declined since this despicable decision and we are seeing it now as to how long you can tie up your dog and whether or not you can discipline your children. We are fighting for the defense of innocent children and unless we work to over turn this we are going to run into more and more problems.
 - d. Hans Jongens addressed the Board regarding health. He stated that Michael Bloomberg has eliminated the use of trans fat in New York. He is surprised California hasn't done the same. Stated there are two things that are causing an epidemic in the United States. An epidemic is being a diabetic caused by trans fat and the other being high fructose. The stated that the average consumption of high fructose in drinks is 55 gallon per man per year. He also stated that high fructose is causing diabetics is

because it's not a natural product it's made from corn and other chemicals. He gave a couple of handout and also stated that there's a book out on cancer prevention and a different way to cure cancer.

- e. Regine Julian addressed the Board regarding a legally issued permit. Requested help from the Board in making sure that when violations occur that you will make sure there are consequences to the violation. She spoke on a grading permit that was issued to an Association in Big Sur. They apparently claim jurisdiction over the easements that several homeowners own which they don't have. She stated that some people are members of that association and some are not because it's a corporation. She stated that the corporation applied for the permit to pave over everyone's easement including the people that are not members and believes that the permit should have been issued to the Corporation and non members side by side and not the corporation taking jurisdiction without an agreement of any kind. The corporation also has intension to pave 1.8 miles of the road which is approximately 5 miles long of dirt road which was presented as a resurfacing and it was not a resurfacing it's a surfacing of a dirt road and not reapplying tar or asphalt. This includes 3 parcels that were not permitted by the permit that was issued and 2 of those parcels one is county land and the other is federal land and the other is privately owned. There is no permission of any kind permitting them to pave and quoted Wanda Hickman saying they cannot pave over that land and when a violation is in process we can't do anything until the violation happens. When the violation happens to call her and she will send an inspector. She called the inspector and n one is available. The violation has occurred and no one has gone to look at it and would like help to enforce the consequences for the violation.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried, the Board approved the following resolutions, except as noted:

- 2050.000 11. **Resolution No. 07-014; Adopted** a Resolution commending Christina Martinez, Sheriff's Corrections Specialist, upon her retirement from public service. (Full Board)
- 2050.000 12. **Resolution No. 07-015; Adopted** a Resolution commending Teresa Benevides, Sheriff's Corrections Specialist, upon her retirement from public service. (Full Board)
- 2050.000 13. **Resolution No. 07-016; Adopted** a Resolution commending James V. Scariot, Monterey County Sheriff's Investigative Sergeant, upon his retirement from public service. (Full Board)

SCHEDULED MATTERS:

- 0601.525 S-2 **Approved** and **authorized** the Monterey County Auditor-Controller to continue to pay Locum Tenens Physicians at Natividad Medical Center (NMC) utilizing the white claim payment process until a date no later than June 30, 2007, or upon completion of the Request for Quotation (RFQ) process currently in progress.

BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Armenta, and carried.

- 0601.525 S/A-2 a. **Resolution No.: 07-034; Budget Unit # 06/07-112 Amended** Personnel Policies and Practices Resolution No. 98-394 to Amend Section A. 12.7 On-Call Pay for Physicians at Natividad Medical Center (NMC); and
- b. **Made** the proposed Amendment retroactive to July 1, 2006.

BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Armenta, and carried.

- 0602.200 S-3 -
Continued to February 27, 2007; Held a Public Hearing to consider the following actions for PLN050447/Reynolds:
- a. Deny Appeal; and
 - b. Approve Combined Development Permit consisting of:
 1. Coastal Administrative Permit to construct a 5,159 square foot, 2-story single family residence with an attached garage, well and septic system; and
 2. Coastal Development Permit to remove seven protected trees (4 oak trees and 3 pine trees); and
 3. Design Approval.

The project is located at 74 Corona Road, Carmel Highlands (APN: 241-052-001-000), Carmel Area, Coastal Zone.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Smith, and carried the Board continued this matter until February 27, 2007.

12:00 p.m.

Recess to Lunch- Legislative Committee Meeting

1:30 p.m.

- 0600.760 S-4 **Received** Report from Emergency Communications Department on Consultant Studies and Recommendations for Dispatch Operations.

BOARD ACTION: Upon motion of Supervisor Armenta, and seconded by Supervisor Salinas, and carried the Board received the Report and requested that this matter be brought back in 6 months for an update.

0600.760 **Budget Unit No. 06/07-116 and Resolution No. 07-028**

- 0150.146 S-5
- a. Amend the Personnel Policies and Practices Resolution No. 98-394 to add the new classification entitled Emergency Communications Operations Manager; and
 - b. Amend the Personnel Policies and Practices Resolution No. 98-394 to delete the Deputy Director Emergency Communications classification; and
 - c. Amend the FY 06-07 Emergency Communications Budget Unit 152 to add One (1) Emergency Communications Operations Manager position; and
 - d. Direct the Auditor-Controller's Office to amend Budget Unit 152 in the FY 2006-07 budget to add an allocation for Emergency Communications Operations Manager.

BOARD ACTION: Upon motion of Supervisor Armenta, and seconded by Supervisor Salinas, and carried.

- 0600.760 S-6 **Budget Unit No.: 06/07-113 Approves** Critical Radio System
0150.146 Redundancy:

- a. **Approves** an Increase in Appropriations in the amount of \$78,200 (4/5th vote required); and
- b. **Approves** an Increase in Estimated Revenues in the amount of \$78,200 (4/5th vote required); and
- c. **Directs** Auditor-Controller to amend the FY 2006-07 Budget Unit 152 to increase estimated revenue and appropriations in the amount of \$78,200. (4/5th vote required)

BOARD ACTION: Upon motion of Supervisor Armenta, and seconded by Supervisor Salinas, and carried.

**ORDER FOR ADJOURNMENT
IN MEMORY OF JACK D. BARLICH
THE FORMER DEL REY OAKS MAYOR**

APPROVED:

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Chair

ATTEST:

LEW C. BAUMAN, Clerk of the Board

By: _____
Deputy

(Supplemental Sheet)

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CONSENT CALENDAR

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Armenta, and unanimously carried, the Board approved the following actions, unless otherwise noted:

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HEALTH AND SOCIAL SERVICES:

- 0600.175 14. a. **BU No.: 06/07-114; Resolution No.: 07-027 Approve**
 0150.146 additional allocation of two (2) FTE Management
 Analyst II positions to Child Support Services Budget Unit 225 to
 manage Case Management and Compliance and Training Units; and
 b. **Directed** the Auditor-Controller to amend Fiscal Year 2006-07 Budget Unit 225-
 Child Support Services to reflect the change in position count.
- 0150.146 15. a. **B.U. No. 06/07-117; Approved** position allocation changes in
 0602.550 the Department of Social & Employment Services Budget Unit 501 to add: 1.0 FTE
 Department Information Systems Coordinator, and to delete: 1.0 FTE Eligibility
 Supervisor and 1.0 FTE Management Analyst II; and
 b. **Approved** position allocation changes in the Department of Social & Employment
 Services Fund 005, Budget Unit 591 to add: 1.0 FTE Principal Office Assistant and
 1.0 FTE Management Analyst II, and delete: 1.0 FTE Social Worker III, 1.0 FTE
 Program Manager II, and 1.0 FTE Senior Secretary; and
 c. **Approved** position allocation changes in the Department of Social & Employment
 Services Budget Unit 594 to add: 1.0 FTE Program Manager II and 1.0 FTE Senior
 Secretary; and
 d. **Directed** the Auditor-Controller to amend the FY 2006-07 Department of Social &
 Employment Services Budget Units 501, 591, and 594 to reflect the changes in the
 position allocations.
- 0125.000 16. **Agreement No. 10773 Approved and authorized** the Director of Health to sign a
 Professional Services Agreement with the United Way of Monterey County in the amount
 of \$30,000 for the period of January 1, 2007 through December 31, 2007 to provide
 nutrition and physical activity education to employees at agricultural companies in
 Salinas.
- 0601.100 17. **Agreement No.: A-10320; Approved and authorized** the
 0125.000 Director of Health to sign Amendment No.1 to the Professional Services Agreement with
 the United Way of Monterey County increasing the amount by \$45,000 for a total amount
 of \$122,400, to promote physical activity, healthy eating and tobacco cessation through a
 mini-grant program.
- 0125.00 18. **Agreement No.: A-10774 Approved and authorized** the Director of Health to sign an
 Agreement with Natividad Medical Foundation in the amount of \$50,000 to coordinate
 development of clinical practice guidelines for asthma, diabetes and weight control for the
 Steps to a Healthier Salinas Initiative for the period of July 1, 2006 through September 21,
 2007.
- 0601.100 19. **Proclaimed** state of local emergency relating to the spread of HIV among injection drug
 users in Monterey County.
- 0125.000 20. **Agreement No.: A-10775 Approved and authorized** the Director of Health to sign a
 Professional Services Agreement with CSUMB Foundation, in the amount of \$30,000 for
 the period of October 1, 2006 through June 30, 2007 to coordinate a Peer Education
 Program that trains students to conduct classroom presentations and one to one outreach.
- 0601.100 21. **Agreement No.: A-10786 Approved and authorized** the Director
 0125.000 of Health to sign Amendment No.1 to the Professional Services Agreement with The
 Action Council of Monterey County Inc., increasing the amount by \$60,000 for a total
 amount of \$85,000, and extending the term by two years, from March 24, 2006 through
 June 30, 2009, for the provision of community educational management services.

- 0125.000 22. a. **Agreement No.: 10776 Approved** and **authorized** the Director of Health to sign a Memorandum of Understanding (MOU) with the Monterey County Special Education Local Plan Area and its participating local education agencies (SELPA) effective July 1, 2006 to June 30, 2007. SELPA will transfer \$314,575 to the County pursuant to Statutes of 2004, Chapter 493 (S.B. 1895, Burton) for pre-referral mental health services to eligible students; and
- b. **Agreement No: A-10777 Approved** and **authorized** the Director of Health to sign a three-year Interagency Agreement between the County and Monterey County Special Education Local Plan Area effective December 1, 2006 to clarify the roles and responsibilities of the SELPA to ensure that special education and mental health services are provided to eligible students.
- 0601.000 23. a. **Agreement No. A-10772; B.U. No. 06/07-118; Approved** and
0125.000 **authorized** the Director of Health to sign an agreement with the California Department of Health Services to receive Emergency Medical Services Appropriation in the amount of \$288,803 to reimburse physicians for uncompensated emergency services provided in FY 2006-07; and
- b. **Directed** the Auditor Controller to amend the FY 2006-07 Health Department Budget Unit 435 to increase estimated revenue and appropriations in the amount of \$288,803. (4/5 vote required)
- 0125.000
0601.100 S/A-1 The Board of Supervisors:
- a. **Agreement No.: A-10193 B.U. No. 06/07-123; Approved**, and **authorized** the Director of Health to sign, Amendment #1 to Agreement (A-10193) between the County of Monterey and Westmed Ambulance, Inc., to provide financial assistance in an aggregate amount not to exceed one million dollars (\$1,000,000) solely for employee compensation and benefits, and other personnel costs; and
- b. **Directed** the Auditor-Controller to pay these funds from Fund 174, County Service Area (CSA) 74, Paramedic Emergency Medical Services; and
- c. **Directed** the Auditor-Controller to arrange and oversee repayment provision in accordance with the terms of the Amendment.

CRIMINAL JUSTICE:

- 0602.250 24. **BU No: 06/07-115 Approved** transfer of funds in the
0150.146 amount of \$5,839 from Budget Unit 255-Probation to Fixed Assets in Budget
Unit 256-Juvenile Institutions and Alternative Programs for the replacement of high-
performance washer at the Youth Center.
- 0602.500
0150.146 25. a. **Resolution No.: 07-030; B.U. No. 06/07-119; Approved** and **authorized** the Sheriff to accept a grant award for \$1,000,000 from the State of California, Corrections Standards Authority (CSA), for an adult Mentally III Offender Crime Reduction (MIOCR) Program for the period January 1, 2007 through June 30, 2008; and
- b. **Authorized** the Sheriff to sign any grant, amendments, or extensions with the State of California; and
- c. **Appointed** members of the Monterey County Mentally III Offender Crime Reduction Program (MIOCR) Strategy Committee and appoint the Sheriff as Chair of the Committee.

GENERAL GOVERNMENT:

26. **Approved** Action Minutes for the meeting of Tuesday November 14, 2006, copies having been previously distributed to each Board member.
- ~~27. Approve Action Minutes for the meeting of Tuesday December 5, 2006, copies having been previously distributed to each Board member.~~
28. **Approved** Action Minutes for the meeting of Wednesday December 6, 2006, copies having been previously distributed to each Board member.
29. **Approved** Action Minutes for the meeting of Tuesday December 12, 2006, copies having been previously distributed to each Board member.
- ~~30. Approve Action Minutes for the meeting of Tuesday December 19, 2006, copies having been previously distributed to each Board member.~~
31. **Approved** Action Minutes for the meeting of Wednesday January 3, 2007, copies having been previously distributed to each Board member.
- 0125.000 32. a. **Agreement No.: A10778 Approved and authorized** the Director of Information Technology to sign a Frequency Reconfiguration Agreement with Nextel to recoup costs estimated at \$89,491.56 associated with changing frequencies to reduce interference to public safety radio systems; and
 b. **Approved and authorized** the Director of Information Technology to sign change orders that do not affect the other terms or scope of this agreement to recoup any additional costs identified after this project has started; and
 c. **Authorized** the Purchasing Manager to issue a Purchase Order in the amount up to \$22,000.00 to DataRadio using the proceeds of this agreement for the purchase of a spare repeater to be used during this project.
- 0601.600 33. **Authorized** the Director of Parks to accept the transfer of a 1989 Ridgedale Mobile Home (fixed asset) License Number LAP 8449 from the Parks Foundation of Monterey County to the Monterey County Parks Department on behalf of the County of Monterey.
- 0125.000 34. a. **Agreement No.: A-10779 Approved** a Professional Services Agreement (PSA) with Kelly Electric in the amount of \$47,600, for the term of February 1, 2007 through May 1, 2007 for the Lake San Antonio, Lift Station Electrical Upgrade
 Project; and
 b. **Authorized** the Purchasing Manager to execute the PSA in the amount of \$47,600.
- 0125.000 35. **Agreement No.: A-010785; Approved and authorized** the Contracts/Purchasing Manager to sign Agreements with Freeman Painting, EAR Engineering, Construction & Support Services, and McLaughlin Painting to provide painting services and supplies for the County of Monterey for the term of one (1) year, from the date of signing the Agreements through February 29, 2008, with an aggregate value of approximately \$150,000, in accordance with the terms and conditions set within each Agreement.
- 0125.000 36. **Approved and authorized** the Contracts/Purchasing Manager to sign Agreements with **Agreement No.: A-10780**-Central Electric, **Agreement No.: A-10781**-Consumer Electric, Inc. and **Agreement No.: A-10782**-Johnson Electronics to provide electrician services for the County of Monterey for the term of two (2) years each, from the date of signing the Agreements, with the option to extend each Agreement for two (2) additional

one (1) year periods, with an aggregate value of approximately \$150,000 per year, in accordance with the terms and conditions set within each Agreement.

- 5400.000 37. **B.U. No.: 06/07-120; Recognized** the Monterey County Counsels
0150.146 Employee Association (MCCEA) and amend Personnel Policies and Practices Resolution No. 98-394, Section VI. - Additional Definitions, to add a Representation Unit G for the MCCEA.
- 0125.000 38. **Agreement No.: A-10784 Approved** and **authorized** the Assistant County Administrative Officer to sign Amendment #1 to the Professional Services Agreement (PSA) with AON Consulting for an operational compliance review (via random sampling) for the County's Deferred Compensation (457) Plan, to increase the amount of the Agreement from \$32,500 to \$35,006 (an increase of \$2,506), effective December 31, 2006.
- 0600.500 39. **B.U. No.: 06/07-121; Approved** the transfer of \$7,635.00 in
0150.146 Budget Unit 111 – Auditor-Controller from Salaries (6111) to Fixed Assets (6890) to fund emergency replacement of Output Stacker Assembly and Tabletop Burster required for payroll processing.

RMA - PLANNING:

- 0602.200 40. a. **Accepted** the Archaeological Conservation Easement Deed for
the Jon and Chris Kitaji/PLN020357 property located at Rocky Creek near the end
of Palo Colorado Road, Las Piedras Canyon, Big Sur (APN: 418-151-031-
000 and 418-151-032-000) Big Sur area, Coastal Zone; and
- b. **Authorized** the Chair of the Board of Supervisors to sign the Archaeological Conservation Easement Deed; and
- c. **Directed** the Clerk of the Board to submit the Archaeological Conservation Easement Deed to the County Recorder for filing/recordation.
(Accepted Archaeological Conservation Easement Deed - PLN020357/Jon & Chris Kitaji, Palo Colorado Road, Las Piedras Canyon, Big Sur.)
- 0602.200 41. a. **Approved** lot line adjustment between two separate parcels of which one is under Land Conservation Contract No. 69-032, with no net decrease in acreage under Williamson Act contract as shown on the proposed lot line adjustment map on file in Planning File No. PLN060197, subject to the Findings and Evidence in Exhibit B, and Conditions of Approval in Exhibit B-1; and
- b. **Resolution No.: 07-031; Adopted** a Resolution authorizing the Chair to execute a new or amended Land Conservation Contract in order to rescind a portion of the existing Land Conservation Contract No. 69-032 as it applies to the reconfigured, contracted parcel only, and simultaneously execute the new or amended Land Conservation Contract No. 69-032A for the reconfigured, contracted parcels between the County and Jerry Rava, reflecting the new legal descriptions, any new ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and
- c. **Directed** the Clerk-to-the-Board to record the new or amended Land Conservation Contract.
(Lot Line adjustment- PLN060197 Young- Rava, 52401 Freeman Flats Road, King City, Central Salinas Valley Plan.)
- 0602.200 42. a. **Accepted** the Conservation and Scenic Easement Deed for the
Betsy W. Bliss TR/ PLN030071 for property located at 3600
Red Wolf Drive Carmel, at the end of Red Wolf Drive off
Riley Ranch Road, easterly of Point Lobos and Highway 1

(APN: 416-011-017-000) Carmel Highlands area, Coastal

Zone.

b. **Authorized** the Chair of the Board of Supervisors to sign the Conservation and Scenic Easement Deed; and

c. **Directed** the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for filing/recordation. (Accepted Conservation and Scenic Easement Deed - PLN030071/Betsy W. Bliss, 3600 Rd Wolf Drive, Carmel, Carmel Highlands area, Coastal Zone.

- 0602.200 43. a. **Approved** the Memorandum of Understanding between the County of Monterey and the County of Fresno regarding the Lead Agency Designation for the Chevron San Ardo to Coalinga Heated Oil Pipeline Project; and
- b. **Directed** the Chair to sign the Memorandum of Understanding between the County of Monterey and the County of Fresno regarding the Lead Agency Designation for the Chevron San Ardo to Coalinga Heated Oil Pipeline Project.
- Memorandum of Understanding - (PLN030507) Chevron Texaco, South County Planning Area

- 0602.200 44. **Resolution No. Adopted** a Resolution of Intent to:
- 1350.700 a. **Implemented** the Local Coastal Program amendments
- 1351.265 contained within the "Del Monte Forest Plan, Forest Preservation and Development Limitations" initiative in a manner fully in conformity with the California Coastal Act and the County's certified Local Coastal Program; and
- b. **Directed** staff to re-initiate this LCP Amendment by submitting this resolution to the Coastal Commission to supplement the County's submittal of the "Del Monte Forest Plan, Forest Preservation and Development Limitations" initiative for certification. (PD010046/Pebble Beach Company, Del Monte Forest)

Carl Holm advised the Board that a revised draft Resolution been distributed with comments received from the Coastal Commission that will be the one to be considered by the Board.

RMA - PUBLIC WORKS:

- 0602.350 45. a. **B.U. No.: 06/07-122; Amended** the Public Works Department
- 0150.146 Fixed Assets-Equipment Budget to authorize the purchase of two Kubota Tractors with brooms and mowers; and
- b. **Approved** the transfer of \$158,393 in appropriations within the Public Works Budget (Fund 002, Budget Unit 300) from Services and Supplies (Account 6499-Other Special Department Expense) to Fixed Assets (Account 6890-Equipment) (4/5th vote required).
- 0602.350 46. a. **Resolution No.: 07-025 Adopted** a resolution finding that the
- closure of the North Wing of the Monterey County Courthouse continues to pose an emergency requiring immediate action;
- and
- b. **Resolution No.:07-026 Adopted** a resolution ratifying the execution of emergency contracts and emergency actions taken by the Public Works Director or his designee to respond to the emergency (4/5th vote required).

EAST GARRISON PUBLIC FINANCING AUTHORITY

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Armenta, and unanimously carried, the Board approved the following actions, unless otherwise noted:

- 1350.775 47. **Approved** and **authorized** the Chair of the Board of Directors of
0801.025 East Garrison Public Financing Authority to sign an Agreement for
5100.000 Legal Services with Orrick, Herrington & Sutcliffe LLP for legal services related to the
 proposed East Garrison Community Facilities District No. 2006-1.

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