

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
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ACTION MINUTES
MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY REDEVELOPMENT AGENCY
TUESDAY, FEBRUARY 06, 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 sections 54956.9(b) and 54956.9(c), the Board will confer with legal counsel regarding one item of significant exposure to litigation and/or potential initiation of litigation.
BOARD ACTION: The Board gave direction to Counsel on how to resolve absent litigation.
 - b. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one item of potential initiation of litigation.
BOARD ACTION: The Board gave direction to Counsel on how to resolve absent litigation.
 - c. 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 provided direction to Counsel on how to resolve the matters.**

10:30 a.m.

Supervisor Potter was out of the County and unable to attend today's meeting.
Supervisor Smith was feeling under the weather and unable to attend today's meeting.
In attendance: Supervisor Armenta, Supervisor Calcagno and Supervisor Salinas.

1. Pledge of Allegiance
The Pledge of Allegiance was led by Supervisor Armenta.
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.

BOARD ACTION: Upon motion of Supervisor Calcagno and seconded by Supervisor Salinas, and carried 3/0, the Board approved the following additions and corrections:

Please add under Order of Adjournment:

IN MEMORY OF DR. VERNA WOOLFOLK-SLOAN, PH.D.

Under Scheduled matters:

S-13 is Continued to February 13, 2007

Please remove Under Consent ;

S/A-2 a. Amend Personnel Policies and Practices Resolution No. 98-394 to add section A.50 Monterey County Pre-Employment Drug Testing Policy; and
b. Adopt a new countywide Monterey County Pre-Employment Drug Testing Policy.

38. a. Accept the Parcel Map for the Minor Subdivision of a 50.2 acre parcel into two parcels of approximately 19.7 and 30.6 acres, Conservation and Scenic Easement Deed, Tax Report from the Tax Collector, Parcel Map Guarantee, Road and Drainage Agreement, Permit Approval Notice and the Water Resources/Environmental Health Agreement; and
b. Direct the Chair to sign the Conservation and Scenic Easement Deed and Road and Drainage Agreement; and
c. Direct the Clerk of the Board to submit the Parcel Map, Conservation and Scenic Easement Deed, Road and Drainage Agreement, Permit Approval Notice and the Water Resources/Environmental Health Notice to the County Recorder for filing; and
d. Direct the Parks Department to deposit the Recreation-In-Lieu Fee of \$750 into the Recreation-In-Lieu Fee Trust Account No. 080-3473 to be used for financing parks and recreation programs and facilities in the area.

(Parcel Map - PLN030040/Liggett, 29001 Robinson Canyon Road, Carmel Valley, Carmel Valley Master Plan)

The following Consent matters have been continued to February 13, 2007:

23. a. Approve increased estimated revenues and appropriations in the amount of \$69,169 in Budget Unit 256-Institutions and Alternative Programs (4/5th vote required); and
b. Approve and authorize the Chief Probation Officer to sign Memoranda of Understanding with Salinas Union High School District and with the Santa Rita Union School District for their participation in the Campus Probation Officer Program for Fiscal Year 2006-07; and
c. Approve addition of one FTE Probation Officer II position in Budget Unit 256-Institutions and Alternative Programs.
25. Approve an application and order for destruction of records for the Sheriff's Office. (4/5th vote required)
26. a. Authorize the Sheriff's Office to donate \$1,000 to the Salinas High School (SHS) Sober Grad Night and \$5,000 to the Rancho Cielo youth project out of the Sheriff's Drug and Youth Gang Education Funds; and
b. Increase estimated revenue and appropriations in Sheriff's Budget Unit 230 in the amount of \$6,000. (4/5th vote required)

27.
 - a. Approve an increase in appropriations and estimated revenues by \$205,000 in Sheriff's Budget Unit 230 for the purchase of eight vehicles and ten Mobile Data Systems with miscellaneous hardware and licenses; and
 - b. Direct Auditor-controller to transfer the funds and to increase appropriations and estimated revenues in Sheriff's Budget Unit 230 as detailed in the Board Order (4/5th vote required).

43.
 - a. Adopt 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. Adopt 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).

3. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)

4. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY (See Supplemental Sheet)

APPOINTMENTS:

Upon Motion of Supervisor Salinas, and seconded by Supervisor Calcagno, and carried 3/0, the Board approved the following appointments, except as noted:

- 0401.750 5. **Re-appointed** Richard Medley to the Fish & Game Advisory Commission for a term ending February 1, 2010. (Supervisor Calcagno)
- 0400.410 6. **Appointed** Carmelita Garcia, representing the City of Pacific Grove, to the Commission on Disability for a term ending December 31, 2010. (Full Board)
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OTHER BOARD MATTERS:

- 6300.000 7. Board Comments and Referrals
- a. Supervisor Calcagno: Advised that the residents in North County would like the County's assistance with the water shortage issues of Granite Ridge. The Supervisor would like an engineering study conducted, explore with white paper and come back with a cost for the engineering study so that the information can be relayed to the residents. The referral was through the County Administrative Officer, to work with the Water Resources Agency and be brought back in 2-3 weeks if possible.
 - b. Supervisor Salinas: PUC Action on ALCO Water- he would like a report.
 - c. Supervisor Armenta: Would like a sub-committee of the Board – regarding the Monterey Salinas Transit – allocation of local transportation funds. In addition, the Supervisor advised of a concern regarding a possible fiscal shortage for the Visiting Nurses Association- Sexual Assault Report Team – would like financial assistance if at all possible.
- 6300.000 8. Received Board Referrals Updates
-
- 0600.025 9. CAO Comments
There were no comments.
-
- 2050.000 10. Public Comment (Limited to 3 minutes per speaker)

- a. George Riley: Addressed the Board regarding the electronic voting equipment.
- b. Lorna Moffat: Addressed the Board regarding the electronic voting equipment. She would like to go back to paper ballots and a hand count.
- c. Peggy Olsen: Addressed the Board regarding the electronic voting equipment requesting that no more H.A.V.A. funds are used on a system that she believed to be faulty, disenfranchising and fraudulent.
- d. Larry Parrish: Addressed the Board regarding the electronic voting equipment issues that he observed.
- e. Hans Jongens: Addressed the Board in support of the first five speakers. In addition, he addressed the Board requesting that they have Transfat prohibited.
- f. Sergio Sanchez: Addressed the Board of his concerns over ALCO Water.

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Calcagno, and carried 3/0, the Board approved the following resolutions except as noted:

- 2050.000 11. **Resolution No.: 07-019; Adopted** a resolution commending Robert "Bob" McElroy upon his retirement from Monterey County Free Libraries for his dedicated service as County Librarian. (Full Board)
- 2050.000 12. **Resolution No.: 07-032; Adopted** a resolution honoring Emogene Helen Roth Willoughby upon her selection as 2007 Cattlewoman of the Year. (Supervisor Salinas)
- 2050.000 13. **Resolution No.: 07-033; Adopted** a resolution honoring Tim Hearne upon his selection as 2007 Cattleman of the Year. (Supervisor Salinas)

SCHEDULED MATTERS:

- 0601.525 S-2 a. **Agreement No.: A-10789; Approved** the Purchasing Manager for the County of Monterey to execute an Agreement with Foley & Lardner LLP for Independent Consulting and Legal Services at Natividad Medical Center in an amount not to exceed \$276,000 for the period January 1, 2007 through June 30, 2007; and
- b. **Waived** County insurance language requirements.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

- 0601.525 S-3 **Agreement No.: A-10790; Approved and authorized** the Purchasing Manager for Monterey County to establish an agreement between multiple vendors and Natividad Medical (NMC) Center in the amount of \$671,500 for the term of December 1, 2006 through June 30, 2007 as described in RFQ No. 9925 to provide grocery items to the NMC Food Services department.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

- 0601.525 S-4 a. **Resolution No.: 07-035; Board Budget No.: 06/07-124;**
0150.146 **Amended** Personnel Policies and Practices Resolution No. 98-394 to add the classification Nuclear Medicine Technologist; and
- b. **Amended** Natividad Medical Center Budget Unit 960 to approve the deletion of the following allocations; 2.0 FTE Radiology Technician, 1.0 FTE Medical Unit Clerk, 1.0 FTE Office Assistant II, and 1.0 FTE Management Analyst I; and
- c. **Amended** Natividad Medical Center Budget Unit 960 to approve the addition of the following allocations 2.0 FTE Nuclear Medicine Technologist, 1.0 FTE Buyer II, and 1.0 FTE Departmental Information Systems Coordinator.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

- 0601.525 S-5 a. **Agreement No.: A-09746; Approved** Amendment No. 1 to the Agreement (No. A-09746) with Neil Richman, M.D. in an amount not to exceed \$113,400 for orthopedic clinic and emergency call coverage professional services at Natividad Medical Center for the term of July 1, 2006 through August 15, 2007; and
- b. **Authorized** the Purchasing Manager to issue a Purchase Order to Neil Richman, M.D. (Agreement No. A-09746) in an amount not to exceed \$99,225 for orthopedic clinical and emergency call coverage professional services between July 1, 2006 and June 30, 2007; and
- c. **Waived** current County insurance language requirements.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

- 0601.525 S-6 **Agreement No.: A-10669; Authorized** the Purchasing Manager to execute Amendment No. 1 to the Professional Services Agreement (No. A-10669) with ThyssenKrupp Elevator Corporation increasing the current Purchase Order (No. B960769326) by \$10,000 in an amount not to exceed \$43,000 for elevator maintenance and repair services at Natividad Medical Center (NMC) for the term ending June 30, 2007.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

- 0601.525 S-7 **Agreement No.: A-09938; Authorized** the Purchasing Manager to execute Amendment No. 1 to the Professional Services Agreement (No. 09938) with U.S Security Associates (formally Atlas Security and Patrol, Inc.) increasing the current Purchase Order (B960765837) by \$39,000 to \$466,000 for unarmed Security Services at Natividad Medical Center (NMC) for the term ending June 30, 2007.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

- 0601.525 S-8 **Agreement No.: A-10757; Authorized** the Purchasing Manager for Monterey County to execute Amendment No. 1 to the Agreement with Toyon Associates Inc. increasing the current Purchase Order by \$65,000 to a total of \$75,000, covering an additional three (3) years of Medical Eligible Days Cost Reporting for Natividad Medical Center for the term of February 1, 2007 through June 30, 2007.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

- 0601.525 S-9 a. **Agreement No.: A-10723; Board Budget No.: 06/07-125;**
0150.146 **Approved** and **authorized** Amendment No. 1 to Agreement No. A-10723 between the County of Monterey and Speltz & Weis, a Huron Consulting Group Company for expanded professional services providing a Managed Care Consultant and Executive Interim Management in Finance, Information Technology, Decision Support, and Operations; and
- b. **Authorized** the Interim Board of Trustees and County Administrative Officer to extend the term of the individual Executive Interim Management positions in Information Technology, Decision Support and Operations as needed within the constraints of the amended maximum contract amount.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

County Counsel Charles McKee advised that there was still a process being worked upon and that this would be brought back as an Amendment #2.

- S-10 **CONTINUED TO FEBRUARY 27, 2007:** Public Hearing to:
- a. Deny the appeal and uphold the County fees for the Initial Study; and
 - b. Approve a refund of the Appeal fees. (Appeal, Use Permit - PLN060271/O'Connell, 21444 Parrot Ranch Road, Carmel Valley, Cachagua Area.)

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Calcagno, and carried 3/0.

5100.000 S-11 Approve 2007 Annual Housing Report.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 3/0.

Public Comment: The following members of the public spoke in support of staff's report:

- a. Tom Carvey
- b. Barbara Mitchell
- c. Jessica (Last name inaudible)
- d. Angel Romero

The following member of the public spoke in opposition to staff's report:

- e. Hans Jongens

12:00 p.m.

Recess to Lunch

1:30 p.m.

CONTINUED TO FEBRUARY 13, 2007

- S-12 Authorize the County Administrative Office to initiate direct negotiations with CGI for the upgrade of the existing Financial System, and replacement of the existing Budget Preparation and Human Resources (HR)/Payroll Systems.

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

CONTINUED TO FEBRUARY 13, 2007

- S-13 Public Hearing to:
- a. Adopt an Interim Ordinance pursuant to Government Code Section 65858 applying certain interim restrictions and regulations in the processing and approval of discretionary development entitlements as defined pending the County's study and consideration of appropriate ordinances and regulations implementing the 2006 General Plan with findings pertaining to the promotion and protection of the public health, safety and welfare (4/5th vote required);
 - b. Direct staff to return on March 20, 2007 with a recommendation on whether to extend, modify or amend this Ordinance;
 - c. Set March 20, 2007 as a date for a public hearing to consider whether to extend, modify or amend this Ordinance. (Interim Ordinance – PLN050045/General Plan, County Wide)

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

ORDER FOR ADJOURNMENT

**IN MEMORY OF ANNA VEGA (GREENFIELD CITY
MANAGER)**

AND

DR. VERNA WOOLFOLK-SLOAN, PH.D.

APPROVED:

-

Chair

ATTEST:

LEW C. BAUMAN, Clerk of the Board

By: _____
Deputy

(Supplemental Sheet)

CONSENT CALENDAR

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and unanimously carried, the Board approved the following actions, unless otherwise noted: S/A-2 and Item #38 were pulled.

The following items were pulled and continued to February 13, 2007:

Numbers: 23, 25, 26, 27, and 43.

HEALTH AND SOCIAL SERVICES:

- 0125.000 14. a. **Agreement No.: A-10791; Approved and authorized** the Director of the Department of Social & Employment Services, or his designee, to sign an agreement for \$44,977 with Sun Street Centers to provide North County, Monterey Peninsula, and Salinas low-income people with alcohol/drug youth and family counseling and information and

referral/completion of forms for the period of January 1, 2007 through December 31, 2007; and

- b. **Authorized** the Director of the Department of Social & Employment Services, or his designee, to sign all future amendments to this agreement not exceeding 5% of the contract amount, and a three (3) month extension.

0125.000 15. a. **Agreement No.: A-10792; Approved and authorized** the Director of the Department of Social & Employment Services, or his designee, to sign an agreement for \$77,000 with Community Human Services to provide Monterey Peninsula, South County and Salinas low-income people with alcohol/drug youth and family counseling, domestic violence counseling, and information and referral/completion of forms for the period of January 1, 2007 through December 31, 2007; and

- b. **Authorized** the Director of the Department of Social & Employment Services, or his designee, to sign all future amendments to this agreement not exceeding 5% of the contract amount, and a three (3) month extension.

0125.000 16. a. **Agreement No.: A-10793; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an agreement for \$77,024 with Shelter Outreach Plus to provide Salinas, Monterey Peninsula and North County low-income people with housing/homeless services, domestic violence services, and information and referral/completion of forms for the period of January 1, 2007 through December 31, 2007; and

- b. **Authorized** the Director of the Department of Social and Employment Services, or his designee, to sign all future amendments to this agreement not exceeding 5% of the contract amount and a three (3) month extension.

0125.000 17. a. **Agreement No.: A-10794; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an agreement for \$25,782 with Housing Advocacy Council to provide North County, South County and Salinas low-income people with rental assistance, tenant education, financial literacy, and information and referral/completion of forms for the period of January 1, 2007 through December 31, 2007; and

- b. **Authorized** the Director of the Department of Social and Employment Services, or his designee, to sign all future amendments to this agreement not exceeding 5% of the contract amount and a three (3) month extension.

0125.000 18. a. **Agreement No.: A-10795; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an agreement for \$27,157 with John XXIII AIDS Ministry to provide Monterey Peninsula, Salinas, and South County low-income people with housing services and information and referral/completion of forms for the period of January 1, 2007 through December 31, 2007; and

- b. **Authorized** the Director of the Department of Social and Employment Services, or his designee, to sign all future amendments to this agreement not exceeding 5% of the contract amount and a three (3) month extension.

0125.000 19. a. **Agreement No.: A-10796; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an agreement with Moss Beach Homes Inc./dba Aspira, for \$336,117 for the period of January 1, 2007 through June 30, 2007 to provide intensive SB 163 wraparound services to eligible Monterey County foster, probation, post adoption and at-risk youth and their families; and

- b. **Authorized** the Director of the Department of Social and Employment Services, or his designee, to sign all future amendments to the agreement not exceeding 5% of the original contract amount, and a three (3) month extension.

- 0125.000 20. a. **Agreement No.: A-10797; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an Agreement with Unity Care Group, Inc. for \$440,010 for the period of January 1, 2007 through June 30, 2007 to provide intensive SB 163 wraparound services to eligible Monterey County foster, probation and at-risk youth and their families; and
- b. **Authorized** the Director of the Department of Social and Employment Services, or his designee, to sign all future amendments to the agreement not exceeding 5% of the original contract amount, and a three (3) month extension.
- 0601.100 21. **Agreement No.: A-10193; Received** an update on the status of Westmed Ambulance services and the status of the EMS Council task force efforts to identify necessary system changes.
- 0601.150 22. **Agreement No.: A-10798; Approved and authorized** the Director of
0125.000 Health to sign a Mental Health Services Agreement with Moss Beach Homes, Inc. D/B/A Aspira Foster and Family Services effective January 1, 2007 through June 30, 2007 for Wraparound Short-Doyle/Medi-Cal Services for 18 Monterey County families in the amount of \$316,710.

CRIMINAL JUSTICE:

CONTINUED TO FEBRUARY 13, 2007

23. a. Approve increased estimated revenues and appropriations in the amount of \$69,169 in Budget Unit 256-Institutions and Alternative Programs (4/5th vote required); and
- b. Approve and authorize the Chief Probation Officer to sign Memoranda of Understanding with Salinas Union High School District and with the Santa Rita Union School District for their participation in the Campus Probation Officer Program for Fiscal Year 2006-07; and
- c. Approve addition of one FTE Probation Officer II position in Budget Unit 256-Institutions and Alternative Programs.
- 0125.000 24. **Agreement No.: A-10530; Approved and authorized** the Purchasing Manager to sign Amendment No. 1 in the amount of \$25,000 to Agreement No. A-10530 with Rancho Cielo, Inc., to support juvenile programs utilizing Juvenile Justice Crime Prevention Act funds during Fiscal Year 2006-07.

CONTINUED TO FEBRUARY 13, 2007

25. Approve an application and order for destruction of records for the Sheriff's Office. (4/5th vote required)

CONTINUED TO FEBRUARY 13, 2007

26. a. Authorize the Sheriff's Office to donate \$1,000 the Salinas High School (SHS) Sober Grad Night and \$5,000 to the Rancho Cielo youth project out of the Sheriff's Drug and Youth Gang Education Funds; and
- b. Increase estimated revenue and appropriations in Sheriff's Budget Unit 230 in the amount of \$6,000. (4/5th vote required)

CONTINUED TO FEBRUARY 13, 2007

27. a. Approve an increase in appropriations and estimated revenues by \$205,000 in Sheriff's Budget Unit 230 for the purchase of eight vehicles and ten Mobile Data Systems with miscellaneous hardware and licenses; and
- b. Direct Auditor-controller to transfer the funds and to increase appropriations and estimated revenues in Sheriff's Budget Unit 230 as detailed in the Board Order (4/5th vote required).

GENERAL GOVERNMENT:

- 0600.775 28. **Received** report regarding the Office of Emergency Services' Quarterly Work Plan for the period of January - March 2007.
- 0602.750 29. **Accepted** Treasurer's Report of Investments for the quarter ending December 31, 2006.
- 0125.000 30. a. **Agreement No.: A-10799; Approved and authorizes** the Purchasing Manager to execute an Agreement with AMS.net to provide Cisco SMARTnet services for Network Equipment for the Information Technology Department for the period of November 30, 2006 through November 29, 2007; and
 b. **Authorized** the Purchasing Manager to sign up to two one-year extensions to this Agreement; and
 c. **Directs** the Auditor / Controller to make payments for services provided under this Agreement upon approval of the Information Technology Department.
- 0602.750 31. a. **Resolution No. 07-036; Adopted** a Resolution declaring the County's intention to reimburse certain expenditures from the proceeds of indebtedness; and
 b. **Resolution No. 07-037; Adopted** a Resolution designating and engaging certain consultants to provide services in connection with the execution and delivery of Certificates of Participation (2007 Refunding and Public Facilities Financing) and authorizing the execution of necessary documents and related actions.
- 0125.000 32. **Agreement No.: A-10800; Approved and authorized** the contracts/Purchasing Manager to sign the Local Agency addendum to the U.S. Bank Services Agreement to continue participation in the State of California Purchase Card Program Master Services Agreement (DGS MSA 5-06-99-01) in accordance with the terms and conditions of the Agreement.
- 0600.050 33. **Agreement No.: A-10801; Approved** a Professional Services Agreement between the County of Monterey and the certified public accounting firm of Diehl Evans & Company, LLP to complete an Operational Review of the Monterey County Redevelopment Agency.
- 0600.025 34. **Board Budget No.: 06/07-126; Approved** the Units Q and V (Monterey
 0150.146 County Park Rangers Association) Tentative Agreement covering the
 0602.150 period of July 1, 2006 through June 30, 2010.
- 0125.000 35. **Agreement No.: A-10802; Approved** Employment Contract with Chief Probation Officer Manuel Real memorializing the relationship between the Monterey County Superior Court, the Chief Probation Officer and the County of Monterey.
- 0125.000 36. **Agreement No. A-10803; Approved** employment severance agreement with the Special Healthcare Safety Net Advisor.
- 0601.175 37. **Resolution No.: 07-039; Approved** Property Tax Transfer for the
 0600.025 proposed "Yop Reorganization" involving annexation of 9.26 acres to the City of Greenfield and detachment from the Monterey County Resource Conservation District.
- 0600.025 S/A-1. **Board Budget No.: 06/07-127; Resolution No. 07-038 Amended**
 0150.146 Monterey County Personnel Policies and Practices Resolution No. 98-394 to modify Section A.30.10 and A.30.11 Annual Leave Buy Back.
- S/A-2 a. ~~Amend Personnel Policies and Practices Resolution No. 98-394 to add section A.50 Monterey County Pre-Employment Drug Testing Policy; and~~
 b. ~~Adopt a new countywide Monterey County Pre-Employment Drug Testing Policy.~~

RMA - PLANNING:

- ~~38. a. Accept the Parcel Map for the Minor Subdivision of a 50.2 acre parcel into two parcels of approximately 19.7 and 30.6 acres, Conservation and Scenic Easement Deed, Tax Report from the Tax Collector, Parcel Map Guarantee, Road and Drainage Agreement, Permit Approval Notice and the Water Resources/Environmental Health Agreement; and~~
~~b. Direct the Chair to sign the Conservation and Scenic Easement Deed and Road and Drainage Agreement; and~~
~~c. Direct the Clerk of the Board to submit the Parcel Map, Conservation and Scenic Easement Deed, Road and Drainage Agreement, Permit Approval Notice and the Water Resources/Environmental Health Notice to the County Recorder for filing; and~~
~~d. Direct the Parks Department to deposit the recreation in Lieu Fee of \$ 750 into the Recreation In-Lieu Fee Trust Account No. 080-3473 to be used for financing parks and recreation programs and facilities in the area. (Parcel Map - PLN030040/Liggett, 29001 Robinson Canyon Road, Carmel Valley, Carmel Valley Master Plan)~~

- 0602.200 39. **Resolution No.: 07-040; Approved** the request for a letter of Public Convenience and Necessity for the sale of beer and wine for off site consumption at The Whole Enchilada Market Place, located at 7990 Highway One, Moss Landing on behalf of Roy Sanchez Blanco Jr., Reynaldo Retez and Luis Alfonso Solano. (Public Convenience and Necessity Letter - PLN060680/Dennis, 7990 Highway One, Moss Landing, North County Land Use Plan)

RMA - PUBLIC WORKS:

- 0602.350 40. **Introduced, and waived** the reading, and **set** February 27, 2007 at 10:30 a.m. to consider adoption of an ordinance amending the Monterey County Code, Title 12, Sections 12.28.010 and 12.28.020, to establish no parking at any time on the south side of Merritt Street (State Highway 183) from a point 65 feet east of the extension of the centerline of Walsh Street, westerly to State Highway 156, in Castroville.
- 0602.350 41. **Introduced, and waived** the reading, and **set** February 27, 2007 at 10:30 a.m. to consider adoption of an ordinance amending the Monterey County Code, Title 12, Section 12.28.010, to establish no parking at any time on the south side of Crazy Horse Canyon Road from a point 415 feet west of the centerline of Executive Drive (a private road), westerly for a distance of 100 feet, Prunedale area.
- 0602.350 42. a. **Resolution No.: 07-041; Accepted** the Certificate of Completion for the Raised Pavement Markers Project Various Roads - 2006, Project No. 06-550613; and
 b. **Authorized** the Public Works Director to execute and record the Notice of Completion.

CONTINUED TO FEBRUARY 13, 2007

43. a. Adopt 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. Adopt 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).

0150.146

- 0602.350 44. a. **Board Budget No.: 06/07-128; Approved** reclassification of one (1) Assistant Engineer to one (1) Management Analyst III; and
 b. **Amended** the FY 2006-07 Public Works Department, Budget Unit 300, to delete one (1) Assistant Engineer and add (1) Management Analyst III; and

- c. **Directed** the Auditor-Controller to incorporate this change in the FY 2006-07 Public Works Department, Budget Unit 300.

- 0602.350 45. a. **Awarded** a contract in the amount of \$34,668 to William A. Thayer Construction, Inc., for construction of the Government Center Administration Building Office Improvement, Level 3, Sector A, at 168 West Alisal, 3rd Floor, Salinas, Project Bid No. 9998; and
- b. **Approved** the performance and payment bonds executed and provided by William A. Thayer Construction, Inc.; and
 - c. **Established** a contingency not to exceed 10% of the contract amount; and
 - d. **Authorized** the Public Works Director to execute the contract.

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Calcagno, and unanimously carried 3/0, the Board approved the following actions, unless otherwise noted:

- 5100.000 46. **Approved** bylaws establishing the Fort Ord Veterans Cemetery Citizen's Advisory Committee.

- 0125.000 47. **Agreement No.: A-10483; Approved and authorized** the Chair to sign Amendment No. 1 to Agreement No. A-10483 between the Redevelopment Agency of the County of Monterey and Carey & Co. Inc., to increase the amount of the Agreement by \$4,125, for the costs related to the land survey of the Japanese Schoolhouse. The total cost of the contract not to exceed \$162,490; the expiration date to remain December 30, 2008.

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