

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
MOSS LANDING COUNTY SANITATION DISTRICT
MONTEREY COUNTY REDEVELOPMENT AGENCY
MONTEREY COUNTY WATER RESOURCES AGENCY
TUESDAY, MAY 01, 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 54956.9(b), the Board will confer with legal counsel regarding the following liability claims:

1. Claim of Michael Chambers
2. Claim of Clifford Jackson, Jr.
3. Claim of Thomas Cook
4. Claim of Herbert Wilson
5. Claim of Tommy Gray
6. Claim of Kenneth Packer

BOARD ACTION: All of these claims were denied.

b. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:

1. Water World Resorts, Inc. vs. County of Monterey, et al.
2. Lake San Antonio Resorts, Inc. vs. County of Monterey, et al.
3. Salinas Valley Property Owners for Lawful Assessments, et al. vs. County of Monterey, et al.
4. Stott Outdoor Advertising vs. County of Monterey
5. Omni Resources, LLC vs. Monterey County, et al.
6. John Sutton, et al. vs. Roberta Sokotowski, et al.

BOARD ACTION: On matters 1 and 2, the Board gave direction on how to resolve short of trial. On matter 3, the Board received an update. On matter 4, the Board received an update regarding the recent mediation, and gave direction on how to proceed. On matter 5, the Board gave direction. On matter, 6, the Board was advised of the favorable results from the District Court, regarding the dismissal of the County as a defendant.

- c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the following public employment position:

1. Natividad Medical Center CEO

BOARD ACTION: This performance evaluation occurred and will continue to be ongoing.

- d. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the following public employment position:

1. County Administrative Officer

BOARD ACTION: This evaluation occurred and will continue into the future.

10:30 a.m.

1. Pledge of Allegiance
The Pledge of Allegiance was led by the County Administrative Officer, Lew Bauman.

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 Salinas, and seconded by Supervisor Calcagno, and carried, the Board approved the following additions and corrections to the Agenda:

A/C-1 Re-appoint Donn Trenner to the Salinas Rural Fire Protection District for a term ending March 1, 2011. (Supervisor Potter)

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, the Board approved the following appointments, except as noted:

- 0401.622 5. **Appointed** Polly Jimenez to the Domestic Violence Coordinating Counsel for a term ending January 1, 2011. (Supervisor Calcagno)
- 0401.965 6. **Appointed** Bertha Calderon to the Integrated Waste Management Task Force for an undefined term. (Supervisor Salinas)
- 0802.000 7. **Appointed** James David Bunn to fill a vacancy for the Monterey County Water Resources Agency for a term ending December 31, 2009. (Supervisor Smith)
- 0401.955 8. **Appointed** Linda English to the Housing Advisory Committee for a term ending March 15, 2009. (Supervisor Calcagno)
- 0401.955 9. **Appointed** Richard Rangel to the Housing Advisory Committee for a term ending April 17, 2009. (Supervisor Salinas)
- 0401.955 10. **Re-appointed** Margaret Robbins to the Housing Advisory Committee for a term ending May 1, 2009. (Supervisor Potter)

- 0401.955 11. **Re-appointed** Wayne J. Ross to the Housing Advisory Committee for a term ending May 1, 2009. (Supervisor Potter)
- 1550.000 12. **Re-appointed** Merri Bilek to the Housing Authority of the County of Monterey Resident Commissioner for a term ending May 1, 2009. (Full Board)
- 1550.000 13. **Re-appointed** Richard Rangel to the Housing Authority of the County of Monterey Resident Commissioner for a term ending May 1, 2009. (Full Board)
- 1550.000 14. **Appointed** Elizabeth Williams to the Housing Authority of the County of Monterey Commissioner for a term ending May 1, 2011. (Supervisor Salinas)
- 402.250 15. **Re-appointed** Alma McHoney to the Mental Health Commission for a term ending May 31, 2010. (Supervisor Calcagno)
- 0402.250 16. **Re-appointed** Diana Jimenez to the Mental Health Commission for a term ending May 31, 2009. (Supervisor Calcagno)
- 0402.250 17. **Re-appointed** Barbara Holley to the Mental Health Commission for a term ending May 31, 2010. (Supervisor Calcagno)
- 0402.951 18. **Appointed** Sue Shaw to the Moss Landing County Sanitation District Advisory Committee for a term ending March 24, 2010. (Supervisor Calcagno)
- 0402.951 19. **Re-appointed** Peggy Shirrel to the Moss Landing County Sanitation District Advisory Committee for a term ending March 24, 2010. (Supervisor Calcagno)
- 0402.951 20. **Appointed** Marilyn Lynds to the Moss Landing County Sanitation District Advisory Committee for a term ending March 24, 2010. (Supervisor Calcagno)
- 0803.800 A/C-1 **Re-appointed** Donn Trenner to the Salinas Rural Fire Protection District for a term ending March 1, 2011. (Supervisor Potter)

OTHER BOARD MATTERS:

- 6300.000 21. Board Comments and Referrals
- a. Supervisor Armenta wished to highlight the legislative meeting that occurred last week in Washington D.C. The Supervisor advised the Board that the meeting went well.
 - b. Supervisor Salinas provided the Board with a brief overview of last weeks ceremony for the National Crime Victims Rights. The ceremony was held in the Board of Supervisors Chambers.
- 6300.000 22. **Received** Board Referrals Update.
- 0600.025 23. CAO Comments
There were none.
- 2050.000 24. Public Comment (Limited to 3 minutes per speaker)
No members from the public wished to comment today.

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Armenta, and carried 4/0 (Supervisor Smith was absent from this meeting), the Board approved the following resolutions: 25, 26, 27, 28, 29, 30 and 32.

- 2050.000 25. **Resolution No.: 07-126; Adopted** a resolution of commendation for Allen Mulholland for 16 years of outstanding service with Monterey County and the Monterey County Water Resources Agency. (Full Board)
- 2050.000 26. **Resolution No.: 07-115; Adopted** a resolution honoring Edward J. Valeau, Ed.D upon his retirement as Superintendent/President of Hartnell Community College District. (Full Board)
- 2050.000 27. **Resolution No.: 07-125; Adopted** resolution commending Mr. Fred Berry for his dedicated service as Building Maintenance Supervisor in the Public Works Department upon his departure. (Full Board)
- 2050.000 28. **Resolution No.: 07-094; Adopted** a resolution of proclamation designating the Week of April 22-28, 2007, as National Crime Victims' Rights Week in Monterey County. (Full Board)
- 2050.000 29. **Resolution No.: 07-114; Adopted** a resolution of proclamation honoring the Monterey Scottish Games & Celtic Festival. (Full Board)
- 2050.000 30. **Resolution No.: 07-124; Adopted** resolution proclaiming the month of May 2007 as Clean Air Month in Monterey County. (Full Board)
- 1900.000 31. **Received** report and consider recommendations from the Legislative Committee to adopt positions on proposed state legislation as follows: "support" AB 1019 (Blakeslee) Land Use. Annexation. Housing; "support" AB 1256 (Caballero) Density bonus: exemption: local inclusionary ordinance; "support with amendments" AB 1259 (Caballero) City Property. City of Soledad.; and "support" SB 266 (Steinberg) Motor vehicle speed contest: forfeiture.
- BOARD ACTION: The letter relating to AB 1019 was not approved and was referred back to the Legislative Committee. The letter relating to AB 1259 was approved but with some revisions. AB 1256 and SB266 were approved. Upon motion of Supervisor Salinas, and seconded by Supervisor Armenta and carried 4/0 (Supervisor Smith was absent from the vote).**
- 2050.000 32. **Resolution No.:07-127; Adopted** a resolution recognizing the Tri-California Events and the Monterey County Parks Department on the occasion of the 25th Anniversary of the Wildflower Triathlon Festival. (Full Board)

SCHEDULED MATTERS:

S-2 **Continued** to a date uncertain to consider:

- 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; 2) Coastal Development Permit to remove seven protected trees (4 oak trees and 3 pine trees); and 3) Design Approval.

(Appeal - PLN050447/Reynolds, 74 Corona Road, Carmel Highlands, Carmel Area, Coastal Zone.)

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Armenta, and carried 4/0 (Supervisor Smith was absent from this meeting.)

2050.000 S-3 **Resolution No.: 07-123 Adopted** resolution proclaiming the month of May as Monterey County Work Zone Awareness Month. (Full Board)

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

0600.350 S-4 **Ordinance No.: 5067 Considered and adopted** an ordinance amending the Monterey County Code, Title 12, Sections 12.28.010, 12.28.080 and 12.28.110, to reduce the length of existing angle parking, establish no parking at any time and no parking (except disabled persons) on portions of Preston Street and McDougall Street, in Castroville.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

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2800.000 S-5 **Ordinance No.: 5065 Considered and adopted** an ordinance amending the Monterey County Code, Title 12, Section 12.12.010, to reduce the existing speed limit on Charter Oak Boulevard from 35 m.p.h. to 30 m.p.h., Oak Hills Subdivision near Castroville.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

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0600.350 S-6 **Ordinance No.: 5068 Considered and adopted** an ordinance amending Monterey County Code, Title 12, Section 12.28.010 and 12.28.110, to replace the existing no parking at any time on the north side of Circulo de Escuela with no parking at any time (except disabled persons), Monterey area.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

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0601.525 S-7 **B.U. No.: 06/07-177 Ratified** the Compensation Policy for the 0150.146 Natividad Medical Center.

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Calcagno, and carried 4/0 (Supervisor Smith was absent from this meeting.)

This matter was trailed until 1:30 p.m. at which time it was then heard and acted upon.

0125.000

0601.525 S-8 **Agreement No.: A-10723 Approved** Amendment No. 3 to Agreement for Professional Services between the County of Monterey and Wellspring Management Services LLC, a Huron Consulting Group Company

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

0125.000

0601.525 S-9 **Agreement No.: A-10886 Authorized** the Purchasing Manager to execute Amendment Number 1 to the Lease Agreement (PO # 960742810) with Philips Medical Capital LLC Inc in an amount not to exceed \$66,000.00 plus applicable tax, extending the original

Agreement from March 15, 2007 to June 30, 2007 for the lease of ultrasound equipment at Natividad Medical Center (NMC).

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

0125.000

0601.525

- S-10 a. **Agreement No.: A-10881 Authorized** the Purchasing Manager to execute an Agreement with General Electric Healthcare Financial Services Inc. for the lease/purchase of a 1.0T CXK4 LX Magnetic Resonance Imaging (MRI) system with Echoplus GDED4XAE software, in an amount not to exceed \$280,000 for the term March 20, 2007 through March 20, 2008; and
- b. **Authorized** the Purchasing Manager to make a one-time payment to General Electric Healthcare Financial Services per the previous Lease Agreement for the aforementioned MRI system in the amount of \$66,515.42 for services from July 20, 2006 through January 20, 2007; and
- c. **Modified** County's standard Insurance requirements.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried 4/0 (Supervisor Smith was absent from this meeting.)

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0601.525

0125.000

- S-11 a. **Agreement No.: A-10868 Authorized** the Purchasing Manager for Monterey County to execute an Agreement with Johnson & Associates, Inc for Medical Records, Pathology and Diagnostic Imaging Transcription Services at Natividad Medical Center in an amount not to exceed \$1,050,000 for the term April 15, 2007 through June 30, 2010; and
- b. **Authorized** the Purchasing Manager to issue a Purchase Order in the amount not to exceed \$400,000 for the period April 15, 2007 through June 30, 2008; and
- c. **Modified** County's Standard Insurance Requirements.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

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0600.025

0150.146

- S-12 **B.U. No.: 06/07-183 Received** status report on Enterprise Resource Planning (ERP); and
- a. **Approved** and **amended** the FY 2006-07 Budgets of various County departments to reflect staff effort needed for the Countywide Enterprise Resource Planning (ERP) Project to include backfill for current employees that will serve as permanent staff members; and
- b. **Amended** the following budget units (BU): County Administrative Office, BU 105; General Services, BU 106, Human Resources, BU 125; Risk Management, BU 195; Auditor-Controller, BU 111; Treasurer-Tax Collector-Revenue Division, BU 115; Information Technology, BU 193; and Resource Management Agency (RMA), BU 194 to reflect needed staff effort including 24 new positions as indicated on the attached Board Order; and
- c. **Approved** an increase in appropriations of \$153,214 to reflect the release of General Fund Designation, account 3016, as indicated in the attached Board Order (4/5ths vote required); and
- d. **Directed** the Auditor-Controller and the County Administrative Office to amend FY 2006-07 Budget to reflect the changes in position count and appropriation adjustments in the affected budget units and incorporate these actions in the FY 2007-08 Adopted Budget (4/5ths vote required).

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried 4/0 (Supervisor Smith was absent from this meeting.)

12:00 p.m.

Recess to Lunch

1:30 p.m.

0601.106 S-13 **Accepted** an oral presentation from the Geographic Information Systems Strategic Planning Group that provides a status report on Monterey County's staff utilization of Geographic Information Systems applications.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas, and carried 4/0 (Supervisor Smith was absent from this meeting.)

0602.350 S-14 **2007 CONST 0005; Resolution No.:07-133**
 0525.000 a. **Conducted** a public hearing on the Initial Study/Mitigated Negative Declaration (February 2007) for the Thorne Road Bridge at Arroyo Seco Road Project, Project No. 172165, Federal Aid Project No. BRL-5944 (073); and

b. **Adopted** the Initial Study/Mitigated Negative Declaration (February 2007) for the Thorne Road Bridge at Arroyo Seco Road Project, Project No. 172165, Federal Aid Project No. BRL-5944 (073).

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Calcagno, and carried 4/0 (Supervisor Smith was absent from this meeting.)

0602.200 S-15 **Resolution No.: 07-132** Continued from April 17, 2007, Public Hearing to: Consider and approve an EIR Addendum to the certified Final EIR for the Handley Ranch Quarry Combined Development Permit. (Addendum - PLN010290 and PLN010291/Granite Construction, located northeasterly of and at 25485 Iverson Road, Gonzales, approximately half way between Old Stage Road and Johnson Canyon Road, Central Salinas Valley area.)

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Armenta, and carried 4/0 (Supervisor Smith was absent from this meeting.)

~~S-16—Receive Report on Granite Ridge Water Supply Project and Provide Direction to Staff.~~

0602.500 S/A-1 **Agreement No.: A-10874 Ratified** the decision of the Sheriff to sign an Agreement with the California Department of Corrections and Rehabilitation to work together to resolve jail and prison overcrowding and the development of Re-Entry Facilities.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried 4/0 (Supervisor Smith was absent from this meeting.)

ORDER FOR ADJOURNMENT

APPROVED:

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Chair

ATTEST:

LEW C. BAUMAN, Clerk of the Board

By: _____
Deputy

(Supplemental Sheet)

CONSENT CALENDAR

BOARD ACTION: Upon motion of Supervisor Salinas, and seconded by Supervisor Armenta, and unanimously carried 4/0, the Board approved the following actions, unless otherwise noted: Consent item No. 58 was voted on separately due to Supervisor Potter recusing himself due to a potential conflict.

HEALTH AND SOCIAL SERVICES:

0601.100 33. a. **Agreement No.: A-10873 Approved and authorized** the
0602.550 Director of the Department of Social & Employment Services,
0125.000 or his designee, to sign an Agreement with Children's Services Incorporated for
\$44,741 Maintenance of Effort for child care services for the period July 1, 2007 -
June 30, 2008; and

b. **Authorized** the Director of the Department of Social & Employment Services, or his
designee, to sign up to three (3) future amendments to this agreement where the total
amendments do not exceed 10% of the original contract amount, or significantly
change the scope of work.

0601.150 34. **Agreement No.: A-10540 Approved and authorized** the
0125.000 Director of Health to sign Amendment No. 1 to Agreement A- 10540 with
Community Human Services. This amendment will increase the contract to
\$4,227,078, with an additional \$31,776, funding from the Substance Abuse Offender
Treatment Program (OTP) grant, for the purpose of improving client treatment
success rates and enhancing state reporting.

0401.870 35. a. **Authorized** submittal of an application for the Substance
0600.925 Abuse Treatment and HIV/AIDS Services Grant offered by the
0601.150 Substance Abuse and Mental Health Services Administration

- 0602.550 (SAMHSA). The grant term is for five years with a funding cap of \$500,000; and
- b. **Authorized** the Director of Health to execute in the name of the County Monterey all necessary applications, contracts, agreements and amendments for the purposes of securing grant funds and implementing the objectives specified in the application.
- 0601.150 36. **Agreement No.: A-10586 Approved** and **authorized** the
 0125.000 Director of Health to sign Amendment No. 1 to Agreement A- 10586 with
 Sun Street Centers to establish a new program funded with \$51,776 of the Offender
 Treatment Program (OTP) grant and reallocate the budget for the Residential
 Recovery Homeless (RRH) program in order to add the services of 1.5 program
 counselor positions. The amended contract total is \$5,290,248.
- 0602.550 37. **Accepted** and Approve the FY 2005/2006 First 5 Monterey County Annual
 Report to the Community.

CRIMINAL JUSTICE:

- 0602.500 38. **B.U. No.: 06/07-184; Resolution No.: 07-134**
 0150.146 **Approved** and **authorized** the Sheriff to accept grant
 0125.000 award in the amount of \$118,905 with the State Governor's Office
 of Emergency Services (OES) for County of Monterey Marijuana
 Eradication Team (COMMET) Program for the period of July1, 2006 to June 30, 2007.
- 0602.250 39. a. **B.U. No.: 06/07-178; Resolution No.: 07-130 Approved** a
 0150.146 resolution authorizing the Chief Probation Officer to sign and submit a grant
 application to the State Corrections Standards Authority for the utilization of Juvenile
 Accountability Block Grant (JABG) funds in the amount of \$24,275 for the Probation
 Victim Restitution Program during fiscal year 2007-08; and
 b. **Authorized** the Chief Probation Officer to sign the Grant Agreement with the
 Corrections Standard Authority, and related amendments.
- 0602.500 40. **B.U. No.: 06/07-185; Agreement No.: A-10875**
 0150.146 **Approved** and **authorized** the Sheriff to accept a grant award
 0125.000 from the Governor's Office of Emergency Services for a \$300,000
 grant to fund the Monterey County Agricultural Crime Task Force, with an Agreement between
 the Sheriff and the District Attorney for the period of July 1, 2006 to June
 30, 2007.
- 0600.775 41. **B.U. No.: 06/07-179 Approved** and **authorized** the Sheriff to
 0602.500 accept grant award in the amount of \$181,698 with the Governor's
 0150.146 Office of Emergency Services to continue partial funding for a Narcotics Enforcement
 Unit County of Monterey (NEUCOM) Program for the period of July 1, 2006 to June 30,
 2007.
- 0602.300 42. **Agreement No.: A-10880 Approved** and **authorized** the Public
 0125.000 Defender or designee to sign a Professional Service Agreement
 (PSA) with Frank W. Dice, Attorney-at-Law in the amount not to exceed \$66,000 to
 provide case management and case supervision for the Alternate Defender Office
 (ADO) on an interim basis for the period not to exceed six months from April 1, 2007
 through September 30, 2007.
- 0602.500 43. a. **B.U. No.: 06/07-180 Authorized** the Sheriff's Office to donate

- 0150.146 \$1,000 each to Palma and Notre Dame High Schools, Classes of 2007, combined Sober Grad Night and Safe Teens Empowerment Project of Sun Street Center in Salinas from the Sheriff's Drug and Youth Gang Education Fund; and
- b. **Increased** estimated revenue and appropriations in Sheriff's Budget Unit 230 in the amount of \$2,000. (4/5th Vote Required)
- 0602.500 44. **Resolution No.: 07-144; B.U. No.: 06/07-188**
- 0150.146 **Approved** and **authorized** the Sheriff to sign a grant application with the State Governor's Office of Emergency Services (OES) for California Multijurisdictional Methamphetamine Enforcement Team (Cal-MMET) Program for Fiscal Year 2007-08, in an estimated amount of \$265,121.

GENERAL GOVERNMENT:

- 0600.025 45. **Agreement No.: A-10869 Approved** and **authorized** the Assistant County Administrative Officer to sign an addendum to the Professional Services Agreement, Purchase Order R125633758, with Renne Sloan Holtzman Sakai, LLP to increase the "not to exceed" sum from \$25,000 to \$65,000, for services concerning the processing of the County Counsel Association Petition For Recognition (recognized as Unit G) and any subsequent negotiations to create a Memorandum of Understanding between the Parties, and to extend the term of the Agreement to July 31, 2008, effective April 17, 2007.
- 5100.000 46/64. **Agreement No.: A-10876 Approved** and **authorized** the Chair of
0801.025 0125.000 the Board of Supervisors to sign an agreement with the
Salinas Rural Fire Protection District, East Garrison Partners I, LLC, and
the Redevelopment Agency of the County of Monterey to fund, design, construct, and
equip a fire station in East Garrison.
- 0601.350 47. **Accepted** the 2007 Board of Trustees for the Monterey County Law Library.
- 0602.750 48. **Accepted** Treasurer's Report of Investments for the quarter ending
March 31, 2007.
- 0601.600 49. a. **Agreement No.: A-10870 Approved** School Bus Rental Agreement between King
City Joint Union High School District and Monterey County Parks Department for the
2007 Wildflower Festival; and
b. **Authorized** Parks Director to Execute the Agreement and any amendments not to
exceed 5% of the Agreement amount.
- 0600.027 50. **Agreement No.: A-10877 Approved** and **Authorized** the
0125.000 Agricultural Commissioner to sign an Agreement with Ryerson, Master
and Associates, Inc. for \$129,587 to continue AB2766 (Motor Vehicle Emission
Reduction Program) for Tri-County Agricultural Equipment Replacement Program
number 07-20 for the period of January 31, 2007 through June 30, 2009.
- 0600.027 51. **Agreement No.: A-10871 Approved** and **Authorized** the
0125.000 Purchasing Manager to sign a Professional Services Agreement with Velo Consulting
Group for \$47,000 to provide strategic legislative guidance and advocacy services to the
Agricultural Commissioner's Office for the period of April 1, 2007 through September 30,
2008.
- 0602.450 52. **Resolution No.: 07-135; B.U. No.: 06/07-186**
1100.000 **Approved** the Amendment of Article XIII of the Master Fee

0150.146 Resolution to set and authorize collection of Assessor-County Clerk-
Recorder Fees.

0600.050 53. a. **B.U. No.: 06/07-181 Agreement No.: A-10872 Approved** a
0150.146 contract between the County of Monterey and the Certified
0125.000 Public Accounting Firm of Collins, Mason & Cote', LLP to complete a
Comprehensive Financial and Operational Audit of Monterey County 457, Deferred
Compensation Plan for the County of Monterey; and
b. **Directed** the Auditor-Controller to increase Appropriations and Estimated Revenues
in Budget Unit 111 in the amount of \$62,700 to provide funding for this audit
agreement. (4/5th vote required)

0600.025 54. **Introduced** and waived the reading, and set for adoption on May 15,
2007 at 1:30 p.m. the attached ordinance of the County of Monterey amending
Paragraph F of Section 2.32.030 of the Monterey County Code relating to the
signature authority of the Purchasing Agent.

0600.025 55. a. **B.U. No.: 06/07-182 Amended** Personnel Policies and
0600.050 Practices Resolution No. 98-394 to increase the salary range
0150.146 for the classification of Chief Deputy Auditor-Controller by ten percent (10%); and
b. **Directed** the Auditor-Controller to increase affected salaries for positions in Budget
Unit 111 - Auditor-Controller; and
c. **Directed** the County Administrative Office and the Auditor-Controller's Office to
amend the Auditor-Controller Budget Unit 111 FY 2006-07 Budget and incorporate
these actions in the FY 2007-08 Final Budget.

0600.750 56. **Authorized** the Registrar of Voters to make confidential voter registration
information of public safety officers pursuant to Elections Code Section 2166.7.

RMA - PLANNING:

0602.200 57. a. **Agreement No.: A-10518 Approved** Amendment No. 3 in the
0125.000 amount of \$18,504 which includes an increase of \$16,090 to the base budget plus an
increase of \$2,414 in contingencies, for a total base budget of \$99,930 plus a total of
\$14,990 in contingencies, for a total amount not to exceed \$114,920 and extend the
term of the Professional Services Agreement to December 31, 2007 with LSA
Associates, Inc. (LSA) for completion of an Environmental Impact Report (EIR) for
the Proposed Avila General Plan Amendment, Zone Change, Subdivision and
Variance located at 870, 874, and 884 River Road in Salinas (PLN980516); and
b. **Approved** Amendment No. 3 in the amount of \$18,504 which includes an increase of
\$16,090 to the base budget plus an increase of \$2,414 in contingencies, for a total base
budget of \$99,930 plus a total of \$14,990 in contingencies, for a total amount not to
exceed \$114,920 and extend the term of the Reimbursement Agreement to December
31, 2007 with Joseph Samoske and Sandra Samoske and Mused Mohsin and Terry
Mohsin to reimburse LSA for completion of an EIR for the Proposed Avila General
Plan Amendment, Zone Change, Subdivision and Variance; and
c. **Authorized** the Interim Director of Planning to execute Amendment No. 3 to the
Agreements and future amendments that do not significantly alter the scope of work or
change the approved Agreement amounts; and
d. **Directed** the Interim Director of Planning to waive the 35% Administrative Fee for
EIR processing based on Applicants paying hourly fees for processing of an
Extraordinary Development Application.
(Contract - PD060592/LSA Associates, County Wide)

BOARD ACTION: Supervisor Potter recused himself from this vote due to a potential conflict of interest. Upon motion of Supervisor Calcagno, and seconded by Supervisor Salinas and carried, 3/0 the Board approved item 58. (Supervisor Smith was absent from the meeting.)

- 0602.200 58. **Agreement No.: 10878**
 0125.000 a. **Approved** a Professional Services Agreement with Denise Duffy
 & Associates, Inc., in an amount not to exceed \$108,000
 to provide staff assistance to the Monterey County Planning
 Department to January 1, 2010 (RFP #9992); and
 b. **Authorized** the Purchasing Manager to execute the
 Agreement and future amendments that do not significantly
 alter the scope of work or change the approved agreement
 amount.
 (Contract - PD060228/Denise Duffy & Associates, Inc., County Wide)

RMA – BUILDING:

- 2800.000 59. **Introduced** an ordinance, and waived the reading and set a public hearing for June 5,
 2007 at 11:00 a.m. to adopt Chapter 18.14 of Title 18 Monterey County Code, the
 Monterey County Fire Code.
 (Ordinance - PD060760/Monterey Fire Code, Countywide)

RMA - PUBLIC WORKS:

- 0602.350 60. a. **Resolution No.: 07-136 Adopted** a resolution ratifying the
 0550.550 County Administrative Officer's proclamation of a local
 emergency for the Monterey County Government Center
 Complex in Salinas, California, in order to maintain the
 facilities and services of Superior Court and the County of
 Monterey that are dependent on the North Wing; and
 b. **Resolution No.: 07-137 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).
- 0602.350 61. a. **Approved** pre-grading to allow the removal of 154 trees and grading for the Cathrein
 Estates Subdivision (PLN990330), subject to Monterey County requirements
 (Attachment A) and Pre-Grading Agreement (Attachment B), North County area; and
 b. **Authorized** the Chair to sign the Pre-Grading Agreement; and
 c. **Approved** Subdivision Improvement Plans; and
 d. **Authorized** the Public Works Director to sign the Subdivision Improvement Plans.
- 0602.350 62. a. **B.U. No.: 06/07-187 Directed** the Auditor-Controller to
 0150.146 increase appropriations in Fund 393, Budget 910, Account
 6469 (Other Professional Services) by \$150,000 for the
 construction improvements to the San Jerardo Water System
 Project (4/5th vote required); and
 b. **Increased** the related estimated revenue for Fund 393, Budget
 910, Account 5799 (Other Current Services) by \$150,000 for the

construction improvements to the San Jerardo Water
required).

System Project (4/5th vote

- 0602.350 63. a. **2007CONST0001 Awarded** a contract in the total amount of \$343,416 to Chrisp Company, the lowest responsible bidder, for construction of the Blanco Road Safety Improvement Corridor Project, Project No. 07-140565, Federal Aid Project No. DEM 115L-5944(074); and
- b. **Approved** the performance and payment bonds executed and provided by Chrisp Company; and
- c. **Established** a contingency not to exceed 10% of the contract amount for appropriations through approved contract change orders; and
- d. **Authorized** the Public Works Director to execute the contract.

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY

BOARD ACTION: Upon motion of Supervisor Armenta, and seconded by Supervisor Salinas, and unanimously carried 4/0 (Supervisor Smith was absent from the meeting), the Board approved the following actions, unless otherwise noted:

5100.000 64/46. **Agreement No.: A-10876 Approved and authorized** the Chair of
0801.025 the Board of Directors of the Redevelopment Agency of the
0125.000 County of Monterey to sign an agreement with the Salinas Rural
Fire Protection District, East Garrison Partners I, LLC, and the County of Monterey
to fund, design, construct, and equip a fire station in East Garrison.

- 5100.000 65. **2007CONST0009** Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
 - a. **Approved** the plans and specifications for the Castro Plaza Fountain in Castroville, Project No. 07-720720; and
 - b. **Authorized** bids to be received for construction of the Project.

0125.000
5100.000 66. **Agreement No.: A-10879 Approved and authorized** the Chair of the Redevelopment Agency of the County of Monterey to sign a Professional Services Agreement with Keyser Marston Associates, Inc., to provide fiscal analysis and financial consulting services for various development projects for the period March 1, 2007 through June 30, 2008; cost of services is estimated at \$90,000.