

BOARD OF SUPERVISORS

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

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Salinas, CA 93902	

ACTION MINUTES

MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY REDEVELOPMENT AGENCY
MONTEREY COUNTY WATER RESOURCES AGENCY
SPECIAL DISTRICTS
TUESDAY, AUGUST 15, 2006
9:30 AM

9:30 a.m.

1. Pledge of Allegiance
The Pledge of Allegiance was led this morning by Supervisor Calcagno.

6300.000

2. Additions and Corrections to the Agenda.

The Clerk of the Board will announce Agenda corrections and proposed additions, which may be acted on by the Board as provided in section 54954.2 of the California Government Code.

**The following items have been removed from the Agenda:
Under Consent General Government:**

44. Approve Action Minutes for the meeting of Tuesday May 16, 2006, copies having previously been distributed to each Board member.
3. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
4. CONSENT CALENDAR – MONTEREY COUNTY REDEVELOPMENT AGENCY (See Supplemental Sheet)
5. CONSENT CALENDAR – SPECIAL DISTRICTS (See Supplemental Sheet)

APPOINTMENTS:

Upon motion of Supervisor Calcagno, and seconded by Supervisor Lindley, and carried, the Board approved the following re-appointments, except as noted:

- | | | |
|----------|----|--|
| 0402.250 | 6. | Re-appointed Pat Hunton-Dalton to the Mental Health Commission for a term to end May 31, 2009. (Supervisor Jerry Smith) |
| 0401.955 | 7. | Re-appointed Margaret Robbins to the Housing Advisory Committee for a term to end March 27, 2008. (Supervisor Potter) |

- 0402.800 8. **Re-appointed** Sergio Sanchez to the Overall Economic Development Committee (OEDC) as the City of Salinas representative, for a term to end on June 30, 2009. (Full Board)

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

- 0801.350 9. **Appointed** Carlos Landeros to fill a vacancy to the Greenfield Cemetery District for a term to end December 31, 2009. (Supervisor Lindley).
- 0804.250 10. **Appointed** Ron Panziera to the Soledad Cemetery District to fill a vacancy for a term to end on February 1, 2007. (Supervisor Lindley)
- 0400.250 11. **Appointed** Juanita Perea to fill a vacancy to the Equal Opportunity Advisory Commission for a term ending at the pleasure of the Board. (Calcagno)

OTHER BOARD MATTERS:

- 6300.000 12. Board Comments and Referrals
- a. Supervisor Armenta: Supervisor Armenta reminded all present that he has served diligently on the Board for the past 5 ½ years and that he had perfect attendance up until his absence at the last two Board meetings of July 11th and July 18th. Further, the Supervisor advised that during the summer recess he traveled to Montreal on behalf of the Monterey/Salinas Transit. He serves on the MST Board of Directors. Further that he also went to Chicago to represent Monterey County at the National Association of Counties. The Supervisor provided an update of that event.
 - b. Supervisor Lindley: Supervisor Lindley reminded all present of the Monterey County Fair which is this week.
 - c. Supervisor Calcagno: Supervisor Calcagno brought up a concern regarding the Moto Cross event and the Rodeo which both took place over the same weekend. The Supervisor advised of the traffic congestion that resulted for residents of North Monterey County. The Supervisor explained that these residents are basically trapped during due to the congestion that occurs on the 156 highway and highway 1. The Supervisor wanted a referral through the CAO's office of an individual to specifically work with Laguna Seca and with the individuals at the Rodeo to attempt to mitigate this negative impact on the residents. The Supervisor is concerned as these two events are scheduled to occur the same weekend again in 2007.
 - d. Supervisor Smith: Supervisor Smith echoed Supervisor Calcagno's concerns further stating that traffic congestion is an issue at all times.
- 6300.000 13. Update on Board Referrals
There were none.
- 0600.025 14. CAO Comments
The County Administrative Officer, Dr. Lew Bauman acknowledged Supervisor Calcagno's concern and referral.
Dr. Bauman advised the Board that awards were announced at the State Fair in Sacramento. Debbie Bradshaw of the CAO's office presented the Monterey County exhibit. The Monterey County exhibit received the Best Award recognition in addition to the Gold Award.
- 2050.000 15. Public Comments (Limited to 3 minutes per speaker)
- a. Charles Page: Spoke to the Board regarding a financing issue over Young Adults for Kids. He advised that this was an organization started by Lee Toller who worked

with troubled kids. Mr. Page would like to have an individual – neutral – to look into the Monterey County Placements and see how much money this is saving the County in financial savings as well as in lives. This program needs additional funding.

- b. Helen Rucker: Lee Toller was her husband. She described why it was that he initially started this program. Ms. Rucker further advised of the sole proprietor of Monterey Placements – Lisa Lewis – and how she is working full time at this and does not even have health care....She advised that there needs to be additional funding in this area.
- c. Walter Wagner: Spoke with regard to the Nuclear Medical Dept. at Natividad Hospital.
- d. Lisa Lewis: Advised that she is the sole proprietor for the Monterey County Placements. She advised that there is a need for additional funding. The loss of their car is an issue due to the extensive driving that she does. Having health care benefits is also an issue. She advised that the Probation Department has gone into their budget to assist them. She feels that the Courts and Sheriff should do so as well as they also benefit from her organization.
- e. Hans Jongens: Mr. Jongens spoke regarding the trouble in Lebanon. He further stressed that the other important issue is of fuel for the state. Ethanol is an alternative right now. He advised that there should be no agricultural fields in Monterey County converted for housing because all of the agriculture will be needed for either food or for fuel.

16. **Resolution No.: 06-232: Adopted** a resolution honoring Bert Post on the occasion of his retirement from the North Monterey County Unified School District after thirty-two years of service in the field of public education.

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

17. **Resolution No.: 06-233; Adopted** a Resolution of support and endorsement of efforts to establish, operate and maintain a veteran’s cemetery at Fort Ord.

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

- 0602.800 18. Welcome Home Troops Ceremony.
Each of the Supervisors expressed their Thanks and their appreciation to those serving in our military.

The following individuals were in attendance and were announce by Richard Garza.

Brig. General 6th Combat Support Hospital Jerry Griffin

Sergeant First Class Kelly Anderson	Staff Sergeant Jeremy Krabbe
Staff Sergeant Michael Belgin	Staff Sergeant Francisco Ramirez
First Sergeant Scott Brokaw	Carlos Rubio
David Estrada	Alex Smith
Chief Warrant Officer 2 Michael Giovannini	Sergeant First Class Ralph Smith
Specialist Emiliano Gomez	Major Scott Swanson
Robert Hoffman	Sergeant First Class David Villarreal
Lance Corporal Joseph Daniel Kelly	Staff Sergeant Daniel Weiermann
Ruben Villanueva	Major David Wollman
Sergeant First Class Ralph Smith	Sergeant Bomar

SCHEDULED MATTERS:

6300.000 S-1 Closed Session under Government Code section 54950, relating to the following items:

- a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:
 1. City of Salinas vs. County of Monterey, et al. (Rancho San Juan)
 2. California Department of Transportation vs. County of Monterey, et al. (Rancho San Juan)
 3. John L. McDonnell, Jr., et al. vs. County of Monterey, et al. (Rancho San Juan)
 4. H-Y-H Corporation vs. County of Monterey (Rancho San Juan)
 5. LandWatch Monterey County vs. County of Monterey, et al.; Terry Mohsin, et al., Real Parties in Interest
 6. Water World Resorts, Inc. vs. County of Monterey, et al.
 7. Lake San Antonio Resorts, Inc. vs. County of Monterey, et al.
 8. LandWatch Monterey County vs. County of Monterey, et al. (Cathrein Estates)

BOARD ACTION: The Board received and update and provided direction to staff.

- b. 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 received and update and provided direction to County Counsel on how to try and resolved the matter.

- c. Pursuant to Government Code section 54957, the Board will discuss appointment of and provide a performance evaluation for the following public employment positions:
 1. Natividad Medical Center CEO
 2. Appointment of Interim CEO
 3. Ratification of hiring a Hospital Consultant

BOARD ACTION: The Performance evaluation of the Natividad Medical Center CEO was done. The Board named Chad Chadwick as the Special Advisor for Healthcare Safety New Grant, Revenue, Legislative, and Insurance Programs for Monterey County, to be a joint Appointment with the CAO.

The Board discussed the appointment of an Interim CEO. Andrea Rosenberg was appointed by the Board as the Interim CEO of Natividad Medical Center.

The Board did not discuss the ratification of hiring a Hospital Consultant.

- d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators (all units); Keith Honda, designated representative.

BOARD ACTION: The Board received an update and provided direction to labor negotiator Keith Honda on how to try and resolve the matter.

County Counsel Read into the Record the following clarification regarding a matter read out of Closed Session during the July 18, 2006 meeting: The Board also approved benefit and salary changes for all unrepresented units, except for a 7th step for Unit Y, and added in represented units D & E in those salary and benefit changes consistent with what was approved for SEIU Local 817 at the previous Board meeting.

10:30 a.m.

0125.000

0601.525

- S-2 a. **Agreement No.: A-10579:** Authorize the Purchasing Manager for Monterey County to execute an Agreement with Dennis Hodgin, AIA Architects for architectural and design services at Natividad Medical Center in an amount not to exceed \$35,000 for the period of July 1, 2006 through June 30, 2007; and
 - b. Authorize the Purchasing Manager for Monterey County to issue a Purchase order to Dennis Hodgin, AIA Architects in an amount not to exceed \$35,000.

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

0125.000

0601.525

- S-3 a. **Agreement No.: A-10584; Authorized** the Chief Executive Officer of Natividad Medical Center, (NMC) to execute a Professional Services Agreement with Jeff Arnold, M.D. for the term April 17, 2006 through June 30, 2007 for interim professional and administrative Medical Director services; and
- b. **Authorized** payment to Jeff Arnold, M.D. in the amount of \$25,000 for services rendered between April 17, 2006 and June 30, 2006; and
- c. **Authorized** the Purchasing Manager to issue a Purchase Order in an amount not to exceed \$120,000 to Jeff Arnold, M.D. for services between July 1, 2006 and June 30, 2007.

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

-
0125.000

0601.525

- S-4 a. **Agreement No.: A-10580; Approved** the original Agreement executed June 23, 2005 with Med Assets Net Revenue Systems for improved Revenue Cycle and updating of the Charge Master System at Natividad Medical Center in an amount not to exceed \$315,000 for the period July 1, 2005 through June 30, 2007; and
- b. **Authorized** the Purchasing Manager to issue a purchase order in an amount not to exceed \$118,875 to Med-Assets Net Revenue Systems for FY 2005-06;
- c. **Authorized** the Purchasing Manager for Monterey County to issue a purchase order in an amount not to exceed \$157,500 for FY 2006-07.
- d. **Waived** the County Risk Management requirements in that Contractor performance under this Agreement is already in the second year of a two year term and renegotiating the terms and agreement is not feasible.

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

5900.000

- S-5 **Resolution No.: 06-234; Considered** Mitigated Negative Declaration and Adopted a Resolution of Intent to amend Section 20-4 of the Sectional District Maps of Section 20.08.060 of Title 20 (Monterey County Coastal Implementation Plan) of the Monterey County Code to rezone a 17.03 acre parcel (APN: 129-096-029-000) from LDR/B-7(CZ) to LDR(CZ) (GPZ050004/GORMAN/ TANGLEWOOD). The property is located at 274 Paradise Road, Prunedale (APN: 129-096-029-000), Coastal Zone.

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

- a. Attorney Jeff Bridges spoke on behalf of the appellant Dorothy Mullins. Mr. Bridges urged the Board to reaffirm their decision of 4 years ago.
- b. Dorothy Mullins – introduced herself as the appellant also urging a reaffirmation of the previous decision.

12:00 p.m.

Recess to Lunch – Voting Rights Act Ad Hoc Committee meeting

1:30 p.m.

0602.200

3150.000

- S-6 **Resolution No. 06-244; PETER PAN INVESTORS, (II) (PLN990376)** Continued from 7/18/06. Appeal from the Planning Commission approval of and recommendation to approve the Combined Development Permit consisting of a Coastal Administrative Permit

and Design Approval to allow the construction of a new 3,851 sq. ft. three-story single family residence, 504 sq. ft. detached garage, retaining walls (4 ft. in ht.), septic system, grading (approximately 610 cu. yds. cut/295 cu. yds. fill); a Coastal Development Permit to allow the removal of four (4) protected trees 36" and 28" landmark Monterey pines and 13" & 6" oak trees); and a Coastal Development Permit for development on 30% slope. The property is located at 226 Peter Pan Road, Carmel, east of Highway One, Carmel Highlands area, Coastal Zone.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Lindley, and carried 3/2 (Supervisor Smith and Supervisor Potter were the dissenting votes) the Board approved the staff’s recommendation with the noted modification by Supervisor Potter. Supervisor Potter requested that the Applicant through his legal representative Anthony Lombardo modify their plans to include tree cover – something native and substantial in size to offset The Applicant’s legal representative Anthony Lombardo was in agreement with this. The modification will be for up to 60% landscaping coverage over the lower 2 floors.

~~Recess until 7:30 p.m.~~

~~7:30 p.m. - Attend the City of Salinas’ Study Session regarding the 2006 Monterey County General Plan Update.~~

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 Potter, and seconded by Supervisor Armenta, and unanimously carried, the Board approved the following actions unless otherwise noted: #73 was pulled by Supervisor Potter on behalf of CALTRANS for additional issues to be worked through.

HEALTH AND SOCIAL SERVICES:

- 0125.000 19. a. **Agreement No.: A-10585; Approved and authorized** the Director of the Department of Social & Employment Services, or his designee, to sign an agreement with

CareAccess Silicon Valley, Inc. for \$14,920 for maintenance of website to access third-party software for the period FY 2006-07 through FY 2007-08, including Mutual Indemnification provision in Exhibit L, Warranties, 7 (i) and (ii); and

- b. **Authorized** the Director of the Department of Social & Employment Services, or his designee, to sign all amendments to the Agreement not exceeding 5% of the contract amount and a three (3) month extension.
- 0601.100 20. a. **Appointed** George McInnis, Swarup Wood, and Matthew Fore as members, and Cathy LeMoine as alternate, to the Monterey County Solid Waste Management Hearing Panel for a four-year term; and
b. **Authorized** the Health Department to pay Hearing Panel members \$100 per day, plus mileage, while conducting a hearing or while convening for training.
- 0125.000 21. **Agreement No.: A-10586; Approved and authorized** the Director of Health to sign the Agreement with Sun Street Centers for the term of July 1, 2006 to June 30, 2009 in the annual amounts of \$1,757,369 for a new three fiscal year agreement total of \$5,272,107 for the provision of alcohol and drug recovery services in Monterey County.
- 0125.000
0601.150 22. **Agreement No.: A-10370; Approved and authorized** the Director of Health to sign Amendment 1 to Agreement A-10370 with Santa Cruz Counseling Center extending the Agreement ending date from June 30, 2006 to October 31, 2006, deleting the Se Si Puede program, and increasing the Hermanas program for substance abuse recovery services for a maximum total of \$82,076.
- 0125.000 23. **Agreement No.: A-10587; Approved and authorized** the Director of Health to sign a Mental Health Services Agreement for the term July 1, 2006-June 30, 2007 with Summitview Child Treatment Center for the provisions of day rehabilitation, medication support, crisis intervention, and mental health services for Monterey County children in the amount of \$56,203.
- 0601.100 24. **Proclaimed** state of local emergency relating to the spread of HIV among injection drug users in Monterey County.
- 0125.000 25. **Agreement No.: A-10588; Approved and authorized** the Director of Health to sign an Agreement with Door to Hope for mental health services for infants, children and adolescents for a total maximum amount of \$1,363,239 for the period July 1, 2006 through June 30, 2007.
- 0125.000 26. **Agreement No.: A-10570; Approved and authorized** the Director of Health to sign a Behavioral Health Services Contract with Ocadian Healthcare dba Medical Hill Rehabilitation for the provision of skilled nursing services for organic brain syndrome, traumatic brain injured, and medically debilitated patients in the amount of \$358,657 for FY 2006-07, \$381,148 for FY 2007-08, and \$405,107 for FY 2008-09 for a total contract amount of \$1,144,912.
- 0150.146
0600.175 27. a. **B.U. 06/07-016; Resolution No.: 06-235; Approved** increased allocation of one (1) Senior Departmental Information Systems Coordinator to Child Support Services Budget Unit 225; and
b. **Directed** the Auditor-Controller to amend Fiscal Year 2006-07 Budget Unit 225-Child Support Services to incorporate this change.

0125.000

- 0601.100 28. **Agreement No.: A-10571; Approved and authorized** the Director of Health to sign an Agreement with Appolonia Foundation for Children's Dental Health, in the amount of \$65,000 to provide a Dental Disease Prevention Program for Monterey County school children from Kindergarten through 6th grade, for the period of July 1, 2006 through June 30, 2007.
- 0401.870
0601.100 29. **Resolution No.: 06-236; Approved** Amendment to Resolution No. 90-71, HIV/AIDS Advisory Committee, to allow for a reduction in the number of members and expand the membership composition to include one member from each Supervisorial District and seven representatives from various professional and specialty areas.
- 0150.146
0601.100
0602.150 30. a. **Reallocated** one vacant 1.0 FTE Senior Accountant Auditor position to 1.0 FTE Management Analyst III position; and
b. **Directed** the Auditor-Controller to amend the FY 2006-07 Health Department Budget Unit 411 to reflect this action. (4/5th vote required)
- 0150.146
0601.100 31. a. **B.U. 06/07-017; Amended** Health Department Budget Unit 411 reallocate 3.0 FTE Chronic Disease Prevention Specialist II positions to 3.0 FTE Chronic Disease Prevention Coordinator positions; and
b. **Directed** the Auditor-Controller to amend the FY 2006-07 Health Department Budget Unit 411 to reflect the change in position count. (4/5th vote required)
- 0125.000
0601.150 32. **Agreement No.: A-10572; Approved and authorized** the Director of Health to sign the three (3) year Mental Health Agreement with Youth Connection of Ventura County dba Casa Pacifica for the provision of Day Treatment Rehabilitation, Medication Support, and Mental Health Services to Monterey County's youth in the amounts of \$171,638 for FY 2006-07, \$177,302 for FY 2007-08 and \$183,153 for FY 2008-09. The total maximum amount of the Agreement is \$532,093.
- 0125.000 33. a. **Agreement No.: A-10596; Approved and authorized** the Director of the Department of Social & Employment Services, or his designee, to sign an agreement with Community Human Services for \$355,309 to implement the Family-to-Family Initiative throughout Monterey County for the period July 1, 2006 through June 30, 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
0601.525
0602.550 34. a. **Agreement No.: A-10573; Approved** transfer of 1.0 Social Worker V from Natividad Medical Center (NMC) to Department of Social and Employment Services (DSES); and
b. **Approved and directed** the Auditor-Controller to increase appropriations and estimated revenues in Budget Unit 501 in the amount of \$95,611 (4/5th Vote)

Required); and

- c. **Approved** and **directed** the Auditor- Controller to amend the FY 2006-2007 position allocations for Budget Unit 501 and 960.

- 0125.000 35. a. **Agreement No.: A-10597; Approved** and **authorized** the Director of the Department of Social & Employment Services, or his designee, to sign an agreement for \$45,000 with Coalition of Homeless Services Providers to continue to develop the Continuum of Care Community Plan for the period of July 1, 2006 through June 30, 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
0602.550 36. a. **Agreement No.: A-10581; Approved** and **authorized** the Director of the Department of Social & Employment Services, or his designee, to sign an agreement for \$35,000 with Shelter Outreach Plus to continue operating an Information and Referral Program to provide County-wide information and referral for community and social services for the period of July 1, 2006 through June 30, 2007; and
- b. **Authorized** the Director of the Department of Social & Employment Services to sign all future amendments to this agreement not exceeding 5% of the contract amount and a three (3) month extension.

- 0600.050
0601.100 37. **Authorized** the Auditor-Controller to establish a revolving fund under the control of the Public Administrator-Public Guardian for the purpose of paying respective fees, expenses, and charges incurred in securing the possession or protecting the assets of any estate for which the Public Administrator-Public Guardian is responsible.

- 0601.100
5400.000 38. a. **Resolution No.: 06-240; Amended** Personnel Policies and Practices Resolution No. 98-394 to add the classifications of Supervising California Children's Services Worker, Supervising Therapist-Medical Therapy Program, Public Health Program Manager II, and Public Health Program Manager I, delete the classification Public Health Program Manager III, consolidate and re-title the Public Health Program Manager classes to Public Health Program Manager II, and re-title the classification of Health Services Manager to Public Health Program Manager I; and
- b. **Amended** Health Department Budget Unit 440 to reallocate 2.0 FTE Allocation to Be Determined to 1.0 FTE Supervising California Children's Services Worker and 1.0 FTE Supervising Therapist-Medical Therapy Program; and
- c. **Amended** Health Department Budget Unit 440 to consolidate and re-title 1.0 FTE Public Health Program Manager III to 1.0 FTE Public Health Program Manager II, and Health Department Budget Unit 411 to consolidate and re-title 1.0 FTE Public Health Program Manager to 1.0 FTE Public Health Program Manager II, 1.0 FTE Public Health Program Manager III to 1.0 FTE Public Health Program Manager II, and to re-title 1.0 FTE Health Services Manager to 1.0 FTE Public Health Program Manager I; and
- d. **Amended** Health Department Budget Unit 440 to add 1.0 FTE Senior Therapist - Physically Handicapped Children, 1.0 FTE Office Assistant II, 1.0 FTE Community Service Aide III, .5 FTE Public Health Nurse III, 1.0 FTE Health Education Assistant, and Health Department Budget Unit 411 to delete 1.0 FTE Health Education Assistant; and

- e. **Directed** the Auditor-Controller to amend the adopted FY 2006-07 Health Department Budget Units 411 and 440 to reflect the change in position count, and increase revenues and appropriations as outlined in the attached Board Order (4/5th vote required).

- 0125.000 39. a. **Agreement No.: A-10598; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an agreement for \$70,000 with Unity Care Group, Inc. for the period July 1, 2006 through June 30, 2007 for the provision of a community-based emergency care program; 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 original contract amount and a three (3) month extension.

- 0125.000
0602.550 40. a. **Agreement No.: A-10574, A-10590, A-10591, A-10592, A-10593, A-10594, A-10595; Approved and authorized** the Director of the Department of Social & Employment Services, or his designee, to sign contracts with various community agencies for the provision of services for seniors funded by the Older Americans Act and Older Californians Act in the amount of \$2,060,192 for Fiscal Year 2006-2007 and Fiscal Year 2007-2008; and
 b. **Authorized** the Director of the Department of Social & Employment Services, or his designee, to sign all future amendments to the agreements not exceeding 5% of the contract amount, and three (3) month extensions.

CRIMINAL JUSTICE:

- 0125.000 41. **Agreement No.: A-10598; Approved and authorized** the Chief Probation Officer to sign a Memorandum of Understanding with the Monterey County Office of Education for utilization of First 5 Monterey County funding in the amount of \$209,721 for the Child Advocate Program during fiscal year 2006-07.
- 0602.250 42. **Approved and Authorized** the Probation Department to accept the donation of a used 25-passenger bus for transportation of Silver Star Youth Program participants.

GENERAL GOVERNMENT:

- 0150.146
0600.050
0800.550 43. **Approved** a request from the North County Fire Protection District for a dry period loan of \$2,700,000.00 for the Fiscal Year ended June 30, 2007.
- ~~44. Approve Action Minutes for the meeting of Tuesday May 16, 2006, copies having previously been distributed to each Board member.~~
45. **Approved** Action Minutes for the meeting of Tuesday, May 23, 2006, copies having previously been distributed to each Board member.
46. **Approved** Action Minutes for the meeting of Tuesday June 6, 2006, copies having previously been distributed to each Board member.
47. **Approved** Action Minutes for the meeting of Tuesday June 13, 2006, copies having previously been distributed to each Board member.
48. **Approved** Action Minutes for the meeting of Tuesday June 20, 2006, copies having previously been distributed to each Board member.

49. **Approved** Action Minutes for the meeting of Tuesday June 27, 2006, copies having previously been distributed to each Board member.
50. **Approved** Action Minutes for the meeting of Tuesday July 11, 2006, copies having previously distributed to each Board member.
51. **Approved** Action Minutes for meeting of Tuesday July 18, 2006, copies having been previously distributed to each Board member.
52. **Approved** Action Minutes for the Special meeting of Tuesday July 25, 2006, copies having previously been distributed to each Board member.
- 0600.775 53. Approve the Office of Emergency Services' Quarterly Work Plan.
- 0600.750 54. **Adopted** Statement of Votes Cast at the June 6, 2006 Gubernatorial Primary Election and declare the winners for each contest under the Board's jurisdiction pursuant to the Elections Code Section 15400.
- 0125.000 55. **Agreement No.: A-09203; Approved and authorized** Assistant CAO to sign Amendment #4 to current Marsh Risk & Insurance Services contract in the amount of \$120,000 for insurance brokerage and related consulting services.
- 0601.175 56. **Authorized** the County Administrative Office to produce one (1) 3' x 5' flag, consisting of the Monterey County seal on a white background, for presentation to Petty Officer First Class Brenda Villanueva, Monterey County employee, to accompany her on her tour of duty to Kuwait, at a cost of \$200 funded through County Administrative Office, Budget Unit 105.
- 2800.000 57. Introduced, and waived the reading, and set for adoption on August 22, 2006 at 10:30 a.m. an ordinance repealing Chapter 5.38 of the Monterey County Code relating to the Natividad Medical Center Transactions and Use Tax.
- 0601.175
1350.775 58. **Resolution No.: 06-243; Approved** a resolution authorizing conveyance of certain lands in the unincorporated area of the former Fort Ord within the Fort Ord Redevelopment Area directly from the Fort Ord Reuse Authority to the Redevelopment Agency of the County of Monterey.
- 0125.000
0801.025 59/80. **Agreement No.: A-10600; Approved and authorized** the Chair of the Board of Supervisors to sign a Project Reimbursement Agreement among the County, the Redevelopment Agency of the County of Monterey, and East Garrison Partners I, LLC relating to administrative staff and consulting costs during East Garrison development project implementation.
- 0125.000
5100.000 60. a. **Agreement No.: A-10575; Approved** an Agreement with Freitas + Freitas Engineering and Planning Consultants, Inc. in the amount of \$20,000 for staffing assistance related to affordable housing programs and projects; and
b. **Authorized** the Resource Management Agency Director or his designee to execute the Agreement. The term of the Agreement to run from August 15, 2006 to January 31, 2007.

- 0401.610 61. **Approved** Monterey County Deferred Compensation Advisory Committee recommendation to change the Advisory Committee to a decision making Administrative Committee/Plan Administrator with administrative support from the CAO's Employee Benefits/Risk Management Division; amend the Deferred Compensation Adoption Agreement to reflect the substitution of the Administrative Committee as Plan Administrator; direct the CAO to prepare Administrative Committee Bylaws for Board approval prior to September 20, 2006.
- 0125.000
0601.160 62. **Agreement No.: A-10576; Approved and authorized** the Director of Information Technology to sign an agreement with Santa Cruz, Santa Clara, and San Benito Counties for a Memorandum of Understanding for the Construction and Implementation of a Tri-County Microwave Radio Communications Project connecting the Counties that will be funded by the Urban Area Security Initiative (UASI) and return to the Board at a later date with an agreement for ongoing maintenance of this system.
- 0125.000 63. a. **Agreement No.: A-10601; Approved and authorized** the Purchasing Manager to execute a Professional Services Agreement for the period of July 1, 2006 - June 30, 2007 with the Access Monterey Peninsula (AMP) to ratify a cost sharing agreement for the County to have access to broadcast and video recording equipment, studio facilities, and communication devices to support and deliver content and programming to unincorporated portions of Monterey County serviced by Comcast Cable in an amount not to exceed \$35,000.00; and
b. **Directed** the Auditor-Controller to transfer funds from the Cable TV-PEG Funds account 80-3490 (a restricted revenue account) in the amount of \$35,000.00 into revenue account 001-151-5899. Other Miscellaneous Revenue; and
c. **Approved and authorized** the Auditor-Controller to make payments for services provided under the agreement upon approval of the Information Technology Department.
- 0125.000
0601.160 64. a. **Agreement No.: A-10577; Approved and authorized** the Purchasing Manager to execute a Professional Services Agreement (PSA) for the period of July 1, 2006 - June 30, 2007 with the Monterey County Office of Education (MCOE) to ratify a cost sharing agreement for the County to have access to broadcast and video recording equipment, studio facilities. and communication devices to support and deliver content and programming to unincorporated portions of Monterey County serviced by Charter Cable in an amount not to exceed \$79,200.00; and
b. **Authorized** the Purchasing Manager to enter into minor agreements with the same terms as the sample agreement for operator services which exceed the scope of this agreement to be paid from Information Technology (IT) or other departmental funds not to exceed \$5,000 per agreement; and
c. **Directed** the Auditor-Controller to transfer funds from the Cable TV-PEG Funds account 80-3490 (a restricted revenue account) in the amount of \$79,200.00 into revenue account 001-151-1510-5899. Other Miscellaneous Revenue; and
d. **Approved and authorized** the Auditor-Controller to make payments for services provided under the agreement upon approval of the Information Technology Department.
- 0125.000 65. a. **Agreement No.: A-10602; Approved and authorized** the Purchasing Manager to execute a Professional Services Agreement (PSA) for the period of August 15, 2006 - June 30, 2007 with Peninsula Media Group to ratify a cost sharing agreement for the County to have access to broadcast and video equipment, studio facilities, and

communication devices to produce content for delivery to the Monterey County Government Channel in an amount not to exceed \$40,000.00; and

- b. **Authorized** the Purchasing Manager to enter into minor agreements with the same terms as the sample agreement for video recording and programming services which exceed this master agreement to be paid from Information Technology (IT) or other department funds not to exceed \$5,000 per agreement; and
- c. **Directed** the Auditor-Controller to transfer funds from the Cable TV-PEG Funds account 80-3490 (a restricted revenue account) in the amount of \$40,000.00 into revenue account 001-151-5899. Other Miscellaneous Revenue; and
- d. **Approved** and **authorized** the Auditor-Controller to make payments for services provided under the agreement upon approval of the Information Technology Department.

0600.025 66. **B.U. 06/07-020; Approved** allocation of Fiscal Year 2005-06 Public Safety Sales Tax (Proposition 172) revenue in the amount of \$1,943,976 for distribution from Budget Unit 285, Proposition 172 - Contributions, to Monterey County fire protection agencies per adopted Board Policy.

0150.146
0602.750 67. **B.U. 06/07-021; Adopted** Treasurer's Investment Policy for FY 2006-07; Delegate Investment Authority to the Treasurer-Tax Collector for FY 2006-07; Accept Treasurer's Report of Investments for the quarter ending June 30, 2006.

RMA - PLANNING AND BUILDING INSPECTION:

0125.000
0602.200 68. a. **Agreement No.: A-10578; Approved** a Professional Services Agreement with Denise Duffy & Associates, Inc. to provide an Environmental Impact Report (EIR) for the Jeffrey and Monica LaTourette Subdivision, located at 19445 Pesante Road, Prunedale, North County Non Coastal area (PLN020090), not to exceed \$209,940 plus a \$31,491 contingency fee, for a total of \$241,431; and

b. **Agreement No. A-10618 Approved** a Funding Agreement No. 2 in the amount of \$314,910 with Jeffrey and Monica LaTourette to reimburse Denise Duffy & Associates, Inc. to provide an EIR for the Jeffrey and Monica LaTourette Subdivision; and

c. **Authorized** the Interim Director of Planning to execute the Professional Services Agreement and Funding Agreement No. 2 and future amendments that do not significantly alter the scope of work or change the approved agreement amounts.

0602.200
0700.000 69. a. **Accepted** a Conservation and Scenic Easement Deed for and authorize the Chair to sign the Deed with Joseph and Bette Kovacs for the property located at 36023 Cachagua Road, Carmel Valley, approximately 4.5 miles south of Carmel Valley Road (Assessor's Parcel Number 417-101-005-000), Cachagua area; and

b. **Authorized** the Clerk to record the Conservation and Scenic Easement Deed.

0602.200
6000.500 70. a. **Accepted** the Parcel Map for 2 residential lots, Tax Report from the Tax Collector, Conservation and Scenic Easement Deed, Indemnification Agreement and Subdivision Title Guarantee for the Helfrich Minor Subdivision for Robert A. and Elizabeth Helfrich (Minor Subdivision PLN060153). The property is located fronting on and easterly of Seca Place, south of State Highway 68, Laureles Road/Highway 68 area; and

b. **Directed** the Chair to sign the Conservation and Scenic Easement Deed; and

- c. **Directed** the Clerk of the Board to submit the Parcel Map, Conservation and Scenic Easement Deed and Indemnification Agreement to the County Recorder for filing.

0602.200

6000.500

71. a. **Accepted** Parcel Map for the subdivision of 44.6 acres into four parcels of 5.1 acres each and a remainder parcel of 24.2 acres. Property located at 19448 Pesante Road in Salinas (PLN980024 and PLN030598 Extension to file no. PLN 980024); and
- b. **Directed** the Clerk of the Board to submit the Parcel Map to the County Recorder for filing; and
- c. **Directed** the Chair of the Board to sign the Subdivision Improvement Agreement; and
- d. **Directed** the Clerk of the Board to submit the Parcel Map, Subdivision Improvement Agreement, Tax Clearance Letter and Parcel Map Guarantee for recording.

0602.200

6000.500

72. a. **Accepted** the Parcel Map for three 2.5 acre parcels and one 2.7 acre remainder parcel, Tax Report from the Tax Collector, Subdivision Title Guarantee, Indemnification Agreement, Road and Drainage Maintenance Agreement, Inclusionary Owner-Occupied Exemption Agreement and Recording Fee for the Mayr Minor Subdivision PLN020464. The property is located at about 750 feet north of the Aromas San Juan Road intersection at 1919 San Juan Road, Aromas; and
- b. **Directed** the Clerk of the Board to submit the Parcel Map, Subdivision Improvement Agreement, Subdivision Title Guarantee, Inclusionary Owner-Occupied Exemption Agreement, Road and Drainage Maintenance Agreement and Tax Report to the County Recorder for filing.

This item was pulled by Supervisor Potter on behalf of CALTRANS for additional issues to be worked through. This item was not voted on.

73. Adopt a resolution to establish the Big Sur Byway Organization to assist with implementation the Big Sur Coast Highway Management Plan.

0602.200

6000.500

74. a. **Accepted** the Parcel Map to subdivide 14.8 acre parcel to create four 2.5 acre parcels and one 4.8 remainder parcel, Tax Report, Subdivision Improvement Agreement, Road and Drainage Agreement, Subdivision Title Guarantee, and Recording Fee for Danbom (PLN00360) located at 1901 San Juan Road, Aromas, North County Area Plan; and
- b. **Directed** the Clerk of the Board to submit the Parcel Map, Subdivision Improvement Agreement, Road and Drainage Agreement, Subdivision Title Guarantee, and Tax Report, to the County Recorder for filing.

RMA - PUBLIC WORKS:

0602.350

0650.075

75. **Resolution No.: 06-237; Adopted** a resolution of the County Service Area No. 75 - Chualar relating to the provision of wastewater collection services to housing units affordable to lower income households.

0125.000

0602.350

76. **Agreement No.: A-10582; Authorized** the Public Works Director to sign Letters of Understanding with the California Department of Forestry annually in amounts not to

exceed \$3,000 per project and \$25,000 cumulative total per fiscal year for the use of inmates, who are assigned to the Gabilan Conservation Camp, on special projects.

- 0525.000 77. a. **2006-CONST.001; Accepted** the Certificate of Completion for construction of the Realignment of Right-Turn Lane on Carmel Valley Road at Dorris Drive Project, Project No. 06-134265; and
 b. **Authorized** the Public Works Director to execute and record the Notice of Completion.
- 0125.000
 0602.350 78. a. **Agreement No.: A-10583; Approved** Amendment No. 1 in the amount of \$50,000 for a total amount not to exceed \$75,000 and extend the term of the Professional Services Agreement with Dynamic Consultants, Inc. to June 30, 2007 for additional services associated with on-site laboratory construction materials testing for various construction projects; 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.
- 0125.000
 0801.025 79. a. **Agreement No.: A-10603; Approved** a Land Use Reimbursement and Advance Funding Agreement between East Garrison Partners I, LLC and Monterey County for Extraordinary Development Costs for East Garrison Project Horizontal Development in compliance with Condition of Approval 221 to the Combined Development Permit No. PLN030204, located at East Garrison; and
 b. **Authorized** the Chair to execute the Land Use Reimbursement and Advance Funding Agreement.

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY

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

- 0125.000
 5100.000 80/59. **Agreement No.: A-10600; Approved** and **authorized** the Chair of the Board of Directors of the Redevelopment Agency to sign a Project Reimbursement Agreement among the Redevelopment Agency, the County, and East Garrison Partners I, LLC relating to administrative staff and consulting costs during East Garrison development project implementation.
- 0125.000
 5100.000 81. a. **Agreement No.: A-10604; Approved** an Agreement with Freitas + Freitas Engineering and Planning Consultants, Inc. in the amount of \$60,000 for staffing assistance related to development and management of projects in the Redevelopment Project Areas; and
 b. **Authorized** the Resource Management Agency Director or his designee to execute the Agreement. The term of the Agreement to run from August 15, 2006, to January 31, 2007.

SPECIAL DISTRICTS

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

0602.350

0800.125

82. **Resolution No.: 06-241; Adopted** a resolution of the Boronda County Sanitation District relating to the provision of wastewater collection services to housing units affordable to lower income households.

0602.350

0803.375

83. **Adopted** a resolution of the Moss Landing County Sanitation District relating to the provision of wastewater collection services to housing units affordable to lower income households.

0602.350

0803.550

84. **Resolution No.: 06-242; Adopted** a resolution of the Pajaro County Sanitation District relating to the provision of wastewater collection services to housing units affordable to lower income households.

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