

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
TUESDAY, SEPTEMBER 12, 2006
9:30 AM

9:30 a.m.

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

-
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.

BOARD ACTION: Upon motion of Supervisor Lindley and seconded by Supervisor Calcagno, and carried, the Board approved the following additions and corrections to the Agenda:

Additions:

A/C-1 Adopt a resolution ratifying the 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. (4/5th vote required)

Under Closed Session, S-1 b.

A/C-2 Omni Resources LLC vs. The County of Monterey, et al.

Correction:

Is under Other Board Matters and not consent as referenced by the Supplemental Agenda:

15. Authorize the Chair of the Board of Supervisors to send a letter in support of retention of low profile coastal village bike path lighting in the City of Sand City to the Chair of the California Coastal Commission.

3. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)

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

OTHER BOARD MATTERS:

- 6300.000 5. Board Comments and Referrals
There were no comments or referrals.
- 6300.000 6. Update on Board Referrals
There were none.
- 0600.025 7. CAO Comments
The County Administrative Officer, Lew Bauman, brought to the Boards attention the need to re-nominate/select members for the Housing Authority Tenant Commissioners – an ad hoc subcommittee for the Housing Authority. Supervisor Potter nominated himself as well as Supervisor Lindley who presently serve on this committee. Supervisor Armenta advised that he would like to nominate himself and participate. Supervisor Lindley reminded the Board of his short tenure at this time. Consequently, Supervisor Potter and Supervisor Armenta were nominated for this committee.
- 2050.000 8. Public Comments (Limited to 3 minutes per speaker)
- a. Mr. Esperanza Estrada addressed the Board through the assistance of a Spanish translator. Mr. Estrada addressed the Board to request that his property be liberated from the inclusionary restrictions placed upon it. He each Board member a letter – in English, as well.
- 2050.000 9. **Adopted** a Resolution proclaiming the week of September 24 - September 30, 2006 as Sea Otter Awareness Week in Monterey County. (Supervisor Smith)
BOARD ACTION: Upon motion of Supervisor Potter, and seconded by Supervisor Armenta, and carried.
- 2050.000 10. **Resolution No.: 06-258; Adopted** a Resolution recognizing the Monterey County Parks Department on the occasion of their 40th Anniversary.
BOARD ACTION: Upon motion of Supervisor Potter, and seconded by Supervisor Lindley, and carried.
- 2050.000 11. **Adopted** a Resolution commending Charles Luther Bray, a Monterey County Reserve Deputy Sheriff upon his retirement from public service. (Supervisor Armenta)
BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Lindley, and carried.
- 2050.000 12. **Resolution No.: 06-260; Adopted** a Resolution commending Andy Matsui recipient of the Salinas Valley Chamber of Commerce 2006 Agricultural Leadership Award. (Supervisor Lindley)
BOARD ACTION: Upon motion of Supervisor Lindley, and seconded by Supervisor Armenta, and carried.
- 2050.000 13. **Resolution No.: 06-261; Adopted** a Resolution congratulating Mr. Wayne Martin for twenty-seven years of dedicated service to Monterey County.
BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Lindley, and carried.

- 2050.000 14. **Resolution No.: 06-262; Adopted** a Resolution congratulating Mr. Joe Hart for twenty-six years of dedicated service to Monterey County.
BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Lindley, and carried.
- 1900.000 15. **Authorized** the Chair of the Board of Supervisors to send a letter in support of retention of low profile coastal village bike path lighting in the City of Sand City to the Chair of the California Coastal Commission.
BOARD ACTION: Upon motion of Supervisor Smith, and seconded by Supervisor Armenta, and carried 4/0 with Supervisor Potter abstaining from the vote due to a potential conflict.
- 0600.750 16. a. **Received** report from the Voting Rights Act Ad Hoc Committee; and
b. **Approved** name change of the Voting Rights Act Ad Hoc Committee to the Voting Rights Committee; and
c. **Approved** designation of the Voting Rights Committee as a Standing Committee of the Board of Supervisors.
BOARD ACTION: Upon motion of Supervisor Armenta, and seconded by Supervisor Smith, and carried.

SCHEDULED MATTERS:

- 6300.000 S-1 Closed Session under Government Code section 54950, relating to the following items:
- a. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators; property: Fort Ord Landfill and adjacent parcel; negotiators: Supervisor Jerry Smith, Supervisor Dave Potter and Jim Cook for the County of Monterey
BOARD ACTION: This matter was pulled – no action taken.
- b. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:
A/C-2 Omni Resources LLC vs. The County of Monterey et al.
1. Lake San Antonio Resorts, Inc. vs. County of Monterey, et al.
2. Water World Resorts, Inc. vs. County of Monterey, et al.
3. Bellone, et al. vs. Monterey County Water Resources Agency.
4. City of Salinas vs. County of Monterey, et al. (Rancho San Juan)
5. California Department of Transportation vs. County of Monterey, et al. (Rancho San Juan)
6. LandWatch Monterey County, et al. vs. County of Monterey, et al. (Rancho San Juan)
7. Save Our Peninsula Committee vs. County of Monterey, et al. (Rancho San Juan)
8. H-Y-H Corporation vs. County of Monterey (Rancho San Juan)
BOARD ACTION: A/C-2; The Board gave direction to Counsel for the retaining of outside counsel on this matter. 1&2; The Board gave direction on how to proceed. 3; The Board extended authority to settle and the settlement documents will be made available through County Counsel's office upon the resolution of the matter. 4; The Board was notified of a dismissal in this matter. 5, 6, 7 & 8; The Board gave direction on how to proceed.
- c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the following public employment position:
1. Equal Opportunity Officer
2. County Counsel

BOARD ACTION: This matter was pulled – The Board did not address these matters.

- d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators (Units A, B, C, and K); Keith Honda, designated representative.

BOARD ACTION: This matter was pulled and the Board did not address it.**10:30 a.m.**

- 2800.000 S-2 **Ordinance No.: 5040; Considered and adopted** an ordinance amending Monterey County Code, Title 12, Section 12.24.020, to establish two stop intersections at Morse Drive, Flanders Drive and Flanders Place (stops required on Flanders Drive and Flanders Place) and a stop intersection at Morse Drive and South Carmel Hills Drive (stop required on northbound South Carmel Hills Drive) in the South Carmel Hills area.

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

- 2800.000 S-3 **Ordinance No.: 5041; Considered and adopted** an ordinance amending Monterey County Code, Title 12, Section 12.28.010, to establish no parking at any time on portions of Castroville Boulevard, Castroville area.

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

- 0125.000 S-4 a. **Agreement No.: A-10637; Approved** and authorized the Chief Executive Officer of Natividad Medical Center, (NMC) to execute a Professional Services Agreement with Anthony Caporaso, PA not to exceed \$60,000 for the term July 1, 2006 through June 30, 2007 for orthopedic PA clinical services at NMC; and
 b. **Authorized** the Purchasing Manager to issue a Purchase Order in an amount not to exceed \$60,000 to Anthony Caporaso, PA for orthopedic PA clinical services between July 1, 2006 and June 30, 2007.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried 4/0 with Supervisor Potter absent from this vote.

- 0125.000
 0601.525 S-5 a. **Agreement No.: A-10649; Approved and authorized** the Chief Executive Officer of Natividad Medical Center, (NMC) to execute a Professional Services Agreement with Leslie Sullivan, M.D. in an amount not to exceed \$90,000 for the term July 1, 2006 through June 30, 2007 for general surgery call and surgical services at NMC; and
 b. **Authorized** the Purchasing Manager to issue a Purchase Order in an amount not to exceed \$90,000 to Leslie Sullivan, M.D. for services between July 1, 2006 and June 30, 2007.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried 4/0 with Supervisor Potter absent from this vote.

- 0125.000
 0601.525 S-6 a. **Agreement No.: A-10638; Authorized** the Chief Executive Officer of Natividad Medical Center, (NMC) to execute a Professional Services Agreement with Murtadha Al-Marashi, M.D. in an amount not to exceed \$10,000 for the term July 1, 2006 through June 30, 2007 for Electro Encephalogram (EEG) reading services at NMC; and
 b. **Authorized** the Purchasing Manager to issue a Purchase Order in an amount not to exceed \$10,000 to Murtadha Al-Marashi, M.D. for EEG reading services from July 1, 2006 through June 30, 2007. The cumulative spending for Dr. Al-Marashi has exceeded \$25,000 and therefore requires Board approval.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried 4/0 with Supervisor Potter absent from this vote.

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- S-7 a. **Agreement No.: A-10650; Approved and authorized** the Purchasing Manager for Monterey County to execute an Agreement with Denine Polito Transcription for Medical Records, Pathology and Diagnostic Imaging Transcription Services at Natividad Medical Center in an amount not to exceed \$328,600 for the period of July 1, 2006 through June 30, 2007; and
- b. **Authorized** the Purchasing Manager to issue a Purchase Order to Denine Polito Transcription in an amount not to exceed \$328,600 for FY 2006-07.

BOARD ACTION: Upon motion of Supervisor Lindley, and seconded by Supervisor Calcagno, and carried 4/0 with Supervisor Potter absent from this vote.

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- S-8 a. **Agreement No.: A-10639; Authorized** the Purchasing Manager for Monterey County to execute an Agreement with Johnson Controls, Inc. for maintenance and repair services on HVAC throughout Natividad Medical Center in an amount not to exceed \$60,000 for the period of July 1, 2006 through June 30, 2007; and
- b. **Authorized** the Purchasing Manager for Monterey County to issue a Purchase order to Johnson Controls, Inc. in an amount not to exceed \$60,000.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Armenta, and carried 5/0.

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- S-9 **Agreement No.: A-09579; Authorized** the Purchasing Manager of Monterey County to issue a Purchase Order to Siemens Medical Solutions, (original agreement No. 09579) in an amount not to exceed \$1.0 million for the period July 1, 2006 through June 30, 2007 for assistance in collecting delinquent accounts receivable and to provide management consulting at Natividad Medical Center. Approximately \$190,000 applies to the consulting portion of the agreement (fixed) and an estimated \$810,000 applies to the commission components.

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

At the Applicants request, this matter has been continued until October 24, 2006.

- S-10 a. **Continued:** Deny appeal from Robert and Linda Mayr appealing a decision by the Minor Subdivision Committee to deny with prejudice the Mayr minor subdivision of 10 acres into four 2.5 acre lots on property fronting on Lewis Road in the Aromas area of North Monterey County; or
- b. If a long term, sustainable water supply finding can be made, then direct staff to prepare an Environmental Impact Report.

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

- S-11 a. **CONTINUED TO SEPTEMBER 26, 2006**
Re-consider the Mitigated Negative Declaration adopted by the Board of Supervisors on March 28, 2006; and
- b. Amend the Combined Development Permit No. PLN060450 for the Valley View affordable housing subdivision. The amendment will revise two conditions of approval to change the affordability restrictions, to be consistent for all 33 units within the project, to a 30-year deed restriction instead of a permanent deed restriction for a property located northeast of the intersection of Highway 198, at Main and Mary Streets, San Lucas.

BOARD ACTION: Upon motion of Supervisor Calcagno, and seconded by Supervisor Potter, and carried 5/0. This matter was opened to the public, there was no public comment. There was no staff comment and there was no Board comment. The matter was continued to September 26, 2006.

12:00 p.m.

~~Recess to Lunch—Joint Board Water Resources Agency Leadership Meeting~~

1:30 p.m.

ORDER FOR ADJOURNMENT
IN MEMORY OF STEVE DAVIES
AND
IN MEMORY OF DON NUCCI

APPROVED:

-

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 Calcagno, and unanimously carried, the Board approved the following actions, unless otherwise noted: #41 was pulled for discussion but voted on collectively.

HEALTH AND SOCIAL SERVICES:

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- 17. **Agreement no.: A-10651; Approved and authorized** the Director of Health to sign an Agreement with Telecare Corporation for the provision of skilled nursing services for organic brain syndrome, traumatic brain injured, and medically debilitated patients for the term of July 1, 2006 through June 30, 2009 in the annual amount of \$78,191 for FY 2006-07, \$80,771 for FY 2007-08, and \$83,436 for FY 2008-09 for a total contract amount of \$242,398.

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- 0601.150 18. **Agreement No.: A-10634; Approved and authorized** the Director of Health to sign an Agreement with ValueOptions, Inc. for the administration of outpatient specialty mental health services for Medi-Cal eligible youth who are placed out-of-county in the annual amount of \$46,000 for the term of July 1, 2006 through June 30, 2009, for a total contract amount of \$138,000.
- 0125.000
0601.100 19. **Agreement No.: A-10652; Approved and authorized** the Director of Health to sign a Memorandum of Understanding (MOU) with the Monterey County Superintendent of Schools (MCOE) in compliance with the California State statutes, Chapter 157 (AB 1765) effective July 1, 2006 through June 30, 2007. MCOE is required to transfer \$1,302,806 of Federal Individuals with Disabilities Education Act (IDEA) funds in their entirety to the County for mental health services for eligible students.
- 0125.000
0601.100 20. a. **Agreement No.: A-10635; Approved** an agreement with waiver of standard insurance provision and authorize the Director of Health to sign such agreement with Decade Software, LLC, in the annual amount of \$43,210.36 plus applicable California Sales Tax, for the period July 1, 2006, through June 30, 2009, to provide data management services; and
b. **Approved** and authorize the Director of Health to sign future amendments to the agreement that increase the annual cost up to 10% of the original amount and that do not significantly alter the scope of services or result in an increase in Net County Cost.
- 0125.000
0601.100 21. **Agreement No.: A-10195; Approved and authorized** the Director of Health to sign Amendment I to Agreement No. A-10195 with the Regents of the University of California on behalf of its University of California, Davis, Child and Adolescent Abuse, Resource and Evaluation Center to extend the original Agreement term through December 31, 2006.
- 0125.000
0602.550 22. a. **Agreement No.: A-10636; A-10657; A-10658; A-10659; A-10660; A-10661 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 \$1,211,168 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 original contract amounts, and three (3) month extensions.
- 0125.000
0602.550 23. a. **Agreement No.: A-10653; Approved and authorized** the Director of the Department of Social & Employment Services, or his designee, to sign an agreement for \$171,875 with Alisal Union School District to provide family case management services for children at risk for abuse and neglect, and for implementation of the Family-to-Family Initiative in the 93905 area of Salinas 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.

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- 0602.550 24. a. **Agreement No.: A-10640; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an Agreement with VNA Community Services, Inc. in the amount of \$82,000 to provide Adult Day Care in support of the Multipurpose Senior Services Program (MSSP) and Linkages Program for the period September 1, 2006 through June 30, 2008; 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 three (3) month extension.

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25. a. **Agreement No.: A-10654; Accepted** funding and authorize the Director of the Department of Social and Employment Services, or his designee, to sign an agreement with First 5 Monterey County for \$1,031,360 for the period July 1, 2006 to June 30, 2007 for the C.A.R.E.S. program; 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 original contract amount, and a 3-month extension.

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26. a. **Agreement No.: A-10641; Approved and authorized** the Director of the Department of Social and Employment Services, or his designee, to sign an Agreement with Maxim Healthcare Services, Inc. in the amount of \$203,740 to provide Home Care Services in support of the Multipurpose Senior Services Program, Linkages, Adult Protective Services, AIDS Case Management and AIDS Medi-Cal Waiver Program for the period September 1, 2006 through June 30, 2008; 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 three (3) month extension.

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27. a. **B.U. 06/07-028; Resolution No.: 06-266; Amended** the Health Department's Budget Unit 416, to approve reallocation of (6) Deputy Public Administrator/Guardian/Conservator I positions to Deputy Public Administrator/Guardian Conservator II; and
- b. **Directed** the Auditor-Controller to incorporate changes in the FY 2006-2007 Approved Budget.

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28. a. **Resolution No.: 06-264; BBU 06/07-033; Amended** the Personnel Policies and Practices Resolution No. 98-394 to add the classification of Emergency Medical Services (EMS) Director and delete the classification of EMS Administrator; and
- b. **Amended** Health Department's Emergency Medical Services Agency Budget Unit 436 to approve reallocation of 1 FTE EMS Administrator to 1 FTE Emergency Medical Services (EMS) Director; and
- c. **Directed** the Auditor-Controller to incorporate change in the FY 2006-2007 Budget.

CRIMINAL JUSTICE:

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29. a. **B.U. 06-07-029; Approved and authorized** the Sheriff to accept a donation of \$1,250 from the Wal-Mart Foundation, Safe Neighborhood Heroes Grant Program to purchase Special Weapons and Tactics (SWAT) Team communication equipment; and
- b. **Increased** appropriations and estimated revenue in the Sheriff's Budget Unit 230 by \$1,250. (4/5th Vote Required)

- 0602.500 30. **Agreement No.: A-10668; Approved** and ratify the Memorandum of Understanding between the County of Monterey and City of Salinas for the County of Monterey/City of Salinas Gang Task Force.
- 0150.146
0602.250 31. a. **B.U. 06/07-030; Amended** Budget Unit 255-Probation to increase revenues and appropriations by \$8,181 (4/5th vote required); and
b. **Approved** addition of one Business Technology Analyst II position to Probation Budget Unit 255.
- 0125.000 32. **Agreement No.: A-10643; Approved** and **authorized** the Purchasing Manager to sign a Professional Services Agreement for \$36,000 with United Way of Monterey County for Fiscal Year 2006-07 to provide coordination services for the Children's Council.
- 0602.500 33. **Approved** and **authorized** the Sheriff to accept a grant award with the Federal Department of Justice, Bureau of Justice Assistance FY 2006 Edward Byrne Discretionary Grants for the Monterey County Joint Gang Task Force in the amount of \$493,515.
- 0125.000
0150.146 34. a. **Agreement No.: A-10644; Approved** and **authorized** the Sheriff to sign a Professional Services Agreement with TRG Consulting in an amount not to exceed \$48,700 to provide a Facility Needs Assessment for the Monterey County Jail; and
b. **Approved** the use of State Criminal Alien Assistance Program (SCAAP) funds for this purpose; and
c. **Approved** transfer of \$48,700 from Fund 009, Budget Unit 166-Facilities Maintenance Projects to Budget Unit 251-Sheriff's Office Custody Operations Bureau; and
d. **Directed** the Auditor-Controller to increase appropriations and estimated revenues by \$48,700 in Sheriff's Office Budget Unit 251 as detailed on the Board Order. (Requires 4/5th Vote)

GENERAL GOVERNMENT:

35. **Approved** Action Minutes for the meeting of Tuesday August 22, 2006, copies having previously been distributed to each Board member.
36. **Approved** Action Minutes for the meeting of Tuesday August 29, 2006, copies having previously been distributed to each Board member.
- 0600.050 37. **Approved** the 2006-07 Secured Roll Tax Rates.
- 0600.500
0600.760 38. **Approved** amendments to the conflict of interest code of the Emergency Communications Department of Monterey County.

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0800.100
0903.400
0803.250

- 0804.300 39. **Approved** Appointment of Directors to various districts with insufficient nominees to cause an election on November 7, 2006.
- 0600.750 40. **Approved** contracts with vendors supplying services and materials for the November 7, 2006 Consolidated Gubernatorial General Election. These vendors are:
- a. **Agreement No.: A-10645**; ForeFront Election Solutions in the amount of \$35,000; and
 - b. **Agreement No.: A-10646**; Junel Davidsen in the amount of \$25,000; and
 - c. **Agreement No.: A-10647**; K&H Printing in the amount of \$350,000.

This matter was pulled by Aaron Johnson for discussion. Mr. Johnson represented one of the bidders. The matter was still voted on collectively.

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- 0601.600 41.
 - a. **Agreement No.: A-10655**; **Awarded** a 5 year, cattle lease at Toro County Park to Roth Cattle; and
 - b. **Authorized** the Chair of the Board to execute the lease; and
 - c. **Authorized** the revenue deposit of \$11,280.00 in Budget Unit 750, Account 001-750-7511-4345, Park Lands Rental.

- 0402.150 42. **Accepted** annual report, fiscal year 2005-2006, for the Monterey County Law Library.

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- 0600.027 43. **B.U. 06/07-031**; **Approved** and **authorized** the transfer of funds in the amount of \$35,000 from Salaries and Benefits to Fixed Assets in the Agricultural Commissioner's budget unit 281 for the purchase of spray equipment.

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- 0600.025 44. **B.U. 06/07-035**; **Agreement No.: A-10662**; **Approved** the M and N Units (Probation Association) tentative agreement covering the period July 1, 2006 through June 30, 2010.

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- 0600.050 45.
 - a. **B.U. 06/07-032**; **Agreement No.: A-10181**; **Approved** and **authorized** the Auditor-Controller to sign Amendment No.1 to Agreement A-10181 with the Government Finance Officers (GFOA) association increasing the scope of advisory services, and the "not to exceed" amount by \$49,800 for a total not to exceed amount of \$444,975; and
 - b. **Released** \$49,800 from the automation designation in the general fund; and
 - c. **Increased** appropriations in the Auditor-Controller Budget Unit (111) by \$49,800. (4/5th Vote Required)

RMA - PLANNING:

- 0125.000 46.
 - a. **Agreement No.: A-10648**; **Approved** a Reimbursement Agreement in the amount of \$17,640 with The Pebble Beach Company to reimburse EcoSynthesis Scientific & Regulatory Services, Inc. for Wetlands Analysis for the Coastal Commission's Review of Measure A and The Pebble Beach Company's Del Monte Forest Preservation and Development Plan (PD010046); and
 - b. **Authorized** the Interim Director of Planning to execute the Reimbursement Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

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- 5900.000 47. a. **Agreement No.: A-09814; Approved** a Professional Services Agreement with Pacific Municipal Consultants to provide an Environmental Impact Report (EIR) for the Peter C. and Grace L. Wang Subdivision (PLN010422) at the corner of Whip and Bit Roads, south of Highway 68, not to exceed \$112,372 plus a \$16,856 contingency fee, for a total of \$129,228; and
- b. **Agreement No.: A-09815; Approved** a Funding Agreement No. 2 in the amount of \$183,167 with Peter C. and Grace L. Wang to reimburse Pacific Municipal Consultants to provide an EIR for the Peter C. and Grace L. Wang 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.

RMA - PUBLIC WORKS:

- 0602.350 48. **Introduced** and waived the reading, and set for public hearing on October 3, 2006 at 10:30 a.m. to consider adoption of an ordinance amending Monterey County Code, Title 12, Chapter 12.44, to add Article VI to apply the provisions of the California Vehicle Code to Rancho San Carlos Road, a private road, in Carmel Valley.
- 0125.000 49. a. **Agreement No.: A-10656; Approved** Amendment No. 1 in the amount of \$7,082 for a total amount not to exceed \$32,080 to the Professional Services Agreement with Northwest Hydraulic Consultants, Inc. for additional tasks relating to bank protection services for the Thorne Road Bridge (Co. No. 317) at Arroyo Seco River, Project No. 06-172165, Federal Aid Project No. BRL-5944 (073); and
- b. **Authorized** the Purchasing Manager to execute the Amendment and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

A signed letter by Judge Stephen A. Sillman was introduced by the County Administrative Officer, Lew Bauman and distributed to each Board member with copies made available for the public as well.

- 0600.025 A/C-1 **Resolution No.: 06-267; Adopted** a resolution ratifying the 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. (4/5th vote required)

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY

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

- 0125.000 50. a. **Agreement No.: A-10116; Approved** Amendment #1 to Agreement #A-10116 with Pacific Municipal Consultants (PMC) for additional services in the amount of \$33,747 related to the preparation of the Castroville Community Plan EIR, increasing the maximum compensation to \$190,220, and extending the term of the Agreement to April 15, 2007; and
- b. **Authorized** the Resource Management Agency Director or designee to execute the Amendment.