

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 (Chair)	
Jerry Smith	4 th District (Vice Chair)	Charles J. McKee
Dave Potter	5 th District	County Counsel

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ACTION MINUTES
MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY WATER RESOURCES AGENCY
MONTEREY COUNTY REDEVELOPMENT AGENCY
TUESDAY, JUNE 28, 2005
9:30 AM

9:30 a.m.

S-1 Pledge of Allegiance. Led by Lew C. Bauman

6300.000 S-2 Additions and Corrections to the Agenda.

The Clerk to 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.

Under Scheduled Matters please note the following additions:

S-5d. Pursuant to Government Code section 5497.6, the Board will confer with labor negotiator(s) (all units); Keith Honda, designated representative.

S-5e. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation.

Under Consent please note the following additions:

After #23 please add;

S/A-3 Approve increased appropriations and estimated revenue by \$150,000 in the Sheriff's Budget Unit 230 for FY 2004-05 to offset the implementation costs of the Monterey County/City of Salinas Joint Gang Task Force with the anticipated grant award from the U.S. Department of Justice. (4/5th Vote Required)

After #29 please add;

S/A-2 Authorize increase in contract with Economic Competitiveness Group (ECO) from \$331,528 to \$400,000 and extend the termination date from December 30, 2005 to June 30, 2006 to support the continuation of the Competitive Clusters Project and authorize the County Administrative Officer, or his designee, to sign the amendment.

S/A-4 Approve Action Minutes for the meeting of Tuesday, May 3, 2005, copies having previously been distributed to each Board member.

Under Water Resources Agency please add;

S/A-1 Set a Public Hearing on July 12, 2005, at 1:30p.m. to adopt a resolution to approve the annexation of 190 acres on three parcels; APN 415-081-018, 416-471-005, and 416-471-006, into the Water Resources Agency Zones 2 and 2A and direct the Clerk of the Board to publish public notice.

S/A-5 Approve and authorize an extension of authority for the Director of Health to sign an Agreement with the State of California, State Water Resources Control Board, Cleanup Fund Unit, for the investigation and remediation of petroleum contaminated soils and/or groundwater caused by leaking underground storage tanks located at 53 Porter Drive in Pajaro in the amount of \$300,000 through June 30, 2006.

BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Smith, and carried, the Board approved the following additions and corrections to the Agenda: There were no Board comments. There were no Public comments. Supervisor Armenta was absent.

S-3 CONSENT CALENDAR- REGULAR (See supplemental Sheet)

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

OTHER BOARD MATTERS:

- 6300.000 1. Board Comments and Referrals.
Supervisor Lindley recognized Mr. Pinio who was able to handle and direct to the appropriate individual a supervisor's concern/issue that took place over the past weekend on Sunday
- 0600.025 2. County Administrative Officer's Comments.
Administrative Officer Bauman introduced the new Clerk to the Board, Darlene Drain.
- 6300.000 3. Update on Board Referrals.
There were none.
- 2050.00 4. Public Comments. (Limited to 3 minutes, or less, at the discretion of the Chair, each speaker.)

Mr. Hans Jongens commented upon the suggested half cent sales tax increase and the half cent sales tax increase for the public libraries. Mr. Jongens expressed concern with all the requests and suggested that the developers (specifically Kaufman and Broad) bear the cost difference for the money being made on new development. Further, Mr. Jongens proposed that the Board look into implementing Mellaroos on new development.
- 2050.000 5. **Adopted** a Resolution for the Santa Cruz County Farm Bureau Farmer of the Year. (Calcagno)
BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Smith, and carried. There were no Board comments.
- 2050.000 6. **Adopted** a Resolution congratulating Kim Smith, Director of Public Health Nursing, Community Health Division, upon her retirement from the Monterey County Health Department after 28 years of public service.
BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Smith, and carried. There were no Board comments.
- 1900.000 7. **Received** report and consider recommendations from the Legislative Committee meeting of June 7, 2005.
BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Smith, and carried. There were no Board comments. There were no Public comments.

SCHEDULED MATTERS:

- 6300.000 S-5 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. Steve Batson vs. County of Monterey
BOARD ACTION: Upheld the decision of the hearing officer.
 - 2. James Haggard vs. County of Monterey, et al.
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.
 - 3. Patricia Bernardi, et al. vs. County of Monterey
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.

 - b. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:
 - 1. California Department of Transportation vs. County of Monterey
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.
 - 2. LandWatch Monterey County, et al. vs. County of Monterey
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.
 - 3. John L. McDonnell, Jr., et al. vs. County of Monterey, et al.
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.
 - 4. Save Our Peninsula Committee vs. County of Monterey, et al.
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.
 - 5. City of Salinas vs. County of Monterey
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.
 - 6. H-Y-H Corporation vs. County of Monterey
BOARD ACTION: The Board was updated and provided direction to counsel on this matter.

 - c. Pursuant to Government Code section 54956.8, the Redevelopment Agency Board will confer with real property negotiators regarding the following property: East Garrison portion of the former Fort Ord; Negotiators: Ron Lundquist for the County of Monterey, Ian Gillis for East Garrison Partners.
BOARD ACTION: Direction was provided to Mr. Lundquist on this matter.

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

BOARD ACTION: Direction was provided to Mr. Honda.

- e. 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 updates and provided directed to Counsel.

10:30 a.m.

0600.025

- S-6(a) **Adopted** the Fiscal Year 2005-06 Final Budget for the County of Monterey including the special districts and agencies governed by the Board of Supervisors. Presented by Rosie Pando

BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Calcagno, and carried. Supervisor Armenta was absent from the vote.

PUBLIC COMMENTS:

- a. **Jan Mitchell** (w/ the Prunedale Neighbors Group): Commented on Gang issues and the cutbacks to the Sheriff's department. Commented on \$300,000 for the visitor's bureau and questioned not approving the CSA 74 fund of \$100k. She further commented on her concern over public welfare and safety.
- b. **Anna Cabarello** (The Mayor of the City of Salinas): Commented on the proposed budget to be passed today and specifically as to the appropriation of funds CSA 74 for \$100k for the cities Paramedic program. She commented on the 250K allocation for Visitor's Bureau but no the approval of CSA 74. She further commented requesting clarification that is was opinioned to be a Gift to the Public?

Mayor Cabarello requested the following:

1. That CSA 74 be approved or;
2. Would like to be provided with a written opinion as to the Gift of Public funds determination made by county counsels office so that it can then be reviewed by the City Counsel in addition to the City Attorney.
3. She would like the Finance Committee of the Board to meet with representative from the Mayors Association to discuss how budget impacts the cities that are part of Monterey County.

BOARD COMMENTS:

- a.. **Chair Lindley** responded by clarifying with Rosie Pando that the amount of CSA 74 does not change it is rather a matter of where it is in the budget.
- b. **CAO Bauman:** To Ms. Mitchell – the Board did increase the Sheriff’s budget significantly. In addition, there has been steady and significant increases in public safety support that differs substantially with your other county activities over the years. Clarifies that Public Safety is one of the Boards top priorities.

As to the investment into the Conventioneers and Visitors bureau activities, the Board indicated its support for those activities recognizing that it is very much an investment into the economy that has a real and measurable return back to the general fund, primarily the transient occupancy tax sales tax and every city manager is aware that this is a good investment into the economy. Further that it sustains the public service including the sheriff’s office in support of the economy and local budget.

To the Mayor’s comments on CSA 74: CSA 74 is a special assessment county wide. The issue was brought to the Board from Counsel and the recommendation. The issue is that under the contract with AMR are provided with a specific guideline in terms of response. There are redundant services within the city of Salinas as Advanced Life Support is provided by their Fire Department. This is a budget unit that is funded entirely by the City of Salinas. There is a request to back fill their budget out of the CSA 74 funds. There are some good arguments that the redundant services provide additional support to the community. However, the issue came up that should this be done do the other agencies in the county should they receive like consideration. Under this concept, County Counsel opined that there may be an issue with respect to public funds. The door has not been closed on that concept. They are encouraging the City to contract with AMR to provide an offset in the venue of a public/private partnership. They believe that is a good model that has been used in other jurisdictions with respect to the specific issue, they would like the opportunity to understand the legal ramifications and ensure that they are treating all beneficiaries of CSA 74 equally and equitably.

- c. **Supervisor Smith** addressed the comment concerning public safety advising that he is a strong proponent for the Sheriff’s department and would like to see more patrols on the street. Further that he

understands the inter-departmental transfers in budgeting but that they will be re-looking at the increase of Deputies on the street after some of those issues have been resolved. He does recognize the risk to the deputies by not having more of them on the street at this time. Supervisor Smith further requests County Counsel and the CAO that once they can get past the state unknowns he would like to revisit this area.

- S-6(b) **Adopted** Fiscal Year 2005-06 Final Work Program for Fund 002, Budget Unit 300, Public Works. Presented by Ron Lundquist.
BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Smith, and carried. Supervisor Armenta was absent from the vote. Supervisor Potter was absent from the vote.

BOARD COMMENTS:

Supervisor Potter recognized Rosie Pando for her efforts as well as that of her office in putting this together.

- 0601.00 S-7 **Accepted** an oral presentation from the Assistant Director of the Monterey County Health Department's Environmental Health Division that provides a status report on Monterey County's Illegal Dumping and Litter Abatement Task Force.
BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Lindley, and carried. Supervisor Armenta was absent from the vote. Supervisor Potter was absent from the vote.

BOARD COMMENTS:

- a. **Supervisor Smith** commented regarding the reporting of violations. Suggested to draft an ordinance (an incentive to report violators) to have County Counsel review.
- b. **Supervisor Calcagno** provided a positive acknowledgement for having put this program together. He further concurred with Supervisor Smith's concerns. Supervisor Calcagno inquired as to who the public was to contact and was advised it was the Sheriff's Office. He further advised that the problem in calling in (to the task force) is that there seems to be a delay in response. He expressed concern that the public will become frustrated because now they call public works. Under the new program they must contact the Sheriff's department in addition to the task force and there it may sit?
Supervisor Calcagno further commended the Ag people who keep their own fields so clean. The individuals who are anonymous spray and keep their field immaculate and are never recognized for it.

- c. **Supervisor Smith** commended the Monterey Regional Waste Management District and Salinas Valley Waste Authority for the “Free Voucher Program”, the program should really help some of the community groups that want to the Monterey County cleaner. Supervisor Smith commends both Executive Directors for being at the meeting.

PUBLIC COMMENTS:

- a. **Cornine Wills**, Bumble Bee Hauling, comments the company advises the community there is free hazard waste disposal at the end of Sun Street. Ms. Wills supports the Board on keeping the city clean.
- b. **Marjorie Kay**, Clean up task force member, hopes the Board of supervisors supports the ordinance. Suggests advertisement could be placed on public buses.
- c. **William Marium**, Monterey Regional Waste Management, commended the Monterey County staff for the effort and the Board of Supervisors the support of getting to the source of the litter problems.

0601.00

S-8

Continued from Tuesday, May 17, 2005:

- a. **Accepted** an oral presentation from the Monterey County Health Department's Environmental Health Division Director that will provide an overview of the Western Franchise Proposed Residential and Commercial Customer Rates; and
- b. **Approved** and authorize the Director of Health to adjust garbage rates for USA Waste of California, Inc. dba Carmel Marina Corporation, to reflect increases in disposal fees for garbage service, cost of living adjustments, and Clean Air Act vehicle retrofitting requirements, for commercial and residential customers in the unincorporated areas of Big Sur, Carmel, Carmel Valley, Castroville, Highway 68, Moss Landing, River Road and unincorporated King City.

BOARD ACTION: Upon motion of Supervisor Smith, seconded by Supervisor Lindley, and carried. Supervisor Armenta was absent from the vote. Supervisor Potter was absent from the vote.

BOARD COMMENTS:

- a. **Chair Lindley** inquired of County Counsel with regard to the consolidation of the 2 franchises.
County Counsel, Charles McKee advised that they could begin conversations with regard to consolidation. The contracts are to expire 2010.
- b. **Chair Lindley** then also requested that this matter be re-visited at a later time with regards to the venues in trying to bring south and north counties together and the consolidation of the two franchises.

2800.000

S-9

Adopted the Negative Declaration and an **Ordinance No. 04270** adding Section 21.64.320 - Regulations for the Creation of Temporary Truck

Parking and Storage Operations and Section 21.64.330 - Regulations for the Creation of Truck Parking and Storage Operations to the Monterey County Code (Title 21), in the unincorporated County-wide (Non-Coastal) areas of Monterey County.

BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Smith, and carried. There were no Board comments. There were no Public comments. Supervisor Armenta was absent from the vote. Supervisor Potter was absent from the vote.

12:00 p.m.

Recess to Lunch

1:30 p.m.

2800.000 S-10 **Continued to Tuesday, July 12, 2005 at 1:30 p.m.:** Public hearing to consider an ordinance amending Chapter 1.20 of the Monterey County Code relative to the enforcement of the Monterey County Code.

2800.000 S-11 **TITLE CORRECTION PER SUPPLEMENTAL AGENDA**
Continued to Tuesday, July 12, 2005. Consider an appeal by Dean C. Hatfield Jr. and Karolyn Stone, represented by Derinda L. Messenger of Lombardo & Gilles, on the decision from the Planning Commission approving an application for a Combined Development Permit (PLN030221/Hatfield and Stone) consisting of: a Use Permit for the establishment of a Cottage Industry (Micro-Brewery) for the processing and making of beer in a 130 square foot portion of an existing, approximately 1,800 square foot barn. The proposed Micro-Brewery would produce between 1,000 and 10,000 gallons of beer per year (20-200 gallons per week); Administrative Permit and Design Approval for the legalization of a Caretaker's Unit. The property, a 44 acre parcel, is located at 66 East Carmel Valley Road, Carmel Valley (Assessor's Parcel Number 197-021-005-000), north of Carmel Valley Road, east of Carmel Valley Village, Carmel Valley Master Plan area.
BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Smith, and carried. Supervisor Armenta was absent from the vote. Supervisor Potter was absent from the vote.

0602.200 S-12 **Considered** an appeal from a decision by the Zoning Administrator approving a Combined Development Permit (PLN040727/Barrett) consisting of a Coastal Administrative Permit and Design Approval for the remodel and first and second story additions totaling 1,758 sq. ft. to a 4,409 sq. ft. one-story single family dwelling; a Coastal Development Permit for development within 100 feet of environmentally sensitive habitat (native Monterey cypress habitat); a Coastal Development Permit to remove one 30" Monterey cypress tree; and a Coastal Development Permit for development within 750 feet of known archaeological

resources. The property is located at 3154 Seventeen Mile Drive, Pebble Beach (assessor's parcel number 008-271-004-000), Del Monte Forest area, coastal zone.

BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Calcagno, and carried. Supervisor Armenta was absent from the vote. There were no Board comments. There were no Public comments.

BOARD COMMENT:

- a. **Supervisor Calcagno** suggested removing the cypress tree and planting four cypress trees in its place.
- b. **Supervisor Potter** agreed with Supervisor Calcagno's suggestion regarding the cypress tree removal and planting of four cypress trees in its place.
- c. **Supervisor Smith** agreed with Supervisor Calcagno's suggestion regarding the cypress tree removal and planting of four cypress trees in its place. The right direction is being given.
- d. **County Counsel McKee** suggested staff to review and decide under the direction to come back with a categorical exemption or through some other environmental review.

0602.200 S-13 **TITLE CORRECTION PER SUPPLEMENTAL AGENDA**
Continued to Tuesday, August 16, 2005. Appeal of Planning Commission decision regarding Harper Canyon subdivision; Harper Canyon Realty, LLC (PLN000696): Letter to serve as request to continued hearing for a period of 30 days

ORDER FOR ADJOURNMENT

APPROVED:

Chair

ATTEST:
LEW C. BAUMAN, Clerk of the Board

By: _____
Deputy

(Supplemental Agenda)

CONSENT CALENDAR

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

HEALTH AND SOCIAL SERVICES:

- 0125.000 8. **Agreement No. A-10183: Approved** and authorized the Director of Health to sign a Professional Services Agreement with Ready Parcel Service in the amount of \$120,000 for the period of July 1, 2005 through June 30, 2007 for the provision of daily courier services.
- 0125.000 9. **Agreement No. A-09853: Approved** and authorized the Director of Health to sign Amendment No. 1 to the Health Department's Agreement with the Kinship Center to extend the term of the contract through June 30, 2007 for the purpose of establishing a means of claiming Federal Financial Participation for Targeted Case Management Services.
- 0403.310 10. **Introduced, waive reading and set for adoption on July 12, 2005 at**
2800.000 **1:30 p.m.**, an ordinance amending Section 2.45.020 of the Monterey County Code relating to the Monterey-Santa Cruz Commission on Medical Care.
- 0602.550 11. a. **Approved** increased appropriations in 1) Budget Unit 535 Out-of-Home
0150.144 Care in the amount of \$507,793; 2) Budget Unit 531 CalWORKs in the amount of \$1,069,788; and 3) Budget Unit 551 General Assistance in the amount of \$6,500;
b. **Increased** estimated revenue in 1) Budget Unit 535 Out-of-Home Care in the amount of \$541,038; and 2) Budget Unit 531 CalWORKs in the amount of \$1,043,043; and **directed** the Auditor-Controller to increase appropriations and estimated revenues as detailed on accompanying Board Order for FY2004-05. (4/5ths vote required)
- 0125.000 12. a. **Agreement No. A-10184: Approved** and authorized the Director of the Department of Social & Employment Services to sign a contract with Eduardo Eizner, MFT, for \$80,000 for therapeutic counseling services for the period **July 1, 2005 through June 30, 2006; 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.
- 0125.000 13. a. **Agreement No. A-10185: Approved** and authorized the Director of the Department of Social & Employment Services to sign an agreement with

Children's Services International for \$44,741 for Maintenance of Effort for child care services FY 2005-2006; 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.

- 0125.000 14. a. **Agreement No. A-10186: Approved** and authorized the Director of the Department of Social and Employment Services to sign a contract with Sheila Smith, MFT for \$55,000 for counseling services for the period July 1, 2005 - June 30, 2006; and
- b. **Authorized** the Director of the Department of Social & Employment Services to sign all future amendments to this contract not exceeding 5% of the contract amount and a three (3) month extension.

- 0125.000 15. a. **Agreement No. A-10187: Approved** and authorized the Director of the Department of Social & Employment Services to sign an agreement with Community Human Services for \$30,000 to provide Outpatient Mental Health Services, Domestic Violence Intervention, Anger Management, and Parent Education to Family and Children's Services clients from July 1, 2005 to June 30, 2006; 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.

CRIMINAL JUSTICE:

- 0125.000 16. **Agreement No. A-09926: Approved** and authorized the Sheriff to sign Amendments No. 1 and No. 2 with First Alarm Security & Patrol, to increase the amount by \$58,100 to provide unarmed and armed uniformed guard services of inmates at medical facilities for the Monterey County Sheriff's Office, Budget Unit 251, Fiscal Year 2004-2005.

- 0125.000 17. **Agreement No. A-10188: Approved** and authorized the Sheriff to sign Professional Medical Services Agreement for Fiscal Years 2005-2007 with the California Forensic Medical Group (CFMG), for medical, dental, and mental health services for inmates at the Custody Operations Bureau.

- 0602.500 18. **Approved** transfer of appropriations for Fiscal Year 2004-05 of \$250,000 to Sheriff's Budget Unit 251 from Sheriff's Budget Unit 230. (4/5ths vote required)
0150.144

- 0602.500 19. **Approved** increase of appropriations and estimated revenue by \$128,000 for Fiscal Year 2004-05 for various California identification program (Cal-ID) activities in Sheriff's Budget Unit 230. (4/5ths vote required)
0150.144

- 0602.500 20. **Approved** transfer of Appropriations of \$401,362 from Contingencies for
0150.144 Budget Unit 230 – Sheriff’s Administration and Enforcement Operations
Bureau and Budget Unit 251 – Sheriff’s Custody Operations Bureau for
Fiscal Year 2004-05 for inmate medical care, as detailed on the attached
Board Order. (4/5ths vote required)
- 0125.000 21. **Agreement No. A-10189: Approved** and authorized the Sheriff to sign
Professional Services Agreement with Central Valley Toxicology, Inc., to
provide toxicological services at the Coroner's Division, Budget Unit 292
Fiscal-Year 2005-06.
- 0602.500 22. **Approved** increased of appropriations and estimated revenues in the
0150.144 amount of \$141,374 for Fiscal Year 2004-05 for Multi-Agency Detail for
Commercial Auto Theft (MADCAT) and other grant related activities in
Sheriff’s Budget Unit 230. (4/5ths vote required)
- 0600.760 23. a. **Approved** Fiscal Year 2004-05 increased estimated revenues of \$81,761
0150.144 and increased estimated expenditures and appropriations of \$323,236 in
Budget Unit 152-Emergency Communications; and
b. **Approved** transfer of \$241,475 from Budget Unit 990-General Fund
Contingencies to Budget Unit 152 Emergency Communications. (4/5ths
vote required)
- 0602.500 S/A-3 **Approved** increased appropriations and estimated revenue by \$150,000 in
0150.144 the Sheriff’s Budget Unit 230 for FY 2004-05 to offset the implementation
costs of the Monterey U.S. Department of Justice. (4/5ths vote required).

GENERAL GOVERNMENT:

- 0125.000 24. **Agreement No. A-09341: Authorized** increase in contract with
Economic Competitiveness Group (ECG) from \$331,528 to \$400,000 and
extend the termination date from 12/30/05 to 6/30/06 to support the
continuation of the Competitive Clusters Project and Authorize the County
Administrative Officer, or his designee, to sign the amendment.
- 0125.000 25. **Agreement No. A-10180: Approved** Professional Services Agreements
with GHN Consulting in the total amount of \$125,000 to assist in the
development and implementation of redevelopment infrastructure and
community improvement projects.
- 0125.00 26. **Approved** and authorized the Assistant County Administrative Officer to
sign a Memorandum of Understanding (MOU) for Fiscal Year 2005-06
between Superior Court of California and the County of Monterey for
reimbursement of services provided.

- 0125.000 27. **Agreement No. A-10181: Approved** and authorized the Auditor-Controller to sign a contract with the Government Finance Officers Association (GFOA) totaling \$395,175 for advisory services associated with the replacement of the County's core financial system (AFIN), budget preparation system and payroll system; and
- 0125.000 28. a. **Received** report from the Elections Department, Budget Unit 141 concerning the Fiscal Year 2004-05 Budget Shortfall of \$258,239; and
b. **Approved** amendments to Budget Unit 141 to approve an appropriations transfer of \$258,239 from General Fund Contingencies to the Elections Department Budget. (4/5ths vote required)
- 0125.000 29. a. **Authorized** Capital Projects Management to negotiate the Agreement for the project "Fire Suppression System – Project Bid 9781-11", for the North Wing Renovation, Monterey County Government Center, Salinas;
b. **Authorized** Capital Projects Management to negotiate the Agreement for the project "Storefronts/Glazing – 9781-21" for the North Wing Renovation, Monterey County Government Center, Salinas;
c. **Rejected** all bids for the project "Ceramic Tile Supply & Install – 9781-19";
d. **Rejected** all bids for the project "Acoustical Ceiling/Fabric Wall Panels – 9781-20"; and
e. **Authorized** new bids to be received from contractors no later than 2:00 PM, July 21, 2005.
- S/A-2 **Authorized** increase in contract with Economic Competitiveness Group (ECO) from \$331,528 to \$400,000 and extend the termination date from December 30, 2005 to June 30, 2006 to support the continuation of the Competitive Clusters Project and authorize the County Administrative Officer, or his designees, to sign the amendment.
- S/A-4 **Approved** Action Minutes for the meeting of Tuesday, May 3, 2005, copies having previously been distributed to each Board member.
- 0125.000 A/C-1 **Agreement No. A-09453: Approved** Amendment #3 of contract with Marsh Risk & Insurance Services to provide brokerage services for general liability and workers compensation programs, and authorized staff to sign the documents.
- 0125.000 A/C-2 **Authorized** the County Administrative Officer and/or his designee to set the fiscal year 2005-06 general liability self-insured retention level and bind excess general liability coverage for fiscal year 2005-06.

PLANNING AND BUILDING INSPECTION:

- 0602.200 30. **Resolution No. 05-153: Adopted** Resolution of Application to Monterey County Local Agency Formation Commission to initiate proceedings to form a Community Services District for the East Garrison Specific Plan (PLN030204).

- 0125.000 31. a. **Agreement No. A-09546: Approved** Amendment No. 5 for a total amount not to exceed \$225,000 for a total amount no to exceed \$880,000 and extend the term of the Professional Services Agreement with Naffa International, Inc. to provide professional plan check services; and Authorize the Planning and Building Inspection Director to execute the Amendment and future amendments that do not significantly alter the scope of work or change the approved agreement amount.

PUBLIC WORKS:

- 0602.350 32. **Approved** transfer of appropriations within Castroville County Service Area No.: 14 from Fund 114, Budget 910, to Fund 114, Budget 911, in the amount of \$80,000 for the Fiscal Year ended June 30, 2005 to pay for needed sanitation services.
- 0602.200 33. a. **Approved** Amendment No. 1 in the amount of \$45,000 to the Professional Services Agreement with Republic Electric for additional traffic signal and lighting maintenance services; and
b. **Authorized** the Public Works Director to execute Amendment No. 1 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.
- 0602.200 34. a. **Approved** Amendment No. 1 in the amount of \$250,472 to the Professional Services Agreement with the Transportation Agency for Monterey County for the Railroad Grade Crossing Conform Paving Project;
b. **Approved** Amendment No. 2 in the amount of \$120,020 to the Agreement with the Transportation Agency for Monterey County for the Railroad Grade Crossings Conform Paving Project; and
c. **Authorized** the Public Works Director to execute Amendment Nos. 1 and 2 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.
- 0602.200 35. a. **Awarded** contract in the amount of \$336,811 to McGuire and Hester Co., Inc., the lowest responsible bidder, for construction of the Railroad Crossing Upgrades for Union Pacific Railroad and Transportation Agency of Monterey County (Project No. 05-139865, Federal Aid Project No. HP21-0448 (001); Established a contingency not to exceed 10% of the contract amount; and
b. **Authorized** the Public Works Director to execute the contract.

