

**A C T I O N   M I N U T E S****MONTEREY COUNTY BOARD OF SUPERVISORS****Tuesday, January 22, 2002 at 9:30 a.m.****Lunch Break from 12:00 Noon to 2:00 p.m.****9:30 a.m.**

S-1 Additions and corrections to Agenda

**Upon motion of Supervisor Calcagno, seconded by Supervisor Johnsen, and unanimously carried, the Board approved the following additions and corrections to the Agenda:****Amend** Regular Item No. 1 under "Appointments" to indicate that the Board will be acting as the Board of Supervisors of the Monterey County Water Resources Agency.**Note** for the record that Consent Agenda Item No. 18 will require a 4/5ths vote for approval**Amend** Consent Agenda No. 19 to reflect that the five-year lease agreement is between the County of Monterey and SIBS, A Limited Partnership, instead of the Stanley Haynes Family Trust, for use by the Health Department.**Delete** Consent Item No. 14, to approve a Resolution to effect a change in the procedure for the filing, auditing, and disposition of claims against the County of Monterey.**Delete** Consent Item No. 16, to adopt the Plans and Specifications for "Phone and Data Cabling for Modular Offices at Salinas Courthouse Complex," and authorize receipt of bids.**Add** the following under "Other Board Matters:"Adopt Resolution commending Kristine Edmunds for her accomplishments on the CHISPA Board of Directors.  
(Armenta)Adopt Resolution commending Patricia Orduño as the recipient of the CHISPA Employee of the Year Award.  
(Armenta)**Add** to Closed Session S-4 (c), a conference with legal counsel regarding a second matter of public employee discipline/dismissal/release.S-2 CONSENT CALENDAR - REGULAR [See [Supplementary Sheet](#) attached]

S-3 PUBLIC COMMENT PERIOD: **Hazel Tompkins, resident of Castroville, reflected on the loss of the Salinas High School student-athlete at Hartnell College, and suggested children be taught the "Buddy System" to assist one another. Douglas Kenyon, General Manager of BFI Solid Waste Services in Salinas, introduced himself to the Board members. Brian Finegan, addressed the Board on the need for joint government and private enterprise involvement in vital projects. He invited interested parties to consider the Mountain Valley Housing Project with regard to essential public workers, and noted the available funding. Denis Howard, suggested the need for signs regarding how the disabled can access areas in the Courthouse.**

#### APPOINTMENTS:

**Upon motion of Supervisor Armenta, seconded by Supervisor Johnsen, and unanimously carried, the Board approved the following appointment:**

0802.000 1. Acting as the Board of Supervisors of the Monterey County Water Resources Agency, **appointed** Mary Mecartney to the Board of Directors of the Monterey County Water Resources Agency, for a term ending December 31, 2006. (Armenta)

**Upon motion of Supervisor Johnsen, seconded by Supervisor Calcagno, and unanimously carried, the Board approved the following appointments:**

0400.410 2. **Appointed** Denis Howard, representing the Disabled American Veterans, to the Americans with Disabilities Act Advisory Commission, for a term ending December 31, 2005. (Full Board)

0400.410 3. **Appointed** James Gunter, of the Pacific Grove Fire Department representing the City of Pacific Grove, to the Americans with Disabilities Act Advisory Commission, for a term ending on December 31, 2005. (Full Board)

0402.950 4. **Reappointed** Martha Diehl to the Monterey County Planning Commission for a term ending December 31, 2005. (Potter)

#### OTHER BOARD MATTERS:

6300.000 5. Board comments and referrals: **Supervisor Pennycook shared a letter she received from Gene Boggianto regarding the town hall meeting held in her district last week.**

**Supervisor Calcagno commented that after the General Plan forum at the last Board meeting, it was still unclear how the Board is going to proceed on this matter. He commented there are constraints and criteria on parcels throughout the County, including water issues, traffic problems and other matters which should be made known and addressed in the updated proposed General Plan, and before its**

implementation. He requested those issues be referred to the County Administrator and the Planning Department staff for appropriate action.

Supervisor Pennycook commented there may be confusion and concern regarding property issues with reference to the Redevelopment Agency, particularly in the Castroville area. Those issues need to be addressed.

Supervisor Johnsen requested that a matrix or report on these issues come back to the Board for their consideration.

- 0600.025 6. County Administrative Officer's Comments and Reports: Sally R. Reed, County Administrative Officer, commented that the Board recently established as one of its goals, leadership on a regional basis. To that end, Supervisors Johnsen and Pennycook represented the Board at an Association of Monterey Bay Area Governments (AMBAG) retreat regarding determining the Housing Allocation Formula. She noted it was a collaborative effort among many agencies, and resulted in a resolution consistent with the planning efforts for the Housing Allocation that will apply to this County.
- 2050.000 7. **Resolution No. 02-013: Adopted** Resolution congratulating Mayor Jerry Smith, City of Seaside, on his selection as Monterey Peninsula Chamber of Commerce 2001 Public Official of the Year. (Johnsen)  
**BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Johnsen, and unanimously carried.**
- 2050.000 8. **Resolution No. 02-017: Adopted** Resolution congratulating Bert Cutino as the recipient of the Monterey Peninsula Chamber of Commerce 2001 Citizen of the Year Award. (Potter)  
**BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Johnsen, and unanimously carried.**
- 2050.000 9. **Resolution No. 02-018: Adopted** Resolution congratulating Robert DeVoe as the recipient of the Monterey Peninsula Chamber of Commerce 2001 Robert C. Littlefield Award. (Potter)  
**BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Johnsen, and unanimously carried.**
- 2050.000 10. **Resolution No. 02-014: Adopted** Resolution congratulating Cheryl Wilson upon her retirement from the Monterey County Department of Social Services. (Potter)  
**BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Johnsen, and unanimously carried.**
- 2050.000 NA/1 **Resolution No. 02-019: Adopted** Resolution commending Patricia Orduño as the recipient of the CHISPA Employee of

the Year Award. (Armenta)

**BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Johnsen, and unanimously carried.**

1050.000 NA/2 **Resolution No. 02-020: Adopted** Resolution commending Kristine Edmunds for her accomplishments on the CHISPA Board of Directors. (Armenta)

**BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Johnsen, and unanimously carried.**

**SCHEDULED MATTERS**

**10:00 a.m.**

S-4 Closed Session relating to the following items:

6200.000 a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:

1. Eberly v. County of Monterey et al.

**BOARD ACTION: No reportable action taken.**

0300.000 b. Pursuant to Government Code Section 54956.9(b), the Board will confer with legal counsel regarding the following potential litigation:

1. Claim of Ingeborg Boal

**BOARD ACTION: The Board denied Ms. Boal's application for leave to file a late claim, and denied her claim as untimely.**

0950.000 c. Pursuant to Government Code Section 54957, the Board will confer with legal counsel regarding two matters of public employee discipline/dismissal/release.

**BOARD ACTION: No reportable action taken.**

**11:00 a.m.**

1350.350 S-5 **Held** public hearing on traffic volumes on Carmel Valley Road in Segments 3 and 7; accept reports from Public Works, Planning and Building Inspection, Environmental Health, Environmental Resource Policy, and Water Resources Agency; and **adopted** resolution extending existing development limitation policy pursuant to Carmel Valley Master Plan Policies 39.1.6 and 39.3.2.1.

**BOARD ACTION: Upon motion of Supervisor Pennycook, seconded by Supervisor Potter, and unanimously carried, the Board adopted Resolution No. 02-024, noting no intent to distinguish language in Paragraphs 1 and 2 of the**

**resolution with regard to the duration of the development limitation policy.**

**12:00 p.m.**

Recess to lunch

**2:00 p.m.**

0802.400 S-6 a. **Received** update on the North Monterey County Comprehensive Water Management Plan and Implementation Plan.

**BOARD ACTION:** Upon motion of Supervisor Calcagno, seconded by Supervisor Pennycook, and unanimously carried.

2800.000 b. **Introduced, waived first reading, and conducted** public hearing on an Ordinance extending the North County Development Limitation Ordinance No. 04083 for an additional six months.

**BOARD ACTION:** Upon motion of Supervisor Calcagno, seconded by Supervisor Pennycook, and unanimously carried, the Board approved the staff recommendation to introduce, waive the first reading, and receive public testimony on an Ordinance extending the North County Development Limitation Ordinance No. 04083 for an additional six months. The Board provided direction to staff to develop appropriate zoning designations for the North County area to report back within 60 days.

**ORDER FOR ADJOURNMENT TO TUESDAY, JANUARY 29, 2002 AT 8:30 A.M. AT THE MONTEREY COUNTY LEADERSHIP INSTITUTE, 2354 GARDEN ROAD, MONTEREY.**

**IT IS NOTED THAT A PUBLIC HEARING WILL BE HELD ON JANUARY 29, 2002 AT 10:00 A.M. TO ADOPT AN URGENCY ORDINANCE TO AMEND THE CONTRACT BETWEEN THE COUNTY AND PERS TO PROVIDE SECTION 21352.2 (3% @ 50 FULL FORMULA) FOR LOCAL SAFETY MEMBERS. THE PUBLIC IS URGED TO NOTE THE CHANGE IN MEETING LOCATION.**

APPROVED:

\_\_\_\_\_  
Chair

ATTEST:  
SALLY R. REED,  
Clerk of the Board

By: \_\_\_\_\_  
Deputy

(Supplementary Sheet)CONSENT CALENDAR

Upon motion of Supervisor Johnsen, seconded by Supervisor Calcagno, and unanimously carried, the Board approved the following actions, except as otherwise noted:

HEALTH AND SOCIAL SERVICES:

- 0601.100 11. **Resolution No. 02-021:** Proclaimed state of local emergency relating to the spread of HIV among injection drug users in Monterey County.
- 0601.100 12. **Approved and authorized** the purchase of a medical  
0150.142 records filing system in the amount of \$18,500; and **directed** the Auditor-Controller to reallocate \$18,500 in appropriations in Health Department Budget Unit 413 from Equipment to Fixed Assets.

GENERAL GOVERNMENT:

- 6300.000 13. **Approved** Action Minutes for the meeting of Tuesday, January 8, 2002, copies having been distributed to each Board Member.
14. **DELETED** action to approve a Resolution to effect a change in the procedure for the filing, auditing, and disposition of claims against the County of Monterey in order that said matters may be more expeditiously and efficiently processed and rescind resolution dated February 6, 1956.
- 0125.000 15. **Agreement No. A-08832: Approved** an agreement with American Management Systems for \$32,250 to assist with end of the FY 2000-2001 year tasks required after departure of a key staff member.
16. **DELETED** action to adopt the Plans and Specifications for "Phone and Data Cabling for Modular Offices at Salinas Courthouse Complex" and authorize bids to be received no later than 2:00 p.m. Friday, February 1, 2002.
- 0525.000 17. **Adopted** the Plans and Specifications for "Public Works Headquarters - 312 East Alisal Street - Demolish Structure," and authorize bids to be received no later than 2:00 p.m., Friday, February 1, 2002.
- 1225.000 18. **Approved** budget transfers to fund professional services  
0601.175 requested for Fort Ord Development Project; authorize  
0150.142 Assistant County Administrative Offices - ERP to sign contracts for professional services in an amount not to exceed \$240,000.

**BOARD ACTION: Upon motion of Supervisor Johnsen, seconded by Supervisor Calcagno, and carried with Supervisor Pennycook voting "No."**

- 0125.000 19. **Agreement No. A-08842: Approved and authorized** the Contracts/Purchasing Manager to sign a Five-Year Lease Agreement, effective February 1, 2002 with SIBS, a Limited Partnership for 11,769 square feet of general office space at 632 East Alisal Street, Salinas, CA, for use by the Health Department Family & Community Health Division's Women, Infants and Children (W.I.C.) Nutrition Program.
- 0601.600 20. **Amended** Parks Department Budget Unit 750 to reallocate  
0150.142 a Senior Mechanic to a Mechanic III.
- 0602.750 21. **Accepted** Treasurer's Report on Investments for the quarter ending December 31, 2001.
- 1150.000 22. **Accepted** the Monterey County Fish and Game Commission's recommendation for an A-24 Archery Either-Sex Deer Hunt in Monterey County for Calendar Years 2002-2003 as proposed by State Department of Fish and Game.  
**BOARD ACTION: Upon motion of Supervisor Johnsen, seconded by Supervisor Calcagno, and carried with Supervisor Pennycook voting "No."**

**PUBLIC WORKS:**

- 4600.000 23. **Approved** submittal of a grant application to the State of California Business, Transportation and Housing Agency, Office of Traffic Safety in the amount of \$20,000 to purchase collision monitoring software.
- 4600.000 24. **Approved** two Grant Acceptance Agreements with the Monterey Bay Unified Air Pollution Control District in the total amount of \$202,928.
- 4600.000 25. **Approved** the purchase of an easement for road right-of-way purposes from the Harden Foundation in the amount of \$300 for construction of the Abbott Street/Harris Road Intersection Improvement Project.
- 4600.000 26. **Accepted** contributions in the amount of \$20,000 from local businesses and \$30,000 from the City of Salinas for construction of the Abbott Street/Harris Road Traffic Signal and Safety Improvement Project.  
**BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Johnsen, and unanimously carried.**