

A C T I O N M I N U T E S**MONTEREY COUNTY BOARD OF SUPERVISORS,
THE MONTEREY COUNTY WATER RESOURCES AGENCY,
AND THE MONTEREY COUNTY REDEVELOPMENT AGENCY**

**Tuesday, June 4, 2002 at 9:30 a.m.
Lunch Break from 12:30 to 1:15 p.m.**

9:30 a.m.

S-1 Additions and corrections to Agenda

Upon motion of Supervisor Calcagno, seconded by Supervisor Pennycook, and unanimously carried, the Board approved the following additions and corrections to the Agenda:

Under "Appointments," add the appointment of Mary Adams, CEO of United Way of Monterey County, to the Children's Council, to serve a term at the pleasure of the Board.

Due to the need for action before June 11, 2002, on an issue which arose on May 31, add the existing litigation matter of AT&T/TCI Cablevision vs. County of Monterey to today's closed session agenda pursuant to Government Code section 54956.9(a).

S-2 CONSENT CALENDAR - REGULAR [See [Supplementary Sheet](#) attached]

S-3 CONSENT CALENDAR - MONTEREY COUNTY WATER RESOURCES AGENCY

S-4 CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY

2050.000 S-5 PUBLIC COMMENT PERIOD: **Richard Oksas, Natividad Medical Center Pharmacist and President of the Monterey Employee Association, expressed opposition to contracting out jobs at Natividad Medical Center. David Werlin, Deputy Director of SEIU 817, offered comments referencing the "Health Care Safety Net", and the privatization of health caregivers at Natividad Medical Center. Michael Schenck, spoke on behalf of long-term eligibility workers and the need for a retention system. Sherry Sandoval, eligibility worker, shared her job caseload and requested a cost of living increase. Linda Sakata, eligibility worker, commented on the complexities of her job, and requested a wage increase. Jennifer Lee-Slocum, Social Worker, advocated for a wage increase. Joe Vierra addressed the Board regarding the needle exchange program in the County.**

OTHER BOARD MATTERS:

6300.000 1. Board comments and referrals: Supervisor Pennycook noted that at this time of year there is an abundance of kittens available for adoption. She introduced Stubby, an older neutered domestic medium-haired feline, whose tail has been amputated, and is adoptable. Also available is a dog named Jasmine, a ten-month old female Dalmatian with one blue eye and one brown eye, with a sweet disposition. Both animals are available from the Monterey County Animal Shelter. Oscar and Murphy Jones, two previously mentioned felines are still adoptable from the Shelter. Supervisor Pennycook also spoke on the need for spaying and neutering pets.

Supervisor Pennycook commented that the Restorative Justice Commission has been quite active. They recently held their annual recognition dinner for the 40 Victim-Offender Reconciliation Program volunteers. Nine area retailers have expressed interest in the Program and its mediation efforts. Supervisor Pennycook also described how very young shoplifting offenders are becoming victims themselves.

Supervisor Calcagno requested clarification of when in July the Board members will hear the General Plan update. He expressed a desire to have the review packet on this matter earlier than the usual 4 days before a meeting. Further, he inquired if there was going to be public input on the Plan at this meeting. County Administrative Officer, Sally R. Reed, responded that the July 16, 2002, Board meeting has been scheduled for policy action on the General Plan update, that public testimony will be held on that date, and that staff will be given direction to provide the Board with the necessary material ten days before that date. Further, she suggested the Board might want to take testimony at the July 9th Board meeting. She stated that the General Plan update drafted in August will be based on the July policy changes, and will go through another iteration, including the Planning Commission.

Supervisor Pennycook noted that the Board is giving direction to help develop the draft General Plan, and wishes to move forward in a timely manner.

Supervisor Calcagno suggested that the Board might want to call a special meeting in the future regarding the General Plan. CAO Reed agreed that if the need arises, it would be the Board's decision.

0600.025 2. County Administrative Officer's Comments and Reports:
None.

SCHEDULED MATTERS

10:00 a.m.

3150.000 S-6 **Held** public hearing to adopt a Mitigated Negative

5900.000
3000.000

Declaration and Mitigation Monitoring Plan and approve a Combined Development Permit (Dorothy Gorman/PC96036 - Tanglewood Subdivision) consisting of a Standard Subdivision Tentative Map to allow division of a 17.03-acre parcel into six parcels; Coastal Development Permit for grading and water system facilities; waiver of policy prohibiting development on slopes greater than 25 percent; removal of 28 coast live oaks; and rezone from "LDR-B-7(CZ)" to "LDR-B-6(CZ)," on property located on the east side of Paradise Road near Lake View Drive, (Assessor's Parcel Number 129-096-029) in the North County Land Use Plan area (Coastal Zone). (Continued from April 2, 2002)

BOARD ACTION: Upon motion of Supervisor Pennycook, seconded by Supervisor Johnsen, and unanimously carried, the Board adopted a Mitigated Negative Declaration and Mitigation Monitoring Plan, adopted Resolution No. 02-252, approving a Combined Development Permit for Dorothy Gorman/PC96036 - Tanglewood Subdivision, and adopted Ordinance No. 04144, reclassifying the property.

0802.000 S-7 Public hearing to approve the Salinas Valley Water Project, certify the Final Environmental Impact Report, adopt Findings, Statement of Overriding Considerations and Mitigation Monitoring Program and file a Notice of Determination pursuant to the California Environmental Quality Act (CEQA).

BOARD ACTION: Upon motion of Supervisor Johnsen, seconded by Supervisor Calcagno, and unanimously carried, the Board approved the Salinas Valley Water Project; Adopted Resolution No. 02-250, Certifying Final EIR/EIS; Adopted Final EIR Findings, Statement of Overriding Considerations and Mitigation Monitoring Program for the project; and directed that a Filed Notice of Determination be filed Pursuant to CEQA.

12:30 p.m.

Recess for lunch

1:15 p.m.

3150.000 S-8 **Held** public hearing to adopt a Negative Declaration
5900.000 and approve a Combined Development Permit (Oak Tree
3000.000 Subdivision, PLN980289) consisting of a Lot Line Adjustment to adjust 4 parcels and Minor Subdivision to subdivide the adjusted remainder parcel of 20.07 acres to two parcels of 10.01 and 10.06 acres each and a well lot of 0.07 acres and "conservation" lot of 1.45 acres and reclassification from "O-D-S" (Open Space, Design Control, Site Plan Review) to "RDR/10-UR-D-S-B-6" (Rural Density Residential, Urban Reserve, Design Control, Site Plan Review, Building Site) for Oak Tree Housing (Assessor's Parcel Numbers 259-131-002-000 and 259-131-003-000), southwest of Via Malpasso, Jack's

Peak area, Greater Monterey Peninsula Area Plan. (Continued from May 7, 2002)

BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Armenta, and unanimously carried, the Board adopted a Negative Declaration, adopted Resolution No. 02-254, approving a Combined Development Permit for Oak Tree Subdivision, and adopted Ordinance No. 04145, reclassifying the property.

S-9 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. Snyder v. Spherion Corporation, et al.

BOARD ACTION: No reportable action taken.

2. Ramirez v. Mairs, et al.

BOARD ACTION: No reportable action taken.

3. AT&T/TCI Cablevision vs. County of Monterey

BOARD ACTION: No reportable action taken.

ORDER FOR ADJOURNMENT TO MONDAY, JUNE 10, 2002, AT 9:00 A.M. FOR BUDGET HEARINGS

APPROVED:

Chair
ATTEST:
SALLY R. REED,
Clerk of the Board

By: _____
Deputy

[\(Supplementary Sheet\)](#)

CONSENT CALENDAR

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

HEALTH AND SOCIAL SERVICES:

- 0601.100 3. **Approved** transfer of \$38,747 from ambulance charges to
0150.141 Fixed Assets in the Emergency Medical Services budget Unit
436 and **approved** the purchase of a replacement vehicle.
- 0602.550 4. **Approved** an increase in appropriations and estimated
0150.141 revenues in Budget Units 531 CalWORKS, 535 Out-Of-Home Care,
and 551 Aid To Indigents in the amounts of \$1,698,737.
- 0125.000 5. **Agreement No. A-09006: Approved and authorized** Chair to
sign agreement for \$48,000 with Mission Trails Regional
Occupational Program (ROP) for In-depth Vocational
Assessments to CalWORKs customers for FY 2001-2002.

CRIMINAL JUSTICE:

- 0600.600 6. **Approved and authorized** the District Attorney to sign and
submit applications for continued funding for FY 2002-03
from State agencies for designated programs, as follows:

AGENCY	GRANT/CONTRACT TITLE	FY 01-02 AGR NO.
Office of Criminal Justice Planning	Career Criminal Prosecution Program	CP01120270
Office of Criminal Justice Planning	Special Emphasis Victim Assistance Program	SE00010270
Office of Criminal Justice Planning	Statutory Rape Vertical Prosecution Program	SR01040270
Office of Criminal Justice Planning	Victim Witness Assistance Program	VW00190270
Department of Justice, Attorney General's Office	Spousal Abuse Vertical Prosecution Program	01SA08C015
Department of Insurance	Automobile Insurance Fraud Prosecution Program	No Number
Department of Insurance	Workers Compensation Fraud Prosecution Program	No Number
Victim Compensation & Government Claims Board	Criminal Restitution Compact Program	BOX9067

- 0125.000 7. **Approved and authorized** the Chair of the Board of
Supervisors to sign a Facilities User Agreement with Rancho
Natividad, Inc., a Non-profit Corporation, for the
utilization of Boys Ranch premises.
- 0602.250 8. **Approved** transfer of funds in the amount of \$6,550 from
Services and Supplies to Fixed Assets in Probation Budget
Unit 256 for the purchase of commercial washer and dryer
for department's institutions.

GENERAL GOVERNMENT:

- 6300.000 9. **Approved** Action Minutes of the meetings of Tuesday, May 14,
2002 and Tuesday, May 21, 2002, copies having been

distributed to each Supervisor.

- 0125.000 10. **Agreement No. A-08573: Approved** Fiscal Year 2002-2003 contract amendment with Cooperative Personnel Services for the provision of personnel services on an as-needed basis; and authorize Assistant County Administrative Officer to sign contract.
- 0525.000 11. **Adopted** Plans and Specifications for Sheriff's Data/Voice Cabling Replacement and **directed** the Clerk to advertise for bids to be received no later than 2:00 p.m., Wednesday, July 10, 2002.
- 0125.000 12. **Agreement No. A-08593: Approved and authorized** the Contracts/Purchasing Manager to sign Amendment 1 to Lease Agreement A-08593 to extend the lease period through June 30, 2003 with the Goldman Land and Development Company for 3,500 square feet of general warehouse storage space at 1356 Dayton Street, Unit O, Salinas, CA for use by the Health Department.
- 0125.000 13. **Agreement No. A-07530: Approved and authorized** the Contracts/Purchasing Manager to sign Amendment 2 to Lease Agreement A-07530 to extend the lease period through September 30, 2006 with Robert A. Hauswirth for 4,000 square feet of space at 2150 Garden Road, Suite B-1, Monterey, CA for use by the Health Department's Children's Mental Health Services Division.
- 4200.200 14. **Declared** certain County property as surplus and **authorized** the Contracts/Purchasing Manager to dispose of surplus property.
- 0125.000 15. **Agreement No. A-09009: Approved** agreement with Friends of Castroville Library for contribution of \$1,300,000 as local match for State Library Bond Act Grant, and **Approved Resolution No. 02-249**, certifying project budget, local funding commitment, supplemental funds and public library operation for State Library Bond Act Grant Application in the amount of \$3,160,710.
- 0601.160 16. **Increased** estimated revenue and appropriations (including Fixed Assets) in Information Technology for purchase of replacement of microwave backbone for Monterey County's communications infrastructure.
- 0125.000 17. **Agreement No. A-09010: Approved** an Agreement with Decision Management Company (DMC) for acquisition, installation and technical support of an Information Management Program and Automated Board of Supervisors' Agenda Building Systems; **authorized** Purchasing Division to: sign an Agreement with DMC for provision of computer software, training and technical support subject to County Counsel review and approval.

PLANNING AND BUILDING INSPECTION:

6000.500 18. **Accepted** Parcel Map, Tax Report, Deed Restrictions and Covenants, Indemnification Agreement, Subdivision Title Guarantee, and recording fee for the Village Ranch Minor Subdivision (PLN980664) and Carmel Valley Investors Minor Subdivision (PLN990386), on property located north of Carmel Valley Road and ¼ mile east of Holman Road, (APN's 197-231-005-000 and 197-231-004), in the Carmel Valley Area.

PUBLIC WORKS:

2800.000 19. **Introduced, waived the reading, and set** June 18, 2002 at 10:00 a.m. for a public hearing to adopt an Ordinance amending Monterey County Code Title 12, Section 12.28.010 to establish "No Parking At Any Time," and add Section 12.28.036 to establish "No Parking" between 9:00 a.m. and 2:00 p.m. (except weekends and holidays) on Hatton Road, Carmel area.

2800.000 20. **Introduced, waived the reading, and set** June 18, 2002 at 10:00 a.m. for a public hearing to adopt an Ordinance amending Monterey County Code Title 12, Section 12.24.020 to establish a stop intersection at McGinnis Road and Live Oak Road, North Monterey County area.

2800.000 21. **Introduced, waived the reading, and set** June 18, 2002 at 10:00 a.m. for a public hearing to adopt an Ordinance amending Monterey County Code Title 12 Section 12.28.010 to add an additional "No Parking Zone" to a portion of Railroad Avenue in the community of Pajaro.

2800.000 22. **Introduced, waived the reading, and set** June 18, 2002 at 10:00 a.m. for a public hearing to adopt an Ordinance amending Monterey County Code Title 12 Section 12.24.010 to adjust an existing through highway on Serra Avenue, and Section 12.24.020 to establish an all-way (5-way) stop intersection at the intersection of Serra Avenue/Camino Del Monte/Dolores Street/Alta Avenue, Carmel area.

5900.000 23. **Accepted** completion of infrastructure improvements and authorized Release of Faithful Performance Security for Oak Knoll Subdivision (located off Charter Oak Boulevard, 16 lots, private road) and **Accepted** the contribution of \$500.00 from Woodman Development to County Service Area 45, for cleaning the drainage lines.

0125.000 24. **Agreement No. A-09011: Approved** Professional Services Agreement (PSA), not to exceed \$75,668 with Creegan & D'Angelo for preliminary engineering and design engineering for the Spreckels Boulevard Class II Bicycle Lane Project.

0525.000 25. **Awarded** contract in the amount of \$111,165 to Maggiora Bros. Drilling, Inc., the sole responsible bidder, for the construction of the San Miguel Maintenance Yard Well No. 3, Project No. 02-510024.

MONTEREY COUNTY WATER RESOURCES AGENCY:

Upon motion of Supervisor Pennycook, seconded by Supervisor Calcagno and unanimously carried, the Board approved the following action:

0802.000 26. **Approved** an increase in estimated revenues and
0150.141 appropriations in County General Fund 001 Budget Unit 270 and
the Monterey County Water Resources Agency funds 203, 205,
218, 260, 275 and 424.

MONTEREY COUNTY REDEVELOPMENT AGENCY:

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

5100.000 27. **Consented** to the use of Castro Field property (APN 030-118-002) by the County of Monterey as local match for the Castro Plaza/Library Bond Act Grant.

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