

A C T I O N M I N U T E S**MONTEREY COUNTY BOARD OF SUPERVISORS
AND THE MONTEREY COUNTY WATER RESOURCES AGENCY****Tuesday, July 30, 2002 at 9:30 a.m.****Recess to Lunch at 12:00 Noon****9:30 a.m.**

S-1 Additions and corrections to Agenda

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

- a. Add under "Criminal Justice, Consent," the acceptance of the 2001-2002 Annual Report from the Monterey County Law Library Board of Trustees.
- b. Add the following under "Appointments:"

Reappoint Gary Wilmot, to the Overall Economic Development Commission, for a term to end on June 30, 2005. (Johnsen)
- c. Add to the closed session agenda, pursuant to Government Code sections 54956.9(a) and 54954.2(b), the litigation matter of TCI Cablevision/AT&T v. County of Monterey.
- d. Add under "Other Board Matters" adoption of the following two Resolutions:

Adopt Resolution congratulating James J. Devine, Jr., Planning and Building Inspection Department, upon his retirement. (Potter)

Adopt Resolution congratulating John N. Knight, Planning and Building Inspection Department, upon his retirement. (Potter)
- e. Upon the request of Supervisor Potter, adjourn today's meeting in memory of Michael Saboe, deceased.

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

2050.000 S-3 PUBLIC COMMENT PERIOD:

- 1. **Benjamin Charles Franklin, Jr., Eligibility Worker, Linda Sakata, Eligibility Worker, Wren Bradley, SEIU Field Representative, and Morgan Lucier, Child Welfare Social Worker, addressed the Board regarding their**

proposals presented for contract negotiations. They requested a mediator be brought in to resolve remaining outstanding issues.

2. Nancy Iverson addressed the Board concerning the need for installation of a traffic signal at the intersection of Las Palmas Parkway at River Road. She requested the Board to expedite completion of this signal, which was required by a condition placed on the Las Palmas II Subdivision approval.
3. Hans Jongens addressed national food safety issues, and potentially dangerous counterfeit drugs in China.

APPOINTMENTS:

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

- 0402.950 1. **Reappointed** Juan Sanchez, to the Monterey County Planning Commission, for a term to end January 23, 2006. (Armenta)
- 0401.550 2. **Reappointed** Helen Stevenson, to the Community Action Commission, for a term to end on July 1, 2005. (Pennycook)
- 0800.450 3. **Appointed** Jerome McCready, to the Board of Directors of the Castroville Cemetery District, to fill the unexpired term of Frank Aguillon, to end on March 30, 2004. (Pennycook)
- 0400.430 4. **Appointed** Kathy Williams, to the Animal Control Program Advisory Board, for a term to end on July 1, 2005. (Johnsen)
- 0400.430 5. **Reappointed** Bonnie Binder-Wilson, to the Animal Control Program Advisory Board, for a term to end on July 1, 2005. (Full Board)
- 0403.825 6. **Appointed** Barbara Verba, Deputy Director of Social Services, to the Workforce Investment Board, for a term to be determined by the Board of Supervisors. (Full Board)
- 0402.800 NA/1 **Reappointed** Gary Wilmot, to the Overall Economic Development Commission, for a term to end on June 30, 2005. (Johnsen)

OTHER BOARD MATTERS:

- 6300.000 7. Board comments and referrals:
- a. Upon the request of Supervisor Johnsen, the Board referred a request, through the County Administrative Officer, to the Equal Opportunity Sub-Committee of the Board, from Mel Mason, Acting President of the National Association for the Advancement of Colored People, for

an investigation of the hiring procedures of the Department of Social Services. They believe serious changes need to be made, especially as it regards the hiring and promotion of social workers of African descent. Supervisor Armenta expresses his concurrence with Supervisor Johnsen's remarks.

- b. Upon the request of Supervisor Armenta, the County Administrative Officer is requested, when the Board resumes its meeting schedule after the summer break, to look at the timing of calling for State mediation in resolving the County employees' wage and benefit issues.
- c. Upon the request of Supervisor Armenta, the County Administrative Officer is requested to work with the Department of Social Services, to give each Board Member an individual session orientation. He also requests that the Board consider having a study session to look at the whole issue of the total compensation study in terms of education.
- d. Supervisor Pennycook introduced the featured cat, Kirk, a beautiful 6-year old neutered domestic long-haired cat. He is mostly black with some white on his chest and toes. He is a sweet, mature cat looking for someone with a quiet lifestyle. The featured dog this week is Savannah, a 2-year old female Labrador Retriever/Doberman mix. She is reddish in color, and would make a wonderful addition to any household. These animals are available for adoption at the Monterey County Animal Shelter.

- 0600.025 8. County Administrative Officer's Comments and Reports: Sally R. Reed, County Administrative Officer, acknowledged the County employees in the audience who participated in the "Relay for Life" event. Special recognition is given to Jennifer Empasis, Department of Social Services, for her extraordinary efforts coordinating the County's team leaders.

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

- 2050.000 9. **Resolution No. 02-277: Adopted** Resolution proclaiming the month of August 2002 as "Breastfeeding Awareness Month" in Monterey County. (Potter)
- 2050.000 10. **Resolution No. 02-291: Adopted** Resolution proclaiming the month of August 2002 as Child Support Awareness Month in Monterey County. (Potter)

- 2050.000 11. **Resolution No. 02-294: Adopted** Resolution proclaiming Team Monterey County (Relay for Life 2002) Event a success and recognition of participants. (Potter)
- 2050.000 12. **Resolution No. 02-295: Adopted** Resolution commending John William Hanson, Deputy Sheriff, upon his retirement from 22 years of dedicated public service with the Monterey County Sheriff's Department. (Potter)
- 2050.000 13. **Resolution No. 02-297: Adopted** Resolution honoring Kathryn Fox for outstanding community service upon her departure as Superintendent/Principal of San Ardo School and as a charter member of the South County Regional Health Partners, Inc. in South Monterey County. (Calcagno)
- 2050.000 14. **Resolution No. 02-298: Adopted** Resolution declaring the month of August as Monterey County Free Libraries Month. (Johnsen)
- 2050.000 15. **Resolution No. 02-300: Adopted** Resolution commending Shalene Divine, Beth Lamar, and Noel Noroian on their selection as Monterey County's 4-H All Star Rank for 2002-2003. (Calcagno)
- 2050.000 16. **Resolution No. 02-301: Adopted** Resolution commending Beret Zander on her selection as Monterey County's 4-H All Star Rank for 2000-2001. (Calcagno)
- 2050.000 17. **Resolution No. 02-302: Adopted** Resolution commending Michael Palmer on his selection as Monterey County's 4-H All Star Rank for 2001-2002. (Calcagno)
- 2050.000 NA/2 **Resolution No. 02-309: Adopted** Resolution congratulating James J. Devine, Jr., Planning and Building Inspection Department, upon his retirement. (Potter)
- 2050.000 NA/3 **Resolution No. 02-310: Adopted** Resolution congratulating John N. Knight, Planning and Building Inspection Department, upon his retirement. (Potter)
- 1900.000 18. a. **Approved** the July 23, 2002, Report of the Legislative Subcommittee, including updates from the Water Resources Agency and the Natividad Medical Center; transmittal of letters in support of permit approval and channel clearance in the Salinas River; a recommended response to the Judicial Council of California, Probation Services Task Force regarding a proposed Chief Probation Officer appointment, evaluation, discipline, and removal model; a recommended "Support" position on State AB 381 (Salinas); a recommended "Neutral" position on State AB 2048 (Salinas); recommended "Support" positions on State SB 843 (Perata), SB 1523 (Sher), and SB 1619 (Romero); a recommended new legislative priority

regarding housing; and updates on state and federal sponsored legislation. (Johnsen; Potter)

BOARD ACTION: Upon motion of Supervisor Armenta, seconded by Supervisor Johnsen, and unanimously carried, the Board adopted the July 23, 2002 report of the Legislative Subcommittee.

1900.000
0802.000

- b. **Authorized** pursuit of all available appeals in seeking state and federal approval of permits necessary for Salinas, Pajaro and Carmel River flood channel maintenance prior to the 2002-03 winter rain season.
BOARD ACTION: Upon motion of Supervisor Armenta, seconded by Supervisor Johnsen, and unanimously carried, the Board adopted the July 23, 2002 report of the Legislative Subcommittee.

SCHEDULED MATTERS

10:00 a.m.

1351.450 S-4 **Received** report on the Monterey County General Plan Update timeframe.

BOARD ACTION: Upon motion of Supervisor Pennycook, seconded by Supervisor Johnsen, and unanimously carried, the Board received a brief report on the Monterey County general Plan Update timeframe.

Upon motion of Supervisor Johnsen, seconded by Supervisor Pennycook, and unanimously carried, due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, the Board added the following item for action:

Grant authority to the County Administrative Officer to enter into contracts which may exceed \$25,000 in furtherance of the development of the Capital Improvement Plan (CIP). Jeff Campen, Chief Assistant Administrative Officer, reported on the details of the CIP, and that Paul Reimer will be working under contract on the CIP for the General Plan update. Upon motion of Supervisor Pennycook, seconded by Supervisor Johnsen, and unanimously carried, the Board approved Agreement No. A-09128, and granted authority to the County Administrative Officer to execute the necessary contract with LFR Reimer, a Division of LFR, Inc., in an amount not to exceed the sum of \$50,320, to assist the Monterey County Public Works Department in the preparation of capital improvement cost estimates for infrastructure systems to service anticipated development within ten areas identified in the Monterey County General Plan Update (GPU).

0200.050 S-5 Request from AT&T Broadband for transfer of control over Cable TV Franchise to AT&T Comcast. Staff Recommendation:

Deny request.

BOARD ACTION: Upon motion of Supervisor Pennycook, seconded by Supervisor Johnsen, and unanimously carried, the Board approves the staff's recommendation that without prejudice toward any party to re-file for approval of this transaction, or a similar transaction, the request for transfer of control of the franchise, originally granted to TCI Cablevision of California, Inc. on October 27, 1998 and transferred to AT&T Broadband on December 8, 1998, to a new corporate entity to be known as AT&T Comcast is denied. The motion includes clarification from County Counsel Adrienne Grover, that there are two separate AT&T items on today's agenda, the resolution of past performance disputes is distinctly separate from approval of the transfer item. She also indicates to the Board there is a basis, though, for the staff's concern about those past performance disputes, the fact that they remain unresolved, and that that does have some bearing on the transfer, although they are not specifically linked. Ms. Grover states that the Board is limited under 47 USC 537 in terms of what issues they may consider in granting or denying a franchise transfer. However, under regulations promulgated by the FCC, in addition to the proposed transferee's qualifications and financial and technical capability to operate and maintain the system, the Board may consider the proposed transferee's capability to comply with all terms of the existing franchise agreements.

S-6 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. HYH Corp. v. County of Monterey

BOARD ACTION: No reportable action taken.

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

1. Water World Resorts

BOARD ACTION: No reportable action taken.

6200.000 c. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one matter of potential litigation.

BOARD ACTION: No reportable action taken.

0950.000 d. Conference with labor negotiators pursuant to Government Code section 54957.6.

BOARD ACTION: No reportable action taken.

- 6200.000 e. Pursuant to Government Code sections 54956.9(a) and 54954.2(b), the Board will confer with legal counsel regarding the existing litigation matter of TCI Cablevision/AT&T v. County of Monterey.

BOARD ACTION: No reportable action taken.**11:00 a.m.**

- 0601.600 S-7 **Received** presentation on open space and recreation by the National Forest Park Service Station, BLM, County and City Parks.

BOARD ACTION: Upon motion of Supervisor Johnsen, seconded by Supervisor Calcagno, and unanimously carried, the Board received the presentation from John Pinio, Monterey County Parks Department; Joe Donofrio, General Manager of the Monterey Peninsula Regional Parks District; Lynn Rhodes, District Superintendent of California State Parks; John Bradford, District Ranger for the Los Padres National Forest; and Steve Addington representing the Bureau of Land Management.

- 0200.050 S-8 **Held** public hearing on potential franchise violations of the TCI Cablevision of California Cable Television Franchise granted October 27, 1998 and now operated by AT&T Broadband; heard and considered relevant evidence; rendered findings and decision.

BOARD ACTION: Upon motion of Supervisor Johnsen, seconded by Supervisor Pennycook, and unanimously carried, the Board continued this hearing to Tuesday, September 10, 2002 at 10:00 a.m.

12:00 p.m.

Recess to lunch.

2:00 p.m.

- 3300.000 S-9 **Held** public hearing to consider an Appeal of the Architectural Heritage Association from the Planning and Building Inspection Director's adoption of a Mitigated Negative Declaration and Mitigation Monitoring and Reporting Program and issuance of a Demolition Permit (Old Monterey County Jail; PD000126, BP0003227) for the Old Monterey County Jail located at 142 West Alisal Street between Church Street and Capitol Street on County of Monterey property (Assessor's Parcel No. 002-253-027-000) within the incorporated area of the City of Salinas.

BOARD ACTION: Upon motion of Supervisor Johnsen, seconded by Supervisor Pennycook, and unanimously carried, the Board adopted Resolution No. 02-315, thereby denying the appeal of

the Architectural Heritage Association, and affirming the Planning and Building Inspection Director's adoption of a Mitigation Negative Declaration and Mitigation Monitoring Program, and the issuance of a demolishing permit for the Old Monterey County Jail. The motion included County Counsel's comments regarding the Board's determination that the old jail is not a historic resource, and regarding the adoption of a Negative Declaration notwithstanding the typically ministerial nature of demolition permits.

ORDER FOR ADJOURNMENT TO TUESDAY, AUGUST 27, 2002 AT 9:30 A.M. IN MEMORY OF MICHAEL SABOE, PhD, DECEASED.

APPROVED:

_____ Chair

ATTEST:

SALLY R. REED,
Clerk of the Board

By: _____
Deputy

[\(Supplementary Sheet\)](#)

CONSENT CALENDAR

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

HEALTH AND SOCIAL SERVICES:

- 0601.100 19. **Resolution No. 02-311: Proclaimed** state of local emergency relating to the spread of HIV among injection drug users in Monterey County.
- 5400.000 20. **Resolution No. 02-312: Amended** Monterey County
0601.100 Personnel Policies and Practices Resolution No.
0150.142 98-394 to add classifications of Behavioral Health Program Manager III and Public Health Program Manager III; **approved** reclassification of 3.0 FTE Behavioral Health Program Manager and 1.0 Health Services Manager positions; and **amended** Health Department Budget Units 415 and 440 to reflect the change in position count.
- 0601.100 21. **Resolution No. 02-313: Reallocated** 1.0 FTE vacant
0150.142 Administrative Services Assistant position to 1.0 FTE Management Analyst I position; **reallocated** 1.0 FTE vacant Community Service Aide III position to 1.0 FTE Community Service Aide IV position; **reallocated** 1.0 FTE vacant Health

Educator position to 1.0 Community Service Aide IV position; **reallocated** 1.0 FTE vacant Public Health Nutritionist II position to 1.0 FTE Community Service Aide IV position; and **increased** .5 FTE vacant Chronic Disease Prevention Specialist I position to 1.0 FTE Chronic Disease Prevention Specialist I position; and **directed** the Auditor-Controller to amend the FY 2002-03 Health Department Budget Unit 411 to reflect the change in position count.

- 0601.100 22. **Resolution No. 02-314: Reallocated** 2.0 FTE vacant
0150.142 Public Health Nurse II positions to 2.0 FTE Social Worker III positions; **reallocated** 1.0 FTE vacant Public Health Nurse II position to 1.0 FTE Health Education Clinic Assistant position; and **reallocated** 1.0 FTE vacant Assistant Family & Community Health Director position to 1.0 FTE Staff Nurse position; and **directed** the Auditor-Controller to amend the FY 2002-03 Health Department Budget Unit 411 to reflect the change in position count.
- 0125.000 23. **Agreement No. A-09083: Approved and authorized** the Director of Health to sign a contract with Merced Manor in the annual amounts of \$266,760 for FY 2002-2003, FY 2003-2004, and FY 2004-2005 for a Short-Doyle Skilled Nursing Facility for the Psychiatric Care of Adults; and **authorized** the Director of Health to approve contract amendments up to a maximum of 50% of the contract amount, which do not significantly alter the scope of work or result in an increase to net county cost.
- 0110.000 24. **Agreement No. A-09084: Authorized** the Director of Health to approve a Cooperative Contract with the State of California, Department of Rehabilitation, in the amount of \$110,048 for FY 2002-03 to provide vocational rehabilitation services to clients with mental health disabilities; and **authorized** the Director of Health to approve contract amendments up to a maximum of 50% of the contract amount, which do not significantly alter the scope of work or result in an increase to net county cost.
- 0125.000 25. **Agreement Nos. A-09085 through A-09117: Approved** contracts with various community agencies and a consultant for services for seniors funded by the Older Americans Act as well as the Older Californians Act.

SUPPORTIVE SERVICES, TITLE III B

Agr. #	Agency	Amount
A-09085	Legal Services for Seniors	\$ 119,514
A-09086	Monterey County Ombudsman	62,948
A-09087	Salinas Adult School, Creative Living Program	19,174
A-09088	Alliance on Aging, Information and Assistance	75,187
A-09089	Alliance on Aging, Senior Aide Program	27,560
A-09090	Alliance on Aging, Shared Housing Program	6,360
A-09091	Food Bank for Mtry Co, Senior Food Bag Program	38,287
A-09092	VNA Community Services, S.H.A.R.E. Program	19,942

A-09093	VNA Community Services, Adult Day Care Program	24,542
A-09094	VNA Community Services, Homemaker Program	5,000

CONGREGATE NUTRITION, TITLE III C-1

Agr. #	Agency	Amount
A-09095	Alisal Union School District	\$ 38,597
A-09096	King City Union School District	11,020
A-09097	Meals on Wheels, Mtry Pen, Senior Dining Sites	57,000
A-09098	North County Recreation and Park District	24,700
A-09099	Greenfield Union School District	5,700

HOME-DELIVERED MEALS, TITLE III C-2

Agr. #	Agency	Amount
A-09100	Meals on Wheels of Salinas, Inc., Salinas Area	\$105,125
A-09101	Meals on Wheels of Salinas, Inc., Rural Area	47,500
A-09102	Meals on Wheels of the Monterey Peninsula	96,063

CONGREGATE NUTRITION/HOME DELIVERED MEALS

Agr. #	Agency	Amount
A-09103	Ann Black, Professional Services Agreement	\$ 31,915

NATIONAL FAMILY CAREGIVER SUPPORT PROGRAM, TITLE III-E

Agr. #	Agency	Amount
A-09104	Health Projects Center	\$ 112,013

OMBUDSMAN PROGRAM TITLE VII A

Agr. #	Agency	Amount
A-09105	Monterey County Ombudsman	\$ 17,396

TITLE VII B ELDER ABUSE PREVENTION

Agr. #	Agency	Amount
A-09106	Legal Services for Seniors	\$ 6,126

U.S.D.A. REIMBURSEMENTS, CONGREGATE NUTRITION

Agr. #	Agency	Amount
A-09107	Alisal Union School District	\$ 10,766
A-09108	King City Union School District	3,074
A-09109	Meals on Wheels, Mtry Pen, Senior Dining Sites	15,900
A-09110	North County Recreation and Parks District	6,890
A-09111	Greenfield Union School District	1,590

U.S.D.A. REIMBURSEMENTS, HOME-DELIVERED MEALS

Agr. #	Agency	Amount
A-09112	Meals on Wheels of Salinas, Inc., Salinas Area	\$ 76,850
A-09113	Meals on Wheels of Salinas, Inc., Rural Area	29,680
A-09114	Meals on Wheels of the Monterey Peninsula	70,225

Total, federal funds**\$ 1,166,644****ALZHEIMER'S DAY CARE RESOURCE CENTER**

Agr. #	Agency	Amount
A-09115	VNA Community Services	\$ 80,000

HEALTH INSURANCE COUNSELING & ADVOCACY PROGRAM

Agr. #	Agency	Amount
A-09116	Alliance on Aging	\$ 109,261
A-09117	Legal Services for Seniors	20,739

Total, Older Californians Act funds **\$ 210,000**

CRIMINAL JUSTICE:

- 0602.500 26. **Approved and authorized** the Sheriff to modify the current "Defeat the Heat" Drag Racing Program held at the Laguna Seca Recreation Area to include participants 21 years of age and younger who are recent high school graduates or matriculating students and allow other Monterey County Law Enforcement Agencies to participate in the "Defeat the Heat" Drag Racing Program.
- 0402.150 NA/4 **Accepted** the 2001-2002 Annual Report from the Monterey County Law Library Board of Trustees.

GENERAL GOVERNMENT:

- 6300.000 27. **Approved** Action Minutes for the meetings of Monday, July 15, 2002, Tuesday, July 16, 2002, and Wednesday, July 17, 2002, copies having been distributed to each Board Member.
- 0125.000 28. **Agreement Nos. A-08788 and A-09118: Authorized** the Assistant County Administrative Officer-Environmental Resource Policy to increase contracts for professional services related to East Garrison Fort Ord Redevelopment with Keyser Marston Associates and Sheppard, Mullin, Richter and Hampton to an aggregate amount not to exceed \$349,000.
- 0800.600 29. **Approved** request from the North County Recreation and Park District for dry period loan of \$100,000.
- 4100.000 30. **Adopted** an Investment Policy for the Section 457
0950.000 Retirement Savings Plan.
- 0110.000 31. **Agreement No. A-09119: Approved and authorized** the Agricultural Commissioner to sign Standard Agreement 02-0159 with the State of California Department of Food and Agriculture in the amount of \$1,260 for high-risk trapping on exports to China for the period of July 1, 2002 through June 30, 2003.
- 0110.000 32. **Agreement No. A-09120: Approved and authorized** the Agricultural Commissioner to sign Standard Agreement 02-0052 with the California Department of Food and Agriculture in the amount of \$2,800 for the Organic Spot Inspection Program for the period of July 1, 2002 through June 30, 2003.
- 2800.000 33. **Introduced Ordinance, waived reading, and set** August 27, 2002 at 10:00 a.m. for public hearing to consider an Ordinance adding Chapter 2.82 to the Monterey County Code relating to the acceptance of photo documentation duly

issued by foreign governments for purposes of personal identification.

- 0110.000 34. **Agreement No. A-09121: Approved and executed** a Standard Agreement with Exhibits A and B between the County of Monterey and the State Department of Boating and Waterways for five floating restrooms for use at Lake San Antonio and Lake Nacimiento.
- 0401.850 35. **Accepted and approved** annual report of the Monterey County Historical Advisory Commission.
- 0200.260 36. **Approved** a two-month extension of the term of the Cable TV Franchise of Charter Communications pending completion of the negotiations for a franchise renewal.
- 0125.000 37. **Agreement Nos. A-09122, A-09123 & A-09127: Authorized** the County Administrative Officer to enter into contracts with Shute, Mihaly and Weinberger, LLP, Freilich, Leitner and Carlisle, and Project Design Consultants, not to exceed \$720,000 for work on the Rancho San Juan Specific Plan.

PLANNING AND BUILDING INSPECTION:

- 0125.000 38. **Agreement No. A-09124 & A-09125: Approved, and authorized** the Chair to sign on behalf of the Board, the Professional Services Agreement with Denise Duffy & Associates, Inc., in an amount not to exceed \$36,530, for preparation of an Environmental Impact Report (EIR) for the Amaral-Morisoli Subdivision (PLN020016); direct the County Purchasing Manager to issue a Purchase Order in that amount; and **approved and authorized** the Chair to sign a Reimbursement Agreement with Albin Morisoli (maximum \$41,295) to provide reimbursement for the expenses for preparing the EIR.
- 0125.000 39. **Agreement No. A-09126: Approved and authorized** the Chair to sign the Professional Services Agreement with Avery Associates Inc. for recruitment and classification services.
- 5900.000 40. **Accepted** Final Map, Tax Report, Subdivision Improvement Agreement, Road Drainage and Maintenance Agreement, Faithful Performance Bond, Labor and Material Bond, Subdivision Monument Bond, Covenant regarding water connections, Notice regarding compliance with septic system design and soils and percolation report, Notice regarding compliance with protected plant species report and re-vegetation of disturbed areas, Deed Restriction regarding water conservation measures, Memorandum regarding compliance with Inclusionary Housing Ordinance, Conservation and Scenic Easement Deed, Indemnification Agreement, Subdivision Title Guarantee, and recording fees for a Standard Subdivision for Don Chapin (Moonglow Estates Subdivision - SB95003 and PLN990005), consisting of 15

parcels, located north of Pesante Road at King Road, Prunedale area. Assessor's Parcel Number 125-091-013.

(Continued from Tuesday, July 23, 2002)

BOARD ACTION: Upon motion of Supervisor Pennycook, seconded by Supervisor Johnsen, and carried by those members present with Supervisor Calcagno having recused himself, the Board approved the staff's recommendations with regard to the Standard Subdivision for Don Chapin (SB95003 and PLN990005), consisting of 15 lots, located north of Pesante Road, at King Road, Prunedale area (Assessor's Parcel Number 125-091-013). The motion included the statements made by County Counsel, regarding the understanding that the appropriate traffic impact fees will be applied for the project's pro rata share for the connection of Pesante Road to Crazy Horse. The motion also included direction to staff to report back to the Board on Tuesday, August 27, 2002, on what are the County's available options, including prospective building permits or any other legal mechanism that the County still retains, to collect remaining pro rata shares from the other three subdivision projects conditioned to contribute to the Pesante Road extension.

PUBLIC WORKS:

- 4600.000 41. **Approved** two grant applications submitted to the Department of Fish and Game for the Pacific Coast Salmon Recovery Fund in the amount of \$39,251 for Watershed Studies on Coast Road and Tassajara Road.
- 2800.000 42. **Introduced, waived the reading, and set** August 27, 2002 at 10 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 on a portion of Carmel Valley Road east of Via Petra, Carmel Valley.
- 2800.000 43. **Introduced, waived the reading, and set** August 27, 2002 at 10 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 the intersection of Del Monte Farms Road and Archer Road, Castroville area.
- 2800.000 44. **Introduced, waived the reading, and set** August 27, 2002 at 10 a.m. for a public hearing to adopt an ordinance amending Monterey County Code Title 12 Section 12.24.030 to establish a yield intersection at Robinson Canyon Road and Carmel Valley Road eastbound off-ramp, Carmel Valley.
- 2800.000 45. **Introduced, waived the reading, and set** August 27, 2002 at 10 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 Section 12.28.065 to establish a 20-minute limit parking restriction on Rosehart Way, near Chualar.

- 0525.000 46. **Awarded** contract in the amount of \$1,497,040 to Granite Rock Company dba Pavex Construction Division for construction of the Blanco Road Overlay Project.
- 0125.000 47. **Agreement No. A-08669: Approved** Amendment No. 2 at no change in cost to the Professional Services Agreement with URS Corporation to delete project management services and provide full-time construction inspection services on the Lewis Creek Road Bridge No. 420 Replacement Project.
- 0525.000 48. **Approved and accepted** completion of California Forest Highway Project 129, Arroyo Seco Road, Replacement of County Bridge Nos. 324 and 326.

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