

A C T I O N M I N U T E S**MONTEREY COUNTY BOARD OF SUPERVISORS****Tuesday, November 5, 2002 at 9:30 a.m.****9:30 a.m.**

S-1 Additions and corrections to Agenda

Upon motion of Supervisor Pennycook, seconded by Supervisor Armenta, and unanimously carried by those members present, with Supervisor Calcagno absent temporarily, the Board approved the following additions and corrections to the Agenda:

It is noted for the record that Scheduled Item No. S-5, a continued public hearing to approve an application for a Combined Development Permit for Paul & Marianne Hoffman, PLN010577, (appealed to the Board by William Flaherty), will be continued to Tuesday, November 26, 2002 at 2:30 p.m.

Remove from the agenda, and take no action on Item No. 1 under "Appointments," to reappoint Anthony Gallino to the Pajaro Valley Water Management Agency Board of Directors, for a two-year term expiring on December 1, 2004.

Add under "Consent, Planning and Building Inspection," approve and authorize the Chair to sign on behalf of the Board, the Professional Services Agreement with Michael Brandman Associates, Inc., in an amount not to exceed \$347,995, for preparation of a Revised Environmental Impact Report (REIR) for the September Ranch Subdivision (PC95062) (APN 015-171-10 and 12, and 015-381-13 and 14); to direct the County Purchasing Manager to issue a Purchase Order in that amount; and to approve and authorize the Chair to sign a Reimbursement Agreement with September Ranch Partners (Maximum \$453,907) to provide reimbursement for the expenses of preparing the REIR.

Upon the request of Supervisor Pennycook, adjourn today's meeting in memory of Carol Lacy, deceased.

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

S-3 PUBLIC COMMENT PERIOD: **None.**

APPOINTMENTS:

1. **REMOVED FROM THE AGENDA; NO ACTION TAKEN** to reappoint Anthony Gallino to the Pajaro Valley Water Management Agency Board of Directors, for a two-year term expiring on December 1, 2004. (Full Board)

OTHER BOARD MATTERS:

- 6300.000 2. Board comments and referrals: **Supervisor Pennycook introduced the featured pets of the week. The new cat is Elizabeth, a 2-year-old female, domestic long-haired mix, with a beautiful black coat. The new dog is Roxie, a 6-month old female Rottweiler. These pets, among others, are available for adoption from the Monterey County Animal Shelter.**
- 0600.025 3. County Administrative Officer's Comments and Reports: **None.**
- 2050.000 4. **Resolution No. 02-380: Adopted** a Resolution commending Robert Romera, Monterey County Parks Department, upon his retirement from public service. (Potter)
BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Pennycook, and unanimously carried by those members present, with Supervisor Calcagno absent temporarily.
- 6300.000 5. **Referred** consideration of forming a Board subcommittee to evaluate and recommend nominees to various boards which are required to nominate two or more names for appointment, to the County Administrative Officer for evaluation and report back to the Board. (Potter)
BOARD ACTION: Upon motion of Supervisor Potter, seconded by Supervisor Pennycook, and unanimously carried by those members present, with Supervisor Calcagno absent temporarily.

SCHEDULED MATTERS

10:00 a.m.

- 3600.000 S-4 Held public hearing to consider an appeal from Helaine Clark, from the decision of the Planning Commission approving an extension of a Use Permit amending the number of coast live oak and Monterey pine trees originally approved for removal on nine lots of record, and amending the building envelopes on two of the lots (lots 4 and 6) (Investmark, Inc.; PLN980621). The project is located southerly of Congress Road between Congress Road and David Avenues in the Monterey Peninsula Country Club (Assessor's Parcel Numbers 007-103-004 through 007-103-012), Greater Monterey Peninsula area, Del Monte Forest.
BOARD ACTION: Upon motion of Supervisor Johnsen, seconded by Supervisor Pennycook, and unanimously carried, the Board continued this item indefinitely, and approved the staff's recommendation to review and re-circulate the Initial Study for this project.

3150.000 S-5 Continued public hearing to approve a Combined Development Permit (Hoffman/PLN010577) consisting of a Coastal Administrative Permit and Design Approval for the demolition of an existing single-family dwelling and the construction of a new 7,824 sq. ft. split-level, single-family dwelling with an attached three-car garage and grading (1,095 cu. yds. cut, 832 cu. yds. fill); a Coastal Development Permit for development on slopes greater than 30%; and a Variance to exceed the 5,000 sq. ft. structural-coverage limit for the Pescadero Watershed. The property is located at 1488 Bonifacio Road, Pebble Beach (Assessor's Parcel Number 008-341-027-000), Del Monte Forest area, Coastal Zone.

BOARD ACTION: The Board continued this public hearing to Tuesday, November 26, 2002 at the hour of 2:30 p.m.

0550.325 S-6 **Received** Monterey County Government Center Project Update.
BOARD ACTION: Jim Colangelo, Assistant County Administrative Officer, introduced Dennis McCoy from NOVA Partners, and Mark Otsea and Allen Bright representing the Architectural Firm of HOK. The presentation was hereby received.

11:00 a.m.

0602.550 S-7 **Accepted** CHERISH (Children's Emergency Intake Shelter) Report recommendations; establish bed reservation rates; and authorize Social Services to seek grant funding..
BOARD ACTION: Upon motion of Supervisor Calcagno, seconded by Supervisor Johnsen, and unanimously carried by those members present, with Supervisor Pennycook absent temporarily, the Board approved the staff's recommendations.

2050.000 S-8 **Resolution No. 02-385: Adopted and presented** Resolution, and receive presentation from Partners for Peace.
BOARD ACTION: Upon motion of Supervisor Armenta, seconded by Supervisor Calcagno, and unanimously carried by those members present, with Supervisor Pennycook absent temporarily.

11:30 a.m.

S-9 Closed Session with working lunch 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. Diaz, et al. v. Natividad Medical Center, 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 San Antonio Resorts, Inc.
- 2. Claim of Water World Resorts, Inc.

BOARD ACTION: The Board denied both claims.

0950.000 c. Pursuant to Government Code Section 54957, the Board will discuss one matter of public employment:
Position Title: County Counsel

BOARD ACTION: No reportable action taken.

6200.000 NA/1 **Upon motion of Supervisor Johnsen, seconded by Supervisor Calcagno, and unanimously carried by those members present with Supervisor Pennycook absent temporarily, the Board approved the following emergency addition to the Closed Session:**

Conference with real property negotiators pursuant to Government Code Section 54956.8:
Property: East Garrison area of the former Fort Ord;
Negotiating Parties: Monterey County Redevelopment Agency; County of Monterey; Woodman Development.

BOARD ACTION: No reportable action taken.

ORDER FOR ADJOURNMENT IN MEMORY OF CAROL LACY, 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 Pennycook, and unanimously carried by those members present with Supervisor Calcagno absent, the Board approved the following actions, except as otherwise noted:

HEALTH AND SOCIAL SERVICES:

- 0601.000 6. **Resolution No. 02-386: Approved and authorized** the Director of Health to sponsor two three-year grant applications to the State Department of Alcohol and Drug Programs for the California Safe and Drug Free Schools and Communities Grant Program in the amount of \$1,199,627 for Federal Fiscal Years 2002 through 2005.
- 0601.000 7. **Resolution No. 02-387: Approved and authorized** the Director of Health to submit a grant application to the Substance Abuse and mental Health Services Administration Center for Substance Abuse Treatment in the amount of \$1,498,168 for Federal Fiscal Years 2002 through 2005 to expand treatment services for persons dually-diagnosed with mental illness and chemical dependency.
- 0601.000 8. **Approved and authorized** the Director of Health to submit future Farm and Ranch Solid Waste Cleanup and Abatement Grant Applications, to the California Integrated Waste Management Board (CIWMB), in an amount not to exceed \$200,000 each year and not to exceed \$50,000 for each illegal solid waste cleanup site on farm and ranch property.
- 0110.000 9. **Agreement No. A-08756: Approved and authorized** the Chair to sign Standard Agreement Amendment A01, #01-15723 with the California Department of Health Services for provision of AIDS Case Management Program services for the period of July 1, 2001 through June 30, 2002.

CRIMINAL JUSTICE:

- 0125.000 10. **Agreement No. A-09235: Approved and authorized** the Sheriff to sign Professional Services Agreement with Identix, Inc. for maintenance and support services for live scan fingerprint equipment located at the Sheriff's Department and Various Law Enforcement Agencies in Monterey County.

GENERAL GOVERNMENT:

- 6300.000 11. **Approved** Action Minutes for the following meetings: Tuesday, September 24, 2002, and Tuesday, October 1, 2002, copies having been distributed to each Board Member.
- 2800.000 12. **Resolution No. 02-389: Adopted** Resolution of Intention to approve amendments to the Contract between the County of Monterey and the Public Employees' Retirement System to provide Section 20042 (One-Year Final Compensation) for Safety Coverage Groups 77101 and 77102 (Bargaining Units M and N) and introduce, waive first reading, and **set** for hearing on November 26, 2002 at 10:00 a.m., an Urgency Ordinance to authorize the contract amendment.

- 0125.000 13. **Agreement No. A-09236: Approved** a contract with Personal Resource Systems, Inc. also known as GoInnovate! to tailor the GoInnovate! Academy training program to Monterey County needs; to deliver a three-day academy to the Health Department; to certify four (4) people to deliver the GoInnovate Academy to other County employees; pay royalties for up to 100 participant manuals; and to provide for licensing fees, travel and consulting services, for a total contract amount not to exceed \$36,250 through June 30, 2003.
- 0601.600 14. **Accepted** a donation of five electric vehicles from National Park Service and Global Electric Motors GEMcar Vehicle Donation Program to the Monterey County Parks Department.

PLANNING AND BUILDING INSPECTION:

- 0125.000 NA/2 **Agreement Nos. A-09237 and A-09238: Approved and authorized** the Chair to sign on behalf of the Board, the Professional Services Agreement with Michael Brandman Associates, Inc., in an amount not to exceed \$347,995, for preparation of a Revised Environmental Impact Report (REIR) for the September Ranch Subdivision (PC95062) (APN 015-171-10 and 12, and 015-381-13 and 14); **directed** the County Purchasing Manager to issue a Purchase Order in that amount; and **approved and authorized** the Chair to sign a Reimbursement Agreement with September Ranch Partners (Maximum \$453,907) to provide reimbursement for the expenses of preparing the REIR.

PUBLIC WORKS:

- 4600.000 15. **Resolution No. 02-388: Approved** submission of a Bicycle Transportation Account (BTA) grant application in the amount of \$280,600 to the California Department of Transportation.

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