AGENDA
Tuesday, October 7, 2008

****PLEASE NOTE CHANGE IN MEETING START TIME****
9:30AM

The Clerk of the Board will issue a Supplemental Agenda on the Friday preceding this meeting. To see if there are any changes, please go to the County’s website at www.co.monterey.ca.us/cttb/agenda, or call the Clerk of the Board office at 755-5066. Urgency items, submitted after posting of the Supplemental Agenda and/or Regular Agenda, may be read in by the Clerk of the Board at the beginning of the meeting.
MEETING PROCEDURES

The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901.

As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

ALTERNATE AGENDA FORMATS: If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

The agenda is divided into two sections:

REGULAR CALENDAR: These items include significant financial and administrative actions, and items of special interest, usually approved by a single majority vote for each program. The regular calendar also includes “Scheduled Matters,” which are noticed hearings, work sessions and public hearings.

CONSENT CALENDAR: These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by a single majority vote.

TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA: Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board’s action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

TO ADDRESS THE BOARD DURING PUBLIC COMMENT: Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

DOCUMENT DISTRIBUTION: Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

INTERPRETATION SERVICE POLICY: The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for translation assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un intérprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un intérprete. Los pedidos se deberán hacer lo más pronto posible, y a lo mínimo 24 horas de anticipio de cualquier reunión de la Cámara de Supervisores.

All documents submitted by the public must have no less than ten (10) copies.

The Clerk of the Board of Supervisors must receive all materials for the agenda packet by noon on the Tuesday one week prior to the Tuesday Board meeting.
9:00 A.M.

ROLL CALL:

CLOSED SESSION:

S-1 Closed Session under Government Code section 54950, relating to the following items:

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

b. Pursuant to Government Code section 54956.9(b), the Board will confer with real property negotiators.

Property: The public rights of way in Waste Management Company's "Western Franchise" and "Northeastern Franchise" area of the County.

Agency Negotiator: Len Foster

Negotiating Parties: County of Monterey and Waste Management Corporation

Under negotiation: Price and terms

1. Additions and Corrections to Closed Session Items

The Clerk of the Board will announce agenda corrections and proposed additions which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

10:30 A.M.

ROLL CALL:

2. Pledge of Allegiance

3. Additions and Corrections

The Clerk of the Board will announce agenda corrections and proposed additions which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

4. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
5. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY (See Supplemental Sheet)

OTHER BOARD MATTERS:

6. Board Comments, Referrals, and Updates

7. CAO Comments

8. Public Comment (Limited to 3 minutes per speaker)


APPOINTMENTS:

10. Reappoint William Foley to the Santa Cruz-Monterey Managed Medical Care Commission, dba, Central Coast Alliance for Health, for a term ending October 7, 2012. (Full Board)

11. Reappoint Rev. Al Davis to the Community Action Commission, for a term ending July 1, 2011. (Supervisor Mettee-McCutchen)

SCHEDULED MATTERS:

S-2 Receive and accept the Fiscal Year (FY) 2007-08 Budget End of Year Report and provide direction to staff.

S-3 a. Receive a report on recommended Fiscal Actions to mitigate State Budget impacts, local revenue issues and investment losses; and  
    b. Approve immediate implementation of Countywide Fiscal Actions, which include a hiring freeze, purchasing freeze of fixed assets, reduction of non-essential expenses, and other actions as outlined.

S-4 Consider adopting a Resolution finding that the 2008 Monterey County General Bikeways Plan is in conformity with the adopted 1982 General Plan and the Local Coastal Program, and consider adopting the 2008 Update of the Monterey County General Bikeways Plan.
ORDER FOR ADJOURNMENT
IN THE MEMORY OF JEAN BOUTONNET
TO TUESDAY, OCTOBER 14, 2008

Future Board Meetings:
Tuesday, October 14, 2008
Tuesday, October 21, 2008
Tuesday, October 28, 2008
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:


13. a. Direct the Contracts/Purchasing Officer to reject all proposals received pursuant to RFP No. 10118 – Exclusive Solid Waste Collection, Transportation, Recycling and Diversion Services in the Unincorporated County; and
b. Authorize the Director of Health to develop and release a new RFP for exclusive solid waste collection, transportation, recycling and diversion services in the Unincorporated County.

HEALTH AND SOCIAL SERVICES:

14. a. Approve and authorize the Director of Health to sign, accept, and implement the new two (2) year $200,000 "Adult Drug Court Discretionary Grant Program";
b. Approve and amend the Fiscal Year (FY) 2008-09 Health Department Budget Unit 417 to increase estimated revenue and appropriations in the amount of $100,000 (4/5th vote required); and
c. Direct the Auditor-Controller to amend the FY 2008-09 Health Department Budget Unit 417 to reflect the change in estimated revenue and appropriations.

GENERAL GOVERNMENT:

15. Approve and authorize the Contracts/Purchasing Officer to sign Master Agreements with Casa De Floors and California Tile Installers, to provide tile flooring services on an as-needed basis for projects of $10,000 or less each, to the County of Monterey for the initial term of the date of signing the Agreements, through December 31, 2010, including the option to extend each Agreement for three (3) additional one (1) year periods, with a yearly aggregate value estimated not to exceed $150,000 for each Agreement, in accordance with the terms and conditions set within each Agreement.

16. Approve amendments to the conflict of interest code of the Parks Department of Monterey County

17. Approve and authorize the Contracts/Purchasing Manager to sign a Professional Services Agreement with the law firm of Duane Morris & Associates, not to exceed $100,000 for interim risk management legal consulting and support services.
RMA - PLANNING DEPARTMENT:

18.  a. Approve a Professional Services Agreement (PSA) with EMC Planning Group, Inc., where the Base Budget is $124,545 with a Contingency of $18,682, for a total amount not to exceed $143,227, to provide the Rancho Cielo Youth Campus Master Plan Environmental Impact Report (PLN080351) in the Salinas area, for a term through August 1, 2009;

   b. Approve a funding Agreement with Rancho Cielo, Inc., where the Base Budget is $124,545 with a contingency of $18,682, for a total amount not to exceed $143,227, to allow funding of costs incurred by EMC Planning Group, Inc., to provide the Rancho Cielo Youth Campus Master Plan Environmental Impact Report (PLN080351) in the Salinas area, for a term through August 1, 2009; and

   c. Authorize the Director of Planning to execute the PSA, funding Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amounts.

   (Contract - PDPD060200/EMC Planning Group, Inc., County-wide)

RMA – BUILDING DEPARTMENT:

19. Introduce, waive first reading, and set public hearing for October 14, 2008, at 10:30 a.m. for an Ordinance of the County of Monterey, State of California, to add Chapter 1.22 (Administrative Remedies for Code Enforcement) and Chapter 2.98 (Code Enforcement Board) to the Monterey County Code for Administrative Procedures that governs the imposition, enforcement, collection, and administrative review of administrative fines or penalties for violations of the Monterey County Code.

   (Ordinance - PLN040372/Administrative Procedures Draft, County-wide)

RMA - PUBLIC WORKS:

20.  a. Accept a Grant Easement Deed for the Cañada Woods North Subdivision, Carmel Valley Area; and

   b. Authorize the Acting Public Works Director to execute the Certificate of Acceptance and Consent to Recordation for the Grant Easement Deed on behalf of the County.

21.  a. Approve a Professional Services Agreement (PSA) with AEPC Group, LLC, to provide architectural and engineering design services for the Youth Center Modular Educational Facility Replacement Project, in an amount not to exceed $42,125 for a term through December 31, 2008; and

   b. Authorize the Contracts/Purchasing Officer to execute the PSA and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.
22. a. Approve and authorize the Contracts/Purchasing Officer to execute a Lease Agreement, effective on or around July 1, 2008, through January 31, 2012, with SIBS, a Limited Partnership, for 4,341 square feet of space located at 632 East Alisal Street, 2nd Floor, Salinas, California, for use by the Health Department, WIC Program;
b. Direct the Auditor-Controller to make lease payments in the amount of $1,500 per month, effective July 1, 2008, and in accordance with the terms of the Agreement; and
c. Authorize the optional extension of the Lease Agreement for one additional five (5) year period under the same terms and conditions, if deemed by the Contracts/Purchasing Officer to be in the best interest of the County.

MONTEREY COUNTY REDEVELOPMENT AGENCY

23. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey, take the following actions relating to the receipt of bids for construction of the Japanese Schoolhouse Historic Restoration Project in Castroville, Project No. 09-721720:
a. Award a contract in the amount of $634,000 to William A. Thayer Construction, Inc., 2600 Garden Road, Suite 215, Monterey, CA 93940;
b. Establish a contingency not to exceed fifteen percent (15%) of the amount bid; and
c. Authorize the Director of Redevelopment and Housing to execute the contract.

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Supplemental Agenda for Tuesday, October 7, 2008

Revised Meeting Start Time
MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY REDEVELOPMENT AGENCY
TUESDAY, OCTOBER 07, 2008
9:30 AM

AGENDA ADDENDA
THE FOLLOWING ITEMS HAVE BEEN ADDED TO THE AGENDA SINCE RELEASE OF
THE AGENDA TO THE PUBLIC:

Under Closed Session:
SA-1 S-1 c. Pursuant to Government Code section 54956.9(b), the Board will confer
regarding one item of significant exposure to litigation.

Under Other Board Matters:
SA-2 Adopt a Proclamation declaring the month of October as International Walk to School
Month in the County of Monterey; and, October 8th as International Walk to School
Day in the community of Castroville, CA. (Supervisor Calcagno)

CONSENT CALENDAR CORRECTION
THE FOLLOWING AGENDA ITEM HAS BEEN MOVED FROM THE NATIVIDAD
MEDICAL CENTER DEPARTMENT DESIGNATION TO THE HEALTH AND SOCIAL
SERVICES DEPARTMENT DESIGNATION:

SA-3 13. a. Direct the Contracts/Purchasing Officer to reject all proposals received
pursuant to RFP No. 10118 – Exclusive Solid Waste Collection,
Transportation, Recycling and Diversion Services in the Unincorporated
County; and
b. Authorize the Director of Health to develop and release a new RFP for
exclusive solid waste collection, transportation, recycling and diversion
services in the Unincorporated County.