ACTION MINUTES
MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY WATER RESOURCES AGENCY

TUESDAY, JULY 8, 2008
9:00 A.M.

ROLL CALL:
Present: Supervisors Armenta (Chair), Calcagno, Salinas, Mettee-McCutcheon, Potter

ADDED TO CLOSED SESSION: S-1b. 6. Ross Killian vs. County of Monterey

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

a. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the following public employment position:
   1. Natividad Medical Center CEO

RESULTS OF CLOSED SESSION: The Board performed performance evaluation and discussed goals and objectives for the CEO of Natividad Medical Center.

b. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding the following existing litigation:
   1. The Preserve Golf Club vs. County of Monterey
   2. Kellie Beck (WC)
   3. Debra Green (WC)
   4. Jane Grubb (WC)
5. James Halleck (WC)

6. Ross Killian vs. County of Monterey

RESULTS OF CLOSED SESSION: Item 1: The Board discussed existing litigation and approved an amendment to the contract with Kronick, Moskovitz, Tiedemann, and Girard Law Firm to amend the billing rates. Items 2, 3, 4, and 5: The Board approved tentative settlements in those matters. Item AC-2, 6: The Board denied the settlement offer; trial is scheduled for July 14, 2008.

c. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators regarding the following property:
   1. All Monterey County Superior Court facilities, locations: 240 Church Street, Salinas; 1200 Aguajito Road, Monterey; 250 Franciscan Way, King City; 3180 Del Monte Boulevard, Marina; and 1422 Natividad Road, Salinas. Negotiators: the Administrative Office of the Courts, State of California, and Nick Chiulos for the County of Monterey.

RESULTS OF CLOSED SESSION: The Board conferred with labor negotiator Nick Chiulos regarding all Monterey County Superior Court facilities and provided direction on how to negotiate those agreements.

d. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators (Units F, J, and H); Negotiator: Keith Honda for the County of Monterey.

RESULTS OF CLOSED SESSION: The Board conferred with labor negotiator Keith Honda and provided direction on how to proceed in those negotiations.

10:30 A.M.

ROLL CALL:
Present: Supervisors Armenta (Chair), Calcagno, Salinas, Mettee-McCutcheon, Potter.

1. Pledge of Allegiance led by Supervisor Armenta

2. Additions and Corrections

   Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, the Board is asked to make the following additions and corrections:

   AC-1 CORRECTED S/A-1 Under Consent / General Government
   a. Authorize the Office of Emergency Services Manager to accept a grant from the California Office of Homeland Security in the amount of $186,297 for purchase of a telephone emergency notification system;
   b. Approve and authorize the Contracts/Purchasing Officer to execute an agreement with Twenty First Century Crisis Communications, LLC, a wholly
owned subsidiary of Twenty First Century Communications, to purchase a Telephone Emergency Notification System in an amount not to exceed $250,000; and

c. Accept Non-Standard County Liability and Indemnification provisions as recommended by the Director of Emergency Communications.

AC-2 ADDED TO CLOSED SESSION S-1 b. 6. Ross Killian vs. County of Monterey Motion by Supervisor Potter, seconded by Supervisor Salinas. All Ayes

3. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)

NOTE: Supervisor Potter announced he abstained from Consent Item 36

PUBLIC COMMENT:
· Hans Jongens commented on Consent Items 32; 37; and 43.

Supervisor Calcagno pulled Consent Item 37 to return on July 22, 2008.

Consent Items 17- 43 except Consent Item 36:
Motion by Supervisor Calcagno, seconded by Supervisor Salinas. All Ayes

Consent Item 36: Motion by Supervisor Salinas, seconded by Supervisor Armenta. 4 Ayes; 1 Abstain Supervisor Potter

4. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY (See Supplemental Sheet)
Motion by Supervisor Salinas, seconded by Supervisor Calcagno. All Ayes

OTHER BOARD MATTERS:

5. Board Comments, Referrals, and Updates
· Supervisor Potter expressed his appreciation for the cooperation and efforts of many members of County of Monterey, State and Federal levels advocating for the Big Sur Community with regard to the Big Sur Fire.
· Supervisor Salinas echoed the sentiments of Supervisor Potter and is looking forward to the continued level of cooperation and coordination during this critical time with the Indian Fire and Basin Complex Fire.
· Supervisor Calcagno made two referrals: 1) Bring back a proposal of clarification for the Castroville Community Plan; and 2) Propose an ordinance within 60 days to limit approval of Mills Act contracts to three per year.
· County Counsel McKee stated Mr. Healy resigned as North Monterey County Unified School District Trustee. (Supervisor Armenta’s Referral of June 24, 2008)
· Supervisor Armenta requested a report on the potential use of an all paper ballot process for future elections within 90 days.
6. **CAO Comments**
   Lew Bauman expressed great appreciation and gratitude for fire personnel; Monterey County staff; the Forestry Service; City Jurisdictions; Special Districts; and the Big Sur community all fighting the wildland fires.

7. **Public Comment (Limited to 3 minutes per speaker)**
   - George Riley spoke regarding transparency issues with the election process.
   - Julie Filice spoke regarding SEIU Local 521 and stated the trigger requirements for the reopeners have been met for Units J, F, and H contracts.
   - Tom Carvey, Executive Director to Common Ground Monterey County, spoke regarding the draft EIR and the General Plan scheduling.
   - Tiffany DiTullio, President and CEO Salinas Valley Chamber, echoed Mr. Carvey’s comments regarding the General Plan scheduling.
   - Bob Perkins, Executive Director of Monterey County Farm Bureau, echoed sentiments of Tom Carvey and Tiffany DiTullio.
   - Christine Kemp, representing land owners in Monterey County, spoke regarding the General Plan schedule and release of the draft EIR; also commented on the wildland fires.
   - Chris Bunn affirmed comments of Tom Carvey.
   - Hans Jongens commented about his question from the Consent Agenda; a newspaper article regarding the possible building of a Wal-Mart in Soledad.
   - Alfred Infante-Diaz, CHISPA, commented on the General Plan process moving forward and the continued need for affordable housing.

8. **Adopted Resolution No. 08-238** - honoring Kathleen Heidrick upon her retirement from the Monterey County Department of Social and Employment Services for over thirty-three years of public service. (Full Board)
   **Motion by Supervisor Salinas, seconded by Supervisor Potter. All Ayes**

9. **Resolution No. 08-239** - Proclaimed the Month of August 2008 as "Breastfeeding Awareness Month" in Monterey County.
   **Motion by Supervisor Salinas, seconded by Supervisor Potter. All Ayes**

**APPOINTMENTS:**

10. **Reappointed Michelle Kalinski, M.D.; Harold Wolgamott; Michael Hutchinson; Police Chief J. Michael Klein; and Nancy Utterback to the Emergency Medical Services Council for terms ending June 30, 2010. (Full Board)**
   **Motion by Supervisor Potter, seconded by Supervisor Mettee-McCutcheon. All Ayes**

11. **Appointed Fire Chief Michael Urquides to the Emergency Medical Services Council for a term ending June 30, 2010. (Full Board)**
    **Motion by Supervisor Potter, seconded by Supervisor Mettee-McCutcheon. All Ayes**
12. Appointed Richard Guillen to the Emergency Medical Services Council to fill the unexpired term of Dave Mora ending June 30, 2009. (Full Board)
   *Motion by Supervisor Potter, seconded by Supervisor Mettee-McCutchon. All Ayes*

   *Motion by Supervisor Potter, seconded by Supervisor Mettee-McCutchon. All Ayes*

14. Reappointed Kurt Gollnick; Manuel Morales; Mike Manfre to the Agricultural Advisory Commission for terms ending June 30, 2011. (Full Board)
   *Motion by Supervisor Potter, seconded by Supervisor Mettee-McCutchon. All Ayes*

15. Reappointed Sylvia Rivera to the Mental Health Commission for a term ending May 31, 2011. (Full Board)
   *Motion by Supervisor Potter, seconded by Supervisor Mettee-McCutchon. All Ayes*

   *Motion by Supervisor Potter, seconded by Supervisor Mettee-McCutchon. All Ayes*

**SCHEDULED MATTERS**

S-2 a. Authorized the Acting Public Works Director to prepare and issue a Request for Proposal to develop sewer service rate recommendations for the Pajaro County Sanitation District; and

b. Directed the Acting Public Works Director to evaluate and report back to the Board on wastewater collection and treatment rate structure.
   *Motion by Supervisor Calcagno, seconded by Supervisor Salinas. All Ayes*

S-3 a. Adopted Resolution No. 08-240; Board Budget No. 08/09-001 - allocating all net revenue from the sale of hydroelectric power generated by the Nacimiento Hydroelectric Plant to the Salinas Valley Water Project (SVWP) Debt Service/Revenue Fund 465 for debt service on SVWP bonds;

b. Approved allocation of all Ad Valorem taxes received by the Monterey County Water Resources Agency (MCWRA) to the SVWP Debt Service/Revenue Fund 465 for debt service on SVWP bonds;

c. Approved allocation of all annexation fees received by the MCWRA to the SVWP Debt Service/Revenue Fund 465 for debt service on SVWP bonds; and

d. Approved the return of unused MCWRA funds as identified in Section 5.02(e) of the Installment Purchase Agreement for the SVWP bond issue.
   *Motion by Supervisor Calcagno, seconded by Supervisor Salinas. All Ayes*
S-4 Adopted Resolution No. 08-247 - approving issuance of Bonds not to exceed $35,000,000 and other related documents to implement the Salinas Valley Water Project, including to:

a. Approve the form of and authorize the execution and the delivery of an Indenture, an Installment Purchase Agreement, a Bond Purchase Agreement and a Continuing Disclosure Agreement;

b. Approve issuance of Monterey County Financing Authority Revenue Bonds, Series A (Salinas Valley Water Project);

c. Approve the form of and authorize the distribution of a Preliminary Official Statement and an Official Statement in connection therewith; and

d. Authorize the execution of other necessary documents and certificates and related actions as listed in the resolution.

Motion by Supervisor Calcagno, seconded by Supervisor Salinas. All Ayes

S-5 Adopted Resolution No. 08-241; Board Budget No. 08/09-003 - approving the transfer of $17 million of Certificates of Participation funding from the Parking Structure, Project No. 8777 to the Health Department Headquarters, Project No. 8776 and the transfer of County Discretionary funds from the Health Department Headquarters to the Parking Structure.

Motion by Supervisor Potter, seconded by Supervisor Salinas. All Ayes

12:00 P.M.

Recessed to Lunch - Legislative Committee – Canceled.

Joint Board Leadership Committee Meeting

1:30 P.M. RECONVENED:

ROLL CALL:
Present: Supervisors Armenta (Chair), Calcagno, Salinas, Mettee-McCutcheon, Potter.

S-6 Received oral report and considered recommendations from the Legislative Committee.

S-7 Agreement No. A-10193 - Approved and authorized the Director of Health to sign an amendment terminating the Agreement between the County of Monterey and Westmed Ambulance, Inc.

Motion by Supervisor Potter, seconded by Supervisor Salinas. All Ayes
S-8 Agreement No. A-11218 - Approved and authorized the Director of Health to sign an interim franchise Agreement between the County of Monterey and American Medical Response West, to serve as the County’s exclusive provider of paramedic and ambulance services, for the period September 1, 2008 through August 31, 2009.

PUBLIC COMMENT:
· Brain Smart, President of IFF Local 4513, representing the incumbent workforce of Monterey County, supported staff recommendation and seamless transition between Westmed and American Medical Response (AMR) employees.
· Steve Furtado, President of the City of Salinas Firefighters Local 1270, supported Westmed Ambulance employees being hired by American Medical Response (AMR).
· Brett Loomis, Acting Deputy Fire Chief with the City of Salinas Fire Department, supported EMS System in Monterey County and urged the Board to work with the new provider to help maintain the levels of service they have provided over the past 20 years.

Motion by Supervisor Potter, seconded by Supervisor Salinas. 4 Ayes; 1 No - Supervisor Armenta

S-9 Held a public hearing and approved annexation of APN 125-102-046 totaling 5.00 acres into the Monterey County Water Resources Agency Zone 9 as a condition of approval for a minor subdivision, and directed applicant to supply proof of successful application with the State Board of Equalization.

Motion by Supervisor Salinas, seconded by Supervisor Calcagno. All Ayes

S-10 Considered and continued the hearing to August 19, 2008 for an appeal to adopt a Mitigated Negative Declaration and Mitigation Monitoring Reporting Plan; and approve a Coastal Development Permit consisting of a Tentative Parcel Map creating four parcels of 3 acres, 3 acres, 3 acres, and 11 acres. (Appeal - PLN080185/Spanish Congregation, 25 Sill Road (Kingshall Road) North County Area, Coastal Zone)

PUBLIC COMMENT:
· Margie Kay, appellant, stated Carmel Highlands Protection District is listed on staff report and should be North County Fire Protection District. Stated Pajaro Valley Water Management Agency is in a worse case scenario as of last Wednesday’s Board meeting. Ms. Kay stated she has only received one quarterly report on water supply solutions and suggested reviewing template usage.

Motion by Supervisor Mettee-McCutchon, seconded by Supervisor Calcagno. 4 Ayes; 1 Absent – Supervisor Potter
S-11 Considered and continued the hearing to July 22, 2008 for an appeal of the Zoning Administrator’s determination regarding the adoption of a Mitigated Negative Declaration and approval of a Combined Development Permit (PLN060735/ Skee & Chang) consisting of a 1) Coastal Administrative Permit to allow the construction of a new two-story 2,950 square foot single family dwelling with a 545 square foot attached garage, 1,130 cubic yards of grading, and retaining walls; 2) Coastal Development to allow development within 750 feet of archaeological resources; and 3) Design Approval. (Appeal, Discretionary Decision - PLN060735/Skeen & Chang, 26327 Scenic Road, Carmel, Carmel Area Land Use Plan)

PUBLIC COMMENT:
- Unknown speaker on behalf of Skeen and Chang, supported continuance to July 22, 2008 and objected to any further continuances.
- Molly Erickson on behalf of appellant, requested a continuance date after July 22, 2008.

Motion by Supervisor Mettee-McCutcheon, seconded by Supervisor Calcagno. 4 Ayes; 1 Absent – Supervisor Potter

S-12 a. Board Budget No. 08/09-004 - Approved the transfer of $933,900 from Capital Projects Fund (Fund 010, Budget Unit 173), Account 6701 (Undesignated) to Facilities Projects Fund (Fund 009, Budget Unit 166), Account 6310 (Maintenance - Facilities & Construction) to fund additional project costs for Jail (Sheriff) and Juvenile Hall (Probation) projects;

b. Directed the Auditor-Controller to increase appropriations in Fund 009, Budget Unit 166 (Facilities Projects) Account 6310 (Maintenance - Facilities & Construction) and increase related estimated revenue in Fund 009, Budget Unit 166, Account 5931 (Operating Transfers In) by $933,900 respectively (4/5ths vote required); and

c. Directed the Auditor-Controller to move appropriations in the amount of $933,900 within Fund 010, Budget Unit 173, from Account 6701 (Undesignated) to Account 6990 (Operating Transfers Out) (4/5ths vote required).

Motion by Supervisor Calcagno, seconded by Supervisor Salinas. 4 Ayes; 1 Absent - Supervisor Potter

S-13 a. Adopted Resolution No. 08-242 - finding that the repairs and renovations in various shower stalls of the Monterey County Adult Detention Facilities, located at 1410 Natividad Road, Salinas continues to pose an emergency requiring immediate action without adopting plans and specifications and giving notice for bids to let contracts; and

b. Adopted Resolution ratifying the execution of emergency contracts and emergency actions taken by the Contracts Purchasing Officer or his designee to respond to the emergency (4/5ths vote required).

Motion by Supervisor Salinas, seconded by Supervisor Calcagno. 4 Ayes; 1 Absent – Supervisor Potter
ORDER FOR ADJOURNMENT  
TO TUESDAY JULY, 22, 2008

APPROVED:

/s/ Supervisor Armenta
CHAIR, BOARD OF SUPERVISORS

ATTEST:

NICHOLAS E. CHIULOS
Interim Clerk of the Board

By:  /s/ Denise Hancock
     DEPUTY
CONSENT CALENDAR

NOTE: Supervisor Potter abstained from Consent Item 36

PUBLIC COMMENT:
· Hans Jongens commented on Consent Items 32, 37, and 43.

Supervisor Calcagno pulled Consent Item 37 to return on July 22, 2008.

Consent Items 17- 43 except Consent Item 36:
Motion by Supervisor Calcagno, seconded by Supervisor Salinas. All Ayes

Consent Item 36:
Motion by Supervisor Salinas, seconded by Supervisor Armenta.
4 Ayes; 1 Abstain Supervisor Potter

NOTE: Supervisor Calcagno announced he wished to abstain from Consent Item 24.

Motion by Supervisor Potter, seconded by Supervisor Salinas to pull prior motion on Consent Items 24. All Ayes

Consent Item 24:
Motion by Supervisor Potter, seconded by Supervisor Salinas.
4 Ayes; 1 Recuse Supervisor Calcagno

NATIVIDAD MEDICAL CENTER:

17. Approved and authorized the Purchasing Manager to execute an Agreement between Accuro Healthcare Solutions and Natividad Medical Center (NMC), in an amount not to exceed $93,500 for the period, June 1, 2008 through May 31, 2011, for improved Revenue Cycle and updating of the Charge Master System at Natividad Medical Center.

HEALTH AND SOCIAL SERVICES:

18. Agreement No. A-11219 - Approved and authorized the Director of Child Support Services to sign an Inter-jurisdictional Employee Exchange Agreement between the California Department of Child Support Services and Monterey County Department of Child Support Services, for the period of March 1, 2008 through February 28, 2009.
19. Approved and authorized the Director of Child Support Services to sign a Plan of Cooperation between the California Department of Child Support Services and Monterey County Department of Child Support Services, for the period of June 1, 2008, through September 30, 2009.

20. Resolution No. 08-243 - Proclaimed state of local emergency relating to the spread of HIV among injection drug users in Monterey County.

21. a. Budget Unit No. 08/09-005 - Approved and amended the Health Department Behavioral Health Budget Unit 415 to reallocate 0.2 FTE Contract Physician to 0.2 FTE Psychiatrist position; and
b. Directed the Auditor-Controller’s Office to amend the Fiscal Year 2008-09 Health Department Mental Health Budget Unit 415 Position Allocation to reflect the changes.

22. a. Agreement No. A-11220 - Approved and authorized the Director of Health to sign a Mental Health Services Agreement with MJM Home Care for services to adults with severe psychiatric disabilities, in the annual amount of $54,750 for Fiscal Years 2008-09, 2009-10 and 2010-11 for a total agreement amount of $164,250; and
b. Authorized the Director of Health to sign up to three (3) future amendments to this Mental Health Services Agreement where the amendments do not exceed ten percent (10%) of the original contract amount, and does not significantly change the scope of work.

23. a. Board Budget No. 08/09-005 - Approved the transfer of $19,950 from the Juvenile Ward Trust Fund 080 to Budget Unit 256, Juvenile Institutions and Alternative Programs; and
b. Approved and directed the Auditor-Controller to increase Fiscal Year 2008-09 estimated revenues and appropriations in the amount of $19,950 in Budget Unit 256, Juvenile Institutions and Alternative Programs, for the purchase of recreational equipment, games and lounge area furnishings for juveniles in the Monterey County Youth Center and Juvenile Hall (4/5ths vote required).

GENERAL GOVERNMENT:

24. a. Approved the submittal of an application to the Economic Development Administration (U.S. Department of Commerce) for a Planning and Technical Assistance Grant for Castroville and Moss Landing; and
b. Authorized the Director of the Redevelopment and Housing Office to sign the application submittal documents as well as any contracts, amendments and other documents related to the application and grant funds.

Motion by Supervisor Potter, seconded by Supervisor Salinas.
4 Ayes; 1 Recuse Supervisor Calcagno
25. a. Agreement No. A-11221; Board Budget No. 08/09-007 - Approved a Productivity Investment Fund Loan to the Parks Department in the amount of $510,000 to fund capital improvement projects at the Lake Resorts (Attachment 1) (4/5ths vote required); b. Directed the Auditor-Controller to amend the Fiscal Year 2008-09 Parks Department Budget to increase estimated revenues and appropriations in the amounts of $204,000 in Budget Unit 759 and $306,000 in Budget Unit 758 (4/5ths vote required); and c. Directed and authorized the Contracts/Purchasing Manager to execute the necessary Agreements and contracts required to implement the capital improvements (4/5ths vote required).

26. Approved and authorized the Contracts/Purchasing Officer to sign Master Agreements with Agreement No. A-11222 - for Castroville Plumbing Inc., and Agreement No. A-11223 - for Val’s Plumbing & Heating Inc., to provide plumbing services on an as-needed basis for projects of $10,000 or less each, to the County of Monterey for the initial term of two (2) years from the date of signing the Agreements, through June 30, 2010, including the option to extend the Agreements for three (3) additional one (1) year periods, with a yearly aggregate value estimated not to exceed $500,000 for the Agreements, in accordance with the terms and conditions set within each Agreement.

27. Approved and authorized the Chair to sign Consent to Inclusion of Property for annexation to the Salinas Rural Fire Protection District of County-owned properties on the former Fort Ord for APN Nos. 031-131-007-000, 031-161-015-000, 175-041-004-000, and 031-151-036-000.

28. Resolution No. 08-244 - Extended Local Emergency Proclamation regarding wildland fire storms of June 2008.

29. a. Resolution No. 08-245; Board Budget No. 08/09-008 - Granted a three percent (3%) Cost of Living Adjustment to Units X, XL, D and E effective the pay period beginning July 5, 2008; b. Amended the Personnel Policies and Practices Resolution No. 98-394 Salary Schedule to reflect the increase; and c. Directed the Auditor Controller and the Information Technology Department to take the necessary steps to implement the wage increase.

30. a. Board Budget No. 08/09-009 - Approved and authorized the transfer of $200,000 from the Cable TV Funds Restricted Revenue Account 080-3490 to Budget Unit 151-Telecommunications for services necessary to operate the Monterey County Government Channel during Fiscal Year 2008-09; b. Increased estimated revenue and appropriations by $200,000 in BU 151-Information Technology as detailed on the attached Board Order (4/5ths vote required); and
c. Directed the Auditor-Controller to transfer required funds and increase estimated revenue and appropriations as detailed on the attached Board Order.

31. a. Board Budget No. 08/9-010 - Approved and amended the CAO-Human Resources Budget Unit 125 to add one (1.0) Management Analyst III and reallocate one (1.0) Senior Personnel Analyst to one (1.0) Supervising Personnel Analyst to reflect changes in staffing needed to support the Enterprise Resource Planning (ERP) Project; and

b. Directed the Auditor-Controller to amend the Fiscal Year 2008-09 CAO-Human Resources Budget Unit 125 to reflect the change in appropriations, interfund reimbursement and position count as indicated in the attached Board Order (4/5ths vote required).

32. Agreement No. A-11224 - Approved and authorized the Contracts/Purchasing Officer to sign an Agreement with CPS Human Resource Services, for the provision of professional personnel consulting services to the County of Monterey on an as-needed basis, for the term of five (5) years, from the date of July 1, 2008, through and including June 30, 2013, in accordance with the terms and conditions set within the Agreement. The aggregate amount to be spent for all Agreements issued under RFP #10040 is not to exceed $500,000.

33. a. Received the Certified Statement of Votes cast and declare the results of the June 3, 2008 Consolidated Statewide Primary Election;

b. Declared elected the candidates to their respective offices who received the highest number of votes on June 3, 2008, as detailed on the attached Board Order; and

c. Appointed in lieu of election the candidates to their respective offices that have insufficient nominees to cause an election on June 3, 2008, as detailed on the attached Board Order.

SA-1 a. Authorize the Office of Emergency Services Manager to accept a grant from the California Office of Homeland Security in the amount of $186,297 for purchase of a telephonic emergency notification system; and

b. Authorize the Contracts/Purchasing Officer to execute an Agreement with Twenty First Century Crisis Communications, LLC, to purchase a telephonic emergency notification system in an amount not to exceed $271,920.

AC-1 CORRECTED S/A-1

a. Authorized the Office of Emergency Services Manager to accept a grant from the California Office of Homeland Security in the amount of $186,297 for purchase of a telephone emergency notification system;

b. Agreement No. A-11227 - Approved and authorized the Contracts/Purchasing Officer to execute an agreement with Twenty First Century Crisis Communications, LLC, a wholly owned subsidiary of Twenty First Century Communications, to purchase a Telephone Emergency Notification System in an amount not to exceed $250,000; and
c. Accepted Non-Standard County Liability and Indemnification provisions as recommended by the Director of Emergency Communications.

**RMA - PLANNING DEPARTMENT:**

34. a. Accepted and authorized the Chair of the Board of Supervisors to execute the Conservation Easement Deed; and

b. Directed the Clerk of the Board to submit the Conservation Easement Deed to the County Recorder for filing (Conservation Easement Deed PLN070317/Pacific Peninsula Group, 1548 Cypress Drive, Pebble Beach).

35. a. Accepted the amended Conservation and Scenic Easement Deed for the Gaye Russell-Bruce 991 Trust dated April 24, 1991 for property located at 54800 Highway 1, Big Sur (APN: 421-011-009-000) Big Sur area, Coastal Zone;

b. Authorized the Chair of the Board of Supervisors to sign the Conservation and Scenic Easement Deed. Amending and Superseding Document No. 2006108662, Conservation and Scenic Easement Deed, Recorded 12/12/2006, with the Monterey County Recorder’s Office; and


36. a. Approved a Professional Services Agreement No. A-11225 - with Denise Duffy & Associates, Inc., (DDA) where the Base Budget is $281,335 with a Contingency of $42,200, for a total amount not to exceed $323,535, to provide an Environmental Impact Report (EIR) for the Villas de Carmelo (PLN070497) in Carmel, Coastal Zone, for a term to December 31, 2008;

b. Approved a Funding Agreement No. A-11226 - with Carmel Hospital Development, LLC, where the Base Budget is $281,335, the County Surcharge is $100,967, with a Contingency of $42,200, for a total amount not to exceed $424,502, to allow funding to Monterey County for costs incurred by DDA and County departments to provide an EIR for the Villas de Carmelo (PLN070497) in Carmel, Coastal Zone, for a term to December 31, 2008; and

c. Authorized the Director of Planning to execute the Professional Services Agreement, Funding Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amounts (PD060228/Denise Duffy & Associates).

**Motion by Supervisor Salinas, seconded by Supervisor Armenta.**

4 Ayes; 1 Abstain Supervisor Potter
RMA - PUBLIC WORKS:

37.  a. CONTINUED TO JULY 22, 2008 Approve Amendment No. 1 to the Professional Services Agreement with Wood Rodgers, Inc. to provide environmental documentation and plans, specifications, and engineer's estimate for the Monterey Bay Sanctuary Scenic Trail - Moss Landing Segment, Project No. 866865, in the amount of $1,048,896 for a total amount not to exceed $1,127,281 for a term to June 30, 2011; and

b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to the Professional Services Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

38. Introduced, waived the reading, and set August 19, 2008, at 10:30 a.m. to consider adoption of an ordinance amending the Monterey County Code, Title 12, Section 12.24.020, to establish two stop intersections on Portola Drive: (1) the intersection of Portola Drive and Torero Drive, and (2) the intersection of Portola Drive and Davenrich Street/Capote Drive (stops required at all four entrances to both intersections), in Toro Park.

39. Agreement No. A-11018 - Approved Contract Change Order No. 2 for Contract No. A-11018 with Republic ITS, Inc. titled "Traffic Signal and Lighting Maintenance in Monterey County, 2007-08" in the amount of $79,342, plus the related ten percent (10%) change order contingency amount of $7,934 for Fiscal Year 2008-09, and project management costs of $8,728, rendering a total project cost of $96,004.

40.  a. Approved submittal of two federally legislated Safe Routes to School Program grant applications to Caltrans for a total amount not to exceed $1,000,000 for any one project; and

b. Authorized the Acting Public Works Director, or his designee, to act as the agent for the County in processing all documentation to secure these funds.

41.  a. Agreement No. A-09380 - Approved Amendment No. 4 to Professional Services Agreement No. A-09380 with Daniel Hogan to provide additional project management services for various Monterey County projects within the Architectural Services Division of the Department of Public Works, in the amount of $240,000 for a total amount not to exceed $439,000 and extended the term to June 30, 2010; and

b. Authorized the Contracts/Purchasing Officer to execute Amendment No. 4 to Professional Services Agreement No. A-09380 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.
42.  a. Adopted Resolution No. 08-246 - finding that the closure of the North Wing of the Monterey County Courthouse continues to pose an emergency requiring immediate action; and
    b. Adopted a Resolution ratifying the execution of emergency contracts and emergency actions taken by the Acting Public Works Director, or his designee, to respond to the emergency (4/5ths vote required).

43.  a. Agreement No. A-11126 - Approved a Professional Services Agreement with Carollo Engineers in an amount not to exceed $350,000 to provide engineering design services for the San Jerardo Water System for a term to December 31, 2009; and
    b. Authorized the Purchasing Manager to execute the Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

**RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY:**

*Motion by Supervisor Salinas, seconded by Supervisor Calcagno. All Ayes*

44. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey, approved and authorized the Chair to sign Consent to Inclusion of Property for annexation to the Salinas Rural Fire Protection District of Redevelopment Agency-owned properties on the former Fort Ord for APN Nos. 031-101-039-000, 031-101-040-000, 031-101-041-000, 031-101-042-000, 031-101-056-000, and 031-101-058-000.

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