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, 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 interpreter, 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 interpreter. 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.
MONTEREY COUNTY BOARD OF SUPERVISORS
TUESDAY, OCTOBER 14, 2008
9:00 AM

AGENDA

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(a), the Board will confer with legal counsel regarding existing litigation.
   1. Raymond McLaughlin (WC)
   2. Margarita Marquez (WC)
   3. Bernardi, Patricia & The Open Monterey Project vs. Monterey County (M73763/H031648)

b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators.
   Designated representative(s): Keith Honda, Patricia Covert
   Employee Organizations: Units F, H, J, and K.

c. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
   1. Helping Our Peninsula's Environment vs. Monterey County (M73763/H031648)

d. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation

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)

OTHER BOARD MATTERS:

5. Board Comments, Referrals, and Updates

6. CAO Comments

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

8. Adopt a Resolution proclaiming October 19-25, 2008, as “National Save for Retirement Week” in Monterey County (Full Board)

9. Adopt Resolution proclaiming October 18, 2008, as “Diesel Awareness Day” in the County of Monterey. (Supervisor Potter)

10. Adopt a Resolution proclaiming October 16, 2008, “International Credit Union Day” and celebrating 100 years of Credit Unions in the United States. (Salinas)

11. Adopt a Resolution honoring Investigator Mark W. Puskaric upon his retirement from the Monterey County District Attorney’s office, for over 30 years of public service. (Full Board)

SCHEDULED MATTERS:

S-2 a. Acknowledge and receive National Weather Service certification of Monterey County as a "StormReady!" County.
 b. Adopt a Resolution proclaiming the week of October 19-25, 2008, as "Winter Storm Preparedness Week" in Monterey County.

S-3 Consider a Continuance to October 28, 2008, the public hearing on an appeal from the Minor Subdivision Committee’s adoption of a Mitigated Negative Declaration and Mitigation Monitoring Program and approval of a Coastal Development Permit consisting of a Tentative Parcel Map creating four parcels of 3 acres, 3 acres, 3 acres, and 11 acres, based on the Findings and Evidence and subject to the recommended Conditions.
(Appeal – PLN080185/Spanish Congregation, 125 Sill Road (Kinghall Road) North County Area, Coastal Zone)
S-4  Conduct a second reading and consider adoption of an Ordinance of the County of Monterey, State of California, adding 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)

ORDER FOR ADJOURNMENT  
TO TUESDAY, OCTOBER 21, 2008

Future Board Meetings:
Tuesday, October 21, 2008  
Tuesday, October 28, 2008  
Tuesday, November 4, 2008
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

12. Authorize the Purchasing Manager for Monterey County to issue a one-time Purchase Order to Toyon Associates Inc., in an amount not to exceed $81,815.25 for services rendered per the existing Agreement for Medicare Appeal Services at Natividad Medical Center (NMC).

13. a. Approve and amend Personnel Policies And Practices Resolution No. 98-394 to adjust the salary ranges for the hospital-specific classifications of Patient Account Manager and Patient Financial Services Director in accordance with the NMC compensation philosophy; and
   b. Direct and authorize the Auditor-Controller to increase Natividad Medical Center Fiscal Year 2008-09 appropriations in Budget Unit 960 in the amount of $47,978 (4/5th vote required).

14. a. Approve and amend the Fiscal Year (FY) 2008-09 Natividad Medical Center Budget Unit 960 to delete one (1.0) FTE Patient Services Representative II; and add two (2.0) FTE Senior Patient Services Representative and one (1.0) FTE Supervising Patient Services Representative;
   b. Direct the Auditor-Controller to amend the FY 2008-09 Natividad Medical Center Budget Unit 960 to reflect the change in position count; and
   c. Direct and authorize the Auditor-Controller to increase Natividad Medical Center FY 2008-09 appropriations in Budget Unit 960 in the amount of $157,583 (4/5th vote required).

CRIMINAL JUSTICE:


16. Approve and authorize the Purchasing Manager to sign Amendment No. 1 to extend Agreement No. A-10964 with the District Attorney, Public Defender, Health Department and the Superior Court of Monterey County, for the Collaborative Action Linking Adolescents (CALA) program funded by the Mentally Ill Offender Crime Reduction (MIOCR) grant through September 30, 2008.

GENERAL GOVERNMENT:

17. Adopt the Action Minutes of Tuesday, September 9, 2008 and Tuesday, September 23, 2008; copies having been previously distributed to the Board of Supervisors.
18.  
a. Approve Amendment No. 2 to Professional Services Agreement dated August 1, 2007, with PMC for staff assistance related to affordable housing programs and projects to increase the amount of the agreement to $140,000 and extend the term of the Agreement to April 15, 2009; and
b. Authorize the Redevelopment and Housing Office Director to execute the PSA and future amendments that do not significantly alter the scope of work or change the approved Agreement amounts.

19.  
Approve and authorize the Chair of the Board of Supervisors to sign Amendment No. 7 to Agreement No. A-10723 between the County of Monterey and Wellspring Management Services, LLC, a Huron Consulting Group Company, to extend Agreement No. A-10723 for professional management services at Natividad Medical Center for an additional six months, through May 1, 2009.

RMA - PUBLIC WORKS:

20.  
a. Award a contract to Granite Rock Company, dba, Pavex Construction Division, the lowest responsible bidder, for the construction of the Laureles Grade/State Route 68 Intersection Improvements, Project No. 09-112065, in the amount of $1,369,406.90;
b. Approve the Performance and Payment Bonds executed and provided by Granite Rock Company, dba, Pavex Construction Division;
c. Authorize a contingency (not to exceed ten percent (10%) of the contract amount) to provide funding for approved contract change orders; and
d. Authorize the Acting Public Works Director to execute the contract.

21.  
a. Adopt a Resolution 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. Adopt a 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).

22.  
Accept a report finding that the closure of the North Wing of the Monterey County Courthouse in Salinas no longer poses an emergency requiring immediate action.

23.  
a. Authorize acceptance of the work for the test/production well drilling phase of the San Jerardo Water System Improvement Project, Project No. 08-859967; and
b. Authorize the Acting Public Works Director to execute and record the Notice of Completion.

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MONTEREY COUNTY
BOARD OF SUPERVISORS

Supplemental Agenda for Tuesday, October 14, 2008

ITEMS REMOVED FROM AGENDA
THE FOLLOWING ITEMS HAVE BEEN REMOVED FROM THE AGENDA SINCE RELEASE OF THE AGENDA TO THE PUBLIC:

Under Closed Session:
SA-1  a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
   3. Bernardi, Patricia & The Open Monterey Project vs. Monterey County (M73763/H031648)

SA-2  c. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
   1. Helping Our Peninsula's Environment vs. Monterey County (M73763/H031648)

SA-3  d. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation

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

Under Closed Session:
SA-4  e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators designated representative(s): Keith Honda, Patricia Covert
   Employee Organizations: All Units.

Under Adjournment:
SA-5  In the memory of Charles Pugh