AGENDA
Tuesday, October 21, 2008

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 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 interprete. Los pedidos se deberán hacer lo mas 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.
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 54957, the Board will provide a performance evaluation for the Natividad Medical Center CEO.

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

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

d. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
   1. Patricia Bernardi, et al. vs. County of Monterey (M73763/H031648)
   2. In re: Washington Mutual, Inc. (U.S. Bankruptcy Court, Delaware, 08-12229)
   3. In re: Lehman Brothers Holdings, Inc. (U.S. Bankruptcy Court, New York, 08-13555)

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)

6. CONSENT CALENDAR – MONTEREY COUNTY WATER RESOURCES AGENCY (See Supplemental Sheet)

OTHER BOARD MATTERS:

7. Board Comments, Referrals, and Updates

8. CAO Comments

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

10. Adopt a Resolution commemorating the selection of Ms. Wendy Brinkman of Oak Hills, CA, as the 2008 Professional Women’s Network Woman of the Year. (Calcagno)

11. Adopt a Resolution proclaiming October of 2008, as “National Domestic Violence Awareness Month.” (Full Board)

APPOINTMENTS:

12. Reappoint Vivian Brennand to the Youth Council of the Monterey County Workforce Investment Board representing Monterey County Housing Authority for a term ending October 21, 2010. (Full Board)


14. Appoint Sonia Jaramillo to the Commission on the Status of Women to fill a vacancy of Rocio Gonzalez-Hunt for a term ending February 1, 2009. (Supervisor Salinas)

SCHEDULED MATTERS:

S-2 Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:

a. Receive a presentation on the Central Coast Veterans Cemetery Master Plan;
b. Recommend the Central Coast Veterans Cemetery Master Plan to the California Department of Veterans Affairs for incorporation in the application process for the State Cemetery Grant Program; and

c. Direct staff to work with the City of Seaside to prepare an agreement for the roles, responsibilities and schedules of performances relating to the funding of the endowment fund.

S-3 Receive an oral presentation from the Pinnacles National Monument Staff.

ORDER FOR ADJOURNMENT
TO TUESDAY, OCTOBER 28, 2008

Future Board Meetings:
Tuesday, November 4, 2008
Tuesday, November 11, 2008 – No Meeting
Tuesday, November 18, 2008
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

15. Authorize the Contracts/Purchasing Officer for Monterey County to execute Amendment No. 1 to the Agreement between Natividad Medical Center and Quick Leonard Kieffer, for continued Consultative Services in an amount not to exceed $600,000 (an increase of $200,000) for the term November 1, 2008, through April 30, 2009.

HEALTH AND SOCIAL SERVICES:

16. a. Approve funding for the Oregon Community Health Information Network Agreement in the amount of $320,000 for Fiscal Year (FY) 2008-09, $330,000 for FY 2009-10 and $340,000 for FY 2010-11, for a total amount of $990,000; and
   b. Authorize the Contracts/Purchasing Officer to approve contract increases up to ten percent (10%) each fiscal year, based on increased patient visit counts.

GENERAL GOVERNMENT:

17. Approve amendments to the conflict of interest code of the County Administrative Office of Monterey County

18. a. Accept the recommendation of the Monterey County Fish and Game Commission to award a funding grant to Monterey Bay Salmon and Trout Project; and
   b. Approve the distribution of Fish and Game grant funds in the amount of $6,000 for a specified grant project for Fiscal Year 2008-09.

19. a. Amend the Fiscal Year (FY) 2008-09 Human Resources Budget Unit 125 to delete one (1.0) Employee Relations Representative II and add one (1.0) Senior Secretary - Confidential; and
   b. Direct the Auditor-Controller to incorporate this change in the FY 2008-09 Human Resources Budget Unit 125, effective October 25, 2008.


RMA - PLANNING DEPARTMENT:

21. a. Approve Amendment No. 5 to the Professional Services Agreement No. A-10238 with Michael Brandman Associates, Inc. (MBA), where the Base Budget is increased by $16,698 to $245,378, for a total amount not to exceed $279,680, for preparation of an Environmental Impact Report (EIR) for the
Heritage Oaks Subdivision (PLN980503) in North County, for a term through June 30, 2009;

b. Approve Amendment No. 5 to the Reimbursement Agreement No. A-10246 with Aromas Heritage Oaks, LLC, where the Base Budget is increased by $16,698 to $245,378, for a total amount not to exceed $359,718, to allow reimbursement to Monterey County for costs incurred by MBA and County departments for preparation of an EIR for the Heritage Oaks Subdivision (PLN980503) in North County, for a term through June 30, 2009; and

c. Authorize the Director of Planning to execute Amendment No. 5 to the Professional Services Agreement No. A-10238, Amendment No. 5 to the Reimbursement Agreement No. A-10246 and future amendments that do not significantly alter the scope of work or change the approved Agreement amounts.

(Contract - PD060227/Michael Brandman Associates, Inc., County-wide)

22. Adopt a Resolution of Support for the Ag Land Trust's application to the California Conservation Farmland Conservation Program (CFCP), for grant funding for the purchase of an Agricultural Conservation Easement ("Easement") over the A. Gill Ranch.

(Resolution - PD080826/A. Gill Ranch, Central Salinas Valley Area, Non-Coastal Zone)

23. Adopt a Resolution of Support for the Ag Land Trust's application to the California Farmland Conservation Program (CFCP), for grant funding for the purchase of an Agricultural Conservation Easement ("Easement") over the Turri Ranch.

(Resolution - PD080827/Turri Ranch, Central Salinas Valley Area, Non-Coastal Zone)

24. Adopt a Resolution to issue a report pursuant to Government Code Section 65858(d) describing the measures taken to alleviate the condition which led to the adoption of Interim Ordinance No. 5080, as modified and extended by Ordinance Nos. 5085 and 5090, temporarily applying certain uniform restrictions and regulations in the processing of discretionary development entitlements and restricting new applications for standard subdivisions and projects requiring a general plan or zoning amendment, pending the County’s consideration of further amendments to the 2006 General Plan. (Interim Ordinance –PD080861/General Plan Update, Countywide, non-coastal).

RMA - PUBLIC WORKS:

25. Approve release of Labor and Materials Bond No. 867330S issued by Indemnity Company of California for improvements within the Boronda Oaks Subdivision.

26. a. Award a contract in the total amount of $188,097 to Knowlton Construction, the lowest responsible bidder, for the IT Fleet Parking Lot Improvements, Information Technology Building, Project No. 859502, Bid No. 10124;
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b. Approve the Performance and Payment Bonds executed and provided by Knowlton Construction;
c. Authorize a contingency (not to exceed ten percent (10%) of the contract amount) to provide funding for the approved contract; and
d. Authorize the Acting Public Works Director to execute the contract.

27. a. Approve Amendment No. 1 to Professional Services Agreement No. A-10864 with Wood Rodgers, Inc., to provide additional services associated with Phase 1 - Project Report and Environmental Documentation and Phase 2 - Plans, Specifications and Engineer's Estimate for State Highway 1 Climbing Lane between Carmel Valley Road and Rio Road, Project No. 09-869065, in the amount of $24,545 for a total amount not to exceed $455,935 and extend the term through October 31, 2010; and
b. Authorized the Contracts/Purchasing Officer to execute Amendment No. 1 to Professional Services Agreement No. A-10864 and future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original Agreement amount and do not significantly alter the scope of work.

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY:

28. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey, adopt the Fort Ord Veterans Cemetery Citizen's Advisory Committee proposed revised bylaws, which adds an ex-officio member who represents families of deceased veterans.

29. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey, approve and authorize the Chair to sign Amendment No. 2 to the Professional Services Agreement dated April 1, 2006 with Carey & Co. Inc., to provide additional architectural design services for the Japanese Schoolhouse Historic Restoration Project in an amount not to exceed $22,695 for a total not to exceed $185,185.

MONTEREY COUNTY WATER RESOURCES AGENCY:

30. a. Approve the Monterey County Water Resources Agency (MCWRA) reorganization;
b. Amend Personnel Policies and Practices Resolution No. 98-394 (PPPR) to re-title five (5) classifications and adjust their salary ranges, and add four (4) new classifications as detailed in the attached Board Order;
c. Reclassify and reallocate positions as detailed in the attached Board Order;
d. Approve and amend PPPR Section A.9.7 Water Resources Professional Engineer Pay Premium to reflect the new titles for the Water Resources Engineer series and add the Water Resources Hydrologist and Water Resources Biologist series, as detailed in Attachment C;
e. Approve the changes to the Hydrologist and Senior Hydrologist wage ranges retroactive to the first full pay period in October of 2007, as indicated in the attached Board Order; and
f. Direct the Auditor-Controller to amend Fiscal Year 2008-09 Budget Unit 930, Water Resources Agency, to reflect these changes.

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Supplemental Agenda for Tuesday, October 21, 2008

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

Under Consent Calendar:

General Government:

SA-1  a. Ratify County Administrative Officer’s Letter of Request to the Secretary of the Treasury, Henry Paulson, Jr., requesting recovery of Troubled Assets under the Emergency Economic Stabilization Act of 2008, Troubled Assets Relief Program (TARP); and

  b. Authorize the County Administrative Officer or Chair of the Board to sign joint letter with other public entities seeking recovery of troubled assets under TARP.

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