AGENDA

Tuesday, July 12, 2011

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, http://monterey.granicus.com/ViewPublisher.php?view_id=5 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.
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 anticipo 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.

Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board’s Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5
MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY REDEVELOPMENT AGENCY
MONTEREY COUNTY WATER RESOURCES AGENCY
TUESDAY, JULY 12, 2011
9:00 AM

AGENDA

9:00 A.M.

ROLL CALL

1. Additions and Corrections for Closed Session: 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.

CLOSED SESSION

2. Closed Session under Government Code section 54950, relating to the following items:
   a. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding a liability claim against the County.
      (1) Marc H. Cryder
   b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding five matters of significant exposure to litigation.
   c. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:
      (1) Gerald Pate v. County of Monterey (Monterey County Superior Court Case No. M100633)
      (2) In the Matter of Loan Exchange Group et al. (Code Enforcement case no. CE020302/OAH case no. 2011101977)
      (3) LandWatch Monterey County v. County of Monterey (MCSC case no. M109434)
      (4) The Open Monterey Project v. Monterey County Board of Supervisors (MCSC case no. M109441)
      (5) Carmel Valley Association, Inc. v. Board of Supervisors of the County of Monterey (MCSC case no. M109442)
      (6) Salinas Valley Water Coalition, et al. v. County of Monterey (MCSC case no. M109451)
      (7) In re: Karen Gentile (Workers' Compensation Appeals Board case no. WC608526294)
      (8) In re: Thomas Jenkins (Workers' Compensation Appeals Board case no. WC608618552)
(9) Archie Warren v. County of Monterey, et al. (MCSC case no. M113042)

d. Pursuant to Government Code section 54957, the Board will confer regarding appointment to the position of interim Public Administrator/Public Guardian/Conservator.

e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
   (1) Designated representatives: Keith Honda and Dianne Dinsmore
       Employee Organizations: All Units

f. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Counsel.

As Board of Supervisors of the Monterey County Water Resources Agency:

CLOSED SESSION

g. Pursuant to Government Code section 54956.9(a), the Board of Supervisors of the Monterey County Water Resources Agency will confer with legal counsel regarding existing litigation:
   (1) In the matter of the Application of California-American Water Company (Application 04-09-019)
   (2) Ag Land Trust v. Monterey County Water Resources Agency, et al., Monterey County Superior Court case no. M110691

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

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

j. Pursuant to Government Code section 54957, the Board will review the performance evaluation for the Monterey County Water Resources Agency General Manager.

10:30 A.M. RECONVENE

ROLL CALL

3. Pledge of Allegiance

4. 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.
5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)

Recess

Convene as the Board of Directors of the Monterey County Redevelopment Agency

MONTEREY COUNTY REDEVELOPMENT AGENCY

6. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY (See Supplemental Sheet)

Adjournment

Convene as the Board of Supervisors of the Monterey County Water Resources Agency

MONTEREY COUNTY WATER RESOURCES AGENCY

7. CONSENT CALENDAR - MONTEREY COUNTY WATER RESOURCES AGENCY (See Supplemental Sheet)

Adjournment

Reconvene as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

CEREMONIAL RESOLUTIONS

8. Adopt Resolution honoring Connie Flynn upon her retirement from the Monterey County Probation Department after 32 years of dedicated service. (Full Board-Supervisor Parker)

9. Adopt Resolution recognizing Mary (Anne) R. Herendeen for her 43 years of distinguished service for the County of Monterey Department of Social and Employment Services upon her retirement. (Full Board-Supervisor Parker)

10. Adopt Resolution recognizing Community Human Services for its service to the children, adults, and families of Monterey County. (Chair Parker)

11. Adopt Resolution commending Melanie Rogers, Monterey County District Attorney's Office, upon her retirement with 26 years in public service. (Full Board-Supervisor Parker)

APPOINTMENTS

12. Reappoint Al Espindola to the Fish & Game Advisory Commission, term ending February 1, 2014. (Supervisor Armenta)
13. Appoint Chris Orman to the Integrated Waste Management Task Force, for a term at the pleasure of the Board. (Supervisor Calcagno)

14. Appoint William Fraire to the Greenfield Cemetery District, term ending December 31, 2013. (Supervisor Salinas)

15. Appoint Robert Coble to the Area Agency on Aging Advisory Council, term ending January 1, 2014. (Supervisor Parker)

16. Appoint Lavonne Stone to the Community Action Commission to fill an unexpired term ending July 1, 2013. (Supervisor Parker)

17. Reappoint Patricia Carter and Rick Deraiche to the Workforce Investment Board, terms ending July 12, 2014. (Full Board)

18. Appoint Jan Phillips-Paulsen to the Monterey County Children & Families Commission term ending July 12, 2014. (Full Board)

19. Reappoint Paul Schively to the Boronda Redevelopment Project Area Citizens' Advisory Committee, term ending January 1, 2015. (Supervisor Calcagno)

**OTHER BOARD MATTERS**

20. Board Comments

21. CAO Comments and Referrals

22. Public Comment (Limited up to 3 minutes per speaker at the discretion of the Chair)

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification; make a referral to staff for factual information, or request staff to report back to the Board at a future meeting.

**SCHEDULED MATTERS**

S-1 Consider adopting a Resolution:
   a. Approving recommended adjustments to appropriations, revenues, and position counts in the (Fiscal Year) FY 2011-12 Adopted Budget to reflect passage of the State budget and ratification of various labor agreements (4/5ths vote required);
   b. Authorizing the Auditor-Controller to make the adjustments to revenues and expenditures in the FY 2011-12 Adopted Budget as outlined in Attachment A (4/5ths vote required);
   c. Authorizing the Auditor-Controller to amend the FY 2011-12 Adopted Budget to reflect the change in position count as outlined in Attachment B.
12:00 P.M. RECESS TO LUNCH - CONTINUED CLOSED SESSION

1:30 P.M. RECONVENE

MONTEREY COUNTY BOARD OF SUPERVISORS

ROLL CALL

SCHEDULED MATTERS

S-2
a. Certifying the Environmental Impact Report prepared for the Monterey-Salinas Transit/Whispering Oaks Business Park project;
b. Adoption of an ordinance amending Section 21-11 of the Monterey County Zoning Maps to rezone approximately 58 acres of the project site from Public Quasi Public with Design Review and Site Plan Review Overlays (PQP-D-S) to Heavy Commercial with Design Review and Site Plan Review Overlays (HC-D-S) and to rezone the remaining approximately 58 acres from Public Quasi Public with Design Review and Site Plan Review Overlays (PQP-D-S) to Open Space with Design Review and Site Plan Review Overlays (O-D-S);
c. Granting the appeal by Monterey-Salinas Transit (MST)/Redevelopment Agency of the County of Monterey from the April 13, 2011 decision of the Monterey County Planning Commission;
d. Approval of a Combined Development Permit consisting of: 1) A Standard Subdivision Phased Vesting Tentative Map dividing two parcels of 30.3 acres and 85.2 acres (Assessor's Parcel Numbers 031-101-041-000 and 031-101-056-000) into 16 buildable lots including a 24.4 acre lot and 15 smaller lots ranging in size from 1 acre to 3 acres, a roadway parcel (approximately 7.4 acres), a drainage detention and percolation parcel (approximately 1.7 acres), and two Open Space parcels (approximately 49 acres and 8.7 acres); 2) A General Development Plan establishing Allowed Uses, Conditional Uses allowed, and site development standards and design criteria for the proposed Whispering Oaks Business Park; 3) A General Development Plan and Use Permit to allow development of the Monterey-Salinas Transit (MST) administrative and maintenance facility containing the following: A) a 36,000 square foot three-story administrative building; B) a 96,450 square foot two-story bus maintenance building; C) an 18,620 square foot fuel/brake/tire building with underground tanks attached by a canopy to an 8,373 square foot bus wash/steam cleaning building; and D) approximately 15 acres of paved parking to accommodate up to 281 busses and 388 automobiles; 4) A Use Permit to allow the removal of approximately 2,400 Coast Live Oak trees on Lot 1 (MST parcel); 5) A Use Permit to allow the removal of approximately 1,000 Coast Live Oaks on Lots 2 through 16, and for infrastructure improvements; and 6) An Administrative Permit and Design Approval for development within the Site Plan Review ("S") zoning district;
e. Adoption of the Mitigation Monitoring and Reporting Plan for the MST/Whispering Oaks Business Park project; and
f. Adoption of a resolution to allocate 92.7 acre feet of water per year to the
MST/Whispering Oaks Combined Development Permit.
(Monterey-Salinas Transit Bus Maintenance and Operations Facility and
Whispering Oaks Business Park - PLN110231/Redevelopment Agency of
Monterey County, Former Army Landfill site, Fort Ord Master Plan area)

S-3 Public hearing to:
  a. Consider an appeal by Omni Resources, Inc. from the January 26, 2011
decision by the Monterey County Planning Commission resulting in no action
on a Combined Development Permit for a 126,523 square foot commercial
development and Omni Resources request to remove the "B-8" Overlay
zoning designation and rezone the property from "LC-B-8-D" to "LC-D"; and
  b. Consider project design changes proposed by the applicant.
(Appeal, Discretionary Decision - PLN110077 (an appeal of PLN020344) Omni
Resources, Inc. LLC, 5 Corral de Tierra Road, Salinas, Toro Area Plan)

4:30 P.M. RECESS TO DINNER

6:00 P.M. RECONVENE

MONTEREY COUNTY BOARD OF SUPERVISORS

ROLL CALL

S-4 a. Receive a report and recommendation from the Monterey County Citizens
  Redistricting Advisory Committee regarding its recommended redistricting
  plan;
  b. Hold public hearings on the recommended redistricting plan on July 12, 2011
     and July 26, 2011;
  c. Adopt a 2011 Redistricting Plan for Monterey County following the close of
     the public hearing on July 26, 2011; and
  d. Upon adoption of a redistricting plan, direct Counsel to prepare submission of
     the adopted redistricting plan to the Department of Justice for preclearance.

ADJOURNMENT
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER

23. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-11719) with Biomedical Systems Corporation for cardiac monitoring services at NMC in an amount not to exceed $140,000 in the aggregate and $21,500 for the period July 1, 2011 to June 30, 2012.

24. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with Clinical Computer Systems for installation, training and support of the OBIX Perinatal Data System at NMC in an amount not to exceed $845,846 for the period May 1, 2011 to April 30, 2016.

25. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement (A-11512) with CyraCom International for language interpretation services at NMC in an amount not to exceed $101,000 in the aggregate and $30,000 for the period July 1, 2011 to June 30, 2012.

26. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-11716) with Development Dimensions International Inc. for leadership development services at NMC in an amount not to exceed $175,000 in the aggregate and $25,000 for the period July 1, 2011 to June 30, 2012.

27. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-11716) with Gallun Snow Associates Inc. for interior design & design master planning services at NMC in an amount not to exceed $498,499 in the aggregate and $150,000 for the period July 1, 2011 to June 30, 2012.

28. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement with Health Care Interpreter Network for shared interpreter services at NMC in an amount not to exceed $130,000 in the aggregate and $55,000 for the period July 1, 2011 to June 30, 2012.
30. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 to the Agreement (PO#SC993) with Medispec LTD for extra corporeal shock wave lithotripsy system services at NMC in an amount not to exceed $250,000 in the aggregate and $75,000 for the period July 1, 2011 to June 30, 2012.

31. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement (A-11582) with Picis Inc. for software licensing and maintenance services at NMC in an amount not to exceed $541,088 (no increase; term extension only) for the period July 1, 2011 to June 30, 2012.

32. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement (A-11891) with Versaworks Inc. for professional information technology services at NMC in an amount not to exceed $3,232,900 in the aggregate and $2,400,000 for the period July 1, 2011 to June 30, 2012.

33. a. Approve the Plans and Special Provisions for the Natividad Medical Center (NMC) Outpatient Expansion Tenant Improvement Project No. 8842 Bid Package No. 10317; and
b. Authorize the Clerk of the Board to advertise the "Notice to Contractors" in The Californian on August 8, 2011 and August 12, 2011.

34. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute an agreement with Kasavan Architects for Radiology Room architectural-engineering services per RFQ No. 9600-12 at NMC in an amount not to exceed $123,000 for the period June 1, 2011 to June 30, 2012.

HEALTH AND SOCIAL SERVICES

35. a. Approve and authorize the Director of the Department of Social and Employment Services, or his designee, to sign an agreement with Door to Hope, Inc. for $281,801 for the period July 1, 2011 through June 30, 2012 for the provision of perinatal substance abuse prevention and intervention services to Monterey County children and their families;
b. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign the First 5 Monterey County Fiscal Year (FY) 2011-12 Agreement to Distribute Funds in the amount of $36,194 as the County's match; and
c. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign up to (3) amendments to this agreement where the total amendments do not exceed ten percent (10%) and do not significantly change the scope of work.

36. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign contracts with Meals on
Wheels of the Monterey Peninsula, and Meals on Wheels of the Salinas Valley for a total of $624,523 to provide congregate and home-delivered meals to Monterey County seniors for the period July 1, 2011 to June 30, 2012; and

b. Authorize the Director of the Department of Social & Employment Services, or his designee, to sign up to three (3) amendments to these agreements, where the total amendments do not exceed ten percent (10%) of the original contract amounts, and do not significantly change the scopes of work.

37. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign a contract with the Regents of the University of California, U.C. Davis Extension, for $17,765 for the provision of staff training for the period July 1, 2011 through June 30, 2012, including non-standard mutual indemnity; and

b. Authorize the Director of the Department of Social & Employment Services, or his designee, to sign up to three (3) amendments to this agreement, where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work.

38. a. Approve and authorize the Director of the Department of Social and Employment Services, or his designee, to sign an agreement with Rebekah Children's Services (RCS) for $770,628 for the period July 1, 2011 through June 30, 2012 to provide intensive SB 163 and AAP Wraparound Care Coordination to adoption assisted families and foster youth and their families; and

b. Authorize the Director of the Department of Social and Employment Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work.

39. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to execute one agreement with CareAccess Silicon Valley, Inc. for a total of $5,460 for the maintenance of websites to access third-party software, including non-standard Mutual Indemnification, Warranty and Liability provisions, for the period July 1, 2011 to June 30, 2012; and

b. Authorize the Director of the Department of Social & Employment Services, or his designee, to sign up to three (3) amendments to this agreement, where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work.

40. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign contracts with the Alliance on Aging and Legal Services for Seniors for a total amount of $509,754 to provide services to Monterey County seniors for the period July 1, 2011 through June 30, 2012; and
b. Authorize the Director of the Department of Social & Employment Services, or his designee, to sign up to three (3) amendments to these agreements, where the total amendments do not exceed ten percent (10%) of the original contract amounts, and do not significantly change the scopes of work.

41. a. Approve position changes to the Health Department Budget Units HEA007-8096 and HEA003-8128 which include deleting 1.0 FTE Management Analyst II from HEA007-8096 and adding 1.0 FTE Management Analyst II to HEA003-8128; and
b. Direct the County Administrative Office to amend the Fiscal Year (FY) 2011-12 Health Department Budget 4000, HEA007-8096 and HEA003-8128 to reflect change in position count as outlined in Board Order. (4/5ths vote required)

42. a. Amend the Fiscal Year (FY) 2011-12 Health - Clinic Services Budget 4000, HEA007, to reallocate two (2.0) FTE Patient Services Representative II to one (1.0) FTE Medical Assistant and (1.0) FTE Patient Account Representative II; and
b. Direct the Auditor-Controller's Office and the County Administrative Office to incorporate approved changes in the Fiscal Year (FY) 2011-12 Adopted Budget as outlined in the Board Order. (4/5ths vote required)

43. Introduce, waive the reading, and set August 23, 2011 at 10:30 a.m. to consider adoption of an Ordinance amending Section 10.70.080 and repealing Section 10.70.120 of the Monterey County Code relating to indoor smoking restrictions.

44. a. Rescind Board of Supervisor's approval granted on the June 28, 2011 consent calendar for a public hearing date of July 12, 2011;
b. Set a date for a public hearing on July 26, 2011, at 10:30 A.M., to consider approving the Fiscal Year (FY) 2011-12 assessments for CSA 74 for the Emergency Medical Services System Special Tax; and,
c. Direct the Clerk to the Board to publish a hearing notice in the Monterey Herald, the Soledad Bee, the Register-Pajaronian, the Californian, and the King City Rustler at least ten days prior to the date set for the hearing.

**CRIMINAL JUSTICE**

45. Approve an increase of $122,471 in appropriations in Department 2550-Probation from the release of funds from Designations for termination expenses incurred during Fiscal Year (FY) 2010-11. (4/5ths vote required)

46. a. Approve an increase in estimated revenues and appropriations for FY 2010-11 Sheriff's Office budget in the amount of $1,233,802 funded by increased Public Safety Sales Tax revenue, $552,802, use of Sheriff's Office restricted revenue sources $681,000 (4/5ths vote required);
b. Approve a release from Designation account and an increase in appropriations in the amount of $1,071,996 for FY 2010-11 Sheriff's Office budget to cover termination benefits expenses (4/5ths vote required);

c. Approve a release from Designation For Vehicle Replacement account and an increase in appropriations for FY 2010-11 Sheriff's Office budget in the amount of $76,000 for the Sheriff's vehicles (4/5ths vote required);

d. Approve a transfer of appropriations for the FY 2010-11 Sheriff's Office budget of $60,000 from Sheriff's Unit SHE002 (Coroner) to SHE005 (Gang Task Force);

e. Approve a transfer of appropriations for the FY 2010-11 County Administration Office (CAO) budget of $130,000 from CAO's unit CAO017 to Sheriff's unit SHE001 for five patrol vehicles; and

f. Authorize the Auditor-Controller to approve adjustments in estimated revenues and appropriations as detailed in the attached Board Order.

47. Approve and authorize the Contracts/Purchasing Officer to execute a Professional Services Agreement with Praeses for auditing and analyzing the inmate telephone services contract in an amount not to exceed $100,000 annually from June 15, 2011 through June 14, 2014.

48. a. Approve and authorize the Purchasing Manager to sign Amendment No. 2 with Drake Transportation to increase the agreement amount by $50,000 for a cumulative total of $150,000 and to extend the contract period to June 30, 2012 to provide mortuary removal and transport services for deceased persons for Fiscal Year 2011-12; and

b. Authorize the Purchasing Manager to sign future amendments without further approval by the Board of Supervisors, provided that any such amendment, either individually or cumulatively with other such amendments, shall be limited to minor changes.

49. Approve and authorize the District Attorney to sign and submit a grant application to the Office for Victims of Crime (OVC) and Maryland Crime Victims’ Resource Center (MCVRC) for funding from the FY 2011-12, National Identity Theft Victims’ Network Project.

50. a. Approve an increase in estimated revenues and appropriations of $212,653 for FY 2010-11 Public Defender’s budget funded by increased State reimbursements for Prison Defense costs (4/5ths vote required);

b. Approve transfer from Department 1050 CAO Non-Departmental, Unit 8034 Contingencies, Appropriation Code CAO020 of $364,197 to Department 2270-Public Defender, Appropriation PUB001 due to costs related to Death Penalty cases, Court appointments of private counsel pursuant to Penal Code sec. 987.2(d), increase in miscellaneous Trial Related costs for non-capital trials, staffing coverage due to an extended medical leave of absence, Truancy Court staffing, and offender treatment program placement services (4/5th Vote Required); and
c. Authorize the Auditor-Controller to approve adjustments in estimated revenues and appropriations as detailed in the attached Board Order.

GENERAL GOVERNMENT

51. a. Amend Fiscal Year (FY) 2011-2012 Information Technology 1930 Appropriation Unit INF002 to delete one (1) Software Programmer Analyst III and add one (1) Programmer Analyst Confidential;

b. Authorize the Auditor-Controller to amend the adopted FY 2011-2012 Information Technology 1930 Appropriation Unit INF002 to reflect the change in position count; and

c. Direct the County Administrative Office to incorporate this change in position count in the FY 2011-12 Information Technology 1930 Appropriation Unit INF002.

52. a. Amend Fiscal Year (FY) 2011-12 Clerk of the Board Department Budget 1300, to allocate a 0.5 FTE Board Clerk position in Unit 8019, to support assessment appeals;

b. Authorize the Auditor-Controller to amend adopted FY 2011-12 Clerk of the Board Budget 1300, Unit 8019, to reflect the change in position count; and

c. Direct the County Administrative Office to incorporate the approved changes into FY 2011-12 Clerk of the Board Department Budget 1300, Unit 8019, to reflect change in position count. (4/5ths vote required)

53. a. Approve and authorize the Contracts/Purchasing Officer to amend the County Master Agreement with Manpower Inc. California Peninsula, Comforce Staffing Services, Robert Half International, Inc., SFN Group Inc., and Select Staffing for the provision of temporary staffing services for the County of Monterey in the aggregate annual amount of $2,000,000 for all agreements on an as-needed basis by extending the term for one year from the date of execution through and including August 1, 2012 and to include the option to extend the County Master Agreements for three (3) additional one (1) year periods in accordance with the terms and conditions set within each agreement;

b. Authorize the Contracts/Purchasing Officer to exercise the options therein for three (3) additional one (1) year periods in accordance with the terms and conditions set within each agreement; and

c. Authorize the Contracts/Purchasing Officer to execute similar additional agreements for temporary employee services with qualified contractors who meet the minimum requirements of the County of Monterey.

54. a. Adopt a Revised Inclusionary Housing Administrative Manual;

b. Approve criteria for the rental of Inclusionary Units; and

c. Authorize the Redevelopment and Housing Office Director to make minor edits and clarifications to the adopted Inclusionary Housing Administrative Manual from time to time as necessary to facilitate the administration of the
Inclusionary Housing Program, consistent with the Inclusionary Housing Ordinance and Board direction.

55. a. Amend Resolution No. 01-073 and re-establishing the Monterey County Advisory Commission on Disabilities; and  
b. Approve and adopt revisions to the Bylaws of the Commission on Disabilities

56. Introduce, waive reading, and set for adoption on July 26, 2011 at 10:30 a.m. an Ordinance amending Subdivision B and Subdivision E of Section 2.12.040 of the Monterey County Code relating to the County Administrative Officer as appointing authority for the Director of Child Support Services.

57. Approve an application and order for destruction of designated Auditor's Office records that are no longer necessary for County purposes to be retained, as set forth in Attachment A.

58. a. Clarify the name of the Interagency Joint Governance Review Committee for Violence Prevention; and  
b. Ratify the appointment of eight (8) designated members to serve on the Interagency Joint Governance Review Committee for Violence Prevention.

59. Adopt a Resolution to approve the Tentative Agreement with Units A, B, C dated June 22, 2011, for a term of two years, for the Memorandum of Understanding between the Monterey County Deputy Sheriffs' Association (Units A, B, C) and the County of Monterey, effective July 1, 2011 to June 30, 2013.

RMA - RESOURCE MANAGEMENT AGENCY

60. Introduce, waive reading, and set for adoption on July 26, 2011 at 1:30 p.m. an Ordinance amending Section 2.27.010 and Subsection N of Section 2.27.030 of the Monterey County Code relating to the organizational structure of the Resource Management Agency of the County of Monterey.

RMA – BUILDING SERVICES

61. a. Approve the Memorandum of Understanding (MOU) in Support of Monterey County Fire Warden Office;  
b. Authorize the appointment of Cal Fire Chief Rick Hutchinson to serve as the designated Fire Warden and Fuel Mitigation Officer;  
c. Authorize the Chair of the Board of Supervisors to execute the Memorandum of Understanding; and  
d. Direct staff to take such further actions as may be necessary or appropriate to implement the intent and purposes of the MOU.

RMA - PLANNING DEPARTMENT

62. a. Approve the Minor Subdivision Parcel Map to divide two legal lots of record of 60 acres and 67 acres resulting in three parcels of 40 acres (Lot 1), 40 acres
Agenda – July 12, 2011
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63. a. Accept and authorize the Chair to execute the Conservation and Scenic Easement Deed; and
b. Direct the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for recording.

(Parcels Map – PLN060708/Brokaw Nursery Inc. & Lemoravo Limited Partnership, 37102 Foothill Road, Soledad, Central Salinas Valley Area Plan)

64. a. Approve the Final Map to allow the merger and re-subdivision of eight legal lots of record ranging in size from 0.115 to 1.531 acres, resulting in: one parcel (Parcel "A" - 0.150 acres) to separate/subdivide an existing single family dwelling, one parcel (Parcel "B" - approximately 3.371 acres) for a 59-unit apartment complex, five parcels (Parcels "C"-"G" approximately 0.125 acres each) for single family residences, one parcel (Parcel "H"-approximately 0.5934 acres) with approximately 0.466 acres located in the Coastal Zone, designated as a Conservation and Scenic Easement, and a Well Lot (0.046 acres);

b. Approve and authorize the Chair to sign the Conservation and Scenic Easement Deed;

c. Approve and authorize the Chair to sign the Subdivision Improvement Agreement; and
d. Direct the Clerk of the Board to submit the Final Map, Conservation and Scenic Easement Deed and the Subdivision Improvement Agreement to the County Recorder for recording.

(PLN080039/ Chapin-Axtell / Preston St & Axtell St Castroville/ Castroville Community Plan Area)

RMA - PUBLIC WORKS

65. a. Approve a Professional Services Agreement with MNS Engineers, Inc. to provide construction management services for the Lonoak Road Bridge Replacement at Lewis Creek, Co. No. 402, Project No. 11-220565, Federal Aid Project No. BRLOZB-5944 (035), in an amount not to exceed $299,370 for the term of July 12, 2011 through December 31, 2012; and

b. Authorize the Contracts/Purchasing Officer to execute the Professional Services Agreement 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.

66. Introduce, waive the reading, and set July 26, 2011, at 10:30 a.m., to consider adoption of an Ordinance amending the Monterey County Code, Title 12, Section 12.68.010 that establishes two mid-block crosswalks on Valley Greens Drive 837 feet east of the centerline of River Place and 310 feet east of the centerline of Poplar Lane in Carmel Valley.

67. a. Approve 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. Authorize the Director of Public Works, or his designee, to act as the agent for the County in processing and signing all documentation to secure these funds.

MONTEREY COUNTY REDEVELOPMENT AGENCY

68. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey increase appropriations in the Fiscal Year (FY) 2011-12 budget for Fund 175, Unit 8203 Castroville/Pajaro Housing Set-Aside by $1,800,000 from fund balance carried forward, related to an approved Loan Agreement with CHISPA for the Sea Gardens Apartments in Castroville. (4/5ths vote required)

MONTEREY COUNTY WATER RESOURCES AGENCY

69. a. Approve and Authorize the Chair of the Board of Supervisors of the Monterey County Water Resources Agency to sign the Road and Drainage Maintenance Agreement; and
   b. Direct the Clerk of the Board to submit the Road and Drainage Maintenance Agreement and Water Conservation Notice to the County Recorder for recording.

(PLN080039/ Chapin-Axtell / Preston St & Axtell St Castroville/ Castroville Community Plan Area)

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MONTEREY COUNTY BOARD OF SUPERVISORS

REVISED
Supplemental / Addendum for Tuesday, July 12, 2011
View Addendum reports at:

http://www.co.monterey.ca.us/cob/Supplemental_Addendum%202011/
ADDENDUM

Add Under Consent Calendar – Regular – Health and Social Services
44.1  a. Extend the effective date of lay-off notices in the Department of Social and Employment Services for positions covered by Merit Systems Services to August 13, 2011; and
   b. Authorize the County Administrative Officer and County Auditor-Controller to take such actions as may be necessary or appropriate to implement the intent and purposes of the above described direction.

Add Under Consent Calendar – Regular – General Government
59.1  Approve a request from the Greenfield Fire Protection District for dry period loan of $325,000.00 for the Fiscal Year ended June 30, 2012.

59.2  Approve a request from the Monterey County Regional Fire District for dry period loan of $5,000,000.00 for the Fiscal Year ended June 30, 2012.

59.3  Adopt Resolution to approve the Tentative Agreement with Units M and N dated June 29, 2011, for a term of two years, for the Memorandum of Understanding between the Monterey County Probation Association (Units M and N) and the County of Monterey, effective July 1, 2011 to June 30, 2013.

59.4  Adopt Resolution to approve the Tentative Agreement with Units F, J, H, K dated June 30, 2011, for a term of two years, for the Memorandum of Understanding between the Service Employees' International Union Local 521 (Units F, H, J, K) and the County of Monterey, effective July 1, 2011 to June 30, 2013.

CORRECTION

Under Closed Session
2.  b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding three matters of significant exposure to litigation.

SUPPLEMENTAL

Under Scheduled Items
S-1  REVISED TITLE
Consider adoption of one Resolution:
   a. Amending the County’s Personnel Policy and Practices resolution affecting the O, P, X, Y and Z employee classifications;
b. Amending the County budget to add certain identified positions;
c. Rescinding lay-off notices issued to employees in certain identified positions; and
d. Authorizing the County Administrative Officer and Auditor–Controller to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution including, but not limited to, extending the effective date of lay-off notices to July 30, 2011, issued to unrepresented employees identified in the Administrative Officer’s discretion whose positions may be restored in the budget.

MATERIALS SUBMITTED
(See link above)

Under Consent Calendar – Regular – General Government
59. Adopt Resolution to approve the Tentative Agreement with Units A, B, and C dated June 22, 2011, for a term of two years, for the Memorandum of Understanding between the Monterey County Deputy Sheriffs' Association (Units A, B, C) and the County of Monterey, effective July 1, 2011 to June 30, 2013.

Under Consent Calendar – Regular – RMA Planning Department
64. a. Approve the Final Map to allow the merger and re-subdivision of eight legal lots of record ranging in size from 0.115 to 1.531 acres, resulting in: one parcel (Parcel "A" - 0.150 acres) to separate/subdivide an existing single family dwelling, one parcel (Parcel "B" - approximately 3.371 acres) for a 59-unit apartment complex, five parcels (Parcels “C”–“G” approximately 0.125 acres each) for single family residences, one parcel (Parcel “H”-approximately 0.5934 acres) with approximately 0.466 acres located in the Coastal Zone, designated as a Conservation and Scenic Easement, and a Well Lot (0.046 acres).
b. Accept and authorize the Chair to sign the Conservation and Scenic Easement Deed;
c. Accept and authorize the Chair to sign the Subdivision Improvement Agreement;
d. Direct the Clerk of the Board to submit the Final Map, Conservation and Scenic Easement Deed and the Subdivision Improvement Agreement to the County Recorder for recording.
(PLN080039/ Chapin-Axtell / Preston St & Axtell St Castroville/ Castroville Community Plan

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