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.
MEETING PROCEDURES

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

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

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

The agenda is divided into two sections:

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

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

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

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

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

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

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un intérprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un intérprete. Los pedidos se deberán hacer lo mas 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
TUESDAY, MARCH 16, 2010
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 four items of significant exposure to litigation.

   b. Pursuant to Government Code section 54957, the Board will confer with labor negotiators.
      Designated representatives: Keith Honda and Patricia Covert
      Employee organizations: All Units

   c. Pursuant to Government Code section 54957.6, the Board of Directors of the Redevelopment Agency will confer with real property negotiators.
      (1) Property: the East Garrison area of the former Fort Ord;
          Agency negotiator: Jim Cook;
          Negotiating parties: The Monterey County Redevelopment Agency and East Garrison Partners, LLC;
          Under negotiation: Price and terms

   d. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
      (1) Ernest Rowe (WC)
      (2) Maribel Robbins (WC)

Continuance of Closed Session to be held at the conclusion of the Board’s Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board.
10:30 A.M.

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)

OTHER BOARD MATTERS:

6. Board Comments
7. CAO Comments and Referrals
8. Public Comment (Limited to 3 minutes per speaker):

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.

9. Adopt Resolution honoring an "Undisclosed Recipient" as the Santa Cruz County Farm Bureau's Al Smith Friend of Agriculture Award Recipient for 2010. (Full Board)

10. Adopt Resolution honoring The Rotary Club of Watsonville as the 2010 Friends of Scouting Honoree. (Full Board)

11. Adopt Resolution honoring Cecilia Tejeda as the Gonzales Citizen of the Year. (Supervisor Salinas)

12. Adopt Resolution Honoring Jalisco Market as the Gonzales Business of the Year. (Supervisor Salinas)


APPOINTMENTS:

14. Reappoint Yolanda Maturino to the Gonzales Cemetery District, term ending April 14, 2014. (Supervisor Salinas)
15. Appoint Lela Casillo to the Child Care Planning Council, term ending December 31, 2011. (Full Board)

16. Reappoint Sid Williams and Bruce Evans to the Military & Veterans Affairs Advisory Commission, terms ending January 1, 2013. (Full Board)

17. Reappoint Abraham Magana, Richard Medley and Juanita Perea to the Boronda Redevelopment Project Area Citizen’s Advisory Committee, terms ending January 1, 2014. (Supervisor Calcagno)

**SCHEDULED MATTERS:**

S-1 Receive an Oral Report regarding Governmental Accounting Standards Board (GASB) Statement No. 54 - Fund Balance Reporting and Governmental Fund Type Definitions.

S-2 a. Receive the Three-Year Financial Forecast for the period of 2009-10 through 2012-13; and
   b. Provide direction to staff.

S-3 Receive the Natividad Medical Center Five Year Financial Forecast for Fiscal Years 2010-14.

**12:00 P.M.**

Recess to Lunch – Closed Session

**1:30 P.M. RECONVENE**

**ROLL CALL:**

S-4 a. Consider and approve the recommended County Financial Guidelines containing Countywide financial principles and strategies for building the Fiscal Year (FY) 2010-11 Recommended Budget and ongoing fiscal management; and
   b. Approve incorporating the Monterey County Board of Supervisors’ Strategic Initiatives in the FY 2010-11 Recommended Budget.

S-5 Consider adoption of an Ordinance of the Monterey County Code to add Chapter 16.14, Urban Stormwater Quality Management and Discharge Control.

S-6 Public hearing to consider adopting:
   a. Ordinance amending Title 21 to grant an automatic, one-time, extension of two (2) years for certain types of existing planning permits that have been approved between January 1, 2006 and January 1, 2009 provided no more than one prior extension has been granted and no extension request has been denied;
   b. Resolution of Intent to:
1. Adopt an Ordinance amending Title 20 to grant an automatic, one-time, 
extension of two (2) years for certain types of existing planning permits 
that have been approved between January 1, 2006 and January 1, 2009 
provided no more than one prior extension has been granted and no 
extension request has been denied; and 
2. Direct staff to submit the resolution together with materials sufficient for a 
through and complete review to the California Coastal Commission. 
(PD090361/Permit Extensions, Countywide)

S-7 Continued from Tuesday March 2, 2010 to:
a. Deny the appeals of Peter Fallon and Steve Dallas from the discretionary 
decision by the Planning Commission to approve a Coastal Administrative 
Permit to allow the conversion of an approved test well to a domestic 
production well; and 
b. Approve the application (PLN080017/Chopin Enterprises LLP) for a Coastal 
Administrative Permit to allow the conversion of an approved test well 
(PLN060263) to a domestic production well at 24479 San Juan Road, Carmel 
Woods, based on the findings and evidence and subject to the conditions of 
approval. 
(Appeal, Discretionary Decision – PLN080017/Chopin Enterprises LLP, 24479 
San Juan Rd, Carmel Woods, Carmel Area Land Use Plan)

ORDER FOR ADJOURNMENT
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

18. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement $1,400,000 in the aggregate (an increase of $400,000) and $800,000 for the period March 1, 2010 to June 30, 2011 with Toyon Associates Inc. for Medicare and Medi-Cal Appeal Services at NMC in an amount not to exceed $1,400,000 in the aggregate (an increase of $400,000) and $800,000 for the period March 1, 2010 to June 30, 2011.

19. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 with Jose Felix Huerta, MD for Internal Medicine/Hospitalist Services at NMC in an amount not to exceed $813,531 in the aggregate and $296,000 (an increase of $123,000) for fiscal year 2009-2010.

20. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 with Michael Sepulveda, MD for Internal Medicine Services at NMC in an amount not to exceed $182,674 in the aggregate and $130,000 (an increase of $22,674) for fiscal year 2009-2010.

21. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 with Mohammad-Shahid Atique Khan, MD for Internal Medicine/Hospitalist Services at NMC in an amount not to exceed $196,800 in the aggregate and $116,800 (an increase of $31,000) for fiscal year 2009-2010.

HEALTH AND SOCIAL SERVICES:

22. Authorize the Emergency Medical Services (EMS) Director to sign a Memorandum of Agreement (MOA) with the U.S. Army Garrison Fort Hunter Liggett to provide medical direction for Fort Hunter Liggett's Advance Life Support (ALS) paramedic level service and ambulance transport.

23. Introduce, waive the reading, and set April 6, 2010, at 10:30 a.m. to consider adoption of an ordinance adding Chapter 10.42 to the Monterey County Code to establish regulations restricting the use of polystyrene foam food packaging by food providers in the unincorporated area of the County of Monterey.

24. a. Approve and authorize the Director of Health to sign a Mental Health Services Agreement with Benjamin Macasaet dba New Horizon I Adult Residential Facility to provide services to adults with severe psychiatric disabilities in the annual amounts of $96,113 for the term November 10, 2009 through June 30, 2010 and $150,563 for each Fiscal Year 2010-11 and Fiscal Year 2011-12 for a total maximum Agreement in the amount of $397,239; and
b. Authorize the Director of Health to approve future amendments up to five percent (5%) of the annual amount, which do not significantly alter the scope of work or result in an increase to net county costs.

CRIMINAL JUSTICE:

25. Approve and authorize the Sheriff to sign the Memorandum of Understanding for the maintenance and operation of the Automated Criminal Justice Information System (ACJIS) effective July 1, 2010 between the County of Monterey Sheriff's Office and the Cities of Carmel-by-the-Sea, Del Rey Oaks, Gonzales, Greenfield, King City, Marina, Monterey, Pacific Grove, Salinas, Sand City, Seaside and Soledad.

GENERAL GOVERNMENT:

26. Approve and authorize the County Librarian to sign a Cooperative Agreement between the City of Gonzales and the Monterey County Free Libraries Regarding the Construction of a Community Center/Library in the City of Gonzales.

27. Adopt Resolution to Approve a Zero Property Tax Transfer for the Proposed Annexation of a 1.00 acre parcel (APN 241-073-002) in the Carmel Highlands to the Carmel Area Wastewater District.

28. a. Approve and authorize the Contracts/Purchasing Officer to execute Scope of Work 1 - Amendments 1 through 6 and Scope of Work 2 and 3 with CGI for the ERP implementation in the amount of $817,387.50 for a total contract amount not to exceed $9,002,009.50; and
b. Authorize the Contracts/Purchasing Officer to execute future amendments to this Agreement that do not significantly alter the scope of work and do not exceed the amount of $400,000.

29. a. Receive a recommendation by the Legislative Committee to take support positions on AB 1640 (Evans) Breast and cervical cancer screening, and SB 836 (Oropeza) Breast cancer screening: expanded coverage, and similar measures which would provide for restoration of funding for the Department of Public Health, Every Woman Counts Program; and
b. Receive the action minutes from the January 26, 2010 meeting of the Legislative Committee.

30. Authorize a $50,000 contingency increase to the Lake Nacimiento Site Improvement Project Agreement (08-62), for a new Agreement total of $596,343 and a new contingency fund amount of $99,668.00 required due to change orders arising from unforeseen deterioration of the pre-existing surface and underlayment conditions.

31. a. Adopt Resolution to amend the FY 2009-10 County Administrative Office/Human Resources Division allocated positions to reallocate one (1)
Personnel Technician-Confidential to one (1) Associate Personnel Analyst; and
b. Direct the Auditor-Controller to incorporate this change in the FY 2009-10 County Administrative Office/Human Resources Division budgeted positions.

32. a. Approve and authorize the Contracts/Purchasing Officer to execute County Master Agreements with Achaetes Security Agency, First Alarm, Security Code 3, and Universal Protection Service, for the provision of uniformed security guard services for the County of Monterey on an as-needed basis, for the initial term of two years from the date of execution through and including February 29, 2012, in the amount that shall not exceed $4,000,000, and to include the option to extend the Master Agreements for three (3) additional one (1) year periods in accordance with the terms and conditions set within each Agreement, and, the aggregate amount to be spent for all Agreements issued under RFP #10185 shall not exceed $10,000,000; and
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 uniformed security guard services with qualified contractors who meet the minimum requirements of the County of Monterey.

RMA - PUBLIC WORKS:

33. a. Approve Plans and Special Provisions for the Carmel Valley Road Overlay Project, Project No. 10-140865; and
b. Authorize the Clerk of the Board to advertise the "Notice to Bidders" in The Californian on March 22 and March 29, 2010.

34. a. Approve a Reimbursement Agreement with Rancho Canada Venture, LLC, which provides for reimbursement from Carmel Valley Road Traffic Impact Fees for that portion of Carmel Valley Master Plan Subsequent Environmental Impact Report costs which exceed Developer's Fair Share Costs associated with the buildout of the Rancho Canada Village Subdivision; and
b. Authorize the Chair of the Board to execute the Reimbursement Agreement and related documentation necessary to effectuate the Agreement.

35. a. Approve Amendment No. 7 to Professional Services Agreement No. A-09966 with Wood Rodgers, Inc. to provide plans, specifications, and engineer's estimate to obtain Caltrans approval of the project construction documents for the Highway 68 - Corral de Tierra Road Intersection Improvements, Project No. 114065, in the amount of $160,460 for a total amount not to exceed $667,932 and extend the term through June 30, 2011; and
b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 7 to Professional Services Agreement No. A-09966 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.
MONTEREY COUNTY
BOARD OF SUPERVISORS

Addendum for Tuesday, March 16, 2010

Item Added Under Scheduled Items:
S-8  a. Receive a report on the status of Monterey Pines in the County of Monterey;
     b. Direct staff to draft amendments to Title 21 (Inland zoning of the Monterey
        County Code) to extend the current level of protection provided to Oak trees
        to Monterey Pine trees; and
     c. Direct staff to initiate the preparation of a Comprehensive Monterey County
        Monterey Pine Forest Management Plan.
        (PD091328/Monterey Pines Protection)

Item Added Under Regular Consent:
32.1  a. Authorize the Purchasing Agent, his designee, and/or the
      Contracts/Purchasing Officer to negotiate and execute an urgency rental/lease
      agreement for appropriate facility space to relocate the County’s Records
      Retention Center files; and
      b. Approve and authorize the Auditor-Controller to make payments under the
         agreement upon approval of the Information Technology Department.

Corrections for Tuesday, March 16, 2010

Item Removed Under Closed Session:
   d. Pursuant to Government Code section 54956.9(a), the Board will confer with legal
      counsel regarding existing litigation.
      (2) Maribel Robbins (WC)

Item Correction Under Scheduled Items:
S-7  Continued from Tuesday March 2, 2010 to:
   a. Deny the appeals of Peter Fallon and Steve Dallas from the discretionary
      decision by the Planning Commission to approve a Coastal Administrative
      Permit to allow the conversion of an approved test well to a domestic
      production well; and
   b. Approve the application (PLN080017/Chopin Enterprises LLP) for a Coastal
      Administrative Permit to allow the conversion of an approved test well
      (PLN060263) to a domestic production well at 24479 San Juan Road, Carmel
      Woods, based on the findings and evidence and subject to the conditions of
      approval.
      (Appeal, Discretionary Decision – PLN080017/Chopin Enterprises LLP, 24479
      San Juan Rd, Carmel Woods, Carmel Area Land Use Plan)

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