ROLL CALL
Present: Supervisors Calcagno (Chair), Armenta, Salinas, Parker, and Potter.
Supervisor Potter arrived prior to recess to Closed Session.

1. Additions and Corrections for Closed Session: County Counsel Girard announced
Closed Session corrections and proposed additions, which were acted on by the
Board as provided in Section 54954.2 of the California Government Code.
Due to the need for immediate consideration by the Board of matters which
arose after the posting of today’s agenda, the Board is asked to make the
following additions and corrections:

Pursuant to Government Code section 54956.9(b), the Board will confer with
legal counsel regarding three matters of significant exposure to litigation.
Motion by Supervisor Parker, seconded by Supervisor Salinas. 4-0
(Supervisor Potter Absent)

ROLL CALL:
Present: Supervisors Calcagno (Chair), Armenta, Salinas, Parker, and Potter

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 matters of significant exposure to litigation.
   **CLOSED SESSION REPORT:** The Board took no reportable action and provided direction to staff on all four matters.

b. Pursuant to Government Code sections 54956.9(b) and 54956.9(c), the Board will confer with legal counsel regarding one item of significant exposure to litigation and/or potential initiation of litigation.
   **CLOSED SESSION REPORT:** The Board took no reportable action and received a report from staff.

c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators.
   (1) Designated representatives: Keith Honda and Patricia Covert; Employee organizations: A, B, C, D and E.
   **CLOSED SESSION REPORT:** The Board heard reports from staff and no reportable action was taken.

d. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
   (1) Dan Mitchell, et al. v. County of Monterey (USDC Case no. C08-01166-JW)
   **CLOSED SESSION REPORT:** The Board took no reportable action and provided direction to staff.

3. The Pledge of Allegiance was led by Assistant County Administrative Officer Rosie Pando.

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 Section 54954.2 of the California Government Code.
   **Due to the need for immediate consideration by the Board of matters which arose after the posting of today’s agenda, the Board is asked to make the following and corrections:**

   **Correction**
   9.1 Adopt Resolution of Proclamation declaring August 2009 as Child Support Awareness Month in Monterey County. (Supervisor Salinas Armenta)

   **Clarification**
   11. Appoint Andrew Jackson and reappoint Merri Bilek to the Housing Authority of the County of Monterey, terms ending July 21, 2011. (Supervisor Potter)
   Clarification - Andrew Jackson is being appointed to a new term as a “Tenant Commissioner” and Merri Bilek is being reappointed as a “Tenant Commissioner”.
Removed from Calendar
34.2  a. Approve and authorize the Director of Building Services, or his
designee, to sign an agreement with the Pajaro/Sunny Mesa
Community Services District to design and build one water tank of
approximately 110,000 gallons capacity for the fire suppression needs
of the Grey Eagle subdivision in Prunedale;
b. Approve the transfer of $200,000 from Capital Projects Fund 402,
Department 3000, Unit 8174, Account 7521 (Undesignated) to
Building Services Fund 001, Department 3000, Unit 8170, Account
6613 -Professional Services; and,
c. Direct the Auditor-Controller to increase appropriations in Fund 001,
Department 3000, Unit 8170, Accounts 6613 and 5940 (Operating
Transfers In) by $200,000 respectively and to move appropriations
within Fund 402, Department 3000, Unit 8174, from Account 7521 to
Account 7614 (Operating Transfers Out) (4/5ths vote required), and
timely process payment as required by the agreement.

Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
·Michael Weaver pulled item 34.1.
·Supervisor Potter recused himself on item 34 as his son is employed by Denise
Duffy & Associates, Inc.
·Supervisor Parker pulled item 34.
·Supervisor Calcagno pulled item 22.

OTHER BOARD MATTERS:

6. Board Comments: There were no Board comments.

7. CAO Comments and Referrals:
Assistant County Administrative Officer Rosie Pando advised of the following
Board referrals:
1) Presentation on community health clinics; referral directed to the
Health Department.
2) Update and receipt of presentation from Phillip Williams & Associates LTD
using models acceptable to FEMA and Army Corp of Engineers;
referral directed to the Water Resources Agency and the Resource
Management Agency.

8. Public Comment (Limited to 3 minutes per speaker):
·Ed Mitchell
·Hans Jongens

RESOLUTIONS: Items 9 through 10 were taken concurrently.

9. Adopted Resolution No. 09-349 Honoring Hermila "Mily" Treviño-Sauceda for
her outstanding and compassionate work on behalf of the Organización en California de Líderes Campesinas in our community. (Supervisors Armenta, Salinas)

Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

9.1 Adopted Resolution No. 09-350 of Proclamation declaring August 2009 as Child Support Awareness Month in Monterey County. (Supervisor Armenta)

Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

10. Received an oral report and consider recommendation from the Legislative Committee meeting of July 20, 2009.

Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES

APPOINTMENTS:

11. Appointed Andrew Jackson to a new term as a Tenant Commissioner and reappointed Merri Bilek as a Tenant Commissioner to the Housing Authority of the County of Monterey, terms ending July 21, 2011. (Supervisor Potter)

Motion by Supervisor Armenta, seconded by Supervisor Potter. ALL AYES

12. Appointed Ray Corpuz and Jason Burnett to the Overall Economic Development Commission, for terms ending June 30, 2012 and June 30, 2010, respectively. (Supervisor Parker)

Motion by Supervisor Armenta, seconded by Supervisor Potter. ALL AYES

SCHEDULED MATTERS

S-1 Considered and adopted Ordinance No. 5136 of the County of Monterey amending Monterey County Code, Section 2.76.050 relating to determination and payment of estimated fees for supplemental law enforcement services

Public Comment: Don Ask and Bob Perkins.

Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES

12:00 P.M. Recessed to Lunch

1:30 P.M. RECONVENED

ROLL CALL:

Present: Supervisors Calcagno (Chair), Armenta, Salinas, Parker and Potter.

S-2 Board Budget No. 09/10-009 Received and accepted a report and presentations from multiple departments covering their respective areas of responsibilities concerning Fiscal Year 2009-10 cash flow impacts to the County due to the
issuance of State IOU’s and other State deferred payments.

**Public comment:** Jay Donato

**Motion by Supervisor Potter, seconded by Supervisor Parker. ALL AYES**

S-3 Conducted a public hearing and considered revisions to Staking and Flagging Criteria. (PD070742/County of Monterey Staking and Flagging Criteria, County-wide); adopted Resolution No. 09-360 revising the criteria for staking and flagging as detailed in Exhibit A; and directed the Planning Department to report back in one (1) calendar year on the effectiveness (using examples) of staking taking place over the one (1) year period.

**Public Comment:** Jan Mitchell

**Motion by Supervisor Potter, seconded by Supervisor Parker. ALL AYES**

S-4 **Continued to August 25, 2009 consideration to:**

a. Deny the appeal by San Ardo Properties, LLC;

b. Find the project statutorily exempt from CEQA pursuant to Public Resources Code section 21080 (b) (5) and CEQA Guideline section 15270 (a) (Projects which are disapproved); and

c. Deny the application for a Lot Line Adjustment (San Ardo Properties, LLC/PLN080424) (Lot Line Adjustment - PLN080424/ San Ardo Properties, LLC, 62050 Railroad Avenue, San Ardo, South County Area Plan)

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

S-5 **Continued to August 25, 2009** public hearing to consider approval of a resolution to:

a. Determine that federal Citizen Participation requirements have been met;

b. Approve submittal of a 2009 Economic Development Community Development Block Grant (CDBG) Planning Technical Assistance (PTA) Grant Application for up to $70,000 from the California Department of Housing and Community Development in support of a business expansion plan for the Firestone Business Park;

c. Authorize the County Administrative Officer to sign the Statement of Assurances for the Grant Application;

d. Authorize the Redevelopment and Housing Director to make minor revisions to the Grant Application to meet State requirements, execute the Grant Application, execute all grant related documents and amendments including the Grant Agreement, and act on the County’s behalf in all matters pertaining to this application;

e. Authorize the Director of the Redevelopment and Housing Office to act as the Certifying Officer, under the National Environmental Policy Act of 1969 and related environmental regulations, for the State Community Development Block Grant Program; and

f. Approve a local cash match contribution in the amount of $20,000.

**Motion by Supervisor Salinas, seconded by Supervisor Parker. ALL AYES**
CLOSED SESSION REPORT (See 2 a-d)

ORDER FOR ADJOURNMENT

APPROVED:

______________________________
LOUIS R. CALCAGNO, CHAIR
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI
Clerk of the Board

BY: __________________________
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

13. Agreement No. A-11495 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 to the Agreement with First Databank for Pharmacy Software Licensing Services in an amount not to exceed $30,000 for the period January 1, 2009 to December 31, 2010.

14. Board Budget No. 09/10-010
   a. Adopted Resolution No. 09-09-355 amending Personnel Policies and Practices Resolution No. 98-394 to adjust the salary range for the following classifications at Natividad Medical Center: Director of Cardiopulmonary Services and Clinical Laboratory Manager; and
   b. Directed and authorized the Auditor-Controller to incorporate approved changes in the Fiscal Year 2009-10 adopted budget.

15. a. Approved Inter Departmental Policy (IDP) 6:2500 Records, Retention, Destruction and Storage; and
   b. Authorize the Chief Executive Officer (CEO) of Natividad Medical Center to destroy records held at Natividad Medical Center according to IDP 6:2500.

HEALTH AND SOCIAL SERVICES:

16. Agreement No. A-11496
   a. Approved and authorized the Director of Health to sign Emergency Medical Services (EMS), Budget Unit 436, Agreement with San Luis Ambulance to provide ambulance coverage in peripheral areas of Monterey County for the period of January 1, 2009 through December 31, 2009; and
   b. Authorize the modification of the County standard insurance requirements pertaining to General Liability insurance.

17. Agreement No. A-11497
   a. Approved and authorized the Director of Health to sign a three (3) Fiscal Year term (FY 2009-10, 2010-11 and 2011-12) Alcohol and Drug Treatment Services Agreement with Sun Street Centers for the provision of alcohol and drug recovery services in the annual amount of $1,578,476 for a total of $4,735,428 for the period July 1, 2009 through June 30, 2012; and
   b. Authorized the Director of Health to approve future amendments up to five percent (5%) of the annual amount, which does not significantly alter the scope of work or result in an increase to net county costs.

18. Agreement No. A-10635
   a. Approved an amendment to the current License and Support Agreement of September 12, 2006, between Decade Software Company, LLC, and Monterey County to augment the agreement in the amount of $58,034.84 and
extend the Agreement for provision of data management services for an additional one (1) year term from July 1, 2009 to June 30, 2010;

b. Authorized the Director of Health to sign the amendment; and
c. Authorized the Director of Health to approve future amendments up to five percent (5%) of the annual amount, which does not significantly alter the scope of work or result in an increase to net county costs.

19. Agreement No. A-11498
   a. Approved and authorized the Director of Health to sign a three (3) Fiscal Year term (FY 2009-10, 2010-11 and 2011-12) Alcohol and Drug Treatment Services Agreement with Community Human Services for the provision of alcohol and drug recovery services in the annual amount of $1,634,666 for a total of $4,903,998 for the period July 1, 2009 through June 30, 2012; and
   b. Authorize the Director of Health to approve future amendments up to five percent (5%) of the annual amount, which does not significantly alter the scope of work or result in an increase to net county costs.

CRIMINAL JUSTICE:

20. Agreement Nos. A-11499; A-11500; A-11501; A-11502; A-11503
   a. Approved and authorized the Contracts/Purchasing Officer to execute separate Alternate Defender Office Attorney Agreements with effective terms of July 1, 2009 to June 30, 2010 for Steve D. Liner ($138,000) A-11499, Scott Erdbacher ($138,000 A-11500), Susan Chapman ($138,000) A-11501, Paddy L. Grinstein ($110,000) A-11502, and Jeffrey Gobell ($109,500) A-11503; and
   b. Authorized the Contracts/Purchasing Officer to execute one year extensions to each of the Agreements at the end of contract term for Fiscal Year 2009-10, with otherwise identical terms and conditions.

GENERAL GOVERNMENT:


22. Board Budget No. 09/10-012
   a. Approved and authorized the transfer of up to $350,000 from the Cable TV Funds Restricted Revenue Account 020-2883 to Budget Unit (BU) 1930-8140 Telecommunications for Public, Education, and Government (PEG) access projects for the Monterey County Government Channel and I-NET projects including procurement and installation of a generator at the Fort Ord I-NET site during Fiscal Year (FY) 2009-10;
   b. Approved and authorized the purchase of fixed assets up to $250,000.00;
   c. Approved and authorized the Contracts/Purchasing Officer to sign amendments to extend the term of existing Agreements with vendors
supporting PEG projects provided that the total value of those amendments does not exceed $100,000.00 for projects taking place in FY 2009-10;
d. Directed the Information Technology Department to continue to deposit PEG fees from any cable provider into funds to restricted revenue account 020-2883 consistent with past practice and federal law;
e. Approved and authorized an increase in FY 2009-10 estimated revenue and appropriations by $350,000 in BU 1930-8140 as detailed on the attached Board Order (4/5th vote required); and
f. Directed the Auditor-Controller to transfer restricted revenue funds as expended and increase FY 09-10 estimated revenue and appropriations as detailed in the Board Order.

**Motion by Supervisor Parker, seconded by Supervisor Salinas. 4-0 (Supervisor Potter absent)**

23. Approved a Request from the Soledad-Mission Recreation District for an "ongoing" Exemption to the Annual Audit Required by Government Code Section 26909 and Authorize Preparation of a Biennial Audit covering the Fiscal Year of 2009-10 and each year thereafter (unanimous vote required).

24. Approved the use of County Park facilities by First Baptist Church on September 20, 2009 for one function by First Baptist Church in compliance with Monterey County Code 14.12.130.

25. Adopted Resolution No. 09-356 rescinding Resolution No. 06-363, thereby vacating the certification of the final revised EIR and voiding the approval of permits and entitlements for the September Ranch project, in compliance with the Peremptory Writ of Mandate issued by the Superior Court.

26. Adopted Resolution No. 09-357 to Amend Resolution No. 06-331 and Approve the Monterey County Agricultural Advisory Committee Bylaws to Eliminate the Sunset Date of the Committee, Increase Member Term Limits and Eliminate the Limitation on Officer’s Terms.

27. Board Budget No. 09/10-013
   a. Authorized the Information Technology Department (ITD) to provide requested services to Natividad Medical Center (NMC) for the additional time periods indicated in the following;
   b. Amended the 1930-8137 ITD Fiscal Year (FY) 2009-10 budget to reflect increased expenditures and $173,540 of additional offsetting revenue being received from NMC for one month of information technology services to be rendered between July 1 and July 31, 2009;
   c. Amended the 1930-8140 ITD FY 2009-10 budget to reflect increased expenditures and $278,945 of additional offsetting revenue being received from NMC for six months of phone service rendered between July 1 and December 31, 2009;
   d. Amended the 1930-8137 ITD FY 2009-10 budget to reflect increased expenditures and $135,228 of additional offsetting revenue being received
from NMC for one time costs to separate Natividad Hospital data network from County data network; and

e. Directed the Auditor/Controller to increase estimated revenue and appropriations by $587,713 in ITD as detailed in the Board Order.

28. Agreement Nos. A-11505; A-11506; A-11507
   a. Approved the Fiscal Year 2009-10 Development Set-Aside (DSA) Marketing Plans, submitted by the Monterey County Convention and Visitors Bureau (MCCVB), the Arts Council for Monterey County (ACMC), and the Monterey County Film Commission (MCFC), as recommended by the Overall Economic Development Commission (OEDC);
   b. Authorized the Contracts/Purchasing Officer to execute an Agreement (A-11505) with the MCCVB for the term July 1, 2009 through June 30, 2010, in an amount not to exceed $887,397;
   c. Authorized the Contracts/Purchasing Officer to execute an Agreement (A-11506) with the ACMC for the term July 1, 2009 through June 30, 2010, in an amount not to exceed $260,303; and
   d. Authorized the Contracts/Purchasing Officer to execute an Agreement (A-11507) with the MCFC for the term July 1, 2009 through June 30, 2010, in an amount not to exceed $124,893.

29. Agreement No. A-11508
   a. Approved a Professional Services Agreement with the Monterey County Business Council (MCBC) for the term July 1, 2009 through June 30, 2010, in an amount not to exceed $108,000, to administer all aspects of the Competitive Clusters (C²) Project; and
   b. Authorized the Contracts/Purchasing Officer to execute the Agreement.

30. 2009CONST008 Directed the Clerk of the Board to solicit bids to be opened on Tuesday, August 18, 2009 for the Ranger Station and Kiosk Improvements Project at Lake Nacimiento, Monterey County Parks, Bid No. 10206-B.

32. Board Budget No. 09/10-014
   a. Approved and authorized the establishment of a new special revenue fund (Fund 17 - Self Insurance);
   b. Approved and authorized an increase of $4,286,500 in appropriations and revenues for Fund 17 - Self Insurance in FY 2009-10 Adopted Budget as detailed in the attached Board Order (4/5ths vote required);
   c. Authorized the Assistant County Administrative Officer for Human Resources/Risk Management to oversee and manage Fund 17; and
   d. Directed the Auditor-Controller to increase appropriations and revenue in the FY 2009-10 Adopted Budget as detailed in the attached Board Order.

32.1 Authorized the Public Works Director to execute an amendment to the Subdivision Improvement Agreement for the Valley View subdivision (CHISPA PLN040767) to substitute a deed of trust as improvement security until such time
as the project is ready to proceed, and grant an extension of time to perform.

**RMA - PLANNING DEPARTMENT:**

33. a. Accepted and authorized the chair to execute the Offer to Dedicate an Irrevocable Open Space and Scenic Easement Deed in Exchange for Transferable Development Credits; and
   b. Directed the Clerk of the Board to submit the Offer to Dedicate an Irrevocable Open Space and Scenic Easement Deed in Exchange for Transferable Development Credits, Notice of Transferable Development Credit(s) and Indemnification Agreement to the Monterey County Recorder for recordation.

(Offer to Dedicate an Irrevocable Open Space and Scenic Easement Deed in Exchange for Transferable Development Credits - PLN060613/Lipman, 41730 Pfeifer Ridge Road, Big Sur)

34. Agreement Nos. A-11225; A-11226
   a. Approved Amendment No. 2 to Professional Services Agreement No. A-11225 with Denise Duffy & Associates, Inc. (DDA) where the Base Budget is increased by $36,995 to $318,330 with a Contingency increase of $5,549 to $47,749, for a total amount not to exceed $366,079 to provide additional services associated with the Environmental Impact Report (EIR) for the Villas de Carmelo (PLN070497) in Carmel, Coastal Zone, for a term through December 31, 2009;
   b. Approved Amendment No. 2 to Funding Agreement No. A-11226 with Carmel Hospital Development, LLC where the Base Budget is increased by $36,995 to $318,330 and the County Surcharge is increased by $6,289 to $107,256, with a Contingency increase of $5,549 to $47,749, for a total amount not to exceed $473,335 to allow funding to Monterey County for costs incurred by DDA and County departments to provide additional services associated with the EIR for the Villas de Carmelo (PLN070497) in Carmel, Coastal Zone, for a term through December 31, 2009; and
   c. Authorized the Director of Planning to execute Amendment No. 2 to Professional Services Agreement No. A-11225, Amendment No. 2 to Funding Agreement No. A-11226 and future amendments to these Agreements where the amendments do not exceed ten percent (10%) of the original Agreement amounts and do not significantly alter the scope of work. (Contract - PD060228/Denise Duffy and Associates, County-wide)

**Motion by Supervisor Salinas, seconded by Supervisor Parker. 4-0**

(Supervisor Potter recused himself on this item as his son is employed by Denise Duffy & Associates, Inc.)

34.1 Agreement Nos. A-11509; A-11510
   a. Approved entering into a Professional Services Agreement with LSA Associates, Inc. (A-11509), where the Base Budget amount does not exceed $70,000 and the scope of work is substantially similar to Exhibit A for completion of a Final Environmental Impact Report (FEIR) for the Corral de
Tierra Neighborhood Retail Village Subdivision (PLN020344) in the Corral de Tierra/San Benancio area, for a term through June 30, 2010; and

b. Approved entering into a Funding Agreement No. 3 with Omni Resources, LLC (A-11510), where the Base Budget is a minimum amount of $1,414 to allow funding to Monterey County for costs incurred by LSA Associates, Inc. for completion of a FEIR for the Corral de Tierra Neighborhood Retail Village Subdivision (PLN020344) in the Corral de Tierra/San Benancio area, for a term through June 30, 2010; and

c. Approved entering into a Funding Agreement No. 3 with Omni Resources, LLC where the Base Budget of the County portion does not exceed $68,586 for completion of a FEIR for the Corral de Tierra Neighborhood Retail Village Subdivision (PLN020344) in the Corral de Tierra/San Benancio area, for a term through June 30, 2010; and

d. Authorized the Contracts/Purchasing Officer to execute the Professional Services Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amount; and

e. Authorized the Director of Planning to execute the Funding Agreement No. 3 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

**Public comment:** Michael Weaver, Jan Mitchell

**Motion by Supervisor Armenta, seconded by Supervisor Salinas. 3-0 (Supervisor Parker and Supervisor Potter dissented)**

**RMA - BUILDING DEPARTMENT:**

34.2 **ITEM TAKEN OFF CALENDAR** (added via Addendum)

a. Approve and authorize the Director of Building Services, or his designee, to sign an agreement with the Pajaro/Sunny Mesa Community Services District to design and build one water tank of approximately 110,000 gallons capacity for the fire suppression needs of the Grey Eagle subdivision in Prunedale;

b. Approve the transfer of $200,000 from Capital Projects Fund 402, Department 3000, Unit 8174, Account 7521 (Undesignated) to Building Services Fund 001, Department 3000, Unit 8170, Account 6613 -Professional Services; and,

c. Direct the Auditor-Controller to increase appropriations in Fund 001, Department 3000, Unit 8170, Accounts 6613 and 5940 (Operating Transfers In) by $200,000 respectively and to move appropriations within Fund 402, Department 3000, Unit 8174, from Account 7521 to Account 7614 (Operating Transfers Out) (4/5ths vote required), and timely process payment as required by the agreement. **NO ACTION TAKEN**

**RMA - PUBLIC WORKS:**

35. Agreement No. A-11504; 2009CONST006

a. Disallowed any and all bid protests for the Espinosa Road Overlay Project;

b. Awarded a contract to Granite Rock Company dba Pavex Construction Division, the lowest responsible Base bidder, for the Espinosa Road Overlay Project, Project No. 09-140465, in the total amount of $1,975,828;
c. Approved the Performance and Payment Bonds executed and provided by Granite Rock Company dba Pavex Construction Division;

d. Authorized a contingency in the amount of $150,000 to provide funding for approved contract change orders; and

e. Authorized the Director of Public Works to execute the contract (Title corrected via Addendum)

36. a. Adopted Resolution No. 09-09-358 to accept Permanent Easement Grant Deed for roadway and public utility easement and Grant Deed for well equipment easement and pipeline easement (Easements) from the San Jerardo Housing Cooperative, Inc. (Cooperative); and

b. Authorized the Director of Public Works to execute the Certificate(s) of Acceptance and Consent to Recordation for said Easements on behalf of the County.

37. Introduced, waived the reading, and set for August 25, 2009, at 10:30 a.m. consideration to adopt an ordinance amending the Monterey County Code, Title 12, Section 12.12.010, to establish a 45 m.p.h. speed limit on Laureles Grade from Carmel Valley Road to a point 500 feet north of the centerline of Miramonte Road, in Carmel Valley.

38. Board Budget No. 09/10-015

a. Authorized and directed the Auditor-Controller to decrease Fund Balance Designations - 3115, by $20,000 and increase the available fund balance, Unreserved Fund Balance - 3101, by $20,000 for County Service Area 33 - Coast Ridge Subdivision, Fund 067, Unit 8198; and

b. Authorized and directed the Auditor-Controller to increase appropriations for Fund 067, Unit 8198, Account 6312, Maintenance - Public Works, by $20,000 (4/5th vote required).

39. a. Adopted Resolution No. 09-359 finding that the repairs and renovations in various shower stalls of the Monterey County Adult Detention Facilities, located at 1410 Natividad Road, Salinas continues to pose an emergency requiring immediate action without adopting plans and specifications and giving notice for bids to let contracts; and

b. Adopted Resolution No. 09-359 ratifying the execution of emergency contracts and emergency actions taken by the Contracts/Purchasing Officer, or his designee, to respond to the emergency (4/5th vote required).

###