ROLL CALL:
Present: Supervisors Armenta, Calcagno, Salinas, Parker.
Absent: Supervisor: Potter
Note: Supervisor Potter arrived during Closed Session

1. Additions and Corrections for Closed Session:

The County Counsel announced corrections to the agenda, which were acted on by the Board as provided in Section 54954.2 of the California Government Code.

2. c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Administrative Officer Natividad Medical Center CEO.

BOARD ACTION: Motion to accept change by Supervisor Parker seconded by Supervisor Armenta. All Ayes
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 one matter of significant exposure to litigation.

**CLOSED SESSION REPORT:** The Board provided direction to counsel on how to proceed in that matter and to bring the item back to the Board at a future date with options.

b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators. Property: 312 East Alisal Street, Salinas Agency negotiator: Wayne Tanda Negotiating parties: The County of Monterey and the City of Salinas Under negotiation: Price and terms

**CLOSED SESSION REPORT:** The Board conferred with property negotiators regarding price and terms.

c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Administrative Officer Natividad Medical Center CEO. (Added Via Addendum – corrected on Additions)

**CLOSED SESSION REPORT:** The Board provided direction to Mr. Weis on one particular goal.

10:30 A.M.

**ROLL CALL:**
Present: Supervisors Armenta, Calcagno, Salinas, Parker, and Potter.

3. Pledge of Allegiance was led by Supervisor Parker

4. Additions and Corrections:
The Clerk of the Board announced agenda 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:

**ADDED Under Other Board Matters:**
Ratify the Proclamation of Local Emergency signed by the County Administrative Officer on August 28, 2009 due to a fire, known as the Gloria Fire, near the City of Soledad. (Full Board)
**Motion by Supervisor Salinas, seconded by Supervisor Parker. All Ayes**

5. **CONSENT CALENDAR - REGULAR (See Supplemental Sheet)**
**Motion by Supervisor Potter, seconded by Supervisor Armenta. All Ayes**

**OTHER BOARD MATTERS:**
6. Board Comments
   · Supervisor Salinas commended all the firefighters and personnel for a great job at trying to minimize losses and damages. Supervisor Salinas thanked the firefighters from around the state; Cal Fire; Department of Corrections; Monterey County Sheriff's Office; CHP; Red Cross; Cal Lima; City of Soledad personnel; PGE; SPCA; and thanked the hundred or so residences that heeded the warning to evacuate; also expressed his appreciation for the two injured firefighters and condolences for the two firefighters that died in the Southern California fires.
   · Supervisor Armenta provided a handout to Board members regarding his attendance at the annual National Association of Counties Conference July 24 through July 28, in Nashville TN and provided a synopsis of the conference workshops.
   · Supervisor Calcagno commended two deputies who alerted the fire department as they were traveling through Castroville seeing smoke coming from a garage, thereby saving seven people who had been sleeping.

7. CAO Comments and Referrals
   · Lew Bauman expressed his appreciation for the Board and Supervisor Salinas in acknowledgement of the staff that responded to the Gloria Fire as well as the behind the scenes staff of the 911 and emergency operations center.

   · Mr. Bauman requested a motion to ratify resolution of the Gloria Fire
   
   Motion by Supervisor Salinas, seconded by Supervisor Potter. All Ayes.

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

9. Considered recommendation by the Legislative Committee and took an oppose position on SB 802 (Leno) Public contracts: retention of proceeds.
   Motion by Supervisor Potter, seconded by Supervisor Armenta. All Ayes

   (Added via Addendum)

9.1 Approved recommendation by the Legislative Committee and took a support position on SB 678 (Leno) Criminal recidivism.
   Motion by Supervisor Potter, seconded by Supervisor Armenta. All Ayes

RESOLUTIONS:

10. Adopted Resolution No. 09-378 in support of the change in designation of Pinnacles National Monument to Pinnacles National Park. (4/5ths vote required)
    Motion by Supervisor Potter, seconded by Supervisor Armenta. All Ayes

10.1 Resolution No. 09-376 ratified the Proclamation of Local Emergency signed by the County Administrative Officer on August 28, 2009 due to a fire, known as the Gloria Fire, near the City of Soledad. (Full Board)
    Motion by Supervisor Salinas, seconded by Supervisor Potter. All Ayes
APPOINTMENTS: 11 through 15 heard concurrently.

11. Reappointed Robert Denney to the Agricultural Advisory Committee, term ending June 30, 2012. (Full Board)
   Motion by Supervisor Parker, seconded by Supervisor Salinas. All Ayes

12. Appointed Rene Mendez to the Overall Economic Development Commission, term ending June 30, 2010. (Supervisor Salinas)
   Motion by Supervisor Parker, seconded by Supervisor Salinas. All Ayes

13. Appointed Ruth Ramirez to the Commission on the Status of Women, term ending February 1, 2011. (Supervisor Calcagno)
   Motion by Supervisor Parker, seconded by Supervisor Salinas. All Ayes

14. Reappointed Randy Bangs, Pamela Brown and Mark Gonzalez to the Monterey County Workforce Investment Board Youth Council, terms ending September 1, 2011. (Full Board)
   Motion by Supervisor Parker, seconded by Supervisor Salinas. All Ayes

15. Appointed Ken Scherpinski and Blas Barroso to the Monterey County Workforce Investment Board, terms ending September 1, 2009. 2012 (Full Board)
   Motion by Supervisor Parker, seconded by Supervisor Salinas. All Ayes

SCHEDULED MATTERS

S-1 Continued to September 15, 2009
   Consider adoption of an Ordinance to amend the Monterey County Code Title 15.40, relating to the Emergency Medical Services System.
   Motion by Supervisor Potter, seconded by Supervisor Parker. All Ayes

S-2 Received update from the Resource Conservation District of Monterey County.
   Motion by Supervisor Parker, seconded by Supervisor Salinas. All Ayes

S-3 Received update on the progress of the Literacy Campaign for Monterey County and declared the week of September 8 through September 14, 2009, as the Annual Monterey County Literacy Week.
   Motion by Supervisor Salinas, seconded by Supervisor Armenta. All Ayes

Receded to Lunch

1:30 P.M. RECONVENED:
ROLL CALL:
Present: Supervisors Armenta, Calcagno (Chair), Salinas, Parker, Potter.

S-4  
   a. Adopted Resolution No. 09-375 authorizing the Director of Public Works or designee to execute Funding Agreements and any necessary Amendments for funding under the California Safe Drinking Water Program (CSDWP) State Revolving Fund (SRF) and the American Recovery and Reinvestment Act of 2009 (ARRA);
   b. Authorized the Director of Public Works or designated registered engineer to execute all certifications and reports required for such funding;
   c. Authorized the Director of Public Works or designee to approve claims for reimbursement;
   d. Authorized the Director of Public Works or designee to execute the Budget and Expenditure Summary;
   e. Authorized the Director of Public Works or designee to execute the Contractor’s Release Form;
   f. Authorized the Director of Public Works or designated registered engineer to execute the Certification of Project Completion;
   g. Adopted a Project Budget not to exceed $5,548,801 for the San Jerardo Water System Improvement Project (Project);
   h. Adopted a finding that the Project Infrastructure Investment is an appropriate use of taxpayer dollars; and
   i. Authorized the Director of Public Works or designee to execute joint application with the Federal Receiver for transfer of ownership of the San Jerardo Cooperative Water System (System) to the County of Monterey (County), Boronda County Sanitation District (BCSD), to the California Public Utilities Commission (CPUC) and to the United States District Court, Ninth District (USDC).

Motion by Supervisor Salinas, seconded by Supervisor Armenta. All Ayes

S-5 Removed via addendum
   a. Approve Plans and Special Provisions for the installation of pipeline, construction of well site improvements, core system improvements, and secondary source improvements for the San Jerardo Water System Project, Project No. 09-859968; and
   b. Authorize the Clerk of the Board to advertise the “Notice to Contractors” in The Californian on September 4 and September 11, 2009.

S-6 Public hearing to consider the following actions for application for a Lot Line Adjustment (PLN080424/San Ardo Properties, LLC): Resolution No. 09-377
   a. Granted the appeal by San Ardo Properties, LLC contingent on the approval of the General Development Plan;
   b. Found the project categorically exempt from CEQA pursuant to Section 15305 (a) (Minor Alteration in Land Use Limitations);
c. Approved the application for a Lot Line Adjustment (San Ardo Properties, LLC/ PLN080424) consisting of the following: Lot Line Adjustment between four legal lots of record consisting of: 3,000 square feet (Assessor’s Parcel Number 237-041-015-000); 3,147 square feet (Assessor’s Parcel Number 237-041-016-000); 3,118 square feet (Assessor’s Parcel Number 237-041-017-000); and 3,096 square feet (Assessor’s Parcel Number 237-041-018-000). The adjustment would result in four lots of 1,701 square feet (Parcel A); 2,370 square feet (Parcel B); 2,755 square feet (Parcel C); and 5,535 square feet (Parcel D), respectively; and
d. Approved the application for a General Development Plan. (Lot Line Adjustment and General Development Plan - PLN080424/ San Ardo Properties, LLC, 62050 Railroad Avenue, San Ardo, South County Area Plan) 

Motion by Supervisor Salinas, seconded by Supervisor Potter. All Ayes

S-7 Conducted a public hearing to allow comment on the proposed Incorporation of Carmel Valley.
The following spoke in favor of the Incorporation of Carmel Valley - Glen Robinson; Larry Bacon, Amy Anderson, Karin Strasser-Kauffman
The following spoke in opposition of the incorporation of Carmel Valley: Franklin J. Lunding.

Public Comment:
Margaret Robbins; John Berry Smith; Don Aske, Roland Martin, Ed Mitchell, Mike McMillan, Milk Eagle, Paul Jane, Jan Mitchell, Pricilla Walton

CLOSED SESSION REPORT: (See 2 a-c)

ORDER FOR ADJOURNMENT

APPROVED:

______________________________
LOUIS R. CALCAGNO, CHAIR
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI
Clerk of the Board

BY: ___________________________
CONSENT CALENDAR

HEALTH AND SOCIAL SERVICES:

16. Approved and authorized the Director of Health to sign a letter rescinding a previously-executed Mental Health Services Act Assignment Agreement (A-11112) between the County of Monterey and the State Department of Mental Health.

GENERAL GOVERNMENT:

17. Approved the 2009-10 Secured Roll Tax Rates.

18. Approved a request from the Greenfield Fire Protection District for a dry period loan of $250,000.00 for Fiscal Year ending June 30, 2010.

   a. Approved and authorized the Contracts/Purchasing Officer to sign Agreements with Cardinale Moving & Storage (A-11526), Monterey Transfer & Storage, Inc. (A-11527), Moving Solutions Inc. (A-11528), Peninsula Moving & Storage Co. Inc. (A-11529), Scarr Moving & Storage, Inc. (A-11530), and Service West Inc. (A-11531), for the provision of moving and relocation services for the County of Monterey in the amount of $1,000,000 on an as-needed basis, for the term of two (2) years from date of signing, through and including August 31, 2011, and to include the option to extend Agreements for three (3) additional one (1) year periods in accordance with the terms and conditions set within each Agreement, and although there is no ceiling amount stated in the Agreements, the aggregate amount to be spent for all Agreements issued under RFP No. 10183 is estimated not to exceed $3,000,000; and
   b. Authorized the Contracts/Purchasing Officer to sign similar additional Agreements for moving and relocation services with qualified contractors who meet the minimum requirements of the County of Monterey.

20. Appointed nominees to governing boards of various districts that have insufficient nominees to cause an election on November 3, 2009.

21. Authorized the Registrar of Voters to consolidate and render election services to specified cities and districts relating to the conduct of the November 3, 2009 City/School/Special District Election.

22. a. Approved Resolution No. 09-374 that authorizes the submittal of an application to the State of California Department of Housing and Community Development for a Neighborhood Stabilization Program One Tier 3
Affordable Rental Housing Component grant (NSP 1 Tier 3) in the amount of $10,000,000 for financial assistance for the Manzanita Place Phase I affordable housing project at East Garrison;

b. Authorized the Redevelopment and Housing Office Director to prepare and sign the grant application submittal documents, and authorize the County Administrative Officer to sign all required certifications and Statements of Assurances; and

c. Authorized the Redevelopment and Housing Office Director to sign all required NSP Tier 3 reports, including Requests for Funds.

d. Directed County Administrative Office Budget staff to fully review fiscal impact of the program prior to the Board’s authorization to accept a grant award.

(Added via Addendum)

PUBLIC WORKS:

22.1 a. Approved submittal of a grant application not to exceed $500,000 to the Regional Water Quality Control Board to be applied toward the San Jerardo Water Systems interim filtration system; and

b. Authorized the Director of Public Works, or his designee, to act as the agent for the County in processing all documentation to secure these funds.

(Added via Addendum)

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