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

1. Additions and Corrections for Closed Session: There were no additions or corrections.

2. Closed Session under Government Code section 54950, relating to the following items:
   a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
      (1) Stephen Sapiro v. County of Monterey (MCSC Case No. M73264)
      CLOSED SESSION: The Board conferred with counsel and authorized settlement, and if approved by both parties, it will be available in the office of County Counsel.

      (2) Friendly House, et al. v. Whiting, et al. (USDC AZ Case No. CV 10-1061)
      CLOSED SESSION: The Board conferred with counsel and approved the county joining as amicus curiae in this matter.
b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding two items of significant exposure to litigation. 
**CLOSED SESSION:** The Board conferred with counsel and provided direction to counsel on how to avoid litigation.

c. Pursuant to Government Code section 54956.87, and Health and Safety Code section 1462, the Board will confer with the Natividad Medical Center CEO regarding trade secrets concerning a proposed new service, program, or facility. 
**CLOSED SESSION:** The Board provided direction to the Natividad Medical Center CEO on how to proceed in negotiating the proposed new facility program and service.

d. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Natividad Medical Center CEO. 
**CLOSED SESSION:** The Board conducted a performance evaluation of the Natividad Medical Center CEO and discussed how the CEO would perform a goal related to item 2.c. on today’s agenda.

e. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators. 
(1) Designated representatives: Keith Honda and Patricia Covert; Employee organizations: All Units 
**CLOSED SESSION:** The Board conferred with labor negotiators and the County Administrative Officer and provided direction on how to proceed in negotiations.

f. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Administrative Officer. 
**CLOSED SESSION:** The Board conducted a performance evaluation of the County Administrative Officer and discussed reorganization issues related to performance goals.

10:30 A.M. 

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

3. The Pledge of Allegiance was led by Clerk of the Board Gail T. Borkowski.

4. Additions and Corrections:
Removed from calendar. 
**Under Regular Consent – Natividad Medical Center**
Connections, Inc., Ensearch Management Consultants, HCL Consulting, Garrison-Randall, Inc. and CompHealth for Contingency Recruitment Services per RFP No. 9600-4 at NMC in an amount not to exceed $200,000 for the period May 1, 2010 to June 30, 2011.

**Under Regular Consent – Health and Social Services**

23. Authorize the Contracts/Purchasing Officer to surplus and transfer to Kinship Center the ownership of a 2007 Chevrolet Express 13 passenger van purchased with approved State funds for the provision of transportation services for relative caregivers throughout all of Monterey County.

5. Item Deleted

6. **CONSENT CALENDAR - REGULAR** (See Supplemental Sheet)
   · Supervisor Parker pulled items 35 and 37 for comments and questions. She requested item 35 be heard with item S-1. The Board agreed.
   · Supervisor Calcagno pulled items 44 and 45 for comments and questions. Jim Cook clarified requested actions in item 45. Yaz Emrani responded to questions regarding item 44.

   **Motion by Supervisor Armenta, seconded by Supervisor Parker to approve the Consent Calendar – Regular, with the exception of items 35, 37, 44 and 45. ALL AYES**

See items 37, 44 and 45 for motions.

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

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

**OTHER BOARD MATTERS:**

8. Board Comments
   · Supervisor Armenta, CSAC BOD, took no position on protecting local cites on transit projects/initiative.

9. CAO Comments and Referrals: There were no CAO comments or referrals.

10. Public Comment
    · Maria Castillo
    · Robert Juhler

**RESOLUTIONS:** Items 11 through 13 were heard concurrently.

11. Adopted Resolution No. 10-141 proclaiming the week of June 7, 2010, as Monterey County National Automotive Service Professionals Week. (Full Board)

    **Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES**
12. Adopted Resolution No. 10-140 to Karen Antle for Ag Against Hunger Woman of the Year. (Supervisor Salinas)
   Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES

13. Adopted Resolution No. 10-139 honoring Granite Construction for contributing land to the County of Monterey which will be used for the Pajaro Park. (Supervisor Calcagno)
   Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES

APPOINTMENTS: Items 14 and 15 were heard concurrently.

14. Reappointed Margaret-Anne Coppernoll to the Monterey County Mental Health Commission, term ending May 31, 2013. (Supervisor Parker)
    Motion by Supervisor Parker, seconded by Supervisor Armenta. ALL AYES

15. Reappointed Wendy Askew to the Community Action Commission, term ending July 1, 2013. (Supervisor Parker)
    Motion by Supervisor Parker, seconded by Supervisor Armenta. ALL AYES

SCHEDULED MATTERS:

S-2 CONTINUED TO JULY 27, 2010 Consideration to adopt Resolution to:
   a. Deny an appeal by Michael Moeller from the January 26, 2010 Planning Commission denial of an application (PLN060251/Moeller) for a Lot Line Adjustment and new single family home;
   b. Deny the application for a Combined Development Permit consisting of: (1) Coastal Development Permit for a Lot Line Adjustment consisting of an equal exchange of land between two legal lots of record resulting in no change of area: Lot 5 (APN: 243-181-005-000/192 San Remo Road) has 0.61 acres and Lot 6 (APN: 243-181-006-000/194 San Remo Road) has 0.85 acres; (2) Coastal Administrative Permit and Design Approval to allow the construction of a three-story 3,994 square foot single family dwelling with a 643 square foot three-car garage, 858 square feet of deck area, and grading (approximately 523 cubic yards of cut and 89 cubic yards of fill); (3) Coastal Development Permit for development on slopes in excess of 30%; (4) Coastal Development Permit for the removal of nine Monterey pine trees and eight coastal live oak trees
   c. Deny a Fee Waiver request. (PLN060251/ Moeller, 192 and 194 San Remo Drive, Carmel Area Land Use Plan, Coastal Zone, APN: 243-181-005-000, 243-181-006-000)

   County Counsel Charles McKee advised of the request for continuance received late yesterday afternoon and correspondence received this morning suggesting various changes to the findings. County Counsel McKee requested a continuance to a date certain in order to provide an
analysis of the threat of litigation alleging “taking” and to provide recommendations for the Board to make appropriate findings at that time.

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

S-1 Received a Performance Management Tools presentation from the Natividad Medical Center CEO for confirming and measuring long term success in a forward looking, innovative business enterprise.

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

Recessed to continued Closed Session

Reconvened for Closed Session Report (See item 2a through f)

ORDER FOR ADJOURNMENT

APPROVED

/s/ Simón Salinas
SIMÓN SALINAS, CHAIR
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI
Clerk of the Board

BY: /s/ Gail T. Borkowski
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

16. REMOVED FROM CALENDAR VIA ADDITIONS AND CORRECTIONS. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Agreements with Advantage Locums, RGA Associates Inc. The Judge Group, Inc., Medical Staffing Network, Inc., Las Healthcare, Healthcare Connections, Inc., Ensearch Management Consultants, HCL Consulting, Garrison Randall, Inc. and CompHealth for Contingency Recruitment Services per RFP No. 9600-4 at NMC in an amount not to exceed $200,000 for the period May 1, 2010 to June 30, 2011.

17. Agreement No. A-11708 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement with The Data Systems Group for Software Licensing Services at NMC in an amount not to exceed $202,000 (an increase of $117,000) for the period April 1, 2010 to June 30, 2011.

18. Agreement No. A-11735 through A-11740 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Agreements for Fiscal Year 2010-11 with multiple patient care providers at NMC.

19. Agreement No. A-11065 Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement with Kronos Inc. for Time and Attendance and Database Management Services at NMC in an amount not to exceed $2,420,380 (an increase of $56,880) for the period April 1, 2010 to September 30, 2011.

20. Agreement No. A-11709 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with Supplemental Health Care Services for Temporary Staffing Services at NMC in an amount not to exceed $125,000 for the period June 1, 2010 to June 30, 2011.

HEALTH AND SOCIAL SERVICES:

21. Agreement No. A-11710 Approved and authorized the Director of the Department of Social & Employment Services and the Director of Health, or their designees, to sign a Memorandum of Understanding between County of Monterey and Community Hospital of the Monterey Peninsula to ensure compliance with Penal Code Section 11165.13 and Health and Safety Code Sections 1255.7 regarding substance-exposed infants and abandoned newborns.
22. Agreement No. A-11711
   a. Approved and authorized the Contracts/Purchasing Officer to sign a Mental Health Services Agreement with California Psychiatric Transitions to provide mental health rehabilitation services to clients with severe mental disabilities in the amount of $357,600 for each Fiscal Year (FY) 2010-11, FY 2011-12, and FY 2012-13, for a total maximum Agreement in the amount of $1,072,800; and
   b. Authorized the Contracts/Purchasing Officer to approve future amendments up to ten percent (10%) of the annual amount, which do not significantly alter the scope of work or result in an increase to net county cost.

23. REMOVED FROM CALENDAR VIA ADDITIONS AND CORRECTIONS
   Authorize the Contracts/Purchasing Officer to surplus and transfer to Kinship Center the ownership of a 2007 Chevrolet Express 13 passenger van purchased with approved State funds for the provision of transportation services for relative caregivers throughout all of Monterey County.

24. a. Approved an amendment to Section 12(p), Powers and Functions, of the Salinas Valley Solid Waste Authority Joint Powers Agreement relating to the types of materials that must be delivered to solid waste processing facilities within the boundaries of the Salinas Valley Solid Waste Authority, and to the certification of third-party solid waste processing facilities;
   b. Authorized the Chair of the Board of Supervisors to sign the amendment; and
   c. Directed the Clerk of the Board of Supervisors to transmit the executed amendment to the Salinas Valley Solid Waste Authority.

25. Board Budget No. 09/10-155
   a. Approved and amended the Fiscal Year (FY) 2009-10 Health - Clinic Services Budget HEA 007, Unit 8100, to add 9.0 FTE Contract Physicians;
   b. Approved and amended the FY 2009-10 Health- Clinic Services Budget HEA 007, Unit 8097, to reallocate one (1.0) FTE Clinic Physician II to one (1.0) FTE Contract Physician;
   c. Approved and amended the FY 2009-10 Health- Public Health Budget HEA 003, Unit 8124, to add 0.5 FTE Contract Physician; and
   d. Directed the Auditor-Controller’s Office and the County Administrative Office to amend the FY 2009-10 Budget and incorporate approved changes in the FY 2010-11 Adopted Budget as outlined in the Board Order. (4/5th vote required)

26. Agreement No. A-11712
   a. Approved and authorized the Contracts/Purchasing Officer to sign a mental health services agreement with Door to Hope for the term July 1, 2010-June 30, 2013 for the provision of mental health services in the annual amount of $387,802, for a total amount not to exceed $1,163,406 to replace Agreement A-11148, which expires June 30, 2010; and
b. Authorized the Contracts/Purchasing Officer to approve future amendments up to ten percent (10%) of the annual amount, which does not significantly alter the scope of work or result in an increase to net county costs.

27. Board Budget No. 09/10-156
a. Authorized the Interim Director of Health or his designee, on behalf of Monterey County, to execute and submit all necessary applications, contracts, payment requests, agreements, documents and amendments thereto for the purposes of securing CUPA Forum Environmental Protection Trust Fund Grant funds for Fiscal Year (FY) 2010-11 in an amount not to exceed $16,004, and to implement and carry out the purposes specified in the grant applications;
b. Approved and amended the FY 2010-11 Adopted Budget to add $16,004 in appropriations and revenue to the Health Department’s Budget Unit 8116 (4/5th vote required); and
c. Directed the Auditor-Controller’s Office and the County Administrative Office to incorporate the approved changes in estimated revenue and appropriations in the FY 2010-11 Adopted Budget.

28. Agreement No. A-11713
a. Approved and authorized the Director of Health to sign a mental health services agreement with ODD-Fellow Rebekah Children’s Home of California for the term July 1, 2010-June 30, 2013 for the provision of mental health services in the annual amount of $317,757, for total amount not to exceed $953,271 to replace Agreement A-11003, which expires June 30, 2010; and
b. Authorized the Director of Health to approve future amendments up to ten percent (10%) of the annual amount, which does not significantly alter the scope of work or result in an increase to net county costs.

29. Board Budget No. 09/10-157
a. Approved a decrease of $73,000 in Account 3121, Department of Social Services Designation, an increase of $73,000 in General Fund Unreserved Fund Balance, and an increase of $73,000 in SOC002-001-5010-8253 - General Assistance; and
b. Directed the Auditor-Controller to increase appropriations as detailed in the Board Order (4/5th vote required).

CRIMINAL JUSTICE:

30. Approved and authorized the Purchasing Manager to donate the following items:
1). One Sheriff’s Office vehicle to Monterey County Police Activities League; 2). One Sheriff’s Office vehicle to Juvenile Impact Program; and 3). Fifty US Armor, Threat Level II ballistic vests to South Bay Regional Public Safety Training Consortium.
31. a. Adopted Resolution No. 10-142 authorizing the Chief Probation Officer to sign and submit a grant application to the State Corrections Standards Authority for Juvenile Accountability Block Grant (JABG) funds in the amount of $28,025 for the Probation Department’s Victim Restitution Program during Fiscal Year 2010-11; and  
b. Authorized the Chief Probation Officer to sign the Grant Agreement with the Corrections Standards Authority, and related amendments.

32. Board Budget No. 09/10-158  
a. Amended 2550-Probation Budget to reduce estimated revenues and appropriations by $149,659 in Unit 8162, and by $16,300 in Unit 8165, for a total of $165,959, during Fiscal Year 2009-10, due to a decrease of state Vehicle License Fee revenue and reduced program activity (4/5th vote required); and  
b. Authorize the Auditor-Controller to increase estimated revenues and appropriations in Unit 8164 for $11,980 from Youth Center fees during FY 2009-10 (4/5th vote required).

33. Board Budget No. 09/10-159  
a. Approved and authorized the Sheriff to accept a grant award in the amount of $330,904 with the Governor’s Office of Emergency Services to continue partial funding for the Narcotics Enforcement Unit County of Monterey (NEUCOM) Program for the period of July 1, 2009 to June 30, 2010; and  
b. Directed the Auditor-Controller to increase appropriations and estimated revenue in the Sheriff’s Office budget unit as detailed in Board Order (4/5th vote required)

GENERAL GOVERNMENT:  
34. Adopted Resolution No. 10-143 (a) approving the Office of Emergency Services to submit an application for the Homeland Security Fiscal Year (FY) 2010 Grant Program in the amount of $956,700; and (b) designating and authorizing as Monterey County representatives, the appropriate Auditor-Controller staff, Emergency Services Manager and Planner to execute grant documents.

35. Received report from County Administrative Office on the County’s efforts in developing performance measurements.  
Motion by Supervisor Parker, seconded by Supervisor Potter. ALL AYES

36. Adopted Resolution No. 10-144 approving the Amendment of Article XIII of the Master Fee Resolution to set and authorize:  
a. The collection of an additional one dollar ($1.00) in the County Recorder base recording fee pursuant to Government Code Section 27361(a), resulting in a base recording fee of five dollars ($5), effective July 1, 2010; and
b. The Acceptance of the reorganization of Article XIII to include previously Board approved fees and statutorily authorized fees not currently stated in the Article.

37. a. Approved the nomination of Monterey County’s Early Intervention in Child Support Services program to the 2010 California State Association of Counties (CSAC) Challenge Awards competition; and

b. Authorized the submission of the entry by the County Administrative Officer or his designee.

**Motion by Supervisor Parker, seconded by Supervisor Armenta to approve consent item 37. ALL AYES**

38. Adopted Action Minutes of the Board of Supervisors meetings of Tuesday, April 20, 2010 and Tuesday April 27, 2010.

39. a. Approved and authorized the Contracts/Purchasing Officer to increase the amount of Purchase Order 1930*558 with IBM, Inc., for software licensing and support for the period July 1, 2009 through June 30, 2010, by $90,000, for a revised fiscal year total of $200,000.00; and

b. Approved and authorized the Auditor-Controller to make payments under the agreement upon approval of the Information Technology Department.

40. Adopted Resolution No. 10-145 finding that the use of Boronda Redevelopment Housing Set-Aside Funds to assist in the acquisition of the Camphora Labor Camp will be of benefit to the Boronda Redevelopment Project Area.

**RMA - PUBLIC WORKS:**

41. Introduced, waived the reading, and set June 29, 2010, at 10:30 a.m., to consider adoption of an ordinance amending the Monterey County Code, Title 12, Section 12.28.010, to establish no parking at any time both sides of Thorne Road from the centerline of Los Coches Road, easterly for a distance of 2,040 feet, Greenfield area.

42. Agreement No. A-11707; 2010CONST002

a. Awarded a contract to Top Grade Construction, Inc., the lowest responsible Base bidder, for the Carmel Valley Road Overlay Project, Project No. 10-140865; in the total amount of $772,653;

b. Approved the Performance and Payment Bonds executed and provided by Top Grade Construction, Inc.;

c. Authorized a contingency (not to exceed 10% of the Contract amount) to provide funding for approved contract change orders; and

d. Authorized the Director of Public Works to execute the contract and approve expenditures of contingency for contract change orders.
43. a. Approved submittal of two AB2766 Emission Reduction Grant applications to the Monterey Bay Unified Air Pollution Control District for a total amount not to exceed $235,000; and
   b. Authorized the Director of Public Works or his designee to act as agent for the County in processing and signing all documentation to secure these funds.

44. Agreement No. A-11714; 2008CONST001
   a. Approved Amendment No. 3 to Professional Services Agreement with Mill Construction Company, Inc. to continue to provide tasks associated with construction management consulting services to complete the closeout phase for the Renovation of the North Wing of the Salinas Courthouse, Project No. 8772, in the amount of $62,000 for a total amount not to exceed $162,000 and extend the term through July 31, 2010; and
   b. Authorized the Contracts/Purchasing Officer to execute Amendment No. 3 to Professional Services Agreement.

Motion by Supervisor Calcagno, seconded by Supervisor Parker to approve items 44 and 45. ALL AYES

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY:

45. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey: Adopted Resolution No. 10-146 finding that the use of Boronda Housing Set-Aside Funds to assist in the acquisition of the Camphora Labor Camp will be of benefit to the Boronda Redevelopment Project Area; Approve a loan in the amount of $300,000 between the Redevelopment Agency of the County of Monterey and South County Housing Corporation (SCH) to assist in funding the acquisition of the Camphora Labor Camp; and Authorize the Director of the Redevelopment and Housing Office to make minor revisions and execute the loan documents on behalf of the Redevelopment Agency.

Motion by Supervisor Calcagno, seconded by Supervisor Parker. to approve items 44 and 45. ALL AYES

46. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey: Approved Agreement No. A-10879 Amendment No. 4 to the Professional Services Agreement dated March 1, 2007 with Keyser Marston and Associates Inc. (KMA) to increase the amount of the agreement by $60,000 for additional financial consulting services related to development projects in redevelopment project areas, for a total amount of the agreement not to exceed $160,000.

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