9:00 A.M.

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

1. Additions and Corrections for Closed Session: The Clerk of the Board announced there were no corrections or additions to Closed Session.

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.
      - Lynn Lincoln (WC) - Monterey County Deputy Sheriffs’ Association v. County of Monterey, et al. (MCSC Case No. M97873)

   CLOSED SESSION REPORT: The Board approved a tentative settlement agreement and that agreement will be available in County Counsel’s office when fully executed.
      - SEIU Local 521 v. County of Monterey (PERB Charge No. SF-CE-637-M)
      - SEIU Local 521 v. County of Monterey (PERB Charge No. SF-CE-645-M)
- County of Monterey v. William B. Burleigh Trust, et al. (MCSC Case No. M67206) (Added through the Addendum)

**CLOSED SESSION REPORT:** The Board provided direction to Counsel on how to proceed on the following items: PERB Charge No. SF-CE-637-M, PERB Charge No. SF-CE-645-M and County of Monterey v. William B. Burleigh Trust, et al. (MCSC Case No. M67206), and Counsel provided the Board with an update on these cases.

b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators. Designated representatives: Keith Honda and Patricia Covert Employee organizations: All Units 10:30 A.M.

**CLOSED SESSION REPORT:** The Board provided direction to staff on how to proceed in various negotiations.

**ROLL CALL:**

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

3. County Counsel Charles Mckee led the Pledge of Allegiance.

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.

Title changed

S-3 Approve and Authorize the Chair of the Board of Supervisors to sign the Memorandum of Agreement (MOA) regarding the Next Generation Radio System (NGEN) Joint Governance and Financing.

Approve and authorize the Director of Information Technology to sign the Memorandum of Agreement (MOA) regarding the Next Generation Radio System (NGEN) Joint Governance and Financing on behalf of Monterey County, including such modifications and amendments as may be necessary to implement the intent and purposes of the MOA.

Motion by Supervisor Salinas, seconded by Supervisor Parker; 3-0 (Supervisor Armenta and Supervisor Potter Absent)

5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)

Speakers:
- Chairman Calcagno pulled Item No. 17.
- Supervisor Parker pulled Item No. 16.
- Janine Bouyea, Natividad Medical Center, addressed Items No. 16 and 17.
- Bill Foley, Natividad Medical Center CEO, addressed Items 16 and 17.
- Debbie Silva - SEIU 521, requested this item be pulled to provide an opportunity for the Union and Natividad to meet and confer.
- Tim Madden commented that this was originally intended to be a cost saving measure and it has become more and more expensive.
· Tom Dovas, Network Systems Engineer, Natividad Medical Center, stated he’s Does not understand the effects newly created positions and their impact on current IT employees.
· Frank Gardner Contract Enforcement Specialist SEIU 521, requested County take no action on No. 16 and 17 until its representatives meet and confer with the Union, as the newly created positions would have significant impact on members.
· Jacob Jones, Natividad Medical Center IT Department, commented on his concerns regarding the newly created positions at Natividad Medical Center.
· Bill Palajac, Natividad Medical Center IT Department, commented on the new positions at Natividad Medical Center.

Motion by Supervisor Parker, seconded by Supervisor Salinas, with the exception of Items 16 and 17. 3-0 (Supervisor Armenta, and Supervisor Potter Absent)

OTHER BOARD MATTERS:

6. Board Comments, Referrals, and Updates
· Supervisor Parker advised she spoke with Curtis Weeks regarding a full report on the water situation in North Monterey County and requested Curtis return with a report in late June or early July.
· Chairman Calcagno provided an update on his trip to China with the North Monterey County High School Band. He commended the students for representing their school and County admirably.

7. CAO Comments
· County Administrative Officer, Lew Bauman introduced Yazdani Emrani who presented the Plaque of Honor to the County from Construction Communications, recognizing the unique characteristics of the County building and its integration with the historical buildings on this campus. Lew Bauman accepted the award on behalf of the Board of Supervisors.
· Lew Bauman requested that Virgil Schwab join the discussions with Natividad Medical Center and move Item S-3 to the first item on the scheduled matters agenda. The Board concurred.

8. Public Comment (Limited to 3 minutes per speaker)
· Hans Jongens addressed the Board on various issues including global warming; China coal mines, and nuclear plants.

RESOLUTIONS 9 and 10 were heard concurrently

9. Adopted Resolution No. 09-220 honoring Steven Pritt upon his selection as the Soledad Chamber of Commerce Citizen of the Year. (Supervisor Salinas)

Motion by Supervisor Salinas, seconded by Supervisor Parker; 3-0 (Supervisors Armenta and Potter Absent)
10. Adopted Resolution No. 09-221 honoring the Soledad Mission Recreation District upon its selection as Soledad Chamber of Commerce 2008 Organization of the Year. (Supervisor Salinas)
   **Motion by Supervisor Salinas, seconded by Supervisor Parker; 3-0 (Supervisors Armenta and Potter Absent)**

**APPOINTMENTS:** 11 through 14 were heard concurrently.

11. Reappointed Diana Jimenez to the Castroville-Pajaro Redevelopment Project Area Citizen’s Advisory Committee, term ending January 1, 2013. (Supervisor Calcagno)
   **Motion by Supervisor Parker, seconded by Supervisor Salinas; 3-0 (Supervisors Armenta and Potter Absent)**

12. Appointed Dennis Miskell to the North County Recreation & Park District Board of Directors, term ending November 30, 2012. (Supervisor Calcagno)
   **Motion by Supervisor Parker, seconded by Supervisor Salinas; 3-0 (Supervisors Armenta and Potter Absent)**

13. Reappointed Joseph Hertlein to the Parks Commission, term ending April 26, 2013. (Supervisor Potter)
   **Motion by Supervisor Parker, seconded by Supervisor Salinas; 3-0 (Supervisors Armenta and Potter Absent)**

14. Reappointed Jerome McCready to the Castroville/Pajaro Redevelopment Project Area Citizens’ Advisory Committee, term ending December 31, 2012. (Supervisor Calcagno)
   **Motion by Supervisor Parker, seconded by Supervisor Salinas; 3-0 (Supervisors Armenta and Potter Absent)**

**SCHEDULED MATTERS:**

S-1 Received a report from the California State Association of Counties (CSAC) and the County Welfare Directors Association of California (CWDA) on County Administered Human Services in a Time of Economic Crisis.
   **Motion by Supervisor Parker, seconded by Supervisor Salinas; 3-0 (Supervisors Armenta and Potter Absent)**

S-2 Received an oral report on the results of the 2008-09 Employee Giving Campaign.
   Public Comment:
   Mary Adams commends the Board and Elliott Robinson for their leadership.
   **Motion by Supervisor Parker, seconded by Supervisor Salinas; 3-0 (Supervisors Armenta and Potter Absent)**
Title Changed on Additions and Corrections
S-3 Agreement No. A-11410 Approved and authorized the Director of Information Technology to sign the Memorandum of Agreement (MOA) regarding the Next Generation Radio System (NGEN) Joint Governance and Financing on behalf of Monterey County, including such modifications and amendments as may be necessary to implement the intent and purposes of the MOA.
Public Comment:
· Richard Ortiz, Mayor of the City of Soledad commented on the concerns of the cities and their support of the project.
Motion by Supervisor Salinas, seconded by Supervisor Parker; 3-0 (Supervisors Armenta and Potter Absent)

S-4 Continued to May 5, 2009 consideration of the scope of work and budget for the Moss Landing Community Plan update and preparation of an Environmental Impact Report. (PD080541/Moss Landing Community Plan, North County Coastal)
Motion by Supervisor Salinas, seconded by Supervisor Parker; 3-0 (Supervisors Armenta and Potter Absent)

12:00 P.M.

Recessed to Lunch

1:30 P.M. RECONVENED

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

SCHEDULED MATTERS:

S-5 Continued the Public Hearing to May 5, 2009 on the project consisting of:
(Title Changed on Addendum)
a. Lot Line Adjustment of 3.47 acres between two parcels reducing APN167-061-032-000 (Riehl) from 52.0 acres to 48.53 acres and increasing APN167-061-033-000 (Mohsin) from 245.51 acres to 249.0 acres;
b. Amendments to the General Plan and Toro Area Plan to: 1) Amend land use map for 17-acres (APN: 167-061-029-000/Samoske) from Farmland/40 acre minimum (F/40) to Low Density Residential with a Special Treatment Area (STA) Overlay; 2) Amend land use map for 266-acres (APN 167-061-033-000/Mohsin) from Permanent Grazing/40 acre minimum (PG/40) to Low Density Residential with a STA Overlay; and 3) Adopt Toro Area Plan policy 30.1.1.2(T), establishing language for a STA Overlay that would generally allow a maximum of 14 new single-family residential lots on the lower 72 acres with agricultural buffers and the upper 249 acres would remain Permanent Grazing;
c. Zoning Ordinance to: 1) change the zoning designation of 17 acre parcel (APN 167-061-029-000/Samoske) from F/40-D to LDR/5-VS; and 2) change the zoning designation of the lower 55 acres of a 249-acre parcel (APN 167-061-033-000/Mohsin) from PG/40-D to LDR/5-VS with 194 acres remaining PG/40; and

d. Combined Development Permit consisting of: 1) a 14-lot residential subdivision, and 2) Administrative Permit for a small water system. The proposed subdivision includes Agricultural Buffer Plans for reduced agricultural buffers. (Certify EIR - PLN980516/Mohsin-Samoske Subdivision, 874, 884, and 870 River Road, Salinas, Toro Area Plan)

Public Comment:
· Amy White, Landwatch Monterey County, requested this item be continued to a date uncertain due to a code violation.
· Anthony Lombardo, on behalf of the applicant, requested the item be continued to May 5, 2009.

Motion by Supervisor Salinas, seconded by Supervisor 3-0 (Supervisors Armenta and Potter Absent)

ORDER FOR ADJOURNMENT

TO TUESDAY, APRIL 28, 2009

APPROVED:

/s/ Louis R. Calcagno

LOUIS R. CALCAGNO, CHAIR
BOARD OF SUPERVISORS

ATTEST:
GAIL T. BORKOWSKI
Clerk of the Board

BY: /s/ Gail T. borkowski
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

15. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to modify all Agreements with Beacon Partners as follows:
   a. Agreement No. 11287: Consulting Services for the implementation of the Meditech Emergency Department management (EDM) Module modify item 6.02 as follows: Contractor shall receive reimbursement for travel expenses in accordance with the Monterey County Travel Policy;
   b. Agreement No. 11328: Consulting Services for the implementation of OnBase, the Natividad Medical Center (NMC) Electronic Health Record Module modify item 6.2 as follows: CONTRACTOR shall receive reimbursement for travel expenses in accordance with the Monterey County Travel Policy;
   c. Agreement 11359: Consulting Services for the implementation of the Picis Operating Room Management (ORM) system modify item 6.2 as follows: CONTRACTOR shall receive reimbursement for travel expenses in accordance with the Monterey County Travel Policy;
   d. Purchase Order B960975008: PSA to provide Assessment of Meditech Community Wide Schedule Module modify item 6.02 as follows: CONTRACTOR shall receive reimbursement for travel expenses in accordance with the Monterey County Travel Policy;
   e. Purchase Order B960975046: PSA to provide Project Management for the re-implementation of hospital faxing solution, Forward Advantage modify item 5.2 as follows: CONTRACTOR shall receive reimbursement for travel expenses in accordance with the Monterey County Travel Policy;
   f. Purchase Order B960975051: PSA to provide Assessment of Meditech Medical Records and Abstracting Modules modify item 6.02 as follows: CONTRACTOR shall receive reimbursement for travel expenses in accordance with the Monterey County Travel Policy; and
   g. Purchase Order B960975052: PSA to provide Assessment of Meditech Materials Management System modify item 6.02 as follows: CONTRACTOR shall receive reimbursement for travel expenses in accordance with the Monterey County Travel Policy.

Action on items 16 and 17 was taken in one vote.

16. Resolution No. 08-224; Board Budget No. 08/09-159 Approved and amended Personnel Policies and Practices Resolution No. 98-394 to add the following new classifications at Natividad Medical Center: Senior Sonographer and Diagnostic Imaging Supervisor.
   Motion by Supervisor Salinas, seconded by Supervisor Parker 3-0 (Supervisors Armenta and Supervisor Potter Absent)
17. This Item continued to Tuesday, April 28, 2009
   a. Approve and amend Personnel Policies and Practices Resolution No. 98-394 to add the following classifications at Natividad Medical Center: Hospital Network & Systems Engineer, Hospital Information Systems Support Technician, Hospital Security & Database Administrator, Hospital Clinical Informaticist, Hospital Software Analyst I, Hospital Software Analyst II, and Hospital Software Analyst III;
   b. Approve and amend the Natividad Medical Center Budget Unit 960 to add two (2.0) FTE Hospital Network & Systems Engineer, two (2.0) FTE Hospital Information Systems Support Technician, one (1.0) FTE Hospital Security & Database Administrator, one (1.0) FTE Hospital Clinical Informaticist; and four (4.0) FTE Hospital Software Analyst III;
   c. Direct the Auditor-Controller to amend the Fiscal Year 2008-09 Natividad Medical Center Budget Unit 960 to reflect the change in position count.

Motion by Supervisor Salinas, seconded by Supervisor Parker to continue this item to April 28, 2009.
3-0 (Supervisor Armenta and Supervisor Potter Absent)

HEALTH AND SOCIAL SERVICES:

18. Agreement No. A-10929 Approved and authorized the Director of Health to sign Amendment No. 2 to the Mental Health Services Agreement No. A-10929 with Allen/Loeb Associates for grant and plan preparation and oversight of existing evaluation plans for mental health programs in the amount of $42,607 for Fiscal Year (FY) 2008-09 and $76,534 for FY 2009-10, for an Amendment increase in the amount of $119,141, for a total contract in the amount of $429,671.

19. Agreement No. A-10505 Approved and authorized the Director of Health to sign Amendment No. 1 to the Mental Health Services Agreement No. A-10505 with 7th Avenue Center, LLC for the provision of mental health treatment services to adults with psychiatric impairments and disabilities increasing the Agreement in the amount of $60,607 for Fiscal Year 2008-09 for a total Agreement in the amount of $1,474,012.

GENERAL GOVERNMENT:

   (Board Report date should read April 21, 2009 Changed on Addendum)

21. a. Approved a 60-day extension of the Management Agreement ("Interim Agreement") between Forever Resorts, doing business as "Monterey Lake Resorts and Marinas, LLC" ("Forever Resorts") and the County to operate the resort businesses at Lake Nacimiento and Lake San Antonio; and
   b. Authorized the Board Chair to sign the Agreement.
RMA - PUBLIC WORKS:

22. Agreement No. A-11404; 2009CONST002
   a. Awarded a contract to Bond Blacktop, Inc., the lowest responsible bidder, for the Slurry Seal 2009 Project, Contract No. 09-550918, in the amount of $143,624;
   b. Approved the Performance and Payment Bonds executed and provided by Bond Blacktop, Inc.;
   c. Authorized a contingency (not to exceed ten percent [10%] of the contract amount) to provide funding for approved contract change orders; and
   c. Authorize the Director of Public Works to execute the contract.

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