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.
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 más 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 WATER RESOURCES AGENCY
PAJARO COUNTY SANITATION DISTRICT
TUESDAY, MAY 03, 2011
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(a), the Board will confer regarding existing litigation:
      (1) LandWatch Monterey County v. County of Monterey (MCSC case no. M109434)
      (2) The Open Monterey Project v. Monterey County Board of Supervisors (MCSC case no. M109441)
      (3) Carmel Valley Association, Inc. v. Board of Supervisors of the County of Monterey (MCSC case no. M109442)
      (4) Salinas Valley Water Coalition, et al. v. County of Monterey (MCSC case no. M109451)
      (5) Save Our Peninsula Committee v. County of Monterey, et al. (MCSC case no. M110694)
   b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators:
      (1) Designated representatives: Keith Honda and Dianne Dinsmore
      Employee Organizations: All Units

10:30 A.M. RECONVENE

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)

Recess

Convene as the Board of Directors of the Pajaro County Sanitation District

PAJARO COUNTY SANITATION DISTRICT

ROLL CALL

6. CONSENT CALENDAR – Pajaro County Sanitation District (See Supplemental Sheet)

Adjournment

Convene as the Board of Supervisors of the Monterey County Water Resources Agency

MONTEREY COUNTY WATER RESOURCES AGENCY

ROLL CALL

7. CONSENT CALENDAR – Monterey County Water Resources Agency (See Supplemental Sheet)

Adjournment

Reconvene as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

CEREMONIAL RESOLUTIONS

8. Adopt resolution declaring May 9 through May 15, 2011 as Bike Week in Monterey County. (Chair Parker)

9. Adopt Resolution proclaiming Foster Care Month, May 2011. (Chair Parker)

10. Adopt Resolution honoring Renee Bailey upon her selection as one of six Outstanding Women of Monterey County for 2011. (Full Board/ Chair Parker)

11. Adopt Resolution honoring Becky Botello upon her selection as one of six Outstanding Women of Monterey County for 2011. (Full Board/ Chair Parker)
12. Adopt Resolution honoring Eva Rasul upon her selection as one of six Outstanding Women of Monterey County for 2011. (Full Board/ Chair Parker)

13. Adopt Resolution honoring Kim Stemler upon her selection as one of six Outstanding Women of Monterey County for 2011. (Full Board/ Chair Parker)

14. Adopt Resolution honoring Juanita Sanchez upon her selection as one of six Outstanding Women of Monterey County for 2011. (Full Board/ Chair Parker)

15. Adopt Resolution honoring Michelle Slade upon her selection as one of six Outstanding Women of Monterey County for 2011. (Full Board/ Chair Parker)

OTHER BOARD MATTERS

16. Board Comments

17. CAO Comments and Referrals

18. Public Comment (Limited to up to 3 minutes per speaker, at the discretion of the Chair)

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.

12:00 P.M. RECESS TO LUNCH– CONTINUED CLOSED SESSION

1:30 P.M. RECONVENE

SCHEDULED MATTERS

ROLL CALL

S-1 Public hearing to consider:

a. Appeal by Warren Wayland from the Planning Commission's decision denying the application for a Combined Development Permit (Wayland/PLN070366) consisting of: 1) Minor Subdivision Vesting Tentative Map to allow the division of a 38-acre parcel into four parcels of 9.7 acres, 5.3 acres, 9.3 acres, 5.2 acres and a remainder parcel of 8.8 acres; 2) Use Permit for development on slopes in excess of 25 percent for roadway improvements; 3) Use Permit for development in a visually sensitive area ("VS" District); and 4) Use Permit to allow the removal of an estimated 39 oak trees; and

b. Appeal by Susan Merrill from the Planning Commission's decision denying the application for a Combined Development Permit (Merrill/PLN070376) consisting of: 1) Minor Subdivision Vesting Tentative Map to allow the division of a 37.8 acre parcel into three parcels of 10.5 acres, 13.8 acres, 7.5
acres and a remainder parcel of 6.0 acres; and 2) Use Permit for development in a visually sensitive area ("VS" District). (Appeal, PLN070366/Wayland Minor Subdivision, 24975 Boots Road, Monterey) (Appeal, PLN070376/Merrill Minor Subdivision, 24915 Boots Road, Monterey)

[Continued from March 29, 2011 hearing]

S-2 Consider continuing the public hearing on an Ordinance to Regulate the Keeping of Roosters in Specified Residential Districts and the Limited Agricultural District to June 21, 2011. (PD070731 / County of Monterey)

ADJOURNMENT

In Memory of Timothy William Madden
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER

19.  
   a.  Adopt Resolution finding that there was sufficient cause to take action on an 
       emergency basis for mold remediation in patient rooms at Natividad Medical 
       Center (NMC) (Contractor- Disaster Kleenup), and; 
   b.  Ratify the execution of the purchase order and emergency actions taken by the 
       NMC Contract/Purchasing Officer in response to the identified emergencies. 
       (4/5ths vote required)

HEALTH AND SOCIAL SERVICES

20.  
     Adopt Resolution issuing a report pursuant to Government Code Section 65858(d) 
     describing the measures taken by the County to alleviate the conditions that led to 
     the adoption of Interim Urgency Ordinance No. 5160 and its extension, Ordinance 
     No. 5163, temporarily prohibiting, with limited exceptions, the acceptance and 
     processing of water well applications and issuance of water well permits on 
     parcels less than 2.5 acres within a portion of the California American Water 
     Company - Monterey District Main System service area within the unincorporated 
     County, pending the County's consideration of additional well regulations.

21.  
     Adopt Resolution amending Article I.e. of the Monterey County Master Fee 
     Resolution effective July 1, 2011, to adjust certain fees relating to oversight and 
     services provided by the Health Department's Environmental Health Bureau 
     pursuant to the attached Fee Schedule.

22.  
     a.  Amend Fiscal Year (FY) 2010-11 Health Department Budget 4000, HEA003- 
         8128, to reallocate a vacant 1.0 FTE Principal Office Assistant to a 1.0 FTE 
         Accounting Technician; 
     b.  Authorize the Auditor-Controller to amend adopted FY 2010-11 Health 
         Department Budget 4000, HEA003-8128, to reflect the change in position 
         count as outlined in the attached Board Order; and 
     c.  Direct the County Administrative Office to incorporate approved changes into 
         FY 2010-11 Health Department Budget 4000, HEA003-8128, to reflect 
         change in position count.  (4/5ths vote required)

23.  
     a.  Approve and authorize the Director of Health to sign a three fiscal year term 
         Mental Health Services Agreement (July 1, 2011 to June 30, 2014) with Davis 
         Guest Home, Inc. for provision of mental health services for Monterey County 
         adult residents with severe psychiatric disabilities in the amount of $739,125 
         for Fiscal Year (FY) 2011-12, $739,125 for FY 2012-13, and $739,125 for FY 
         2013-14 for a total Agreement amount of $2,217,375, to replace Agreement 
         A-11196; and
b. Authorize the Director of Health, to sign up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the annual amount and do not significantly change the scope of work or result in an increase in County General Fund Contribution.

24. a. Approve and authorize the Director of Health to sign a three fiscal year term Mental Health Services Agreement (July 1, 2011 to June 30, 2014) with CF Merced Behavioral, LLC dba Country Villa Merced Behavioral Health Center for provision of mental health services for Monterey County adult residents with severe psychiatric disabilities in the amount of $718,714 for Fiscal Year (FY) 2011-12, $718,714 for FY 2012-13, and $718,714 for FY 2013-14 for a total Agreement amount of $2,156,142; to replace Agreement A-11273; and
b. Authorize the Director of Health, to sign up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the annual amount and do not significantly change the scope of work or result in an increase in County General Fund Contribution.

25. a. Approve and authorize the Director of Health to sign a three fiscal year term Mental Health Services Agreement (July 1, 2011 to June 30, 2014) with MJM Home Care for mental health board and care services for Monterey County residents in the amount of $65,700 for Fiscal Year (FY) 2011-12, $65,700 for FY 2012-13, and $65,700 for FY 2013-14 for a total Agreement amount of $197,100; to replace Agreement A-11220 which expires June 30, 2011; and
b. Authorize the Director of Health, to sign up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the annual amount and do not significantly change the scope of work or result in an increase in County General Fund Contribution.

26. a. Approve and authorize the Director of Health to sign a three fiscal year term Mental Health Services Agreement (July 1, 2011 to June 30, 2014) with Beverly Health and Rehabilitation Services, Inc. dba Golden Living Center San Jose for provision of mental health services for Monterey County adult residents with severe psychiatric disabilities in the amount of $902,641 for Fiscal Year (FY) 2011-12, $902,641 for FY 2012-13, and $902,641 for FY 2013-14 for a total Agreement amount of $2,707,923; to replace Agreement A-11181; and
b. Authorize the Director of Health, to sign up to three future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the annual amount and do not significantly change the scope of work or result in an increase in County General Fund Contribution.

27. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign Amendment No. 1 with Alisal Union School District to provide congregate meals to seniors in Salinas adding $35,800, increasing the total contract amount to $125,800, for the period July 1, 2010 through June 30, 2011;
b. Authorize the Director of the Department of Social and Employment Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work; and

c. Authorize the Auditor-Controller to amend appropriations and estimated revenues in the amount of $35,800 for SOC 010, Department of Social & Employment Services - Area Agency on Aging for Fiscal Year 2010-11. (4/5ths vote required)

28. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign Amendment No. 1 with Meals on Wheels of the Salinas Valley, adding $64,371 for equipment and services for the home-delivered meal program, increasing the total contract amount to $349,973 for the period July 1, 2010 through June 30, 2011;

b. Authorize the Director of the Department of Social and Employment Services, or his designee; to sign up to three (3) amendments to this agreement where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work; and

c. Authorize the Auditor-Controller to amend appropriations and estimated revenues in the amount of $64,371 for SOC010, Department of Social & Employment Services - Area Agency on Aging for Fiscal Year 2010-11. (4/5ths vote required)

29. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign Amendment No. 1 with Meals on Wheels of the Monterey Peninsula to provide congregate and home-delivered meals, and disease prevention/health promotion services to seniors, adding $65,950 and increasing the total contract amount to $440,017 for the period July 1, 2010 through June 30, 2011;

b. Authorize the Director of the Department of Social and Employment Services, or his designee, to sign up to three (3) amendments to this agreement where the total amendments do not exceed ten percent (10%) of the original contract amount, and do not significantly change the scope of work; and

c. Authorize the Auditor-Controller to amend appropriations and estimated revenues in the amount of $65,950 for SOC010, Department of Social & Employment Services - Area Agency on Aging for Fiscal Year 2010-11. (4/5ths vote required)

**CRIMINAL JUSTICE**

30. Approve and authorize the District Attorney to sign and submit seven applications, including any extensions or amendments thereof, for continued funding for Fiscal Year (FY) 2011-12 from State agencies for the District Attorney's Office Victim Assistance Unit and Prosecution Programs as identified in the Board Order.
31. Approve an amendment to the bylaws of the Community Restorative Justice Commission.

**GENERAL GOVERNMENT**


33. a. Approve Amendment No. 1 to the Contractual Agreement No. A-07625 between the County of Monterey and Megabyte Systems Inc. increasing the maintenance and support under the agreement and decreasing the net cost for annual maintenance and services to $305,938.18 for fiscal year 2011-2012; and

b. Authorize the County Assessor-Clerk-Recorder to execute the Amendment on behalf of the County.

34. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 4 to the Professional Services Agreement with the law firm of Duane Morris & Associates, increasing the total amount of the contract from $250,000 to $325,000, and extending the expiration date from December 31, 2011 to December 31, 2012, for risk management legal consulting and support services.

35. Authorize the Auditor-Controller to transfer $227,778 from General Fund Contingencies to increase appropriations in Department 1080 Equal Opportunity Office, Unit 8066, Appropriations Unit EQU001. (4/5ths vote required)

36. Authorize the Chair to sign Amendment No. 3 to Agreement No. A-11162 with Gallina, LLP in an amount not to exceed $170,333 to perform audits of the following: 2010-11 General Purpose Financial Statements, Single Audit, the 2010-11 Redevelopment Agency Financial Statements, the 2010-11 Pajaro County Sanitation District Financial Statements, the Public Improvement Corporation, the Treasury Oversight Committee, the Monterey County Financing Authority and the First 5 Grants awarded to Monterey County.

37. a. Approve and authorize the Contracts/Purchasing Officer to sign Enhancement Proposal EP:32936B to an existing non-standard Agreement for Extended Service with Tiburon, Inc. for a term of May 1, 2011 through June 30, 2011 in an amount not to exceed $15,145 for improvements to the Computer Aided Dispatch System (CAD) subject to minor, non-substantive changes agreeable to the County and approved by County Counsel; and

b. Approve and authorize the Contracts/Purchasing Officer to sign future Enhancement Proposals up to $100,000 per fiscal year upon approval of County Counsel and Director of Emergency Communications provided that costs are budgeted in department appropriations for that fiscal year.
38.  
   a. Approve Management Agreement between Urban Park Concessionaires, doing business locally as “Monterey Lakes Recreation Company”, Monterey County, and the Monterey County Water Resources Agency to manage the resort businesses at both Lake Nacimiento and Lake San Antonio effective May 11, 2011 through October 31, 2012;  
   b. Authorize the Chair of the Monterey County Board of Supervisors to sign the Agreement on behalf of the County; and  
   c. Authorize the Director of Parks to review, approve, and execute any documents and procedures consistent with the terms and necessary for the ongoing management operation under the Agreement, including the Vehicle/Vessel Lease document.

RMA - PLANNING DEPARTMENT

39.  
   a. Approve the Professional Services Agreement for the term March 21, 2011 through May 31, 2011 with Hexagon Transportation Consultants, Inc. to provide peer review of the Traffic Study Report for the Paraiso Hot Springs Resort Development in Soledad (PLN040183), for a total amount not to exceed $8,250;  
   b. Approve the Funding Agreement for the term March 21, 2011 through May 31, 2011 with Thompson Holdings, LLC to provide peer review of the Traffic Study Report for the Paraiso Hot Springs Resort Development in Soledad (PLN040183), for a total amount not to exceed $8,250; and  
   c. Authorize the Director of Planning to execute the Professional Services Agreement, Funding Agreement and future amendments to the Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts. (REF110022/Hexagon Transportation Consultants, Inc., County-wide)

40.  
   a. Approve Amendment No. 3 to Professional Services Agreement No. A-11684 with EcoSystems West Consulting Group where the Base Budget of $49,964 is increased by $64,165, for a total amount not to exceed $114,129 to include 2011 Piperia Plan Studies and California Environmental Quality Act (CEQA) review for The Pebble Beach Company's Del Monte Forest Preservation and Development Plan (PLN100138) in Pebble Beach, for a term through June 30, 2012;  
   b. Approve Amendment No. 3 to Reimbursement Agreement No. A-11411 with The Pebble Beach Company where the Base Budget of $49,964 is increased by $64,165 to $114,129 with no change to the County Surcharge of $2,500, for a total amount not to exceed $116,629 to allow reimbursement to Monterey County for costs incurred by EcoSystems West Consulting Group and the County Planning Department to include 2011 Piperia Plan Studies and CEQA review for The Pebble Beach Company's Del Monte Forest Preservation and Development Plan (PLN100138) in Pebble Beach, for a term through June 30, 2012; and  
   c. Authorize the Director of Planning to execute Amendment No. 3 to Professional Services Agreement No. A-11684, Amendment No. 3 to
Reimbursement Agreement No. A-11411 and future amendments to these Agreements where the amendments do not significantly alter the scope of work or change the approved Agreement amounts. (PD060822/EcoSystems West Consulting Group, County-wide)

RMA - BUILDING DEPARTMENT

40.1 a. Approve Amendment No. 2 to the Professional Services Agreement with California Code Check where the total amount not to exceed is increased from $165,000.00 to not to exceed $285,000.00 with no change to the scope of work for plan check, inspection and related services.
b. Authorize the Contracts/Purchasing Officer to execute said Amendments as well as future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

RMA - PUBLIC WORKS

41. Adopt Resolution:
   a. Finding that there was sufficient cause to take actions on an emergency basis to implement necessary repairs at the Monterey County Adult Detention Facility, located at 1410 Natividad Road, Salinas, California, for Collapsed Kitchen Drain (Contractors: Petty Plumbing and Hough Construction); D Wing Men's Rehabilitation Showers Sewer Repair (Contractors: Hough Construction and Castroville Plumbing); Pods E & F Standing Water (Contractors: William A. Thayer Construction, Disaster Kleenup Specialists, and M3 Environmental Consulting); and E Dorm Ceiling Repair & Mold Remediation (Contractors: Disaster Kleenup Specialists, Hough Construction, and Superior Automatic Sprinkler); and
   b. Ratifying the execution of purchase orders and emergency actions taken by the Contracts/Purchasing Officer in response to the identified emergencies. (4/5ths vote required)

42. Approve and authorize the Chair of the Board to execute the Real Property Purchase Agreement (APN 133-013-065) in the amount of $1,000 for the purchase of an Easement consisting of 0.009 acre (47.52 sq. ft.) for Road Right-of-Way for the construction of the Blackie Road Safety Improvements Project No. 08-140665.

43. Adopt Resolution:
   a. Extending a Private Purpose Franchise Agreement to ExxonMobil Oil Corporation (formerly Mobil Oil Corporation) for a period of ten (10) years which is specified to be from May 17, 2011 through May 16, 2021;
b. Authorizing the Clerk of the Board to submit a copy of the resolution extending the Private Purpose Franchise Agreement and a copy of Resolution No. 00-271 to the County Auditor-Controller for annual billing; and
c. Authorizing the County Auditor-Controller to allocate all fees collected through this franchise to the General Fund.
44. **Adopt Resolution:**
   a. Extending a Private Purpose Franchise Agreement to Mobil Pacific Pipeline Company for a period of ten (10) years which is specified to be from May 17, 2011 through May 16, 2021;
   b. Authorizing the Clerk of the Board to submit a copy of the resolution extending the Private Purpose Franchise Agreement and a copy of Resolution No. 00-272 to the County Auditor-Controller for annual billing; and
   c. Authorizing the County Auditor-Controller to allocate all fees collected through this franchise to the General Fund.

45. **Acting on behalf of County Service Area 75 - Chualar:**
   a. Set a Public Hearing on May 24, 2011, at 10:30 a.m. to hear the report of delinquent fees and consider any protests or objections to the report by landowners liable to be assessed for delinquent fees for the County Service Area 75 - Chualar;
   b. Direct that a report of delinquent fees be prepared; and
   c. Direct Public Works that notice of the hearing be mailed to the landowners listed in the report not less than 10 days prior to the date of the hearing.

46. a. Award a contract to Top Grade Construction, Inc., the lowest responsible Base bidder, for the Davis Road Overlay Project, Contract No. 11-141065 in the total amount of $1,077,740;
   b. Approve the Performance and Payment Bonds executed and provided by Top Grade Construction, Inc.;
   c. Authorize a contingency not to exceed ten percent (10%) of the Contract amount to provide funding for approved contract change orders; and
   d. Authorize the Director of Public Works to execute the contract and subject to the terms of the Public Contract Code, approve change orders to the contract that do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

47. **Adopt Resolution:**
   a. Accepting the Certificate of Completion for construction of the San Jerardo Water System Project, Project No. 09-859968; and
   b. Authorizing the Director of Public Works to execute and record the Notice of Completion.

**PAJARO COUNTY SANITATION DISTRICT**

48. **Acting as the Board of Directors of the Pajaro County Sanitation District:**
   a. Set a Public Hearing on May 24, 2011, at 10:30 a.m. to hear the report of delinquent accounts and consider any protests or objections to the report by landowners liable to be assessed for delinquent fees for the Pajaro County Sanitation District;
   b. Direct that a report be prepared of delinquent fees for the Pajaro County Sanitation District; and
c. Direct Public Works that notice of the hearing be mailed to the landowners listed on the report not less than 10 days before the hearing.

MONTEREY COUNTY WATER RESOURCES AGENCY

49. a. Approve Management Agreement between Urban Park Concessionaires, doing business locally as “Monterey Lakes Recreation Company”, Monterey County, and the Monterey County Water Resources Agency to manage the resort businesses at both Lake Nacimiento and Lake San Antonio effective May 11, 2011 through October 31, 2012; 
b. Authorize the Chair of the Board of Supervisors of the Monterey County Water Resources Agency to sign the Agreement on behalf of the Water Resources Agency; and 
c. Authorize the Director of Parks to review, approve, and execute any documents and procedures consistent with the terms and necessary for the ongoing management operation under the Agreement, including the Vehicle/Vessel Lease document.

###

MONTEREY COUNTY

BOARD OF SUPERVISORS

Supplemental / Addendum for Tuesday, May 3, 2011
View Addendum reports at:

http://www.in.co.monterey.ca.us/cob/Supplemental_Addendum%202011/

ADDENDUM

Added To Closed Session
2. Closed Session under Government Code section 54950, relating to the following items:
   c. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

Added Under Ceremonial Resolutions
15.1 Adopt Resolution proclaiming the week of May 15 through May 21, 2011 as National Public Works Week. (Chair Parker)
15.2  Adopt Resolution honoring Natividad Medical Center during National Hospital Week. (Chair Parker)

CORRECTION

Under Regular Consent RMA – Building Department (Revised Title and Documents Submitted See link above)

40.1  a. Approve Amendment No. 2 to Professional Services Agreement No. A-11957 with California Code Check, Inc. (CCC) to continue to provide services associated with plan check, inspection and related services to the Monterey County Building Services Department, in the amount of $120,000 for a total amount not to exceed $285,000, for a term through June 30, 2011; and

b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 2 to Professional Services Agreement No. A-11957 and future amendments to the Agreement where the amendments do not significantly alter the scope of work or change the approved Agreement amount.

###