ACTION MINUTES
MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY WATER RESOURCES AGENCY

TUESDAY, AUGUST 30, 2011
9:00 A.M.

9:00 A.M.

ROLL CALL
Present: Supervisor Armenta, Calcagno, Salinas, Parker, Potter

1. Additions and Corrections for Closed Session: None

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:
      (1) County of Monterey v. Nova Partners, et al. (Santa Clara County Superior Court case no. 1-10-CV-178283)
      (2) Save Our Peninsula Committee v. County of Monterey (Monterey County Superior Court case no. M110694)
      (3) Eduardo Lorenzana v. County of Monterey, et al. (Monterey County Superior Court case no. M111479)
      (4) Mark Burkes v. County of Monterey, et al. (Monterey County Superior Court case no. M104105)
      (5) LandWatch Monterey County v. County of Monterey (MCSC case no. M109434)
(6) The Open Monterey Project v. Monterey County Board of Supervisors (MCSC case no. M109441)
(7) Carmel Valley Association, Inc. v. Board of Supervisors of the County of Monterey (MCSC case no. M109442)
(8) Salinas Valley Water Coalition, et al. v. County of Monterey (MCSC case no. M109451)
(9) LandWatch Monterey County v. County of Monterey; Redevelopment Agency of the County of Monterey, et al., Real Parties in Interest (Monterey County Superior Court case no. M113552)

CLOSED SESSION REPORT: No reportable actions taken on items 2.a.1 through 2.a.9

b. Pursuant to Government Code section 54956.9(b), the Board will confer regarding two matters of significant exposure to litigation.
   CLOSED SESSION REPORT: No reportable actions taken.

c. Pursuant to Government Code section 54957, the Board will confer regarding discipline, dismissal, or release of two public employees.
   CLOSED SESSION REPORT: No reportable actions taken.

d. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Natividad Medical Center CEO.
   CLOSED SESSION REPORT: No reportable actions taken.

e. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Equal Opportunity Officer.
   CLOSED SESSION REPORT: No reportable actions taken.

f. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding potential initiation of a litigation case.
   CLOSED SESSION REPORT: No reportable actions taken.

Acting as the Board of Directors of the Monterey County Redevelopment Agency:

CLOSED SESSION

g. Pursuant to Government Code section 54956.8, the Board of Directors of the Redevelopment Agency will confer with real property negotiators.
(1) Property: The "Parker Flats" area of the former Fort Ord, Negotiators: Jim Cook for the Agency; Monterey Downs LLC, for the developer
   Under negotiation: Terms
   CLOSED SESSION REPORT: No reportable actions taken.
h. Pursuant to Government Code section 54956.9(a), the Board of Directors of the Redevelopment Agency will confer with legal counsel regarding existing litigation:
(1) LandWatch Monterey County v. County of Monterey; Redevelopment Agency of the County of Monterey, et al., Real Parties in Interest (Monterey County Superior Court case no. M113552)
CLOSED SESSION REPORT: No reportable actions taken.

CLOSED SESSION REPORT
SPECIAL MEETING
MONDAY, AUGUST 29, 2011
BOARD OF SUPERVISORS OF THE
MONTEREY COUNTY WATER RESOURCES AGENCY

Closed Session

1. a. Pursuant to Government Code section 54956.9(a), the Board of Supervisors of the Monterey County Water Resources Agency will confer regarding existing litigation:
(1) In the Matter of the Application of California-American Water Company (Application 04-09-019)
(2) Ag Land Trust v. Monterey County Water Resources Agency, et al. (MCSC case no. M110691)
CLOSED SESSION REPORT: No reportable actions taken.

b. Pursuant to Government Code section 54956.9(b), the Board of Supervisors of the Monterey County Water Resources Agency will confer with legal counsel regarding two matters of significant exposure to litigation.
CLOSED SESSION REPORT: No reportable actions taken.

c. Pursuant to Government Code section 54956.9(c), the Board of Supervisors of the Monterey County Water Resources Agency will confer with legal counsel regarding one matter of potential initiation of litigation.
CLOSED SESSION REPORT: No reportable actions taken.

10:30 A.M. RECONVENE

ROLL CALL
Present: Supervisors Armenta, Calcagno, Salinas, Parker, Potter

3. The Pledge of Allegiance was led by Supervisor Salinas.

4. Additions and Corrections: The Clerk of the Board announced agenda corrections and proposed additions which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.
REMOVE ITEM 19 FROM REGULAR CONSENT – HEALTH AND SOCIAL SERVICES
19. Approve and authorize the Emergency Medical Services (EMS) Agency Director to sign and execute Paramedic Service Provider Agreements with public agencies wishing to provide paramedic services in the County of Monterey.

**REMOVE ITEM 41 FROM MONTEREY COUNTY WATER RESOURCES AGENCY**

41. Authorize the placement of Robert L. Johnson at Step 4 of the Monterey County Water Resources Agency Assistant General Manager/Engineer (12C32) salary range in accordance with Personnel Policies and Practices Resolution No. 98-394, Section A.1.11.1, effective August 13, 2011 with a new Step Eligible Date of October 29, 2012 calculated per Section A.1.11.4 of the Personnel Policies and Practices Resolution No. 98-394.

**REMOVE FROM WATER RESOURCES AGENCY ITEM 44 AND ADD AS A BOARD OF SUPERVISORS ITEM UNDER REGULAR CONSENT – GENERAL GOVERNMENT WITH NEW ITEM NUMBER AS 37.2 REPORT STAYING THE SAME**

44. Adopt Resolution designating the Monterey County Water Resources Agency General Manager or Deputy General Manager as its Authorized Agents and authorizing those Authorized Agents to provide to the California Emergency Management Agency all assurances and agreements required for state disaster assistance to secure a Federal Emergency Management Agency Severe Repetitive Loss Program Grant.

**CORRECTION TO SCHEDULED ITEM S-2 Consider continuance of the Public Hearing to September 20, 2011**

S-2 Consider continuance of the Public Hearing to September 20, 2011 to October 4, 2011 to consider certification of an Environmental Impact Report, approval of a Combined Development Permit consisting of 1) Use Permit 2) General Development Plan; and 3) Design Approval for development of a 99,970 square foot retail center known as the Corral de Tierra Neighborhood Retail Village and 4) Lot Line Adjustment to modify the lot line between two existing parcels (5.6 acres and 5.38 acres in area) to create Parcel A (1.12 acres) and Parcel B (9.86 acres), and a request to rezone the property to remove the “B-8” Overlay Zoning District from the subject site’s overall “LC-B-8-D” zoning classification.

(Appeal, Discretionary Decision – PLN110077 (an appeal of PLN020344) Omni Resources, Inc. LLC, 5 Corral de Tierra Road, Salinas, Toro Area Plan).

**ADJOURN IN MEMORY OF BILL PETROVIC & PENELope BENTON WELSH**

Motion by Supervisor Salinas, seconded by Supervisor Armenta to accept Additions & Corrections. All Ayes

5. **CONSENT CALENDAR - REGULAR (See Supplemental Sheet) Recess Convene as the Board of Supervisors of the Monterey County Water Resources Agency**

Supervisor Calcagno pulled item 40.

Public request - Julie Engell requested items 36 and 37 be pulled for comment.
Supervisor Parker commented on item 33 and the MOU with bargaining units. 
**Motion by Supervisor Potter, seconded by Supervisor Armenta (excluding 40, 36 & 37). ALL AYES**

**Item 36**  
Public Comment: Julie Engell  
**Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES**

**Item 37**  
Public Comment: Julie Engell  
**Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES**

**Item 40**  
Supervisor Calcagno requested clarification. Staff responded.  
**Motion by Supervisor Calcagno, seconded by Supervisor Potter. ALL AYES**

**Recessed**

**Convened as the Board of Supervisors of the Monterey County Water Resources Agency**

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

6. **CONSENT CALENDAR - MONTEREY COUNTY WATER RESOURCES AGENCY (See Supplemental Sheet Items 42 through 44)**  
**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

**Recessed**

**Reconvened as the Monterey County Board of Supervisors**

**MONTEREY COUNTY BOARD OF SUPERVISORS**

**CEREMONIAL RESOLUTION**

7. **Adopted Resolution No. 11-292** honoring the Salinas Public Library for meritorious efforts including the collection, preservation, and exhibition of the history of the City of Salinas. (Chair Parker)  
**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

**APPOINTMENTS** 8 & 9 heard concurrently

8. **Appointed Heather Marquard to the Commission on the Status of Women, term ending February 1, 2014. (Supervisor Parker)**  
**Motion by Supervisor Salinas, seconded by Supervisor Calcagno. ALL AYES**
9. Appointed Kathleen McKrystal, as an Alternate, to the Assessment Appeals Board, to fill an unexpired term ending June 1, 2012. (Supervisor Parker)
   Motion by Supervisor Salinas, seconded by Supervisor Calcagno. ALL AYES

OTHER BOARD MATTERS

10. Board Comments
    o Supervisor Salinas thanked the county’s emergency services for responding to the fire in South County.
    o Supervisor Armenta requested 1) staff bring back information, within the next 60 days, to review the process of merging the Office of Employment & Training into the Overall Economic Development Department and to consider a possible permanent transition. 2) Made a referral based on exploring a Local Preference Ordinance and review other models from the City of San Jose, the County of San Joaquin, and the City and County of San Francisco that allow the assignment of points for competent local providers for services and construction contracts to return in 90 days.
    o Supervisor Parker thanked Loyanne Flynn and Eric Cushman for speaking at Hot Topics Monday night.

11. CAO Comments and Referrals
    The County Administrative Officer received the following Board Referrals:
    1) Local Preference Ordinance and review other models from the City of San Jose, the County of San Joaquin, and the City and County of San Francisco that allow the assignment of points for competent local providers for services and construction contracts to return in 90 days; assigned to Contracts/Purchasing. (Armenta)
    2) Independent review of engineering documents for the Salinas Valley Water Project/Rubber Dam and make recommendations for any structural, operational, or maintenance improvements will be followed up. (Calcagno)

12. Public Comment:
    Hans Jongens, Doug Raarup.

SCHEDULED MATTERS

S-1 Received a report from the Natividad Medical Center (NMC) CEO and the Chair of the NMC Board of Trustees on the NMC Authority Timeline Version Two for the establishment of a public authority business model as a designated public safety net hospital to take effect following the passage of enabling Ordinance(s) & State law with a projected implementation date no later than November 30, 2012.
   Motion by Supervisor Potter, seconded by Supervisor Salinas moved receipt of report and adoption of the timeline attached as amended. ALL AYES

12:00 P.M. RECESSED TO LUNCH, CONTINUED CLOSED SESSION

1:30 P.M. RECONVENED
MONTEREY COUNTY BOARD OF SUPERVISORS

ROLL CALL
Present: Supervisors Armenta, Calcagno, Salinas, Parker
Absent: Supervisor Potter

SCHEDULED MATTERS

S-2                       Considered and continued of the Public Hearing to September 20, 2011 October 4, 2011 to consider certification of an Environmental Impact Report, approval of a Combined Development Permit consisting of 1) Use Permit 2) General Development Plan; and 3) Design Approval for development of a 99,970 square foot retail center known as the Corral de Tierra Neighborhood Retail Village and 4) Lot Line Adjustment to modify the lot line between two existing parcels (5.6 acres and 5.38 acres in area) to create Parcel A (1.12 acres) and Parcel B (9.86 acres), and a request to rezone the property to remove the "B-8" Overlay Zoning District from the subject site’s overall "LC-B-8-D" zoning classification.
(Appeal, Discretionary Decision - PLN110077 (an appeal of PLN020344) Omni Resources, Inc. LLC, 5 Corral de Tierra Road, Salinas, Toro Area Plan)
Motion by Supervisor Calcagno, seconded by Supervisor Salinas. 4-0 (Supervisor Potter Absent)

Recessed

Reconvened as Board of Supervisors of the Monterey County Water Resources Agency:

MONTEREY COUNTY WATER RESOURCES AGENCY

CLOSED SESSION

S-3 Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Water Resources Agency Director.
CLOSED SESSION REPORT: The Board of Supervisors performed an annual review of the Water Resources Agency Director.

CLOSED SESSION REPORT OF AUGUST 29, 2011 (See item 1.a. through c. above)

CLOSED SESSION REPORT (See item 2 a-f. and g. through h. above)

ORDER FOR ADJOURNMENT
In Memory of
Captain Gordon Ross Nakagawa
Anna Louise Flores Martinez
Bill Petrovic
Penelope Benton Welsh
APPROVED:

/s/ Jane B. Parker

JANE B. PARKER, CHAIR
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI
Clerk of the Board

BY: /s/ Gail T. Borkowski
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER

13. **Agreement No. A-12085** Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with Kasavan Architects for radiology room architectural-engineering services per RFQ No. 9600-12 at NMC in an amount not to exceed $123,000 for the period June 1, 2011 to June 30, 2012.

14. **Agreement No. A-11849** Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Agreement with Central Coast Nephrology for nephrology services at NMC in an amount not to exceed $250,000 in the aggregate for the period September 1, 2011 to August 31, 2013 and $104,000 for Fiscal Year (FY) 2011-2012. The term of the renewal agreement is twenty-four months (24) months with an option that either party may terminate with sixty (60) days written notice.

15. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to issue Purchase Orders per the County Master Agreements (MA*63 and MA*65) with Manpower Temporary Services and SFN Group Inc. for temporary help services at NMC in an amount not to exceed $2,000,000 for the period July 1, 2011 to June 30, 2012.

16. **Agreement No. A-12086** Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with GE Healthcare for diagnostic imaging equipment maintenance services, bio-medical equipment repair and inventory fluctuations at NMC in an amount not to exceed $3,739,974.50 in the aggregate for the period September 1, 2011 to August 31, 2018 and $507,764.30 for Fiscal Year 2011-2012.

17. Approved the Plans and Special Provisions for the Natividad Medical Center 10317.

HEALTH AND SOCIAL SERVICES

18. **Agreement No. A-12087 & A-12088**
   a. Approved and authorized the Director of the Department of Social & Employment Services, or his designee, to execute two agreements with Maxim Healthcare Services, Inc. for a total of $17,800 for care services at home for clients of Area Agency on Aging (A-12087) and Adult Services Programs (A-12088) including non-standard Mutual Indemnification and Termination language for the period July 1, 2011 to June 30, 2012; and
   b. Authorized the Director of the Department of Social & Employment Services, or his designee, to sign up to three (3) amendments to these agreements, where the total amendments do not exceed 10% of the original contract amounts, and do not significantly change the scopes of work.
19. **THIS ITEM REMOVED VIA ADDITIONS AND CORRECTIONS**

Approve and authorize the Emergency Medical Services (EMS) Agency Director to sign and execute Paramedic Service Provider Agreements with public agencies wishing to provide paramedic services in the County of Monterey.

20. a. Amended the Fiscal Year (FY) 2011-12 Health - Clinic Services Budget 4000, HEA007, to reallocate one (1.0) FTE Clinic Physician II to one (1.0) FTE Contract Physician and one (1.0) FTE Health Education Assistant to one (1.0) FTE Medical Assistant; and
b. Directed the County Administrative Office to incorporate approved changes in the FY 2011-12 Budget as outlined in the Board Order.


a. Approve the Workforce Investment Act (WIA) Title I Youth subcontracts with Turning Point of Central California (A-12077) and the Santa Cruz County Office of Education (A-12078) for Program Year (PY) 2011-12 in the amount of $327,600; and
b. Authorize the Director of the Department of Social & Employment Services, or his designee to sign up to three (3) amendments to these agreements, where the total amendments do not exceed 10% of the original contract amounts, and do not significantly change the scope of work.

22. **Agreement No. A-12079 & A-12080**

a. Approved the Workforce Investment Act (WIA) Title I Adult subcontracts with Shoreline Workforce Development Services (A-12079) and Turning Point (A-12080) of Central California for Program Year (PY) 2011-12 in the amount of $630,000; and
b. Authorized the Director of the Department of Social & Employment Services, or his designee to sign up to three (3) amendments to these agreements, where the total amendments do not exceed 10% of the original contract amounts, and do not significantly change the scope of work.

23. a. Approved the Workforce Investment Act Local Plan Modification for Program Year 2011-12; and
b. Authorized the Chair of the Board of Supervisors to sign the Local Plan Modification and local area grant recipient listing.

24. Approved the Monterey County Workforce Investment Board's (WIB) recommendation to accept $55,476 in Governor's Workforce Investment Act (WIA) 15 percent funds to support the California Department of Corrections & Rehabilitation (CDCR) New Start Prison-to-Employment Program.

25. a. Approved the Monterey County Workforce Investment Board's (WIB) recommendation to accept $1,128,000 in National Emergency Grant - Multi Sector Re-employment funds;
b. Authorized the Acting Executive Director of the Monterey County WIB to make modifications to and sign contracts, amendments and other related documents for these grant funds;  

c. Authorized the Acting Executive Director of the Monterey County WIB to execute the Memorandum of Understanding among various WIB's, upon concurrence with the local WIB; and  

d. Authorized the Auditor-Controller to increase appropriations and estimated revenue in SOC 009 (Office for Employment Training) in the amount of $1,015,200 (4/5ths vote required); and  

e. Authorized the Auditor-Controller to increase appropriations and estimated revenue in DEO 016 (Department of Economic Opportunity) in the amount of $56,400. (4/5ths vote required)  

25.1  
a. Authorized the Auditor-Controller to establish Designated Account 3127, Mental Health Designation, effective FY 2010-11;  

b. Approved a transfer in the estimated amount of $2,519,250 from Behavioral Health Revenue 001-4000-8081-HEA002-4960 to Account 3127, Mental Health Designation, for FY 2010-11;  

c. Approved a transfer in the estimated amount of $890,440 from Non-Program Revenue 001-1050-8041-CAO019-4820 to Account 3127, Mental Health Designation, for FY 2010-11;  

d. Authorized the Director of Health to certify the final amounts to be transferred to the Designated Account, where those amounts do not have a variance greater than 10% of the total estimated amount of the transfers ($340,969); and  

e. Authorized the Auditor-Controller to make changes as detailed on the accompanying Board Order. (4/5ths vote required)  

**CRIMINAL JUSTICE**  

26. Approved and authorized the Contracts/Purchasing Officer to sign Professional Service Agreement No. A-12089 between Norman A. Traub Associates and the Sheriff's Office for internal affairs investigative services in an amount not to exceed $20,000 for the period July 18, 2011 through June 30, 2012.  

26.1 a. Approved and authorized the Contracts/Purchasing Officer to sign the Renewal Agreement No. A-12090 with Data 911 Mobile Computer Systems for the Sheriff's Office to increase the amount by $15,147 for a revised total amount of $40,809 and to renew the agreement by extending the term through February 28, 2012; and  

b. Authorized the Contracts/Purchasing Officer to sign future amendments to this agreement where the amendments do not exceed 10% and do not significantly change the scope of work.  

**GENERAL GOVERNMENT:**  

27. a. Adopted the recommendation of the Monterey County Fish and Game Advisory Commission to award a $1,500 grant to the Santa Cruz Fish and
Game Advisory Commission for the Monterey Bay Youth Outdoor Day event scheduled for September 24, 2011 at the Santa Cruz County Fairgrounds; and

b. Approved the distribution of Fish and Game budgeted grant appropriations in the amount of $1,500 pursuant to State Fish and Game Code Section 13103 (a), Public Education.

28. a. Authorized Director of Parks to accept work and file Notice of Completion for Turn One Improvements at Laguna Seca Recreation Area, Bid No. 10293; and

b. Authorized the Purchasing Manager to increase the contract with Garcia Engineering for an additional $6,908.73 for an unanticipated Change Order increasing the contract total to $71,469.73.

29. Introduced, waived the reading, and set September 13, 2011 at 1:30 pm to consider adoption of an ordinance amending Chapter 7.08 of the Monterey County Code relating to bingo.

30. Approved the 2011-12 Secured Roll Tax Rates.

31. Agreement No. A-12013

a. Approved and authorized the Contracts/Purchasing Officer to sign Amendment No. 2 to the Renne Sloan Holtzman Sakai, LLP (RSHS) contract for legal services related to Labor Relations, to increase the contract amount from $200,000 to $350,000; and

b. Authorized the Auditor-Controller to transfer appropriations of $120,000 from General Fund Contingencies to the County Administrative Office (CAO) - Human Resources (HR) Division. (4/5ths vote required)

32. a. Introduced, waived the reading, and set September 13, 2011, at 10:30 a.m. to consider adoption of an Ordinance of the Monterey County Code to allow the Redevelopment Agency of the County of Monterey to continue to exist by the County's agreement to make annual community remittance payments to the State funded entirely from tax increment; and

b. Directed the Redevelopment and Housing Office to publish the Ordinance Summary in the Salinas Californian at least 5 days prior to the hearing for the Ordinance adoption.

33. Agreement No. A-12091 Approved the Memoranda of Understanding (MOU) and the related addenda for Deputy Sheriffs’ Association Units A (General Safety), B (Safety Supervisory) and C (Safety Management) for July 1, 2011 through June 30, 2013.

34. a. Increased Expenditure Object 6111 - Regular Employees in Appropriation Unit DOE001 (Economic Opportunity Administration) in the amount of $676,400 (4/5ths vote required); and

b. Decreased Contra-expenditure Object 7304 - Interfund Reimbursement in Appropriation Unit DOE001 (Economic Opportunity Administration) in the amount of $676,400; and
c. Authorized the Auditor-Controller to incorporate these changes in the Fiscal Year (FY) 2011-12 budget, with no change to net appropriations.

35. **Agreement No. A-12092**
   a. Authorized the Contracts/Purchasing Officer on behalf of the Registrar of Voters to retroactively approve a Professional Services Agreement with Dominion Voting Systems for two three-day on-site, and one two-day off-site training courses relating to the design of election ballots and advanced technician 400-C repair and maintenance of voting equipment in an amount not to exceed $20,000 in the aggregate for the period March 1, 2011 to June 30, 2012, and $20,000 for the period July 1, 2011 to June 30, 2012; and
   b. Approved the Non-Standard County Agreement with the omission of paragraph 10.05 for Royalties and Inventions as recommended by the Registrar of Voters.

36. **Revised title via Supplemental Agenda**
   Receive information on the County-wide Economic Development Strategic Planning process and:
   a. Approved the Fiscal Year (FY) 2011-12 Development Set-Aside Agency/Professional Services Agreement (A-12081) ("Agreement") for the Monterey County Convention and Visitors Bureau (MCCVB) and authorize the Director of the Redevelopment and Housing Office to execute the Agreement for the term July 1, 2011 through June 30, 2012, in an amount not to exceed $780,134;
   b. Approved the FY 2011-12 Development Set-Aside Agency/Professional Services Agreement (A-12082) ("Agreement") for the Arts Council for Monterey County (ACMC) and authorize the Director of the Redevelopment and Housing Office to execute the Agreement for the term July 1, 2011 through June 30, 2012, in an amount not to exceed $225,000;
   c. Approved the FY 2011-12 Development Set-Aside Agency/Professional Services Agreement (A-12083) ("Agreement") for the Monterey County Film Commission (MCFC) and authorize the Director of the Redevelopment and Housing Office to execute the Agreement for the term July 1, 2011 through June 30, 2012, in an amount not to exceed $107,678; and
   d. Approved the FY 2011-12 Development Set-Aside Agency/Professional Services Agreement (A-12084) ("Agreement") for the Monterey County Business Council (MCBC) and authorize the Director of the Redevelopment and Housing Office to execute the Agreement for the term July 1, 2011 through June 30, 2012, in an amount not to exceed $87,210.
   Public Comment: Julie Engell
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES

37. **Agreement No. A-12093**
   a. Approved an agreement with Frost Motorsports, LLC/Hunden Strategic Partners, in an amount not to exceed $55,000 for the period of September 1,
2011 to July 2012, for an evaluation and recommendation for maximizing the future operations and management of the Laguna Seca Recreation Area; and
b. Authorized the Board Chair to sign the Agreement.
Public Comment: Julie Engell

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

37.1 Approved and authorized the transfer of $100,000.00 from Information Technology Department 1930, Telecommunications Appropriations Unit INF001 to Information Technology Department 1930, Information Technology Appropriations Unit INF002.

37.2 **This item added via Additions and Corrections**
Adopted **Resolution No. 11-295** designating the Monterey County Water Resources Agency General Manager or Deputy General Manager as its Authorized Agents and authorizing those Authorized Agents to provide to the California Emergency Management Agency all assurances and agreements required for state disaster assistance to secure a Federal Emergency Management Agency Severe Repetitive Loss Program Grant.

**RMA - PUBLIC WORKS**

   a. Awarded a contract in the total amount of $1,503,459 to Granite Construction Company, the lowest responsible base bidder, for the Carmel Valley Road Overlay Project, Contract No. 11-141165;
   b. Approved the Performance and Payment Bonds executed and provided by Granite Construction Company;
   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, subject to the terms of the Public Contract Code, approve change orders to the contract that do not exceed 10% of the original contract amount, and do not significantly change the scope of work.

39. **Agreement No. A-07545** Approved and authorized the Contracts/Purchasing Officer to execute a Sublease Agreement No. A-07545, effective September 1, 2011, with the State of California, acting by and through the Director of the Department of General Services for approximately 5,352 net usable square feet of space at 730 LaGuardia Street, Salinas, California, for the purpose of providing a joint partnership training facility between the Department of Social and Employment Services-Office for Employment Training and State of California's Employment Development Department.

40. **Agreement No. A-07545**
   a. Approved and authorized the Contracts/Purchasing Officer to execute Amendment No. 1 to Lease Agreement No. A-07545 with Salinas Airport Business Park Partners to address janitorial services performed at 730
LaGuardia Street, Salinas, California, for use by the Department of Social and Employment Services-Office for Employment Training Division;
b. Authorized the Auditor-Controller to increase lease payments from $63,502.17 to $67,492.17 per month, effective September 1, 2011, and in accordance with the terms of the lease agreement;
c. Approved and authorized the Contracts/Purchasing Officer to execute a Construction Supervision Agreement with Salinas Airport Business Park Partners to address required Americans With Disabilities Act improvements; and

d. Authorized the Director of Public Works or his designee to give direction and approval to Salinas Airport Business Park Partners as it pertains to the Americans with Disabilities Act improvements they are performing.

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

MONTEREY COUNTY WATER RESOURCES AGENCY

41. This item removed via Additions and Corrections
Authorize the placement of Robert L. Johnson at Step 4 of the Monterey County Water Resources Agency Assistant General Manager/Engineer (12C32) salary range in accordance with Personnel Policies and Practices Resolution No. 98-394, Section A.1.11.1, effective August 13, 2011 with a new Step Eligible Date of October 29, 2012 calculated per Section A.1.11.4 of the Personnel Policies and Practices Resolution No. 98-394.

42. Authorized the Auditor-Controller to amend the Monterey County Water Resources Agency's Fiscal Year 2011-2012 Fund 134 (Salinas River Diversion Facility Operation & Maintenance Fund) budget to:
a. Increase appropriation in Fund 134 (Salinas River Diversion Facility Operation & Maintenance Fund), Dept. 9300, Unit 8267, Appropriation Unit, WRA028, Account 7531 (Equipment) by $12,000 (4/5ths vote required); and
b. Decrease appropriation in Fund 134 (Salinas River Diversion Facility Operation & Maintenance Fund), Dept. 9300, Unit 8267, Appropriation Unit, WRA028, Account 6613 (Other Professional & Special Services) by $12,000.

43. Accepted the Monterey County Floodplain Management Plan 2011 Annual Report.

44. This item removed via Additions and Corrections (See 37.2)
Adopt Resolution designating the Monterey County Water Resources Agency General Manager or Deputy General Manager as its Authorized Agents and authorizing those Authorized Agents to provide to the California Emergency Management Agency all assurances and agreements required for state disaster assistance to secure a Federal Emergency Management Agency Severe Repetitive Loss Program Grant.
44.1 Acting as the Board of Supervisors of the Monterey County Water Resources Agency:
Adopted Resolution No. 11-296 approving Internal Revenue Code Section 414(h)(2) Resolution which would allow WRA (Water Resources Agency) employee contributions to retirement to be made pre-tax.

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