AGENDA
Tuesday, June 21, 2011
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
MONTEREY COUNTY REDEVELOPMENT AGENCY
INCLUDING SPECIAL DISTRICTS GOVERNED
BY THE BOARD OF SUPERVISORS
TUESDAY, JUNE 21, 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 54957, the Board will confer regarding discipline, dismissal, or release of a public employee.
   
   b. Pursuant to Government Code section 54967.6, the Board will confer with labor negotiators.
      (1) Designated representatives: Keith Honda and Dianne Dinsmore
      Employee organizations: All Units

   Closed Session for the Board of Supervisors of the Monterey County Water Resources Agency:

   c. Pursuant to Government Code section 54956.9(a), the Board 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)

   d. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.

   e. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
Continuance of Closed Session to be held at the conclusion of the Board’s Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board.

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 Supervisors of the Monterey County Water Resources Agency

MONTEREY COUNTY WATER RESOURCES AGENCY

6. CONSENT CALENDAR - MONTEREY COUNTY WATER RESOURCES AGENCY (See Supplemental Sheet)

Recess

Reconvene as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

CEREMONIAL RESOLUTIONS

7. Adopt Resolution commending Richard Morris for his thirty-seven years of dedicated service in the Monterey County Assessor’s Department upon his retirement. (Full Board- Supervisor Parker)

APPOINTMENTS

8. Reappoint Ridge Watson to the Agricultural Advisory Committee, term ending June 30, 2014. (Supervisor Potter)

9. Reappoint Carol Lieberman and Susan Mc Nelley to the Community Action Commission, terms ending July 1, 2014. (Supervisor Potter)
10. Reappoint Deryl Moses to the Carmel Highlands Fire Protection District, term ending July 30, 2015. (Supervisor Potter)

11. Reappoint Kathleen Woods Novoa to the Big Sur Multi-Agency Advisory Council, term ending June 26, 2013. (Supervisor Potter)

12. Appoint Michael Wildgoose to the Historical Advisory Commission to fill an unexpired term ending February 1, 2012. (Supervisor Parker)

13. Reappoint Hunter Harvath to the Overall Economic Development Commission, term ending June 30, 2014. (Supervisor Potter)

14. Appoint Denika S. Boardman and Sabino Lopez to the Housing Advisory committee, terms ending June 21, 2013. (Supervisor Armenta)

15. Appoint Jim Felton to the Housing Advisory Committee to fill an unexpired term ending August 26, 2012. (Supervisor Parker)

16. Appoint Sherri Collins to the Emergency Medical Care Committee, term ending June 30, 2013. (Full Board)

**OTHER BOARD MATTERS**

17. Board Comments

18. CAO Comments and Referrals

19. Public Comment (Limited 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.

**Recess**

**SCHEDULED MATTERS**

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

**MONTEREY COUNTY WATER RESOURCES AGENCY**

S-1 Consider approval and adoption of the Fiscal Year 2011-12 Budget for the Monterey County Water Resources Agency.

**Adjournment**
Convene as the Board of Directors of the Monterey County Redevelopment Agency

MONTEREY COUNTY REDEVELOPMENT AGENCY

S-2 Consider approval and adoption of the Fiscal Year 2011-12 Budget for the Redevelopment Agency of the County of Monterey.

Adjournment

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

BORONDA COUNTY SANITATION DISTRICT

S-3 Consider approval and adoption of the Fiscal Year 2011-12 Budget for the Boronda County Sanitation District.

Adjournment

Convene as the Board of Directors of the Moss Landing County Sanitation District

MOSS LANDING COUNTY SANITATION DISTRICT

S-4 Consider approval and adoption of the Fiscal Year 2011-12 Budget for the Moss Landing County Sanitation District.

Adjournment

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

PAJARO COUNTY SANITATION DISTRICT

S-5 Consider approval and adoption of the Fiscal Year 2011-12 Budget for the Pajaro County Sanitation District.

Adjournment

Convene as the Board of Directors of the Carmel Valley County Sanitation District

CARMEL VALLEY COUNTY SANITATION DISTRICT

S-6 Consider approval and adoption of the Fiscal Year 2011-12 Budget for the Carmel Valley County Sanitation District.

Adjournment

Reconvene as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS
S-7 Consider approval and adoption of the Fiscal Year (FY) 2011-12 Budget for the County of Monterey incorporating all modifications made to the FY 2011-12 Recommended Budget by the Board in its April, May, and June Board meetings as reflected in the attachment and included in the Resolution.

S-8 Approve and adopt the Fiscal Year 2011-12 Public Works Work Program for the Road Fund (Fund 002, Unit 8195).

S-9 Continue the public hearing to June 28, 2011 to consider:
  a. Adoption of a Resolution of Intent to:
     1. Adopt a resolution to amend the Big Sur Land Use Plan, Carmel Area Land Use Plan, and Del Monte Forest Land Use Plan to remove Caretaker Unit Policies and in their place allow Accessory Dwelling Units;
     2. Adopt an ordinance amending the Monterey County Coastal Implementation Plan, Part 1 (Title 20, Zoning Ordinance); Part 3 (Big Sur Coast Implementation Plan); Part 4 (Carmel Area Implementation Plan); and 5) Part 5 (Del Monte Forest Implementation Plan Area) in order to implement the 2009-2014 Housing Element and to comply with Federal and State law. The amendment topics are as follows: 1) Definition of "Family"; 2) Residential Care Facility; 3) Transitional Housing or Transitional Housing Development; 4) Supportive Housing; 5) Agricultural Employee Housing; 6) Employee Housing; 7) Single Room Occupancy Facility; 8) Homeless Shelter; 9) Accessory Dwelling Unit; 10) Reasonable Accommodation; and 11) Density Bonus and Incentives. The topics would amend the following areas in Title 20 (Zoning Ordinance): Chapter 20.06 (Definitions), Chapter 20.10 (High Density Residential Zoning Districts), Chapter 20.12 (Medium Density Residential Zoning Districts), Chapter 20.14 (Low Density Residential Zoning Districts), Chapter 20.16 (Rural Density Residential Zoning Districts), Chapter 20.17 (Watershed and Scenic Conservation Zoning Districts), Chapter 20.24 (Agricultural Industrial), Chapter 20.30 (Coastal Agricultural Preserve Zoning Districts), Chapter 20.32 (Agricultural Conservation Zoning District), Chapter 20.58 (Regulations for Parking), Chapter 20.64 (Special Regulations), Chapter 20.66 (Development Standards), adding Chapters 20.61 (Requests for Reasonable Accommodation) and 20.64 (Density Bonuses and Incentives); and amending Chapter 20.70.120 (Exemptions from Coastal Development Permits). This Ordinance also amends Part 2 (North County Coastal Implementation Plan), Part 3 (Big Sur Coastal Implementation Plan), Part 4 (Carmel Area Coastal Implementation Plan), and Part 5 (Del Monte Forest Coastal Implementation Plan) to revise terms and regulations relating to accessory dwelling units; and
  b. Direction to staff to transmit the proposed amendments to the California Coastal Commission for review and certification.
(Amendment – REF100044/Coastal Housing Element Amendments, County wide)
12:00 P.M. RECESS TO LUNCH AND:

Joint Meeting
Monterey County Board of Supervisors and
Natividad Medical Center Board of Trustees
Monterey Room, 2nd Floor
168 W. Alisal St., Salinas, CA 93901

CLOSED SESSION

S-10 Closed Session under Government Code section 54950, relating to the following items:
   a. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators.
      (1) Designated representative: Keith Honda
    b. Pursuant to Government Code section 54956.9(b), the Board will confer regarding one item of significant exposure to litigation.
    c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Natividad Medical Center CEO.

Adjournment

3:00 P.M. RECONVENE

MONTEREY COUNTY BOARD OF SUPERVISORS

ROLL CALL

SCHEDULED MATTERS

S-11 a. Approve Agreement with the King City Young Farmers to install an "Avenue of Honor" at San Lorenzo Park; and
   b. Approve recommendation from the Monterey County Parks Commission to name the San Lorenzo Park Entry Road "The Avenue of Honor";
   c. Authorize Board Chair to execute the agreement on behalf of the County; and
   d. Direct the Parks Director, or his designated agent(s) to carry out the provisions of the agreement on behalf of the County.

S-12 Conduct a public hearing to consider adoption of an Ordinance to amend Section 20-2 of the Zoning Maps of the Monterey County Coastal Implementation Plan (Title 20 of the Monterey County Code) to reclassify a 57.24 acre parcel and a 5.0 acre parcel from the "RDR/10 (CZ)" [Rural Density Residential, 10 acre per unit minimum (Coastal Zone)] zoning classification to the "RDR/10-B-8 (CZ)" [Rural Density Residential, 10 acre per unit minimum, with B-8 Building Site Overlay (Coastal Zone)] zoning classification.
S-13  Public hearing to:
Adopt an Ordinance amending Title 21 (Non-Coastal Zoning) of the Monterey County Code to rezone the property located at 24591 Silver Cloud Court from the “VO/B-6-UR-D-S” (Visitor Serving/Professional Office with Building Site Plan Review, Design Control, and Site Plan Review overlay districts) zoning classification to the “VO/UR-D-S” (Visitor Serving/Professional Office with Design Control and Site Plan Review overlay districts) zoning classification. (Oceanview Investors L.P./PLN090410, 24591 Silver Cloud Court, Greater Monterey Peninsula Plan area)

S-14  Continue the public hearing to a date uncertain on the proposed Ordinance to Regulate the Keeping of Roosters in Specified Residential Districts and the Limited Agricultural Zoning District, pending staff revision of the approach of the ordinance. (PD070731 / Rooster Ordinance)

**ADJOURNMENT**

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CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER

20. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with Central Coast Head and Neck Surgeons, a Medical Group Inc. to provide Otolaryngology and Audiology Services at NMC in an amount not to exceed $400,000 for the period July 1, 2011 to June 30, 2012.

21. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with California Emergency Physicians Medical Group to provide Emergency Medicine Services at NMC in an amount not to exceed $1,332,135 for the period July 1, 2011 to June 30, 2012.

22. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the First Amendment to Professional Medical Services Agreement with Monterey County Orthopedic Associates to increase the hourly rate for orthopedic services provided in the specialty clinic. This amendment does not change the previously approved agreement amount not to exceed of $860,000 for the full term of the agreement and $600,000 for the period July 1, 2011 to June 30, 2012.

23. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with Monterey County Eye Associates to provide Ophthalmology Services at NMC in an amount not to exceed $176,400 for the period July 1, 2011 to June 30, 2012.

24. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with Sweet, Renfer & Milanesa MD to provide Urology Services at NMC in an amount not to exceed $270,000 for the period July 1, 2011 to June 30, 2012.

25. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with Joel Weinstein MD to provide General Surgery Services at NMC in an amount not to exceed $296,400 for the period July 1, 2011 to June 30, 2012.

HEALTH AND SOCIAL SERVICES

26. Approve and authorize the Vice-Chair of the Board of Supervisors to sign an agreement with the Central California Alliance for Health to provide health plan benefits for eligible IHSS providers for the period July 1, 2011 to June 30, 2013, including the non-standard Termination provision in Exhibit A-I, Sections 4.0 through 5.2, and non-standard Mutual Indemnification provisions in Exhibit A-I,
Sections 9.14 and 9.15, with the first twelve months funding of $1,956,480 for the period July 1, 2011 to June 30, 2012.

27.  a. Approve and authorize the Director of the Monterey County Military and Veteran's Affairs to sign an agreement for $73,427 annually with San Benito County to provide a part-time Veteran's Services Representative to San Benito County for the period July 1, 2011 through June 30, 2014; and
    b. Authorize the Director of the Monterey County Military and Veteran's Affairs to sign up to three (3) amendments to the 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.

28.  a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 1 to the Professional Services Agreement A-11518 with the University Corporation at Monterey Bay for dedicated staffing to ensure the successful implementation and accreditation of the Masters of Social Work program at California State University Monterey Bay. Amendment No. 1 adds $30,000 ($135,212 for Fiscal Year (FY) 2009-10, $237,163 for FY 2010-11, and $17,625 for FY 2011-12) for a revised total Agreement amount not to exceed $390,000; and
    b. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 1 to the Contracting Agreement A-11519 with the California Institute of Mental Health to fund the contract between the county and the University Corporation at Monterey Bay for the Masters of Social Work program at California State University Monterey Bay. Amendment No. 1 adds $30,000 ($135,212 for FY 2009-10, $237,163 for FY 2010-11, and $17,625 for FY 2011-12) for a revised total Agreement amount not to exceed $390,000.

29.  a. Approve and authorize the Contracts/Purchasing Officer to sign two 340B Prime Vendor Participation Agreements with Cardinal Health 110, Inc. and Cardinal Health 411, Inc. for discounted outpatient pharmaceuticals for all seven Federally-Qualified Health Center Look-alike (FQHC-LA) clinics with shipping locations at Alisal Health Center and at Seaside Family Health Center, for the term March 24, 2011 to June 30, 2013; and
    b. Accept the deviations from the County's standard insurance and indemnification provisions; and
    c. Authorize the Director of Health, to sign up to three future amendments to this agreement where the amendments do not exceed 10% of the annual amount and do not significantly change the scope of work or result in an increase in County General Fund Contribution.

30.  a. Approve and authorize the Director of Health to sign a Memorandum of Understanding with the Monterey County Special Education Local Plan Area for reimbursement to the County in the amount of $414,000 for the provision of educational related mental health services in Fiscal Year 2010-11; and
b. Approve and authorize the Director of Health to accept reimbursement for any board and care costs related to residential placements incurred between April 1, 2011 and prior to June 30, 2011.

CRIMINAL JUSTICE

31. a. Adopt Resolution 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 $42,602 for the Probation Department's Victim Restitution Program during Fiscal Year 2011-12; and
b. Authorize the Chief Probation Officer to sign the Grant Agreement with the Corrections Standards Authority, and related amendments.

32. Approve and authorize the Sheriff to sign Amendment No. 4 to Agreement A-10883, extending the agreement on a month-to-month basis for up to six months, and the annual price adjustment for the Agreement, with California Forensic Medical Group (CFMG) for medical, mental health and dental services to inmates at the County Jail, in the amount of $2,643,378.54 and an unknown amount for per diem charges based on inmate counts above the average daily population as set forth in the amendment.

GENERAL GOVERNMENT

33. a. Approve the nomination of the KickStart Ex-Offender Re-Entry Employment Program; the Community Alliance for Safety and Peace; and the OES + 911 + 211 = Success in Monterey County programs to the 2011 California State Association of Counties (CSAC) Challenge Awards competition; and
b. Authorize submission of the entries by the County Administrative Officer or his designee.

34. Approve Amendment No. 1 to the Contract between the County of Monterey and Ivins, Phillips & Barker, Chartered, for legal services pertaining to the Internal Revenue Service governed Section 125 Plan document, to extend the expiration date from July 1, 2011 to July 1, 2014 and increase the total contract amount from $100,000 to $200,000.

35. Approve an application and order for destruction of designated Assessor’s Office records that are no longer necessary for County purposes to be retained, as set forth in Exhibit A.

36. Approve and authorize the Chair to sign the First Restated Memorandum of Understanding (MOU) for Multiagency Cooperation in the Implementation, Management, and Marketing of the Salinas Valley Enterprise Zone (SVEZ).

RMA - PUBLIC WORKS
37.  a. Approve Amendment No. 1 to Renewal No. A-11889 to the Professional Services Agreement with AMEC Geomatrix, Inc. to continue to provide tasks associated with inspection, monitoring and reporting of the closed County landfills located at Bradley, San Ardo, and Lake San Antonio North Shore in the amount of $30,900 for a total amount not to exceed $191,300 and extend the term through December 31, 2011; and

b. Authorize the Contracts/Purchasing Officer to execute Amendment No. 1 to Renewal No. A-11889 to the Professional Services Agreement and future amendments that do not significantly alter the scope of work or change the approved renewal amount.

38.  Approve and authorize the Chair to sign the Year 2011 Operating Budget forms provided by the Salinas Valley Fair Association, Inc., a non-profit 501 (c) (3) public benefit corporation, pursuant to Section 25906 of the Government Code.

MONTEREY COUNTY WATER RESOURCES AGENCY

39.  Authorize the Auditor-Controller to amend the Monterey County Water Resources Agency's Fiscal Year 2010-2011 Fund 425 (Monterey Bay Regional Water Project Construction Fund) budget to recognize $286,000 in California American Water Line of Credit Revenue and Fund 134 (Salinas River Diversion Facility Operations and Maintenance) budget to recognize $201,295 in Proposition 50 Supplemental grant funds.

a. Increase estimated revenue in Fund 425 (Monterey Bay Regional Water Project Construction Fund), Dept. 9300, Unit 8267, Appropriation Unit WRA035, Account 5950 (Proceeds of Long Term Debt) by $286,000 and (4/5ths vote required);

b. Increase appropriation in Fund 425 (Monterey Bay Regional Water Project Construction Fund), Dept. 9300, Unit 8267, Appropriation Unit WRA035, Account 6613 (Other Professional & Special Services) by $286,000, and (4/5ths vote required);

c. Increase Estimated Revenues in Fund 134 (Salinas River Diversion Facility Operations and Maintenance), Dept. 9300, Unit 8267, Appropriation Unit WRA028, Account 5050 (Other State Aid, Prop 50) by $201,295, and (4/5ths vote required); and

d. Increase appropriations in Fund 134 (Salinas River Diversion Facility Operations and Maintenance), Dept. 9300, Unit 8267, Appropriation Unit WRA028, Account 6613 (Other Professional & Special Services) by $201,295 (4/5ths vote required).

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