9:00 A.M.

ROLL CALL
Present: Supervisors Parker (Chair), Armenta, Calcagno, Salinas, and 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(b), the Board will confer with legal counsel regarding a liability claim against the County.
      (1) Marc H. Cryder
      CLOSED SESSION REPORT: The Board denied the claim.

   b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding five three matters of significant exposure to litigation.
      (Revised via Supplemental)
      CLOSED SESSION REPORT: There was no reportable action.
c. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:
   (1) Gerald Pate v. County of Monterey (Monterey County Superior Court Case No. M100633)
   (2) In the Matter of Loan Exchange Group et al. (Code Enforcement case no. CE020302/OAH case no. 2011101977)
   (3) LandWatch Monterey County v. County of Monterey (MCSC case no. M109434)
   (4) The Open Monterey Project v. Monterey County Board of Supervisors (MCSC case no. M109441)
   (5) Carmel Valley Association, Inc. v. Board of Supervisors of the County of Monterey (MCSC case no. M109442)
   (6) Salinas Valley Water Coalition, et al. v. County of Monterey (MCSC case no. M109451)

   CLOSED SESSION REPORT FOR 2.c. 1-6: The Board conferred with counsel on the referenced items and provided direction to counsel on how to proceed.

   (7) In re: Karen Gentile (Workers' Compensation Appeals Board case no. WC608526294)

   CLOSED SESSION REPORT: The Board approved a tentative settlement agreement and if the agreement is approved, it will be available through the office of County Counsel.

   (8) In re: Thomas Jenkins (Workers' Compensation Appeals Board case no. WC608618552)

   CLOSED SESSION REPORT: The Board approved a tentative settlement agreement and if it is approved, it will be available through the office of County Counsel.

   (9) Archie Warren v. County of Monterey, et al. (MCSC case no. M113042)

   CLOSED SESSION REPORT: The Board approved retention of Jones and Mayer, outside counsel, to defend this matter.

d. Pursuant to Government Code section 54957, the Board will confer regarding appointment to the position of interim Public Administrator/Public Guardian/Conservator.

   CLOSED SESSION REPORT: The Board concurred with the appointment of Ronald Dickens as the interim Public Administrator/Public Guardian/Conservator.
e. 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
   CLOSED SESSION REPORT: The Board provided direction to the labor negotiators and took related action in open session today.

f. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Counsel.
   CLOSED SESSION REPORT: The Board conducted the performance evaluation of the County Counsel and no final action was taken.

As Board of Supervisors of the Monterey County Water Resources Agency:

CLOSED SESSION

g. Pursuant to Government Code section 54956.9(a), the Board of Supervisors of the Monterey County Water Resources Agency will confer with legal counsel 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., Monterey County Superior Court case no. M110691
   CLOSED SESSION REPORT: The Board of Supervisors of the Monterey County Water Resources Agency conferred with counsel and took no final action.

h. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one matter of significant exposure to litigation.
   CLOSED SESSION REPORT: The Board of Supervisors of the Monterey County Water Resources Agency heard and update from counsel and took no additional action.

i. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.
   CLOSED SESSION REPORT: The Board of Supervisors of the Monterey County Water Resources Agency heard and update from counsel and took no additional action.

j. Pursuant to Government Code section 54957, the Board will review the performance evaluation for the Monterey County Water Resources Agency General Manager.
   CLOSED SESSION REPORT: The Board of Supervisors of the Monterey County Water Resources Agency conducted the evaluation of the Monterey County Water Resources Agency General Manager and discussed the process for future evaluations.
10:30 A.M. RECONVENE

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

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

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.

Due to the need for immediate consideration by the Board of matters which arose after the posting of today’s agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following additions and corrections:

17. Reappoint Patricia Carter and Rick Deraiche to the Workforce Investment Board, terms ending July 12, 2014. (Full Board) Patricia Carters term to end July 13, 2013

44. Revised Attachment 2 Received
   a. Rescind Board of Supervisor’s approval granted on the June 28, 2011 consent calendar for a public hearing date of July 12, 2011;
   b. Set a date for a public hearing on July 26, 2011, at 10:30 A.M., to consider approving the Fiscal Year (FY) 2011-12 assessments for CSA 74 for the Emergency Medical Services System Special Tax; and,
   c. Direct the Clerk to the Board to publish a hearing notice in the Monterey Herald, the Soledad Bee, the Register-Pajaronian, the Californian, and the King City Rustler at least ten days prior to the date set for the hearing.

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

5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
   ○ Supervisor Calcagno pulled item 53.
   ○ Julie Engell requested item 61 be pulled.
   ○ Les Girard removed item 34 to be rescheduled for a different time. He also announced a correction to item 33; financing amount should be $2.1 million instead of $3.1 million.

Motion by Supervisor Calcagno, seconded by Supervisor Armenta to approve Consent Calendar-Regular with the exception of items 34, 53, and 61, and noting the correction to item 33. ALL AYES

Public comment on item 53: Julie Felice
Motion by Supervisor Armenta, seconded by Supervisor Potter directing staff to return on July 26, 2011 with detailed explanation of contract services. ALL AYES

Public comment on item 61: Julie Engell; Ed Mitchell; Pam Silkwood
Motion by Supervisor Potter, seconded by Supervisor Armenta to continue item 61 to early September. ALL AYES
Recessed

Convened as the Board of Directors of the Monterey County Redevelopment Agency

MONTEREY COUNTY REDEVELOPMENT AGENCY

6. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY (See Supplemental Sheet)
   Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

Adjourned

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

MONTEREY COUNTY WATER RESOURCES AGENCY

7. CONSENT CALENDAR - MONTEREY COUNTY WATER RESOURCES AGENCY (See Supplemental Sheet)
   Motion by Supervisor Calcagno, seconded by Supervisor Potter. ALL AYES

Adjourned

Reconvened as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

CEREMONIAL RESOLUTIONS 8 through 11 heard concurrently

8. Adopted Resolution No. 11-245 honoring Connie Flynn upon her retirement from the Monterey County Probation Department after 32 years of dedicated service. (Full Board-Supervisor Parker)
   Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES

9. Adopted Resolution No. 11-246 recognizing Mary (Anne) R. Herendeen for her 43 years of distinguished service for the County of Monterey Department of Social and Employment Services upon her retirement. (Full Board-Supervisor Parker)
   Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES

10. Adopted Resolution No. 11-247 recognizing Community Human Services for its service to the children, adults, and families of Monterey County. (Chair Parker)
    Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES
11. Adopted **Resolution No. 11-248** commending Melanie Rogers, Monterey County District Attorney’s Office, upon her retirement with 26 years in public service. (Full Board-Supervisor Parker)

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

**APPOINTMENTS** 12 through 19 heard concurrently

12. Reappointed Al Espindola to the Fish & Game Advisory Commission, term ending February 1, 2014. (Supervisor Armenta)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

13. Appointed Chris Orman to the Integrated Waste Management Task Force, for a term at the pleasure of the Board. (Supervisor Calcagno)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

14. Appointed William Fraire to the Greenfield Cemetery District, term ending December 31, 2013. (Supervisor Salinas)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

15. Appointed Robert Coble to the Area Agency on Aging Advisory Council, term ending January 1, 2014. (Supervisor Parker)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

16. Appointed Lavonne Stone to the Community Action Commission to fill an unexpired term ending July 1, 2013. (Supervisor Parker)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

17. Reappoint Patricia Carter and Rick Deraiche to the Workforce Investment Board, terms ending July 13, 2013 and July 12, 2014, respectively. (Full Board) (Revised via Corrections)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

18. Appointed Jan Phillips-Paulsen to the Monterey County Children & Families Commission term ending July 12, 2014. (Full Board)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

19. Reappointed Paul Schively to the Boronda Redevelopment Project Area Citizens’ Advisory Committee, term ending January 1, 2015. (Supervisor Calcagno)

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. ALL AYES**

**OTHER BOARD MATTERS**

20. **Board Comments**

Supervisor Armenta announced he attended the Annual Conference of the National Association of Latino Elected Officials in San Antonio, Texas in June.
He sat on a panel with other elected officials from Monterey, Santa Cruz and San Benito Counties related to working collaboratively on a tri-county level with other elected officials, as well as the trials and tribulations of forming this association.

Supervisor Armenta thanked Redevelopment Agency, Jim Cook and Jerry Hernandez and advised he sat on a panel with Salinas United Business Association and discussed legislative affairs, the County’s legislative program, as well as advocacy to incorporate the needs and provide support for local business and constituents.

21. CAO Comments and Referrals: None

22. Public Comment
   Steve Eklund; Eric Peterson; Kay Cline; Kuei Villa; Herbert Villa; Dale Heckhaus; Ed Mitchell; Hans Jongens; Eric Tienan

**SCHEDULED MATTERS**

S-1 REVISED TITLE (Via Supplemental)
Adopted Resolution No. 11-255:
   a. Amending the County’s Personnel Policy and Practices resolution affecting the O, P, X, Y and Z employee classifications;
   b. Amending the County budget to add certain identified positions;
   c. Rescinding lay-off notices issued to employees in certain identified positions; and
   d. Authorizing the County Administrative Officer and Auditor-Controller to take such other and further actions as may be necessary or appropriate to implement the intent and purposes of this resolution including, but not limited to, extending the effective date of lay-off notices to July 30, 2011, issued to unrepresented employees identified in the Administrative Officer’s discretion whose positions may be restored in the budget.

Public comment: Arlene Samrick; Jay Donato
Motion by Supervisor Potter, seconded by Supervisor Calcagno to approve staff recommendations and return with a resolution with findings to support the following request for position restoration, provided funds are available: 1) RMA – (1) Land Use Technician 2) Public Defender – (1) Public Defender III; 3) Health – (2) Animal Control Officer I; 4) Health Physical Therapist I; and through realignment and repositioning, restore 6) Sheriff/Coroner – Sheriff Records Supervisor; 7) RMA – (1) Land Use Tech; and 8) Probation – (1) Probation Aide. ALL AYES

RECESSED TO LUNCH – CONTINUED CLOSED SESSION

1:30 P.M. RECONVENED
ROLL CALL
Present: Supervisors Parker (Chair), Armenta, Calcagno, Salinas and Potter

SCHEDULED MATTERS

S-2 a. Adopted Resolution No. 11-252 and Certified the Environmental Impact Report prepared for the Monterey-Salinas Transit/Whispering Oaks Business Park project;

b. Adopted Ordinance 5181 amending Section 21-11 of the Monterey County Zoning Maps to rezone approximately 58 acres of the project site from Public Quasi Public with Design Review and Site Plan Review Overlays (PQP-D-S) to Heavy Commercial with Design Review and Site Plan Review Overlays (HC-D-S) and to rezone the remaining approximately 58 acres from Public Quasi Public with Design Review and Site Plan Review Overlays (PQP-D-S) to Open Space with Design Review and Site Plan Review Overlays (O-D-S);

c. Granting the appeal by Monterey-Salinas Transit (MST)/Redevelopment Agency of the County of Monterey from the April 13, 2011 decision of the Monterey County Planning Commission;

d. Adopted Resolution No. 11-254 and approved of a Combined Development Permit consisting of: 1) A Standard Subdivision Phased Vesting Tentative Map dividing two parcels of 30.3 acres and 85.2 acres (Assessor’s Parcel Numbers 031-101-041-000 and 031-101-056-000) into 16 buildable lots including a 24.4 acre lot and 15 smaller lots ranging in size from 1 acre to 3 acres, a roadway parcel (approximately 7.4 acres), a drainage detention and percolation parcel (approximately 1.7 acres), and two Open Space parcels (approximately 49 acres and 8.7 acres); 2) A General Development Plan establishing Allowed Uses, Conditional Uses allowed, and site development standards and design criteria for the proposed Whispering Oaks Business Park; 3) A General Development Plan and Use Permit to allow development of the Monterey-Salinas Transit (MST) administrative and maintenance facility containing the following: A) a 36,000 square foot three-story administrative building; B) a 96,450 square foot two-story bus maintenance building; C) an 18,620 square foot fuel/brake/tire building with underground tanks attached by a canopy to an 8,373 square foot bus wash/steam cleaning building; and D) approximately 15 acres of paved parking to accommodate up to 281 busses and 388 automobiles; 4) A Use Permit to allow the removal of approximately 2,400 Coast Live Oak trees on Lot 1 (MST parcel); 5) A Use Permit to allow the removal of approximately 1,000 Coast Live Oaks on Lots 2 through 16, and for infrastructure improvements; and 6) An Administrative Permit and Design Approval for development within the Site Plan Review ("S") zoning district;

e. Adoption of the Mitigation Monitoring and Reporting Plan for the MST/Whispering Oaks Business Park project; and

f. Adopted Resolution No. 11-253 to allocate 92.7 acre feet of water per year to the MST/Whispering Oaks Combined Development Permit. (Monterey-Salinas Transit Bus Maintenance and Operations Facility and Whispering
Oaks Business Park - PLN110231/Redevelopment Agency of Monterey County, Former Army Landfill site, Fort Ord Master Plan area)

John Ford advised of minor changes to Condition 11; page 7 of resolution Lot 9 conveyance to county: conservation and easement deed be conveyed to the County.

**Motion No. 1:** by Supervisor Armenta, seconded by Supervisor Salinas to restrict public comments to new information, on page three of staff report, related to evidence added regarding consistency with base reuse plan; additional evidence related to mitigation measures addressing Oak Woodlands; clarification of evidence related to the alternatives analysis; evidence for general plan consistency relative to payment to the Oak Woodland habitat management program; evidence related to long term sustainable water supply; Fort Ord Base reuse plan consistency; evidence related to Oak Woodland impacts related to environmental findings of less than significant, in the Fort Ord Base reuse plan EIR; conditions modified requiring payment to the Oak Woodlands conservation fund requiring dedication of scenic and conservation easement north of parcel D; mitigation Measure BIO 10 and mitigation Measure BIO 11 expanded to include total tree removal limit of 3,400, the requirement to replant at 1:1 ratio and the requirement that there be plan for tracking and replacing the trees to be removed and replanted. 4 - 1 (Supervisor Parker dissented)

**Public comment:** Mike Weaver; Ralph Rubio; Hans Jongens; Steve Eklund; Tom Carvey; Eric Peterson; Ed Mitchell; Gail Morton; Bill Wiegle; Amy White.

**Motion No. 2:** by Supervisor Armenta, seconded by Supervisor Salinas to approve staff recommendation and modify Condition 11, related to the Lot Line adjustment to Lot 9 (Attachment 1 to Resolution (D2)). 4 - 1 (Supervisor Parker dissented)

**S-3 Resolution of Intention 11-256** Held Public hearing to:

a. Consider an appeal by Omni Resources, Inc. from the January 26, 2011 decision by the Monterey County Planning Commission resulting in no action on a Combined Development Permit for a 126,523 square foot commercial development and Omni Resources request to remove the "B-8" Overlay zoning designation and rezone the property from "LC-B-8-D" to "LC-D"; and

b. Consider project design changes proposed by the applicant. (Appeal, Discretionary Decision - PLN110077 (an appeal of PLN020344) Omni Resources, Inc. LLC, 5 Corral de Tierra Road, Salinas, Toro Area Plan)

° Brian Finnegan addressed the Board on behalf of the Applicant.

**Public comment:** Eric Peterson; Don Chapin; Caroline Evans; Dr. Robert Morris; Kim Held; Wendy Heater; Deedee Nuchirena for Lori Koster; Mary Lynn Pinto; Tom Corrolla; Rona Brandt; Terry Green; Martha Reynard; Rick Ricci; Reagan Sagoon; Claudia for Heidi Short; Ralph Rubio; Gin Wood; Bing Lantis; Dan Bowen; Tim Patterson; Gary Pipus; Linda Boardman; Norman Wood; Heidi Guillermo; Ann Jimenez; Jim Light; Beverly Bean; Mike Weaver; Judy DiFranco; Jim Eagle; Noel Fieldman; Ed Mitchell; Tom Carvey; Jim Campbell; Dan
Murphy; Veronica Foley; Matthew Evans; Susan Bacigalupi; Jim Lavacheck; Steve Ecklund; Ron Chesshirel Dee Myers; Margo Daniels; George Riley; Bill Vaughn; Hans Jongens; Amy White; Jordan Daniels; DeeDee Nuchirena; Terry Shaddick; Andy Ausonio; Julie Engell.

Motion by Supervisor Armenta, seconded by Supervisor Salinas adopted Resolution of Intention 11-256 to approve appeal of Omni Resources, Inc. and directed staff to return on August 30, 2011, with findings and evidence in support of approval of the project; and include demolition of the gas station prior to the beginning of construction. 3 - 2 (Supervisors Parker and Potter dissented)

RECESSED TO DINNER – CONTINUED CLOSED SESSION

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

6:00 P.M. RECONVENED

SCHEDULED MATTERS

S-4  Continued Public hearing to July 26, 2011 at 1:30 P.M. and:
   a. Received a report and recommendation from the Monterey County Citizens Redistricting Advisory Committee regarding its recommended redistricting plan;
   b. Held public hearing on the recommended redistricting plan on July 12, 2011 and continued the public hearing to July 26, 2011;
   c. Consider adoption of a 2011 Redistricting Plan for Monterey County following the close of the public hearing on July 26, 2011; and
   d. Upon adoption of a redistricting plan, direct Counsel to prepare submission of the adopted redistricting plan to the Department of Justice for preclearance.

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

Closed Session Report (see Item 2.a. through g.)

ORDER FOR ADJOURNMENT

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

23. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement No. A-11719 with Biomedical Systems Corporation for cardiac monitoring services at NMC in an amount not to exceed $140,000 in the aggregate and $21,500 for the period July 1, 2011 to June 30, 2012.

24. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement No. A-12027 with Clinical Computer Systems for installation, training and support of the OBIX Perinatal Data System at NMC in an amount not to exceed $845,846 for the period May 1, 2011 to April 30, 2016.

25. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement No. A-11512 with CyraCom International for language interpretation services at NMC in an amount not to exceed $101,000 in the aggregate and $30,000 for the period July 1, 2011 to June 30, 2012.

26. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement No. A-11716 with Development Dimensions International Inc. for leadership development services at NMC in an amount not to exceed $175,000 in the aggregate and $25,000 for the period July 1, 2011 to June 30, 2012.

27. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement No. A-11720 with Full Stam Marketing & Design for Advertising and Public Relations Services at NMC in an amount not to exceed $735,000 in the aggregate and $30,000 for the period July 1, 2011 to June 30, 2012.

28. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement No. A-11574 with Gallun Snow Associates Inc. for interior design & design master planning services at NMC in an amount not to exceed $498,499 in the aggregate and $150,000 for the period July 1, 2011 to June 30, 2012.

29. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement No. A-12028 with Health Care Interpreter Network for shared interpreter services at NMC in an amount not to exceed $130,000 in the aggregate and $55,000 for the period July 1, 2011 to June 30, 2012.
30. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 to the Agreement No. A-12029 (PO#SC993) with Medispec LTD for extra corporeal shock wave lithotripsy system services at NMC in an amount not to exceed $250,000 in the aggregate and $75,000 for the period July 1, 2011 to June 30, 2012.

31. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement No. A-11330 (Agreement No. A-11582 for Amendment No. 2) with Picis Inc. for software licensing and maintenance services at NMC in an amount not to exceed $541,088 (no increase; term extension only) for the period July 1, 2011 to June 30, 2012.

32. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement No. A-11891 with Versaworks Inc. for professional information technology services at NMC in an amount not to exceed $3,232,900 in the aggregate and $2,400,000 for the period July 1, 2011 to June 30, 2012.

33. a. Approved the Plans and Special Provisions for the Natividad Medical Center (NMC) Outpatient Expansion Tenant Improvement Project No. 8842 Bid Package No. 10317; and
b. Authorized the Clerk of the Board to advertise the "Notice to Contractors" in The Californian on August 8, 2011 and August 12, 2011. (Financing amount corrected to $2.1 million)

34. Authorize 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.

REMOVED FROM AGENDA

HEALTH AND SOCIAL SERVICES

35. Agreement No. A-12030
a. Approved and authorized the Director of the Department of Social and Employment Services, or his designee, to sign an agreement with Door to Hope, Inc. for $281,801 for the period July 1, 2011 through June 30, 2012 for the provision of perinatal substance abuse prevention and intervention services to Monterey County children and their families;
b. Approved and authorized the Director of the Department of Social & Employment Services, or his designee, to sign the First 5 Monterey County Fiscal Year (FY) 2011-12 Agreement to Distribute Funds in the amount of $36,194 as the County’s match; and
c. Approved and authorized the Director of the Department of Social & Employment Services, or his designee, to sign up to (3) amendments to this
agreement where the total amendments do not exceed ten percent (10%) and
do not significantly change the scope of work.

36. a. Approved and authorized the Director of the Department of Social &
Employment Services, or his designee, to sign contracts with Meals on
Wheels of the Monterey Peninsula (Agreement No. A-12031), and Meals on
Wheels of the Salinas Valley (Agreement No. A-12032) for a total of
$624,523 to provide congregate and home-delivered meals to Monterey
County seniors 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 ten percent (10%) of the original
contract amounts, and do not significantly change the scopes of work.

37. Agreement No. A-12033
a. Approved and authorized the Director of the Department of Social &
Employment Services, or his designee, to sign a contract with the Regents of
the University of California, U.C. Davis Extension, for $17,765 for the
provision of staff training for the period July 1, 2011 through June 30, 2012,
including non-standard mutual indemnity; and
b. Authorized the Director of the Department of Social & 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.

38. Agreement A-12034
a. Approved and authorized the Director of the Department of Social and
Employment Services, or his designee, to sign an agreement with Rebekah
Children’s Services (RCS) for $770,628 for the period July 1, 2011 through
June 30, 2012 to provide intensive SB 163 and AAP Wraparound Care
Coordination to adoption assisted families and foster youth and their families;
and
b. Authorized 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.

39. Agreement No. A-12035
a. Approved and authorized the Director of the Department of Social &
Employment Services, or his designee, to execute one agreement with
CareAccess Silicon Valley, Inc. for a total of $5,460 for the maintenance of
websites to access third-party software, including non-standard Mutual
Indemnification, Warranty and Liability provisions, 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 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.

40. **Agreement Nos. A-12036 & A-12037**
   a. Approved and authorized the Director of the Department of Social & Employment Services, or his designee, to sign contracts with the Alliance on Aging and Legal Services for Seniors for a total amount of $509,754 to provide services to Monterey County seniors for the period July 1, 2011 through 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 ten percent (10%) of the original contract amounts, and do not significantly change the scopes of work.

41. a. Approved position changes to the Health Department Budget Units HEA007-8096 and HEA003-8128 which include deleting 1.0 FTE Management Analyst II from HEA007-8096 and adding 1.0 FTE Management Analyst II to HEA003-8128; and
   b. Directed the County Administrative Office to amend the Fiscal Year (FY) 2011-12 Health Department Budget 4000, HEA007-8096 and HEA003-8128 to reflect change in position count as outlined in Board Order. (4/5ths vote required)

42 a. Amended the Fiscal Year (FY) 2011-12 Health Clinic Services Budget 4000, HEA007, to reallocate two (2.0) FTE Patient Services Representative II to one (1.0) FTE Medical Assistant and (1.0) FTE Patient Account Representative II; and
   b. Directed the Auditor-Controller's Office and the County Administrative Office to incorporate approved changes in the Fiscal Year (FY) 2011-12 Adopted Budget as outlined in the Board Order. (4/5ths vote required)

43. **Introduced, waived the reading, and set August 23, 2011 at 10:30 a.m.** to consider adoption of an Ordinance amending Section 10.70.080 and repealing Section 10.70.120 of the Monterey County Code relating to indoor smoking restrictions.

44. a. Rescinded Board of Supervisor’s approval granted on the June 28, 2011 consent calendar for a public hearing date of July 12, 2011;
   b. **Set a date for a public hearing on July 26, 2011, at 10:30 A.M.,** to consider approving the Fiscal Year (FY) 2011-12 assessments for CSA 74 for the Emergency Medical Services System Special Tax; and,
   c. Directed the Clerk to the Board to publish a hearing notice in the Monterey Herald, the Soledad Bee, the Register-Pajaronian, the Californian, and the King City Rustler at least ten days prior to the date set for the hearing.
44.1 a. Extended the effective date of lay-off notices in the Department of Social and Employment Services for positions covered by Merit Systems Services to August 13, 2011; and  
b. Authorized the County Administrative Officer and County Auditor-Controller to take such actions as may be necessary or appropriate to implement the intent and purposes of the above described direction. (Added Via Addendum)

45. Approved an increase of $122,471 in appropriations in Department 2550-Probation from the release of funds from Designations for termination expenses incurred during Fiscal Year (FY) 2010-11. (4/5ths vote required)

46. a. Approved an increase in estimated revenues and appropriations for FY 2010-11 Sheriff’s Office budget in the amount of $1,233,802 funded by increased Public Safety Sales Tax revenue, $552,802, use of Sheriff’s Office restricted revenue sources $681,000 (4/5ths vote required);  
b. Approved a release from Designation account and an increase in appropriations in the amount of $1,071,996 for FY 2010-11 Sheriff’s Office budget to cover termination benefits expenses (4/5ths vote required);  
c. Approved a release from Designation For Vehicle Replacement account and an increase in appropriations for FY 2010-11 Sheriff’s Office budget in the amount of $76,000 for the Sheriff’s vehicles (4/5ths vote required);  
d. Approved a transfer of appropriations for the FY 2010-11 Sheriff’s Office budget of $60,000 from Sheriff’s Unit SHE002 (Coroner) to SHE005 (Gang Task Force);  
e. Approved a transfer of appropriations for the FY 2010-11 County Administration Office (CAO) budget of $130,000 from CAO’s unit CAO017 to Sheriff’s unit SHE001 for five patrol vehicles; and  
f. Authorized the Auditor-Controller to approve adjustments in estimated revenues and appropriations as detailed in the attached Board Order.

47. Approved and authorized the Contracts/Purchasing Officer to execute a Professional Services Agreement No. A-12042 with Praeses for auditing and analyzing the inmate telephone services contract in an amount not to exceed $100,000 annually from June 15, 2011 through June 14, 2014.

48. a. Approved and authorized the Purchasing Manager to sign Amendment No. 2 Agreement No. A-12043 with Drake Transportation to increase the agreement amount by $50,000 for a cumulative total of $150,000 and to extend the contract period to June 30, 2012 to provide mortuary removal and transport services for deceased persons for Fiscal Year 2011-12; and  
b. Authorized the Purchasing Manager to sign future amendments without further approval by the Board of Supervisors, provided that any such amendment, either individually or cumulatively with other such amendments, shall be limited to minor changes.
49. Approved and authorized the District Attorney to sign and submit a grant application to the Office for Victims of Crime (OVC) and Maryland Crime Victims’ Resource Center (MCVRC) for funding from the FY 2011-12, National Identity Theft Victims’ Network Project.

50. a. Approved an increase in estimated revenues and appropriations of $212,653 for FY 2010-11 Public Defender’s budget funded by increased State reimbursements for Prison Defense costs (4/5ths vote required);
   b. Approved transfer from Department 1050 CAO Non-Departmental, Unit 8034 Contingencies, Appropriation Code CAO020 of $364,197 to Department 2270-Public Defender, Appropriation PUB001 due to costs related to Death Penalty cases, Court appointments of private counsel pursuant to Penal Code sec. 987.2(d), increase in miscellaneous Trial Related costs for non-capital trials, staffing coverage due to an extended medical leave of absence, Truancy Court staffing, and offender treatment program placement services (4/5th Vote Required); and
   c. Authorized the Auditor-Controller to approve adjustments in estimated revenues and appropriations as detailed in the attached Board Order.

GENERAL GOVERNMENT

51. a. Amended Fiscal Year (FY) 2011-2012 Information Technology 1930 Appropriation Unit INF002 to delete one (1) Software Programmer Analyst III and add one (1) Programmer Analyst Confidential;
   b. Authorized the Auditor-Controller to amend the adopted FY 2011-2012 Information Technology 1930 Appropriation Unit INF002 to reflect the change in position count;
   c. Directed the County Administrative Office to incorporate this change in position count in the FY 2011-12 Information Technology 1930 Appropriation Unit INF002.

52. a. Amended Fiscal Year (FY) 2011-12 Clerk of the Board Department Budget 1300, to allocate a 0.5 FTE Board Clerk position in Unit 8019, to support assessment appeals;
   b. Authorized the Auditor-Controller to amend adopted FY 2011-12 Clerk of the Board Budget 1300, Unit 8019, to reflect the change in position count;
   c. Directed the County Administrative Office to incorporate the approved changes into FY 2011-12 Clerk of the Board Department Budget 1300, Unit 8019, to reflect change in position count. (4/5ths vote required)

53. Continued to July 26, 2011
   a. Approve and authorize the Contracts/Purchasing Officer to amend the County Master Agreement with Manpower Inc. California Peninsula, Comforce Staffing Services, Robert Half International, Inc., SFN Group Inc., and Select Staffing for the provision of temporary staffing services for the County of Monterey in the aggregate annual amount of $2,000,000 for all agreements on
an as-needed basis by extending the term for one year from the date of execution through and including August 1, 2012 and to include the option to extend the County Master Agreements for three (3) additional one (1) year periods in accordance with the terms and conditions set within each agreement;

b. Authorize the Contracts/Purchasing Officer to exercise the options therein for three (3) additional one (1) year periods in accordance with the terms and conditions set within each agreement; and

c. Authorize the Contracts/Purchasing Officer to execute similar additional agreements for temporary employee services with qualified contractors who meet the minimum requirements of the County of Monterey.

Motion by Supervisor Armenta, seconded by Supervisors Potter directing staff to return on July 26, 2011 with a detailed explanation of the contract services. ALL AYES

54. a. Adopted a Revised Inclusionary Housing Administrative Manual;
   b. Approved criteria for the rental of Inclusionary Units; and
   c. Authorized the Redevelopment and Housing Office Director to make minor edits and clarifications to the adopted Inclusionary Housing Administrative Manual from time to time as necessary to facilitate the administration of the Inclusionary Housing Program, consistent with the Inclusionary Housing Ordinance and Board direction.

55. **Adopted Resolution No. 11-257**
   a. Amended Resolution No. 01-073 and re-establishing the Monterey County Advisory Commission on Disabilities; and
   b. Approved and adopted revisions to the Bylaws of the Commission on Disabilities

56. **Introduced, waived reading, and set for adoption on July 26, 2011 at 10:30 a.m.** an Ordinance amending Subdivision B and Subdivision E of Section 2.12.040 of the Monterey County Code relating to the County Administrative Officer as appointing authority for the Director of Child Support Services.

57. Approved an application and order for destruction of designated Auditor’s Office records that are no longer necessary for County purposes to be retained, as set forth in Attachment A.

58. a. Clarified the name of the Interagency Joint Governance Review Committee for Violence Prevention; and
   b. Ratified the appointment of eight (8) designated members to serve on the Interagency Joint Governance Review Committee for Violence Prevention.

59. **Adopted Resolution No. 11-249** to approve the **Tentative Agreement No. A-12044** with Units A, B, C dated June 22, 2011, for a term of two years, for the Memorandum of Understanding between the Monterey County Deputy Sheriffs’
Association (Units A, B, C) and the County of Monterey, effective July 1, 2011 to June 30, 2013.

59.1 Approved a request from the Greenfield Fire Protection District for dry period loan of $325,000.00 for the Fiscal Year ended June 30, 2012. (Added Via Addendum)

59.2 Approved a request from the Monterey County Regional Fire District for dry period loan of $5,000,000.00 for the Fiscal Year ended June 30, 2012. (Added Via Addendum)

59.3 Adopted Resolution No. 11-250 to approve the Tentative Agreement No. A-12045 with Units M and N dated June 29, 2011, for a term of two years, for the Memorandum of Understanding between the Monterey County Probation Association (Units M and N) and the County of Monterey, effective July 1, 2011 to June 30, 2013. (Added Via Addendum)

59.4 Adopted Resolution No. 11-251 to approve the Tentative Agreement No. A-12046 with Units F, J, H, K dated June 30, 2011, for a term of two years, for the Memorandum of Understanding between the Service Employees’ International Union Local 521 (Units F, H, J, K) and the County of Monterey, effective July 1, 2011 to June 30, 2013. (Added Via Addendum)

RMA -RESOURCE MANAGEMENT AGENCY

60. Introduced, waived reading, and set for adoption on July 26, 2011 at 1:30 p.m. an Ordinance amending Section 2.27.010 and Subsection N of Section 2.27.030 of the Monterey County Code relating to the organizational structure of the Resource Management Agency of the County of Monterey.

RMA -BUILDING SERVICES

61. Continued to early September 2011.
   a. Approve the Memorandum of Understanding (MOU) in Support of Monterey County Fire Warden Office;
   b. Authorize the appointment of Cal Fire Chief Rick Hutchinson to serve as the designated Fire Warden and Fuel Mitigation Officer;
   c. Authorize the Chair of the Board of Supervisors to execute the Memorandum of Understanding; and
   d. Direct staff to take such further actions as may be necessary or appropriate to implement the intent and purposes of the MOU.

Public comment on item 61: Julie Engell; Ed Mitchell; Pam Silkwood
Motion by Supervisor Potter, seconded by Supervisor Armenta to continue item 61 to early September. ALL AYES
RMA - PLANNING DEPARTMENT

62. a. Approved the Minor Subdivision Parcel Map to divide two legal lots of record of 60 acres and 67 acres resulting in three parcels of 40 acres (Lot 1), 40 acres (Lot 2), and 47.3 acres (Lot 3), the Property Tax Clearance Certification and the Parcel Map Guarantee;
   b. Accepted and authorized the Chair to execute the Conservation and Scenic Easement Deed;
   c. Directed the Clerk of the Board to submit the Conservation and Scenic Easement Deed, the Parcel Map, Deed Notification (Water Supply and Wastewater Disposal Requirements), Deed Notification (Condition Nos. 19, 20, 21 and 22) and Mitigation Monitoring and Reporting Agreement to the County Recorder for filing. (Parcel Map - PLN060708/Brokaw Nursery Inc. & Lemaravo Limited Partnership, 37102 Foothill Road, Soledad, Central Salinas Valley Area Plan)

63. a. Accepted and authorized the Chair to execute the Conservation and Scenic Easement Deed; and
   b. Directed the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for recording. (Conservation and Scenic Easement Deed - PLN100163/Eureka Group GP, 510 Valenzuela Road, Carmel, Greater Monterey Peninsula Area Plan)

64. a. Approved the Final Map to allow the merger and re-subdivision of eight legal lots of record ranging in size from 0.115 to 1.531 acres, resulting in: one parcel (Parcel "A" - 0.150 acres) to separate/subdivide an existing single family dwelling, one parcel (Parcel "B" - approximately 3.371 acres) for a 59-unit apartment complex, five parcels (Parcels "C"-"G" approximately 0.125 acres each) for single family residences, one parcel (Parcel "H"-approximately 0.5934 acres) with approximately 0.466 acres located in the Coastal Zone, designated as a Conservation and Scenic Easement, and a Well Lot (0.046 acres);
   b. Approved and authorized the Chair to sign the Conservation and Scenic Easement Deed;
   c. Approved and authorized the Chair to sign the Subdivision Improvement Agreement No. A-12047; and d. Direct the Clerk of the Board to submit the Final Map, Conservation and Scenic Easement Deed and the Subdivision Improvement Agreement to the County Recorder for recording. (PLN080039/ Chapin-Axtell / Preston St & Axtell St Castroville/ Castroville Community Plan Area)

RMA - PUBLIC WORKS

65. a. Approved Professional Services Agreement No. A-12026 with MNS Engineers, Inc. to provide construction management services for the Lonoak Road Bridge Replacement at Lewis Creek, Co. No. 402, Project No. 11-
220565, Federal Aid Project No. BRLOZB-5944 (035), in an amount not to exceed $299,370 for the term of July 12, 2011 through December 31, 2012; and 

b. Authorized the Contracts/Purchasing Officer to execute the Professional Services Agreement and future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original Agreement amount and do not significantly alter the scope of work.

66. Introduced, waived the reading, and set July 26, 2011, at 10:30 a.m., to consider adoption of an Ordinance amending the Monterey County Code, Title 12, Section 12.68.010 that establishes two mid-block crosswalks on Valley Greens Drive 837 feet east of the centerline of River Place and 310 feet east of the centerline of Poplar Lane in Carmel Valley.

67. a. Approved submittal of two Federally Legislated Safe Routes to School Program grant applications to Caltrans for a total amount not to exceed $1,000,000 for any one project; and 

b. Authorized the Director of Public Works, or his designee, to act as the agent for the County in processing and signing all documentation to secure these funds.

MONTEREY COUNTY REDEVELOPMENT AGENCY

68. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey increase appropriations in the Fiscal Year (FY) 2011-12 budget for Fund 175, Unit 8203 Castroville/Pajaro Housing Set-Aside by $1,800,000 from fund balance carried forward, related to an approved Loan Agreement with CHISPA for the Sea Gardens Apartments in Castroville. (4/5ths vote required)

MONTEREY COUNTY WATER RESOURCES AGENCY

69. a. Approved and authorized the Chair of the Board of Supervisors of the Monterey County Water Resources Agency to sign the Road and Drainage Maintenance Agreement No. A-12048; and 

b. Directed the Clerk of the Board to submit the Road and Drainage Maintenance Agreement and Water Conservation Notice to the County Recorder for recording. (PLN080039/ Chapin-Axtell / Preston St & Axtell St Castroville/ Castroville Community Plan Area)

###