9:30 A.M.

ROLL CALL:
Present: Supervisors Calcagno (Vice-Chair), Salinas, Mettee-McCutcheon, Potter
Absent: Supervisor Armenta

1. No Additions and Corrections to Closed Session Items

S-1 Closed Session under Government Code section 54950, relating to the following items:
   a. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one item of potential initiation of litigation.
      RESULTS OF CLOSED SESSION: The Board was updated on this matter. No final decision was made on initiation.

   b. Pursuant to Government Code section 54956.9(b), the Board will confer with real property negotiators.
      Property: The public rights of way in Waste Management Company’s "Western Franchise" and "Northeastern Franchise" area of the County.
      Agency Negotiator: Len Foster
      Negotiating Parties: County of Monterey and Waste Management Corporation
      Under negotiation: Price and terms
      RESULTS OF CLOSED SESSION: The Board provided direction on how to proceed.
SA-1  c. Pursuant to Government Code section 54956.9(b), the Board will confer regarding one item of significant exposure to litigation.

RESULTS OF CLOSED SESSION: The Board received update and gave direction to staff on how to avoid possible litigation.

10:30 A.M.

ROLL CALL:
Present: Supervisors Calcagno (Vice-Chair), Salinas, Mettee-McCutcheon, Potter
Absent: Supervisor Armenta

2. Pledge of Allegiance was led by Charles McKee.

3. Additions and Corrections: The Clerk of the Board announced agenda corrections and proposed additions which were 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, the Board was asked to make the following additions and corrections:

AC-1 Consent Item under General Government
Extend Declaration of Local Emergency adopted September 23, 2008, in the aftermath of the Basin Complex Fire. (4/5ths vote required)
Motion by Supervisor Salinas, seconded by Supervisor Potter.
4 Ayes; 1 Absent - Supervisor Armenta

4. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
Consent Item 13 pulled for public comment.
· Patrick Mathews, General Manager for Salinas Valley Solid Waste Authority (SVSWA), submitted letter to Board and spoke regarding the long range goals and objectives of the SVSWA. Allen Stroh, Director of Environmental Health, responded.

Consent Item 15 pulled for public comment.
· Harry Gamotan, President, SEIU Local, representing Monterey County Employees, spoke regarding contracting for temporary employees.

Motion by Supervisor Potter, seconded by Supervisor Salinas, approving Consent Agenda Items 12-22.
4 Ayes; 1 Absent - Supervisor Armenta

5. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT
S – Scheduled Items    SA - Supplemental Agenda    AC - Additions and Corrections
AGENCY (See Supplemental Sheet)

Motion by Supervisor Salinas, seconded by Supervisor Potter.
4 Ayes; 1 Absent - Supervisor Armenta

OTHER BOARD MATTERS:

6. Board Comments, Referrals, and Updates – No comments

7. CAO Comments – No Comment

8. Public Comment (Limited to 3 minutes per speaker)
  · Hans Jongens submitted article on the economy, spoke regarding the budget for the City of Salinas, County of Monterey and the United States. He further commented on retirement funds and unnecessary spending, Measure Z on the ballot, and other matters.

   NOTE: Agenda Items 9 and SA-2 were voted on concurrently.

9. Adopted Resolution No. 08-297 honoring Fred Holt, recipient of the Monterey County Branch NAACP, 2008, Stephen E. Ross Award. (Mettee-McCutcheon)
   Motion by Supervisor Mettee-McCutchen, seconded by Supervisor Potter.
   4 Ayes; 1 Absent - Supervisor Armenta

   SA-2 Adopted Resolution No. 08-298 Proclamation declaring the month of October as International Walk to School Month in the County of Monterey; and, October 8th as International Walk to School Day in the community of Castroville, CA. (Supervisor Calcagno)
   Motion by Supervisor Mettee-McCutchen, seconded by Supervisor Potter.
   4 Ayes; 1 Absent - Supervisor Armenta

APPOINTMENTS:

   NOTE: Agenda Items 10 and 11 were voted on concurrently.

10. Reappointed William Foley to the Santa Cruz-Monterey Managed Medical Care Commission, dba, Central Coast Alliance for Health, for a term ending October 7, 2012. (Full Board)
    Motion by Supervisor Salinas, seconded by Supervisor Mettee-McCutchen.
    4 Ayes; 1 Absent - Supervisor Armenta

11. Reappointed Rev. Al Davis to the Community Action Commission, for a term ending July 1, 2011. (Supervisor Mettee-McCutchen)
    Motion by Supervisor Salinas, seconded by Supervisor Mettee-McCutchen.
    4 Ayes; 1 Absent - Supervisor Armenta

SCHEDULED MATTERS:

S – Scheduled Items  SA - Supplemental Agenda  AC - Additions and Corrections
S-2  Board Budget No. 08/09-057 Received and accepted the Fiscal Year (FY) 2007-08 Budget End of Year Report and provide direction to staff.

PUBLIC COMMENT:
· Julie Filice questioned the hiring freeze and which bargaining units would be affected.
Supervisor Calcagno stated these questions will be addressed during S-3.

Motion by Supervisor Salinas, seconded by Supervisor Potter.
4 Ayes; 1 Absent - Supervisor Armenta

S-3  Board Budget No. 08/09-058
   a. Received a report on recommended Fiscal Actions to mitigate State Budget impacts, local revenue issues and investment losses; and
   b. Approved immediate implementation of Countywide Fiscal Actions, which include a hiring freeze, purchasing freeze of fixed assets, reduction of non-essential expenses, and other actions as outlined.

PUBLIC COMMENT:
· Julie Filice, representing SEIU members of Monterey County, expressed concern of funding positions and which bargaining units will be affected.
· David Diaz, SEIU staff member, expressed concern of the Natividad Medical Center and Health Department proposed development.
· Harry Gamotan stated until Julie Filice’s questions are answered he questioned the accuracy and recommendations of the staff report.
Staff responded to questions.

Motion by Supervisor Salinas, seconded by Supervisor Potter.
4 Ayes; 1 Absent - Supervisor Armenta

S-4  Considered and adopted Resolution No. 08-299 finding that the 2008 Monterey County General Bikeways Plan is in conformity with the adopted 1982 General Plan and the Local Coastal Program, and consider adopting the 2008 Update of the Monterey County General Bikeways Plan.

Motion by Supervisor Salinas, seconded by Supervisor Potter.
4 Ayes; 1 Absent - Supervisor Armenta

County Counsel provided a Report out of Closed Session (see S-1, a-c).
ORDER FOR ADJOURNMENT

IN THE MEMORY OF JEAN BOUTONNET

APPROVED:

/s/ Louis R. Calcagno
LOUIS R. CALCAGNO
VICE CHAIR
BOARD OF SUPERVISORS

ATTEST;
NICHOLAS E. CHIULOS
Interim Clerk of the Board

BY: /s/ Denise Hancock
Denise Hancock, Deputy
CONSENT CALENDAR

Motion by Supervisor Potter, seconded by Supervisor Salinas.
4 Ayes; 1 Absent - Supervisor Armenta

NATIVIDAD MEDICAL CENTER:

12. Resolution No. 08-200; Board Budget No. 08/09-059
   Amended the Monterey County Personnel Policies and Practices Resolution No. 98-394 to Modify the "Sonographer Pay Premium" Section Number to A.9.16.

HEALTH AND SOCIAL SERVICES:

13. a. Directed the Contracts/Purchasing Officer to reject all proposals received pursuant to RFP No. 10118 - Exclusive Solid Waste Collection, Transportation, Recycling and Diversion Services in the Unincorporated County; and
   b. Authorized the Director of Health to develop and release a new RFP for exclusive solid waste collection, transportation, recycling and diversion services in the Unincorporated County.

14. a. Board Budget No. 08/09-060 - Approved and authorized the Director of Health to sign, accept, and implement the new two (2) year $200,000 "Adult Drug Court Discretionary Grant Program";
   b. Approved and amended the Fiscal Year (FY) 2008-09 Health Department Budget Unit 417 to increase estimated revenue and appropriations in the amount of $100,000 (4/5th vote required); and
   c. Directed the Auditor-Controller to amend the FY 2008-09 Health Department Budget Unit 417 to reflect the change in estimated revenue and appropriations.

GENERAL GOVERNMENT:

15. Agreement No. A-11297 (Casa De Floors); Agreement No. A-11298 (California Tile Installers)
   Approved and authorized the Contracts/Purchasing Officer to sign Master Agreements with Casa De Floors and California Tile Installers, to provide tile flooring services on an as-needed basis for projects of $10,000 or less each, to the County of Monterey for the initial term of the date of signing the Agreements, through December 31, 2010, including the option to extend each Agreement for three (3) additional one (1) year periods, with a yearly aggregate value estimated not to exceed $150,000 for each Agreement, in accordance with the terms and conditions set within each Agreement.

16. Approved amendments to the conflict of interest code of the Parks Department of Monterey County
17. Agreement No. A-11299 - Approved and authorized the Contracts/Purchasing Manager to sign a Professional Services Agreement with the law firm of Duane Morris & Associates, not to exceed $100,000 for interim risk management legal consulting and support services.

AC-1 Resolution No. 08-301 extended Declaration of Local Emergency adopted September 23, 2008, in the aftermath of the Basin Complex Fire. (4/5ths vote required)

RMA - PLANNING DEPARTMENT:

18. Agreement No. A-11300 (EMC Planning Group; Agreement No. A-11303 (Rancho Cielo, Inc.)
   a. Approved a Professional Services Agreement (PSA) with EMC Planning Group, Inc., where the Base Budget is $124,545 with a Contingency of $18,682, for a total amount not to exceed $143,227, to provide the Rancho Cielo Youth Campus Master Plan Environmental Impact Report (PLN080351) in the Salinas area, for a term through August 1, 2009;
   b. Approved a funding Agreement with Rancho Cielo, Inc., where the Base Budget is $124,545 with a contingency of $18,682, for a total amount not to exceed $143,227, to allow funding of costs incurred by EMC Planning Group, Inc., to provide the Rancho Cielo Youth Campus Master Plan Environmental Impact Report (PLN080351) in the Salinas area, for a term through August 1, 2009; and
   c. Authorized the Director of Planning to execute the PSA, funding Agreement and future amendments that do not significantly alter the scope of work or change the approved Agreement amounts. (Contract - PDPD060200/EMC Planning Group, Inc., County-wide)

RMA - BUILDING DEPARTMENT:

19. Introduced, waived first reading, and set public hearing for October 14, 2008, at 10:30 a.m. for an Ordinance of the County of Monterey, State of California, to add Chapter 1.22 (Administrative Remedies for Code Enforcement) and Chapter 2.98 (Code Enforcement Board) to the Monterey County Code for Administrative Procedures that governs the imposition, enforcement, collection, and administrative review of administrative fines or penalties for violations of the Monterey County Code. (Ordinance - PLN040372/Administrative Procedures Draft, County-wide)

RMA - PUBLIC WORKS:

20. a. Accepted a Grant Easement Deed for the Cañada Woods North Subdivision, Carmel Valley Area; and
   b. Authorize the Acting Public Works Director to execute the Certificate of Acceptance and Consent to Recordation for the Grant Easement Deed on behalf of the County.
21. a. Agreement No. A-11301 - Approved a Professional Services Agreement (PSA) with AEPC Group, LLC, to provide architectural and engineering design services for the Youth Center Modular Educational Facility Replacement Project, in an amount not to exceed $42,125 for a term through December 31, 2008; and
   b. Authorized the Contracts/Purchasing Officer to execute the PSA and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

22. a. Agreement No. A-11302 - Approved and authorized the Contracts/Purchasing Officer to execute a Lease Agreement, effective on or around July 1, 2008, through January 31, 2012, with SIBS, a Limited Partnership, for 4,341 square feet of space located at 632 East Alisal Street, 2nd Floor, Salinas, California, for use by the Health Department, WIC Program;
   b. Directed the Auditor-Controller to make lease payments in the amount of $1,500 per month, effective July 1, 2008, and in accordance with the terms of the Agreement; and
   c. Authorized the optional extension of the Lease Agreement for one additional five (5) year period under the same terms and conditions, if deemed by the Contracts/Purchasing Officer to be in the best interest of the County.

MONTEREY COUNTY REDEVELOPMENT AGENCY:
Motion by Supervisor Salinas, seconded by Supervisor Potter.
4 Ayes; 1 Absent - Supervisor Armenta

23. Agreement No. A-11304; 2008CONST0011
   Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey, take the following actions relating to the receipt of bids for construction of the Japanese Schoolhouse Historic Restoration Project in Castroville, Project No. 09-721720:
   a. Awarded a contract in the amount of $634,000 to William A. Thayer Construction, Inc., 2600 Garden Road, Suite 215, Monterey, CA 93940;
   b. Established a contingency not to exceed fifteen percent (15%) of the amount bid; and
   c. Authorized the Director of Redevelopment and Housing to execute the contract.

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