AGENDA

Tuesday, September 1, 2009

The Clerk of the Board will issue a Supplemental Agenda on the Friday preceding this meeting. To see if there are any changes, please go to the County’s website at, http://monterey.granicus.com/ViewPublisher.php?view_id=5 or call the Clerk of the Board office at 755-5066. Urgency items, submitted after posting of the Supplemental Agenda and/or Regular Agenda, may be read in by the Clerk of the Board at the beginning of the meeting.
MEETING PROCEDURES

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 interprete, 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 interprete. Los pedidos se deberán hacer lo mas pronto posible, y a lo mínimo 24 horas de antecipo 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.
MONTEREY COUNTY BOARD OF SUPERVISORS
TUESDAY, SEPTEMBER 1, 2009
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 Section 54954.2 of the California Government Code.

CLOSED SESSION

2. Closed Session under Government Code section 54950, relating to the following items:

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

   b. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators.
      Property: 312 East Alisal Street, Salinas
      Agency negotiator: Wayne Tanda
      Negotiating parties: The County of Monterey and the City of Salinas
      Under negotiation: Price and terms

10:30 A.M.

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 Section 54954.2 of the California Government Code.

5. CONSENT CALENDAR – REGULAR (See Supplemental Sheet)

OTHER BOARD MATTERS:

6. Board Comments
7. CAO Comments and Referrals

8. Public Comment (Limited to 3 minutes per speaker):

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.

9. Consider recommendation by the Legislative Committee to take an oppose position on SB 802 (Leno) Public contracts: retention of proceeds.

10. Adopt Resolution in support of the change in designation of Pinnacles National Monument to Pinnacles National Park. (Full Board)

APPOINTMENTS:

11. Reappoint Robert Denney to the Agricultural Advisory Committee, term ending June 30, 2012. (Full Board)

12. Appoint Rene Mendez to the Overall Economic Development Commission, term ending June 30, 2010. (Supervisor Salinas)

13. Appoint Ruth Ramirez to the Commission on the Status of Women, term ending February 1, 2011. (Supervisor Calcagno)

14. Reappoint Randy Bangs, Pamela Brown and Mark Gonzalez to the Monterey County Workforce Investment Board Youth Council, terms ending September 1, 2011. (Full Board)

15. Appoint Ken Scherpinski and Blas Barroso to the Monterey County Workforce Investment Board, terms ending September 1, 2009. (Full Board)

SCHEDULED MATTERS:

S-1 Consider adoption of an Ordinance to amend the Monterey County Code Title 15.40, relating to the Emergency Medical Services System.

S-2 Receive update from the Resource Conservation District of Monterey County.

S-3 Receive update on the progress of the Literacy Campaign for Monterey County and declare the week of September 8 through September 14, 2009, as the Annual Monterey County Literacy Week.

S-4 a. Adopt Resolution authorizing the Director of Public Works or designee to execute Funding Agreements and any necessary Amendments for funding under the California Safe Drinking Water Program (CSDWP) State Revolving
Fund (SRF) and the American Recovery and Reinvestment Act of 2009 (ARRA);

b. Authorize the Director of Public Works or designated registered engineer to execute all certifications and reports required for such funding;

c. Authorize the Director of Public Works or designee to approve claims for reimbursement;

d. Authorize the Director of Public Works or designee to execute the Budget and Expenditure Summary;

e. Authorize the Director of Public Works or designee to execute the Contractor's Release Form;

f. Authorize the Director of Public Works or designated registered engineer to execute the Certification of Project Completion;

g. Adopt a Project Budget not to exceed $5,548,801 for the San Jerardo Water System Improvement Project (Project);

h. Adopt a finding that the Project Infrastructure Investment is an appropriate use of taxpayer dollars; and

i. Authorize the Director of Public Works or designee to execute joint application with the Federal Receiver for transfer of ownership of the San Jerardo Cooperative Water System (System) to the County of Monterey (County), Boronda County Sanitation District (BCSD), to the California Public Utilities Commission (CPUC) and to the United States District Court, Ninth District (USDC).

S-5  
a. Approve Plans and Special Provisions for the installation of pipeline, construction of well site improvements, core system improvements, and secondary source improvements for the San Jerardo Water System Project, Project No. 09-859968; and

b. Authorize the Clerk of the Board to advertise the "Notice to Contractors" in The Californian on September 4 and September 11, 2009.

12:00 P.M.

Recess to Lunch

1:30 P.M. RECONVENE

ROLL CALL:

SCHEDULED MATTERS:

S-6  
Public hearing to consider the following actions for application for a Lot Line Adjustment (PLN080424/San Ardo Properties, LLC):

a. Grant the appeal by San Ardo Properties, LLC contingent on the approval of the General Development Plan;

b. Find the project categorically exempt from CEQA pursuant to Section 15305 (a) (Minor Alteration in Land Use Limitations);
c. Approve the application for a Lot Line Adjustment (San Ardo Properties, LLC/PLN080424) consisting of the following: Lot Line Adjustment between four legal lots of record consisting of: 3,000 square feet (Assessor's Parcel Number 237-041-015-000); 3,147 square feet (Assessor's Parcel Number 237-041-016-000); 3,118 square feet (Assessor's Parcel Number 237-041-017-000); and 3,096 square feet (Assessor's Parcel Number 237-041-018-000). The adjustment would result in four lots of 1,701 square feet (Parcel A); 2,370 square feet (Parcel B); 2,755 square feet (Parcel C); and 5,535 square feet (Parcel D), respectively; and

d. Approve the application for a General Development Plan.
   (Lot Line Adjustment and General Development Plan - PLN080424/ San Ardo Properties, LLC, 62050 Railroad Avenue, San Ardo, South County Area Plan)

S-7 Conduct a Public Hearing to allow comment on the proposed Incorporation of Carmel Valley.

ORDER FOR ADJOURNMENT
TO TUESDAY, SEPTEMBER 15, 2009

Future Board Meetings:
Tuesday, September 8, 2009 – No Meeting
Tuesday, September 22, 2009
Tuesday, September 29, 2009
CONSENT CALENDAR

HEALTH AND SOCIAL SERVICES:

16. Approve and authorize the Director of Health to sign a letter rescinding a previously-executed Mental Health Services Act Assignment Agreement between the County of Monterey and the State Department of Mental Health.

GENERAL GOVERNMENT:

17. Approve the 2009-10 Secured Roll Tax Rates.

18. Approve a request from the Greenfield Fire Protection District for a dry period loan of $250,000.00 for Fiscal Year ending June 30, 2010.

19. a. Approve and authorize the Contracts/Purchasing Officer to sign Agreements with Cardinale Moving & Storage, Monterey Transfer & Storage, Inc., Moving Solutions Inc., Peninsula Moving & Storage Co., Inc., Scarr Moving & Storage, Inc., and Service West Inc., for the provision of moving and relocation services for the County of Monterey in the amount of $1,000,000 on an as-needed basis, for the term of two (2) years from date of signing, through and including August 31, 2011, and to include the option to extend Agreements for three (3) additional one (1) year periods in accordance with the terms and conditions set within each Agreement, and although there is no ceiling amount stated in the Agreements, the aggregate amount to be spent for all Agreements issued under RFP No. 10183 is estimated not to exceed $3,000,000; and

   b. Authorize the Contracts/Purchasing Officer to sign similar additional Agreements for moving and relocation services with qualified contractors who meet the minimum requirements of the County of Monterey.

20. Appoint nominees to governing boards of various districts that have insufficient nominees to cause an election on November 3, 2009.

21. Authorize the Registrar of Voters to consolidate and render election services to specified cities and districts relating to the conduct of the November 3, 2009 City/School/Special District Election.

Addendum for Board of Supervisors Meeting
Tuesday, September 1, 2009

ADDITIONS:
**Under Closed Session:**

2. c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Administrative Officer.

**Under Other Board Matters:**

9.1 Approve recommendation by the Legislative Committee to take a support position on SB 678 (Leno) Criminal recidivism.

**Under Consent General Government:**

22. a. Approve Resolution that authorizes the submittal of an application to the State of California Department of Housing and Community Development for a Neighborhood Stabilization Program One Tier 3 Affordable Rental Housing Component grant (NSP 1 Tier 3) in the amount of $10,000,000 for financial assistance for the Manzanita Place Phase I affordable housing project at East Garrison;  
   b. Authorize the Redevelopment and Housing Office Director to prepare and sign the grant application submittal documents, and authorize the County Administrative Officer to sign all required certifications and Statements of Assurances; and  
   c. Authorize the Redevelopment and Housing Office Director to sign all required NSP Tier 3 reports, including Requests for Funds.

**Under Public Works:**

22.1 a. Approve submittal of a grant application not to exceed $500,000 to the Regional Water Quality Control Board to be applied toward the San Jerardo Water Systems interim filtration system; and  
    b. Authorize the Director of Public Works, or his designee, to act as the agent for the County in processing all documentation to secure these funds.

**TITLE CORRECTIONS:**

**Under Appointments:**

15. Appoint Ken Scherpinski and Blas Barroso to the Monterey County Workforce Investment Board, terms ending September 1, 2009-2012 (Full Board)

**REMOVED:**

**Under Scheduled Items:**

S-5 a. Approve Plans and Special Provisions for the installation of pipeline, construction of well site improvements, core system improvements, and secondary source improvements for the San Jerardo Water System Project, Project No. 09-859968; and  
   b. Authorize the Clerk of the Board to advertise the "Notice to Contractors" in The Californian on September 4 and September 11, 2009. ###