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(a), the Board will confer with legal counsel regarding a liability claim against the County of Monterey.
      1) Thomas Rodriguez, a minor, by and through his Guardian ad Litem Jhoana Rodriguez and Jhoana P. Rodriguez
      CLOSED SESSION REPORT: The Board denied the claim of Thomas Rodriguez, a minor, by and through his Guardian ad Litem Jhoana Rodriguez and Jhoana P. Rodriguez.
   b. Pursuant to Government code section 54957, the Board will confer with legal counsel regarding discipline, dismissal, or release of one public employee. (Modified via Supplemental)
      CLOSED SESSION REPORT: The Board provided direction to counsel on how to proceed and to bring back a recommendation at a later time for action.
c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators.  
Designated representatives: Keith Honda and Dianne Dinsmore  
Employee organizations: All Units  
CLOSED SESSION REPORT: The Board conferred with negotiators and heard an update on labor negotiations; and provided direction to the negotiators on how to proceed.

d. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators:  
(1) Property: 54692 Teresa Street, San Lucas  
   County negotiator: Mario Salazar, County Facilities Manager  
   Negotiating parties: County of Monterey and San Lucas Union School District by Catherine Reimer, Superintendent/Principal  
   Under negotiation: Price and terms  
CLOSED SESSION REPORT: The Board conferred with the negotiator and approved obtaining property from the San Lucas School District for the County library and will proceed with that transaction.

2) Property: County owned property at the corner of Laurel Drive and Constitution Boulevard, Salinas (APNs 003-851-021, -024, and -027)  
   County negotiator: Lew Bauman, CAO  
   Negotiating parties: The County of Monterey, the City of Salinas and the Salinas Regional Sports Authority.  
   Under negotiation: Price and terms  
CLOSED SESSION REPORT: The Board provided direction to the County Administrative Officer on how to proceed in negotiations regarding price and terms with the City of Salinas and Salinas Regional Sports Authority, as the other negotiating parties.

e. Pursuant to Government Code section 54956.8, the Board of Directors of the Redevelopment Agency will confer with real property negotiators.  
Property: the East Garrison Project (generally bounded by Reservation Road to the North and West, Watkins Gate Road to the South and Travel Camp Road to the East)  
Agency Negotiator: Jim Cook  
Negotiating parties: the Redevelopment Agency of the County of Monterey and UCP East Garrison LLC  
Under negotiation: Price and terms  
CLOSED SESSION REPORT: The Board of Directors of the Redevelopment Agency conferred with Jim Cook and provided direction on how to proceed. No final action was taken.

f. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Natividad Medical Center CEO.  
CLOSED SESSION REPORT: The Board conducted a performance evaluation for the Natividad Medical Center CEO and discussed one of
his goals and provided direction to the CAO on how to achieve that goal.

g. Pursuant to sections 1461, 1462, 32106, and 32155 of the Health and Safety Code or 37606 and 37624.3 of the Government Code, the Board will receive a report and confer regarding health care facility/hospital trade secret. Discussion will concern a new service, program or facility

CLOSED SESSION REPORT: The Board received a report regarding healthcare facilities and hospital trade secrets and provided direction to the Natividad Medical Center CEO on how to address those matters regarding a new program or facility. If any action needs to be taken, it will be brought back at a future Board meeting.

CLOSED SESSION REPORT: Read out of closed session June 6, 7, and 8, 2011

9. 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 representatives: Keith Honda and Dianne Dinsmore
   Employee organizations: All Units
   CLOSED SESSION REPORT: No report given.

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

b. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Natividad Medical Center CEO.
   CLOSED SESSION REPORT: The Board conducted a performance evaluation for the Natividad Medical Center CEO and no further action was taken.

BOARD OF SUPERVISORS OF THE
MONTEREY COUNTY WATER RESOURCES AGENCY
June 6, 7, and 8, 2011

c. Pursuant to Government Code section 54957, the Board of Supervisors of the Monterey County Water Resources Agency will provide a performance evaluation for the Water Resources Agency General Manager.
   CLOSED SESSION REPORT: The Board conducted a performance evaluation for the Water Resources Agency General Manager and no further actions were taken.

e. 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.  
(MCSC case no. M110691)  
CLOSED SESSION REPORT: The Board of Supervisors of the Monterey County Water Resources Agency heard a status report on items (1) and (2). No actions were taken.

f. 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 one matter of significant exposure to litigation.  
CLOSED SESSION REPORT: The Board of Supervisors of the Monterey County Water Resources Agency received a status update from counsel. No action was taken.

g. Pursuant to Government Code section 54956.9(a), the Board of Supervisors will confer with legal counsel regarding one matter of significant exposure to litigation.  
CLOSED SESSION REPORT: No report given.

10:30 A.M. RECONVENED

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

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

4. 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, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following additions and corrections:

Remove from Scheduled Items
S-1 Consider recommendations from the Legislative Committee to oppose AB 506 (Wieckowski) Local government: bankruptcy; mediation; and approve a letter to the California Citizens Redistricting Commission.

Correction to Scheduled Item S-7
S-7 Conduct a Public Hearing on June 14, 2011, at 1:30 P.M., to consider adoption of Zone 2C Fiscal Year 2011-2012 assessment charges for the Salinas Valley Water Project.  
At the second paragraph on page two the following financial amounts have been revised to reflect FY 2011-2012 Spillway Modification from $433,984 to $441,780 and Diversion Facility from $654,785 to $666,548.
Add to Regular Consent – General Government
53.1 Approve a recommendation from the Legislative Committee to oppose AB 506 (Wieckowski) Local government: bankruptcy; mediation.

Supervisor Armenta questioned staff regarding the removal of item S-1 and the purpose and opinion on the district maps. Nick Chiulos responded.

Motion by Supervisor Potter, seconded by Supervisor Salinas to approve Additions and Corrections. ALL AYES

5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)
Supervisors Parker pulled item 52 for questions and comments. Richard Lange responded

Motion by Supervisor Salinas, seconded by Supervisor Armenta to approve the Consent Calendar – Regular with the exception of item 52. ALL AYES

Motion by Supervisor Salinas, seconded by Supervisor Armenta to approve item 52. ALL AYES

Recessed

Convene as the Board of Supervisors of the Monterey Redevelopment Agency

MONTEREY COUNTY REDEVELOPMENT AGENCY

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

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

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

CEREMONIAL RESOLUTIONS 7 through 9 heard concurrently

7. Adopted Resolution No. 11-168 commending Evelyn S. Lopez for her thirty years of dedicated service in the Department of Child Support Services upon her retirement. (Full Board-Chair Parker)

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

8. Adopted Resolution No. 11-169 commending Alana S. Knaster, Deputy Director to the Resource Management Agency, for her ten years of dedicated service to the County of Monterey upon her retirement. (Chair Parker)

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

9. Adopted Resolution No. 11-170 welcoming The Wonder of Learning: The Hundred Languages of Children exhibition to the National Steinbeck Center in Salinas from June 15 through November 15, 2011. (Full Board - Chair Parker)

Motion by Supervisor Potter, seconded by Supervisor Armenta. ALL AYES
APPOINTMENTS 10 through 18 heard concurrently

10. Forwarded the nomination of Deborah Carrillo to the Joint Citizens Advisory Committee for Salinas Valley State Prison and Soledad Correctional Training Facility as nominated by the Monterey County Board of Supervisors.
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

11. Appointed James Bogan to the Military & Veterans Advisory Commission to fill an unexpired term ending January 1, 2011. (Full Board)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

12. Reappointed Abel Quinones to the Military & Veterans Advisory Commission, term ending January 1, 2014. (Full Board)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

13. Reappointed Harry Robins, Jr., Fire Chief Michael Urquides, and Lavonne Chin to the Emergency Medical Care Committee, terms ending June 30, 2013. (Full Board)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

14. Appointed Heidi Burch and Donald Tettelbach to the Emergency Medical Care Committee to fill unexpired terms ending June 30, 2013. (Full Board)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

15. Reappointed Rodney Braga and Margaret Eaton to the Natividad Medical Center Board of Trustees, terms ending June 30, 2014. (Full Board)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

16. Reappointed Walter Espinoza, Julie Oliver and Ron Stefani to the Castroville/Pajaro Redevelopment Project Area Citizens’ Advisory Committee, terms ending January 1, 2015. (Supervisor Calcagno)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

17. Reappointed Ignacio Cabatu and Linda English to the Housing Advisory Committee, terms ending June 14, 2013. (Supervisor Calcagno)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**
18. Reappointed Reverend Al Davis and Mark Weller to the Community Action Commission, terms ending July 1, 2014. (Supervisor Parker)
   **Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**

**OTHER BOARD MATTERS**

19. Board Comments
   - Supervisor Calcagno made a referral to the County Administrative Officer requesting the CAO work with Water Resources Agency staff to secure funding for an environmental document for Salinas River maintenance.
   - Supervisor Salinas announced the Wonder of Learning Exhibition reception on Thursday, June 16th from 5:00 pm - 7:00 pm at the National Steinbeck Center and invited the community to attend the opening ceremony. He emphasized the importance of early childhood learning. It is a free exhibition and the community of Monterey County will be well served by this exhibition.

20. CAO Comments and Referrals confirmed receipt of the Board Referral from Supervisor Calcagno and that he will work with Curtis Weeks to identify funding sources for the environmental work needed on the river channel.

21. Public Comment Justin Light; Arlene Samrick; Ben Franklin; Nancy Treffry; Paula Bradley; Terry Rush; Patrick McGlaughlin; Dorian Moses (sp)

**SCHEDULED MATTERS**

S-1 Consider recommendations from the Legislative Committee to oppose AB 506 (Wieckowski) Local government: bankruptcy; mediation; and approve a letter to the California Citizens Redistricting Commission.

   *Removed via additions and corrections*

S-2 Considered the Monterey County Workforce Investment Board (WIB) funding recommendations and approved negotiation of contracts to community based providers for Adult and Youth Workforce Investment Act (WIA) Title I specialized services for Fiscal Year (FY) 2011-12 in the amount of $957,600. Public comment: Harry Gamotan; Justin Light; John Collins; Will Mahr (sp); Susan Strubbe (sp); Rosie Chavez; Alma McConley; Loyanne Flynn
   **Motion by Supervisor Salinas, seconded by Supervisor Parker. 3 - 1 (Supervisor Armenta dissented and Supervisor Potter Absent)**

S-3 Adopted Resolution No. 11-176 amending Article VII of the Monterey County Master Fee Resolution to set fees and authorize collection of fees, including but not limited to Criminal Justice Administration Fees (Jail Access/Booking Fees), by the Sheriff’s Office effective July 1, 2011.
   **Motion by Supervisor Salinas, seconded by Supervisor Calcagno. 4 - 0 (Supervisor Potter Absent)**
S-4  a. Conducted a Public Hearing to hear all objections and protests to written reports of service charges to be levied on County Service Areas for Fiscal Year (FY) 2011-12 and maintain service charge levels for all service areas;

b. Adopted Resolution No. 11-177 confirming County Service Area written report of service charges for FY 2011-12 to be levied on County Service Areas 1- Carmel Point and levying service charges for street lighting services to be provided in 2011-12;

Adopted Resolution No. 11-178 confirming County Service Area written report of service charges for FY 2011-12 to be levied on County Service Areas 9 – Oak Park and Adjacent Annexations and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-179 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 15 – Serra Village/Toro Park/Adjacent Areas and levying service charges for parkway maintenance, street lighting, street maintenance, storm drain maintenance, and surface water disposals services to be provided in FY 2011-12;

Adopted Resolution No. 11-180 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 19 – Carmel Meadows 6 and 7 and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-181 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 20 – Royal Estates 1, 2, 3 and 4 and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-182 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 23 – Carmel Rancho Subdivision and levying service charges for parkway maintenance, street lighting, street maintenance, storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-183 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 24 – Pedraza Subdivision 2/Indian Springs/Vista Del Rio and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-184 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 26 - New Moss Landing Heights and levying service charges for street lighting services to be provided in FY 2011-12;

Adopted Resolution No. 11-185 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 30 - Rancho Mar Monte 1, 2, and 3; and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;
Adopted Resolution No. 11-186 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 31 – Aromas Hills Subdivision and levying service charges for storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-187 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 32 – Green Valley Acres and Moon Subdivision; and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-188 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 33 – Coast Ridge Subdivision and Carmel Sur; and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-189 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 35 – Paradise Park and Rancho Borromeo; and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-190 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 37 – Colonial Oak Estates and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-191 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 38 – Paradise Lake Estates and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-192 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 41 – Gabilan Acres and Boronda; and levying service charges for street lighting services to be provided in FY 2011-12;

Adopted Resolution No. 11-193 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 44 – Corral De Tierra Oaks 1, 2, and 3; and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-194 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 45 – Oak Hills and levying services charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-195 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 47 – Carmel Views 1, 2, 3, 4 and Mar Vista; and levying service charges
for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-196** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 50 – Lower Carmel River and levying service charges for storm drain maintenance, surface water disposal, and levee maintenance and repair services to be provided in FY 2011-12;

**Adopted Resolution No. 11-197** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 51 – High Meadows No. 1 and 2; and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-198** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 52 – Carmel Valley Village and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-199** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 53 – Arroyo Seco – Las Coches and Guidotti Annes; and levying service charges for surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-200** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 54 – Manzanita Subdivision and Sarsi Subdivision; and levying services charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-201** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 56 – Del Mesa Carmel and levying service charges for street maintenance, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-202** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 58 – Vista Dorado Subdivision and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-203** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 62 – Rancho Mar Monte No. 14 and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

**Adopted Resolution No. 11-204** confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 66 – Oak Tree Views Subdivision and Las Lomas; and levying service charges for park and recreation, street lighting, street sweeping, street maintenance, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12;
Adopted Resolution No. 11-205 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 68 – Vierra Canyon and Knolls Tract 811 and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-206 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 72 – Las Palmas and levying service charges for storm drain maintenance and surface water disposal services to be provided in FY 2011-12;

Adopted Resolution No. 11-207 confirming County Service Areas written report of service charges for FY 2011-12 to be levied on County Services Area 75 – Chualar and levying service charges for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2011-12; and

c. Authorized the Auditor-Controller to enter the amounts of the charges against the respective lots or parcels as they appear on the assessment roll for FY 2011-12 upon receipt of the Written Reports of Service Charges.

Motion by Supervisor Calcagno, seconded by Supervisor Salinas. 4 - 0 (Supervisor Potter Absent)

S-5 Received the 2010 annual Monterey County Crop Report from the Agricultural Commissioner.

Motion by Supervisor Calcagno, seconded by Supervisor Salinas. 4 – 0 (Supervisor Potter Absent)

12:00 P.M. RECESSED TO LUNCH AND:
Monterey County Board of Supervisors and Monterey County Water Resources Agency Joint Board Leadership Meeting (Added via Addendum)

1:30 P.M. RECONVENED

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

MONTEREY COUNTY WATER RESOURCES AGENCY

ROLL CALL
Present: Supervisors Parker (Chair), Armenta, Calcagno, Salinas, and Potter.
Interpreter: Christie Marcella; David Ugalde.

MONTEREY COUNTY WATER RESOURCES AGENCY

SCHEDULED MATTERS

ROLL CALL
Present: Supervisors Parker (Chair), Armenta, Calcagno, Salinas, and Potter
Interpreters: Christie Marcella & David Ugalde.

S-6 Conducted a public hearing on June 14, 2011; considered approval of the Fiscal Year (FY) 2011-2012 assessments, water delivery charges, and water service charges for Zone 2B, and FY 2011-2012 assessments for Zones 2Y and 2Z for the Castroville Seawater Intrusion Project and the Salinas Valley Reclamation Project, and:

- **Adopted Resolution No. 208** of the Board of Supervisors of the Monterey County Water Resources Agency levying assessments in Zones 2Y, 2Z, and 2B for the Fiscal Year 2011-2012 to pay costs associated with the Castroville Seawater Intrusion Project and the Salinas Valley Reclamation Project pursuant to Ordinance Nos. 3635 and 3636;
- **Adopted Resolution No. 209** of the Board of Supervisors of the Monterey County Water Resources Agency for levying water services charges in Zone 2B for Fiscal Year 2011-2012 to cover the operations and maintenance costs for the Salinas River Diversion Facility per Board approval of Engineers report and Proposition 281 protest hearing;
- **Adopted Resolution No. 239** of the Board of Supervisors of the Monterey County Water Resources Agency for levying water delivery charges in Zone 2B for Fiscal Year 2011-2012 to pay costs associated with the Castroville Seawater Intrusion Project and the Salinas Valley Reclamation Project pursuant to Ordinance 3789.

**Motion by Supervisor Calcagno, seconded by Supervisor Salinas. 4-0 (Supervisor Potter Absent)**

S-7 Conducted a Public Hearing on June 14, 2011 and adopted **Resolution No. 11-221** of the Board of Supervisors of the Monterey County Water Resources Agency levying assessments in Zone 2C, for the Fiscal Year 2011-12 to impose assessments to fund the Salinas Valley Water Project.

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

S-8 Conducted a public hearing on June 14, 2011, and:

- **Adopted Resolution No. 11-222** of the Board of Supervisors of the Monterey County Water Resources Agency levying assessments in Zones 1 and 1A for the Fiscal Year 2011-2012 to impose Benefit Assessments to finance the maintenance and operation of drainage and flood control activities conducted by the Agency;
- **Adopted Resolution No. 11-223** of the Board of Supervisors of the Monterey County Water Resources Agency levying assessments in Zones 8, 9 and 12 for the Fiscal Year 2011-2012 to impose Benefit Assessments to finance the maintenance and operation of the drainage and flood control activities conducted by the Agency; and
- **Adopted Resolution No. 11-224** of the Board of Supervisors of the Monterey County Water Resources Agency levying assessments in Zone 17 for the Fiscal Year 2011-2012 to impose Benefit Assessments to finance the maintenance and operation of drainage and flood control activities conducted by the Agency.

**Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES**
Recessed

Reconvened as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

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

S-9 Public hearing held and adopted Resolution of Intention No. 11-224 to:
   a. Certify the Environmental Impact Report prepared for the Monterey-Salinas Transit/Whispering Oaks Business Park project;
   b. Adopt Ordinance 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 approximately 58 acres of the same section 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. Grant 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 denying an application (Monterey-Salinas Transit Facility/Whispering Oaks Business Park/ PLN090071) for 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: 1) a 36,000 square foot three-story administrative building; 2) a 96,450 square foot two-story bus maintenance building; 3) 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 4) 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; and
d. Approve Mitigation Monitoring and Reporting Plan for the MST Facility/Whispering Oaks Business Park project.
(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)

Public comment: Roelof Wijbrandus; Doug Yount; Bruce Delgado; Anthony Altfeld; Christine DiOrio; Jim Fink; Helen Rucker; Luana Conley; Linda Madsen; Andy & Elijah Kortman (sp); Denyse Frischmuth; Catherine Crockett; Judy Karas; Magaly Zagal; Priscilla Barba; Laura Beltran; Linda Gonzalez; Elizabeth Murray; Margaret Davis; Kay Cline; Margarita Nguyen; Renate Robe; Frank O'Connell; Richard Fetik; Michael Wildgoose; Gary Cursio; Mike Dawson; Bill Weigle; Janet Brennan; Maribeth Hogoboom; Rebel Brown; Antonio Rivas; Mike Owen; Tim Wilson; Gary Courtwright; Armando Lopez with Interpreter; Ofelia Flores with interpreter; Pat Watson; Swarak Wood; Suzanne Wooster; Jeff Taylor; Debbie Hale; Susan Morse; Noel Freitas; Jan Shriner; Frank Ludovina; Anne Warner Cribbs; Ralph Villar; Nina Beety; Jim Ford; Jerry Brisson; Carlos Ramos; Sandra Gray; Tom Munn; George Riley; Denise Turley; Jason Campbell; Tony Valladares; Chris Mack; Trish Nelson; Lisa Deas; Ed Mitchell; Diana Cooley; Frank Lambert; Mike Salerno; Juan Uranga; Karen Gelf; Carmelita Garcia; Susie Rocha - on behalf of Efriam Barajas; Iris Peppard; Julie Engell; Richard Boynton; Ralph Rubio; James Huggins; Karen Morgan; Holly Yanez; Larry Parish; Don Ask; Ron Chesshire; Amy White; McKenzie Wharton-Booth; Jan Mitchell; Gail Morton; MaryAnn Leffel; Steve (no last name given).

Motion by Supervisor Armenta, seconded by Supervisor Salinas to approve staff recommendations a, b, c, and d listed above; directed staff to return on July 12, 2011 with findings and evidence necessary to effectuate the proposed approvals in Resolution of Intent, including expanding trail analysis and any appropriate responses to comments and correspondence. 4 - 1 (Supervisor Parker dissented)

Closed Session Report: (See 2a-g)

ORDER FOR ADJOURNMENT
In Memory of Jeanette Otter

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

22. Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement A-11848 with Armanasco Public Relations for media relations and strategic counsel services at NMC in an amount not to exceed $235,000 in the aggregate and $25,000 for the period July 1, 2011 to June 30, 2012.

23. Agreement No. A-11999
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with Bakersfield Lithotripsy LLC for lithotripsy and related services at NMC in an amount not to exceed $495,000 for the period July 1, 2011 to June 30, 2014.

Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with Juan Calzetta MD to provide vascular surgery services at NMC in an amount not to exceed $198,000 for the period July 1, 2011 to June 30, 2012.

25. Agreement No. A-12000
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement (SC1028) with CME Consultants for medical education accredited program for physicians’ services at NMC in an amount not to exceed $155,000 in the aggregate and $30,000 for the period July 1, 2011 to June 30, 2012.

26. Agreement No. A-11708
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 to the Agreement (A-11708) with the Data Systems Group for software licenses for electronic billing and Medicare eligibility services at NMC in an amount not to exceed $404,000 in the aggregate and $202,000 for the period July 1, 2011 to June 30, 2012.

27. Agreement No. A-11736
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with Ronald Garren MD to provide internal medicine services at NMC in an amount not to exceed $200,000 for the period July 1, 2011 to June 30, 2012.

28. Agreement No. A-10748
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-10748) with Jennifer L. D'Attilio, MS for speech therapy services at NMC in an amount not to exceed
$764,000 in the aggregate and $176,000 for the period July 1, 2011 to June 30, 2012.

29. Agreement No. A-10639
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 6 to the agreement with Johnson Controls for repair and maintenance of various mechanical control systems, building automation and variable frequency drivers throughout NMC in an amount not to exceed $464,000 in the aggregate and $110,000 for the period July 1, 2011 to June 30, 2012.

30. Agreement No. A-10757
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No.4 to the Agreement with Toyon Associates Inc. for Medicare appeal services at NMC in an amount not to exceed $1,900,000 in the aggregate and $500,000 for the period July 1, 2011 to June 30, 2012.

31. Agreement No. A-11739
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute the renewal Professional Medical Services Agreement with Michael Sepulveda MD to provide internal medicine services at NMC in an amount not to exceed $150,000 for the period July 1, 2011 to June 30, 2012.

32. Agreement No. A-11701
Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement (A-11701) with Schipper Design LLC for marketing & graphic design services at NMC in an amount not to exceed $525,000 in the aggregate and $165,000 for the period July 1, 2011 to June 30, 2012.

33. Agreement No. A-10493
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-10493) with Quest Diagnostics Inc. for reference laboratory testing services at NMC in an amount not to exceed $3,825,000 in the aggregate and $565,000 for the period July 1, 2011 to June 30, 2012.

34. Agreement No. A-10081
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 5 to the Agreement (A-10081) with Professional Research Consultants Inc. for patient satisfaction survey services at NMC in an amount not to exceed $258,937.50 in the aggregate and $35,000 for the period July 1, 2011 to June 30, 2012.

HEALTH AND SOCIAL SERVICES

35. Agreement No. A-12001
a. Approved and authorized the Director of the Department of Social & Employment Services, or his designee, to sign an agreement with Industrial Employers Distribution Association for $22,588 for the provision of
employer-employee labor relations services for the Monterey County Public Authority for In-Home Supportive Services for the period July 1, 2011 to June 30, 2012, including non-standard mutual indemnification provisions; 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.

36. **Agreement No. A-12002**
   a. Approved and authorized the Director of the Department of Social & Employment Services, or his designee, to sign an agreement with Hartnell College for $362,305 to provide training and recruitment services to eligible caregivers and Monterey County local agency employees for the period July 1, 2011 through June 30, 2012, including non-standard Mutual Indemnification; 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.

37. Approved and authorized the Emergency Medical Services Agency Director to submit the revised Monterey County Trauma System Care Plan to the California State Emergency Medical Services Authority.

38. **Agreement No. A-12003**
   a. Approved and authorized the Contracts/Purchasing Officer to sign a three fiscal year term Professional Services Agreement (July 1, 2011 to June 30, 2014) with Aegis Rapidtext, Inc. for the provision of medical translation and transcription services in the amount of $20,000 for Fiscal Year 2011-12, $20,000 for Fiscal Year 2012-13, and $20,000 for Fiscal year 2013-14 for a total agreement amount of $60,000; and
b. Authorized the Contracts/Purchasing Officer to sign up to three future amendments to the Agreement where the amendments do not exceed ten percent (10%) of the original agreement amount and do not significantly change the scope of work or result in an increase in County General Fund Contribution.

39. **Agreement No. A-11610**
   Approved and authorized the Director of Health to sign and execute the first one-year contract extension with American Medical Response - West (AMR) for the period of January 31, 2015 through January 31, 2016.

40. Approved and authorized the Director of Health to execute on behalf of the County of Monterey standard agreements, and any amendments thereto, for continued funding from local, State, and Federal agencies for designated programs.
41. Authorized the Auditor-Controller to increase estimated revenue and appropriations in the amount of $317,546 in CHI001, Department of Child Support Services. (4/5ths vote required)

42. Adopted Resolution No. 11-171 amending Article I.a. of the Monterey County Master Fee Resolution effective July 1, 2011, to adjust fees relating to oversight and services provided by the Health Department's Environmental Health Bureau, Animal Services.

43. Adopted Resolution No. 11-172 amending Article I.d. of the Monterey County Master Fee Resolution effective July 1, 2011, to adjust certain fees related to the Health Department's Clinic Services Bureau.

CRIMINAL JUSTICE

44. Approved and authorized the Purchasing Manager to donate a 1981 Ford Chateau E350 Ambulance to the Marina Volunteer Fire Fighter's Association.

GENERAL GOVERNMENT


46. Approved the action minutes of Wednesday, April 6, 2011; Tuesday, April 12, 2011; Tuesday, April 26, 2011; Tuesday, May 3, 2011; Tuesday, May 17, 2011; and Thursday, May 26, 2011.

47. a. Approved and authorized the Auditor-Controller to increase Fiscal Year (FY) 2010-11 estimated revenues and appropriations by $591,771 in the Agricultural Commissioner's department (4/5ths vote required);
   b. Approved the FY 2010-11 budget transfer of $100,000 from the Agricultural Commissioner's Unit 8001, Appropriation AGR001, Salaries and Benefits to Operating Transfers Out;
   c. Approved and authorized the transfer of $350,000 from the Agricultural Commissioner's, to Parks Lake & Resort Operations Fund 452 (formerly Fund 004) Dept 7500, Appropriation Unit PAR003 for the monitoring and exclusion of the Zebra and Quagga Mussel; and
   d. Approved and authorized the transfer of up to $341,771 from the Agricultural Commissioner's Unit 8001, Appropriation AGR001, to the Capital Projects Fund 402, Appropriation Unit 8174, Appropriation RMA014, for the King City Project Number 28101.

48. Received the action minutes from the May 5, 2011 meeting of the Legislative Committee.

49. Adopted Resolution No. 11-173 to amend Personnel Policies and Practices Resolution No. 98-394, B.16.1 Service at the Pleasure of the Appointing Authority, B.5.6 Reappointment to a Previous Class, A.1.11.2 Increases within Salary Range, and Section V Definitions.
50. a. Approved and authorized the Contracts/Purchasing Officer to execute a Professional Services Agreement with American Telesource, Inc. in the amount of $185,310 for the contract period commencing with the signing of the Agreement through April 30, 2014 for the provision of yearly maintenance services and technical support of the CallXpress voicemail and RightFax fax server systems; and
b. Authorized the Contracts/Purchasing Officer to sign up to two future amendments extending the Agreement for one-year periods where the amendments do not exceed $60,172 yearly and do not significantly change the scope of work.

51. a. Adopted the Local Agency Resolution No. 11-210 and approve the borrowing of funds for Fiscal Year 2011-12; the issuance and sale of Tax and Revenue Anticipation Note therefore, at the maximum legal amount, but not to exceed $60 million, through participation in the California Communities Cash Flow Financing Program; and
b. Authorized the County Debt Manager to execute the required documents.

52. Agreement No.: A-12005
   a. Requested the Board of Supervisors ratify the agreement with IBM, Inc. for software licensing and support which was signed by the Director of Information Technology on March 28, 2006;
   b. Approved and authorized the Contracts/Purchasing Officer to execute a Purchase Order with IBM, Inc. for software licensing and support in the amount of $195,000 for the period July 1, 2010 through June 30, 2011 and $200,000 for the period July 1, 2011 through June 30, 2012; and
   c. Included funding in the Fiscal Year (FY) 2010-11 Budget and in the FY 2011-12 Recommended Budget.

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

53. Agreement No.: A-12006
   a. Authorized the termination of the Addendum (GIS Base Map component) to the GIS Data and Map License Agreement (April 2000 Database Information Sharing Agreement) with CD-DATA, effective August 15, 2011;
   b. Authorized the County to exercise the Option to obtain the final Maps and Data pursuant to the terms of the Addendum to the Agreement for the predetermined price of $47,909.20 from Account no. 001-1930 8137 (INF002-GIS) (4/5ths vote required); and
   c. Authorized the County Assessor-Clerk-Recorder to execute all necessary documents to facilitate the Termination of the Addendum and exercise of the Option. (Revised via Supplemental)

53.1 Approved a recommendation from the Legislative Committee to oppose AB 506 (Wieckowski) Local government: bankruptcy; mediation. (Added via Additions and Corrections)
RMA - PLANNING DEPARTMENT

54. a. Accepted the Conservation and Scenic Easement Deed;
   b. Authorized the Chair to execute the Conservation and Scenic Easement Deed; and
   c. Directed the Clerk of the Board to submit the Conservation and Scenic Easement Deed to the County Recorder for recordation.
   (Conservation and Scenic Easement Deed - PLN100306/Richard and Renee Hentges, 63275 Argyle Road, King City, South County Area Plan)

RMA - BUILDING DEPARTMENT

55. a. Adopted Resolution No. 11-174 to amend Personnel Policies and Practices Resolution No. 98-394 to:
   1) Re-title the classification of Director of Building Services to Chief Building Official; and
   2) Change the salary of the Chief Building Official as indicated in the Board Order;
   b. Amended the Fiscal Year (FY)-2011-12 Building Services Department Budget Unit 8170 to re-title one (1) FTE Director of Building Services to one (1) FTE Chief Building Official as indicated in the Board Order; and
   c. Authorized the Auditor-Controller to incorporate this change in the FY 2011-12 Building Services Division Budget Unit 8170.

RMA - PUBLIC WORKS

56. Adopted Resolution No. 11-175:
   a. Accepting the Certificate of Completion for the renovation of North Wing of Salinas Courthouse, Project No. 8772-Project Bid 9781-09 for general carpentry, performed by William A. Thayer Construction, Inc.; and
   b. Authorizing the Director of Public Works to execute and record the Notice of Completion for the renovation of North Wing of Salinas Courthouse, Project No. 8772-Project Bid 9781-09 for general carpentry, performed by William A. Thayer Construction, Incorporated.

57. Agreement No.: A-12007: Construction No. 2011-005
   a. Awarded a contract to MCM Construction, Inc., the lowest responsible base bidder, for the Lonoak Road Bridge at Lewis Creek Replacement Project, Bridge No. 402, Federal Aid Project No. BRLOZB-5944(035), Project No. 11-220565; in the total amount of $1,499,999;
   b. Approved the Performance and Payment Bonds executed and provided by MCM Construction, Inc.;
   c. Authorized a contingency, not to exceed ten percent (10%) of the contract amount, to provide funding for approved contract change orders; and
   d. Authorized the Director of Public Works to execute the contract and subject to the terms of the Public Contract Code, approve change orders to the contract that do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.
MONTEREY COUNTY REDEVELOPMENT AGENCY

58. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   Authorized the Auditor-Controller to amend the Fiscal Year (FY) 2010-11 budget to increase estimated revenues and appropriations in Fort Ord Debt Service Fund 273, Unit 8219 by $40,000. (4/5ths vote required)

59. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   a. Approved Amendment No. 2 A-11566 dated June 14, 2011 between the Redevelopment Agency of the County of Monterey and SSA Landscape Architects, Inc. to increase the amount of the agreement by $197,793 for final design and services in support of construction related to the Pajaro Neighborhood Park, for a total agreement amount not to exceed $529,160; and
   b. Extended the term of the agreement to March 31, 2013.

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