AGENDA
Tuesday, October 11, 2011

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.
The Board of Supervisors welcomes you to its meetings, which are regularly scheduled each Tuesday. Your interest is encouraged and appreciated. Meetings are held in the Board Chambers located on the first floor of the Monterey County Government Center, 168 W. Alisal St., Salinas, CA 93901.

As a courtesy to others, please turn off all cell phones and pagers prior to entering the Board Chambers.

**ALTERNATE AGENDA FORMATS:** If requested, the agenda shall be made available in appropriate alternative formats to persons with a disability, as required by Section 202 of the Americans with Disabilities Act of 1990 (42 USC Sec. 12132), and the federal rules and regulations adopted in implementation thereof. Individuals with a disability requiring a modification or accommodation, including auxiliary aids or services, in order to participate in the public meeting may make these requests to the Clerk of the Board Office.

The agenda is divided into two sections:

**REGULAR CALENDAR:** These items include significant financial and administrative actions, and items of special interest, usually approved by a single majority vote for each program. The regular calendar also includes “Scheduled Matters,” which are noticed hearings, work sessions and public hearings.

**CONSENT CALENDAR:** These matters include routine financial and administrative actions, appear in the supplemental section by program areas, and are usually approved by a single majority vote.

**TO ADDRESS THE BOARD ON A MATTER ON THE AGENDA:** Walk to the rostrum and wait for recognition by the Chair. In order that all interested parties have an opportunity to speak, please be brief and limit your comments to the specific subject under discussion. Time limitations shall be at the discretion of the Chair, with equal time allocated to opposing sides of an issue insofar as possible. Allocated time may not be reserved or granted to others, except as permitted by the Chair. On matters for which a public hearing is required, please note that a court challenge to the Board’s action may be limited to only those issues raised at the public hearing or in correspondence delivered to the Board at or before the public hearing.

**TO ADDRESS THE BOARD DURING PUBLIC COMMENT:** Please complete a Speaker Request Form, available on the rostrum, and submit it to the Clerk of the Board before the commencement of that agenda item. Public comments shall not pertain to matters on the agenda.

**DOCUMENT DISTRIBUTION:** Documents related to agenda items that are distributed to the Board less than 72 hours prior to the meeting shall be available for public inspection at the Clerk of the Board Office, 168 W. Alisal Street, 1st Floor, Salinas, CA. Documents distributed to the Board at the meeting by County staff will be available at the meeting; documents distributed to the Board by members of the public shall be made available after the meeting.

**INTERPRETATION SERVICE POLICY:** The Monterey County Board of Supervisors invites and encourages the participation of Monterey County residents at its meetings. If you require the assistance of an interpreter, please contact the Clerk of the Board located in the Monterey County Government Center, 168 W. Alisal St., Salinas - or by phone at (831) 755-5066. The Clerk will make every effort to accommodate requests for translation assistance. Requests should be made as soon as possible, and at a minimum 24 hours in advance of any meeting of the Board of Supervisors.

La Cámara de Supervisores del Condado de Monterey invita y apoya la participación de los residentes del Condado de Monterey en sus reuniones. Si usted requiere la asistencia de un intérprete, por favor comuníquese con la oficina de la Asistente de la Cámara de Supervisores localizada en el Centro de Gobierno del Condado de Monterey, (Monterey County Government Center), 168 W. Alisal, Salinas – o por teléfono al (831) 755-5066. La Asistente hará el esfuerzo para acomodar los pedidos de asistencia de un intérprete. Los pedidos se deberán hacer lo 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.

Any agenda related writings or documents distributed to members of the County of Monterey Board of Supervisors regarding any open session item on this agenda will be made available for public inspection in the Clerk of the Board’s Office located at 168 W. Alisal St., 1st Floor, Salinas, California. during normal business hours and in the Board Chambers on the day of the Board Meeting, pursuant to Government Code §54957.5
9:00 A.M.

ROLL CALL

1. Additions and Corrections for Closed Session: The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

CLOSED SESSION

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

   a. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation:
      (1) LandWatch Monterey County v. County of Monterey (MCSC case no. M109434)
      (2) The Open Monterey Project v. Monterey County Board of Supervisors (MCSC case no. M109441)
      (3) Carmel Valley Association, Inc. v. Board of Supervisors of the County of Monterey (MCSC case no. M109442)
      (4) Salinas Valley Water Coalition, et al. v. County of Monterey (MCSC case no. M109451)

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

   c. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Equal Opportunity Officer.

   d. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Natividad Medical Center Chief Executive Officer.

   e. Pursuant to Government Code section 54956.8, the Board will confer with real property negotiators.
      (1) Property: 20 East Alisal Street, Salinas, California;
      Negotiator: Gene Rogers for the County of Monterey;
      Under negotiation: Price and terms
f. Pursuant to Government Code section 54956.7(b) (1), the Board will confer regarding appointment to the position of Resource Management Agency Director.

**Acting as the Board of Supervisors of the Monterey County Water Resources Agency:**

**CLOSED SESSION**

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

- h. Pursuant to Government Code section 54956.9(b), the Board will confer regarding one matter of significant exposure to litigation.

- i. Pursuant to Government Code section 54956.9(c), the Board will confer regarding one matter of potential initiation of litigation.

**Continuance of Closed Session to be held at the conclusion of the Board’s Regular Agenda, or at any other time during the course of the meeting announced by the Chairperson of the Board.**

**10:30 A.M. RECONVENE**

**ROLL CALL**

3. Pledge of Allegiance

4. Additions and Corrections
   The Clerk of the Board will announce agenda corrections and proposed additions which may be acted on by the Board as provided in Sections 54954.2 of the California Government Code.

5. CONSENT CALENDAR - REGULAR (See Supplemental Sheet)

**Recess**

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

**MONTEREY COUNTY REDEVELOPMENT AGENCY**

**ROLL CALL**

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

**Adjournment**
Reconvene as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

CEREMONIAL RESOLUTIONS

7. Adopt Resolution proclaiming October as National Domestic Violence Awareness Month. (Chair Parker)

8. Adopt Resolution honoring Richard Tyler as the first-ever Director Emeritus of the Monterey County Film Commission. (Chair Parker)

9. Adopt Resolution posthumously commending Reverend Richard Nance Jr. for his dedicated service and contributions to the community. (Chair Parker)

OTHER BOARD MATTERS

10. Board Comments

11. CAO Comments and Referrals

12. Public Comment (Limited up to 3 minutes per speaker at the discretion of the Chair)

This portion of the meeting is reserved for persons to address the Board on any matter not on this agenda but under the jurisdiction of the Board of Supervisors. Board members may respond briefly to statements made or questions posed. They may ask a question for clarification; make a referral to staff for factual information, or request staff to report back to the Board at a future meeting.

SCHEDULED MATTERS

S-1 a. Accept an oral presentation from the Health Officer and Project Coordinator regarding the "Striving to Reduce Youth Violence Everywhere through Local Public Health Leadership," funded by an Award from the Department of Health and Human Services, Centers for Disease Control and Prevention, in the amount of $225,000.00 for Fiscal Year (FY) 2011-12;

b. Approve and authorize the Director of Health to accept Federal Award #1U81CE002072-01 from the Department of Health and Human Services, Centers for Disease Control and Prevention, in the amount of $225,000.00 to prevent youth violence, for the period of September 1, 2011 through August 31, 2012; and

c. Authorize the Director of Health to approve up to three 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 services or result in an increase in County General Fund Contribution.
12:00 P.M. RECESS TO LUNCH- CONTINUED CLOSED SESSION AND

Monterey County Board of Supervisors and Monterey County Water Resources
Agency Joint Board Leadership Committee Meeting

1:30 P.M. RECONVENE

MONTEREY COUNTY BOARD OF SUPERVISORS

ROLL CALL

SCHEDULED MATTERS

S-2 Public Hearing to:
   a. Consider adoption of resolution of intent to approve proposed amendments to
      the Carmel Area Land Use Plan and Coastal Implementation Plan (Chapter
      20.146.120-- Land Use and Development Standards) to include a High
      Density Residential (HDR) land use designation and HDR zoning district and
      to change the existing designation and zoning on a 3.68 acre site from MDR/2
      (Medium Density Residential/2 units per acre) to HDR/12.5 (High Density
      Residential/12.5 units per acre) and submit the amendments to the California
      Coastal Commission for certification;
   b. Consider certification of the Environmental Impact Report; and
   c. Consider the application (Rigoulette (Villas de Carmelo)/PLN070497) for a
      Combined Development Permit to allow a 46 unit residential condominium
      project and continue the hearing on the Combined Development Permit until
      after the Coastal Commission acts on the proposed amendments.

ADJOURNMENT
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER

13. Retroactively approve, and authorize the Purchasing Manager for Natividad Medical Center ("NMC") to execute, the Agreement with Healthcare Services Management for Meditech EDM Module Consulting Services at NMC in an amount not to exceed $250,000 retroactive from May 1, 2011 to April 30, 2012.

GENERAL GOVERNMENT

14. a. Authorize the Chair to sign Amendment No. 4 to Agreement No. A-11162 with Gallina, LLP, increasing the contract amount by $64,906 for a not to exceed total of $235,239, which includes an audit of Natividad Medical Center by Moss Adams, LLP for the year ended June 30, 2011; and
   b. Approve the increase of appropriations and interfund reimbursement totaling $64,906 in the Annual County Audit (001-1110-1111-8010) Appropriation Unit AUD002. (4/5ths vote required)

15. a. Approve and authorize the Contracts/Purchasing Officer to execute Statement of Work No. 8 in the amount of $152,000 to support the configuration of Poll Worker stipends, provide general Advantage HRM Post-Implementation support and develop additional reports for a total amended amount of $10,336,859.50; and
   b. Approve an increase in appropriations totaling $40,000 in the Capital Automation Fund (403-1110-8006), Appropriation Unit AUD006. (4/5ths vote required)

16. Approve and authorize the Chair to sign a Memorandum of Agreement among the County of Monterey, the Redevelopment Agency of the County of Monterey, California State University Monterey Bay, Monterey Peninsula College, and the Fort Ord Reuse Authority, concerning the alignment of the proposed Eastside Parkway on the former Fort Ord.

RMA - PUBLIC WORKS

17. a. Approve the recommended priority list of capital projects to be funded from Capital Projects, Fund 402;
   b. Approve the necessary modifications to the Fiscal Year (FY) 2011-12 Adopted Capital Projects Budget, Fund 402, Appropriation Code RMA014 to fund the capital projects to be constructed in FY 2011-12 (4/5ths vote required); and
   c. Authorize the Auditor-Controller to increase appropriations by $7,059,437 in Capital Projects, Fund 402, Appropriation Code RMA014 and increase revenue by $3,595,900 in Capital Projects, Fund 402, Appropriation Code RMA014. (4/5ths vote required)
18. 
   a. Approve the Plans and Special Provisions for 1410 Natividad Road Refurbish Kitchen, Project No. 8532, Bid Package No. 10238; and  
   b. Authorize the Director of Public Works to advertise the "Notice to Contractors" in *The Californian*.

19. 
   a. Approve the Plans and Special Provisions for 1412 Natividad Road, B-Wing Window Replacement, Project No. 8531, Bid Package No. 10331; and  
   b. Authorize the Director of Public Works to advertise the "Notice to Contractors" in *The Californian*.

20. 
   a. Approve a Cooperative Agreement with Caltrans for the preparation of Project Plans, Specifications, Estimate and Construction Management for the State Route 68 at Corral de Tierra Road Intersection Operational Improvement Project, Project No. 1140;  
   b. Authorize the Chair of the Board to execute the Cooperative Agreement;  
   c. Authorize the Clerk of the Board to submit the Cooperative Agreement to the County Recorder for filing upon execution by Caltrans of the agreement; and  
   d. Authorize the Director of Public Works to execute all future amendments that do not significantly alter the scope of work or change the approved Cooperative Agreement amount.

**MONTEREY COUNTY REDEVELOPMENT AGENCY**

21. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:  
   a. Approve and authorize the Chair to sign a Grant of Waterline Easement over a portion of APN 031-161-010 ("East Garrison II"); and  
   b. Approve and authorize the Chair to sign a Grant of Waterline Easement and Temporary Construction Easement over a portion of APN 031-161-023 ("East Garrison Parcel D") to the Marina Coast Water District in conjunction with the District's development of the Watkins Gate Well and Pipeline Project (Well No. 35) on the former Fort Ord.

**MONTEREY COUNTY BOARD OF SUPERVISORS**

Supplemental / Addendum for Tuesday, October 11, 2011  
View Addendum reports at:  
http://www.co.monterey.ca.us/cob/Supplemental_Addendum%202011/

**ADDENDUM**

16.1 Adopt Resolution to approve the Tentative Agreement with Unit G dated October 6, 2011, for a term of two years, for the Memorandum of Understanding between
the Monterey County Counsels’ Association (Unit G) and the County of Monterey, effective July 1, 2011 to June 30, 2013.

SUPPLEMENTAL

CANCELLED: Monterey County Board of Supervisors and Monterey County Water Resources Agency Joint Board Leadership Committee Meeting

CORRECTION

7. Adopt Resolution proclaiming October is National Domestic Violence Awareness Month October, 2011 (Chair Parker) Revised Resolution received.

MATERIALS POSTED (See link above)

S-2 Public Hearing to:

a. Consider adoption of resolution of intent to approve proposed amendments to the Carmel Area Land Use Plan and Coastal Implementation Plan (Chapter 20.146.120-- Land Use and Development Standards) to include a High Density Residential (HDR) land use designation and HDR zoning district and to change the existing designation and zoning on a 3.68 acre site from MDR/2 (Medium Density Residential/2 units per acre) to HDR/12.5 (High Density Residential/12.5 units per acre) and submit the amendments to the California Coastal Commission for certification;

b. Consider certification of the Environmental Impact Report; and

c. Consider the application (Rigoulette (Villas de Carmelo)/PLN070497) for a Combined Development Permit to allow a 46 unit residential condominium project and continue the hearing on the Combined Development Permit until after the Coastal Commission acts on the proposed amendments.

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