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

1. The Pledge of Allegiance was led by Supervisor Calcagno.

2. The National Anthem sung by Arlene Boyd.

3. Swearing-In Ceremony for re-elected Supervisors.
Chairman Salinas recognized distinguished guests in attendance.

The Oath of Office was administered to Second District Supervisor Louis R. Calcagno by Honorable Judge John Phillips, Retired.

The Oath of Office was administered to Third District Supervisor Simón Salinas by Honorable Judge Albert Maldonado.

Supervisor Calcagno commented on his re-election and thanked his constituents, family and staff for their support. Supervisor Salinas commented on his re-election and Chairmanship and thanked his constituents, family and staff for their support.

The Supervisors Potter, Armenta, Parker and Calcagno thanked Chairman Salinas for his leadership in 2010 and congratulated him on his re-election.
4. a. Election of members of the Board of Supervisors to serve as Chair and Vice Chair of the Monterey County Board of Supervisors for the 2011 calendar year.

Elected Supervisor Jane Parker to serve as Chair and Supervisor Dave Potter to serve as Vice Chair of the Monterey County Board of Supervisors for the 2011 calendar year.

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

b. Presentation of plaque to outgoing Chairman Simón Salinas.

Chair Parker presented a plaque to Supervisor Salinas for his service as Chairman of the Board of Supervisors for 2010, and commented on his service to Monterey County.

Supervisor Parker thanked Arlene Boyd for singing National Anthem and thanked her colleagues for selecting her as Chair for 2011. She introduced her staff members, Lori Chappelle, Administrative Assistant, Wendy Askew, Board Aide and Kristi Markey, Principal Aide and thanked them for their support and service. Supervisor Parker advised that her themes for the New Year are teamwork and cooperation.

RECESSED TO RECEPTION HONORING SWORN-IN SUPERVISORS

5. Additions and Corrections for Closed Session: There were no additions or corrections to Closed Session.

6. 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) The Sapiens Group Grievance (State Mediation and Conciliation Service no. ARB-09-0308)

      CLOSED SESSION REPORT: The Board approved a tentative agreement regarding call-off procedures for Unit J at Natividad Medical Center.

   b. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators: Designated representatives: Keith Honda and Dianne Dinsmore Employee Organizations: Units J, K, and N

      CLOSED SESSION REPORT: The Board provided direction to Mr. Honda and Ms. Dinsmore on how to proceed; and approved a side letter for Units K and N regarding pay issues with the new payroll system.

   c. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding three matters of significant exposure to litigation.
      (Changed via Supplemental)
CLOSED SESSION REPORT: The Board approved tentative settlements in two matters: Johnson Electronics and Consumer Electric invoices and work performed, as well as invoices sent to the County, the Board approved tentative settlement in these two matters and if approved the settlement agreements will be available in the office of County Counsel. In the third matter, the Board provided direction to counsel on how to proceed to avoid litigation and to resolve the matter.

d. Pursuant to Government Code section 54956.87, and Health and Safety Code section 1462, the Board will confer with the Natividad Medical Center CEO regarding trade secrets concerning a proposed new service, program, or facility.

CLOSED SESSION REPORT: The Board provided direction on how to proceed, as a preliminary discussion, and directed this to return to the Board for further direction.

e. Pursuant to Government Code section 54957, the Board will conduct 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 provided direction on some items to be brought back to the Board at a future date for further discussion and direction.

f. Pursuant to Government Code section 54956.9(a), the Board of Supervisors of the Water Resources Agency will confer with legal counsel regarding existing litigation.

(1) In the Matter of the Application of California-American Water Company (U 210 W) for a Certificate of Public Convenience and Necessity to Construct and Operate its Coastal Water Project to Resolve the Long-Term Water Supply Deficit in its Monterey District and to Recover All Present and Future Costs in Connection Therewith in Rates (PUC A.04-09-019)


CLOSED SESSION REPORT: The Board conferred with counsel on item related to S-6 on today’s agenda and the application for Cal American Water before the Public Utilities Commission (PUC) and related settlement discussions. The Board heard an update on the application for rehearing and options regarding these matters at the PUC, some of which were heard in open session today.
g. Pursuant to Government Code section 54956.9(c), the Board will confer with legal counsel regarding one matter of potential initiation of litigation.

**CLOSED SESSION REPORT:** The Board conferred with counsel and authorized counsel to initiate litigation and retain outside counsel to assist. A copy of the complaint will be available in the office of County Counsel once it is filed.

h. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the County Counsel.

**CLOSED SESSION REPORT:** The Board continued this item to a later date.

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

7. 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.

**Correction to item 44, Action Minutes of Board of Supervisors meeting of Tuesday, December 14, 2010, item S-4:** Correct Ordinance number is 5171.

NOTE: Supervisor Salinas left the dais prior to the vote for consent regular and returned after the vote

8. **CONSENT CALENDAR - REGULAR** (See Supplemental Sheet)
Members of the public requested items 38 and 54 be pulled for discussion.

**Motion by Supervisor Armenta, seconded by Supervisor Potter, to approve the Consent Calendar - Regular, excluding items 38 and 54. 4-0 (Supervisor Salinas absent)**

**Consent item 38: Public Comment:** Nina Beety; Jim Hyles; Bill Harris; Jan Mitchell; Eric Peterson; Ed Mitchell; Julie Engell; Janet Corey; Hunter Stern; Cesar Lara; Mike Weaver.

**Recessed**

**Convene as the Board of Directors of the Pajaro County Sanitation District**

**PAJARO COUNTY SANITATION DISTRICT**

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

9. **CONSENT CALENDAR - PAJARO SANITATION DISTRICT** (Supplemental Sheet, item 59)

**Motion by Director Calcagno, seconded by Director Salinas to approve Consent Calendar – Pajaro Sanitation District (Supplemental Sheet, item 59). ALL AYES**
Adjourned

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

MONTEREY COUNTY WATER REDEVELOPMENT AGENCY

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

10. CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY (Supplemental Sheet, items 60 and 61)
Motion by Director Calcagno, seconded by Director Salinas to approve Consent Calendar.— Monterey County Redevelopment Agency ALL AYES (Supplemental Sheet, items 60 and 61)

Adjourned

Convene as the Board of Supervisors Monterey County Water Resources Agency

MONTEREY COUNTY WATER RESOURCES AGENCY

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

11. CONSENT CALENDAR - AS THE BOARD OF SUPERVISORS OF THE MONTEREY COUNTY WATER RESOURCES AGENCY (Supplemental Sheet, item 62)
Motion by Supervisor Calcagno, seconded by Supervisor Armenta to approve Consent Calendar – As the Board of Supervisors of the Monterey County Water Resources Agency (Supplemental Sheet, item 62). ALL AYES

12. Considered appointment of one Director to the Monterey County Water Resources Agency from nominees submitted by the Monterey County Farm Bureau.
Nominated and appointed Claude Hoover to the Monterey County Water Resources Agency Board of Directors.
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

Recessed

Reconvened as Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS
CEREMONIAL RESOLUTIONS Items 13 and 14 heard concurrently.

13. Adopted Resolution No. 11-002 commending Detective Mark Stevens upon his retirement from Monterey County Sheriff’s office after 29 years of service. (Full Board)
   Motion by Supervisor Armenta, seconded by Supervisor Salinas. ALL AYES

14. Adopted Resolution No. 11-001 honoring Private First Class Conrado D. Javier Jr. (Supervisor Parker)
   Motion by Supervisor Armenta, seconded by Supervisor Salinas. ALL AYES

APPOINTMENTS Items 15, 16, and 18 through 24 were heard concurrently.

15. Appointed Rebecca King to the Resource Conservation District for a term ending November 30, 2012. (Full Board)
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES

16. Appointed John Kovarik to the Aromas Tri-County Fire Protection District for a term ending December 31, 2014. (Supervisor Calcagno)
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES

17. Appoint Janet Brennan to the Monterey County Planning Commission term to begin January 24, 2011 to January 23, 2015. (Supervisor Parker)
   Public comment: Margie Kay; Mike Weaver; George Riley; Bill Nigh; David Beech; Nancy Pratt; Collin Gallagher; Carolyn Anderson; Joel Panzer; Ed Mitchell; Keith Vandevere; Beverly Bean; Julie Engell; Jan Mitchell; Diane Russell; Janet Brennan; Jan Shriner; Supervisor Parker commented on the appointment of Janet Brennan.
   Motion by Supervisor Potter, seconded by Supervisor Salinas to continue this item to January 25, 2011 and directed staff to return in 60 days with updates to guidelines for the appointment process. ALL AYES

18. Reappointed Steve Cobb, Sherwood Darington and Melissa Duflock to the Resource Conservation District term ending November 30, 2014. (Full Board)
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES

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

20. Reappointed Ken Ekelund to the Monterey County Water Resources Agency Board of Directors term ending December 31, 2014. (Supervisor Potter)
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES

21. Reappointed Carmelita Garcia to the Commission on Disabilities term ending December 31, 2013. (Full Board)
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES
22. Reappointed Fabian Barrera to the Equal Opportunity Advisory Commission, term ending December 31, 2013. (Full Board)
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES

23. Rescinded the appointment of David Hart from the Agricultural Advisory Committee. (Appointed in error on December 14, 2010)
   Motion by Supervisor Potter, seconded by Supervisor Salinas. ALL AYES

Recessed

Reconvened 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.

24. Appointed David Hart to the Monterey County Water Resources Agency term ending December 31, 2014. (Supervisor Salinas)
   As the Monterey County Board of Supervisors:
   Motion No. 1: by Supervisor Potter, seconded by Supervisor Salinas to approve appointment. ALL AYES
   Motion No. 2: by Supervisor Potter, seconded by Supervisor Armenta to rescind previous motion. ALL AYES
   Recessed
   Reconvened as the Board of Supervisors of the Monterey County Water Resources Agency:
   Motion No. 3: by Supervisor Calcagno, seconded by Supervisor Potter to approve appointment of David Hart to the Monterey County Water Resources Agency term ending December 31, 2014. ALL AYES

Recessed

Reconvened as the Monterey County Board of Supervisors

MONTEREY COUNTY BOARD OF SUPERVISORS

Upon the motion of Supervisor Potter, seconded by Supervisor Armenta, the Board unanimously continued items 28, 29, S-1, S-2, S-3, S-4 to a future meeting date to be determined. ALL AYES
25. Board Comments
   · Supervisor Calcagno commented on the severe winters and the need for an ordinance to address proper cover on properties on slopes and properties with highly erodible soils. He advised he will forward a formal request to staff to begin this process.
   · Supervisor Parker advised that her weekly agenda review at Hot Drinks & Hot Topics will take place in 2011 in the community of Seaside at the Monterey County Free Libraries, Mondays 5:30 - 6:30 pm.

RECESSED – LUNCH CLOSED SESSION (SEE ITEMS 6a. through h.)

RECONVENED

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

SCHEDULED MATTERS

S-2 Consider amending the County Fee Waiver Policy (August 2000) to broaden and/or clarify the circumstances for appeals to include non-profit organizations representing the public interest.
(Fee Waiver/Board Referral 2010.22 - REF100045, Countywide)
   Public comment: Susan Raycraft; Patricia Ashe; George Schneider; Ed Mitchell; Hans Jongens; Christine Kemp; Margie Kay
   Motion by Supervisor Potter, seconded by Supervisor Armenta to continued this item to a date to be determined. ALL AYES

26. CAO Comments and Referrals: None

27. Public Comment
   · Ron Chesshire

   Motion by Supervisor Potter, seconded by Supervisor Armenta to continue this item a future meeting date to be determined.

29. Considered and approve appointments of Board of Supervisors members to various boards, committees and commissions for Calendar Year 2011.
   Motion by Supervisor Potter, seconded by Supervisor Armenta to continue this item to a future meeting date to be determined.
SCHEDULED MATTERS

S-1 Consider adoption of an Ordinance amending Section 10.70.080 and repealing Section 10.70.120 of the Monterey County Code relating to indoor smoking restrictions.

Motion by Supervisor Potter, seconded by Supervisor Armenta to continue this item to date to be determined. ALL AYES

S-3 Received a report on the status of Code Enforcement Case #CE020302, Property located in Moss Landing owned by Loan Exchange Group L.P.

Motion No. 1: by Supervisor Potter, seconded by Supervisor Armenta to continue this item to a date to be determined. ALL AYES

Motion No. 2: by Supervisor Calcagno, seconded by Supervisor Salinas to rescind previous motion to continue and to hear this item today. ALL AYES

Motion No. 3: by Supervisor Calcagno, seconded by Supervisor Potter to approve staff recommendation and receive report. ALL AYES

S-4 Received a report on the status of Code Enforcement Case #CE080396. Property (the Red Barn) is located on Hwy 101, in Aromas. Property owned by Fran Ellingwood.

Public comment: Gordon Sonne; Christine Kemp; Bea Thomas; Hans Jongens

Motion No. 1: by Supervisor Potter, seconded by Supervisor Armenta to continue this item to a date to be determined. ALL AYES

Motion No. 2: by Supervisor Calcagno, seconded by Supervisor Salinas to rescind the previous motion for continuance and hear the matter today. ALL AYES

Motion No. 3: by Supervisor Calcagno, seconded by Supervisor Salinas to approve staff recommendation and receive report. ALL AYES

S-5 Consider further continuance to March 15, 2011, of the public hearing on a Petitioner/Freeholder initiated Petition to vacate/abandon a 0.74 mile segment of an unimproved County Road commonly known as Old Stage Road, and variously known in the past as Los Angeles Stage Road, Monterey/Los Angeles Road, Old El Camino Real, Bee Rock Road or Old County Road in the Bradley area of South Monterey County, and Petitioner/Freeholder fee waiver request. (Continued from December 14, 2010)

Motion by Supervisor Salinas, seconded by Supervisor Calcagno to continue the Public Hearing to March 15, 2011 at 10:30 a.m. ALL AYES

Recessed
Reconvened as the Board of Supervisors of the Monterey County Water Resources Agency

MONTEREY COUNTY WATER RESOURCES AGENCY

S-6 As the Board of Supervisors of the Monterey County Water Resources Agency consider the Regional Desalination Project and act as follows:

Resolution No. 11-003

a. Reviewed and consider the FEIR as certified by the CPUC on December 17, 2009, in Decision D.09-12-017 and the Addendum released by the CPUC’s consultant on March 24, 2010;

b. Reaffirmed approval and adoption of the Findings attached hereto, which are incorporated herein and include a Statement of Overriding Considerations;

c. Reaffirmed approval and adoption of the mitigation measures identified and proposed in the FEIR as tailored to MCWRA’s role as a responsible agency as set forth in the Findings;

d. Approved the Regional Desalination Project, consistent with MCWRA’s conditional project approval as set forth in Resolution No. 10-091; and

e. Directed staff to take all other actions that may be necessary to effectuate this project approval, including but not limited to filing a Notice of Determination with the Office of Planning and Research and the County Clerk for the County of Monterey and limit staff’s authority to take actions re financing; and directed staff to return with a financing plan with sufficient time to allow for an independent review by the financial advisor within three to four months.

f. Directed the County Administrative Officer to hire an independent financial advisor to review the Water Resources Agency and Marina Coast Financing Plans to ensure that the terms do not expose the taxpayers of Monterey County (other than the CalAm Ratepayers) to any liability or exposure to litigation.

Public comment: George Riley; Ron Chesshire; Ron Weitzman; Nancy Pratt; Michael Adamson; Cesar Lara; Nelson Vega; Brent Constance; Paul Bruno; Jonathan Sapp; Skip Kaisers; Ed Mitchell; Christine Williams; Kenneth Cole; Libby Downey; Kevin Stone; Lawson Little; Carmelita Garcia; Jan Mitchell

Motion by Supervisor Potter, seconded by Supervisor Calcagno to approve staff recommendations, with the addition of item f. and to amendments to item e as noted. ALL AYES

CLOSED SESSION REPORT: (See 6.a through h.)
ORDER FOR ADJOURNMENT
IN MEMORY OF

PRIVATE FIRST CLASS CONRADO D. JAVIER, JR.
and
ROBERT E. KENNEDY
and
GEORGE “SID” GADSBY

APPROVED:

/s/ Jane B. Parker
JANE PARKER, CHAIR
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI
Clerk of the Board

BY: /s/ Gail T. Borkowski
CONSENT CALENDAR

30. Adopted Resolution No. 11-004; Board Budget No. 09/10-069 to:
   a. Amended Personnel Policies and Practices Resolution No. 98-394 to add the classifications of Nursing Services Unit Manager and Health Information Management Data Integrity Examiner, with attached wage ranges;
   b. Approved and amended the Fiscal Year FY 2010-2011 Natividad Medical Center Budget Unit 9600 to add the following allocation(s): 2.0 FTE Health Information Management Data Integrity Examiner, 1.0 FTE Maintenance Painter, 1.0 FTE Medical Unit Clerk, and 1.0 FTE Senior Clinic Nurse; and
   c. Directed the County Administrative Office to incorporate approved changes into the FY 2010-2011 Natividad Medical Center Budget Unit 9600 to reflect the change in position count.

31. Agreement No. A-11659 Approved and authorized the Contract/Purchasing Officer for the County of Monterey to execute an amended Scope of Services with First Alarm Security & Patrol Inc. from County Master Agreement (MA*46) for Security Services at NMC in an amount not to exceed $1,100,000 (an increase of $400,000) for the period July 1, 2010 to June 30, 2011.

32. Agreement No. A-11674
   Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement with First Databank for Pharmacy Software Licensing Services in an amount not to exceed $47,757 for the period January 1, 2011 to December 31, 2013.

33. Agreement No. A-11012
   Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 2 to the Agreement with GE Healthcare for Biomedical, Imaging Sterilizer and Laboratory Equipment Maintenance Services at NMC in an amount not to exceed $2,522,506 for the period December 15, 2010 to December 14, 2017.

34. Agreement No. A-11102
   a. Approved and authorized the Purchasing Manager of Natividad Medical Center (NMC) to execute Amendment No. 4 to the Agreement between NMC and the Natividad Medical Foundation (NMF) for $1,131,470 for the period January 1, 2011 to December 31, 2011 (an increase of $406,678 from the previous year) in an aggregate amount not to exceed $3,101,470 for philanthropic services, defined as "capital campaign development fundraising; community outreach in connection with fundraising; preparing and submitting foundation grant applications; administering current/future foundation grants; providing administrative and fiscal oversight expertise of secured federal grant awards and support and coordinate NMC/NMF joint public relations" in
support of NMC’s strategic vision which includes $6 million raised through philanthropy to support capital needs”; and
b. Modify County insurance endorsement requirements.

35. Agreement No. A-11791
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement with Latham & Watkins LLP for Legal Services at NMC in an amount not to exceed $400,000 (an increase of $300,000) for the period October 1, 2010 to June 30, 2011.

36. Agreement No. A-11786
Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement with Hooper, Lundy & Bookman, Inc. for Legal Services at NMC in an amount not to exceed $350,000 (an increase of $250,000) for the period November 1, 2010 to November 30, 2011.

HEALTH AND SOCIAL SERVICES

37. Approved and authorized the Director of Health to accept and implement the new three-year $1,275,000 Bureau of Justice Assistance (BJA) and Substance Abuse and Mental Health Services Administration (SAMHSA) Grant (Grant Number 2010-DC-BX-0094) entitled "Monterey County Adult Treatment Court Expansion and Enhancement Project".

38. Accept a written report from Dr. Hugh Stallworth, Director of Public Health/Health Officer regarding Smart Meters (Referral # 2010.20).
Motion by Supervisor Parker, seconded by Supervisor Armenta to remove this item from the agenda and directed staff to bring this item back to the Board on a future date with a complete response to the Board Referral. ALL AYES

39. Approved and authorized the Contracts/Purchasing Officer to sign Amendment No. 1 to the Alcohol and Drug Treatment Services Agreement A-11744 with Valley Health Associates for the provision of alcohol and drug recovery services. Amendment No. 1 adds $93,287 (FY 2010-11 $18,567, FY 2011-12 $42,375 and FY 2012-13 $32,345), for a revised total amount not to exceed $582,639 for the period July 1, 2010 through June 30, 2013.

40. Agreement No. 11911
Approved and ratified the action taken by the Director of Health and the Contracts/Purchasing Officer to sign an Agreement with the Blue Shield of California Foundation for Grant No. 4572769, in the amount of $200,000, beginning January 1, 2011 through December 31, 2011, for the purpose of implementing the 2010 County Coverage Expansion Planning, Round Two.

41. Agreement No. A-11912
a. Approved and authorized the Director of Health to sign a three fiscal year term Mental Health Services Agreement (July 1, 2010 to June 30, 2013) with Fred Finch Youth Center in the amount of $50,472 for FY 2010-11, $50,472 for FY 2011-12, and $50,472 for FY 2012-13 for a total Agreement amount of $151,416, to replace agreement A-11198 which expired June 30, 2010; and

b. Authorized the Director of Health, to sign up to three future amendments to this agreement where the amendments do not exceed 10% of the annual amount, and do not significantly change the scope of work, or result in an increase on net county contribution.

42. a. Approved and authorized the Chief Probation Officer to sign three (3) Memoranda of Understanding in the amounts of $190,308, $137,995, and $214,032 with the Monterey County Office of Education for collaborative services with the Boronda Community School, the Silver Star Resource Center, Independent Study Program, and the Salinas/Seaside Community Schools during FY 2010-2011; and

b. Authorized the Chief Probation Officer to sign up to three (3) future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

43. a. Approved and authorized the Contracts/Purchasing Officer to sign a Professional Services Agreement with California Youth Outreach to provide mentoring, outreach and intervention programs to support the Silver Star Gang Prevention and Intervention grant in the amount of $221,225 for the period October 1, 2010 through February 29, 2012.

b. Authorized the Contracts/Purchasing Officer to sign up to three (3) future amendments to this Agreement where the amendments do not exceed ten percent (10%) of the original contract amount and do not significantly change the scope of work.

**GENERAL GOVERNMENT**

44. Approved Action Minutes of Board of Supervisors meetings for Tuesday, November 2, 2010; Tuesday, November 9, 2010; Tuesday, November 30, 2010; Tuesday, December 7, 2010; Wednesday, December 8, 2010; and Tuesday, December 14, 2010 (as revised).

45. Accepted the Monterey County Agricultural Advisory Committee Annual Report covering the period of July 1, 2009, through June 30, 2010.

46. Approved the application from Joan Hoover to add the George A. Born House to the County’s Local Official Register of Historic Resources, as recommended by the County’s Historic Resources Review Board.
47. Accepted the Annual Report for Fiscal Year 2009-2010 from the Monterey County Fish and Game Advisory Commission

48. Adopted Resolution No. 11-005 establishing protocols in the event of the death of a Monterey County resident, employee, or their family while serving on active duty in the military, directing the Military and Veteran’s Affairs Officer to:
   a. Provide the County Medal to the family of the deceased;
   b. Issue letters of condolence and purchase flowers for the family on behalf of the Board of Supervisors; and
   c. Appeal, on behalf of the Board of Supervisors, to the Governor of California for a proclamation that the National and State flags be flown at half-staff within the County of Monterey, following all protocols for lowering the flag.

49. Resolution No. 11-006; Board Budget No. 09/10-070
   a. Adopt Resolution No. 11-006 to accept Internship Program Annual Report; and
   b. Approved funding the pilot Internship Program from the General Fund as a permanent program; and
   c. Directed the County Administrative Office to amend the Human Resources (Unit 8049) Adopted FY2010-11 Budget to include one (1) .5 FTE Management Analyst III position; and
   d. Authorized the Auditor-Controller to transfer appropriations totaling $35,104 from County Administrative Office 020 Contingencies to County Administrative Office 003 Human Resources (4/5ths vote required).

50. Approved and authorized the Chair to sign Amendment No. 3 to Agreement No. A-10489 between the Redevelopment Agency and the County of Monterey for implementation of the Hyland Drive/El Rancho Way Street and Storm Drain Improvement Project in the community of Boronda to; extend the term of Agreement to June 30, 2013; and reduce the financing required for design and construction of the project by $394,273 for a total project cost not to exceed $3,190,127.

51. Approved an Advanced Funding Agreement with Union Community Partners for the Negotiation of Modifications to the East Garrison Development Agreement in the Fort Ord Redevelopment Area.

52. Approved the recommendation of the Overall Economic Development Commission (OEDC) to fund the Fall FY 2010-11 Development Set-Aside regranting proposal submitted by the Arts Council for Monterey County (ACMC) in the amount of $131,000.

53. Approved amendments to Conflict of Interest Code of the County Administrative Office of Monterey County.
RMA - PLANNING DEPARTMENT

54. Adopted Resolution No. 11-007 to issue a report pursuant to Government Code Section 65858(d) describing the measures taken to alleviate the condition that led to adoption of Interim Ordinance No. 5170 establishing a process to determine 2010 General Plan consistency for discretionary and ministerial permits, pending the adoption of applicable programs and ordinances to implement the 2010 Monterey County General Plan. (General Plan Interim Ordinance - REF100050/County of Monterey)

Motion by Supervisor Potter, seconded by Supervisor Armenta to approve staff recommendations, noting the correction to the Ordinance number as read during Additions and Corrections. ALL AYES

55. a. Accepted and authorized the Chair of the Board of Supervisors to execute a Revised Conservation and Scenic Easement Deed; and
b. Directed the Clerk of the Board to submit the Revised Conservation and Scenic Easement Deed to the County Clerk for recordation. (Conservation and Scenic Easement Deed - REF100046/17160 Wilson Way, Royal Oaks, North County Area Plan)

56. a. Accepted the Parcel Map for a minor subdivision to divide a 50 acre parcel into two parcels of 43.3 (Parcel 1) and 6.7 (Parcel 2) acres;
b. Accepted the Property Tax Clearance Certification and the Parcel Map Guarantee;
c. Approved and authorized the Chair to sign the Conservation and Scenic Easement Deed; and
d. Directed the Clerk of the Board to submit the Parcel Map, Permit Approval Notice, Conservation and Scenic Easement Deed, Indemnification Agreement and Deed Restriction to the County Recorder for recording. (PLN050193) Krasznikewicz/8025 Carmel Valley Road, Carmel Valley, Carmel Valley Master Plan.)

57. Agreement No.: A-11914; A-11927
a. Approved a Professional Services Agreement with EMC Planning Group, Inc. (EMC) where the Base Budget is $254,986 with a Contingency of $45,014, for a total amount not to exceed $300,000, to provide the Moss Landing Community Plan Update Environmental Impact Report (EIR) (PD080541) in Moss Landing, for a term through May 31, 2011;
b. Approved a Funding Agreement with various Project Applicants where the Project Applicants’ portion of the Base Budget is $242,237 with a Contingency of $42,763 and Deposits for County Staff services are $49,467, for a total amount not to exceed $334,467, to allow funding to Monterey County for costs incurred by EMC and County departments to provide the Moss Landing Community Plan Update EIR (PD080541) in Moss Landing, for a term through May 31, 2011; and
c. Authorized the Director of Planning to execute the Professional Services Agreement, Funding Agreement and future amendments to these Agreements that do not significantly alter the scope of work or change the approved Agreement amounts. (PD060200EMC Planning Group, Inc., County-wide)

**RMA - PUBLIC WORKS**

58. Accepted the Annual Evaluation Report of traffic on Carmel Valley Road, Rio Road, and Carmel Rancho Boulevard, pursuant to Carmel Valley Master Plan, Policy 39.3.2.1(b), Carmel Valley Area.

**PAJARO COUNTY SANITATION DISTRICT**

59. Agreement No.: A-10766
   a. Approved Amendment No. 6 to Operations and Services Agreement No. A-10766 with the Pajaro/Sunny Mesa Community Services District to continue to provide tasks associated with operational and maintenance services for the wastewater collection system in the Pajaro County Sanitation District, in the amount of $182,000 for a total amount not to exceed $918,000 and extend the term through February 9, 2012; and
   b. Authorized the Chair to execute Amendment No. 6 to Operations and Services Agreement No. A-10766 and future amendments that do not significantly alter the scope of work or change the approved Agreement amount.

**MONTEREY COUNTY REDEVELOPMENT AGENCY**

60. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
    Approved and authorized the Chair to sign Amendment No. 3 to Agreement No. A-10489 between the Redevelopment Agency and the County of Monterey for implementation of the Hyland Drive/El Rancho Way Street and Storm Drain Improvement Project in the community of Boronda to;
    a. Extended the term of the Agreement to June 30, 2013; and
    b. Reduced the financing required for design and construction of the project by $394,273 for a total project cost not to exceed $3,190,127.

61. Agreement No.: A-11915
    Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey: approved an Advanced Funding Agreement with Union Community Partners for the Negotiation of Modifications to East Garrison Disposition and Development Agreement in the Fort Ord Redevelopment Area.

**MONTEREY COUNTY WATER RESOURCES AGENCY**

62. Approved amendments to Conflict of Interest Code of the Monterey County Water Resources Agency.

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