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 más pronto posible, y a lo mínimo 24 horas de antelación 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
AGENDA

9:00 A.M.

ROLL CALL

1. Additions and Corrections for Closed Session: The Clerk of the Board will announce agenda corrections and proposed additions, which may be acted on by the Board as provided in 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 54957.6(a), the Board will confer regarding existing litigation:
      (1) County of Monterey, et al. v. Sequence Consulting, et al. (Monterey County Superior Court case no. M106936)
      (2) County of Monterey v. Nova Partners, et al. (Santa Clara County Superior Court case no. 1-10-CV-178283)

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

CLOSED SESSION

   b. 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)

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

   d. 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 from the October 25, 2011 meeting of the Board of Supervisors.

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)

CEREMONIAL RESOLUTIONS

6. Adopt Resolution honoring Walter C. Days, Sr. upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Armenta)

7. Adopt Resolution honoring James V. Scariot, Sr. upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Armenta)

8. Adopt Resolution honoring Albert D. Uribe upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Calcagno)

9. Adopt Resolution honoring Peter Devries upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Calcagno)

10. Adopt Resolution honoring Jack A. Hayes upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Salinas)

11. Adopt Resolution honoring Robert H. Britton upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Parker)
12. Adopt Resolution honoring Beth L. Kane upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Parker)

13. Adopt Resolution honoring Michael Mitchell upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Parker)

14. Adopt Resolution honoring Walter Washington upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Parker)

15. Adopt Resolution honoring William D. Nye upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Potter)

16. Adopt Resolution honoring Daniel Presser upon being recognized as a recipient of the 2011 Monterey County Veterans of the Year Award. (Full Board-Supervisor Potter)

17. Adopt Resolution honoring Darby Fuerst on the occasion of his retirement following 25 years with the Monterey Peninsula Water Management District. (Full Board-Supervisor Potter)

18. Adopt Resolution honoring "Undisclosed Recipient" with the 2011 Monterey County Hospitality Association Papa Vince Award. (Full Board-Supervisor Potter)

APPOINTMENTS

19. Appoint Jeffrey Budd to the Community Restorative Justice Commission with a term ending January 1, 2014. (Full Board)

20. Appoint Marj Ingram Viales to the Carmel Valley Road Committee to fill an unexpired term ending June 30, 2014. (Supervisor Potter)

21. Appoint Mark Lasnik to the Animal Control Advisory Board, term ending July 1, 2014. (Supervisor Parker)

OTHER BOARD MATTERS

22. Board Comments

23. CAO Comments and Referrals

24. 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 Consider:

a. Approving a Lot Line Adjustment between two separate parcels under Land Conservation Contract No. 68-068 with no net decrease in acreage under Williamson Act Contract; as shown on the proposed Lot Line Adjustment on file in Planning File No. PLN110161, subject to the Findings and Evidence in Exhibit B, and Conditions of Approval in Exhibit B-1;

b. Authorizing the Chair to execute new or amended Land Conservation Contracts in order to rescind a portion of existing Land Conservation Contract No. 68-068 as applicable to the reconfigured, contracted parcels only, and simultaneously execute a new or amended contract or contracts for the reconfigured, contracted parcels between the County and Force Canyon Vineyard LLC, reflecting new legal descriptions; current ownership interests and to incorporate any legislative changes to State Williamson Act provisions and current County Agricultural Preserve Policies or Procedures; and

c. Directing the Clerk of the Board to record the new or amended Contracts.

(Lot Line Adjustment, PLN110161, Force Canyon Vineyard LLC, 40410 Arroyo Seco Road, Soledad; Central Salinas Valley Area Plan (APN: 111-021-015, -016, -017, and -018))

S-2 Public Hearing to:

a. Evaluate the Monterey County Historic Resource Review Board's (HRRB) recommendations on the 2011 Mills Act Historic Property Contract application;

b. Rank the Louise G. Rose House Mills Act application (Bella Design LLC) one of one for 2011; and

c. Authorize staff to negotiate a Historic Property contract with the owner(s) of the Louise G. Rose House located at 165 Spindrift Road, Carmel (APN: 241-251-011-000).

(2011 Mills Act contract applications - PLN110360 the Louise G. Rose House located at 165 Spindrift Road, Carmel, Assessor's Parcel Number: 241-251-011-000)

S-3 Consider staff's request to continue to December 6, 2011 at 1:30 pm the public hearing to consider:

a. The appeal by AT&T Mobility from the Planning Commission's denial of AT&T Mobility's Extension Request (PLN100494) to allow continued temporary cellular broadcasting from a portable Cell on Wheels (COW) structure; and
b. The Extension of a previously approved Use Permit and Design Approval (PLN100206) to allow continued temporary cellular broadcasting from a portable Cell on Wheels (COW) structure. 
(Appeal, PLN110060/Carmel Valley Fire (AT&T)(COW Extension))

12:00 P.M. RECESS TO LUNCH

ADJOURNMENT
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER

25. a. Approve Renewal to the Agreement (SC*961) with RFI Enterprises Inc. (“Renewal to the Agreement”) to continue providing inspection and repair of smoke alarm and fire sprinkler services at NMC in an amount not to exceed $110,000 in the aggregate and to renew the term from July 1, 2011 to June 30, 2012; and
   b. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the Renewal to the Agreement.

26. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 3 to the Agreement (A-11829) with PSM Medical Imaging Specialists for Information Technology Picture Archiving and Communication System (PACS) Project Management & Implementation Services at NMC. Amendment No. 3 extends the term from December 31, 2011 to June 30, 2012 and adds $272,264.40 for the period October 1, 2011 to June 30, 2012 for a revised total Agreement amount not to exceed $662,764 in the aggregate.

HEALTH AND SOCIAL SERVICES

27. a. Approve and authorize the Director of the Department of Social & Employment Services, or his designee, to sign Amendment No. 1 to the agreement with Peacock Acres Inc. to continue Transitional Housing Program-Plus (THP+) services to emancipated foster youth through June 30, 2012 by adding $311,371, increasing the total contract amount to $410,701; and
   b. Authorize 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 10% of the original contract amount, and do not significantly change the scope of work.

28. Approve and authorize the Emergency Medical Services (EMS) Agency Director to sign and execute Paramedic Service Provider Agreements with public agencies wishing to provide paramedic services in the County of Monterey.

29. a. Amend Fiscal Year (FY) 2011-12 Health Department Budget 4000, HEA002-8081 to delete 1.0 FTE Assistant Director of Behavioral Health;
   b. Amend FY 2011-12 Health Department Budget 4000, HEA003-8128 to delete 1.0 FTE Finance Manager III;
   c. Amend FY 2011-12 Health Department Budget 4000, HEA002-8081 to add 1.0 FTE Finance Manager III; and
   d. Direct the County Administrator's Office to incorporate these changes in the FY 2011-12 Adopted Budget.
30. a. Approve and authorize the Contracts/Purchasing Officer to sign Amendment No. 4 to Agreement No. A-11307 with Oregon Community Health Information Network, Inc. to extend the term of Agreement No. A-11307 to June 30, 2015 for implementation of the Practice Management System, enhancement of the Electronic Health Record System and access to additional software modules for the Health Department and for access to additional software modules; and

31. a. Approve and authorize the Contracts/Purchasing Officer to sign a Professional Services Agreement with Medequip Engineering Services, Inc., in the amount of $35,000.00, for the provision of inspection and maintenance of laboratory equipment, for the period of October 18, 2011 through June 30, 2015; b. Authorize the modification of the County's standard insurance requirement pertaining to Automobile Liability Insurance; and c. Authorize the Contracts/Purchasing Officer 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 change the scope of work or result in an increase in County General Fund Contribution.

CRIMINAL JUSTICE

32. a. Approve and authorize the increase of appropriations in the District Attorney’s budget to allow the purchase of computer and printer hardware to support the new Case Management System with $40,877 funding currently held as deferred revenue in the General Fund; and b. Approve and authorize the Auditor / Controller to amend the FY 2011-12 District Attorney’s Budget, DIS001, Unit 2240 to increase the revenue budget and appropriations by $40,877. (4/5ths vote required)

33. Approve and authorize the Auditor/Controller to increase revenue and expense elements by $167,483.00, to the FY 2011-12 District Attorney’s Budget, DIS001, Unit 2240, for carpeting and furniture replacement in the Monterey District Attorney’s Office. (4/5ths vote required)

34. a. Designate the Probation Department as fiscal agent for Local Community Corrections restricted funding pursuant to AB 109, the Public Safety Realignment Act of 2011; b. Authorize the Auditor-Controller to increase revenues and appropriations by $4,406,336 as identified in the attached Board Order (4/5ths vote required); and c. Authorize the CAO’s Office to add 9.0 FTE positions in Probation’s Budget PRO001; 1.0 FTE in the Department of Social and Employment Services Budget SOC009; and 1.0 FTE in Health Department’s Budget HEA002, for a total of 11 new positions.
GENERAL GOVERNMENT

35. a. Approve and Authorize the Contracts/Purchasing Officer on behalf of the Registrar of Voters to execute the Agreement with K&H Integrated Print Solutions for the provision of ballot printing and mailing services for the County of Monterey per Request for Proposal (RFP) No. 10052 in the amount not to exceed $800,000 per election for the initial term from the date of signing the Agreement through and including June 30, 2015 and to include the option to extend the Agreement for four (4) additional one (1) year periods in accordance with the terms and conditions set within the Agreement;
b. Approve and Authorize the Contracts/Purchasing Officer on behalf of the Registrar of Voters to execute the Agreement with K&H Integrated Print Solutions for voter information pamphlet printing and mailing services for the County of Monterey per Request for Proposal (RFP) No. 10065 in the amount not to exceed $1,000,000 per election for the initial term from the date of signing the Agreement through and including June 30, 2015 and to include the option to extend the Agreement for four (4) additional one (1) year periods in accordance with the terms and conditions set within the Agreement;
c. Authorize the Contracts/Purchasing Officer on behalf of the Registrar of Voters to exercise the options in each Agreement for four (4) additional one (1) year periods in accordance with the terms and conditions set within each Agreement; and
d. Authorize the Contracts/Purchasing Officer on behalf of the Registrar of Voters to execute any future amendments to each Agreement which do not significantly impact the scope of work of the Agreement or cause an increase in the Agreement rates of more than ten percent (10%) or extend the Agreement beyond the maximum renewal period of June 30, 2019.

36. Adopt Resolution to receive and accept the Treasurer's Report of Investments for the quarter ending September 30, 2011.

37. a. Approve and authorize the transfer of funds in the amount of $51,491.93 from Fund 020 Account 2751, Modernization Restricted Revenue Designation to Fund 001 Budget Unit 8004 Account 5580, Clerk-Recorder's Revenue Fund to compensate Johnson Electronics for the installation of security cameras and a four year warranty for the Assessor-County Clerk/Recorder Security Camera Project;
b. Increase revenue and appropriations in the amount of $51,491.93 in Fund 001 Budget Unit 8004 (4/5ths vote required); and
c. Approve and authorize the Auditor-Controller to transfer funds and increase appropriations as detailed in Board Order.

38. a. Authorize the Contracts/Purchasing Officer on behalf of the Registrar of Voters to execute an Agreement containing non-standard indemnification and liability provisions with Dominion Voting Systems to provide hardware maintenance service for the 400C tabulation machines and for election support services for one (1) year commencing on the effective date and ending June
25, 2012, with the option to renew for two (2) successive terms, for a total
contract amount not to exceed $213,656; and
b. Authorize the Contracts/Purchasing Officer on behalf of the Registrar of
Voters to execute any future Agreements or Amendments for no more than
two (2) successive terms of one (1) year which do not significantly impact the
scope of work or cause an increase in the Agreement rates of more than ten
percent (10%).

39. Adopt Resolution to approve closure of selected County departments and/or
divisions for the winter holiday from December 27, 2011 through December 30,
2011 and waive Ordinance No. 766, fixing the days and hours of operation of
County offices.

RMA - PLANNING DEPARTMENT

40. a. Approve a Funding Agreement with Chevron U.S.A., Inc. where the Base
Budget is $10,720.00 with a Contingency of $1,608.00 and the County
negotiated contract administration fee is $854.11, for a total amount not to
exceed $13,182.11, to allow funding to Monterey County for costs incurred by
Benchmark Land Use Group, Inc. d.b.a. Benchmark Resources to provide
assistance with the preparation of an Addendum or Errata to the Final
Environmental Impact Report (FEIR) (PLN110406) for the Chevron San Ardo
to Coalinga Heated Oil Pipeline Project (PLN030507) in South County for a
term through March 31, 2012; and
b. Authorize the Contracts/Purchasing Officer on behalf of the Planning
Department to execute the Funding Agreement and future amendments to the
Agreement where the amendments do not significantly alter the scope of work
or change the approved Agreement amount.
(Contract - REF110047/Benchmark Land Use Group, Inc., County-wide)

RMA - PUBLIC WORKS

41. a. Award a contract to Griffin Carpets, Inc. dba Wheeler's Flooring America, the
lowest responsible and responsive bidder, for Carpet Replacement - District
Attorney - 1200 Aguajito Road, Monterey, California, Project No. 851001,
Bid Package No. 10312, in the total amount of $23,850;
b. Approve the Performance and Payment Bonds executed and provided by
Griffin Carpets, Inc. dba Wheeler's Flooring America;
c. Authorize a contingency (not to exceed 10 percent of the contract amount) to
provide funding for approved contract change orders; and
d. Authorize the Director of Public Works to execute the contract and, subject to
the terms of the Public Contract Code, approve contract change orders where
the total change orders do not exceed 10 percent of the original contract
amount, and do not significantly alter the scope of work.

###
MONTEREY COUNTY
BOARD OF SUPERVISORS

Addendum / Supplemental for Tuesday, November 1, 2011
View Addendum reports at:

http://www.co.monterey.ca.us/cob/Supplemental_Addendum%202011/

ADDENDUM

Add Under Consent Calendar - Regular– Criminal Justice
34.1  a. Designate the Probation Department as fiscal agent for Local Community
       Corrections restricted funding pursuant to AB 109, the Public Safety
       Realignment Act of 2011;
       b. Authorize the Auditor-Controller to increase revenues and appropriations by
          $4,406,336 as identified in the attached Board Order (4/5ths vote required); and
       c. Authorize the CAO’s Office to add 9.0 FTE positions in Probation’s Budget
          PRO001; 1.0 FTE in the Department of Social and Employment Services
          Budget SOC009; and 1.0 FTE in Health Department’s Budget HEA002, for a
          total of 11 new positions.

SUPPLEMENTAL

Title Correction Under Scheduled Matters
Materials Submitted: Contracts
S-4  S-1  Consider:
   a. Approving a Lot Line Adjustment between two separate parcels under Land
      Conservation Contract No. 68-068 68-56 with no net decrease in acreage
      under Williamson Act Contract; as shown on the proposed Lot Line
      Adjustment on file in Planning File No. PLN110161, subject to the Findings
      and Evidence in Exhibit B, and Conditions of Approval in Exhibit B-1;
   b. Authorizing the Chair to execute new or amended Land Conservation
      Contracts in order to rescind a portion of existing Land Conservation Contract
      No. 68-068 68-56 as applicable to the reconfigured, contracted parcels only,
      and simultaneously execute a new or amended contract or contracts for the
      reconfigured, contracted parcels between the County and Force Canyon
      Vineyard LLC, reflecting new legal descriptions; current ownership interests
      and to incorporate any legislative changes to State Williamson Act provisions
      and current County Agricultural Preserve Policies or Procedures; and
   c. Directing the Clerk of the Board to record the new or amended Contracts.
(Lot Line Adjustment, PLN110161, Force Canyon Vineyard LLC, 40410 Arroyo Seco Road, Soledad; Central Salinas Valley Area Plan (APN: 111-021-015, -016, -017, and -018))

###