ACTION MINUTES
MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY WATER RESOURCES AGENCY

TUESDAY, SEPTEMBER 22, 2009
9:00 A.M.

9:00 A.M.

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

1. Additions and Corrections for Closed Session: The County Counsel announced Agenda corrections and proposed additions, which were acted on by the Board as provided in Section 54954.2 of the California Government Code. County Counsel Charles McKee advised item 2.a.2 was removed from the agenda via the Addendum.

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. Elaine Charlton v. County of Monterey (CSMCS# ARB-08-0249)
      CLOSED SESSION REPORT: The Board conferred with legal Counsel and approved a settlement agreement with Ms. Charlton. The settlement agreement will be available to the public through the office of County Counsel.
      2. Steven Davies (WC) (REMOVED VIA THE ADDENDUM)
         No action taken.
b. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation.

CLOSED SESSION REPORT: This item was removed from the agenda and was not discussed.

c. Pursuant to Government Code section 54957.6, the Board will confer with labor negotiators.
   Designated representative: Keith Honda;
   Employee organizations: All Units

CLOSED SESSION REPORT: The Board provided direction to Mr. Honda on how to proceed in all units, specifically with units regarding the Deputy Sheriff’s Association.

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

CLOSED SESSION REPORT: The Board provided direction to Mr. Tanda as to how to proceed in negotiations regarding price and terms.

   (2) Property: County owned property at the corner of Laurel Drive and Constitution Boulevard (APNs 003-851-021, -024, and -027)
      County Negotiator: Wayne Tanda, RMA Director
      Negotiating Parties: County of Monterey and the Salinas Regional Sports Authority
      Under negotiation: Price and terms

CLOSED SESSION REPORT: The Board provided direction to Mr. Tanda as to how to proceed in negotiations regarding price and terms.

e. Pursuant to Government Code section 54957, the Board will provide a performance evaluation for the Natividad Medical Center CEO.

CLOSED SESSION REPORT: The Board discussed one matter in relation to the Natividad Medical Center CEO’s performance goals.

10:30 A.M.

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

Posting of the Colors by the Salinas Elks Honor Guard.
3. The Pledge of Allegiance was led by Supervisor Armenta.

S-1 Welcome Home Troops Ceremony
Honorees: Staff Sergeant Michael Bruns, USAF; Specialist Jesus Calderon, USA; Petty Officer 2d Class Joshua Coon, USN; Sergeant Major David Ford, USA; Sonar Technician 1st Class Jason Guy, USN; Sergeant First Class Mathew Kauhn, USA; Lieutenant Pat Kilcrease, USN; Lieutenant Phoebe Kim, USN; Specialist Sam Martinez, Jr., USA; Sergeant Andrew Merino, USA; Corporal Eric Miranda, USMC; Major Charles Readinger, USMC; and Captain Nathan Ruiz, USAF.

Recessed to Welcome Home Troops Reception

The Board reconvened to the regular meeting.

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 Section 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, the Board was asked to make the following additions and corrections:

MONTEREY COUNTY BOARD OF SUPERVISORS
MONTEREY COUNTY REDEVELOPMENT AGENCY
MONTEREY COUNTY WATER RESOURCES AGENCY
TUESDAY, SEPTEMBER 22, 2009
9:00 AM

ADDITION TO OTHER BOARD MATTERS:

12.2 Adopt Resolution honoring Benny Jefferson as the Recipient of the Salinas Valley Chamber of Commerce’s 20th Anniversary Agricultural Leadership Award. (Supervisor Calcagno)

REMOVED FROM CALENDAR UNDER MONTEREY COUNTY WATER RESOURCES AGENCY

45. Acting as the Board of Supervisors of the Monterey County Water Resources Agency:
Set a public hearing on October 6, 2009 at 1:30 PM to consider accepting a Gift Deed of 16 acres of vacant land, APN 424-061-022, granted to the Monterey County Water Resources Agency (MCWRA), and direct the Clerk of the Board to publish a hearing notice in the SALINAS CALIFORNIAN, THE SOLEDAD BEE, THE REGISTER-
PAJARONIAN, and the KING CITY RUSTLER at least ten days prior to the date set for the hearing.

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

5. **CONSENT CALENDAR - REGULAR** (See Supplemental Sheet)
Consent Item #26: Deputy County Counsel Tracy Kirkbride, requested, corrections to the Memorandum of Understanding (MOU) with Soledad Unified School District as follows: correct the fiscal year on the MOU to reflect 2009-10; strike language to clarify the term of MOU which begins 2008, and change the dollar amount in the MOU, which reflects a greater reimbursement amount for Probation.
Consent Item 32: Supervisor Parker pulled for comment.
Consent Item 32: Jay Donato, SEIU commented on item 32.
**Motion by Supervisors Salinas, seconded by Supervisor Potter approved the Consent Calendar, including the corrections to the Memorandum of Understanding in Item #26, as stated for the record. ALL AYES**

6. **CONSENT CALENDAR - MONTEREY COUNTY REDEVELOPMENT AGENCY** (See Supplemental Sheet)
**Motion by Supervisors Parker, seconded by Supervisor Salinas. ALL AYES**

7. **CONSENT CALENDAR - MONTEREY COUNTY WATER RESOURCES AGENCY** (See Supplemental Sheet)
**Items regarding Monterey County Water Resources Agency deleted via Addendum and Additions and Corrections.**

**OTHER BOARD MATTERS:**

8. **Board Comments**
   - Supervisor Parker advised of the community meeting held on the subject of healthcare. She thanked Len Foster and Harry Weis for assisting in informing the public of the County’s responsibilities and thanked the members of the public that attended.
   - Supervisor Potter read a letter acknowledging Monterey County as recipient of the 2009 Challenge Award from the California State Association of Counties (CSAC) for “Revitalizing of the Public Safety Net Hospital”.
   - Supervisor Armenta advised of the successful removal of a constituent’s son’s photo from YouTube that was posted as a gang violence threat; he also advised he will provide an update to the Board on how that process worked and community and governmental remedies for the future.
   - Supervisor Armenta announced as the Chair of the Monterey Salinas Transit (MST) Board of Directors, he will be absent from the Board of Supervisors meeting on October 6, 2009 while he attends the MST annual conference.
9. CAO Comments and Referrals
   County Administrative Officer Lew Bauman advised of the following referrals:
   1) Request for Planning Department to establish a template for general development plans (Parker).
   2) Assess feasibility of establishing a rent stabilization ordinance that would apply to mobile home parks (Parker).
   3) Look into applications for Williamson Act contracts filed close to the deadlines due to late property transfers and escrows and the options for the Board in those unique circumstances (Calcagno).

10. Public Comment
    Hans Jongens

11. a. Established a Board of Supervisors Economic Development Committee, as an Ad Hoc Committee; and
    b. Appointed Supervisor Calcagno and Supervisor Potter to the Ad Hoc Economic Development Committee

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

RESOLUTIONS:

Items 12 through 12.2 were heard concurrently.

12. Adopted Resolution No. 09-380 honoring the Soledad Historical Society for its outstanding work towards preserving the history of the City of Soledad. (Supervisor Salinas)

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

12.1 Adopted Resolution No. 09-379 honoring the 50th Anniversary of Aromas Water District. (Supervisor Calcagno)

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

12.2 Adopted Resolution No. 09-382 honoring Benny Jefferson as the Recipient of the Salinas Valley Chamber of Commerce’s 20th Anniversary Agricultural Leadership Award. (Supervisor Calcagno)

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

APPOINTMENTS:

Items 13 through 20.2 were heard concurrently.

13. Appointed Diane Berry-Wahrer to the Monterey County Workforce Investment Board to fill an unexpired term, term ending May 30, 2010. (Full Board)

Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES
14. Appointed Thomas Am Rhein to the Agricultural Advisory Committee to fill an unexpired term, term ending June 30, 2010. (Full Board)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

15. Appointed Vicky Mora-Escobar to the Soledad Cemetery District to fill an unexpired term, term ending February 1, 2012. (Supervisor Salinas)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

16. (REMOVED VIA THE ADDENDUM) Appoint Rene L. Mendez to the Overall Economic Development Commission to fill an unexpired term, term ending June 30, 2010. (Supervisor Salinas)  
No action taken.

17. Appointed Paul C. Getzelman to the Planning Commission to fill an unexpired term, term ending January 23, 2012. (Supervisor Salinas)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

18. Reappointed Jeanne Hoire-Garcia and appoint Rudy Garcia to the Children & Families Commission, terms ending September 25, 2012. (Full Board)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

19. Appointed Jenny Donegan to the Commission on the Status of Women, term ending February 1, 2010. (Supervisor Armenta)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

20. Appointed Malvina Torres to the Commission on the Status of Women, term ending February 1, 2012. (Supervisor Armenta)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

20.1 Appointed James Nakashima to the Community Restorative Justice Commission to fill an unexpired term ending December 31, 2011. (Supervisor Calcagno)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

20.2 Appointed Stephen Snodgrass to the Pajaro-Sunny Mesa Community Service District to fill an unexpired term ending November 30, 2009. (Supervisor Calcagno)  
Motion by Supervisor Salinas, seconded by Supervisor Armenta. ALL AYES

**SCHEDULED MATTERS:**

S-2 Adopted Ordinance 5138 to amend the Monterey County Code 15.40, relating to the Emergency Medical Services System.  
Public Comment: Chris Orman, Mike Urequides, Harry Robbins, Mike Hutchinson, Kim Raddatz  
Motion by Supervisor Potter, seconded by Supervisor Parker to adopt Ordinance 5138 amending the Monterey County Code 15.40, relating to the
Emergency Medical Services System; appointed Supervisors Salinas and Calcagno to a subcommittee to work with fire chiefs and the existing EMS structure, along with representation from the County Administrative Office, to look at a redesign and alternative governance structure and the appropriateness of modifications to County Service Area (CSA) 74; directed there be a continuity of staff representation from the County Administrative Office; and directed the staff to report back at the meeting of January 26, 2010. 4-1 (Supervisor Armenta dissented)

S-3 Accepted an oral presentation from the Health Department’s Clinic Services Director highlighting the County’s Federally Qualified Health Center Look-Alike clinics.  
Motion by Supervisor Parker, seconded by Supervisor Potter. ALL AYES

12:30 P.M. Recessed to Lunch

2:00 P.M. RECONVENED

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

SCHEDULED MATTERS:

S-4 Received a report on Monterey County’s Comprehensive Violence Prevention, Intervention, Suppression and Reentry Framework (Framework) - and take one of the following actions:
1. Adopted the Framework and authorize the Chair to sign a joint letter of submittal to Congressman Sam Farr with the City of Salinas. - or –
2. Provided direction and refer substantive changes to the Gang Task Force Policy Committee and Community Alliance for Safety and Peace (CASP) Executive Committee for review and recommendation back to the Board of Supervisors and Salinas City Council no later than October 6, 2009.

Public Comment: Ed Mitchell, Julianne Levy, Jan Mitchell, Katey Costania, Marie Claypool

Motion #1 by Supervisor Salinas, seconded by Supervisor Parker to adopt framework as presented by staff and submit Supervisor Parker’s recommended suggestions and changes to the City of Salinas, and if they are accepted bring them back to the Board on October 6, 2009, to be incorporated into the framework. 4-1 (Supervisor Armenta dissented)

Motion #2 by Supervisor Potter to reconsider Motion #1, seconded by Supervisor Salinas. ALL AYES

Motion #3 by Supervisor Potter, seconded by Supervisor Salinas to approve the framework as submitted, with the inclusion of Supervisor Parker’s suggestions for review and inclusion as appropriate; concurred that Supervisor Armenta’s recommendations are included in the framework and
the cease fire model from Chicago will be reviewed for applicability to this community. ALL AYES

S-5  
  a. Received status report on existing regulations relating to vendors (food and non-food); and  
  b. Acknowledged that the existing ordinances is adequate to enforce concerns regarding illegal vending; requested the Sheriff’s Department diligently enforce violations as encountered on the roadways (Ordinance PLN080233/Catering Truck Ordinance, County-wide)

Public Comment: Jan Mitchell

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

S-6  
  a. Adopted Resolution No. 09-389 adopting the Monterey County Voluntary Oak Woodland Stewardship Guidelines which shall serve as the County’s oak woodlands management plan for purposes of the State’s Oak Woodlands Conservation Program;  
  b. Directed staff to forward the Board Resolution adopting the Monterey County Voluntary Oak Woodland Stewardship Guidelines to the State Wildlife Conservation Board;  
  c. Authorized RMA - Planning Director to certify that Oak Woodlands Conservation Program proposals are consistent with the Monterey County Voluntary Oak Woodland Stewardship Guidelines; and  
  d. Directed staff to return to the Board with an amendment to the Master Fee Resolution to establish a fee to cover staff costs for certification of proposals.  

(PD061171/Monterey County Voluntary Oak Woodland Stewardship Guidelines, County-wide)

Supervisor Calcagno left the dais during this item at 3:48 p.m.

Public Comment: Scott Hennessey, Jan Mitchell

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

CLOSED SESSION REPORT: (See item 2 a-e)

ORDER FOR ADJOURNMENT

APPROVED:

______________________________  
LOUIS R. CALCAGNO, CHAIR  
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI  
Clerk of the Board

BY: __________________________
CONSENT CALENDAR

HEALTH AND SOCIAL SERVICES:

21. Board Budget No. 09/10-024
   a. Authorized the purchase of two fuel efficient vehicles in the amount of $65,000 to be used by staff located at the Health Department’s Women, Infants, and Children Program; and
   b. Directed the Auditor-Controller to increase Fiscal Year 2009-10 appropriations and revenue as outlined in the Board Order. (4/5th vote required)

22. Agreement No. A-11533 Approved and authorized the Director of the Department of Social & Employment Services, or his designee, to sign Agreement No. 08-6077 with the California Department of Social Services for purposes of assuring the availability of reimbursement by the Commissioner of the Social Security Administration to the County of Monterey as the Interim Assistance agency for interim cash assistance paid.

23. Agreement No. A-11534
   a. Approved and ratified the Agreement with Alisal Union School District for $102,568 to provide support for the Family-to-Family Initiative in the Salinas 93905 area for the period July 1, 2009 through June 30, 2010; and
   b. Authorized the Director of the Department of Social and Employment Services, or 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.

24. Adopted Resolution No. 09-383 to issue a report pursuant to Government Code Section 65858(d) describing the measures taken to alleviate the condition which led to the enactment of Interim Ordinance No. 5086, which was extended by Ordinance No. 5093 and 5116, temporarily limiting new development that has the potential to generate wastewater and limiting the construction of new wells in specified areas of the Carmel Highlands, with limited exceptions, pending the County’s completion of an Onsite Wastewater Management Plan. (Interim Ordinance - PD070521/Interim Ordinance regarding individual sewage disposal systems and new wells, Carmel Highlands Area)

25. Agreement No. A-11535 Approved and authorized the District Attorney to continue an agreement with the California Department of Justice (DOJ) for the DOJ to provide alcohol analysis services to Monterey County. The term of the agreement shall be from July 1, 2008 and will continue until written notice is received stating this agreement is cancelled and the District Attorney discontinues requesting the services.
26. Agreement No. A-11536
   a. Approved and authorized the Chief Probation Officer to sign a Memorandum of Understanding with the Soledad Unified School District for campus-based services funded by the Safe Schools/Healthy Students grant effective July 2, 2009 through July 1, 2010, in the amount of $335,102; 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.
   c. Corrected the fiscal year in the MOU to reflect 2009-10; strike language to clarify the term of MOU which begins 2008, and changed the dollar amount in the MOU, to reflect a greater reimbursement amount for Probation.

27. Agreement No. A-11537
   a. Approved and authorized the Chair to sign a Professional Services Agreement in the amount of $645,300 per year with California Forensic Medical Group, Inc. for medical and mental health services for wards in the Juvenile Hall and Youth Center facilities for fiscal years 2009-10 and 2010-11; and
   b. Directed the Auditor-Controller to adjust the contract based on the annual price adjustment formula included in the contract; and
   c. 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:

28. a. Supported efforts to restore funding for the Williamson Act subventions;
   b. Opposed amendments to S. 1023, the Travel Promotion Act of 2009, that prohibit local taxation of online travel companies (OTCs);
   c. Received memos dated 7/15/09 and 8/20/09 providing federal legislative updates from the County's federal legislative advocate, Matt Thomas of Troutman Sanders LLP; and
   d. Received the action minutes from the 9/23/08, 10/31/08, 11/18/08, 1/14/09, 1/22/09, 2/23/09, 3/23/09, 4/16/09, 5/18/09, 6/4/09, 6/22/09, and 7/20/09 meetings of the Legislative Committee.

29. Received and accepted the Monterey County Law Library Fiscal Year 2008-09 Annual Report.

30. Agreement No. A-11538; Board Budget No. 09/10-025
   a. Approved and authorized the Contracts/Purchasing Officer to sign the Master Agreement for the Maintenance and Operation of a Mobile Data Communications System (MDCSMOU);
   b. Approved and authorized the Director of Information Technology to sign the Associated Agreement to the MDCSMOU to add additional users to the
Mobile Data Communications System (MDCS) as approved by the Emergency Communications User Advisory Council (ECUAC); and
c. Approved and authorized an increase in Fiscal Year 2009-10 estimated revenue by $13,431 in Emergency Communications (1520-8065), by $3,982 in Sheriff’s Office (2300-SHE001-8228), and by $30,552 in Information Technology (1930-8140) as detailed in the Board Order (4/5th vote required).

31. Agreement Nos. A – 11539; A – 11540; A – 11541; A – 11542; A – 11543
a. Approved and authorized the Contracts/Purchasing Officer to sign master Agreements with Turner Construction Company, URS Corporation, Cumming Corporation, and Alex Hale Consulting, to provide Construction Estimating Services on an as-needed basis where the fee for the construction estimating is $100,000 or less per project, to the County of Monterey for the initial term of the date of signing the Agreements through September 30, 2010, including the option to extend the Agreements for two (2) additional one (1) year periods, with a yearly aggregate value estimated not to exceed $500,000 for the Agreements, in accordance with the terms and conditions set forth within each Agreement; and
b. Authorized the Contracts/Purchasing Officer to sign similar additional Agreements for Construction Estimating Services with qualified contractors who meet the minimum requirements of the County of Monterey.

32. Adopted policy on the business use of cellular phone and wireless personal digital assistant devices, tiers 1-3 only, and eliminated tiers 4-7; directed staff to return, on November 3, 2009, with cost data information including information on how many employees receive a monthly stipend for expenses such as cell phone use and employees that receive an annual bonus that could cover these expenses.
Motion by Supervisor Salinas, seconded by Supervisor Potter. ALL AYES

32.1 Introduced, waived reading, and set October 6, 2009 at 10:30 am as the date and time to consider an ordinance that would amend Chapter 16.16 of the Monterey County Code to update floodplain management regulations. (ADDED VIA ADDENDUM)

RMA - PLANNING DEPARTMENT:

33. Adopted Resolution No. 09-386 of support for the Land Trust of Santa Cruz County’s application to obtain grant funds from the California Department of Conservation’s Farmland Conservancy Program, funds will be used to purchase agricultural conservation easements on nine parcels of land, owned by Cooley Family Trust Properties, located near the northern County border along the Pajaro River, easterly of the City of Watsonville. After purchase of these easements, the parcels will continue to be used for commercial agricultural production. (Assessor’s Parcel Numbers 117-411-019, 117-411-023, 117-411-032, 267-011-005, 267-011-013, 267-011-014, 267-021-002, 267-021-003, 267-021-014) (PD080351/Cooley, Northern County Border along the Pajaro River, Easterly of
34. a. Approved the Parcel Map for the Srsen Minor Subdivision to divide a 200.74 acre parcel into (2) two parcels to continue in agricultural use of 132.819 acres (Parcel A) and 67.921 acres (Parcel B);
b. Accepted the Tax Clearance Certification, the Parcel Map Guarantee, Indemnification Agreement and Deed Notices; and
c. Directed the Clerk to the Board to submit the Parcel Map, Indemnification Agreement, and Deed Notices to the County Recorder for recording. (PLN 060351 Srsen; West of Intersection San Jon Road and Highway 183, Salinas.)

35. a. Approved the Parcel Map for the Avila Minor Subdivision of an existing 27,311 square foot parcel into two (2) parcels: Parcel 1 (12,230 square feet) and Parcel 2 (15,081 square feet);
b. Accepted the Agreement for the Construction of Road Improvements; the Offer of Dedication; the Tax Clearance Letter; and the Parcel Map Guarantee;
c. Authorized the Chair of the Board of Supervisors to sign the Agreement for the Construction of Road Improvements and the Acceptance of the Offer of Dedication; and
d. Directed the Clerk of the Board to submit the Parcel Map, the Agreement for the Construction of Road Improvements, and the Acceptance of the Offer of Dedication to the County Clerk for recording. (Parcel Map - PLN050650/Avila, 61 Thomas Road, Watsonville, North County LUP area)

36. a. Approved the Minor Subdivision Parcel Map to divide a ten (10) acre parcel into two (2) parcels of 2.5 acres and 7.5 acres;
b. Accepted the Property Tax Clearance Certification from the Tax Collector and the Parcel Map Guarantee;
c. Accepted the Water Conservation Notice and the Subdivision Improvement Agreement concurrent with the Parcel Map;
d. Authorized the Chair of the Board of Supervisors to sign the Water Conservation Notice; and
e. Directed the Clerk of the Board to submit the Parcel Map, Water Conservation Notice and the Subdivision Improvement Agreement to the County Recorder for filing. (Parcel Map - PLN990215/Van Brocklin Minor Subdivision, 848 River Road, Salinas, Toro Area Plan)

**RMA - BUILDING DEPARTMENT:**

37. Approved the placement of Mr. Albert Salvador at Step 4 of the Assistant Director of Building Services salary range in accordance with Personnel Policies and Practices Resolution No. 98-394, Section A.1.11.1, Non-Elected Unit Y Salary Steps, General Provisions.
RMA - PUBLIC WORKS:

38. 2008CONST0005
   a. Approved an increase in the amount of $1,948.50 in contingency funding for
      construction of the Russell Road and Van Buren Avenue Traffic Signal,
      Project No. 08-134965, State Project No. SR2S-5944 (080);
   b. Accepted the Certificate of Completion for construction of the Russell Road
      and Van Buren Avenue Traffic Signal, Project No. 08-134965, State Project
      No. SR2S-5944 (080); and
   c. Authorized the Director of Public Works to execute and record the Notice of
      Completion.

39. a. Adopted Resolution No. 09-390 finding that the repairs and renovations in
      various shower stalls of the Monterey County Adult Detention Facilities,
      located at 1410 Natividad Road, Salinas continues to pose an emergency
      requiring immediate action without adopting plans and specifications and
      giving notice for bids to let contracts; and
   b. Adopted Resolution No. 09-390 ratifying the execution of emergency
      contracts and emergency actions taken by the Contracts/Purchasing Officer, or
      his designee, to respond to the emergency (4/5th vote required).

40. 2009CONST010
   a. Approved Plans and Special Provisions for the Countywide Guardrail Project,
      State Project No. EA 05-930139L, Federal Aid Project No. HSIPL-5944
      (090), Project No. 10-113965; and
   b. Authorized the Clerk of the Board to advertise the "Notice to Bidders" in The
      Californian on September 25 and October 2, 2009.

41. a. Approved Amendment No. 2 to Professional Services Agreement No. A-11262
      with RGA Environmental, Inc. to provide continued environmental
      consulting services for completion of the North Wing Building of the
      Monterey County Courthouse in Salinas, California, Project No. 8772, in the
      amount of $75,000 for a total amount not to exceed $359,100, for a term
      through December 31, 2009; and
   b. Authorized the Contracts/Purchasing Officer to execute Amendment No. 2 to
      the Professional Services Agreement No. A-11262 and future amendments to
      this Agreement where the amendments do not significantly alter the scope of
      work.

42. a. Approved Amendment No. 2 to Construction Project Management Services
      Agreement No. A-10976 with Turner Construction to provide additional
      construction project management services for the Monterey County
      Government Center North Wing Renovation Project, in the amount of $98,919
      for a total amount not to exceed $2,932,330 for a term through October 31,
      2009; and
b. Authorized the Chair of the Board to execute Amendment No. 2 to
Construction Project Management Services Agreement No. A-10976 and
future amendments that do not significantly alter the scope of work or change
the approved Agreement amount.

**RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY:**

43. Acting as the Board of Directors of the Redevelopment Agency of the County of
Monterey: Agreement No. A-11544
   a. Approved a Memorandum of Understanding between the Redevelopment
   Agency of the County of Monterey and Monterey Salinas Transit for the MST
   Operations and Maintenance Facility within the proposed Fort Ord
   Whispering Oaks Business Park; and
   b. Directed the Auditor-Controller to amend the Fiscal Year 2009-10 Budget to
   increase revenues and appropriations by $575,000 in Fund 173, Unit 8213 -
   Fort Ord Capital. (4/5th vote required)

**MONTEREY COUNTY WATER RESOURCES AGENCY:**

44. **ITEM REMOVED VIA THE ADDENDUM** Acting as the Board of
   Supervisors of the Monterey County Water Resources Agency: Introduce, waive
   reading, and set October 6, 2009 at 10:30 am as the date and time to consider an
   ordinance that would amend Chapter 16.16 of the Monterey County Code to
   update floodplain management regulations.

45. **ITEM REMOVED VIA ADDITIONS AND CORRECTIONS** Acting as the
   Board of Supervisors of the Monterey County Water Resources Agency:
   Set a public hearing on October 6, 2009 at 1:30 PM to consider accepting a Gift Deed
   of 16 acres of vacant land, APN 424-061-022, granted to the Monterey County
   Water Resources Agency (MCWRA), and direct the Clerk of the Board to publish
   a hearing notice in the SALINAS CALIFORNIAN, THE SOLEDAD BEE, THE
   REGISTER PAJARONIAN, and the KING CITY RUSTLER at least ten days
   prior to the date set for the hearing. See Item No 32.1

###