ROLL CALL:
Present: Supervisors
Absent: Supervisors

1. Additions and Corrections for Closed Session: There were no additions or corrections. Item 2.c. was added via the Addendum Agenda.

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) David Sabih, et al. v. County of Monterey, et al. (MCSC Case No. M93135)
   CLOSED SESSION REPORT: The Board conferred with counsel and received an update from counsel.

   (2) Workers Compensation Appeals Board Case Nos. ADJ1161684, ADJ1172660, ADJ1251243, ADJ1259759, ADJ1277252, ADJ1297440, ADJ139152, ADJ149177, ADJ1560088, ADJ1708570, ADJ178793, ADJ1972843, ADJ1977138, ADJ198777, ADJ2177221, ADJ2392198, ADJ2413225, ADJ2494765, ADJ2517293, ADJ2519493, ADJ256810, ADJ2590090, ADJ2660286, ADJ2794909, ADJ2856002, ADJ2862397, ADJ2866006, ADJ2905094, ADJ2977768, ADJ3052505,
ADJ3221196, ADJ3244727, ADJ3278865, ADJ3372376, ADJ3479609, ADJ3516972, ADJ3535692, ADJ3566799, ADJ3572579, ADJ3572631, ADJ3841119, ADJ3870144, ADJ3920062, ADJ3979840, ADJ4044427, ADJ4078225, ADJ4175437, ADJ4255865, ADJ428814, ADJ4306006, ADJ4338615, ADJ4339189, ADJ4486067, ADJ4489750, ADJ4496591, ADJ4626211, ADJ463950, ADJ4711507, ADJ518351, ADJ540076, ADJ544463, ADJ656293, ADJ7069835, ADJ7070802, ADJ7070821, ADJ7070823, ADJ7070865, ADJ7071310, ADJ7071463, ADJ7071470, ADJ7071475, ADJ712724, ADJ714507, ADJ803068, and ADJ989198; Claim No. 608-602445.

CLOSED SESSION REPORT: The Board provided tentative settlement authority to counsel, and if settlement agreements are approved, the agreements will be available in the office of County Counsel.

(3) Gibbs v. Carmel Unified School District, et al. (CA Office of Administrative Hearings case no. 2010 040 968)

CLOSED SESSION REPORT: The Board provided counsel settlement authority and direction on how to resolve the case.

b. Pursuant to Government Code section 54957, the Board will confer regarding appointment to the position of Equal Opportunity Officer.

CLOSED SESSION REPORT: The Board received an update on this matter and staff will return on June 29, 2010 regarding appointment to the position of Equal Opportunity Officer.

c. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding one—item two items of significant exposure to litigation. (ADDED VIA ADDENDUM)

CLOSED SESSION REPORT: The Board conferred with counsel, received a briefing from staff on both items, and evaluated the risk associated with these matters.

ROLL CALL:
Present: Supervisors Salinas (Chair), Armenta, Calcagno*, Parker and Potter.
*Supervisor Calcagno arrived prior to Closed Session.

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

4. Welcome Home Troops Ceremony
The Board members, County Administrative Officer and County Counsel thanked military members for their service to the community and the nation.
5. Additions and Corrections: The Clerk of the Board announced agenda corrections and proposed additions, which were acted on by the Board as provided in Sections 54954.2 of the California Government Code.

Due to the need for immediate consideration by the Board of matters which arose after the posting of today's agenda, as provided in Section 54954.2 of the California Government Code the Board is asked to make the following additions and corrections:

**Under Regular Consent Natividad Medical Center:**

Title correction:

16. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute the contract renewal amendments for the continuation of various existing services with multiple vendors (outlined in the Board Order) at NMC in Fiscal Year (FY) 2010-11.

**Under Regular Consent General Government:**

Title correction; the title listed on the Agenda does not match the Board Report which was distributed to all Board members and published on our website.

25. a. Approve and authorize the Auditor-Controller to increase Fiscal Year (FY) 2009-10 estimated revenues and appropriations of $862,471 to $500,000 in the Agricultural Commissioner's Department (4/5th Vote Required); and

b. Approve and authorize the Auditor-Controller to transfer $500,000 from the Agricultural Commissioner's Unit 8001, to the Capital Projects Fund 402, Unit 8174, for Master Plan Capital Improvement Projects including $250,000 dedicated to the King City Master Plan and $250,000 for the Abbott Street Project as detailed in the attached Board Order.

b. Approve and authorize the Auditor-Controller to transfer $500,000 from the Agricultural Commissioner's Unit 8001, to the Capitol Projects Fund 402, Unit 8174, for the King City Master Plan.

**Under Adjournment**

Adjourn in memory of Daniel Joseph Murphy

**Motion by Supervisor Potter, seconded by Supervisor Armenta to approve Additions and Corrections to the agenda. ALL AYES**

6. **CONSENT CALENDAR - REGULAR (See Supplemental Sheet)**

- Supervisor Calcagno pulled items 20, 21, 29, 32 for questions and discussion.
- Hans Jongens pulled item 18 and commented on the item.

**Motion by Supervisor Parker, seconded by Supervisor Potter to approve the Consent Calendar – Regular (See Supplemental Sheet), except items 20, 21, 29, 32. ALL AYES**
· Supervisor Calcagno questioned staff regarding item 20. Bob Egnew responded.
· Supervisors Calcagno and Parker asked questions regarding item 21. James Egar responded.
· Supervisor Calcagno requested clarification on the actions requested in item 29. Yazdan Emrani responded.
· Supervisor Calcagno questioned staff regarding item 32. Jim Cook responded.

**Motion Supervisor Calcagno, seconded by Supervisor Parker to approve items 21, 29, 32 and to continue item 20 to June 29, 2010. ALL AYES**

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

**Public comment:** Hans Jongens commented on item 32

**Motion by Supervisor Potter, seconded by Supervisor Parker to approve Consent Calendar – Monterey County Redevelopment Agency (See Supplemental Sheet) ALL AYES**

**OTHER BOARD MATTERS:**

8. **Board Comments**

· Supervisor Armenta confirmed with CAO that the Director of Military Affairs Richard Garza will be retiring next month and the recruitment process should be begin right-away and requested the CAO return with an interim appointment to manage this office pending permanent appointment.
· Supervisors Calcagno announced the dedication/ground-breaking for the Pajaro Community Park on June 14, 2010. He provided a brief history of the project and congratulated Redevelopment Agency and legal staff for their efforts.

9. **CAO Comments and Referrals**

CAO Dr. Lew Bauman announced that the County government Channel MGTV received five awards for outstanding programs from the States of California and Nevada Chapter of the National Association of Telecommunications Officers and Advisors. These awards are from a regional competition for government programming. Highlighted programs were those focused on gang crack-downs, the TENS Alert system, and One-Stop Career Center. These programs were honored at a ceremony in Long Beach on June 3rd. Over the past five years, MGTV has won 14 awards in programming. The channel is a collaborative effort involving the County Administrative Office and the Information Technology Department and can be found on Comcast Channel 28 and Charter Cable 29. The most important task is to bring Board of Supervisors meetings to thousands of homes in Monterey County and provide coverage 24/7. Dr. Bauman acknowledged Maia Carroll and Peninsula Media group for their work on these programs.
10. Public Comment
   · Bill Harris
   · Hans Jongens

RESOLUTIONS:

10.1 Adopted Resolution No. 10-149 honoring the Grower-Shipper Association E.E. (Gene) Harden Award for Lifetime Achievement Award in Central Coast Agriculture. (Full Board)
    Motion by Supervisor Calcagno, seconded by Supervisor Armenta. ALL AYES

APPOINTMENTS: Items 11 through 15 were heard concurrently.

11. Reappointed J. Michael Klein; Harold Wolgamott; Dr. Michael Moeller; Nancy Utterback; Michael Hutchinson; Martha Karstens to the Emergency Medical Care Committee with terms ending June 30, 2012. (Full Board)
    Motion by Supervisor Armenta, seconded by Supervisor Parker. ALL AYES

12. Appointed Michael Urquides to the Emergency Medical Care Committee to fill an unexpired term ending June 30, 2011. (Full Board)
    Motion by Supervisor Armenta, seconded by Supervisor Parker. ALL AYES

13. Reappointed Russ Jeffries to the Assessment Appeals Board with a term ending June 1, 2013. (Supervisor Armenta)
    Motion by Supervisor Armenta, seconded by Supervisor Parker. ALL AYES

14. Reappointed Diana Carrillo; Al Davis; Mary Ann Leffel; Jim Nakashima; and Mark Verbonich to the Workforce Investment Board terms ending June 15, 2013. (Full Board)
    Motion by Supervisor Armenta, seconded by Supervisor Parker. ALL AYES

15. Appointed Hunter Harvath, Maggie Melone-Echiburu and Lawrence Silva to the Workforce Investment Board terms ending June 15, 2013. (Full Board)
    Motion by Supervisor Armenta, seconded by Supervisor Parker. ALL AYES
SCHEDULED MATTERS:

S-1 Introduced, waived reading, and set for adoption on June 29, 2010, an ordinance authorizing an amendment to the contract between the Board of Supervisors of the County of Monterey and the Board of Administration of the California Public Employees’ Retirement System (PERS) relating to Partial Service Retirement.

Public comment: Jay Donato

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

Recessed as the Monterey County Board of Supervisors

Convened as:

MONTEREY COUNTY BOARD OF SUPERVISORS MONTEREY COUNTY WATER RESOURCES AGENCY

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

S-2 Introduced, waived reading, and set for adoption on June 29, 2010, an ordinance authorizing an amendment to the contract between the Monterey County Water Resources Agency Board of Supervisors and the Board of Administration of the California Public Employees’ Retirement System (PERS) relating to Partial Service Retirement.

Recessed as Board; convened as WRA BOD; Keith Honda presents staff report.

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

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

Recessed to lunch

1:30 P.M.

RECONVENED AS MONTEREY COUNTY BOARD OF SUPERVISORS:

ROLL CALL:

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

SCHEDULED MATTERS:

S-3 a. Conducted a Public Hearing to hear all objections, protests, and recommended changes or corrections to Written Reports of Service Charges to be levied on County Service Areas for FY 2010-11 and maintain service charge levels for all service areas;
b. Adopted Resolution No. 10-152 of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 1 – Carmel Point; and levying service charges in County Service Area No. 1 – Carmel Point for street lighting services to be provided in FY 2010-11;

· Adopted Resolution No. 10-153 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 9 - Oak Park and Adjacent Annexations; and levying Service Charges in County Service Area No. 9 - Oak Park and Adjacent Annexations for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-154 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 15 - Serra Village/Toro Park/Adjacent Annexed Areas; and levying Service Charges in County Service Area No. 15 - Serra Village/Toro Park/Adjacent Annexed Areas for parkway maintenance, street lighting, street maintenance, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-155 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 19 – Carmel Meadows 6 and 7; and levying Service Charges in County Service Area No. 19 – Carmel Meadows 6 and 7 storm drain maintenance and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-156 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 20 – Royal Estates 1, 2, 3, and 4; and levying Service Charges in County Service Area No. 20 – Royal Estates 1, 2, 3, and 4 street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-157 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 23 – Carmel Rancho Subdivision; and levying Service Charges in County Service Area No. 23 – Carmel Rancho Subdivision for parkway maintenance, street lighting, street maintenance, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-158 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 24 - Pedrazzi Subdivision 2/Indian Springs/Vista Del Rio; and levying Service Charges in County Service Area No. 24 – Pedrazzi Subdivision 2/Indian Springs/Vista Del Rio for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopted Resolution No. 10-159 A Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 26 – New Moss Landing Heights; and levying Service Charges in County Service Area No. 26 – New Moss Landing Heights for street lighting services to be provided in FY 2010-11;
· Adopted Resolution No. 10-160 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 30 - Rancho Mar Monte 1, 2, and 3; and levying Service Charges in County Service Area No. 30 - Rancho Mar Monte 1, 2, and 3 or storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopted Resolution No. 10-161 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 31 - Aromas Hills Subdivision; and levying Service Charges in County Service Area No. 31 – Aromas Hills Subdivision for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopted Resolution No. 10-162 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 32 - Green Valley Acres and Moon Subdivision; and levying Service Charges in County Service Area No. 32 - Green Valley Acres and Moon Subdivision for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopted Resolution No. 10-163 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 33 - Coast Ridge Subdivision and Carmel Sur; and levy Service Charges in County Service Area No. 33 - Coast Ridge Subdivision and Carmel Sur for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopted Resolution No. 10-164 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 35 - Paradise Park and Rancho Borromeo; and levying Service Charges in County Service Area No. 35 – Paradise Park and Rancho Borromeo for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopted Resolution No. 10-165 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 37 - Colonial Oak Estates; and levying Service Charges in County Service Area No. 37 – Colonial Oak Estates for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopt Resolution No. 10-166 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 38 – Paradise Lake Estates; and levying
Service Charges in County Service Area No. 38 – Paradise Lake Estates for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

- Adopted Resolution No. 10-167 A Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 41 – Gabilan Acres and Boronda; and levying Service Charges in County Service Area No. 41 – Gabilan Acres and Boronda for street lighting services to be provided in FY 2010-11;

- Adopted Resolution No. 10-168 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 44 - Corral De Tierra Oaks 1, 2, and 3; and levying Service Charges in County Service Area No. 44 - Corral De Tierra Oaks 1, 2, and 3 for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

- Adopted Resolution No. 10-169 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 45 – Oak Hills; and levying Service Charges in County Service Area No. 45 - Oak Hills for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

- Adopted Resolution No. 10-170 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 47 - Carmel Views 1, 2, 3, 4, and Mar Vista; and levying Service Charges in County Service Area No. 47 - Carmel Views 1, 2, 3, 4, and Mar Vista for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

- Adopted Resolution No. 10-171 a Resolution of the Monterey County Board of Supervisors confirming final Written Report of Service Charges to be levied in County Service Area No. 50 – Lower Carmel River; and levying Service Charges in County Service Area No. 50 – Lower Carmel River for storm drain maintenance, surface water disposal, and levee maintenance and repair services to be provided in FY 2010-11;

- Adopted Resolution No. 10-172 A Resolution of the Monterey County Board of Supervisors Confirming final Written Report on Service Charges to be levied in County Service Area No. 51 - High Meadows No. 1 and 2; and levying Service Charges in County Service Area No. 51 - High Meadows No. 1 and 2 for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

- Adopted Resolution No. 10-173 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 52 - Carmel Valley Village; and levying Service Charges in County Service Area No. 52 - Carmel Valley Village for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;
· Adopted Resolution No. 10-174 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 53 - Arroyo Seco - Las Coches and Guidotti Annex; and levying Service Charges in County Service Area No. 53 - Arroyo Seco - Las Coches and Guidotti Annex for surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-175 A Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 54 - Manzanita Subdivision and Sarsi Subdivision; and levying Service Charges in County Service Area No. 54 – Manzanita Subdivision and Sarsi Subdivision for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-176 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 56 - Del Mesa Carmel; and levying Service Charges in County Service Area No. 56 – Del Mesa Carmel for street maintenance, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-177 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 58 – Vista Dorado Subdivision; and levying Service Charges in County Service Area No. 58 – Vista Dorado Subdivision for street lighting, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-178 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 62 - Rancho Mar Monte No. 14; and levying Service Charges in County Service Area No. 62 – Rancho Mar Monte No. 14 for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-179 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 66 – Oak Tree Views Subdivision and Las Lomas; and levying Service Charges in County Service Area No. 66 – Oak Tree Views Subdivision and Las Lomas for park and recreation, street lighting, street sweeping, street maintenance, storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-180 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 68 - Vierra Canyon and Knolls Tract 811; and levying Service Charges in County Service Area No. 68 – Vierra Canyon and Knolls Tract 811 for storm drain maintenance, and surface water disposal services to be provided in FY 2010-11;

· Adopted Resolution No. 10-181 a Resolution of the Monterey County Board of Supervisors confirming final Written Report on Service Charges to be levied in County Service Area No. 72 - Las Palmas; and levying Service
Charges in County Service Area No. 72 – Las Palmas for storm drain 
Palmas for storm drain maintenance, and surface water disposal services to
be provided in FY 2010-11;
· Adopted Resolution No. 10-182 a Resolution of the Monterey County Board
of Supervisors confirming final Written Report of Service Charges to be
levied in County Service Area No. 75 - Chualar; and levying Service
Charges in County Service Area No. 75 – Chualar for street lighting, storm
drain maintenance, surface water disposal, and sewage disposal services to
be provided in FY 2010-11; except County Service Areas 17, 25, 34, 55, 57,
67, 69 and 100, where no service charges are collected on the tax rolls;
c. Authorized the Auditor-Controller to enter the amounts of the charges against
the respective lots or parcels as they appear on the assessment roll for FY
2010-11 upon receipt of the Written Reports of Service Charges.
Motion by Supervisor Potter, seconded by Supervisor Parker. ALL AYES

Recessed as the Monterey County Board of Supervisors

Convened as:

MONTEREY COUNTY BOARD OF SUPERVISORS MONTEREY COUNTY
WATER RESOURCES AGENCY

S-4 Conducted a Public Hearing and adopted the Fiscal Year (FY) 2010-2011 benefit
assessments for Zones 1, 1A, 8, 9, 12, and 17; adopted Resolution No. 10-183
a Resolution of the Board of Supervisors of the Monterey County Water
Resources Agency levying assessments in Zone 17, for the year 2010-11 to
impose Benefit Assessments to finance the maintenance and operation of
drainage and flood control activities conducted by the Agency; adopted
Resolution No. 10-184, a Resolution of the Board of Supervisors of the Monterey
County Water Resources Agency levying assessments in Zones 1 & 1A, for the
year 2010-11 to impose Benefit Assessments to finance the maintenance and operation of drainage and flood control activities conducted by the Agency; and
adopted Resolution No. 10-185 a Resolution of the Board of Supervisors of the
Monterey County Water Resources Agency levying assessments in Zones 8, 9,and
12 for the year 2010-11 to impose Benefit Assessments to finance the
maintenance and operation of drainage and flood control activities conducted by the Agency.
Motion by Supervisor Calcagno, seconded by Supervisor Potter. ALL AYES

Resolution Nos. 10-186; 10-187 and 10-188
Conducted a Public Hearing and approved the Fiscal Year (FY) 2010-2011
assessment, water delivery charge, and water service charge for Zone 2B and FY
2010-2011 assessment for Zones 2Y and 2Z for the Castroville Seawater Intrusion
Project and the Salinas Valley Reclamation Project; adopted Resolution No. 10-
186 a Resolution of the Board of Supervisors of the Monterey County Water
Resources Agency levying assessments in Zones 2Y, 2Z, and 2B for the year 2010-2011 to pay costs associated with the Castroville Seawater Intrusion Project and the Salinas Valley Reclamation Project, pursuant to Ordinance No’s. 3635 and 3636; and adopted Resolution No. 10-187 a Resolution of the Board of Supervisors of the Monterey County Water Resources Agency levying water delivery charges in Zone 2B for Fiscal Year 2010-2011 to pay costs associated with the Castroville Seawater Intrusion Project and the Salinas Valley Reclamation Project pursuant to Ordinance 3789; and adopted Resolution No. 10-188 a Resolution of the Board of Supervisors of the Monterey County Water Resources Agency for levying water Service’s charges in Zone 2B for Fiscal Year 2010-2011 to cover the operations and maintenance costs for the Salinas River Diversion Facility per Board approval of Engineers report and Proposition 218 protest hearing.

Motion by Calcagno, seconded by Supervisor Armenta. ALL AYES

S-6 Conducted a Public Hearing and adopted Resolution No. 10-194 to Zone 2C Fiscal Year 2010-2011 assessment charges for the Salinas Valley Water Project.

· Curtis Weeks presents staff report.

Public comment: Margie Kay; Julie Engell

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

Adjourned as Monterey County Board of Supervisors Monterey County Water Resources Agency

RECONVENED AS MONTEREY COUNTY BOARD OF SUPERVISORS:

S-7 Resolution 10-191

a. Approved Grazing Lease Forms, Leases, and Public Bid Notice for lands located around San Antonio Reservoir and Nacimiento Reservoir; and

b. Directed the Clerk of the Board of Supervisors to advertise for bids to be opened August 11, 2010 at 1:00 pm.

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

S-8 Conducted a public hearing and:

a. Adopted Resolution No. 10-150 adopting the Negative Declaration for the Housing Element 2009-2014;

b. Amended the 1982 Monterey County General Plan to replace the Housing Element 2002-2008 with the Housing Element 2009-2014; and

c. Directed staff to submit the Housing Element to the State Department of Housing and Community Development for certification.

Public comment: Margaret Robbins; Julie Engell.

Motion by Supervisor Armenta, seconded by Supervisor Parker. ALL AYES
S-9 Adopted Resolution of Intention No. 10-151 to:
   a. Deny the appeal of Wayne Holman for Aromas Heritage Oaks LLC of the Planning Commission’s denial of a Combined Development Permit (Aromas Heritage Oaks; PLN980503) consisting of: Standard Subdivision to divide approximately 79.5 acres into 32 parcels ranging in size from 1.0 acres to 15.91 acres, including one lot (Lot 32) with four inclusionary rental units; Use Permit for removal of approximately 367 protected oak trees (271 for roads and up to 96 on the individual lots); Use Permit for four inclusionary rental units; and grading (approximately 5,100 cubic yards cut and 5,100 cubic yards fill); and
   b. Directed staff to return on July 27, 2010 with a resolution with appropriate findings. (PLN980503/Aromas Heritage Oaks LLC, North County Area Plan)

   John Bridges addressed the Board on behalf of the appellant/applicant Wayne Holman;

   Peter Haase addressed the Board.

Public comment: George Morton; Carolyn Anderson; Cathy Chavez Miller; Jennifer Colby; Carol Simpson; Claudia Errs; Rona Sowash; Tiffany Worthington; Diana Elwin; Marcella Zoble; Vicky Morris; Margie Kay; Dian; Russell; James Harris; Julie Engell; Amy White; Molly Erickson.

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

Closed Session Report: (See item 2.a. through c.)

ORDER FOR ADJOURNMENT

In Memory of Daniel “Dan” Joseph Murphy

APPROVED

/s/ Simón Salinas
SIMÓN SALINAS, CHAIR
BOARD OF SUPERVISORS

ATTEST: GAIL T. BORKOWSKI
Clerk of the Board

BY: Gail T. Borkowski
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

16. Agreement Nos. A-11715 through A-11721 and A-10493 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute the contract renewal amendments for the continuation of various existing services with multiple vendors (outlined in the Board Order) at NMC in Fiscal Year (FY) 2010-11. for the continuation of various existing services with multiple vendors (outlined in the Board Order) at NMC in FY 2010-11. (Revised via Additions and Corrections)

17. Agreement No. A-11722 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute Amendment No. 1 to the Agreement with Fernandes & Sons General Contractors for Mother Infant Unit renovation services at NMC in an amount not to exceed $164,673 (an increase of $82,044) for the period June 1, 2010 to June 30, 2011.

18. Agreement No. A-11723 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with McKesson Technologies, Inc., on behalf of itself and the McKesson Affiliates, for Horizon Medical Imaging Radiology, Picture Archiving and Communication System (PACS) and related systems and services at NMC in an amount not to exceed $2,600,000 for the period June 1, 2010 to June 30, 2015.

19. Agreement Nos. A-11724 through A-11732 Authorized the Purchasing Manager for Natividad Medical Center (NMC) to execute agreements with Advantage Locums, RGA Associates Inc. The Judge Group, Inc., Medical Staffing Network, Inc., Las-Healthcare, Healthcare Connections, Inc., Ensearch Management Consultants, HCL Consulting and Garrison-Randall, Inc. for contingency recruitment services per RFP No. 9600-4 at NMC in an amount not to exceed the total of $200,000 for all agreements, for the period May 1, 2010 to June 30, 2011.

HEALTH AND SOCIAL SERVICES:

Continued to June 29, 2010

20. a. Approve and authorize the Contracts/Purchasing Officer to sign a Professional Services Agreement with the Action Council of Monterey County Inc., in the amount of $250,000 for the provision of community educational management and contracting for specialized services, for the period of July 1, 2010 through June 30, 2011; and

b. Authorize the Contracts/Purchasing Officer to approve future Amendments up to ten percent (10%) of the annual amount, which does not significantly alter the scope of services or result in an increase to net county costs.

Motion Supervisor Calcagno, seconded by Supervisor Parker. ALL AYES
21. Board Budget No. 09/10-161  
   a. Received information regarding the Alternate Defender’s Office (ADO) Fiscal Year (FY) 2009-10 budget shortfall due to costs related to Court appointments of private counsel pursuant to Penal Code section 987.2, Court-ordered ancillary fees and services; and  
   b. Authorized the Auditor-Controller to increase appropriations by $373,000 in FY 2009-10 to Department 2270 - Public Defender, Unit 8168 - ADO. (4/5th vote required)

22. Agreement No. A-11733  
   a. Approved and authorized the County Administrative Officer on behalf of the Sheriff’s Office to submit a joint grant application with the City of Salinas to the Federal Government under the Justice Assistance Grants (JAG) Program for FY 2010-11 in the amount of $23,418 to purchase Mobile Computer Terminals (MCTs); and  
   b. Authorized the County Administrative Officer to sign a Memorandum of Agreement for the grant with the City Manager of Salinas.

23.  
   a. Approved and authorized the Sheriff on behalf of the Joint Gang Taskforce to submit a grant application with the Federal Department of Justice, Office of Justice Programs’ Bureau of Justice Assistance Fiscal Year (FY) 2010-Congressionally Selected Award in the amount of $500,000; and  
   b. Authorized the County Administrative Officer to delegate administrative responsibilities for the grant to the Sheriff and authorize the Sheriff to sign the application, including all understandings and assurances contained therein.

GENERAL GOVERNMENT:


25. Board Budget No. 09/10-162  
   Title correction; the title listed on the Agenda does not match the Board Report which was distributed to all Board members and published on our website.  
   a. Approve and authorize the Auditor-Controller to increase Fiscal Year (FY) 2009-10 estimated revenues and appropriations of $862,471 $500,000 in the Agricultural Commissioner's Department (4/5th Vote Required); and  
   b. Approve and authorize the Auditor Controller to transfer $500,000 from the Agricultural Commissioner's Unit 8001, to the Capital Projects Fund 402, Unit 8174, for Master Plan Capital Improvement Projects including $250,000 dedicated to the King City Master Plan and $250,000 for the Abbott Street Project as detailed in the attached Board Order.
b. Approve and authorize the Auditor-Controller to transfer $500,000 from the Agricultural Commissioner’s Unit 8001, to the Capitol Projects Fund 402, Unit 8174, for the King City Master Plan.

26. Adopted Resolution No. 10-189 to approve the Tentative Agreement and the related side letters for SEIU 521 Units J (General Unit), H (Health), and F (Supervisors) for July 1, 2010 through June 30, 2011.

27. Approved amendments to conflict of interest code of the Office of the Auditor-Controller of Monterey County.

RMA - PLANNING DEPARTMENT:

28. a. Adopted Resolution No. 10-190 to approve a two year extension request for an approved Lot Line Adjustment for Michael and Vicky Wing (PLN050620 Resolution No. 07-0340); and
b. Amended Condition No. 4 of Resolution No. 07-340. (Williamson Act - PLN050620/Wing, 73000 Highway 198, Coalinga, South County Area, overlapping Monterey and Fresno Counties.)

RMA - PUBLIC WORKS:

29. Agreement No. A-10765
   a. Ratified Agreement with Harris & Associates to provide for payment for additional staff augmentation services rendered on the Health Department and Facilities Projects, in an amount not to exceed $95,935.00;
   b. Authorized the Contracts/Purchasing Officer to execute the Agreement.

RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY:

30. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   Board Budget No. 09/10-163
   a. Found that there are insufficient funds in the Fort Ord Capital Fund 173 to meet the FY 2009-10 Supplemental Educational Revenue Augmentation Fund (SERA F) contribution allocation as specified in Section 33690 of the Health and Safety Code;
   b. Authorized the transfer of $60,295 from Fort Ord Housing Set-Aside Fund 177 to Fort Ord Capital Fund 173, to be repaid on or before June 30, 2015; and
   c. Authorized the Auditor-Controller’s Office and the County Administrative Office to amend the Fiscal Year (FY) 2009-10 budget to increase revenues and appropriations in Fort Ord Capital Fund 173 by $60,295. (4/5th vote required)
31. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   Agreement No. A-11734
   a. Approved the Second Amendment to an existing Loan Agreement with Mid-
      Peninsula Castroville Associates clarifying the intent of the parties regarding
      the availability of loan proceeds for the Cynara Court I Affordable Housing
      Project; and
   b. Authorized the Director of the Redevelopment and Housing Office to execute
      the Amendment.

32. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   a. Approved a loan of $1,100,000 to Community Housing Improvement Systems
      Planning Association, Inc. (CHISPA) for land acquisition related to the Axtell
      Affordable Housing Project in Castroville; and
   b. Authorized the Director of the Redevelopment and Housing Office to make
      minor revisions as needed and execute the loan documents on behalf of the
      Redevelopment Agency.

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

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