AGENDA
Tuesday, May 4, 2010

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.
MEETING PROCEDURES

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.
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, the Board will confer with labor negotiators
      (1) Designated representatives: Keith Honda and Patricia Covert; Employee organizations: All Units

   b. Pursuant to Government Code section 54956.9(a), the Board will confer with legal counsel regarding existing litigation.
      (1) Stagecoach Territory, Inc. v. County of Monterey, et al. (MCSC Case No. M104908)

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

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

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

10:30 A.M.

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)

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

OTHER BOARD MATTERS:

7. Board Comments

8. CAO Comments and Referrals

9. Public Comment (Limited to 3 minutes per speaker)

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.

10. Consider modifications to Board Committees as follows:

Disband the Ad Hoc Joint City of Salinas/County of Monterey Committee.

11. Adopt Resolution proclaiming the week of May 9 through May 15th, 2010, as National Hospital Week in Monterey County. (Full Board)

12. Adopt Resolution proclaiming the week of May 16 through May 22, 2010, as National Public Works Week. (Full Board)

13. Adopt Resolution honoring Concorso Italiano to be held at Laguna Seca Golf Ranch on August 13, 2010. (Supervisor Potter)

14. Adopt Resolution honoring Monterey County resident Daniel Tapia as the winner of the 25th annual Big Sur International Marathon. (Supervisor Calcagno)

APPOINTMENTS:

15. Reappoint William Herbert and Dr. James Rossen to the Carmel Highlands Fire Protection District, term ending June 30, 2014. (Supervisor Potter)

SCHEDULED MATTERS:

S-1 a. Receive report on 2010 Monterey County Strategic Initiatives and Key Objectives; and
b. Provide further direction to staff as necessary.

12:00 P.M.

Recess to Lunch

1:30 P.M. RECONVENE

ROLL CALL:

SCHEDULED MATTERS:

S-2  a. Consider a request for continuance to Tuesday, May 18, 2010, to consider approval of the original proposal from Mid-Valley Fire Protection District (GPZ090003) consisting of: a General Plan Amendment to change the General Plan Land Use Designation of 0.35 acres from “Public-Quasi-Public” to “Low Density Residential”; an amendment to the zoning ordinance to rezone 0.35 acres from “Public-Quasi-Public” zoning district to “Low Density Residential” district; and a Combined Development Permit consisting of: 1) Minor Subdivision Tentative Map to allow the a division of a 1.98- acre parcel into two parcels of 0.35 acres (Parcel 1) and 1.63 acres (Parcel 2); and 2) A variance to allow a reduction of the minimum lot size from 1 acre to 0.35 acres in the “Low Density Residential” zoning district; and
b. Refer staff’s alternative proposal to amend the General Plan and rezone to “Visitor Serving/Professional Office” to the Planning Commission to be heard on May 26, 2010 for a recommendation to the Board, and continue the Board of Supervisors’ public hearing to June 15, 2010.

S-3 Consider adoption of Resolution to authorize the issuance of lay-off notices to impacted employees no sooner than May 11, 2010, with an effective date of June 30, 2010, and authorize the County Administrative Officer and the Human Resources division to take related action.

ORDER FOR ADJOURNMENT
CONSENT CALENDAR

NATIVIDAD MEDICAL CENTER:

16. Authorize the Purchasing Manager for Natividad Medical Center (NMC) to execute an Agreement with Beacon Partners for Meditech Patient Care System Project Manager Services per RFP No. 9600-3 at NMC in an amount not to exceed $745,000 for the period May 1, 2010 to October 31, 2011.

HEALTH AND SOCIAL SERVICES:

17. a. Amend Article I.E. of the Monterey County Master Fee Resolution pursuant to the Fee Schedule attached to reinstate fees relating to health permits for Aboveground Petroleum Storage Tanks;
   b. Commence the mandated Virginia Graeme Baker State Surcharge;
   c. Reduce miscellaneous fees for health permits; and
   d. Reduce the hourly rate for non-standard fees relating to oversight and services provided by the Health Department's Environmental Health Bureau.

GENERAL GOVERNMENT:

18. a. Approve and authorize the Chair to sign an Agreement for the Transfer of Real Property among the County of Monterey, the Redevelopment Agency of the County of Monterey, and York School supporting the transfer of 101.2 acres of land located in the Fort Ord Project Area from the Redevelopment Agency to York School as an Economic Development Conveyance (APN 031-131-006, COE Parcel L3.2); and
   b. Approve and authorize the Chair to sign a License between the County and York School to allow York School to use South Boundary Road to access the athletic fields north of South Boundary Road.

RMA - PLANNING DEPARTMENT:

19. Introduce, waive reading, and set May 18, 2010 at 1:30 P.M. as the date and time to consider adoption of an ordinance to add Chapter 18.27 to the Monterey County Code to create a pilot program implementing a state law commonly known as the Mills Act, to establish uniform procedures to preserve, restore, and maintain historic properties in exchange for preferential property tax assessment. (Mills Act Pilot Program Ordinance - Board Referral 2008.27, County-Wide)

RMA - PUBLIC WORKS:

20. a. Approve the transfer of $300,000 to the Storm Water Management Program from within the Road Fund, Fund 002, Unit 8195, Appropriation Unit RMA012, Account 6835 (Other Departmental Expenses) to Account 7614 (Operating Transfers Out);
b. Direct the Auditor-Controller to move appropriations in the amount of $300,000 from within the Road Fund, Fund 002, Unit 8195, Appropriation Unit RMA012, Account 6835 (Other Departmental Expenses) to Account 7614 (Operating Transfers Out); and

c. Direct the Auditor-Controller to transfer funds in the amount of $300,000 from the Road Fund, Fund 002, Unit 8195, Appropriation Unit RMA012, Account 7614 (Operating Transfers Out) to Litter Control, Fund 001, Unit 8194, Appropriation Unit RMA002, Account 5940 (Operating Transfers In) (4/5th vote required).

21. a. Award a contract in the total amount of $76,570 to Wysong Construction Co., the lowest responsible and responsive bidder, for Project No. 8520, Lake San Antonio and San Lorenzo Park Improvements - Re-Roof Buildings, Concessions Building, 2610 San Antonio Rd., Bradley/DeAnza Building, 1160 Broadway St., King City, Bid Package No. 10212;

b. Approve the Performance and Payment Bonds executed and provided by Fidelity and Deposit Company of Maryland;

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 to allocate the project funds.

22. a. Direct the Department of Public Works to perform a site and needs assessment of the King City Renovation capital improvement project for the Public Works' property and the Agricultural Commissioner offices located at 522 North 2nd Street in King City, CA;

b. Authorize the transfer of $125,000 from the Agricultural Commissioner's Fund, Fund 001, Unit 8001, to the Capital Projects Fund, Fund 402, Unit 8174, for the King City Renovation project;

c. Direct the Auditor-Controller to move appropriations in the amount of $125,000 within the Agricultural Commissioner's Fund, Fund 001, Unit 8001, Appropriation Unit AGR001, from Account 6211 (Agricultural Service & Supply) to Account 7614 (Operating Transfers Out);

d. Direct the Auditor-Controller to amend the FY 2009-10 Budget by increasing revenue and appropriations to the Capital Projects Fund, Fund 402, Unit 8174, Appropriation Unit RMA014, Accounts 7551 and 5940 (Construction in Progress and Operating Transfers In, respectively) in the amount of $125,000 (4/5th vote required); and

e. Direct the Auditor-Controller's Office and the County Administrative Office to amend the 2009-10 Budget and incorporate approved changes in the Fiscal Year 2010-11 Adopted Budget.
RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY

23. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   a. Adopt Resolution accepting a Quitclaim Deed transferring ownership of land on the former Fort Ord designated as Parcels L23.3.2.2, L23.3.3.1, and L23.3.3.2 (East Garrison II Development Parcels) from the Fort Ord Reuse Authority to the Redevelopment Agency of the County of Monterey; and
   b. Authorize the Chair of the Board of Directors of the Redevelopment Agency to sign the acceptance.

24. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   a. Approve and authorize the Chair to sign an Agreement for the Transfer of Real Property among the Redevelopment Agency, the County of Monterey, and York School supporting the transfer of approximately 101.2 acres of land located in the Fort Ord Project Area from the Redevelopment Agency to York School as an Economic Development Conveyance (APN 031-131-006, COE Parcel L3.2);
   b. Approve and authorize the Chair to sign an Agreement Containing Covenants Affecting Use of Property relating to the subject property; and
   c. Direct the Clerk of the Board to record the Agreement Containing Covenants Affecting Use of Property with the County Recorder.

25. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
   Approve a loan agreement in the amount of $450,000 between the Redevelopment Agency of the County of Monterey and the North County Recreation and Parks District to fund the implementation of the Japanese School Park Synthetic Turf Installation Project.

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MONTEREY COUNTY

BOARD OF SUPERVISORS

Supplemental for Tuesday, May 4, 2010

Item Removed Under Closed Session:
   d. Pursuant to Government Code section 54956.9(b), the Board will confer with legal counsel regarding two items one item of significant exposure to litigation.

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