REVISED

AGENDA

Tuesday, April 20, 2010

Revisions:
1. Modified the header to reflect the correct date of April 20, 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 anticipo 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

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 54956.9(b), the Board will confer with legal counsel regarding one item of significant exposure to litigation.

   b. 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

   c. 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)
      (2) Dorsami Reddy v. County of Monterey (MCSC Case No. M100570)

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.

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. **Receive a presentation from the Alisal Healthy Start Family Resource Center regarding The California Endowment 10-year initiative, “Building Healthy Communities” in East Salinas.**

11. **Appoint two members of the Board of Supervisors to serve as an Ad Hoc Committee to study and collaborate with other agencies to make recommendations on governance options for implementation of Monterey County's Comprehensive Violence Prevention, Intervention, Suppression and Reentry Framework.**

12. **Adopt Resolution honoring the Big Sur International Marathon on their 25th Presentation, which will be celebrated on April 25, 2010. (Full Board)**

13. **Adopt Resolution honoring Todd Lueders, President/CEO of the Community Foundation for Monterey County. (Full Board)**

14. **Adopt Resolution proclaiming the Month of May, 2010, as "Fruits and Vegetables Month" in Monterey County. (Full Board)**

15. **Adopt Resolution honoring Jack T. Baillie as a recipient of the National Steinbeck Center's 2010 Hall of Fame Award. (Full Board)**
16. Adopt Resolution honoring Tom Nunes as a recipient of the National Steinbeck Center's 2010 Hall of Fame Award. (Full Board)

17. Adopt Resolution honoring Bob Nunes as a Recipient of the National Steinbeck Center's 2010 Hall of Fame Award. (Full Board)

18. Adopt Resolution honoring Burton Anderson as the recipient of the National Steinbeck Center's 2010 Education Award. (Full Board)

19. Adopt Resolution honoring Richard R. Smith as a recipient of the National Steinbeck Center's 2010 Valley of the World Ag Leader Award. (Full Board)

20. Adopt Resolution honoring Claudia Alexander Smith as a recipient of the National Steinbeck Center's 2010 Valley of the World Ag Leader Award. (Full Board)

**APPOINTMENTS:**

21. Appoint Laura Harris to the Commission on Disabilities, term ending December 31, 2012. (Full Board)

**SCHEDULED MATTERS:**

S-1 Receive a presentation on Controlling Storm Run-off from Agricultural Land Research being conducted by Cooperative Extension Farm Advisors

S-2 a. Receive and approve the Capital Improvement Program Five Year Plan 2010-11 through 2014-15; and  
b. Approve the Capital Improvement Program Five Year Plan 2010-11 through 2014-15 for further consideration in the Fiscal Year 2009-10 Annual Budget process.

**12:00 P.M.**

Recess to Lunch

**1:30 P.M. RECONVENE**

**ROLL CALL:**

**SCHEDULED MATTERS:**

S-3 Public Hearing to consider the following actions:  
a. Deny Appeal by Bruce Meyer from the Planning Commission approval of a Combined Development Permit (PLN040581/Moellentine); and  
b. Adopt the Mitigated Negative Declaration and Mitigation Monitoring Reporting Plan; and
c. Approve Combined Development Permit (PLN040581/Moellentine) consisting of: Coastal Administrative Permit and Design Approval to demolish an existing 2,704 square foot single family residence and 426 square foot garage (3,130 square feet total), construct a new 4,884 square foot, 3-level single family residence with a 1,406 square foot subterranean garage, grading (400 cubic yards cut) [3,229 sq. ft. above grade; 1,655 sq. ft. lower habitable level; 1,406 sq. ft. is garage; 6,290 sq. ft. total all]; Variance to reduce the east side setback from five feet to three feet, six inches along a private easement; retaining walls; and Coastal Development Permit to allow development with a positive archaeological report, subject to conditions.  
(Appeal – PLN040581/Moellentine, 26195 Scenic Road, Carmel, Carmel Area Land Use Plan)

S-4 Consider a request for continuance from applicant to Tuesday, June 15, 2010; or Conduct a public hearing to consider the following actions:

a. Consider an appeal by Wayne Holman for Aromas Heritage Oaks LLC of the Planning Commission denial of a Combined Development Permit (Aromas Heritage Oaks; PLN980503) consisting of a 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. Adopt Resolution of intent and continue the public hearing to a date certain for staff to return with a resolution granting or denying the appeal with appropriate findings.

(PLN980503/Aromas Heritage Oaks LLC, North County Area Plan)

ORDER FOR ADJOURNMENT
CONSENT CALENDAR

HEALTH AND SOCIAL SERVICES:

22. Approve and authorize the Interim Director of Health to sign an Agreement for Fiscal Year 2009-10 with ValueOptions, Inc. for the administration of outpatient specialty mental health services for Medi Cal eligible youth who are placed out-of County for a total Agreement amount not to exceed $50,000.

23. a. Approve and authorize the Interim Director of Health to sign Amendment No. 1 to the Professional Services Agreement with Medical Doctor Associates to increase the Agreement by $165,000 for FY 2009-10 and $75,000 for Fiscal Year 2010-11, for the referral of Locum Tenens Physician/Psychiatric Service Providers, for a revised total not to exceed $770,000 for the period of December 1, 2009 through June 30, 2012; and

b. Authorize the Interim Director of Health to approve up to three (3) future Amendments to this Agreement where the Amendments do not exceed ten percent (10%) of the annual amount, and do not significantly alter the scope of work or result in an increase to Net County Contribution.

24. Concur with the Monterey County Workforce Investment Board (WIB) Executive Committee to:
   a. Approve the Workforce Investment Act Local Plan Modification for Program Year 2009-10; and
   b. Authorize the Chairperson of the Board of Supervisors to sign the local plan modification and local area grant recipient listing.

GENERAL GOVERNMENT:

25. a. Approve and authorize the Contracts/Purchasing Officer to execute an Agreement with Computer Generated Solutions, Inc. (CGS), effective from March 29, 2010 through March 28, 2015, for the CGS Unlimited Mailbox E-mail Archiving and e-Discovery solution system per County of Monterey Request For Proposal (RFP) No. 10199, with a total agreement amount not to exceed $138,300 of which $83,000 is allocated for Fiscal Year (FY) 2009-10, and an additional $13,860 allocated annually for FY 2010-11, FY 2012-13, FY 2013-14, and FY 2014-15; and

b. Approve and authorize the Contracts/Purchasing Officer to amend the Agreement if necessary provided there is not a significant change in the scope of work and the amendments do not exceed ten percent (10%) of the FY 2009-10 total Agreement amount.

26. Approve and authorize the Contracts/Purchasing Officer to execute a Professional Services Agreement with Lapkoff & Gobalet Demographic Research, Inc. for the purpose of providing demographic analysis in the County's Supervisorial
Redistricting efforts in the amount not to exceed $150,000 for the period of May 1, 2010 through December 31, 2011.

**RMA - PUBLIC WORKS:**


28. 
   a. Approve Plans and Special Provisions for the Traffic Signal Maintenance 2010-11 project in Monterey County; and
   b. Authorize the Clerk of the Board to advertise the "Notice to Bidders" in The Californian on April 26 and May 3, 2010.

29. 
   a. Approve the transfer of $803,125 for Roof Repairs and Renovations; 855 E Laurel, Bldg A-Equipment & Storm Water Management; San Lucas Branch Library; and the Seaside-Community Benefits Elevator from Capital Projects Fund, Fund 402, Unit 8174, Account 7521 (Unspecified-Needs Board Approval) and allocate to Facilities Project Fund, Fund 401, Unit 8184, Appropriation Unit RMA004;
   b. Direct the Auditor-Controller to move appropriations in the amount of $803,125 within Capital Projects Fund, Fund 402, Unit 8174, Appropriation Unit RMA014, from Account 7521 (Unspecified - Needs Board Approval) to Account 7614 (Operating Transfers Out); and
   c. Direct the Auditor-Controller to amend the Fiscal Year 2009-10 budget by increasing revenue and appropriations to Facilities Project Fund, Fund 401, Unit 8184, Appropriation Unit RMA004, Accounts 5940 and 6311, (Operating Transfers-In, and Buildings and Improvements Maintenance, respectively) in the amounts of $803,125 (4/5th vote required).

**RMA - MONTEREY COUNTY REDEVELOPMENT AGENCY**

30. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
    Direct the Auditor-Controller to increase revenues and appropriations in the FY 2009-10 budgets for Debt Service Funds to allow tax increment collections to be transferred to Capital and Housing Set-Aside Funds as follows: 1) Castroville-Pajaro Debt Service Fund (Fund 271) by $800,000 (4/5th vote required); 2) Boronda Debt Service Fund (Fund 272) by $800,000 (4/5th vote required); 3) Fort Ord Debt Service Fund (Fund 273) by $10,000 (4/5th vote required); and 4) East Garrison Debt Service Fund (Fund 274) by $400,000 (4/5th vote required).

31. Acting as the Board of Directors of the Redevelopment Agency of the County of Monterey:
    Approve Amendment No. 3 to a Professional Services Agreement dated August 24, 2009, with RBF Consulting to increase the amount of the agreement by $60,000 for staff assistance related to the Redevelopment Project Areas including
Agenda – April 20, 2010
Monterey County Board of Supervisors

Monterey County Board of Supervisors

Revised Addendum for Tuesday, April 20, 2010
View Addendum report at:

http://000sweb.co.monterey.ca.us/cob/BOS%20Supplemental%20Addendum/default.asp

Item Added Under Closed Session:

2. a. 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.

Item Added Under Other Board Matters:

20.1 Adopt Resolution designating the Week of April 18 through April 24, 2010, as National Crime Victims’ Rights Week in Monterey County.

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project management and permit processing assistance; total amount of the agreement not to exceed $160,000.

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