

Monterey County

*Monterey County Government Center
Board Chamber
168 W. Alisal St., 1st Floor
Salinas, CA 93901*



Action Minutes - Final

Wednesday, June 1, 2016

9:00 AM

**See separate agendas for all the Board of Supervisors governed
Agencies and Special Districts.**

Board of Supervisors

*Chair Jane Parker - District 4
Vice Chair Dave Potter - District 5
Supervisor Fernando Armenta - District 1
Supervisor Simón Salinas - District 3
Supervisor John M. Phillips - District 2*

9:00 A.M. - Call to Order

The meeting was called to order by Chair Parker.

Roll Call

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

Pledge of Allegiance

The Pledge of Allegiance was led by Clerk of the Board, Gail T. Borkowski.

Additions and Corrections

There were no additions or corrections to the agenda.

General Public Comment

There were no public comments.

Scheduled Matters

1. Adopt a Resolution for the Fiscal Year 2016-17 GANN Appropriation Limits pursuant to Article XIII B of the California Constitution.
A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to adopt Resolution No. 16-120 for the Fiscal Year 2016-17 GANN Appropriation Limits pursuant to Article XIII B of the California Constitution. ALL AYES
2. Open the public hearing to consider the FY 2016-17 Recommended Budget.
Opened the public hearing to consider the FY 2016-17 Recommended Budget.
3. County Administrative Officer's comments on the FY 2016-17 Recommended Budget.
County Administrative Officer Dr. Lew Bauman presented the Fiscal Year (FY) 2016-17 Recommended Budget.
4. Report of the Budget Committee and Comments by Board Members.
Supervisor Armenta thanked the CAO Budget staff, the public and Supervisor Parker for their support and service to the Budget Committee. He noted that all County Departments sacrifice and made decisions in the face of challenges this year, as in past years. He advised that we all need to be more creative and flexible in making adjustments throughout the year in order to do more with less. He reminded everyone to be more responsive to Monterey County residents. He thanked Supervisor Parker, County residents and staff for their efforts.

Supervisor Potter thanked Supervisor Salinas for a well-done, hard worked year. He noted that the County has been tasked with more capital improvement projects this year and that it is imperative that the Board be kept apprised of the projects in order to assure projects come in on time and on budget. He recommended that the ERP Project be treated as a Capital Improvement project, financed accordingly, and charges should be assessed through the COWCAP system. He commented that the County should know the actual costs of the system and, although this isn't before the Board today, the Board should decide today whether this warrants designation as a capital improvement project. He specified Fund 403 on page 690 of the Budget book as a possible funding resource.

Supervisor Salinas commented that the Board deals with increasing needs and challenges in receiving revenue from Sacramento & Washington and this requires the Board to prioritize diverse needs and resources. The Board has to pay attention to the needs of local constituencies. Everyone will do all possible to balance the needs and resources. He pointed out a misspelling on page 562, second column of the Budget book.

Supervisor Phillips advised that budgets are always a tough and this year is a especially trying. There are necessary capital and long needed improvements to the jail, juvenile hall, and the East/West wing. He agreed that while the ERP system project is necessary, exploring financing the project as a capital improvement project makes fiscal sense, because costs have increased by \$11 million dollars. This has significant impacts to the departments, small and large.

Supervisor Parker expressed her appreciation to County staff for their work on the budget. As a member of the Budget Committee, she noted they are looking at various long term sustainability issues that are being studied with departments. Recommendations will be coming forward throughout the month, including a recommendation from Economic Development to look at the formula for Transient Occupancy Tax (TOT) allocations and its sustainability over time. The committee has requested options be provided for review before bringing this to the full Board. Other issues include, the Public Defender's Office study, which indicates a need for the allocation of more resources to that department. The Budget Committee has requested that the Public Defender provide an implementation plan and timeline for further evaluation.

5. County Administrative Office presentation of the FY 2016-17 Recommended Budget.

Dewayne Woods and Paul Lewis presented the Fiscal Year (FY) 2016-17 Recommended Budget.

6. Public Comment regarding the Recommended Budget & Departmental Budget Hearings (Limited to 3 minutes per speaker).

Ken Ekelund; Councilmember Mike LeBarre; Stephen Thompson; Alvin Maynard; Scott James; Rick Jensen; John Anthony; Bandy Smith; Patty Garcia; D.D. Fleming; Rob Palladini; Sydney Blankenship; Phillip Moore, with Bill Shelby; Debbie LaSalla; Cathy Fornone; Carolyn; Rich Lingor; Bill Obemeyer; Michael Emmett; Brian Turlington; Joe Renucci; Julie Filice; Harry Gamotan; Pat Butcher; Pamel Westin; Terry Davis; Mario Robles; Manuel Sanchez; Anthony Heilman; Roberto Fietes; Jacqueline Simon; Jackie Fry; Jay

Donato.

7. Departmental Budget Hearings Schedule (attached order of Departmental Budget Hearings).

Unless otherwise noted, the Board by consensus moved Department Budgets forward to June 21, 2016 for final approval. Continued hearings on items 38-42 and Board governed Agencies and Special Districts to June 2, 2016 at 9:00 a.m.

Recess to Lunch: Time to be Determined

3:00 PM Reconvene

Roll Call

Present: 5 - Supervisor Jane Parker, Supervisor Fernando Armenta, Supervisor Dave Potter, Supervisor John M. Phillips and Supervisor Simón Salinas

3:00 P.M. - Scheduled Matters

8. Receive and accept the certified results of the examination of initiative petition "Prohibit Fracking and Oil and Natural Gas Well Stimulation Treatments, Prohibit Oil and Natural Gas Wastewater Injection and Impoundment, and Limit New Oil and Natural Gas Operations in Unincorporated Monterey County".

A motion was made by Supervisor Fernando Armenta, seconded by Supervisor Simón Salinas to receive and accept the certified results of the examination of initiative petition "Prohibit Fracking and Oil and Natural Gas Well Stimulation Treatments, Prohibit Oil and Natural Gas Wastewater Injection and Impoundment, and Limit New Oil and Natural Gas Operations in Unincorporated Monterey County". ALL AYES

9. Consider:
1. Adopting the Initiative "Prohibit Fracking and Oil and Natural Gas Well Stimulation Treatments, Prohibit Oil and Natural Gas Wastewater Injection and Impoundment, and Limit New Oil and Natural Gas Operations in Unincorporated Monterey County" as the County's Ordinance and General Plan Amendments; or
 2. Setting for Adoption the Initiative as the County's Ordinance and General Plan Amendments at the June 7th Board meeting; or
 3. Ordering impact reports to facilitate the decision whether the County should adopt the ordinance or refer the matter for vote at the next scheduled election; and
 4. Directing the County Auditor to prepare reports and a fiscal impact statement consistent with Elections Code 9160(c) for placement on the ballot.

Public comment: Bob Sagala; Larry Rebecki; Steve Eklund; Lauar Solorio; Denise Frishmuth; Cassandra Palmetto; Don King; Monica Rico Cortez; Robert Frishmuth; Andy Hsia-Coron; Madison Burton; Drake Sapegau; Ashley Stubbs;

Amber Johnson; David; Madeline Clark; Stephanie Krantz; John Martinez; Margaret Rebecki; Mary Hsia-Coron; Margaret Serna-Bonetti; Charles Alexander; Ernesto Zameda; Jeffrey Varnum; Susie; Mary Perez; Chad Balliseri; Carol Erickson; Female-name unintelligible; Vernetta McGuire; Robert; Tomas Rebecki;

Considered:

- a. Adopting the Initiative "Prohibit Fracking and Oil and Natural Gas Well Stimulation Treatments, Prohibit Oil and Natural Gas Wastewater Injection and Impoundment, and Limit New Oil and Natural Gas Operations in Unincorporated Monterey County" as the County's Ordinance and General Plan Amendments; or
- b. Setting for Adoption the Initiative as the County's Ordinance and General Plan Amendments at the June 7th Board meeting; or
- c. Ordering impact reports to facilitate the decision whether the County should adopt the ordinance or refer the matter for vote at the next scheduled election; and
- d. Directing the County Auditor to prepare reports and a fiscal impact statement consistent with Elections Code 9160(c) for placement on the ballot.

A motion was made by Supervisor Simón Salinas, seconded by Supervisor John M. Phillips to:

- c. Order impact reports to facilitate the decision whether the County should adopt the ordinance or refer the matter for vote at the next scheduled election, under Election Code Section 9111; and
 - d. Direct the County Auditor- Controller to prepare reports and a fiscal impact statement consistent with Elections Code 9160(c) for placement on the ballot.
- 2-3 (Supervisors Armenta, Parker and Potter Dissented)

MOTION FAILED

A motion was made by Supervisor Jane Parker, seconded by Supervisor Dave Potter to direct the initiative be placed on the ballot and directed County Counsel to prepare an impartial analysis, gathering information in any way he deems appropriate. 4-1 (Supervisor Phillips Dissented)

10. Continue Departmental Budget Hearings, if needed, to June 2, 2016 at 9:00 a.m. and June 3, 2016 at 9:00 a.m. in the Government Center Building - Board Chambers, 168 W. Alisal Street, 1st Floor, Salinas, CA 93901.

The Board continued Departmental Budget Hearings on items 38 through 42 and Board governed Agencies and Special Districts to June 2, 2016 at 9:00 a.m. and June 3, 2016 at 9:00 a.m. if needed, in the Government Center Building - Board Chambers, 168 W. Alisal Street, 1st Floor, Salinas, CA 93901.

Adjournment

APPROVED:

/s/ Jane Parker

**JANE PARKER, CHAIR
BOARD OF SUPERVISORS**

ATTEST:

BY: /s/ Gail T. Borkowski

GAIL T. BORKOWSKI

CLERK OF THE BOARD

APPROVED ON 09-20-2016

Finance and Administration (General Government)**Consent****11. 1000 Board of Supervisors (BOA001)...pg. 157****1050 County Administrative Office...pg. 163**

- 8045 Administration & Finance (CAO001)
- 8046 Budget & Analysis (CAO001)
- 8047 Contracts/Purchasing (CAO002)
- 8054 Intergovernmental & Legislative Affairs (CAO004)
- 8056 Office of Emergency Services (CAO005)
- 8440 Office of Community Engagement and Strategic Advocacy (CAO024)
- 8451 Fleet Administration (CAO025)
- 8452 Shuttle (CAO025)
- 8453 Vehicle Replacement Program (CAO026)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Fernando Armenta to restore full funding to Budget Unit 1050-8054 Intergovernmental & Legislative Affairs (CAO004). 4-1 (Supervisor Parker Dissented)

12. 1050 CAO Non-Departmental...pg. 188

- 8028 Contribution-Proposition 172 (CAO007)
- 8029 Contributions - Other Agencies (CAO007)
- 8031 Trial Courts (CAO008)
- 8035 County Memberships (CAO013)
- 8037 Medical Care Services (CAO016)
- 8038 Other Financing Uses (CAO017)
- 8039 Other General Expenditures (CAO014)
- 8041 Non-Program Revenue (CAO019)
- 8412 Homeland Security Grant (CAO0023)

A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to approve expenditure for CAO 1050 Unit-8029 Contributions - Other Agencies (CAO007) (Water Authority), with the understanding that a scope of work will be provided. 4-1 (Supervisor Parker Dissented)

13. 1060 Human Resources Departmental...pg. 203

- 8401 Labor & Employee Relations (HRD001)
- 8402 Employment & Information Systems (HRD001)
- 8403 Learning & Organizational Development (HRD001)
- 8404 Employee Benefits (HRD001)
- 8445 Human Resources Administration (HRD001)

This General Agenda Item was approved

- 14. 1060 Human Resources Non-Departmental...pg. 220**
8413 Dental (HRD002)
8414 Vision (HRD002)
8415 EAP (HRD002)
8416 Disability (HRD002)
8417 Unemployment (HRD002)
8418 Misc. Benefits (HRD002)
8419 OPEB (HRD002)
- 15. 1080 Equal Opportunity...pg. 259**
8066 Equal Opportunity Office (EQU001)
- 16. 1110 Auditor-Controller Departmental...pg. 263**
8011 Auditor-Controller (AUD001)
8371 Debt Management (AUD001)
8372 Disbursements (AUD001)
8373 Systems Management (AUD001)
8374 General Accounting (AUD001)
8375 Internal Audit (AUD001)
- 17. 1110 Auditor-Controller Non-Departmental...pg. 281**
8005 County Overhead Recovered (AUD003)
8006 Enterprise Resource Project (AUD006)
8007 Public Improvement Corporation Debt Service (AUD005)
8009 Short Term Borrowing (AUD004)
8010 Annual County Audits (AUD002)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor John M. Phillips to have the Auditor-Controller and the CAO Budget Division discuss and find another funding formula for the ERP Project, along the lines of a capital improvement project, to see what savings can be realized and to lessen the impacts to miscellaneous departments across the board.; and return later as part of the budget process with a recommendation. ALL AYES**
- 18. 1210 County Counsel Departmental...pg. 311**
8057 County Counsel (COU001)
8407 Risk Management (COU002)
- 19. 1210 County Counsel Non-Departmental...pg. 322**
8405 Grand Jury (COU005)
8408 General Liability (COU003)
8409 Workers' Compensation (COU004)
8429 Enterprise Risk (COU006)
- 20. 1300 Clerk of the Board...pg. 329**
8019 Assessment Appeals Board (COB001)
8020 Clerk of the Board (COB001)

21. **1410 Elections...pg. 337**
8064 Elections (ELE001)
22. **1930 Information Technology...pg. 351**
8432 ITD Administration (INF002)
8433 Applications (INF002)
8434 Customer Service (INF002)
8435 Enterprise Operations (INF002)
8436 Infrastructure (INF002)
8437 Security (INF002)
8439 Information Technology Department (INF002)
23. **1070 Economic Development...pg. 229**
8042 Cluster Loans (DEO018)
8043 Development Set-Aside (DEO019)
8044 Revolving Loan Program (DEO020)
8199 Community Development Reuse (DEO003)
8200 Community Development Grant (DEO003)
8208 Inclusionary Housing (DEO002)
8221 Economic Development Administration (DEO001)
8427 WDB-OET (DEO026)
8431 East Garrison Development Reimbursement (DEO028)

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to adjust the formula and allocate \$1,862,606 for Transient Occupancy Tax for FY 2016-17. ALL AYES

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to increase the annual allocation to the Monterey County Business Council to \$100,000 for FY 2016-17. ALL AYES

A motion was made by Supervisor John M. Phillips, seconded by Supervisor Dave Potter to allocate \$100,000 to the Economic Development Department for FY 2016-17. ALL AYES

Supervisor Potter noted the excessive overuse in Big Sur and requested outreach occur with the Big Sur community to figure out what improvement will be; TOT could be a good source of monies; requested the Resource Management Agency assist in getting more definitive information.

Regular

24. **1180 Assessor-County Clerk-Recorder...pg. 301**
8003 Assessor (ACR001)
8004 Clerk/Recorder (ACR002)
25. **1170 Treasurer-Tax Collector...pg. 289**
8263 Property Tax (TRE001)
8264 Revenue (TRE001)

8266 Treasury (TRE001)

Land Use and Environment

Consent

26. **2810 Agricultural Commissioner...pg. 453**
8001 Agriculture/Weights & Measures (AGR001)
8002 Produce Inspection (AGR001)

Regular

27. **3000 Resource Management Agency...pg. 461**
- 3000 RMA Land Use/Community Services...pg. 471**
8170 Building Services (RMA011)
8172 Planning (RMA001)
8196 Development Services (RMA010)
8444 Environmental Services (RMA099)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to approve requested RMA augmentations for Zone 2C-\$565,000, Carmel River Lagoon Sandbar-\$200,000; CR Free-\$100,000; one position for Fire Safe Council -\$193,363; two RMA positions -\$393,377; \$2 million per year for road fund; Toro Sewer -\$125,000; look at the road fund policy for the long term; look at other ways of procuring Calfire services. ALL AYES**
28. **3000 Public Works/Facilities...pg. 482**
8173 Architectural Services (RMA003)
8176 Facilities Maintenance (RMA006)
8181 Grounds (RMA006)
8194 Litter Control (RMA002)
8195 Road & Bridge Engineering (RMA012)
8443 Roads & Bridges - Maintenance (RMA012)
29. **3000 RMA Administration/General Services...pg. 495**
8174 Facility Master Plan Projects (RMA014 and RMA015)
8175 County Disposal Sites (RMA039)
8177 Courier (RMA005)
8178 Mail (RMA005)
8182 Utilities (RMA098)
8183 Real Property (RMA006)
8184 Facilities Maintenance Projects (RMA004)
8188 Shuttle (RMA007)
8197 County Sanitation Districts (RMA040, RMA041, RMA043,

RMA045-RMA046 & RMA091 & RMA093)
8198 County Service Areas (RMA047-RMA049,
RMA052-RMA088 & RMA090)
8222 RMA Administration (RMA013)
8468 Capital Projects (RMA014)
8469 Special District Administration (RMA100)

Health and Sanitation

Consent

30.

4000 Health...pg. 513

8096 Clinical Services Administration (HEA007)
8097 Alisal Health Center (HEA007)
8098 FQHC Billing (HEA007)
8099 Laurel Family Clinic (HEA007)
8100 Laurel Internal Medicine (HEA007)
8101 Laurel Pediatrics Clinic (HEA007)
8102 Laurel Women's Health Clinic (HEA007)
8103 Marina Health Center (HEA007)
8105 Seaside Family Health Center (HEA007)
8107 Laurel Admin (HEA007)
8108 Ambulance Service (HEA010)
8109 EMS Operating (HEA006)
8111 Uncompensated Care (HEA009)
8112 Consumer Health Protection (HEA005)
8113 Recycling & Resource Recovery (HEA005)
8114 Solid Waste Management (HEA005)
8115 Environmental Health Review (HEA005)
8116 Hazardous Materials Management (HEA005)
8117 Environmental Health Fiscal/Admin (HEA005)
8118 Public Guardian/Administrator/Conservator (HEA008)
8121 Children's Medical Services (HEA004)
8124 Public Health (HEA003)
8272 Drinking Water Protection Service (HEA005)
8410 Behavioral Health (HEA012, HEA015 & HEA016)
8424 Health Realignment (HEA13)
8438 Health Department Administration (HEA14)
8442 Animal Services (HEA001)
8446 Bienestar Salinas (HEA007)
8447 Marina Integrative Clinic (HEA007)
8448 Laurel Vista (HEA007)
8449 CI Services Quality Improvement (HEA007)

8450 Customer Service Center (HEA007)
8466 Bienstar King City (HEA007)

Natividad Medical Center

- 31. **9600 Natividad Medical Center...pg. 657**
 - 8142 Natividad Medical Center (NMC001)

Public Assistance

Consent

- 32. **5010 Social Services...pg. 585**
 - 8252 CalWORKS/TANF (SOC001)
 - 8253 General Assistance (SOC002)
 - 8254 IHSS Wages/Benefits (SOC001)
 - 8255 Out of Home Care (SOC001)
 - 8257 Community Action Partnership (SOC007)
 - 8258 Community Programs (SOC004)
 - 8259 IHSS Public Authority (SOC008)
 - 8260 Military & Veterans Services (SOC003)
 - 8262 Social Services (SOC005)
 - 8268 Area Agency on Aging (SOC010)
 - 8425 Social Services Realignment (SOC012)
 - 8464 Protective Services (SOC011)

Public Safety/Criminal Justice

Consent

- 33. **1520 Emergency Communications...pg. 343**
 - 8065 Emergency Communications (EME001)
 - 8426 Emergency Communication (EME002)
- 34. **2250 Child Support Services...pg. 377**
 - 8018 Child Support Services (CHI001)
- 35. **2550 Probation...pg. 429**
 - 8162 Alternative Programs (PRO001 & PRO002)
 - 8163 Juvenile Hall (PRO001)
 - 8164 Youth Center (PRO001 & PRO002)
 - 8165 Adult Probation (PRO001 & PRO002)

8166 Juvenile Probation (PRO001 & PRO002)
8167 Probation Administration (PRO001)

Regular

- 36. 2300 Sheriff-Coroner...pg. 395**
8224 Fiscal Division (SHE001)
8225 Civil Division (SHE001)
8226 Coroner Division (SHE002)
8227 Professional Standards Division (SHE001)
8229 Records and Warrants Division (SHE001)
8233 Custody Compliance & Administration (SHE003 & SHE006)
8234 Court Services Division (SHE003 & SHE006)
8235 Transportation Unit (SHE003)
8237 Inmate Medical Program (SHE004)
8238 Jail Operations (SHE003 & SHE006)
8239 Inmate Programs (SHE003)
8240 Jail Support Services (SHE003)
8242 Enforcement Operations & Administration (SHE001 & SHE006)
8245 Investigations Division (SHE001 & SHE006)
8246 Narcotics (SHE006)
8250 Special Operations Division (SHE001)
8273 Sheriff's Office Administration (SHE001)
8400 Administration Bureau (SHE001)
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to approve augmentations for two Forensic Evidence Technicians and 24 unfunded Sheriff Deputy positions, to be funded as resources are found. 3-2 (Supervisors Phillips and Parker Dissented) MOTION FAILED**
- A motion was made by Supervisor Dave Potter, seconded by Supervisor Simón Salinas to approve the Sheriff's requested augmentation for two Forensic Evidence Technicians. ALL AYES**
- 37. 2240 District Attorney...pg. 371**
8062 Civil (DIS001)
8063 Criminal (DIS001 & DIS002)
- A motion was made by Supervisor Simón Salinas, seconded by Supervisor Fernando Armenta to approve the augmentation for four new positions in the amount of \$305,000; directed DA to work with the CAO Budget office to determine if the positions can be phased in to alleviate budget impacts. ALL AYES**
- 38. 2270 Public Defender...pg. 383**
8168 Alternate Defenders Office (PUB001 & PUB002)
8169 Public Defender (PUB001 & PUB002)

Recreation and Education Services

Consent

- 39. **6110 Library...pg. 611**
 8141 Library (LIB001)

- 40. **6210 Cooperative Extension...pg. 617**
 8021 Cooperative Extension (EXT001)
 8022 Cooperative Ext-Reimbursed Projects (EXT001)

Regular

- 41. **7500 Parks (General Fund)...pg. 625**
 8143 Jacks Peak (PAR001)
 8144 Laguna Seca Park (PAR001)
 8145 Laguna Seca Rifle Range (PAR001)
 8146 Laguna Seca Track (PAR001)
 8147 Manzanita Park (PAR001)
 8148 Royal Oaks (PAR001)
 8149 San Lorenzo County Park (PAR001)
 8150 Special Events (PAR001)
 8151 Toro Park (PAR001)
 8152 Historian (PAR001)
 8154 Park Administration (PAR001)
 8278 North County Administration (PAR001)

- 7500 Parks Fish & Game...pg. 646**
 8155 Fish and Game (PAR002)

- 7500 Parks Resorts (Fund 452)...pg. 647**
 8385 Resort at Nacimiento Lake Operations (PAR004)
 8386 Resort at San Antonio Lake Operations (PAR004)
 8388 North Shore Lake San Antonio (PAR004)
 8389 South Shore Lake San Antonio (PAR004)
 8390 Lakes Events (PAR004)
 8391 Lakes Administration (PAR004)

Finance and Administration (General Government)

Regular

- 42. 1050 CAO Non-Departmental...pg. 195**
 8034 Contingencies (CAO020)