



SAN BENITO COUNTY BOARD OF SUPERVISORS

Mark Medina
District No. 1
Chair

Anthony Botelho
District No. 2

Peter Hernandez
District No. 3

Jim Gillio
District No. 4

Jaime De La
Cruz
District No. 5
Vice-Chair

County Administration Building - Board of Supervisors Chambers, 481 Fourth Street, Hollister,
California

REGULAR MEETING MINUTES

January 15, 2019

9:00 AM

Mission Statement

The County Board of Supervisors will recognize the public trust it holds, will on all occasions conduct business with honesty, integrity, and respect for the individual, and will hold the organization of County government to that same standard.

The San Benito County Board of Supervisors welcomes you to this meeting and encourages your participation.

- If you wish to speak on an item contained in the agenda please complete a Speaker Card identifying the item(s) and provide it to the Clerk of the Board prior to consideration of the item.

Each individual speaker will be limited to a presentation total of (3) minutes unless otherwise permitted by the Board Chair.

CALL TO ORDER

The meeting was called to order at 9:01 a.m. by Chairman Anthony Botelho. Those present were Supervisors Jaime De La Cruz, Mark Medina, Jim Gillio and Peter Hernandez, as well as County Counsel Barbara Thompson, County Administrative Officer Ray Espinosa, and Clerk of the Board Janet Slibsager.

- a. Pledge of Allegiance

**Pledge of Allegiance to be led by Supervisor Anthony Botelho,
District #2.**

The Pledge of Allegiance was led by Chairman Anthony Botelho.

Chairman Botelho congratulated the two new Supervisors, Jim Gillio and Peter Hernandez.

b. Acknowledge Certificate of Posting

MOTION:

Motion to acknowledge the Certificate of Posting:

Made by Vice-Chair Jaime De La Cruz and seconded by Supervisor Jim Gillio

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

Certificate of Posting.

c. Presentations and Recognitions

BOARD OF SUPERVISORS

(1) Open nominations and conduct election for Chair of the Board of Supervisors for 2019;

(2) Open nominations and conduct election for the Vice-Chair of the Board of Supervisors for 2019;

SBC FILE NUMBER: 156

Chairman Botelho opened the nominations for Board Chairman for 2019.

Chairman Botelho turned the gavel over to the new Chairman Mark Medina proceed with the rest of the meeting.

Chairman Mark Medina thanked his colleagues for their vote to become Chair for 2019. He said that it is going to be a fast and hard year. He said that his expectations are to complete everything we put our heads to. We need to make sure that we move this County forward and listen to our constitutes. Thanked the Board for their positive vote.

Chairman Medina asked for a nomination for the Board Vice Chairman for 2019.

Motion by Supervisor Anthony Botelho nominating Jaime De La Cruz for Vice-Chairman, seconded by Supervisor Jim Gillio. (5/0 vote)

MOTION:

Motion nominating Mark Medina for Board Chairman for 2019:

Made by Supervisor Jim Gillio and seconded by Vice-Chair Jaime De La Cruz

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

BOARD OF SUPERVISORS

Receive and approve Committee appointments from the newly elected Chair of the Board of Supervisors for 2019.

SBC FILE NUMBER: 156

Chairman Mark Medina read his committee appointments for 2019 and announced that they were put in the back of the room for the public to review.

MOTION:

Motion to accept 2019 Committee Appointments

Made by Supervisor Jim Gillio and

as presented by the Chairman Mark Medina:

seconded by Vice-Chair Jaime De La Cruz

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

BOARD OF SUPERVISORS

Present Certificate of Recognition to Rita Campbell of the Probation Department for over 27 years of service to the County of San Benito upon her retirement.

SBC FILE NUMBER: 156

Supervisor Jim Gillio presented Certificate of Recognition to Rita Campbell for her 27 plus years of service with the County of San Benito upon her retirement.

Rita thanked the Chair and all of the Supervisors. Gives her great pleasure to accept this certificate and is very grateful that she has been able to serve 27 years with San Benito County under the Probation Department. She thanked all her chiefs that she had the opportunity to learn so much from and her support staff, present and the past, as they made her job easier. She said that she has worked with so many great people during this amazing journey. It has been a great career but it is now time to move forward in my next chapter of life called retirement, which will give me more time to spend with my family and other things. She said that she is leaving with so many good memories and thanked everyone that she had the opportunity to work with in San Benito County, it has been an amazing journey!

BOARD OF SUPERVISORS

Present Certificate of Recognition to Mary Lou Andrade of the Treasurer/Tax Collectors Office for 35 years of service with the County of San Benito upon her retirement.

SBC FILE NUMBER: 156

Chairman Mark Medina presented Certificate of Recognition to Mary Lou Andrade for her 35 plus years of service with the County of San Benito in the Treasurer/Tax Collectors Office.

Mary Lou thanked the Board. She said that she is thankful for all of the support that past and current Board's have given. She thanked the voters of San Benito County for bestowing their confidence in her and to all of her past and present employees thanked worked in her department through out these years without them she would not have been able to do her job. She said that she is very honored that she was able to serve San Benito County all of these years. She said that it has been an experience of a life time that she will never forget.

d. Public Comment

Opportunity to address the Board on items of interest not appearing on the agenda. No action may be taken unless provided by Govt. Code Section 54954.2.

Those speaking from the public were: Richard Ferreira, CSA 35-Union Heights resident, spoke about obtaining a record from the Clerk of the Boards Office for CSA 35 in regards to the gates within an hour of his request. He spoke of the past two years and being in odds with the County in regards to servicing CSA 35. Spoke of the several meetings they have had and the disagreements. Spoke of the document he obtained in regards to road maintenance behind gated property and why

the RMA Director had stopped all maintenance in CSA 35. Spoke of contracted services for CSA 35 residents that is not being done per the agreement. He said that he hopes that the Board addresses this issue.

Susan Logue, Friends of the Library, thanked the Board present and past for their support and in increasing the Library days, we are now open 7 days a week. Spoke about how their Holiday Program went in December. Announced that their Annual Fundraiser, Tea and Treasurer, is on March 17th for more information you can contact sbcfriends.org. She spoke about the coalition for a new community Library and resource center and that they will be meeting on January 19th at the Library if anyone is interested in attending they can visit the website at www.sbcnewlibrary.org.

e. Department Head Announcements: Information Only

CAO Ray Espinosa announced that on Item #13 on the consent agenda to add in the motion that Jaime De La Cruz is the Delegate and Peter Hernandez the Alternate to the Monterey Bay Community Power Policy Board.

CAO Ray Espinosa introduced Edgar Nolasco as new employee to the CAO's office as Deputy CAO from Santa Cruz County.

Mr. Nolasco said that it is a honor to serve as their new Deputy CAO. He said that he is really excited to be here and looking forward to being a part of this great team in the County of San Benito.

OES Manager Kevin O'Neill announced that we keep receiving checks from the 2017 floods, approximately \$150,000 and that the work on Lovers Lane is complete and will soon be seeing a check for that. Spoke of the upcoming storm and how it will probably be the worst for this year, not expecting any major impacts, however, they are trying to prepare what may happen. He welcomed the new member of the Board.

f. Board Announcements: Information Only

Supervisor Jim Gillio thanked all of the voters for their confidence in placing him in the District 4 seat and thanked all of the team members for the County that has taken their time in answering his questions and taking his calls the last couple of weeks. He spoke of a couple of things that he would like to try and address in 2019; Economic development and bringing jobs to our County and investing in an Economic Director and partnering with the City of Hollister, San Juan Bautista and get something going. Thanked the County team members for getting together and working on CSA issues, there is a lot of concerns and understands what they are going through.

He said that he received a call from the Pinnacles Gateway Partners and that he has reached out to staff about putting up a closed sign between here and the Pinnacles to let the public know that the park is closed so that they do not have to drive clear there to find out it is closed.

He spoke of how government needs to be watched either by the media or the grand jury and hopes that the Board could find some money to the civil grand jury to do the job that they need to do to make sure that we are doing our job appropriately.

Supervisor Jaime De La Cruz thanked the Board for electing him as Vice-Chair. He spoke of the CSAC conference that he attended in November and one of the sessions that he attended was for the Census. He mentioned how important it is to get an accurate count in San Benito County so that we can get our fair distribution of money from the Federal and State level.

Supervisor Anthony Botelho wished everyone a Happy New Year. He spoke of calls and emails that he had received with concerns to the conditions of the roads. He said that he hopes that the Board can consider contracting for additional help to help the road crew in getting roads repaired,

since our road crew is limited with staff. He spoke of an animal control matter that happened in his district over the holiday and tipped his hat to our animal control service for their great assistance.

Supervisor Peter Hernandez thanked everyone for their support. Spoke about trying to increase the sales tax base and economic development and how it is an opportunity. He said that he is excited to work with the Board and to try and create a unified community addressing the roads and housing issues. Thanked the constituents who voted for him and thanked those that taken the time to meet with him.

CONSENT AGENDA

These matters shall be considered as a whole and without discussion unless a particular item is removed from the Consent Agenda. Approval of a consent item means approval of the recommended action as specified on the Agenda Item Transmittal.

If any member of the public wishes to comment on a Consent Agenda Item, please fill out a speaker card, present it to the Clerk prior to consideration of the Consent Agenda and request the item be removed and considered separately.

MOTION:

Motion to approve Consent Agenda Items #1 - #37, with the exception of Item #35, which Supervisor Botelho abstained from and #Item #13 adding Supervisor De La Cruz as the Delegate and Supervisor Hernandez as the Alternate:

Made by **Supervisor Jim Gillio** and seconded by **Chairman Mark Medina**

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

1. **AGRICULTURAL COMMISSIONER - K. OVERSTREET**
Request approval for Agricultural Commissioner to travel out of state to Washington, D.C. from March 3, 2019 through March 8, 2019, to attend the California Agricultural Commissioners and Sealers Association (CACASA) annual delegation.
SBC FILE NUMBER: 1.1
2. **AGRICULTURAL COMMISSIONER - K. OVERSTREET**
Approve State contract, 18-0299-036-SF, for Light Brown Apple Moth regulatory activities, from July 1, 2018 through June 30, 2019. Total contract value is \$19,279.80.
SBC FILE NUMBER: 1.1
3. **BEHAVIORAL HEALTH DEPARTMENT - A. YAMAMOTO**
Approve contract renewal with BHC Heritage Oaks Hospital for the period of July 1, 2018 through June 30, 2019, for a maximum amount not to exceed \$94,000.00.
SBC FILE NUMBER: 810
4. **BEHAVIORAL HEALTH DEPARTMENT - A. YAMAMOTO**

Authorize the County Behavioral Health Director to pay annual member contribution of \$29,836.80 of County MHSa Prevention and Early Intervention Funds to CalMHSa for FY 2018-19.

SBC FILE NUMBER: 810

5. **BEHAVIORAL HEALTH DEPARTMENT - A. YAMAMOTO**

1)Authorize the County's Behavioral Health Director to sign Contract Agreement Amendment No. 17-94152- A01and Certifications with the State Department of Health Care Services, Substance Use Disorders Programs for FY-2017-18-19-20 and:

2)Adopt Board of Supervisors Resolution and authorize the Chair of the Board to sign said resolution to accept the Amended Contract Agreement No. 17-94152-A01, with the State Department of Health Care Services, Substance Use Disorders Programs for FY-2017-18-19-20.

SBC FILE NUMBER: 810

RESOLUTION NO: 2019-1

6. **BOARD OF SUPERVISORS**

Approve the appointment of Robert Eggers to the Planning Commission as a District #3 representative for the period of 1/15/19 through 1/1/23.

SBC FILE NUMBER: 156

7. **BOARD OF SUPERVISORS**

Approve the appointment of Robert Scagliotti to the Fish & Game Advisory Commission as a District #3 representative for the period of 1/15/19 through 1/1/23.

SBC FILE NUMBER: 156

8. **BOARD OF SUPERVISORS**

Approve the appointment of Paul Hain to the Parks and Recreation Commission as the Historical Society representative, upon the resignation of Don Pidd to be effective January 15, 2019.

SBC FILE NUMBER: 156

9. **BOARD OF SUPERVISORS**

Approve the appointment of Sandy Swint to the Parks & Recreation Commission as a District #4 representative for the period of January 15, 2019 through January 15, 2023.

SBC FILE NUMBER: 156

10. **BOARD OF SUPERVISORS**

Approve the appointment of Robert Gibson to the Planning Commission as District #4 Representative for the period of January 15, 2019 through January 15, 2023.

SBC FILE NUMBER: 156

11. **BOARD OF SUPERVISORS**

Approve the appointment of Eduardo Navarro to the Planning Commission and a District #1 representative for the period of January 15, 2019 through January 15, 2021, upon the resignation of Mark Tognazzini.

SBC FILE NUMBER: 156

12. **CLERK OF THE BOARD OF SUPERVISORS - J. SLIBSAGER**
Approve the action minutes of the November 20, 2018 regular meeting.
SBC FILE NUMBER: 119
13. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**
Approve the appointment of a primary and alternative on the Policy Board of Directors for Monterey Bay Community Power Authority; authorize the Chair to sign letter of appointment.
SBC FILE NUMBER: 156
14. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**
Approve the appointment of Edgar Nolasco to serve as an alternative on the Operations Board on behalf of San Benito County on the Monterey Bay Community Power Authority, Joint Exercise of Power Agreements (JPA).
SBC FILE NUMBER: 156
15. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**
Approve and Review the Annual Impact Fee Report for 2017-2018 and the Five year Impact Fee Report for Fiscal year ending in 2013-2014 through 2017-2018, first presented for public review at the Board of Supervisors' meeting of December 11, 2018.
SBC FILE NUMBER: 119
16. **COUNTY ADMINISTRATIVE OFFICE – R. ESPINOSA**
Approve Amendment #1 to cannabis program development and implementation services agreement with Hindeliter de Llamas and Associates (“HDL”), for an additional amount not to exceed \$5,000.00, for a total contract amount not to exceed \$15,000.00; and authorize the Board Chair to sign the amendment to the contract.
SBC FILE NUMBER:119
17. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**
Approve the appointment of Deputy County Administrative Officer, Edgar Nolasco, as the primary and Budget Officer, Stewart Patri, to serve as alternative on the Board Director to the California State Association Counties-Excess Insurance Authority (CSAC-EIA). As participants of CSAC-EIA, by-laws require that the County appoint representatives to sit on the Board of Directors; authorize the Chair to sign letter of appointment.
SBC FILE NUMBER: 156
18. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**
Delegate authority to CAO to negotiate and execute contracts with KNN, Jones Hall, and S&P rating agency for the Jail financing.
SBC FILE NUMBER: 156
19. **COUNTY COUNSEL'S OFFICE - B. THOMPSON**
Approve Amendment No. 1 with Colantuono, Highsmith & Whatley, PC for legal services in the additional amount of \$20,000.00 for a total contract

amount not to exceed \$30,000.00 in work related to landfill negotiations and contract amendment.

SBC FILE NUMBER: 160

20. **COUNTY COUNSEL'S OFFICE - B. THOMPSON**

Approve Amendment No. 1 with Colantuono, Highsmith & Whatley, PC for legal services in the additional amount of \$15,000.00 for a total contract amount not to exceed \$25,000.00 for work related to the Southside Road landslide.

SBC FILE NUMBER: 160

21. **EMERGENCY MEDICAL SERVICES - K. O'NEILL**

- 1) Request the Board of Supervisors amend the membership of the Emergency Medical Care Committee ("EMCC") by removing certain members and appointing new members to the EMCC; and
- 2) Accept the 2019 Local Appointments List of the EMCC which includes all appointive terms which will expire during the next calendar year, the name of the incumbent appointee, the date of appointment, the date the term expires, and the necessary qualifications for the position; and
- 3) Approve revised Emergency Medical Care Commission Bylaws.

SBC FILE NUMBER: 1068

22. **EMERGENCY MEDICAL SERVICES - K. O'NEILL**

Approve Amendment #4 to the Agreement with American Medical Response which increases the rate of all charges by three percent (3%), corrects references to exhibits, and corrects the CPI percentages used to calculate the annual adjustment, and authorize the Chair of the Board of Supervisors to sign the amendment.

SBC FILE NUMBER: 1068

23. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**

Approve Contract with Gloria Valenzuela for Child Welfare Services Case Review Services and Child Family Team Facilitation for the period of January 1, 2019 through June 30, 2021 for a total amount not to exceed \$80,000.00 or the annual State Allocation.

SBC FILE NUMBER: 130

24. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**

Approve contract with Anita Alvarez, Public Health Nurse (PHN) for Public Health Nurse Services for the Immunization and Vaccines for Children Program for the period of January 1, 2019 through June 30, 2019, for a total amount not to exceed \$20,000.00.

SBC FILE NUMBER: 420

25. **HEALTH AND HUMAN SERVICES AGENCY J. RYDINGSWORD**

Approve and authorize HHSA/Public Health Services to release requests for applications up to \$50,000.00, from qualified consultants/contractors to provide professional project management, leadership and technical service for Public Health Services Tobacco Education Program's 2017 - 2021 work plan.

SBC FILE NUMBER: 130

26. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**
Approve Budget Adjustment for and Asset Purchase of Riding Mower for Migrant Center in the amount of \$8,965.00.
SBC FILE NUMBER: 750
27. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**
Approve new appointment of Ms. Linda McKell as the District #1 Representative of the Poor to the Community Action Board (CAB) effective 12/11/18 through 12/11/21.
SBC FILE NUMBER: 130
28. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**
Approve appointment of Mr. Joe Giacalone to the Workforce Development Board as the Private Sector Representative for a three-year term effective 1/15/2019 through 1/15/2022.
SBC FILE NUMBER: 130
29. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**
Approve contract with Veronica Guerra, Licensed Vocational Nurse (LVN) for Nursing Services with the Public Health Services Division for the period of January 1, 2019 through June 30, 2019, for a total amount not to exceed \$52,000.00.
SBC FILE NUMBER: 130
30. **PROBATION DEPARTMENT - J. FRONTELLA**
Approve purchase of replacement vehicle in the Probation Department which will be reimbursed through Trindel Insurance in the amount of \$25,535.92; approve budget adjustment/transfer in the amount of \$25,535.92 (4/5 vote); and authorize the Interim Chief Probation Officer to execute the purchase agreement, following County Counsel's approval as to legal form.
SBC FILE NUMBER: 510
31. **PROBATION DEPARTMENT - J. FRONTELLA**
Approve Memorandum of Understanding Between County of San Benito and San Benito County Community Corrections Partnership (CCP) to fund the Jail Construction Project under SB81.
SBC FILE NUMBER: 120.5
32. **RESOURCE MANAGEMENT AGENCY - J. GUERTIN**
Approve contract with Coit Services, Inc. for the term of January 15, 2019 through June 30, 2019, in an amount not to exceed \$11,250.00 for the Hall of Records for HVAC and Air-Duct Cleaning services.
SBC FILE NUMBER: 105
33. **RESOURCE MANAGEMENT AGENCY - J. GUERTIN**
Approve a Job Order Contracting (JOC) work order for the repair and replacement of plumbing at the Jail kitchen in the amount of \$134,540.41 using AB109 Funds from the CCP; authorize the RMA Director to issue change orders up to 10% of the contract amount; and authorize the RMA

Director to sign the work order.
SBC FILE NUMBER: 120.5

34. **RESOURCE MANAGEMENT AGENCY - J. GUERTIN**
Approve contract with Belli Architectural Group for architectural services for the Hall of Records Elevator Replacement in an amount not to exceed \$38,500.00, for the term of January 15, 2019 through June 30, 2020.
SBC FILE NUMBER: 943.1
35. **RESOURCE MANAGEMENT AGENCY – J. GUERTIN**
1) Accept all bids for the Arroyo De Las Viboras Bridge on Fairview Road – County Project No. PWD-1809;
2) Award a contract to Granite Rock Company, as the lowest responsive responsible bidder, in the amount of \$43,990.00;
3) Authorize the RMA Director to execute the contract upon receipt of all contract documents required in the Invitation for Bids; and
4) Authorize the RMA Director to issue change orders in an amount of not to exceed \$4,399.00 (10 % of Contract Amount).
SBC FILE NUMBER: 105

Supervisor Anthony Botelho abstained from this item.

MOTION:

*Motion to approve per staff
recommendation:*

Made by **Supervisor Jim Gillio** and seconded by
Chairman Mark Medina

4 - 0

For (4):

Against (0):

Ayes: De La Cruz, Gillio, Hernandez, Medina

36. **RESOURCE MANAGEMENT AGENCY - J. GUERTIN**
_1) Approve Professional Services Agreement between the County of San Benito and California Hearing Officers, LLP for Hearing Officer Services for the term of January 15, 2019 through December 31, 2019 in an amount not to exceed \$48,000; and,
2) Appoint California Hearing Officers, LLP to serve as the Administrative Hearing Officer.
SBC FILE NUMBER: 105
37. **RESOURCE MANAGEMENT AGENCY - J. GUERTIN**
_1) Approve a professional services contract with Al Fresco Landscaping Inc. for routine maintenance and operation of storm and drainage facilities and/or maintenance of landscaping in twelve (12) County Service Areas for the term of January 1, 2019 through January 1, 2022, with two (2) one-year options to extend the term, unless sooner terminated, in an amount not to exceed \$69,870 annually or a total contract amount of \$349,350 for five (5) years; and,
2) Authorize the RMA Director to approve and execute the two (2) one-year extensions.
SBC FILE NUMBER: CSA'S

The Board will adjourn as the Board of Supervisors and reconvene as the IHSS Public Authority re:

SITTING AS THE PUBLIC AUTHORITY FOR IN-HOME SUPPORTIVE SERVICES:

38. HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD

Adopt a Resolution approving a New In-Home Supportive Services Administrative Rate (\$0.46/hr), Wage Supplement (\$0.80/hr) and Public Authority Administrative Budget Totaling \$332,540.00.

SBC FILE NUMBER: 130.1

RESOLUTION NO: 2019-2

The Board will adjourn as the IHSSW Public Authority and reconvene as the San Benito County Board of Supervisors re:

The Board adjourned as the Board of Supervisors and reconvened as the In-Home Support Services Public Authority:

CAO Ray Espinosa invited Cynthia Larca from the Health and Human Services Agency to present.

Ms. Larca provided clarification of this item as required clean up information the is required by the State in regards to the rate changes.

Supervisor Jaime De La Cruz had a question in regards to the rate.

Ms. Larca provided information; this is the rate at which the State pays the public authority for the work that the staff does.

CAO Ray Espinosa provided additional information to Supervisor De La Cruz's question.

MOTION:

Motion to adopt Resolution No. 2019-2. Made by **Vice-Chair Jaime De La Cruz** and per staff recommendation: seconded by **Supervisor Anthony Botelho**

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

FINANCE CORPORATION

39. (The Board will adjourn as the Board of Supervisors and reconvene as the Board of Directors of the San Benito County Financing Corporation)

a. Acknowledge Certificate of Posting.

b. Public Comment. Opportunity to address the Board on items of interest not on the agenda.

There was no public comment.

MOTION:

Motion to Acknowledge the Certificate of Posting:

Made by Vice-Chair Jaime De La Cruz and seconded by Supervisor Jim Gillio

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

40. CONSENT AGENDA

Approve the action minutes of the January 23, 2018 meeting.

MOTION:

Motion to approve the minutes of the January 23, 2018 meeting as presented:

Made by Vice-Chair Jaime De La Cruz and seconded by Supervisor Jim Gillio

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

41. REGULAR AGENDA

Appointment of officers for the year 2019:

President

Vice-President

Secretary-Treasurer

Director Mark Medina asked for the appointment of the officers for 2019.

CAO Ray Espinosa provided clarity as this is an on going item every year. He said that this year we will be utilizing the Finance Corporation as we will be looking at bonding for the Jail.

MOTION:

Motion to appoint Mark Medina, President, Jaime De La Cruz, Vice President, Melinda Casillas, Secretary-Treasurer:

Made by Vice-Chair Jaime De La Cruz and seconded by Supervisor Jim Gillio

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

The Board will adjourn as the Board of Directors of the San Benito County Financing Corporation and reconvene as the Board of Supervisors.

REGULAR AGENDA

The Board adjourned as the Board of Directors of the San Benito County Finance Corporation and reconvened as the Board of Supervisors:

For each regular agenda item, the following schedule shall occur:

- a) Staff report.
- b) Public opportunity to address the Board on a particular agenda item. Please fill out a speaker card and present it to the Clerk prior to consideration of the item.
- c) Consideration by the Board.

42. **EMERGENCY MEDICAL SERVICES - K. O'NEILL**

Consider adoption of an Ordinance amending Chapter 11.09 of the San Benito County Code providing for the regulation of ambulance service in San Benito County:

- 1) Read title of ordinance;
- 2) Make a motion to accept the introduction;
- 3) Waive the reading of the ordinance; and
- 4) Continue to February 5, 2019 for adoption.

SBC FILE NUMBER:1068

OES/EMS Manager Kevin O'Neill said that Kris Mangano, EMS Coordinator, would be doing the presentation for this item.

Ms. Mangano provided information in regards to the revisions to the ordinance for the ambulance services in San Benito County.

Discussion ensued by Board and Staff.

County Counsel Barbara Thompson read the Title of the Ordinance into the record. This item will be continued to the February 5, 2019 meeting for adoption of the ordinance.

MOTION:

Motion to accept the introduction; waive the reading of the ordinance; continue to February 5, 2019 for adoption: Made by **Supervisor Anthony Botelho** and seconded by **Supervisor Jim Gillio**

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

43. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**

Accept presentation from Census 2020 Bureau and Consider opting-in to the state funding for hard to count reach area. Adopt resolution for census 2020. Delegate authority to execute contract with the state and take other necessary actions to opt-in to available funding.

SBC FILE NUMBER: 156

RESOLUTION NO: 2019-3

Management Analyst Dulce Alonso provided information in regards to the opportunity to opt into the state funding for the Census 2020 Bureau and how it is important to our County.

Robert Davia from the U. S. Census Bureau provided a PowerPoint presentation in regards to the 2020 census. The PowerPoint presentation included: The Road to 2020; Why do we do a Census; 2020 Census; San Benito County Map; Community partnership and Engagement Program (CPEP); Complete Count Committees; Goals for the 2020 Census; New ability to self respond starting March 23, 2020; Census Questionnaire; Languages-Supporting Linguistically Diverse Populations; Wave 1- Los Angeles Regional Office; Wave 2- Area Census Offices; Recruiting and

staffing-numbers of area census office positions; San Benito Census jobs; Recruiting; Key Dates; Contact Information; Questions.

Discussion ensued by Board, staff and Mr. Davia of the Census Bureau in regards to fraud, outreach, validating responses that are on line or over the phone and educating the public on the Census.

MOTION:

Motion to adopt Resolution No. 2019-3, delegating authority to execute contract with the state and take other necessary actions to opt-in to available funding for 2020 Census: Made by **Vice-Chair Jaime De La Cruz** and seconded by **Supervisor Jim Gillio**

5 - 0

For (5):

Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

CLOSED SESSION

Supervisor Jim Gillio recused himself from closed session Item #45.

County Counsel Barbara Thompson read the closed session items into the record.

The Board adjourned into closed session at 10:31 a.m.

The Board reported out of closed session at 11:58 a.m.

County Counsel reported that there was no reportable action on any of the items.

Matters discussed during Closed Session include existing and pending litigation, personnel matters and real property negotiations. Reportable actions taken by the Board during Closed Session will be announced during open session. (Gov. Code Section 54957.1(a) and (b), Ralph M. Brown Act.)

44. CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATORS

Section 54956.8

Property street address: 2733 John Smith Road, Hollister, CA 95023

Agency Negotiators: Ray Espinosa, County Administrative Officer; Deputy County Counsel Shirley Murphy, County Counsel Barbara Thompson

Negotiating parties: County of San Benito and Waste Connections, Inc.

Under Negotiation: Price and Terms of Payment
SBC FILE NUMBER: 235.6

No reportable action.

45. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL: Conference with Legal Counsel - Anticipated Litigation

Initiation of litigation pursuant to subdivision (d)(4) of Government Code
Section 54956.9
Number of Cases: 1
SBC FILE NUMBER: 235.6

No reportable action.

46. **CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL -
EXISTING LITIGATION**

Subdivisions (a) and (d)(1) of Section 54956.9
Name of Case: County of San Benito v. Richard Scagliotti, Court of Appeals,
Sixth District, H045887 (San Benito County Superior Court Case No. CU-16-
00007.)
SBC FILE NUMBER: 235.6

No reportable action.

47. **CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL -
ANTICIPATED LITIGATION**

Significant exposure to litigation pursuant to subdivision (d)(2), (e)(2) of
Government Code Section 54956.9
Number of cases: 1
Facts and Circumstances Justifying Closed Session: Potential of litigation
relating to the collection of impact fees on behalf of the San Benito High
School District.
SBC FILE NUMBER: 235.6

No reportable action.

ADJOURNMENT

Adjourn to the next regular meeting of Tuesday, February 5, 2019.

MOTION:

Motion to adjourn the meeting at 12:00 noon: Made by **Supervisor Jim Gillio** and seconded by
Supervisor Anthony Botelho

5 - 0

For (5): Against (0):

Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina

NOTE: A copy of this Agenda is published, along with supportive documents, on the County's Web site on the Friday preceding each Board meeting and may be viewed at www.cosb.us/government/meetings-agendas/. All proposed agenda items with supportive documents are also available for viewing at the San Benito County Administration Building, 481 Fourth Street, Hollister, CA between the hours of 8:00 a.m. and 5:00 p.m., Monday through Friday (except holidays). This is the same packet that the Board of Supervisors reviews and discusses at each Board meeting.

As required by Gov. Code Section 54957.5 any public record distributed to the Board

of Supervisors less than 72 hours prior to this meeting in connection with any agenda item shall be made available for public inspection at the office of the Clerk of the Board, San Benito County Administration Building, 481 Fourth Street, Hollister, CA 95023. Public records distributed during the meeting will be available for public inspection at the meeting if prepared by the County. If the public record is prepared by some other person and distributed at the meeting it will be made available for public inspection following the meeting at the office of the Clerk of the Board.

In compliance with the Americans with Disabilities Act (ADA) the Board of Supervisors meeting facility is accessible to persons with disabilities. If you need special assistance to participate in this meeting, please contact the Clerk of the Board's office at (831) 636-4000 at least 48 hours before the meeting to enable the County to make reasonable arrangements to ensure accessibility.