



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

May 7, 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 9:00 a.m. by Chairman Mark Medina. Those present were Supervisors Anthony Botelho, Jim Gillio, Peter Hernandez and Jaime De La Cruz, as well as County Counsel Barbara Thompson, County Administrative Officer Ray Espinosa and Clerk of the Board Janet Slibsager.

Chairman Mark Medina read San Benito County's Mission Statement.

- a. Pledge of Allegiance

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

The Pledge of Allegiance was led by Supervisor Anthony Botelho.

APPROVED BY THE BOARD OF SUPERVISORS ON 06/11/19

b. Acknowledge Certificate of Posting

Certificate of Posting.

MOTION:

Motion To Acknowledge the Certificate of Posting:

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

c. **Presentations and Recognitions**

MOTION:

Motion to Approve all the Proclamations:

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

BOARD OF SUPERVISORS

Approve Proclamation declaring the month of May as "Water Awareness Month" in San Benito County.

SBC FILE NUMBER: 430

Supervisor Anthony Botelho presented Proclamation to Shawn Novack from the San Benito County Water District for Water Awareness Month.

Mr. Novack, Water Conservation Program Manager for the San Benito County Water District, reported that we have had a very good water supply this year but that doesn't mean that we can use it detrimentally. He said that our ground water basin is so critical and really showed during the bad drought we had a few years ago. He said that even though we had a lot of rain this year we need to keep our ground water basin full. He invited the public to a workshop for a ground water stain-ability plan, June 18th at the Veteran's Memorial Building from 4:00 to 6:00 p.m. Said we are looking for the public's input. He thanked the community for their help in good management of our resources and how we need to continue because our population is going to continue to grow.

He thanked the Board for the Proclamation and for their support.

BOARD OF SUPERVISORS

Approve Proclamation declaring May 2019 as "Community Action Month" in San Benito County.

SBC FILE NUMBER: 430

Supervisor Jaime De La Cruz presented the Proclamation to the members that were present from the Community Action Board.

Sylvia Jacquez thanked the Board for the Proclamation on behalf of the Community Action Board.

APPROVED BY THE BOARD OF SUPERVISORS ON 06/11/19

Richard Perez, Chair of the Community Action Board, spoke about the program and some of the things that they do.

Nelda Escamilla, CAB member, spoke about the program and the work that they do.

BOARD OF SUPERVISORS

Approve Proclamation recognizing May 20-19 as Mental Health Month in San Benito County.

SBC FILE NUMBER: 430

Supervisor Jim Gillio presented the Proclamation to the Behavioral Health Department for Mental Health Month.

Behavioral Health Director Alan Yamamoto introduced a few of the people behind this event; Maria Sanchez, Case Manager and Supervisor, and Yvette Nunez, Case Manager.

Ms. Nunez spoke about some of the events they would be having for Mental Health Month.

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.

There was no public comment.

e. Department Head Announcements: Information Only

CAO Ray Espinosa reported that he was asked by the Chief Probation Officer Joe Fontella to remove Item #13 from agenda, and that it would come back at a later date.

Mr. Espinosa updated the Board on SB1, stating that we did submit to the CTC, the 1920 SB1 work for 1.7 million dollars.

Mr. Espinosa updated the Board on John Smith Road, mentioned that the bids are out and May 16th is the deadline for submission. We are hoping to take a contract to the Board the first meeting in June, so that we can get that road fixed.

Mr. Espinosa announced that on May 14th there would be a Special Board Meeting at 9:00 to review the budget. He said that he has asked all the Department Heads to be present.

Mr. Espinosa reported that at the end of April he attended the CSAC Conference along with Supervisor Jaime De La Cruz and Anthony Botelho, where they lobbied their Assemblyman Rivas and Senator Caballero, advocating for our County for additional funding for our roads and the need for it.

Mr. Espinosa reported that they also had a good meeting in regards to Measure G.

f. Board Announcements: Information Only

Supervisor Peter Hernandez reported that he attended a First 5 meeting; Intergovernmental meeting where they went over the cost of building new schools, etc. He mentioned that they have a date set to visit the CSUMB Center on May 23rd at 11:30 a.m. He reported that he has had many meetings on Hemp, which he will report on during the Hemp item later in the agenda.

Supervisor Anthony Botelho reported that the CAO Ray Espinosa, Supervisor De La Cruz and himself attended the legislation meetings in Sacramento and met with Senator Caballero and Assemblyman Rivas, mentioning that besides Measure G and SB1, we need additional help for transportation dollars for our County. He reported that they met with a potential management firm to consider an outside consultant for utilization of SB1 and G funding to help move our road projects forward. Attended a RCRC meeting in Death Valley and spoke of two items that they took action on which were SB45-Flood Protection Bond Act, which was supported by RCRC and Assembly Constitution Amendment 1- to Lower the Local thresh hole to approving local bonds, which was supported by RCRC.

Supervisor Jaime De La Cruz reported that he attended the CSAC Conference and was able to meet with Senator Caballero and Assemblyman Rivas on some items. He spoke of the goal of the Governor, which is to move towards affordable homes which he said he is for.

Supervisor Jim Gillio, mentioned that this week was Teacher appreciation week. He Spoke in regards to honoring Fallen Police Officers, which is said is dear to his heart, the 1st week in May and that Police Officers Memorial Day is May 15th. He attended LAFCO meeting which they went over the budget and discussed changing the date and time of the meetings. He attended a roads crew briefing and it was a great experience. Attended a Teleconference seminar on transportation in Sacramento along with Director Mary Gilbert from COG and Supervisor Mark Medina that was all about funding services for local projects. Reported that he attended the downtown Beer & Wine Stroll and the Rib Cook off in San Juan Bautista. Said he spoke with the County Supervisor for Santa Clara County and they talked about the need for a no right hand turn near Zbest. Spoke about Vineyard Estates CSA and their balance of about \$52,000. Spoke about COG's briefing meeting and the applications for the oversight committee.

Chairman Mark Medina mentioned that he called the Grand Jury Foreman Don Dickson and that he would be scheduling a date to meet with him and Supervisor Gillio to talk about the ordinance that was passed several years ago. He spoke about the roads, pot holes and the mowing and that the Roads Manager has a schedule that they will be following. He thanked the roads department. He spoke about the City Council meeting and how they spoke about Relay for Life. He said that he would like to form a joint team, it is on August 2nd and 3rd at Ranch San Justo School.

Supervisor De La Cruz said that he thought it was a great idea.

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:

Made by Supervisor

APPROVED BY THE BOARD OF SUPERVISORS ON 06/11/19

Motion to Approve Consent Agenda #1-15, with the exception of Item #1, Jim Gillio and which was pulled by the public, Item #6, which was pulled by Supervisor Medina, Item #13, which was pulled from the agenda entirely, Item #14, Chair Jaime De La Cruz and Gillio:

5 - 0

For (5):

Against (0):

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

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

Adopt Resolution approving the multi-year intergovernmental agreement No. 18-95155 with California Department of Health Care Services for Substance Use Disorders treatment and recovery support services and Authorize the County's Behavioral Health Director to sign the Drug Medi-Cal Organized Delivery System (DMC-ODS) Multi-Yr Intergovernmental Agreement No. 18-95155 for the period of June 28, 2019 to June 30, 2021, and associated other documents and certifications with the State Dept. of Health Care Services, Substance use Disorders Programs to opt-in to the Drug MediCal Organized Delivery System Project.
SBC FILE NUMBER: 810
RESOLUTION NO: 2019-41

Anna Foglia, CEO of Sun Street Center, spoke of how they have been working with Behavioral Health and commended Director Alan Yamamoto and his team for getting drug medi-cal from the State effective July 1st, and how they will now be able to afford to keep their program open. Also commended the Community Action Board and Social Services for including them in a CBDG grant for next year, which hopefully we will get. She said that they appreciate the Board's support and thanked Alan Yamamoto and his team for their support.

Chairman Mark Medina said that this is a perfect example of working together, it hasn't been easy.

Dana Serpa, Client of Sun Streets, spoke about how this program has helped her get her family back.

Kelly Carter, Resident of Sun Streets, spoke about her addiction to drugs and how this program helped her.

Behavioral Health Director Alan Yamamoto spoke about the drug medical program and how they opted in for the contract for approval today.

Supervisor Jim Gillio thanked Alan and his team and Sun Streets Center for seeing this through.

Supervisor Peter Hernandez said he believes in supporting this organization.

Chairman Mark Medina thanked Valerie at Sun Streets Center in educating them on their program.

MOTION:

Motion to Approve per staff recommendation:

Made by Supervisor Anthony Botelho and seconded by Vice-Chair Jaime De La Cruz

5 - 0

For (5):

Against (0):

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

2. **BEHAVIORAL HEALTH DEPARTMENT - A. YAMAMOTO**
Delegate authority to CAO to execute a Contract with Vanir Construction Management, Inc. in the amount not to exceed \$49,840 for reviewing and evaluating the cost to build the Behavioral Health Center.
SBC FILE NUMBER: 810
3. **BOARD OF SUPERVISORS**
Approve the change of appointment to the Vet's Park Commission from Supervisor Jaime De La Cruz to Supervisor Peter Hernandez effective May 7, 2019.
SBC FILE NUMBER: 156
4. **BOARD OF SUPERVISORS**
Approve the change of appointment to the Council of Governments from Supervisor Mark Medina to Supervisor Anthony Botelho who is currently the alternate effective May 7, 2019. The Chair will appoint an alternate.
SBC FILE NUMBER: 156
5. **CLERK OF THE BOARD OF SUPERVISORS - J. SLIBSAGER**
Approve the action minutes of the March 19, 2019 regular meeting, April 2, 2019 regular meeting and the April 16, 2019 regular meeting.
SBC FILE NUMBER: 119
6. **COUNTY COUNSEL'S OFFICE - B. THOMPSON**
Approve Amendment to the County's travel policy related to out of state travel.
SBC FILE NUMBER: 160

Chairman Mark Medina pulled this item for clarification on travel approval by the CAO or the Board.

CAO Ray Espinosa provided information on the CAO approving travel that comes up as an emergency through the HHS's office.

Supervisor Peter Hernandez had a question if there was a cap on an emergency amount.

CAO provided information.

MOTION:

*Motion to Approve per staff
recommendation:*

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

7. **HEALTH AND HUMAN SERVICES AGENCY - T. BELTON, INTERIM**

APPROVED BY THE BOARD OF SUPERVISORS ON 06/11/19

Approve contract with Community Services Development Corporation for the 2018 US Department of Housing and Urban Development (HUD) Continuum of Care (CoC) Homeless Assistance program for the period of April 1, 2019 through March 31, 2020, in the amount of \$203,049.00.

SBC FILE NUMBER: 130

8. **HEALTH AND HUMAN SERVICES AGENCY - T. BELTON, INTERIM**

Approve contract with Go Kids for Child Care Bridge Program in the Not to Exceed amount of \$54,968 per fiscal year for the term of July 1, 2019 to June 30, 2021.

SBC FILE NUMBER: 130

9. **HEALTH AND HUMAN SERVICES AGENCY - T. BELTON, INTERIM**

Approve Contract with Community Solutions for Training and Other Activities for the Commercially Sexually Exploited Children's (CSEC) Program in the amount of \$71, 850.00.

SBC FILE NUMBER: 130

10. **HEALTH AND HUMAN SERVICES AGENCY - T. BELTON, INTERIM**

Approve Grant Agreement Modification No. 2 with the City of Sunnyvale for the NOVA and Prison to Employment Grant in the amount of \$131,663 and approve Budget Adjustment in the amount of \$7,938. (4/5 vote)

SBC FILE NUMBER: 130

11. **HEALTH AND HUMAN SERVICES AGENCY - T. BELTON, INTERIM**

Approve the Continuum of Care (CoC) Grant Agreement in the amount of \$241,673.00 to provide housing, support services and case management to eligible homeless individuals and families, for the period of April 1, 2019 through March 31, 2020; and authorize the HHSA Director or Deputy Director to approve and execute the grant agreement and any non-monetary amendments thereto, and any other documents related to the grant.

SBC FILE NUMBER: 130

12. **HUMAN RESOURCES - E. NOLASCO**

Approve Job Specification for Administrative Office Assistant along with corresponding salary and the related addition of 1.0 FTE to the schedule of authorized positions in the Administration Office.

SBC FILE NUMBER: 630

13. **PROBATION DEPARTMENT - J. FRONTELLA**

Approve the allocation of Community Corrections partnership (CCP) AB109 reserve funding for Proposal No. 1 for the purchase of COMPAS software, as voted and agreed upon by the San Benito County Community Corrections Partnership Executive Committee (CPP-EX), and approve the budget adjustment/transfer increasing appropriations in the amount of \$79,150.00 for the transfer of fund balance from the AB109 Trust Fund to the Sheriff's Department purchase of the COMPAS TOOL software.(4/5 vote)

SBC FILE NUMBER: 510

This item was pulled from the agenda to be brought back at another time.

14. **RESOURCE MANAGEMENT AGENCY**

Accept all bids for the SB-1 Seal Coat Project At Various Locations – PWB-1902, San Felipe Road (NB-SB) from 0.9N/Fallon Road to HWY 156 – 1.20 Mile Chip Seal, Gardena Lane from Santa Ana Road to End – 0.14 Mile Chip Seal, Nash Road from 1780' E/O Riverside Road to PCC Bridge – 0.07 Mile Chip Seal, Cienega Road from COP 1475' S/O Union Road to Cienega Road Extension – 0.10 Mile Slurry Seal; find Graham Contractors, Inc. as the lowest responsive bidder; award contract to Graham Contractors, Inc. in the amount of \$349,931.00; approve contract and authorize the CAO or Deputy CAO to execute the contract upon receipt of all contract documents required in the Invitation for Bids; and authorize the CAO or Deputy CAO to issue change orders in and amount of not to exceed \$34,993.10 (10% of Contract Amount).

SBC FILE NUMBER: 105

This item was pulled by Supervisor's Jaime De La Cruz and Jim Gillio.

Supervisor De La Cruz had a question in regards to SB1 monies and when the work would be done.

Scott Lines from RMA replied that this group of projects should be worked on this summer. The list from a couple of weeks ago will be next spring as those are 19/20 funds.

CAO Ray Espinosa provided additional information.

Chairman Mark Medina asked if the 17/18 dollars are SB1 funds guaranteed.

Supervisor Jim Gillio responded.

Chairman Medina said that if we know we are receiving x amount of money for 18/19, can we take that out of reserves and put it towards the roads and then when we receive our SB1 funding pay back the reserves.

CAO Ray Espinosa said we would work on that and come back to the Board. He said we will have to look in to it further with the State.

Supervisor Gillio agreed that was a great point and we need to look in to that. He spoke of the engineers estimate and how it came in lower and how we need to have a clear estimate of our revenues.

Supervisor Anthony Botelho said he is concerned on the timing and getting the work done, need to stream line this process. Said that he supports this action.

Supervisor De La Cruz said that we need to hire more staff at Public Works to help fix the pot holes.

Supervisor Peter Hernandez had a question as what does it mean if we front the money.

CAO Espinosa said that we would have to look and see if it is even feasible with the State and if it is come back with some kind of plan.

MOTION:

Motion to Approve per staff recommendation:

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

15. SHERIFF'S OFFICE - D. THOMPSON

Adopt Resolution authorizing the Sheriff to participate in the Edward Byrne Memorial Justice Assistance Grant (JAG) Program administered by the Board of State and Community Corrections.

SBC FILE NUMBER: 110

RESOLUTION NO: 2019-42

REGULAR AGENDA

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.

16. HEALTH AND HUMAN SERVICES AGENCY - T. BELTON, INTERIM

Approve Proclamation declaring National Nurses Week in San Benito County May 6-12, 2019; and view a 6 minute video presentation on public health nurses' roles and work in communities.

SBC FILE NUMBER: 430

Public Health Administrator Lynn Mello announced that May 6th was National Nurses Day and this week is National Nurses week. The theme this year is Four Million Reasons to Celebrate because there are four million nurses throughout the County to help heal and keep people healthy. She said that here today we are honoring our Public Health Nurses that work within the County Behavioral Health.

She spoke about how Public Health Nurses are a bit different from others, as to how they have to handle different type of health problems. She showed a video on Public Health Nurses in Pennsylvania which is similar to the Public Health Nurses in San Benito County.

Supervisor Anthony Botelho thanked Ms. Mello for the video and thanked her and her department for everything that they are doing.

Supervisor Peter Hernandez presented Proclamation to Lynn Mello from the Health Department declaring National Nurses Week in San Benito County from May 6-12th.

17. COUNTY COUNSEL'S OFFICE - B. THOMPSON

STUDY SESSION - Review draft hemp ordinance that will be presented to the Planning Commission on May 15, 2019. Provide direction to staff.

SBC FILE NUMBER: 160

APPROVED BY THE BOARD OF SUPERVISORS ON 06/11/19

County Counsel Barbara Thompson presented a draft of the Ordinance to the Supervisors that would be going to the Planning Commission on May 15th. She went over some areas of the ordinance like cultivation, manufacturing, guidelines and regulations. She said that it is more streamline than the cannabis. She asked the Board for any comments or direction.

Chairman Mark Medina said that the first thing he would like to talk about is the part about research operations. He said that I thought we had talked about not including it in the ordinance.

Supervisor Jim Gillio said that is what he had recalled from their last discussion, we were going to exclude it from the ordinance.

Supervisor Peter Hernandez, as part of the ad hoc committee, said that was already pretty exclusive but maybe the Ag Commissioner can comment on the registration process.

Ag Commissioner Karen Overstreet said that research is exempt from registration and provided additional information in regards to the registration process.

Discussion ensued by Board and staff in regards to set backs, odor issues and 10 acres or more parcels.

Supervisor De La Cruz had a question in regards to criminal background.

Ms. Overstreet addressed that the background check will be a requirement through the USDA and State regulations.

Ms. Thompson asked for clarity on some points: 1) Does cultivation set backs apply to the research activities as well.

Discussion ensued by Board and staff.

The consensus of the Board was 100' from the boundary line, 1000' from schools, churches and daycare's.

Ms. Thompson had question #2) Hardship waiver for grandfathering at this time.

The consensus of the Board was to delete that.

Ms. Thompson had question #3) Use permit for less than 10 acres, yes or no.

The consensus of the Board was they could deal with those on a one to one basis.

Ms. Thompson said that they would take the information that was given to the Planning Department for review.

Public Comment:

Victor Gomez said that he appreciates there professionalism and leadership on this. He said most of the issues were addressed. He likes the broadness of the language, set backs and the 10 acres is good. He suggested that under the sensitive use 1000' from school, etc., be removed to say 1000' from the greenhouse or cultivation.

Elia Salinas said that she agreed with Mr. Gomez. She said what the City of Hollister did with the

sensitive use was from wall to wall. She said in regards to research there is no odor like a nursery.

Ms. Thompson asked the Board if they would like to make any additional changes.

Discussion ensued by the Board and staff.

Ms. Thompson said that the recommendations would go to the Planning Commission on May 15th at 6:00 p.m.

18. COUNTY COUNSEL'S OFFICE - B. THOMPSON

1) Read Title of proposed ordinance, waive further reading and accept introduction of an ordinance amending Chapter 5.09, the County's ordinance related to purchasing and continue to May 21, 2019 for adoption; and

2) Adopt Resolution approving amendment to purchasing manual.

SBC FILE NUMBER: 160

RESOLUTION NO: 2019-43

County Counsel Barbara Thompson read the title of the ordinance in to the record for the Ordinance amending Chapter 5.09, the County's ordinance related to purchasing. She said that this would come back to the Board on May 21st for the adoption. She stated that the resolution that the Board would be adopting today is to approve the amendment to the purchasing manual.

Supervisor Peter Hernandez had a question on cost efficiency and possibly reporting back quarterly what the CAO has done.

Supervisor Jim Gillio said that he thinks a bi-annual update would be good to get from the CAO on expenditures.

MOTION:

Motion to approve as stated and Adopt
Resolution No. 2019-43:

Made by **Supervisor Peter Hernandez** and
seconded by **Supervisor Jim Gillio**

5 - 0

For (5):

Against (0):

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

19. COUNTY COUNSEL'S OFFICE - B. THOMPSON

Read title, waive further reading, and accept introduction of an ordinance relating to the appointment of certain County department heads by the County Administrative Officer and the CAO's hiring and supervisory authority, through the amendment of Chapters 3.01 and 3.03 of the San Benito County Code; Accept introduction, waive further reading of the ordinance and continue to May 21, 2019 for adoption.

SBC FILE NUMBER: 160

County Counsel Barbara Thompson read the title of the ordinance for the record related to the appointment of certain County Department Heads by the County Administrative Officer and the

APPROVED BY THE BOARD OF SUPERVISORS ON 06/11/19

CAO's hiring and supervisory authority. She said that this would come back to the Board on May 21st for adoption.

Discussion ensued by Board and staff.

Public Comment:

Sheriff Darren Thompson said that this will help to expedite things and I think that the CAO takes his job very seriously and expect him to perform to your expectations as will the rest of us. He thanked them for their consideration.

Supervisor Peter Hernandez asked if there was a way to anchor this to his part of the evaluation.

Chairman Medina said that, yes, it could be part of the review of the CAO's.

MOTION:

Motion to approve per staff recommendation, will come back on May 21st for the adoption. Made by **Supervisor Jim Gillio** and seconded by **Supervisor Peter Hernandez**

5 - 0

For (5):

Against (0):

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

20. EMERGENCY MEDICAL SERVICES - K. O'NEILL

Approve contract amendment #5 with American Medical Response West, dba: American Medical Response, for 911 ambulance contract extension through June 30, 2020. Delegate authority to the CAO to execute the contract.

SBC FILE NUMBER: 1068

Emergency Medical Director Kevin O'Neill said that this has been a long process and that this is just a place holder until we put a more complete contract together.

EMS Coordinator Kris Mangano provided a PowerPoint presentation as to what the contract currently consists of and what some of the changes are going to be: A 1 Year contract extension from July 1, 2019 to June 30, 2020 while working on a 5 year contract. She said the extension beyond 1 year is dependent upon improvement with the State-wide Paramedic shortage we are facing right now; Current Ambulance Coverage - 24/7 365 days a year; Proposed Ambulance Coverage - 24/7 365 days a year to provide a 3rd ambulance 3 days one week, 4 days the next week, 12 hour shifts to always include Saturdays, Sundays and Holidays; 2.2 Contractor's Functional Responsibilities Ambulance Coverage; ALS or BLS Determinant - Staffing; 2018 Annual Call Volume by Day-of-the-Week; Ambulance Coverage - BLS Unit When will they respond; BLS Unit - Where will they respond; Hollister Hills calls; BLS Unit - What will they do; Additional Unit - How can we afford to add a unit to the system - An Annual Subsidy of \$15,000 to AMR for the 1st year - Subsidy will increase every year thereafter; Questions:

Discussion ensued with Board and EMS staff.

Supervisor Jim Gillio said that he has attended a few of the EMCC meetings and got a breathe of information from them. Spoke of the concern of how the 3rd ambulance would be staffed with a paramedic or EMT.

Ms. Mangano read wording that AMR will attempt to staff the 3rd unit with a Paramedic and an EMT (ALS) - Using an internal matrix, AMR will contact all paramedic personnel in the region and must provide verification of this effort to County EMS before the authorization of staffing at a BLS level will be granted.

Supervisor Gillio thanked her for the wording.

Discussion ensued by Board and staff in regards to what AMR's right off percentage might be and if they have a patient portal.

Supervisor Anthony Botelho said I think the one year extension was a good idea. Hopefully we will get into a longer term contract that is fair and equitable not only for the county but for our communities and for AMR.

MOTION:

Motion to Approve the one year contract extension as stated with the addition of section 2.2C specific language AMR will attempt to staff the 3rd unit with a Paramedic and an EMT (ALS) - Using an internal matrix, AMR will contact all paramedic personnel in the region and must provide verification of this effort to County EMS before the authorization of staffing at a BLS level will be granted plus our EMS Team will report back to the County Board of Supervisors on a Bi-Annual basis of their efforts; and granting the CAO Authority to move forward with the contract:

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

CLOSED SESSION

County Counsel Barbara Thompson read the closed session items in to the record.

The Chair Mark Medina announced that they would be taking a lunch at 12:30 p.m.

Supervisor Jim Gillio recused himself from closed session Item #22.

The Board reported in to closed session at 11:42 a.m.

The Board reported out of closed session at 2:44 p.m.

On Item #21 the Board authorized the County to enter in to the litigation with the County of Santa Cruz vs. Bureau of Cannabis Control.

There was no action taken on the rest 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.)

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

No. of cases: 2 Subdivisions (a) and (d)(1) of Section 54956.9 Name of Case: County of Santa Cruz vs. Bureau of Cannabis Control, Superior Court of California, County of Fresno, Case No. 19CECG01224.

Disability Rights California v. County of San Benito, United States District Court, Northern District of California, Oakland Division, Case No.19-CV-01833-YGR.

SBC FILE NUMBER: 235.6

The Board Authorized the County to join in litigation with County of Santa Cruz vs. Bureau of Cannabis Control. (5/0 vote)

22. **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: 2

SBC FILE NUMBER: 235.6

No reportable action.

23. **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: 5

Facts and Circumstances Justifying closed session:

Potential of litigation relating to letter dated March 5, 2019 relating to park fees at Sunnyside Estates; related to letter received on March 14, 2018 related to services provided in CSA 35; relating to letter received on January 22, 2019 requesting County to enforce zoning contract between the County and Ridgemark Corporation; relating to Santana Ranch Development Agreement affordable housing provisions; and relating to Enterprise Drainage Basin Reimbursement Agreement.

SBC FILE NUMBER: 235.6

No reportable action.

24. **CLOSED SESSION - PUBLIC EMPLOYEE EVALUATION**

Title: Agricultural Commissioner Sealer of Weights and Measures

Authority: California Government Code 54957

SBC FILE NUMBER: 235.6

No reportable action.

ADJOURNMENT

Adjourn to the next special meeting of May 14, 2019.

APPROVED BY THE BOARD OF SUPERVISORS ON 06/11/19

Chairman Medina adjourned the meeting at 2:45 p.m.

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.