



# SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios  
District No. 1

Anthony Botelho  
District No. 2  
Chair

Pat Loe  
District No. 3

Reb Monaco  
District No. 4  
Vice-Chair

Jaime De La Cruz  
District No. 5

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

## REGULAR MEETING AGENDA JUNE 9, 2009

### **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 a subject matter within the jurisdiction of the Board of Supervisors and does not appear on the agenda, you may do so during the Public Comment period at the beginning of the meeting. Please complete a Speaker Card and provide it to the Clerk of the Board prior to the meeting. Except as otherwise provided by law, no action shall be taken on any item not appearing on the agenda. When addressing the Board, please state your name for the record. Please address the Board as a whole through the Chair.*
- 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 three (3) minutes.**

### **9:00 a.m. CALL TO ORDER:**

- Pledge of Allegiance to be led by Supervisor Monaco.
- Acknowledge Certificate of Posting.
- Public Comment:** *Opportunity to address the Board on items of interest on a subject matter within the jurisdiction of the Board of Supervisors and not appearing on the agenda. No action may be taken unless provided by Govt. Code Section 54954.2.*
- Department Head Announcements:** Information only.
- Board Announcements, Introductions and Presentations:** Information only.

### **PRESENTATIONS & RECOGNITIONS:**

- Present Certificate of Recognition and County Pin to Sam Doty, California Future Farmers of America State Vice President 2009-2010. (Supervisor Barrios)

### **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.*

**AGRICULTURAL COMMISSIONER – P. Matulich:**

- 2) Approve contract with the California Department of Food & Agriculture for Light Brown Apple Moth Trapping Services for the FY 2009-2010 in the amount of \$7,169.21.

**BEHAVIORAL HEALTH – A. Yamamoto:**

- 3) Approve contract with Gary Ernst, Administrative/Fiscal Consultant for FY 2009/10 for a maximum annual total of \$82,000.
- 4) Approve contract renewal with IDEA Consulting for FY 2009-10 for a maximum annual total of \$122,000.
- 5) Approve contract renewal with Traditions Behavioral Health for psychiatry services for the FY 2009-10 for a maximum annual total of \$281,600.
- 6) Approve contract renewal with Kings View Corporation for Management Information System for the FY 2009-10 for a maximum annual total of \$121,522.

**COUNTY COUNSEL – B. Thompson:**

- 7) Adopt Resolution authorizing one or more members of the Board of Supervisors to file written arguments in favor of the measures presented to the voters at the August 25, 2009 elections, and to change the arguments until and including the date fixed by the elections official, after which no arguments for or against the measures may be submitted, as well as to file a rebuttal to any opposition argument filed. (Res. No. 2009-41)

**FIRST 5 SAN BENITO – K. Castillo:**

- 8) Reappoint Randy Brown to the First 5 San Benito Children and Families Commission for a three-year term effective July 1, 2009 to June 30, 2012.

**HEALTH & HUMAN SERVICES – K. Flores:**

- 9) Adopt Resolution extending services for CSA #36 "Emergency Medical Services and Advanced Life Support". (Res. No. 2009-42)
- 10) Approve contract with Gavilan College for Summer Youth Employment Readiness services for an amount not to exceed \$15,720, for the period of June 23, 2009 through June 26, 2009; and authorize the Health & Human Services Director to sign.
- 11) Approve the 2008-2009 Emergency Services Plan as presented and direct staff to submit the plan to the State Emergency Medical Services Authority.
- 12) Approve photocopy lease agreement with US Bancorp for a 36-month period in the annual amount of \$1,095 plus tax; approve maintenance agreement with Monterey Bay Office Products in the annual amount of \$300 beginning July 1, 2009 through June 30, 2010; and authorize the HHS Director to sign.

**PUBLIC WORKS DEPARTMENT – J. Cox:**

- 13) Declare equipment and vehicles on the attached lists to be surplus and direct staff to remove from inventory and dispose of it per County practice.
- 14) Accept all bids; award contract to RB Communications as the lowest responsive responsible bidder; for the Cabling Work in Health & Human Services Agency for MEDS PII Security in the amount of \$30,719.59; authorize the Public Works Administrator to issue change orders to the construction contract in an amount not to exceed \$3,071 if necessary.
- 15) Appoint Sarah Bartholf and Bianca Vasques as Youth Commissioners to the Parks and Recreation Commission for a one-year term effective June 9, 2009 to June 8, 2010.

**SHERIFF-CORONER – C. Hill:**

- 16) Approve the agreement with Los Angeles County for Interstate Transportation of Prisoners for the period July 1, 2009 through June 30, 2014.

**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.

**COUNCIL OF GOVERNMENTS – L. Rheinheimer:**

- 17) Receive and comment on the Draft San Benito County Bikeway and Pedestrian Master Plan.

**COUNTY CLERK-AUDITOR-RECORDER:**

- 18) Approve layoff of one (1) Staff Analyst and one (1) Deputy Clerk-Recorder I-II-III positions in the Clerk-Recorder-Elections Department effective no later than July 10, 2009.

**INTEGRATED WASTE MANAGEMENT – M. Rose:**

- 19) Receive annual rate adjustment notification for Norcal Waste Systems of San Benito County.
- 20) Approve the First Amendment to the agreement with South Valley Disposal, Inc. dba Norcal Waste Systems of San Benito County amending Section 11.03 regarding performance bonds.

**INTERNAL SERVICES – R. Inman:**

- 21) Adopt Voluntary Time Off Program. *(Postponed from 6/2/09 meeting)*

**SHERIFF'S DEPARTMENT – C. Hill:**

- 22) Approve travel to Quantico, Virginia for Undersheriff Turturici to attend the FBI Academy from July 11, 2009 through September 18, 2009.

**BOARD OF SUPERVISORS:**

- 23) Receive verbal report on California State Association of Counties (CSAC) Legislative Conference held in Sacramento May 27-28, 2009. (Supervisor Monaco)

**ADMINISTRATIVE BUSINESS – S. Thompson:**

- 24) Hold discussion on the status of the State budget and direct staff appropriately and, adopt resolution urging the California Legislature and Governor to reject proposals shifting local revenue from counties.

**CLOSED SESSION:**

*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) & (b), Ralph M. Brown Act.)*

- 25) Public Employees Appointment  
Title: County Counsel and Public Works Administrator  
Authority: Government Code 54957
- 26) Conference with Legal Counsel-Anticipated Litigation.  
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: Number of Cases: (2)
- 27) Conference with Legal Counsel – Existing Litigation – (Subdivision (a) of Section 54956.9)  
1. Bergen, et al. vs. County of San Benito, et al. (Northern District Court, Case No. C 09-01090 PVT)

**AFTERNOON SESSION**

**1:30 p.m.**

**PUBLIC HEARINGS – 1:30 P.M. (or as soon thereafter as the matters may be heard)**

**ASSESSOR – T. Slavich:**

- 28) Hold public hearings to consider the following Land Conservation Act Requests:
- **Jimenez-Lomeli, Hope E.:** *Compatible Use Request:* APN: 015-05-0-062-0
  - **Oswald, Roberta R. President, Oswald Ranch LLC:** *Division Request:* 030-07-0-014-0; 030-12-0-001-0
  - **Rist, Alberta E., Rist, William C. Rist; Armond E., Jr.:** *Division Request:* APN's: 031-06-0-001-0; 031-06-0-004-0; 031-05-0-007-0; 031-05-0-006-0.
  - **Bayly, Beverly Petersen:** *Lot Line Adjustment:* 9 Assessors Parcels in Book 26, Pages 10,12,15 & 17.
  - **Winkle, Harlan Thomas T. Living Trust; Winkle, Mary Ann Drewitz Living Trust:** *Enlargement:* APN's: 026-04-006-0; 026-04-0-010-0; 026-04-0-011-0; 026-09-0-025-0; 026-04-0-007-0..

- **Elgorriaga, Esteban Bibiano-Stella Trust:** *New Contract Application:* 029-28-0-003-0; 029-28-0-004-0.
- **Moley, Anthony J.:** *New Contract Application:* 021-06-0-018-0

**ADJOURN TO TUESDAY, JUNE 23, 2009 AT 9:00 A.M.**

**AGENDA DEADLINE IS MONDAY, JUNE 15, 2009 AT 1:00 P.M.**

NOTE: A copy of this Agenda is published on the County's Web site on the Friday preceding each Board meeting and may be viewed at [www.san-benito.ca.us/agendas](http://www.san-benito.ca.us/agendas). All proposed agenda items with supportive documents are available for viewing at the San Benito County Administration Building, 481 Fourth Street, Hollister, CA between the hours of 8:00 a.m. & 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.***