



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
Chair

Jaime De La Cruz
District No. 5

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

REGULAR MEETING AGENDA NOVEMBER 3, 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.

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.

BOARD OF SUPERVISORS

- 1) Proclaim Friday, November 13, 2009 as National Philanthropy Day in San Benito County and authorize Chair to sign said proclamation for presentation at a later date. (Chairman Botelho)

CLERK OF THE BOARD – L. Churchill:

- 2) Approve the action minutes of the October 6, 2009 meeting.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 3) Approve the deletion of one (1) Full Time Equivalent (FTE) Accountant I/II (Range 17.7/20.6) to the CSWD Schedule of Authorized Positions and the addition of one (1) FTE Accounting Technician (Range 14.9) to the HSA Schedule of Authorized Positions.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 4) Approve letter of support for Sunnyslope Water District's request for time extension to comply with Waste Discharge Requirements Re-2004-0065 for the Ridgemark Wastewater Treatment Plan; and authorize the Chair to sign.

TREASURER/TAX COLLECTION – M. L. Andrade:

- 5)
 1. Review the list of parcels to be sold at auction sale.
 2. Provide authorization to the Tax Collector to hold the Sale on February 20, 21, 22 & 23, 2010.
 3. Approve the reduction in the minimum bid price if no bids are received or approve the re-offer of unsold parcels at a price.
 4. Approve unsold parcels being reoffered for sale within a 90-day period and any new parties of interest shall be notified pursuant to Revenue and Taxation Code Section 3692(e).

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.

ADMINISTRATION:

- 6) Accept and receive the FY 2009-10 First Quarter Budget Status Report and direct staff as necessary.

COUNTY SUPERINTENDENT OF SCHOOLS – M. Sanchez:

- 7) Receive the County Superintendent's Report.

INTERNAL SERVICES – R. Inman:

- 8) Approve Resolution for 2010 Employer Contributions for CalPERS Health Insurance Premiums for Retirees of San Benito County.

PLANNING DEPARTMENT – A. Henriques:

- 9) Receive report on the 2010 City/County Housing Expo.

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.)

- 10) Public Employee Employment
Title: Agricultural Commissioner and Sealer Weights and Measures
Authority: Government Code Section 54957

- 11) Conference with Legal Counsel – Existing litigation (Subdivision (a) of Government Code Section 54956.9) Name of case(s):
 1. *Cheeks v. San Benito County, et al. (Northern District Court, Case No. C09-02844 HRL)*

ADJOURN TO TUESDAY, NOVEMBER 10, 2009 AT 9:00 A.M.

AGENDA DEADLINE IS MONDAY, NOVEMBER 2, 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. 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.