



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 DECEMBER 15, 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:

- a) Pledge of Allegiance to be led by Supervisor De La Cruz.
- b) Acknowledge Certificate of Posting.

PRESENTATIONS & RECOGNITIONS:

- c) Present Certificate of Recognition to Claudia Arnold, Community Health Nurse, in appreciation for her 19.5 years of service and dedication to the County.
- d) Adopt Resolution acknowledging and supporting the California Women for Agriculture 2010 Convention to be held Jan 8-10, 2010 in San Benito County. (Supervisor Barrios)
- e) **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.*
- f) **Department Head Announcements:** Information only.
- g) **Board Announcements and Introductions.** 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.

AGRICULTURAL COMMISSIONER – R. Ross:

- 1) Approve contract with the California Department of Food & Agriculture for the Light Brown Apple Moth (LBAM) trapping services for the FY 2009/2010.

ADMINISTRATION:

- 2) Approve the prepared response to Grand Jury Report dated September 5, 2009 and authorize Chair to sign.

CLERK OF THE BOARD – L. Churchill:

- 3) Approve the action minutes of the November 3, 2009, November 10, 2009 meeting and the special meeting of November 23, 2009.

CLERK, AUDITOR & RECORDER – J. P. Gonzalez:

- 4) Approve budget transfers as part of the June 30, 2009 Year-End Closing Adjustments.

COUNTY FIRE DEPARTMENT - P. Avila:

- 5) Approve purchase for the Type 1 Fire Engine from Ferrara Fire Apparatus in the amount of \$359,382 plus tax.

FIRST FIVE CHILDREN & FAMILIES COMMISSION – K. Castillo:

- 6) Appoint Cindy Lerma to the First Five San Benito Children and Families Commission for a term of three years beginning January 1, 2010.
- 7) Appoint Dr. David M. Redman to the First 5 San Benito Children and Families Commission for a term of three years beginning January 1, 2010.

HEALTH & HUMAN SERVICES – K. Flores:

- 8) Augment HSA Budget Unit by \$423,471 recognizing \$423,471 in revenues and \$423,471 in expenditures; approve TANF ECF Work Site Agreement Template and authorize HHSA Director or the Deputy Director of CSWD to sign. (4/5 vote)
- 9) Approve MOU with Court Appointed Special Advocates (CASA) of Monterey County to provide advocacy services to children in the juvenile dependency system for the period of June 1, 2009 to June 1, 2011.
- 10) Approve contract with First 5 San Benito Children and Families Commission for H1N1 Vaccine Campaign for the period of December 15, 2009 through July 30, 2010 in the amount of \$55,478.
- 11) Approve contract amendment with Janette Simin for contracted H1N1 Nursing Services in the amount of \$29,400 for the period of November 3, 2009 to May 31, 2010 and authorize the HHSA Director to sign said contract.

- 12) Approve contract with the Hollister Youth Alliance for Tobacco Peer Education and Outreach Program for Youth for the period of December 15, 2009 to June 30, 2010 in the amount of \$25,000 and authorize the HHSA Director to sign said contract.
- 13)
 - 1) Approve and adopt the Workforce Investment Act (WIA) Adult Work Experience Agreement Template and authorize the Director of HHSA and/or the Deputy Director of CSWD to enter said contracts on the county's behalf.
 - 2) Approve and ratify the Adult Work Experience training agreement with TekNova effective December 7, 2009 through March 15, 2010 and authorize Director of HHSA or the Deputy Director of CSWD to sign.
 - 3) Add the Deputy Director of CSWD as an authorized signer to enter into contracts for the approved Youth Work Experience Agreement template.

INTERNAL SERVICES – R. Inman:

- 14) Approve the Memorandum of Understanding with CSAC Excess Insurance Authority and the Stabilization Agreement with Delta Dental, CSAC Excess Insurance Authority for Dental Program and authorize Internal Services Director to sign.
- 15) Approve the agreement with CMAP to continue to provide services for the county with a term to begin on December 15, 2009 through December 15, 2014.
- 16) Approve the Release of Claims Agreement regarding Charter Franchise Fees.
- 17) Approve the contract with William S. Patterson for professional data base computer services for a term beginning December 15, 2009 through June 30, 2010 for an amount not to exceed \$50,000.
- 18) Approve renewal agreement with Liebert Cassidy Whitmore for training and consulting services for the period of January 1, 2010 through December 31, 2010.

PROBATION DEPARTMENT – Brent Cardall:

- 19) Approve and authorize Chief Probation Officer to sign and submit a grant application to the California Emergency Management Agency (CalEMA) for the Evidence-Based Probation Supervision Program in the amount of \$113,000 for Fiscal years 2009-2012.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 20) Adopt resolution taking action related to construction of CSA No. 31 (Stonegate), test well, including but not limited to, acceptance of all proposals; award of contract to Guardino Well Drilling, Inc. in an amount not to exceed \$111,102; authorization of change orders not to exceed \$11,110; approval of letter of understanding for access to Granite Rock property and making related CEQA findings. (Res. No. 2009-113)
- 21) Approve the specifications and bid documents for pavement striping services.

- 22) Approve the appropriation of General Fund Contingency in the amount of \$10,000 for inspection and repairs to Stonegate CSA 31 Potable Water Supply Tank. (4/5 vote)
- 23) Adopt Resolutions to apply for Energy Efficiency Conservation Block Grant and Low Interest Loan Program through California Energy Commission.
(Res. No. 2009-114, Res. No. 2009-115)
- 24) Find that competitive bidding would not be in the public interest for the purchase of a modular office building, because Hazel Hawkins Memorial Hospital will accept the amount of \$1.00 for a modular office building; ratify the purchase of a modular office building in the amount of \$1.00; approve the Budget Adjustment transferring appropriated budget from the Demolition of 3276 Southside Road project.

SHERIFF'S DEPARTMENT – C. Hill:

- 25) Approve the purchase of an ice machine for a total amount of \$3,267 (includes tax) from American Supply Company; and amend the Schedule of Fixed Assets; approve the augmentation of budget unit increasing expenditures (fixed assets/equipment) in the amount of \$3,267 and revenue in the same amount.
- 26) Approve Amendment No. 3 to the Aramark contract originally approved December 16, 2006 authorizing the annual CPI increase of 3.22%.

REGULAR AGENDA:

ADMINISTRATION:

- 27) Receive report from the San Benito County Business Council and provide direction to staff if necessary.

PUBLIC HEARING - 9:00 A.M. (Or as soon thereafter as the matter may be heard)

INTERNAL SERVICES:

- 28) Hold a public hearing introducing a new ordinance amending Chapter 7.05 of Title 7 of the San Benito County Code by adding a new Article II "State Video Service Franchises" to that Chapter. Waive the reading of the ordinance; continue to January 12, 2010 for adoption of said ordinance.

REGULAR AGENDA (Continued):

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.

COUNTY COUNSEL – M. Granger:

- 29) Status report in regards to payment of arbitration award of \$70,000 to County of San Benito by John and Jae Eade.

HUMAN RESOURCES – J. Credico:

- 30) Approve Resolution regarding the County Contributions for the Retirement Benefit for the Elected Sheriff

PLANNING DEPARTMENT – A. Henriques:

- 31) Approve the third amendment to the environmental services agreement with Pacific Municipal Consultants (PMC), in an additional amount not to exceed \$23,061, for on-going planning services related to the preparation of an EIR for the Santana Ranch Specific Plan application.
- 32) Receive staff report on the work scope for consultant time to assist County review of the draft Resource Management Plan and EIS for the Clear Creek Management area at an initial cost of \$9,900 and provide direction.
- 33) Authorize staff to reduce costs for the General Plan Update by amending contracts with David Powers & Associates, TRA and Todd Engineers for a total general fund savings of \$120,263; and direct staff to review a potential savings with use of habitat funds.

BOARD OF SUPERVISORS:

- 34) Report on California State Association of Counties (CSAC) Annual Meeting. (Supervisor Monaco)

ADJOURN TO WEDNESDAY, DECEMBER 16, 2009 FOR SPECIAL MEETING AT 9:00 A.M.

AGENDA DEADLINE FOR THE JANUARY 12, 2010 MEETING IS MONDAY, JANUARY 4, 2010 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.