



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1

Anthony Botelho
District No. 2

Pat Loe
District No. 3
Vice-Chair

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 MAY 4, 2010

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 matter which 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 Barrios.
- Acknowledge Certificate of Posting.
- PRESENTATIONS & RECOGNITIONS:**
Proclaim May 2010 as Older Americans Month in San Benito County and present proclamation to Pauline Valdivia, Executive Director, Jovenes de Antano.
- 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.*
- 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.

AGRICULTURAL COMMISSIONER – R. Ross:

- 1) Approve contract with the California Department of Food & Agriculture for European Grapevine Moth (EGVM) trapping services for the period of March 1, 2010 through June 30, 2010 in the amount of \$8,519.
- 2) Approve contract with the California Department of Food & Agriculture for Asian Citrus Psyllid Survey Trapping Services for the period of March 1, 2010 through September 30, 2010 in the amount of \$6,360.

COUNCIL OF SAN BENITO COUNTY GOVERNMENTS – L. Rheinheimer:

- 3) Approve layoff of .50 Full-Time Equivalent Office Assistant II Position from the Council of Governments schedule of authorized positions, effective on or about July 1, 2010.

COUNTY COUNSEL – M. Granger:

- 4) Approve contract with West for on-line research service material for 36 months for a annual cost of \$7,488 and authorize Matthew Granger, County Counsel to execute the contract.

HEALTH & HUMAN SERVICES – K. Flores:

- 5) Appoint Katherine Hart to the Community Action Board to represent the Private Sector, District #4, for a three-year term effective May 4, 2010 to May 4, 2013. (CSWD)
- 6) Approve the 2009/2010 Workforce Investment Act Plan modification for submission to the State and authorize the chair to sign said plan. (CSWD)
- 7) Approval of agreement with Department of Health Services (DHS) Public Health Emergency Preparedness CDC/Pan Flu/Hospital Preparedness Phase IV in the amount of \$10,000 for the period of March 1, 2010 through July 30, 2010; and authorize the H&HSA Director to sign said agreement; and augment Emergency Preparedness Budget by \$10,000.

INTERNAL SERVICES – R. Inman:

- 8) Adopt Resolution entitled "Resolution of San Benito County Board of Supervisors, authorizing the Closure of the County Library on Saturdays for Fiscal year 2010-2011". (Res. No. 2010-47)

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 9) Approve Amendment #1 to the contract with Environmental Stewardship & Planning, Inc. amending the scope of service for the Resource Recovery Park in amount not to exceed \$4,425.00.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 10) Accept donation of 50 office cubicle systems with chairs and overhead systems from Synergis Sustainable Resource Management Group at liquidated value for use in County Offices.

SHERIFF'S DEPARTMENT – C. Hill:

- 11) Approve out-of-state travel for Detective Victor Casada to attend the 2010 National Symposium on Sex Offender Management and Accountability May 18-20, 2010 in Portland, Oregon.

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.

HOLLISTER DOWNTOWN ASSOCIATION – B. Weatherly:

- 12) Consider and authorize the Chairman to sign a preliminary petition to form the Downtown Hollister Property Based Assessment District.

ADMINISTRATION:

- 13) Receive and review the FY 2009-2010 third quarter budget status report and direct staff as needed.
- 14) Consider and provide staff direction with regard to the planned use of cash reserves for operational and capital needs in the upcoming fiscal year.

COUNTY AUDITOR – J. P. Gonzalez:

- 15) Informational presentation regarding Government Accounting Standards Board (GASB) definitions of Fund Balances refunded for use in FY 09/10 Financial Statements.

PLANNING DEPARTMENT – B. Turner:

- 16) Receive the project report and provide staff with direction on how to move forward with the preparation of the Draft EIR for Fairview Corners.
- 17) Adopt an Ordinance to amend Sections 23.01.004, 23.15.011, 23.25.001 and 23.25.007 of the San Benito County Code to modify the current requirements relating to County Service Areas (CSA's) in new subdivisions, and find that the proposed Ordinance does not constitute a project and/or is exempt from CEQA pursuant to CEQA Guideline Sections 15378 and 15061(b)(3).

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.)

- 18) Conference with Legal Counsel-Anticipated Litigation.
Initiation of litigation pursuant to subdivision (b)(3)(C) of Section 54956.9:
Number of Cases: (1)
- 19) Closed Session pursuant to Government Code 54957 (Personnel)
Public Employee Appointment
Title: County Administrative Officer

ADJOURN TO TUESDAY, MAY 11, 2010 AT 9:00 A.M.

AGENDA DEADLINE IS MONDAY, MAY 3, 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.