



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 11, 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:

- a) Pledge of Allegiance to be led by Supervisor De La Cruz.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATIONS & RECOGNITIONS:**

BOARD OF SUPERVISORS:

Adopt and present Resolution honoring Sheriff Curtis Hill's election to the Office of President of the California State Sheriff's Association. (Res. No. 2010-48)

WATER RESOURCES ASSOCIATION OF SAN BENITO COUNTY:

Proclaim May as "Water Resources Month" in San Benito County.

HEALTH & HUMAN SERVICES AGENCY:

Proclaim May 16-22, 2010 as Emergency Medical Services Week in San Benito County.

PUBLIC WORKS DEPARTMENT:

Proclaim May 16-22, 2010 as National Public Works week and authorize Chairman to sign proclamation.

- 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.
- e) **Department Head Announcements:** Information only.
- f) **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 renewal with the United States Department of Agriculture for Wildlife Services Program for the FY 2010/2011 in the amount of \$73,285 and authorize the Agricultural Commissioner to sign said contract.

COUNTY CLERK/AUDITOR/RECORDER – J. P. Gonzalez:

- 2) Receive the Fiscal Year 2009-10, 1st, 2nd and 3rd quarterly statement reports for Retiree Benefit Trust held with CalPERS.

HEALTH & HUMANS SERVICES AGENCY – K. Flores:

- 3) Approve contract with Shared Vision Consultants, Inc. for Child Welfare County Self Assessment (CSA) and System Improvement Plan (SIP) for the period of May 12, 2010 to January 31, 2011 in the amount of \$14,405.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 4) Declare vehicles, as listed, to be declared surplus and direct staff to remove surplus vehicles from inventory per County practice.
- 5) Approve agreement with the California Department of Transportation for the Regional Surface Transportation Program (RSTP) Federal Exchange and State Match Program for FY 2009-2010 in the amount of \$239,849; adopt Resolution approving allocation of the RSTP Federal Apportionment Exchange and State Match Program Funds; and authorize the Chair to sign the agreement and resolution. (Res. No. 2010-49)
- 6) Adopt Resolution for parking regulation for County parking lot at 4th and West Street during construction period of May 11, 2010 through June 30, 2010. (Res. No. 2010-50)

SHERIFF'S DEPARTMENT – C. Hill:

- 7) Allow the Sheriff to accept a donation of \$5,000 from Gary Filizetti, President of Devcon Construction, Inc., in support of marijuana eradication.

VICTIM WITNESS – J. Roybal:

- 8) Review the proposed Grant Application for continuation funding for the San Benito County Victim/Witness Assistance Program in the amount of \$119,788.; and adopt Resolution designating the District Attorney's Office as the Implementing Agency for the program and authorizing the Victim/Witness Coordinator and County Auditor to sign and submit all appropriate documentation for the grant application. (Res. No. 2010-51)

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.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 9) Accept the HHSA Director's report and approve layoff of 2.0 Full Time Equivalents (FTEs) as follows: 1.0 FTE Administrative Services Specialist and 1.0 FTE Environmental Health Specialist I/II/III from the Public Health Schedule of authorized positions effective on or about July 1, 2010.
- 10) Approve contract with Hazel Hawkins Hospital for reimbursement of County Out-Station Eligibility Worker (EW) Personnel Costs for the period of July 1, 2010 through June 30, 2011 for an amount not to exceed \$52,000.

INTERNAL SERVICES – R. Inman:

- 11) Discuss options for a San Benito County Military Leave Policy and provide direction to staff.
- 12) Approve reorganization of Agricultural Commissioners' Office; Delete one (1) Deputy Agricultural Commissioner; add one (1) Senior Agricultural Biologist/Inspector at range 22.3 to schedule of authorized positions and Ag. Biologist/Inspector I,II,III series; adopt job specifications for Deputy Agricultural Commissioner/Sealer Weights and Measures, Senior Agricultural Biologist/Inspector, Agricultural Biologist/Inspector III and Agricultural Biologist/Inspector II.
- 13) Introduce ordinance authorizing an amendment to the contract with CalPERS regarding the 3% at 55 retirement formula for Safety Employees; waive the reading of said ordinance; and continue to May 25, 2010 for adoption of said ordinance.

PLANNING DEPARTMENT – C. Woodbury:

- 14) Approve the HOME Loan Committee Board Membership Application and approve the HOME Loan Committee Mission, Duties, Responsibilities and Selection Process Document.
- 15) Receive report on Building Division Status & Activities and provide direction as necessary.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 16) Adopt Resolution of Intention to levy and collect a property-Related Fee, in County Service Areas No. 24 Santa Ana Acres, and 35 Union Heights, for Fiscal Year 2010-11 preliminarily approving a Fee Report and setting a public hearing for June 1, 2010 at 9:00 a.m. (or soon thereafter as the matter may be heard).

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.)

- 17) Closed Session pursuant to Government Code 54956.8 (Real Property Negotiation)
Conference with Real Property Negotiator
Property: (a) 2301 Technology Parkway; (b) 777 Flynn Road; (c) 411 San Felipe Road
Agency Negotiator: Susan Thompson
Negotiating Party: (a) Pivetti Family Trust; (b) Patrick and Sandra Stone; (c) Michael Greenwood
Under Negotiations: Price and Terms of Payment

**AFTERNOON SESSION
1:30 P.M.**

PUBLIC HEARINGS (1:30 p.m. or as soon thereafter as the matter may be heard):

PLANNING DEPARTMENT – C. Woodbury:

- 18) Hold a public hearing to consider the 2007-2014 Draft Housing Element Update, and to consider adopting a Resolution, adopting the Negative Declaration and adopting an amendment to the San Benito County General Plan (General Plan Amendment 09-43), adopting the 200702014 Housing Element Update.

ADJOURN TO TUESDAY, MAY 25, 2010 AT 9:00 A.M.

AGENDA DEADLINE IS MONDAY, MAY 17, 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.