



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1
Chair

Anthony Botelho
District No. 2

Robert Rivas
District No. 3

Jerry Muenzer
District No. 4

Jaime De La Cruz
District No. 5
Vice-Chair

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

REGULAR MEETING AGENDA JANUARY 25, 2011

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 Muenzer.
- Acknowledge Certificate of Posting.**
- 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.

BOARD OF SUPERVISORS:

- 1) Appoint Debra Cable to represent Supervisorial District 4 on the San Benito County Parks & Recreation Commission effective January 25, 2011 through January 2015. (Supervisor Muenzer)

BEHAVIORAL HEALTH DEPARTMENT – A. Yamaoto:

- 2) Approve contract renewal with Country Villa Merced Behavioral Health Center for the FY 2010/11 term for a maximum annual amount of \$89,000.

CHILDCARE LOCAL PLANNING COUNCIL – K. Bobsin:

- 3) Certify the annual Childcare Local Planning Council membership and authorize the Chair to sign certification statement.

HEALTH & HUMAN SERVICES – K. Flores:

- 4) Appoint Donald K. Dixon Sr. to the Workforce Investment Board as a public sector representative for a three-year term effective January 25, 2011 through January 24, 2014. (CSWD)

PROBATION DEPARTMENT – B. Cardall:

- 5) Authorize Chief Probation Officer to hire a Probation Department Intern for a period of January 1, 2011 to December 31, 2012 at \$9.00 per hour not to exceed 1000 hours per each county fiscal year. (4/5 vote)

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 6) Adopt Resolution authorizing the submittal of grant applications to the California Department of Resources Recycling and Recovery Grant Programs; and authorize the Public Works Administrator to execute grant applications and all necessary documents and finding that the identified projects funded under these opportunities are exempt from CEQA. (Res. No. 2011-1)
- 7) Approve contract with the California Conservation Corps for the Historical Park Nature Loop Trail at San Benito County Historical Park for the period of January 17, 2011 through May 1, 2011 in the amount of \$19,834.44.
- 8) Adopt Resolution calling for a Mail Ballot Election for County Service Area No. 53, Riverview Estates, for Tuesday May 3, 2011 in connection with Property-Related Fees. (Res. No. 2011-2)

SHERIFF'S DEPARTMENT – D. Thompson:

- 9) Adopt Resolution authorizing closure on a temporary basis a portion of Old San Juan Highway, San Justo Road, Anzar Road in order to ensure the safety of the public for the Hollister Rotary Clubs 28th Annual Mission 5-k run on January 29, 2011. (Res. No. 2011-3)

TREASURER/TAX COLLECTOR – M. L. Andrade:

- 10) Adopt Resolution for delegating authority to the County Treasurer to invest and reinvest county funds and other depositors' funds in the County Treasury or to sell or exchange securities so purchased, pursuant to the requirement of state law. (Res. No. 2011-4)

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

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 11) Hold a public hearing and adopt Resolution tabulating protests and confirming the consolidated fee report, fee schedule and fee for property-related fees in

connection with CSA No. 53, authorizing the levy of the fees in Fiscal Year 2011-12 and subsequent years, and taking certain related actions. (Res. No. 2011-5)

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 – R. Inman:

- 12) Recognize \$6,435 of the \$184,948 in revenues in the General Fund General Purpose Revenue; appropriate \$6,435 in General Fund Non Departmental Expense; and authorize the Chair to execute the Preliminary Petition to Form the Downtown Hollister Property Based District. (4/5 vote)
- 13) Approve the agreement with State of California Department of Parks and Recreation, Hollister Hills District, funding Parks and Recreation Commission administration and collaborative parks planning efforts, for a total amount of \$35,000, not to exceed \$11,000 for the period January 25, 2011 through June 30, 2011, and \$24,000 for the period July 1, 2011 through June 30, 2012; and approve the administration of the Parks and Recreation Commission by the County Administrative Office; approve the Budget Adjustment appropriating \$11,000 to the Parks Budget Unit. (4/5 vote)
- 14) Adopt Resolution of the San Benito County Board of Supervisors regarding Compensation for the Unrepresented Employee Groups.
- 15) Consider options for County Flag and provide direction to staff.

BOARD OF SUPERVISORS:

- 16) Consider the creation of a budget committee and provide direction as appropriate. (Supervisor Rivas)

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) Conference with Labor Negotiators
Chief Negotiator: Linzie Daniel
Authority: California Government Code Section 54957.6
Employee Organizations: All Bargaining Groups (MEG, DSA, SEIU)

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

1:30 P.M. PUBLIC HEARING *(Or as soon thereafter as the matters may be heard)*

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 18) Hold a public hearing to consider and potentially adopt a resolution making the necessary CEQA findings, adopting Mitigated Negative Declaration, approving/adopting the Mitigation Monitoring and Reporting Program, and taking other related actions, including the determination of whether or not to proceed, regarding the proposed Stonegate Well and Pipeline Project, Tres Pinos.

ADJOURN TO TUESDAY, FEBRUARY 1, 2011 AT 9:00 A.M.

AGENDA DEADLINE IS MONDAY, JANUARY 24, 2011 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.