



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 JUNE 7, 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:

- a) Pledge of Allegiance to be led by Supervisor Muenzer.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATIONS AND RECOGNITIONS:**

COMMUNITY MEDIA ACCESS PARTNERSHIP – Kathy Bisbee:

Presentation of 2011 annual report by CMAP.

- 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.

ASSESSOR'S OFFICE – T. Slavich:

- 1) Adopt Resolutions establishing Agricultural Preserve and authorize the Chair to sign Land Conservation Act contracts. (Res. No. 2011-44, Res. No. 2011-45, Res. No. 2011-46, Res. No. 2011-47)

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 2) Approve contract renewal with Hope Rehabilitation Services for rehabilitation services for the FY 2011-12, for a maximum annual total of \$25,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 3) Approve contract renewal with Unity Care Group for residential treatment facilities for the FY 2011-12, for a maximum amount of \$40,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 4) Approve contract renewal with Country Villa Merced Behavioral Health Center for sub-acute level skilled nursing services for the FY 2011-12, for a maximum annual amount of \$89,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 5) Approve contract renewal with IDEA Consulting for Mental Health Services for the FY 2011-12, for a maximum annual total of \$122,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 6) Approve contract renewal with Charis Youth Center, Inc. for Therapeutic Behavioral Services for the FY 2011-12, for maximum amount of \$80,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 7) Approve contract renewal with Remi Vista, Inc. for Therapeutic Behavioral Services for the FY 2011-12, for a maximum amount of \$70,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 8) Approve contract renewal with Gary Ernst for the FY 2011-12 for Administrative Services, for a maximum annual total of \$95,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 9) Approve contract renewal with 7th Avenue Center, LLC for Skilled Nursing Services for the FY 2011-12, for a maximum amount of \$89,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 10) Approve contract renewal with Traditions Behavioral Health for Psychiatry Services for the FY 2011-12, for a maximum annual total of \$283,932.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 11) Approve contract renewal with Front Street, Inc. for Residential Care Facility for the Elderly for the FY 2011-12, for a maximum amount not to exceed \$48,000.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 12) Adopt Resolution accepting the Workforce Investment Act (WIA) Title 1 Master Sub grant, youth program Allocation for Program year 2011-2012, in the amount of \$202,574, approving the sub grant agreement and authorize the Director of HHSA to sign the sub grant agreement. (Res. No. 2011-48)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 13) Re-appoint Mr. Steven M. Tuma to the Workforce Investment Board, representing the public sector, from May 5, 2011 through May 5, 2014. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 14) Approve contract with Sandra Montgomery for Physical Therapy Services for the period of July 1, 2011 through June 30, 2012, for an amount not to exceed \$24,000.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 15) Adopt Resolution extending services for CSA 36 “Emergency Medical Services & Advanced Life Support”; receive Annual Report on CSA #36 “Emergency medical Services & Advanced Life Support”; and set Public Hearing for June 28, 2011 to consider assessment for CSA #36 for FY 2011/2012. (Res. No. 2011-49)

INTERNAL SERVICES – M. Riopel:

- 16) Approve contract Amendment #1 with Community Media Access Partnership (CMAP) with regards to modification to the services for streaming and additional meeting charges.

INTERNAL SERVICES – M. Riopel:

- 17) Approve maintenance agreement with Megabyte System, Inc. for the Megabyte Property Tax System at \$72,766 plus extra service costs as necessary, with a term from July 1, 2011 through June 30, 2012.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 18) Approve contract Amendment No. 1 with Nolte Associates, Inc. for design and engineering services on the Santa Ana/Fairview signal project, increasing the contract amount by \$12,700, to an amount not to exceed \$67,913.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 19) Approve contract with LSA Associates, Inc. for environmental services on John Smith Road Realignment project, for the period of June 7, 2011 through June 30, 2013, in an amount not to exceed \$53,285.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 20) Approve contract Amendment No. 2 with Biggs Cardosa Associates, Inc. for design and engineering services on the Union Road Bridge replacement project, extending the term of the agreement from June 30, 2011 to June 30, 2013.

VICTIM WITNESS – J. Roybal:

- 21) Review proposed Grant Application for continuation funding for the San Benito County Victim/Witness Assistance program; and adopt Resolution designating the District Attorney’s Office as the Implementing Agency for the program and

authorize the Victim/Witness Coordinator and County Auditor to sign and submit all appropriate documentation to affect the purpose of the grant application. (Res. No. 2011-50)

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.

BOARD OF SUPERVISORS:

- 22) Discussion and direction concerning the county's curfew ordinance; update by Sheriff Thompson and others concerning violence prevention efforts. (Supervisor Rivas)

BOARD OF SUPERVISORS:

- 23) Approve letter to Regional Council of Rural Counties (RCRC) requesting support for a statewide mountain lion count.

BOARD OF SUPERVISORS:

- 24) Discussion and direction regarding the report on possible design concepts for the Highway 156 Improvements Project. (Supervisor Botelho)

BOARD OF SUPERVISORS:

- 25) Approve letter to Senator Anthony Cannella and Assemblyman Luis Alejo asking for support of AB 153 and AB 155.

BOARD OF SUPERVISORS:

- 26) Presentation concerning redistricting of supervisorial districts utilizing 2010 census data.

HUMAN RESOURCES – J. Credico:

- 27) Adopt Resolution for Employer Paid Member Contributions (Safety).

HUMAN RESOURCES – J. Credico:

- 28) Approve Sixth Amendment to the Memorandum of Understanding between the County of San Benito and the SEIU Local 521 General Unit Employees, Related to Employee Concessions.

PLANNING DEPARTMENT – G. Armstrong:

- 29) Read title of ordinance: "An Ordinance Amending Section 3.05.051 of Article III of Chapter 3.05 (County Organizations) of Title 3 of the San Benito County Code Relating to the San Benito County Planning Commission"; accept introduction and waive further reading of the ordinance and continue the matter to June 21, 2011 for adoption.

PLANNING DEPARTMENT – G. Armstrong:

- 30) Read title of ordinance: "An Ordinance of the County of San Benito, adopting a New Chapter 19.41 (Indemnification) of Title 19 of the San Benito County Code";

accept introduction and waive further reading of the ordinance and continue the matter to June 21, 2011 for adoption.

PLANNING DEPARTMENT – G. Armstrong:

- 31) Review and consider the recommendation of the Planning Commission regarding Chapter 19.29 of Title 19 of the San Benito County code, pertaining to the Potential Residential Growth Increase (PRGI) ordinance, and provide direction to staff.

PROBATION DEPARTMENT – B. Cardall:

- 32) Consider proposed layoff 1.5 F.T.E. Office Assistant III positions and reclassify 1.0 F.T.E. Office Services Supervisor to a 1.0 F.T.E. Secretary I position.

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

PUBLIC HEARINGS – 1:30 P.M. (or as soon thereafter as the matter may be heard)

ASSESSOR – T. Slavich:

- 33) Hold public hearings to consider the following Land Conservation Act Requests:
- **Forge Family LTD Partnership:** *Compatible Use Request: APN: 016-010-009*
 - **Kelley Family Trust:** *Division Request: APN: 017-030-003 & 017-030-014*

ADJOURN TO TUESDAY, JUNE 21, 2011 AT 9:00 A.M.

NOTE: A copy of this Agenda, along with supportive documents, is published on the County's Web site on the Friday preceding each Board meeting and may be viewed at www.cosb.us/government/meetings-agendas/. All proposed agenda items with supportive documents are also 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.