



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 21, 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 De La Cruz.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATIONS AND RECOGNITIONS:**

BOARD OF SUPERVISORS:

Introduction of Grace Tobias, Miss San Benito Rodeo 2011, who is representing the San Benito County Saddle Horse Association in the 2011 Saddle Horse Show and Rodeo Downtown Parade and the Saddle Horse Show and Rodeo to be held June 24-26 at Bolado Park.

BOARD OF SUPERVISORS:

Presentation of Proclamation to Mary Sellen.

BOARD OF SUPERVISORS:

Present Certificate of Recognition to the San Benito County Free Library.

HUMAN SERVICES – J. Credico:

Present Certificate of Recognition for Years of Service to San Benito County upon retirement to the following employees:

1. Sally Boden (Ag Bio Inspector), 24 years.
2. Mark Gillaspie (Heavy Equipment Mechanic), 35 years.
3. Sally Navarez (Deputy County Clerk/Recorder), almost 25 years.
4. Nadine Stevens-Deck (Child Support Specialist) almost 18 years.

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.

e) **Board Announcements:** 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) Introduce an ordinance Enacting Chapter 5.13 of Title 5 of the San Benito County Code, authorizing the Assessor to Cancel Low Value Supplemental Assessments, and Prohibiting Low Value Escape Assessments of Any Appraisal Unit; waive the reading of said ordinance; and continue to July 12, 2011 for adoption of said ordinance.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 2) Approve contract renewal with Door to Hope for Substance Abuse Residential Treatment Facility for the FY 2011-12, for a maximum total of \$49,375.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 3) Approve contract renewal with Mary Helen Lopez, Licensed Clinical Social Worker for the FY 2011-12, for a maximum annual total of \$20,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 4) Approve contract renewal with Rebekah Children's Services to provide Therapeutic Behavioral Services for the FY 2011-12, for a maximum amount of \$40,000.

BOARD OF SUPERVISORS:

- 5) Adopt Resolution in support of statewide e-fairness legislation. (Chair Barrios)

COUNCIL OF GOVERNMENTS – L. Rheinheimer:

- 6) Approve Amendment #6 to Employment Agreement with Lisa Rheinheimer, Council of Governments.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 7) Approve cost reimbursement contract with Hazel Hawkins Memorial Hospital for the period of July 1, 2011 through June 30, 2012, for an amount not to exceed \$60,000.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 8) Approve Memorandum of Understanding with Santa Clara County Office of Education Head Start Program for recruitment and enrollment of CalWORKS and Head Start Eligible Families and authorize the Health & Human Services Agency to sign MOU.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 9) Approve contract with UC Davis Extension for on-site training for the FY 2011-2012, in the amount of \$33,440 and authorize the HHSA Director to sign contract.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 10) Approve Agreement with Public Authority for conducting In Home Supportive Services (IHSS) provider background checks and orientations for the period of July 1, 2011 through June 30, 2012, for the amount of \$47,586.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 11) Approve budget adjustments of unanticipated revenue for Oil Payment Program #1 Grant: \$9,349.00 and Division of Recycling Grant: \$4,760.00 for FY 2010/2011. (4/5 Vote)

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 12) Adopt Resolution authorizing the Integrated Waste Management Department to apply for the Oil Payment Program grant funds on behalf of the San Benito County Integrated Waste Management Regional Agency for FY 2011/2012. (Res. No. 2011-52)

PROBATION DEPARTMENT – B. Cardall:

- 13) Approve contract with San Benito County Office of Education to provide funding in the amount of \$47,500 to continue the Truancy Reduction Program for FY 2011-12.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 14) Adopt Resolution implementing parking regulations for the County-owned parking lot at 4th and West Streets. (Res. No. 2011-53)

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 15) Approve the plans, specifications, and bid documents for the Sheriff Administration/County Permit Center Structural Upgrades & Elevator project.

SHERIFF'S OFFICE – D. Thompson:

- 16) Approve Amendment #1 to the Enmachine, Inc. contract for Operational Area Emergency Operations Center Training to extend term of contract to March 30, 2012.

SHERIFF'S OFFICE – D. Thompson:

- 17) Approve contract renewal with Emergency Vehicles Specialists, Inc. to provide maintenance, repair and emergency call out service for our radios and repeater locations, for the period of July 1, 2011 through June 30, 2012, at a total cost not to exceed \$32,120.

SHERIFF'S OFFICE – D. Thompson:

- 18) Approve Agreement with John R. Hain, MD for the autopsy services at the Monterey County Coroner's facilities effective July 1, 2011 through June 30, 2012 and authorize the Sheriff to sign said agreement.

SITTING AS THE PUBLIC AUTHORITY FOR IN- HOME SUPPORTIVE SERVICES:

The Board will adjourn as the Board of Supervisors and reconvene as the IHSS Public Authority re:

IN-HOME SUPPORTIVE PUBLIC AUTHORITY – G. Swanson:

- 19) Approve Agreement between HHSa and the Public Authority, for conducting In Home Supportive Services (IHSS) provider background checks and orientations for the period of July 1, 2011 through June 30, 2012, for the amount of \$47,586.

The Board will adjourn as the IHSS Public Authority and reconvene as the San Benito County Board of Equalization re:

San Benito County Board of Supervisors sitting as the County Board of Equalization:

- 20) Accept the Stipulation for Reduction of Assessment for the 2007-2008 Tax Year for JMK Golf, LLC (Ridgemark Golf & Country Club, Inc.); waive the appearance of the person affected, and change the assessed value in accordance with Revenue & Taxation Code Section 1610.8.
- 21) Adopt the Findings of Facts for assessment appeal application #99 (Daniel Emmett Lynch, APN 020-070-006-000).

Adjourn as the San Benito County Board of Equalization and reconvene as the San Benito County Board of Supervisors.

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

AGRICULTURAL COMMISSIONER – R. Ross:

- 22) Hold a public hearing to hear objections, protests or requested changes or corrections to the written report regarding the Mosquito and Disease Control Assessment rate to be imposed; adopt resolution accepting the annual report for the Mosquito and Disease Control Assessment and levy the rate of \$10.08 per unit for FY 2011/2012. (Res. No. 2011-54)

PLANNING DEPARTMENT – G. Armstrong:

- 23) Hold a public hearing to review the project record and Planning Commission Resolution #2011-05; review and consider the proposed zone change; make the CEQA zone change and PUD findings set forth in the staff report; and adopt an Ordinance to approve zone change No. 07-52 (2324 Union Road), based on the conditions of approval set forth in Exhibit “B” of the proposed ordinance. (Ord. No. 873).

PLANNING DEPARTMENT – G. Armstrong:

- 24) Hold a public hearing to review the project record and Planning Commission Resolution #2011-03; and consider the proposed zone change; make the CEQA and zone change findings set forth in the staff report; and adopt Ordinance approving Zone Change No. 08-163 (off Cypress Court), based on the conditions of approval set forth in Exhibit “B” of the proposed ordinance. (Ord. No. 874)

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 25) Hold a public hearing to receive and consider for adoption the Transportation Impact Mitigation Fee Nexus Study and its recommended modifications to the list of Traffic Improvement Projects and the Traffic Impact Mitigation Fees; adopt Resolution, finding the proposed modifications to the list of Traffic Improvement Projects and Traffic Impact Mitigation Fees to be categorically exempt under CEQA, and adopting the March 21, 2011 Transportation Impact Mitigation Nexus Study, the recommended modifications to the list of Traffic Improvement Projects and the recommended Traffic Impact Mitigation Fees. (Res. No. 2011-55).

PUBLIC HEARINGS – 9:30 A.M. (Or as soon thereafter as the matter may be heard)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 26) Receive HHS Director’s report on the 2012-2013 Community Action Plan (CAP); conduct a public hearing to receive comments on the 2012-2013 CAP; adopt Resolution approving 2012-2013 Community Services Block Grant, Community Action Plan; and authorize the HHS Director to execute grant agreements, amendments and other documents related to the CSBG with the State of California.

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:

- 27) Approve contract with Santa Cruz Regional 9-1-1 for Communications Services with a term to begin July 1, 2011 through June 30, 2012 at \$391,576, with an automatic renewal term of four years, unless terminated.

ADMINISTRATION – R. Inman:

- 28) Discussion and/or direction concerning the illegal street vendor issue.

ADMINISTRATION – R. Inman:

- 29) Discussion and/or direction concerning three alternative options regarding redistricting of supervisorial districts utilizing 2010 census data.

ADMINISTRATION – R. Inman:

- 30) Discussion to rescind the Board action of May 10, 2011 to begin budget hearing on July 11, 2011 and set budget hearings for FY 2011-2012 to begin 9:30 am Tuesday July 19, 2011 and direct the Clerk of the Board to post and publish notice of hearings as required.

PLANNING DEPARTMENT – G. Armstrong:

- 31) Make the CEQA Findings set forth in Section 2 of the Ordinance; adopt ordinance, amending Section 3.05.051 of Chapter 3.05 of title 3 of the San Benito County Code (County Organizations), amending the duties of the Planning Commission.

PLANNING DEPARTMENT – G. Armstrong:

- 32) Make the CEQA Findings set forth in Section 2 of the Ordinance; adopt Ordinance, adding a new Chapter 19.41 (Indemnification) to Title 19 of the San Benito County Code, requiring Indemnification by applicants for certain county approvals.

SUPERIOR COURT – G. Solorio:

- 33) Approve Memorandum of Understanding for services exchanged between the County of San Benito and The Superior Court.

ADJOURN TO TUESDAY, JULY 12, 2011 AT 9:00 A.M.

NOTE: A copy of this Agenda is published, along with supportive documents, 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.