



# 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 OCTOBER 18, 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:**

Present Proclamation to the Friends of the Library, proclaiming October 16-22, 2011 as Friends of the Libraries Week in San Benito County.

Approve Proclamation declaring October 23 through October 30, 2011 as Red Ribbon Week in San Benito County. (Behavioral Health)

Present Certificate of Recognition to Joyce Swett (First 5-School Resource Coordinator) who is retiring after 7 Years of Service with the County of San Benito.

Present Certificate of Recognition to Michael Watson, Public Works Superintendent who is retiring after 22 Years of Service with the County of San Benito.

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.*

**ADMINISTRATION – R. Inman:**

- 1) Approve contract with Economic Development Corporation for the period of July 1, 2011 through June 30, 2012, in an amount not to exceed \$50,000.

**ADMINISTRATION – R. Inman:**

- 2) Approve contract with Three-sixty HR, LLC for investigating services for an amount not to exceed \$13,000; and approve budget transfer.

**BOARD OF SUPERVISORS – A. Botelho:**

- 3) Adopt Resolution supporting the efforts to modify and change the directional green signage on State Route 101 to identify San Juan Bautista as a place of destination and point of interest for early California history. (Res. No. 2011-93)

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

- 4) Approve two lease agreements with US Bancorp Business Equipment Finance Group for replacement copy machines for a period of 60 months at the cost of \$198.24 month and \$127.33 month; approve two Maintenance Agreements with Monterey Bay Systems for a period of 60 months, at the rate specified in the maintenance agreement with no minimum billing requirements.

**COUNTY COUNSEL – M. Granger:**

- 5) Approve Legal Services Agreement with Cota Cole LLP for legal services to obtain an injunction against Purple Cross Rx effective October 18, 2011; approve General Fund Contingency Transfer in the amount of \$35,000. (4/5 vote)

**HEALTH & HUMAN SERVICES AGENCY – K. Flores:**

- 6) Approve the California Reportable Disease Information Exchange (CaREDIE) Data Use and Disclosure Agreement with California Department of Public Health; and authorize the County of San Benito Health Officer sign said agreement.

**HUMAN RESOURCES – J. Credico:**

- 7) Adopt (2) Resolutions for 2012 Employer contributions for CalPERS Health Insurance Premiums for Retirees of San Benito County. (Res. No. 2011-94 & Res. No. 2011-95)

**HUMAN RESOURCES – J. Credico:**

- 8) Modify Class specifications and Modify Schedule of Authorized Positions for the Clerk-Recorder, Elections and Auditor's Offices.

**PUBLIC WORKS DEPARTMENT – S. Wittry:**

- 9) Adopt Ordinance amending Chapter 17.01 of the San Benito County Code, Traffic Regulations, establishing a speed limit of 55 miles per hour (mph) on McCloskey Road between Fairview Road and the city Limits. (Continued from September 13, 2011) (Ord. No. 886)

**SHERIFF’S OFFICE – D. Thompson:**

- 10) Approve out-of-state travel for the UNET detectives to attend the California Narcotic Officers’ Association Training Institute and Law Enforcement Exposition in Sparks, Nevada from November 12-15, 2011; approve the budget augmentation increasing expenditures in the amount of \$6,392. (4/5 vote)

**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:**

- 11) Cancel the special Board of Supervisors meeting scheduled for Wednesday October 19, 2011 and schedule a special meeting for the Behavioral Health grievance hearing for Thursday, December 8, 2011 at 9:00 a.m.

**CLERK OF THE BOARD – D. Thome:**

- 12) Schedule a special meeting to accept bids, award and approve contract for the San Juan Highway Bike Lane Project 2102-688 for Tuesday, October 25, 2011 at 8:30 a.m.

**COUNTY COUNSEL’S OFFICE – M. Granger:**

- 13) Adopt Resolution supporting Community Vision San Benito County (CVSBC) community activities and authorizing department heads, staff, and/or county volunteers to work with CVSBC and professional facilities at its three-day Vision Summit on October 26-28, 2011.

**INTERNAL SERVICES DEPARTMENT – M. Riopel:**

- 14) Adopt Resolution adopting new GIS Fees for Service.

**SHERIFF’S OFFICE – D. Thompson:**

- 15) Amend the Sheriff’s authorized positions due to funding for the California Multi-Jurisdictional Methamphetamine Enforcement Team (Cal-MMET) Program; approve appropriations and revenues of \$162,812 for the Cal-MMET Program. (4/5 vote)

# AFTERNOON SESSION

## 1:30 P.M.

### REGULAR AGENDA: (Continued)

#### **PLANNING DEPARTMENT – G. Armstrong:**

- 16) 1. Review the revised conditions of approval and site plan based on the direction provided at the September 27<sup>th</sup> meeting in regards to Commercial District Review 67-10 for JMK Golf LLC (Ridgemark Golf and Country Club);
2. Adopt Resolution making CEQA and C-District Review Findings, adopting the Negative Declaration prepared for CDR 67-10, denying the appeal and approving CDR 67-10 pursuant to San Benito County Code §25.47.002 (B) based on the changes made to the revised site plan and the revised conditions of approval.

#### **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:  
Authority: California Government Code Section 54957.6  
Agency Designated Chief Negotiator: Linzie Daniel, JoDan and Associates, Jacki Credico, Management Analyst  
Employee Organizations: All Bargaining Groups and Unrepresented Employees
- 18) Conference with Legal Counsel-Anticipated Litigation.  
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: Number of cases: (1)

### **ADJOURN TO TUESDAY, NOVEMBER 1, 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/](http://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.***