



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 NOVEMBER 1, 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 Botelho.
- b) Acknowledge Certificate of Posting.

PRESENTATIONS AND RECOGNITIONS:

BOARD OF SUPERVISORS – M. Barrios:

Presentation of legislative update by Assemblyman Luis Alejo.

- 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 the extension of the current contract with San Benito Tire, Inc. commencing November 5, 2011 and ending on June 30, 2012.

BOARD OF SUPERVISORS:

- 2) Approve Proclamation proclaiming Tuesday, November 15, 2011 as National Philanthropy Day in San Benito County for presentation at a later date.

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- 3) Approve Certificate of Recognition for the 2011 LULAC Veteran of the Year Honoree Felipe Galvan Jr. for presentation at the Veteran's Day Breakfast on November 11, 2011.

CLERK OF THE BOARD – D. Thome:

- 4) Approve the action minutes of September 27, October 4, 2011 and October 18, 2011 regular meetings.

COUNTY COUNSEL – M. Granger:

- 5) Approve that display ad be published on November 8, 2011 regarding a proposed ordinance amending Chapters 25.15 and 25.17 of Title 25 of the San Benito County Code, currently scheduled to be presented to the Board of Supervisors on November 15, 2011.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 6) Adopt Resolution to close all Public Health Services to include the Health Department on Fourth Street, and the Emergency Medical Services and Environmental Health Office located on San Felipe Road from 8 a.m. to 5 p.m. on November 8, 2011. (Res. No. 2011-99)

HUMAN RESOURCES – J. Credico:

- 7) Adopt Resolution amending Resolution No. 2011-88, authorizing the Closure of County Offices on Certain Days in Fiscal year 2011-2012. (Res. No. 2011-100)

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 8) Approve letter to Hollister School District authorizing use of the turnout on the open space parcel adjacent to Hospital Road and Truckee Way as a bus stop location; approve release of liability to Hollister School District for damages caused to the roadway or curbs within the specified area as a result of the District's use of the turnout as a bus stop location.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 9) Approve contract with MNS Engineers, Inc. for resident engineering and construction administration services for San Juan Highway Bike Lane for the period of November 1, 2011 through June 30, 2013, in the amount of \$137,180.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 10) Approve agreement with Tiger, Inc. for purchase of natural gas at a fixed rate to all county service ID location from November 1, 2011 through October 31, 2012, for an anticipated gas utility savings of \$16,000 to \$19,000.

PLANNING DEPARTMENT – G. Armstrong:

- 11) Hold a public hearing to review the project record and Planning Commission Resolution No. 2011-09; read title of ordinance for the record: "An Ordinance Amending Section 25.43.008 of Title 25 of the San Benito County Code pertaining to the Term of Use Permits; make the findings set forth in AIT; and accept introduction and waive further reading of the ordinance and continue to November 15, 2011 for adoption.

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) Receive report from Nancy Martin, President/CEO of the Economic Development Corporation.

PROBATION DEPARTMENT – Brent Cardall:

- 13) Approve and adopt 2011 Public Safety Realignment Implementation Plan; authorize Chief Probation Officer to submit Implementation Plan to California Standards Authority (CSA).

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

- 14) Adopt Resolution formally requesting the assistance by our State Legislators in sponsoring legislation that deems correct the Property Tax Apportionment Factors for each Fiscal Year through Fiscal Year 2011-2002.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 15) Receive County Service Area status report encompassing the period of April 1, 2011 through October 31, 2011.

ADJOURN TO TUESDAY, NOVEMBER 15, 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.