



# 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 MAY 3, 2011 ACTION MINUTES

The Board of Supervisors of San Benito County met in the Board Chambers on the above date in *regular session*. Supervisors Barrios, Botelho, Rivas, Muenzer and De La Cruz were present. Also present were County Administrative Officer Rich Inman, Assistant County Counsel Barbara Thompson, and Clerk of the Board Denise Thome. Chair Barrios presided

### 9:00 a.m. CALL TO ORDER:

- a) Supervisor Botelho led the Pledge of Allegiance.

A moment of silence was observed in honor of the passing of Hollister residents Reba Jones and Henry Sumaya.

- b) *Upon motion duly made, seconded and carried, acknowledged Certificate of Posting.*

- c) **PRESENTATIONS & RECOGNITIONS:**

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

Chair Barrios awarded the Child Abuse Prevention Council's Blue Ribbon Award to Celebration Station. *File #130*

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

Chair Barrios presented the plaque to a representative from the American Nurses Association.

**BOARD ACTION:** *Upon motion made by Supervisor De La Cruz and seconded by Supervisor Muenzer, **approved** Proclamation designating the week of May 6, 2011 to May 12, 2011 as National Nurses Week, recognizing the women and men who are registered nurses, for their efforts and accomplishments to improve our health care systems and the quality of life in our community. File #430*

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

**Approve Proclamation declaring May 15 – 21, 2011 as National Public Works Week.**

Supervisor Rivas presented the proclamation to Public Works Director Steve Wittry.

Mr. Wittry spoke briefly and introduced Lisa Reinheimer, president of the Monterey Bay Area Chapter of American Public Works Association (APWA).

Ms. Reinheimer spoke of the accomplishments of APWA.

**BOARD ACTION:** *Upon motion made by Supervisor Rivas and seconded by Supervisor Botelho, **approved** the proclamation declaring May 15-21, 2011 as National Public Works Week.*

### **Public Comment:**

Gil Solorio, San Benito County Court Executive Officer, reported that there would be a recruitment reception on May 12, 2011 at 7:00 p.m. in Board Chambers to recruit Grand Jury members for the July 1, 2011 through June 30, 2012 term.

Catherine Farnham, Perinatal Services Coordinator, spoke of the March of Dimes annual fundraising walk to be held on May 15, 2011 at 9:00 in Pacific Grove. She handed out a flier highlighting their 2011 Ambassador Story.

Marty Richman, Hollister resident, stated that he had served on the Grand Jury and that it had been an honor and he had learned a lot and it was a chance to contribute. Mr. Richman further spoke of behalf of Marvin Jones interest in the proposal through the State to allow counties to purchase abandoned and foreclosed homes.

Gloria Rea, Hollister resident, stated that she was employed by In Home Supportive Services (IHSS) to care for her disabled daughter. She respectfully requested that the Board consider funding for IHSS.

Lisa Faulkner, Executive Director of First 5, stated that they were looking for participants for their program and those interested could call 634-2046.

Evangeline del Toro, Hollister resident, spoke in support of IHSS and requested that the Board support IHSS. Irma Rodriguez served as interpreter.

### **Department Head Announcements:**

County Administrative Officer Rich Inman reported that he would be meeting that day at 2:30 p.m. with the City of San Juan Bautista to discuss the possibility of providing public works services to them. CAO Inman further noted that the Parks and Recreation ad hoc committee had met for the first time the previous week.

### **Board Announcements, Introductions and Presentations:**

Supervisor Rivas thanked the supervisors and county staff for attending the press conference regarding the recent violent crimes in the area, held the previous day. He announced that there would be a rally for peace that night at 8:00 p.m. at the Briggs Building on the corner of 4<sup>th</sup> and San Benito Streets. He further thanked Mike Sanchez, Superintendent of Schools, for his efforts.

Supervisor De La Cruz reported that he and Supervisor Muenzer had attended the Vets Commission meeting and discussed the possibility of water user fees at the Veterans Memorial Park fields. He noted that there would be a special meeting on June 6, 2011 to meet with all organizations that might be involved. Supervisor De La Cruz stated that there would be a dedication of the new McCarthy Park along with a barbecue on Saturday, May 7, 2011.

Supervisor Muenzer expressed the need for the community's support at the peace rally.

Chair Barrios commended Supervisor Rivas for bringing the peace rally forward so quickly. She reported that she and Supervisor Botelho met with Planning as an ad hoc committee and that they were looking at ordinances in order to streamline the process. Chair Barrios also thanked Joe Pendry and the Gavilan Kennel Club for putting on a successful dog show.

#### **CONSENT AGENDA:**

*Upon motion made by Supervisor Rivas and seconded by Supervisor Botelho, **approved** Consent Agenda items with the exceptions of items 2, 4, and 5 which were pulled for discussion. (Unanimous)*

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

- 1) ***Adopted Resolution No. 2011-34 authorizing*** the Director of the Health and Human Services Agency to submit an application to the Department of Resources Recycling and Recovery for the Local Enforcement Grant in the amount of \$15,916 for FY 2011-12. *File #130*

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

- 2) **Approve lease and maintenance agreements with Sharp Business Systems for photocopy machines for a period of 60 months in the amount of \$49,424 including applicable taxes; approve lease and maintenance agreement with Sharp Business Systems for photocopy machines for a period of 36 months in the amount of \$3,146 including applicable taxes; and authorize the Health and Human Services Agency Director to sign lease and maintenance agreements.**

*This item was pulled from the agenda to be heard at the next Board meeting.*

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

- 3) ***Authorized*** the San Benito County Health & Human Services Agency Director to sign the California State University of Monterey Bay Masters in Social Worker Program Field Placement Agreement (CSUMB) (MSW) for the period of July 1, 2011 to June 30, 2014. *File #130*

#### **INTEGRATED WASTE MANAGEMENT – M. Rose:**

- 4) **Adopt Resolution authorizing the County of Santa Cruz to submit a Household Hazardous Waste Grant (19<sup>th</sup> Cycle) application, to Department of Resources, Recycling and Recovery (Cal Recycle) and to act as Lead Agency on behalf of the San Benito County Integrated Waste Management Regional Agency. (Res. No. 2011-35)**

*Item pulled for discussion.*

Chair Barrios indicated that she had pulled the item as there were a couple of small errors that she would present to the Clerk of the Board for correction.

**BOARD ACTION:** *Upon motion made by Supervisor Barrios and seconded by Supervisor Rivas, **adopted Resolution No. 2011-35 authorizing** the County of Santa Cruz to submit a Household Hazardous Waste Grant (19<sup>th</sup> Cycle) application, to Department of Resources, Recycling and Recovery (Cal Recycle) and to act as Lead Agency on behalf of the San Benito County Integrated Waste Management Regional Agency. (Unanimous) File #142*

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

- 5) **Approve the Budget adjustment, increasing the Public Works-Road Maintenance Fund by \$718,141 from \$2,326,020 to \$3,044,161. (4/5 Vote)**

*Item pulled for discussion.*

Public Works Director Steve Wittry gave a brief staff report and answered questions from the Board.

SEIU 521 Director Susan Strubbe questioned whether the money could be used for anything else, since there were layoffs coming up.

Mr. Wittry reiterated that they were specific funds and could not be used for general fund purposes.

Further discussion ensued by the Board and staff.

**BOARD ACTION:** *Upon motion made by Supervisor Barrios and seconded by Supervisor De La Cruz, **approved** the Budget adjustment, increasing the Public Works-Road Maintenance Fund by \$718,141 from \$2,326,020 to \$3,044,161. (Unanimous) File # 105*

The Board adjourned for a break at 9:52 a.m. and reconvened into regular session at 10:01 a.m.

## **REGULAR AGENDA:**

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

- 6) **Accept the HHSA Directors report; approve the layoff of one (1) FTE Health Education Associate, effective on or about July 1, 2011.**

Health and Human Services Agency Director Kathy Flores gave a brief staff report.

Those speaking under public comment were: Sam Perez, Health Education Coordinator; Efren Gomez, HHSA employee; Susan Strubbe, SEIU 521 Director; Patricia Morales, Public Health employee and Marty Richman, Hollister resident.

Further discussion ensued between Board members and staff.

**BOARD ACTION:** *Upon motion made by Supervisor Botelho and seconded by Supervisor Rivas, **accepted** the HHSA Directors report; **approved** the layoff of one (1) FTE Health Education Associate, effective on or about July 1, 2011. (Unanimous) File #130*

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

- 7) **Make the CEQA findings set forth on page 3 and the additional findings set forth on pages 4 and 5 of the April 26, 2011 staff report; and Adopt ordinance adding new Chapter 19.39, Noise Control Regulations, to Title 19 of the San Benito County Code.**

Planning Director Gary Armstrong gave a brief staff report.

Assistant County Counsel Barbara Thompson noted that “make CEQA findings set forth on page 3 and the additional findings set forth on pages 4 and 5” should read “make CEQA findings set forth on page 4 and 5 and additional findings set forth on pages 5 and 6”.

Discussion ensued between Board members and staff.

Richard Bettencourt, Hollister resident, spoke under public comment.

**BOARD ACTION:** *Upon motion made by Supervisor Botelho and seconded by Supervisor Barrios, **made** the CEQA findings set forth on pages 4 and 5 and the additional findings set forth on pages 5 and 6 of the April 26, 2011 staff report;*

and **adopted Ordinance No. 872** adding new Chapter 19.39, Noise Control Regulations, to Title 19 of the San Benito County Code. (Unanimous) *File #790*

The vote of each member of the Board of Supervisors upon each matter at the foregoing meeting, unless otherwise stated, was as follows:

AYES: SUPERVISORS: Barrios, De La Cruz, Botelho, Rivas, Muenzer  
NOES: SUPERVISORS: None  
ABSENT: SUPERVISORS: None

There being no further business the Board adjourned at 10:57 a.m. to May 10, 2011 at 9:00 a.m.

MARGIE BARRIOS, CHAIR  
San Benito County Board of Supervisors

ATTEST:  
Denise R. Thome, Clerk of the Board