



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 AUGUST 16, 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, De La Cruz, Botelho, Rivas and Muenzer were present. Also present was County Administrative Officer Rich Inman, County Counsel Matt Granger, and Clerk of the Board Denise Thome. Chair Barrios presided.

9:00 a.m. CALL TO ORDER:

- a) Supervisor De La Cruz led the Pledge of Allegiance.
- b) *Upon motion duly made, seconded and carried, acknowledged Certificate of Posting.*
- c) **Public Comment:** Nancy Martin of the Economic Development Corporation (EDC) stated that the EDC was sponsoring a U.S. Census training on August 24th and a lender's panel for small businesses on August 25th. She added that they would be having a Mills Act 101 workshop on September 29th at the Veterans Building from 1 to 4:30 p.m.
- d) **Department Head Announcements:** County Administrative Officer Rich Inman stated that they had laptops for the Supervisors and that Information Technology (IT) would be giving a brief overview after the Board meeting.
- e) **Board Announcements, Introductions and Presentations:** Supervisor Botelho stated that he had attended the AMBAG meeting the previous week and spoke of the items discussed at the meeting. He further spoke in regards to County Fire.
Supervisor Muenzer reported that he had attended the Economic Development Corporation meeting the previous week and there had been much discussion regarding funding efforts to elicit more private funding. He added that City of Hollister Manager Clint Quilter felt fairly certain the City would fund EDC.
Supervisor De La Cruz spoke of the fuel charge increase due to AB 32 and how government laws were imposing on businesses.
Chair Barrios reported that she had attended National Night Out at Target and that it had been well attended by the community. She noted that the CSAC annual meeting was November 29 through December 2 in San Francisco and because of limited budget, not all supervisors could attend. She recommended

that she attend and if others were interested in going, they could take turns over the four days.

County Administrative Officer Inman reminded that there was a special meeting on Thursday, August 18th at 6:00 p.m. in Board Chambers for a public hearing to discuss redistricting.

CONSENT AGENDA:

*Upon motion made by Supervisor Muenzer, seconded by Supervisor Botelho, **approved** Consent Agenda items with the exception of items 13 and 16 which were pulled for discussion. (Unanimous)*

ADMINISTRATIVE – R. Inman:

- 1) **Extended** the effective date of the elimination of the Sheriff's Lieutenant position from August 15, 2011 to September 13, 2011. *File #110*

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 2) **Approved** contract renewal with Victor Treatment, Inc. for mental health services for the period of July 1, 2011 through June 30, 2012, for a maximum amount of \$80,000. *File #810*

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 3) **Approved** contract renewal with Santa Cruz Counseling, Inc. for residential treatment provider for the period of July 1, 2011 through June 30, 2012, for a maximum total of \$105,000. *File #810*

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 4) **Approved** contract renewal with Monterey County Behavioral Health for Behavioral Health Services for the period of July 1, 2011 through June 30, 2012, for a maximum amount of \$25,000. *File #810*

CLERK OF THE BOARD – D. Thome:

- 5) **Approved** the action minutes of the special meetings on July 19, 20, 21 and 28, 2011 and regular meeting on August 2, 2011.

COUNTY LIBRARY – N. Conte:

- 6) **Approved** Out-of-State travel for the County Librarian to attend the 2011 Association of Rural and Small Libraries Conference in Frisco, Texas from September 7 – 11, 2011. *File #80*

EMERGENCY MEDICAL SERVICES – K. Flores:

- 7) **Amended** motion made on July 26, 2011 to the MOU with the City of San Juan Bautista for the EMS Field Treatment Site. *File #75.5*

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 8) **Adopted Resolution No. 2011-70 accepting** the contract for \$10,270 with the term of July 1, 2011 to June 30, 2013 with the California Department of Public Health (CDPH) and **authorized** the HHSA Director to sign said contract. *File #130*

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 9) **Approved** Office of Child Abuse Prevention Budget Workbooks for Family Resource Center programs funded under CAPIT/CBCAP/PSSF as part of the System Improvement Plan. *File #130*

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 10) **Approved** MOU with Sacred Heart Catholic Church to be used as a facility to provide medications and vaccinations in the event of a public health emergency; **authorized** the Director of Health & Human Services Agency to sign MOU. *File #130*

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 11) **Approved** the appointment of Kevin Nitzel to the Youth Employment Program (YEP) Council, to represent the San Benito County Juvenile Hall, a juvenile justice and local law enforcement agency for the period of August 16, 2011 through August 16, 2014. (CSWD) *File #939*

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 12) **Re-appointed** Mr. Warren Barry to the Workforce Investment Board to represent the public sector-labor union, for a three year term effective September 9, 2011 through September 9, 2014. (CSWD) *File #939*

HUMAN RESOURCES – J. Credico:

- 13) **Approve the County Vehicle Log for 24-hour Assigned Vehicles.**

Item was pulled for discussion.

Supervisor De La Cruz had several questions for Management Analyst Jacki Credico. He felt that if an individual was not on call they should not take the vehicle home unless a cost benefit analysis proved otherwise.

Ms. Credico replied that they were supervisors.

Public Works Director Steve Wittry added that they were first responders.

Supervisor Botelho asked staff to make sure the vehicle stays in the county and that the employee lives in the county.

Ms. Credico replied that one employee lived in Gilroy but the position and vehicle was paid by the City of San Juan Bautista and they preferred he take the vehicle home.

Supervisor De La Cruz reiterated that if the employee takes the vehicle home it is to be used for public service only.

*Upon motion made by Supervisor De La Cruz and seconded by Supervisor Rivas, **approved** the County Vehicle Log for 24-hour assigned vehicles. File #630*

PROBATION DEPARTMENT – B. Cardall:

- 14) **Approved** contract with Hollister Youth Alliance for FY 2011-2012 in amount not to exceed \$57,780. *File #810*

PROBATION DEPARTMENT – B. Cardall:

- 15) **Approved** contract with Paula Norton for pre-testing, tutoring and post-testing of minors for the period of July 1, 2011 through June 30, 2012, in amount not to exceed \$15,000. *File #810*

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 16) **Approve Amendment No. 1 with Larkin/LAMB Engineers for engineering services for the installation of a fiber optic cable for various government facilities, extending the term of the agreement to March 31, 2012 and increasing the contract by \$5,000, for a total not to exceed \$13,349.20.**

Item was pulled for discussion.

Lengthy discussion ensued between supervisors and staff.

*Upon motion made by Supervisor Botelho and seconded by Supervisor Muenzer, **approved** Amendment No. 1 with Larkin/LAMB Engineers for engineering services for the installation of a fiber optic cable for various government facilities, extending the term of the agreement to March 31, 2012 and increasing the contract by \$5,000, for a total not to exceed \$13,349.20. File #105.3*

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 17) **Approved** reimbursement agreement with the City of Hollister regarding the striping of various City roads. *File #105*

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 18) **Approved** reimbursement agreement with the City of Hollister regarding the landscape maintenance of various City sound walls. *File #105.3*

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 19) **Adopted Resolution No. 2011-71 approving** the application for grant funds for the California River Parkways Grant Program under the Safe Drinking Water, Water Quality and Supply, Food Control, River and Coastal Protection Bond Act of 2006 (Proposition 84). *File #105*

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 20) **Accepted** all responsive bids in the bid summary report for the Sheriff Administration/County Permit Center Structural Upgrades & Elevator project; **awarded** and **approved** the contract with William A. Thayer Construction, Inc. as the lowest responsive, responsible bidder, in the amount of \$329,000.00; and **authorized** the Public Works Administrator to execute the contract upon receipt of documents required per the project specifications; and **authorized** the Public Works Administrator to issue change orders, in an amount not to exceed \$28,950.00. *File #105.3*

SHERIFF'S OFFICE – D. Thompson:

- 21) **Received** informational report for Inmate Welfare Expenditures for FY 2010-2011. *File #110*

SHERIFF'S OFFICE – D. Thompson:

- 22) **Allowed** the Sheriff to accept the grant award from Target Corporation in the amount of \$1,500 in support of National Night Out. *File #110*

REGULAR AGENDA:

ADMINISTRATION – R. Inman:

23) **Adopt the Gang Prevention Policy Committee's Countywide Gang policy.**

County Administrative Officer Rich Inman stated that each entity was to adopt the policy and distribute throughout their department. He noted that the Policy Committee had approved it.

BOARD ACTION: *Upon motion duly made by Supervisor Barrios and seconded by Supervisor Rivas, **adopted** the Gang Prevention Policy Committee's Countywide Gang policy. (Unanimous) File #119*

ADMINISTRATION – R. Inman:

24) **Discussion/direction concerning the contract between San Benito County and the Economic Development Corporation.**

Discussion was had by Supervisors and staff.

Chair Barrios felt no more than bi-annual payments were necessary.

Supervisor Muenzer concurred with two payments a year but wanted to see benchmarks set by the EDC to be held accountable to before the 2nd payment was made.

Supervisor Botelho suggested quarterly reports from the EDC.

Supervisor De La Cruz felt they should incorporate in language the goal of the EDC to become self supporting as that was the original intention.

County Administrative Officer Rich Inman noted that the County was asking the EDC to do economic development for them.

Hollister resident Marty Richman spoke under public comment.

CAO Inman indicated that he had received enough direction for a contract to be brought back. *File #119*

ADMINISTRATION – R. Inman:

25) **Adopt Resolution approving the layoff of one (1) FTE Deputy County Counsel I/II/III, effective September 15, 2011 and reducing the number of authorized positions in the County Counsel's office for FY 2011-12, effective September 15, 2011.**

County Administrative Officer Rich Inman noted that County Counsel recommended the layoff be done by resolution whereas it normally is not.

BOARD ACTION: *Upon motion duly made by Supervisor Botelho and seconded by Supervisor Barrios, **adopted Resolution No. 2011-72** approving the layoff of one (1) FTE Deputy County Counsel I/II/III, effective September 15, 2011 and reducing the number of authorized positions in the County Counsel's office for FY 2011-12, effective September 15, 2011. (Unanimous) File #160*

INTEGRATED WASTE MANAGEMENT – M. Rose:

26) **Recognition of Recycling Art Poster Contest Winners, a Public Education Program of the San Benito County Integrated Waste Management Regional Agency.**

The Board recognized the following students that were winners in the Recycling Art Poster Contest; Samantha Slykas, Steve Rae Page, Raymond Hill, Vanessa Sanchez, Jennifer Arellano, Scheheraza Detabancay, Chelsea Enriquez, Maya Villegas, Evan Mendoza, Isaiah Ramirez, Grace Garcia, Diego Olsvold, Jacqueline Herrera and Ethan Mendoza. *File #142*

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 10:00 a.m. to September 13, 2011 at 9:00 a.m.

MARGIE BARRIOS, CHAIR

San Benito County Board of Supervisors

ATTEST:

Denise R. Thome, Clerk of the Board