



SAN BENITO COUNTY BOARD OF SUPERVISORS

Don Marcus
District No. 1

Anthony Botelho
District No. 2
Vice-Chair

Pat Loe
District No. 3

Reb Monaco
District No. 4

Jaime De La Cruz
District No. 5
Chair

County Administration Building – Board of Supervisors Chambers, 481 Fourth Street, Hollister, California

REGULAR MEETING JUNE 10, 2008 ACTION MINUTES

The Board of Supervisors of San Benito County met in the Board Chambers on the above date *in regular session*. Supervisors Monaco, Loe, Marcus, Botelho and De La Cruz were present. Also present was County Administrative Officer Susan Thompson, County Counsel Dennis Le Clere and Asst. Clerk of the Board Janet Slibsager. Chairman Jaime De La Cruz presided.

9:00 a.m. CALL TO ORDER:

- a) Supervisor Marcus led the Pledge of Allegiance.
- b) *Upon motion duly made, seconded and carried, acknowledged Certificate of Posting.*
- c) **Public Comment:** Joe Thompson, Tres Pinos resident, voiced his concern in regards to the voters rejecting Proposition 98 and accepting Proposition 99.

Department Head Announcements: County Administrative Officer (CAO) Susan Thompson announced that the Williamson Act subvention program would be going before the budget conference committee. Ms. Thompson mentioned that they have not yet appointed the budget conference committee members from either legislative house in Sacramento, but are planning on doing that by Thursday.

- e) **Board Announcements, Introductions and Presentations:** Supervisor Loe stated it was time for the Board to get pro active and start sending letters in support of the Williamson Act subvention program.

Chairman De La Cruz asked to have the item agendized for the June 24, 2008 meeting.

Supervisor Monaco thanked the Public Works staff and Janelle Cox, Project Analyst, for the dedications that we had at the parks. Supervisor Monaco stated he would also like to see something agendized in regards to the Williamson Act subvention program to make our feelings known.

Supervisor Marcus congratulated Supervisor De La Cruz and Supervisor Botelho on their re-election and Margie Barrios on her success in the District 1 election.

Supervisor Botelho thanked the voters of District 2 for giving him the opportunity to serve them for another four years and congratulated Margie Barrios and Chairman De La Cruz for a job well done.

Supervisor Botelho stated that during his campaign he had some constituent's approach him concerned that their boats are not allowed in Santa Clara County because of the Zebra Mussel issue here in San Benito County. Supervisor Botelho stated he feels that is unfair to our residents who have boats that are registered here but are not able to use them in our neighboring county. Supervisor Botelho stated he would like to have staff draft a letter and have the chair sign in protest to that decision.

Supervisor Botelho voiced concern in regards to the Union Bridge realignment and reconstruction issue.

Chairman De La Cruz stated he would meet with CAO Susan Thompson on these issues and agendize for a later meeting.

Chairman De La Cruz thanked the community for coming out and voting and congratulated Margie Barrios on her win.

CONSENT AGENDA:

Upon motion made by Supervisor Monaco and seconded by Supervisor Marcus, approved Consent Agenda Items 1 through 3. (Unanimous)

AGRICULTURAL COMMISSIONER – P. Matulich:

- 1) **Approved** contract with the Department of Food & Agriculture for Weighmaster & Petroleum products enforcement program for FY 2008/2009 and **authorized** Agricultural Commissioner to sign said contract. *(Unanimous) File #1.1*

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 2) **Approved** renewal contract with Dr. Lee for psychological services for the period of July 1, 2008 to June 30, 2009 in the amount of \$72,180; and **authorized** the H & HSA Director to sign contract. *(Unanimous) File #130*

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 3) **Approved** letter of support to the Department of Conservation/Division of Recycling for the Monterey Bay Area Regional Multi-family Housing Recycling Project. *(Unanimous) File #142*

REGULAR AGENDA:

PROBATION DEPARTMENT – B. Cardall:

- 4) **Adopt Resolution authorizing the Chief Probation Officer to submit and sign agreement with the California Standards and Authority (CSA) for the Juvenile Probation Camp Funding Program.**

Chief Probation Officer Brent Cardall provided background information in regards to the Juvenile Probation Camp Fund and how the Probation Department benefits from this program in the amount of \$324,376. Mr. Cardall explained how the funds are used to provide an array of multi-disciplinary services to youth and families, which include contracting for mental health and substance abuse counseling services.

Supervisor's commended Mr. Cardall and his staff for the great work they are doing.

BOARD ACTION: *Upon motion made by Supervisor Botelho and seconded by Supervisor Marcus adopted **Resolution No. 2008-43** authorizing the Chief Probation Officer to submit and sign agreement with the CSA for the Juvenile Probation Camp Funding Program. (Unanimous) File #510*

ADMINISTRATION – S. Thompson:

- 5) **Approve Memorandum of Understanding (MOU) with the City of Hollister and the Judicial Council of California Administrative Office of the Courts regarding the acquisition of property for the San Benito County Courthouse; and, an MOU with the City of Hollister outlining terms for future purchase agreement for the Fremont School property and authorize the Chair to sign said MOU's.**

CAO Susan Thompson explained that these two MOU's are related to the possible construction of the new courthouse at the Fremont School site. One of the MOU's is between the City, County and the State with regards to allowing the City time to do a trenching project to determine if that site would be acceptable by the State as suitable for construction. The second MOU is between the County and the City Redevelopment Agency, which lays out the terms of a future purchase agreement as to that site. Ms. Thompson stated that once the site has been accepted by the State for construction, if and when it is, the Board would then be obligating themselves to the purchase of that property from the City Redevelopment Agency at a cost of \$1,370,000.

Supervisors expressed their support to move forward with this project.

Executive Officer Superior Court Gil Solorio thanked the Board for addressing this item on their agendas and thanked CAO Susan Thompson, County Counsel Dennis LeClere and their staff for moving so quickly in the past few weeks to get these items on the agenda. Mr. Solorio stated that the Court is in support and appreciative of everything that is before the Board.

BOARD ACTION: *Upon motion made by Supervisor Monaco and seconded by Supervisor Marcus, **approved and authorized** the Chair to sign MOU between the County, the City of Hollister and the Judicial Council of California Administrative Office of the Courts regarding the acquisition of property for the San Benito Courthouse, and MOU between the County and City of Hollister outlining terms for future purchase agreement for the Fremont School property. (Unanimous) File #595*

PUBLIC HEARING: 9:30 A.M. (or as soon thereafter as the matter may be heard)

AGRICULTURAL COMMISSIONER – P. Matulich:

- 6) **Hold public hearing to consider the continuation of a benefit assessment in the fiscal year 2008/2009 that funds the San Benito County Mosquito Abatement Program's mosquito, control and disease prevention services and projects in the northwest area of San Benito County and adopt Resolution approving the Engineer's Report and Ordering the Levy of Assessments for the San Benito County Mosquito Abatement Program for fiscal year 2008/2009.**

Ag Commissioner Paul Matulich stated that he was before the board today for the adoption of the Resolution approving the Engineer's Report Ordering the Levy of Assessments for the San Benito County Mosquito Abatement Program, Mosquito and Disease Control Assessment for Fiscal Years 2008/2009.

Supervisor Monaco stated that he had heard on the news that there was an infected mosquito found in Santa Clara County and that they were starting to spray. Supervisor Monaco asked who made that decision.

Paul Matulich replied that it was probably their mosquito abatement program and that it could be ground spraying not aerial.

BOARD ACTION: *Upon motion made by Supervisor Botelho and seconded by Supervisor Marcus, adopted **Resolution 2008-44** approving the Engineer's Report and Ordering the Levy of Assessments for the San Benito County Mosquito Abatement Program, Mosquito and Disease Control Assessment for fiscal year 2008/09. (Unanimous) File #1.1*

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: Monaco, Loe, Marcus, Botelho, De La Cruz

NOES: SUPERVISORS: None

ABSENT: SUPERVISORS: None

There being no further business the Board adjourned to June 24, 2008 at 9:00 a.m. for a regular meeting.

JAIME DE LA CRUZ, CHAIRMAN
San Benito County Board of Supervisors

ATTEST:

Janet Slibsager

Asst. Clerk of the Board