



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1

Anthony Botelho
District No. 2
Vice-Chair

Robert Rivas
District No. 3

Jerry Muenzer
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 AGENDA FEBRUARY 7, 2012

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 Muenzer.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATIONS AND RECOGNITIONS:** Present Proclamation to Jovenes de Antano declaring February 11, 2012 as Jovenes de Antano day.
- 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.

CHILDCARE LOCAL PLANNING COUNCIL – K. Bobsin:

- 1) Certify the annual Childcare Local Planning Council membership and authorize the Chair to sign certification statement.

CLERK OF THE BOARD – D. Thome:

- 2) Approve the action minutes of the January 17, 2012 regular meeting and San Benito County Financing Corporation annual meeting.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 3) Appoint Mr. Richard Bianchi to the Workforce Investment Board for a three-year term effective February 7, 2012 through February 7, 2015. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 4) Appoint Mr. Paul Farmer to the Workforce Investment Board for a three-year term effective February 7, 2012 through February 7, 2015. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 5) Approve Memorandum of Understanding (MOU) with California Department of Public Health Services for the transfer of medical surge assets to be used in the event of a public health emergency to San Benito County.

HUMAN RESOURCES – J. Credico:

- 6) Adopt Resolution authorizing application to the Director of Industrial Relations, state of California for a Certificate of Consent to Self-Insure Workers' Compensation Liabilities. (Res. No. 2012-4)

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 7) Approve contract with Shaw Environmental Inc. to prepare a Non-Water Release Estimate for John Smith Road Landfill for the period of February 7, 2012 to June 30, 2012 in the amount of \$22,570.00.

PARKS & RECREATION COMMISSION – D. Dungy:

- 8) Receive written comments from the Parks and Recreation Commission to the Hollister Hills State Vehicular Recreation Area (HHSVRA) on the Non-motorized Multi-use Trails project.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 9) Approve the purchase of and add one One-Man Pothole Machine to the FY 2011-12 Capital Outlay Fund Schedule of Fixed Assets, in the amount of \$220,000, reducing the adopted Fixed Asset Budget for one Transport Vehicle Unit from \$150,000 to \$110,000; and reassign Fixed Asset Budget currently identified for one Bucket Truck for \$180,000 to the purchase of one One-Man Pothole Machine.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 10) Approve the plans, specifications, and bid documents for the Sheriff Administration/County Permit Center Building Improvements project.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 11) Declare the vehicles and equipment listed on memos to be surplus; direct staff to remove surplus vehicles & equipment from inventory per County practice; and authorize the Public Works Administrator to set bid amounts for the equipment and vehicles to be included in a public auction.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 12) Approve contract Amendment #1 with Quincy Engineering, Inc. for additional engineering services for the Panoche Road Bridge at Tres Pinos Creek, in an amount not to exceed \$17,350 for a total contract value not to exceed \$414,345.60.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 13) Approve the specifications for the Street Sweeping Services in CSA #9 (Ridgemark), Invitation for Bid.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 14) Identify and add the San Benito River Habitat Conservation project to the Capital Outlay Fund as a new capital project; approve the loan from the general fund and budget appropriation in the amount of \$75,000 (4/5 vote); approve contract with Biotic Resources Group for environmental consulting services, in an amount not to exceed \$68,120.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 15) Find that competitive bidding would not be in the public interest because local vendor Great Western Equipment, Inc. can provide the same vehicle at a lower price than the price the Federal Government received through its competitive bid process, and it would be unnecessarily costly for the County to go through its own competitive bidding process when the Federal Government has already done so; authorize the issuance of a purchase order to Great Western Equipment, Inc. for one fleet tilt trailer, in an amount not to exceed \$27,035.04; and authorize the Public Works Administrator to sign the purchase order and other related sales documents.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 16) Find that competitive bidding would not be in the public interest because local vendor Tiffany Ford and Mercury of Hollister can provide the same vehicle at a lower price than the Federal Government receive^{3d} through its competitive bid process, and it would be unnecessarily costly for the County to go through its own competitive bidding process when the Federal Government has already done so; authorize the issuance of a purchase order to Tiffany Ford and Mercury of Hollister, for the one fleet sign truck, in an amount not to exceed \$40,000; and authorize the Public Works Administrator to sign the purchase order and other related sales documents.

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.*

CITY OF HOLLISTER – W. Avera:

- 17) Staff recommends the County Board of Supervisors appoint one (1) member of the Board to the Oversight Committee and one (1) member of the community at large prior to March 1, 2012, for the purpose of dissolution of the Redevelopment Agency.

COUNTY ADMINISTRATIVE OFFICER/PARKS & RECREATION COMMISSION – D. Dungy/J. Cox:

- 18) Receive the Parks and Recreation Commission 6-month report on its FY 2011-12 Work Plan; direct staff to coordinate a workshop on the establishment of a park or community services district; and approve budget adjustment in the amount of \$5,000.

COUNTY ADMINISTRATIVE OFFICER – R. Inman:

- 19) Read title of ordinance for the record: “An Ordinance of the County of San Benito amending Article 1 (“In General”) of Chapter 3.01 (“Administration Generally”) of Title 3 of the San Benito County Code to specify compensation paid to Grand Jurors in San Benito County; accept introduction and waive further reading of the ordinance; and continue to February 21, 2012 for adoption.

COUNTY ADMINISTRATIVE OFFICER – R. Inman:

- 20) Provide direction to the CAO on how the Board of Supervisors would like to proceed to fill the position of Director of Health and Human Services Agency.

COUNTY ADMINISTRATIVE OFFICER – R. Inman:

- 21) Presentation concerning various county budget issues and direction concerning a special meeting of the Board dedicated solely to budget issues.

COUNTY COUNSEL – M. Granger:

- 22) Approve contract with Miller Starr Regalia for Legal Services regarding preparation of a revised Environmental Impact Report to Incorporate a New Zoning Designation of Resource Recovery Park, in the amount of \$24,000.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 23) Recognition of Jayleaf & Suprema, LLC as a Certified Green Business under Monterey Bay Green Business Program, a program of the San Benito County Integrated Waste Management Regional Agency.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 24) Approve contract with Environmental Planning & Stewardship, Inc. for preparation of a revised Environmental Impact Report to Incorporate a New Zoning Designation of Resource Recovery Park, in the amount of \$14,500.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 25) Receive the Mid-Year status report on the FY 2011/12 Capital Budget.

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.)

- 26) Conference with Labor Negotiators:
Authority: California Government Code Section 54957.6
Agency Designated Chief Negotiator: Linzie Daniel, JoDan and Associates
and Jacki Credico, Management Analyst
Employee Organizations: All Bargaining Groups and Unrepresented Employees
- 27) Public Employee Performance Evaluation
Government Code section: 54957
Title: County Administrative Officer

AFTERNOON SESSION

1:30 p.m.

PUBLIC HEARINGS – 1:30 P.M. (Or as soon thereafter as the matter may be heard)

PLANNING DEPARTMENT – G. Armstrong:

- 28) Hold a Public Hearing to review the project record and Planning Commission Resolution No. 2011-14; review and consider the proposed abandonment and acceptance of the Agricultural Open Space Easement; adopt Resolution approving Robert and Tina Enz's request and making all necessary related findings and authorizing the Chair to execute the Grant of Easement and Certificate of Acceptance and any other necessary documents.

REGULAR AGENDA (Continued):

PLANNING DEPARTMENT – G. Armstrong:

- 29) Review the proposed amendments; read title of ordinance for the record: "An Ordinance of the County of San Benito, Amending Section 5.01.261 of Article VII (Traffic Impact Fees) of Chapter 5.01 of Title 5 of the San Benito County Code; accept introduction and waive further reading of the ordinance; and continue to February 21, 2011 for adoption of said ordinance.

ADJOURN TO TUESDAY, FEBRUARY 21, 2012 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.

<i>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.</i>
