



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 MARCH 20, 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 Certificate of Recognition to Nora Jimenez for approximately 7 years of service to San Benito County upon retirement.

Present Proclamation to Health & Human Services Agency declaring April 2, 2012 to April 8, 2012 as Public Health Week.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

Receive presentation by Health Officer Dr. Alvaro Garza regarding community health practice basics and provide further direction if needed.

- 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:** 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.

ADMINISTRATIVE OFFICER – R. Inman:

- 1) Appoint Holly McWhinnie to the Redevelopment Oversight Board for the local Redevelopment Agency.

CLERK OF THE BOARD – D. Thome:

- 2) Approve the action minutes of the February 21, 2012 and March 6, 2012 regular meetings and the February 28, 2012 special meeting.

COUNCIL OF GOVERNMENTS – L. Rheinheimer:

- 3) Approve letter of support for Council of San Benito County Governments' Community-Based Transportation Planning Grant application for complete streets, safe routes to school and access study of state route 156 in San Juan Bautista.

COUNTY ADMINISTRATIVE OFFICER – R. Inman:

- 4) Re-appoint Jesse Vallejo as Youth Commissioner for the Parks and Recreation Commission for a second one-year term effective March 20, 2012 through March 19, 2013; authorize Chair to sign Certificate of Appreciation for Daniel Modic, Youth Commissioner from March 22, 2011 through March 20, 2012; and recognize the vacant (1) Youth Commissioner position.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 5) Re-appoint Ms. Nancy Martin to the Workforce Investment Board for a three year term effective March 20, 2012 through March 20, 2015. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 6) Re-appoint Ms. Sherrean Carr to the Workforce Investment Board for a three year term effective March 20, 2012 through March 20, 2015. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 7) Re-appoint Mr. Esequiel Arrizon to the Workforce Investment Board for a three year term effective March 20, 2012 through March 20, 2015. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 8) Approve the sub-recipient agreement on "conditional basis" with the Emmaus House for the period of March 20, 2012 through June 30, 2014; and authorize the HHSA Director to sign said agreement.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 9) Adopt Resolution recognizing Emmaus House as an integral and needed part of the community's efforts in providing shelter and much needed assistance to victims of domestic violence. (Res. No. 2012-10)

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 10) Authorize the County Administrative Officer (or designee) to sign all documents related to the lot line adjustments needed at the John Smith Road Landfill for the expansion and any other compliance related issues.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 11) Accept all responsive bids in the bid summary report for the CSA #9 (Ridgemark) Street Sweeping Services and approve three-year contract with Villa & Sons Builder Services as the lowest responsive, responsible bidder for the period of March 20, 2012 through June 30, 2015 in the amount of \$27,302.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 12) Approve contract Amendment #1 with Biggs Cardosa for additional engineering services for the Rosa Morada Bridge Replacement Project in an amount not to exceed \$200,104, for a total contract value not to exceed \$538,104; approve budget adjustment/transfer of funds. (4/5 vote)

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 13) Adopt Ordinance amending Chapter 17.01 (Motor Vehicles and Traffic) of Title 17 (Traffic Regulations) of the San Benito County Code, establishing a speed limit of 50 miles per hour (mph) on Fallon Road between Fairview Road and Spring Grove Road. (Continued from March 6, 2012) (Ord. No.892)

SHERIFF'S OFFICE – D. Thompson:

- 14) Approve the multi-year lease agreement with Dataflow Business Systems for a copier and two printers in the amount of \$400.14 per month; and authorize the Sheriff to sign said agreement.

SHERIFF'S OFFICE – D. Thompson:

- 15) Approve the purchase of two (2) live scan fingerprint machines through L-1 Identity Solutions; approve the addition of two fingerprint equipment units to the Sheriff's operations schedule of fixed assets; approve the appropriations and revenue of \$17,852 to the operating budget adjustment/transfer form. (4/5 vote)

SHERIFF'S OFFICE – D. Thompson:

- 16) Approve the maintenance agreement with L-1 Identity Solutions for the period of April 1, 2012 through March 31, 2013 in the amount of \$21,598; and authorize the Sheriff to sign said agreement.

SHERIFF'S OFFICE – D. Thompson:

- 17) Approve the Memorandum of Understanding (MOU) with South Bay Regional Public Training Center for the transfer and disposition of decommissioned patrol vehicles in exchange for training activities; and authorize the Sheriff to sign said MOU.

SHERIFF'S OFFICE – D. Thompson:

- 18) Adopt Resolution approving the submission of an application for Off-Highway Grant Funds by the County Sheriff, or designated representative. (Res. No. 2012-11)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 19) Receive Health & Human Services Agency Director's report; hold a public hearing to receive public comment on the proposed application; adopt resolution approving and authorizing submission of the 2012 CDBG grant application and authorizing the HHSA Director or Deputy Director to accept the grant, if awarded, enter into and execute the grant agreement and any subsequent amendments with the State of California; and authorize the County Administrator to execute the Assurances pertaining to the grant. (Res. No. 2012-12)

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.*

ADMINISTRATIVE OFFICER – R. Inman:

- 20) Discussion and direction concerning FY 2012-2013 budget issues.

BOARD OF SUPERVISORS:

- 21) Consideration and adopt resolution regarding limits of accrual of vacation for the Unrepresented Employee Groups. (Supervisor De La Cruz)

BOARD OF SUPERVISORS:

- 22) Adopt Resolution supporting no action on the use of Methyl Iodide. (Supervisor Barrios)

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 23) Recommend that the Chair appoint an Ad Hoc Subcommittee to review and make recommendations to the Board for the 2012 COLA and Cost Increases due to changes in law for Waste Connections, Inc. (contract operator of John Smith Road Landfill).

INTERNAL SERVICES DEPARTMENT – M. Riopel:

- 24) Approve the San Benito County Annual Impact Fee Report for 2010/2011.

PLANNING DEPARTMENT – G. Armstrong:

- 25) Discuss the proposed sign ordinance and provide any comments to staff. The matter will be brought back to the Board of Supervisors after Planning Commission review and recommendation.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 26) Accept all responsive bids in the bid summary report for the Sheriff Administration/County Permit Center Building Improvements project; hear and consider bid protest from William A. Thayer Construction, Inc.; find that the protest does not have merit, based on documents and testimony in the record; award and approve the contract with Calstroy Construction as the lowest

responsive, responsible bidder, removing the deductive alternative related to optional interior electrical work from scope of work, with a corresponding reduction in the bid of \$8,000.00 for a contract amount of \$442,000.00; authorize the Public Works Administrator to execute the contract upon receipt of documents as required per the project; and authorize the Public Works Administrator to issue change orders, in an amount not to exceed \$34,600.00

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.)

27) **PUBLIC EMPLOYEE APPOINTMENT**

Government Code Section: 54957

Title: Interim Director, County of San Benito Health and Human Services Agency

28) **Conference with Labor Negotiator:**

Authority: California Government Code Section 54957.6

Agency Designated Chief Negotiator: Linzie Daniel, JoDan and Associates and Jacki Credico, Management Analyst

Employee Organization: Unrepresented Employees

ADJOURN TO TUESDAY, APRIL 3, 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.

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.