



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 MAY 15, 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 Barrios.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATIONS & RECOGNITIONS:**

EMERGENCY MEDICAL SERVICES – M. Morrow:

Proclaim May 20-26, 2012 as Emergency Medical Services Week; identify May 23rd as EMS for Children Day to focus on child safety and injury prevention; and recognize individuals for outstanding EMS Service as recommended by the EMS Agency and the persons saved by their teamwork and service.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

Award the Child Abuse Prevention Council's Annual Blue Ribbon Award to Hollister Hills Off-Road Association.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

Proclaim May 19, 2012 as "Prematurity Awareness-March for Babies Day"

BOARD OF SUPERVISORS :

Present Certificate of Recognition to Enza Zaden U.S.A., Inc. for their continued and expanded business in San Benito County.

BOARD OF SUPERVISORS:

Present Certificate of Recognition to Susan Bessette, Teacher at Calaveras School for receiving the KSBW Crystal Apple Award for April 2012.

- 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.

AGRICULTURAL COMMISSIONER – R. Ross:

- 1) Approve contract with the Department of Food & Agriculture to provide Petroleum Product and Weighmaster Enforcement Services for the period of July 1, 2012 through June 30, 2013, for a total of \$2,325.

CLERK/AUDITOR/RECORDER – J. P. Gonzalez:

- 2) Approve budget augmentation for Administration of RDA Dissolution as required by the State of California. (4/5 vote)

COUNTY COUNSEL – M. Granger:

- 3) Approve General fund Contingency transfer in the amount of \$31,508 to augment the County Counsel's 2011-2012 budget. (4/5 vote)

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 4) Receive annual rate adjustment notification from Recology San Benito County.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 5) Approve Amendment #1 to the contract with Environmental Stewardship & Planning, Inc. for an additional amount not to exceed \$27,328.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 6) Approve the two-year contract with Field Solutions, Inc. for extraction well maintenance at John Smith road Landfill for the period of July 1, 2012 through June 30, 2014, in the amount of \$26,900.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 7) Reject all bids received for the Automatic Gates at 3235 Southside Road project; and adopt Resolution declaring that it is the Board's opinion that the project can be completed at a lower cost by negotiating with the original lowest bidder; and authorize the Public Works Administrator to negotiate with the original lowest bidder. (4/5 vote) (Res. No. 2012-21)

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.

PARKS & RECREATION COMMISSION – D. Dungy:

- 8) Accept Bennie Benitoite as the Parks and Recreation Commission Mascot.

COUNTY ADMINISTRATION OFFICER – R. Inman:

- 9) Move the special Board of Supervisors meeting on the budget from May 22, 2012 to May 29, 2012

COUNTY ADMINISTRATION OFFICE – R. Inman:

- 10) Approve/amend the letter requesting reevaluation of the Clear Creek Management Area Risk Analysis and authorize the Chair to sign.

COUNTY ADMINISTRATION OFFICE – R. Inman:

- 11) Approve the extension of the existing contract for fire protection services with Cal Fire; direct that the extension come back to the Board for final action and discussion and direction regarding fire protection issues.

COUNTY COUNSEL'S OFFICE – M. Granger:

- 12) Read title of ordinance for the record: "An Ordinance adding Article III ("Youth Protection Ordinance") to Chapter 9.01 ("Offenses Miscellaneous") and amending Sections 9.01.008 through 9.01.010 of Chapter 9.01 of Title 9 ("Offenses") of the San Benito County Code"; accept introduction and waive further reading of the ordinance; and continue the matter to June 5, 2012 for adoption of said ordinance.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 13) Receive presentation from Integrated Waste Management Department, ECS Refining and the Community Food Bank of San Benito County in regards to electronics recycling at John Smith Road Landfill.

PLANNING DEPARTMENT – G. Armstrong:

- 14) Receive presentation in regards to San Benito County Habitat Conservation Plan (HCP) Alternatives; and provide comments and direction to staff.

PLANNING DEPARTMENT – G. Armstrong:

- 15) Receive presentation in regards to Ag Exempt Ordinance; and provide comments and direction to staff.

PLANNING DEPARTMENT – G. Armstrong:

- 16) Receive presentation in regards to San Benito County Sign Ordinance; and provide comments and direction to staff.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 17) Receive report from staff regarding improvements to Nash Road traffic conditions and provide direction.

ADJOURN TO TUESDAY, JUNE 5, 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.