



# 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 DECEMBER 4, 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:**

- Pledge of Allegiance** to be led by Supervisor Muenzer.
- Acknowledge Certificate of Posting.**
- 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.*
- Department Head Announcements:** Information only.
- 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.*

### **BOARD OF SUPERVISORS – Supervisor De La Cruz:**

- 1) Confirm Supervisor De La Cruz's nomination of Robert Rodriguez for appointment to the San Benito County Planning Commission representing District 5 effective December 4, 2012.

**CLERK OF THE BOARD – D. Thome:**

- 2) Adopt Resolution to approve the 2013 Board of Supervisors Meeting Calendar and Agenda Submittal Deadline Listing. (Res. No. 2012-76)

**COUNTY ADMINISTRATIVE OFFICE – M. Riopel:**

- 3) Adopt Resolution approving contract for fire protection services with the California Department of Forestry for FY2011-12. (Res. No. 2012-77) and adopt Resolution approving contract for fire protection services with the California Department of Forestry for FY2012-13. (Res. No. 2012-78)

**COUNTY COUNSEL – M. Granger:**

- 4) First Amendment of 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 reducing the contract amount to not exceed \$19,500.

**COUNTY CLERK / AUDITOR / RECORDER – JP. Gonzalez:**

- 5) Appoint Rod Hughes, Jeanette M. Maroney and Bobby Zaucha as Directors of the Tres Pinos Water District for a four (4) Year Term to Commence December 7, 2012.

**COUNTY CLERK / AUDITOR / RECORDER – JP. Gonzalez:**

- 6) Adopt Resolution accepting the certified Statement of Election Results for the November 6, 2012 Presidential General Election. (Res. No. 2012-79)

**HEALTH AND HUMAN SERVICES AGENCY – M. Corona:**

- 7) Approve Contract with National Council on Crime and Delinquency (NCCD) for Internet Access to SafeMeasures for the period of 1/1/13 to 12/31/14 in the amount of \$11,550 and authorize the Interim Director of San Benito County H&HSA to sign contract.

**HEALTH AND HUMAN SERVICES AGENCY – M. Corona:**

- 8) Approve Contract between California Department of Social Services and the San Benito County Health and Human Services Agency and Authorize the H&HSA Interim Director to sign contract for the term July 1, 2012 to June 30, 2013 in the amount not to exceed \$44,978.

**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.*

**CLERK OF THE BOARD – D. Thome:**

- 9) Adopt Use Policy for the Board of Supervisors Chambers and Conference Room effective January 1, 2013.

**COUNTY ADMINISTRATIVE OFFICE – M. Riopel:**

- 10) Approve the San Benito County Annual Impact Fee Report for FY 2011-2012.

**COUNTY CLERK, AUDITOR, RECORDER'S OFFICE – JP. Gonzalez:**

- 11) Receive the Adopted FY2012-13 County Budget Report and Approve the County General Fund Budget Augmentation to General Purpose Revenues in the amount of \$735,182 and \$220,902 to the Contingency Expenditures Account and \$514,280 to increase OPEB expenditure appropriations in the various General Fund Departments. (4/5 vote)

**HEALTH AND HUMAN SERVICES AGENCY – M. Corona:**

- 12) Approve the H&HSA Interim Director's report and approve the sub-recipient agreement between the County and the Homeless Coalition of San Benito County for the period of December 4, 2012 to June 30, 2014 for the amount not to exceed \$100,000. Approve signing authority for the H&HSA Interim Director to sign any amendments and documents relating to this agreement. Approve and have chair sign the letter to HCD and authorize the H&HSA Interim Director to send the letter to HCD.

**PLANNING AND BUILDING DEPARTMENT – G. Armstrong:**

- 13) Consider proposals for General Plan Reimbursement and Maintenance Fee Ordinance and provide direction to staff.

**PLANNING AND BUILDING DEPARTMENT – G. Armstrong:**

- 14) Approve Second Amendment with Mintier Harnish detailing the revised Scope and Budget for Option 3 as chosen at the November 6, 2012 Meeting.

**PUBLIC HEARINGS – 1:30 p.m. (Or as soon thereafter as the matter may be heard)**

**ASSESSOR'S OFFICE – T. Slavich:**

- 15) Public Hearing on Review Land Conservation Act Requests for Compatible Use and Division: APN 012-020-013

**PUBLIC WORKS DEPARTMENT – S. Wittry:**

- 16) Close Public Hearing for the refund of County Service Area Fees for CSA 33 Torrano Estates. (Continued Public Hearing of September 25, 2012 Board Meeting)

**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.)*

- 17) Public Employment Recruitment  
Title: County Administrative Officer  
Authority: California Government Code 54957 (continued from 11/20/12 mtg)

**ADJOURN TO TUESDAY, DECEMBER 18, 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/](http://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.***