



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1

Anthony Botelho
District No. 2
Chair

Robert Rivas
District No. 3

Jerry Muenzer
District No. 4
Vice-Chair

Jaime De La Cruz
District No. 5

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

REGULAR MEETING AGENDA MARCH 19, 2013

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) **PRESENTATION & RECOGNITIONS, BOARD ANNOUNCEMENTS:**

BOARD OF SUPERVISORS:

Present Proclamation to San Benito County Farm Bureau proclaiming March 2013 as the month for San Benito County Farm Day in San Benito County.

HUMAN RESOURCES:

Present Certificate of Recognition to Cynthia Singh, Deputy Director of Health and Human Services for two years of dedicated service with the County of San Benito.

- 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.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 1) Adopt Resolution accepting the contract as provided by the Dept. of Health Care Services (DHCS) and authorize the Behavioral Health Director to sign the contract and certification form between DHCS and the County for the period of May 1, 2013 through April, 30, 2018. (Res. No. 2013-17)

BOARD OF SUPERVISORS:

- 2) Approve Proclamation honoring Leon Panetta for his commitment and years of service as the 23rd Secretary of State. To be presented at a later date. (Supervisor Botelho)

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 3) Re-appoint Ms. Nelda Escamilla to the Youth Employment Program Council to represent an Organization that has experience in Youth Activities member for the term of March 19, 2013 through March 19, 2016. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 4) Re-appoint Ms. Katherine Hough to the Workforce Investment Board to represent the private sector for a three year term effective March 19, 2013 through March 19, 2016. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 5) Re-appoint Ms. Carrie Fosdick to the Workforce Investment Board to represent the private sector for a three year term effective March 19, 2013 through March 19, 2016. (CSWD)

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 6) Approve contract with the Homeless Coalition of San Benito County for the period of March 11, 2013 to March 10, 2014, for the amount not to exceed \$203,014 and authorize the HHSA Interim Director to sign for the purpose of this grant.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 7) Modify the schedule of authorized positions for Health & Human Services Agency; add 4.00 FTE's Eligibility Worker in the budget unit 2211500.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 8) Review status report on Proposed Resource Recovery Park project and direct staff as appropriate.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 9) Adopt Resolution rejecting all bids received in response to IFB PWB-1302 for Warehouse Fencing at 2301 Technology Parkway, reevaluating the County's cost estimates, and declaring that a contract can be negotiated with the original

bidder at a lower price than that in any of the bids received, pursuant to Public contract code section 20150.10; and authorize the Public Works Administrator to negotiate a contract to perform the work with the original bidder. (4/5 vote) (Res. No. 2013-18)

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 10) Adopt Resolution authorizing the Public Works Administrator to execute fund transfer agreements pertaining to Truck Road Planning Grants with CAL TRANS. (Res. No. 2013-19)

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 11) Adopt the plans and specifications for the Building Improvements – Agriculture Commissioner’s Office project.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 12) Adopt the plans and specifications for Veteran’s Memorial Park Irrigation Well project.

SHERIFF’S OFFICE – D. Thompson:

- 13) Approve Amendment No. 6 to the Aramark Food service contract authorizing the annual Consumer Price Index (CPI) increase of 1.5% percent for the period of October 28, 2012 through October 27, 2013.

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.*

ADMINISTRATION – R. Espinosa:

- 14) Direct staff to initiate request for proposals (RFP) for fire services.

EMERGENCY SERVICES – J. Clark:

- 15) Read title of Ordinance for the record: “An Ordinance of the County of San Benito amending Chapter 11.01 (“Civil Emergencies”) of Title 11 of the San Benito County Code, to add a section regarding the offices of Director and Assistant Director of Emergency Services; accept introduction; waive further reading of the ordinance and continue to April 2, 2013 for adoption.

HUMAN RESOURCES – J. Credico:

- 16) Discuss and direct staff regarding Professional Accountant position.

HUMAN RESOURCES – J. Credico:

- 17) Discuss and direct staff regarding recruitment for Director of Health and Human Services Agency and consider contract for executive search, with Avery and Associates, for approval.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 18) Appoint an Ad Hoc Subcommittee to review the 2013 COLA for Waste Connections, Inc. and finalize the COLA for 2012 and 2011.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 19) Review the proposal from Waste Connections, Inc. for John Smith Road Landfill and direct staff as appropriate.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 20) Approve Amendment #2 to the contract with Environmental Stewardship & Planning, Inc., in the amount of \$18,000, for the proposed Resource Recovery Park.

PLANNING DEPARTMENT – G. Armstrong:

- 21) Discuss the proposed Groundwater Extraction changes, determine the appeal option and direct staff to conduct any necessary CEQA analysis on the proposed changes, and then bring back the proposed changes for further consideration and potential adoption.

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.)

- 22) Conference with Legal Counsel-Anticipated Litigation.
Significant Exposure to litigation pursuant to subdivision (d) of Section 54956.9:
Number of Cases: (1)
Closed session is authorized by Section 54956.9(d)(2),e)(2):The State Controller's Office states the County of San Benito underfunded the Education Revenue Augmentation Fund (ERAF) from July 1, 1991 and June 30, 2001.
- 23) Conference with Legal Counsel-Anticipated Litigation.
Significant Exposure to litigation pursuant to subdivision (d) of Section 54956.9:
Number of Cases (1)
Closed session is authorized by Section 54956.9(d)(3) and (d)(2),e)(2):
Application of City County Tax Sharing Agreement to Minor Subdivision 860-89 approved in 1989.

ADJOURN TO TUESDAY, APRIL 2, 2013 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.