



# 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 APRIL 16, 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 Barrios.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATIONS & RECOGNITIONS:**

#### **BOARD OF SUPERVISORS:**

Present Certificate of Recognition to Fred Cheshire for his years of dedicated service with the City of Hollister Fire Department upon his retirement. (Supervisor Rivas)

#### **BOARD OF SUPERVISORS:**

Present Proclamation to San Benito County Library proclaiming April 14-20, 2013 as National Library Week.

#### **BOARD OF SUPERVISORS:**

Present Proclamation to Water Resources Association of San Benito County declaring May as Water Awareness Month in San Benito County.

#### **BOARD OF SUPERVISORS:**

Present Proclamation to the Monterey Bay Unified Air Pollution Control District declaring the month of May 2013 as Clean Air Month.

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

Award the Child Abuse Prevention Council's Annual Blue Ribbon Award to Denise and Delbert Perry.

**HUMAN RESOURCES – J. Credico:**

Present Certificate of Recognition to Margie Diener, Senior Staff Services Analyst for Health and Human Services for over 26 years of service upon retirement.

- 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.*

**AGRICULTURAL COMMISSIONER – R. Ross:**

- 1) Approve contract with the Department of Food & Agriculture to provide Asian Citrus Psyllid detection services for the period of October 1, 2012 through September 30, 2013, for a total of \$20,923.

**AGRICULTURAL COMMISSIONER – R. Ross:**

- 2) Determine that the services provided by SCI Consulting Group falls under the County's sole source provider policy; and approve contract with SCI Consulting Group for a total cost of \$27,000 for a period of three (3) years.

**BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:**

- 3) Approve the reappointment of Kim Dryden as a public interest member to the Behavioral Health Board for a three-year term effective May 16, 2013 to May 16, 2016.

**BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:**

- 4) Adopt Resolution recognizing the month of May 2013 as Mental Health Month in San Benito County. (Res. No. 2013-27)

**CLERK OF THE BOARD – D. Thome:**

- 5) Approve the action minutes of the November 1, 2013 special meeting and November 6, 2013 regular meeting.

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

- 6) Approve the 2011/2012 EMS Plan Update as presented and direct staff to submit the plan to the California Emergency Services Authority.

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

- 7) Approve the Temporary Operating Permit issued to American Medical Response West.

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

- 8) Approve the Temporary Operating Permit issued to Silicon Valley Ambulance, Inc.

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

- 9) Approve FY 2012/2013 budget augmentation in the amount of \$192,000 for the Community Development Block Grant activities; and amend Schedule of Authorized Positions to include two regular Employment Training Services Counselor I/II. (4/5 vote)

**HUMAN RESOURCES – J. Credico:**

- 10) Modify Schedule of Authorized Positions for Public Works Department; add 1.0 FTE Accountant III to the (Roads Division, Budget 2101-303); and authorize the Health & Human Services Agency to reimburse the Public Works (Roads Division, budget 2101-303) for half of the actual costs of the salary and benefits for an Accountant III.

**INTEGRATED WASTE MANAGEMENT – M. Rose:**

- 11) Approve contracts with Golder Associates, Inc. for Groundwater Monitoring and General Services at John Smith Road Landfill, for the period off July 1, 2013 through June 30, 2015, in the amounts of \$144,635 and \$25,000.

**PROBATION DEPARTMENT – B. Cardall:**

- 12) Approve 36 month leasing contract with US Bank Equipment Finance at \$323.41 plus applicable tax per month for a Konica Minolta Bizhub 552 copier; and approve a 36 month maintenance contract with Monterey Bay Systems at a monthly fee of \$.0049 per copy; and authorize the Chief Probation Officer to sign.

**PROBATION DEPARTMENT – B. Cardall:**

- 13) Authorize the Chief Probation Officer to submit an application for the Juvenile Justice Development Plan for the Youthful Offender Block Grant.

**PROBATION DEPARTMENT – B. Cardall:**

- 14) Authorize the Chief Probation Officer to submit the Juvenile Justice Crime Prevention Act's application for FY 2013-2014 to the California Standard's Authority (CSA).

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

- 15) Adopt Resolution approving grant deeds pertaining to County-owned parcels, to perfect lot line adjustment 04-449 at the Southside Hospital property. (Res. No. 2013-28)

**SAN BENITO RESOURCE CONSERVATION DISTRICT – S. Ruffoni:**

- 16) Approve appointments of Rani Douglas to the San Benito Resource Conservation District for a term to expire the last Friday of November 2014, and Jae Eade for a term to expire on the last Friday of November 2016.

**PUBLIC HEARING – 9:00 a.m. (Or as soon thereafter as the matter may be heard)**

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

- 17) Hold a public hearing to adopt Ordinance establishing a new fee schedule for Environmental Health Services of the Health & Human Services Agency and repeal Ordinance No. 814. (Ord. No.915)

**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:**

- 18) Review the proposed ordinance establishing an Administrative Citation Ordinance; read the title of ordinance for the record: “An Ordinance of the County of San Benito, adding Chapter 1.04 “Administrative Citations” to Title 1 of the San Benito County Code to allow for the issuance of Administrative Citations for violations of the San Benito County Code; accept introduction and waive further reading of the ordinance; and continue to May 21, 2013 for adoption.

**ADMINISTRATION – R. Espinosa:**

- 19) Approve letter of support and adopt Resolution to rename Bolsa Road and Airline Highway as Pinnacles National Park Highway.

**ADMINISTRATION: - R. Espinosa:**

- 20) Receive report on Park and Recreation Impact Fees and provide direction to staff.

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

- 21) Discuss the various budgetary financing scenarios to meet the OPEB ARC and prior-Year catch-up contributions and provide direction to staff.

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

- 22) Adopt Resolution designating the following fire stations as Safe Surrender Sites pursuant to Health & Safety Code §1255.7(a)(1)(A): Aromas Fire Station, Hollister Fire Station 1, Hollister Fire Station 2 and Cal Fire/San Benito County Fire Station.

**INTEGRATED WASTE MANAGEMENT – M. Rose:**

- 23) Review the draft 7<sup>th</sup> Amendment to the operating agreement and the 1<sup>st</sup> Amendment to the New Landfill Agreement with Waste Connections, Inc. and provide comments and direction to staff.

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

- 24) Approve contract Amendment #2 with Parikh Consultants, Inc. for material testing services for the San Juan Bike Lane Project, in amount not to exceed \$18,809.96 for a total amount value of \$52,152.20.

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

- 25) Provide staff direction regarding Janitorial Services contract.

**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 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.
- 27) Conference with Legal Counsel-Anticipated Litigation  
Significant Exposure to litigation pursuant to subdivision (b) of Section 54956.9:  
Number of Cases: (1)  
Closed session is authorized by Section 54956.9(d)(2)& (e)(3) – receipt of claim on March 5, 2013.
- 28) Public Employee Performance Evaluation  
Title: Interim County Administrative Officer  
Authority: California Government Code 54957

**AFTERNOON SESSION  
1:30 P.M.**

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

- 29) Approve the language in the letter of interest to the State Department of Health Care Services for a partnership between the Central California Alliance for Health and the County of San Benito.

**PLANNING DEPARTMENT - G. Armstrong:**

- 30) Review Revisions to Chapter 19.21 of Title 21 (Land Use and Environmental Regulations) of the San Benito County Code regarding Oil and Gas Well regulations and direct staff to return to the Board of Supervisors for formal introduction of the ordinance.

**ADJOURN TO TUESDAY, MAY 7, 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/](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.***