



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 JUNE 4, 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 De La Cruz.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATION & RECOGNITIONS, BOARD ANNOUNCEMENTS:**

HUMAN RESOURCES:

Present Certificate of Recognition to Jose Angel Santos, Migrant Camp Manager, Health and Human Services Agency for twenty-eight years of dedicated service with the County of San Benito upon retirement and Ronald Terry, Agriculture Biologist, Agricultural Commissioner's Office for five years of dedicated service with the County of San Benito 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 Dept. of Food and Agriculture to provide petroleum product services for the period of July 1, 2013 through June 30, 2014, for a total of \$975.

ASSESSOR'S OFFICE – T. Slavich:

- 2) Approve maintenance agreement with Megabyte System, Inc. for the Megabyte Property Tax System for the period of July 1, 2013 through June 30, 2014, at a cost not to exceed \$126,786.

ASSESSOR/CLERK, AUDITOR & RECORDER/DISTRICT ATTORNEY/TREASURER, TAX COLLECTOR & PUBLIC ADMINISTRATOR OFFICES:

- 3) Approve and accept the completed and signed Elected Officials base pay salary waiver forms; and adopt Resolution with regards to waiver of the 7% CalPERS Employee Retirement Contribution for the County of San Benito Elected Offices of Assessor; District Attorney; Clerk, Auditor, Recorder and Treasurer, Tax Collector & Public Administrator for Fiscal Year 2013-21014. (Res. No. 2013-39)

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 4) Authorize the County's Behavioral Health Director to sign the amended Multi-Year Negotiated Net Amount Contract Agreement with the State Department of Alcohol and Drug Programs with contingency assignment to the Dept. of Health Care Services for FY 2010-11, FY 2011-12, FY 2012-13 and FY 2013-14; and adopt Resolution to accept the amended ADP Multi-Year Negotiated Net Amount Contract. (Res. No. 2013-40)

CLERK OF THE BOARD – D. Thome:

- 5) Approve the action minutes from the regular meeting on May 7, 2013 and the special meeting on May 14, 2013.

COUNTY ADMINISTRATIVE OFFICE – R. Espinosa:

- 6) Adopt Ordinance 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; and order that a display ad be published to Government Code 25124(b). (Ord. No. 917)

COUNTY COUNSEL – M. Granger:

- 7) Honor the request from the Hollister Elementary School District and authorize the Clerk of the Board to date, sign, and return the memorandum to Orrick, Herrington & Sutcliffe LLP no later than June 4, 2013.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 8) Approve Amendment #1 to contract with National Council on Crime and Delinquency (NCCD) for structured decision making child welfare risk/assessment tools and reports, extending the expiration date from June 30, 2013 to June 30, 2014.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 9) Approve contract with Melissa Molina-Casas for counseling services related to child welfare for the period of July 1, 2013 through June 30, 2014, in the amount of \$15,000.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 10) Approve contract with Youth Alliance for counseling services related to child welfare for the period of July 1, 2013 through June 30, 2014, in the amount of \$20,000.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 11) Approve letter of opposition to the Governor's proposed action on redirecting County Health Realignment back to the State.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 12) Approve the renewal of membership in the California Product Stewardship Council.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 13) Approve contract with Philip Services Corporation (PSC) for Household Hazardous Waste and Small Quantity Generator (Business Hazardous Waste for the period of July 1, 2013 to June 30, 2014, in an amount not to exceed \$125,000.

PLANNING DEPARTMENT – G. Armstrong:

- 14) Approve the Assignment and Assumption Agreement by Pulte Home Corporation for the San Juan Oaks project and authorize the Auditor to reimburse the deposit previously received from San Juan Oaks in the amount of \$100,000 once the Pulte Group, Inc. (Del Webb) post it's \$100,000 deposit with the County.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 15) Accept all responsive bids in the bid summary report for the Veterans Memorial Park Irrigation Well project; award and approve contract with Maggiora Bros. Drilling, Inc., as the lowest responsive, responsible bidder, in the amount of \$53,880; and authorize the Public Works Administrator to execute the contract and issue change orders in the amount not to exceed \$5,388.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 16) Accept all responsive bids in the bid summary report for the Direct Bore Electrical Line to the Veterans Memorial Park Irrigation Well project; award and approve contract with Daleo, Inc., as the lowest responsive, responsible bidder, in the amount of \$8,666.85; and authorize the Public Works Administrator to execute the contract and issue change orders, in an amount not to exceed \$890.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 17) Accept all responsive proposals received on April 10, 2013; and award contract to M. A. Jones, Inc. dba: Cleaning Services for the period off July 1, 2013 through April 30, 2016, for an annual amount not to exceed \$86,880 and a total amount not to exceed \$260,640.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 18) Approve contract Amendment #2 with Quincy Engineering, Inc. for engineering services related to Panoche Road Bridge project, increasing the contract amount by \$123,097.65, to an amount not to exceed \$414,345.60; and extending original contract expiration from June 30, 2013 to June 30, 2015.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 19) Approve contract with ACCO Engineered Systems, Inc. for the heating ventilation air conditioning (HVAC) Service and Repair for the period of June 4, 2013 through June 30, 2013, in an annual amount not to exceed \$7,283.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 20) Approve contract Amendment #1 with Nolte Associates, Inc. for engineering services related to Anzar Road Bridge project at San Juan Creek, increasing the contract amount by \$13,714, to an amount not to exceed \$327,952.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 21) Approve contract Amendment #2 with Nolte Associates, Inc. for engineering services related to Santa Ana/Fairview Signal project, increasing the contract amount by \$11,820, to an amount not to exceed \$79,733; and extending original contract expiration from June 30, 2013 to June 30, 2014.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 22) Approve the submission of grant proposal(s) to the Monterey Bay Unified Air Pollution Control District for the AB2766 Motor Vehicle Emission Reduction Grant program.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 23) Approve contract Amendment #1 with Schaaf & Wheeler for engineering services related to CSA #21 (Stonegate) Water Supply project, extending original contract from June 30, 2013 to December 31, 2013.

SHERIFF'S OFFICE – D. Thompson:

- 24) Approve Amendment #1 with California Forensic Medical Group extending the contract period to June 30, 2014 from June 30, 2013; and approve the 3.23% increase of the Medical CPI for the San Francisco-Oakland Region pursuant to section 3.01 of t he original agreement.

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.*

AGRICULTURAL COMMISSIONER – R. Ross:

- 25) Accept Engineer's Report for the County Mosquito Abatement program; adopt Resolution of intent to levy assessment for FY 2013/2014; and schedule a public hearing for July 9, 2013.

COUNTY ADMINISTRATIVE OFFICE – R. Espinosa:

- 26) Review the draft River Parkway and River Parkway Focus Area and Regional Park Master Plans; and provide direction to staff.

COUNTY COUNSEL – M. Granger:

- 27) Approve letter supporting proposed legislation H.R. 1776 which would establish the Clear Creek National Recreational Area.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 28) Consider the evaluation criteria established for the Courthouse space planning effort; and provide direction to staff regarding the importance factor of each criteria.

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

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

PLANNING DEPARTMENT – B. Turner:

- 29) Hold a public hearing and consider the project and the Appeal of Use Permit 1048-11A-E approval for Indian Wells Pilot Program (Citadel); adopt resolution making CEQA and Use Permit Finding, approving the Mitigated Negative Declaration, approving the conditional use permit and denying the appeal, and taking other related actions; or provide direction to staff and continue the matter to July 9, 2013 for further action. (Res. No. 2013-41)

ADJOURN TO TUESDAY, JUNE 18, 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.