



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 JULY 23, 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 Rivas.
- b) Acknowledge Certificate of Posting.
- c) **PRESENTATIONS & RECOGNITIONS:**
Present Proclamations to Angelica Rojas of the San Benito Health Foundation declaring August 11-17, 2013 as Health Center Week, August 2013 as Breastfeeding Awareness Month and the week of August 11-17, 2013 as Farm Worker Health Week in San Benito County.
- 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.

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

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 1) Hold a Public Hearing to hear all objections, protests, or requested changes or corrections to the written report of service charges for County Service Area #36 (Emergency Medical Services and Advance Life Support) for FY 2013/2014; and adopt Resolution accepting the annual report for CSA #36 and benefit assessment charges set forth and authorize the Chair to sign. (Res. No. 2013-53)

AGRICULTURAL COMMISSIONER – R. Ross:

- 2) Hold a public hearing to hear objections, protests or requested changes or corrections to the written report regarding the Mosquito and Disease Control Assessment rate to be imposed; adopt Resolution accepting the annual report for the Mosquito and Disease Control Assessment and levying the rate of \$10.90 per unit Mosquito and Disease Control Assessment for FY 2013/2014 based on the Engineer's report. (Continued from July 9, 2013 meeting) (Res. No. 2013-54)

PUBLIC HEARINGS – 9:30 a.m. (Or as soon thereafter as the matter may be heard)

PUBLIC WORKS – S. Wittry:

- 3) Hold public hearing for Prop. 218 proceedings re: a new property related fee in CSA No. 50 (Dunneville) for FY 2013-14 and future years and continue public hearing to August 6, 2013 at 9:00am.

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.

HUMAN RESOURCES – G. Cochran:

- 4) Adopt Resolution No. 2013 - 55 and 2013 - 56 for Employer Paid Member Contributions for Miscellaneous Employees in the San Benito Courts.

HUMAN RESOURCES – G. Cochran:

- 5) Approve the appointment of and the contract for Ray Espinosa as the Assistant County Administrator.

SHERIFF'S DEPARTMENT – D. Thompson:

- 6) Approve the Memorandum of Agreement between the County of San Benito and the San Benito County Office of Education in the amount of \$30,000 for Livescan fingerprint services pursuant to Vehicle Code Section 9250.19.

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.

COUNTY CLERK, AUDITOR & RECORDER – JP Gonzalez:

- 7) Direct staff to complete an analysis and report on the potential impacts of the effects of the initiative concerning legalization and taxation of medical marijuana, no later than 30 days after the meeting of the certification of the petitions by the election official is held.

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.)

- 8) Public Employee Appointment
Title: County Administrative Officer
Authority: California Government Code 54957
- 9) Public Employee Appointment
Title: Chief Probation Officer
Authority: California Government Code 54957
- 10) Conference with Legal Counsel: Anticipated Litigation
Significant exposure to litigation pursuant to California Government Code Subdivision (b) of Section 54956.9(d)(2): One Case

ADJOURN TO TUESDAY, AUGUST 6, 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.