



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 SEPTEMBER 24, 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:

Legislative update and presentation by Assemblyman Alejo.

BOARD OF SUPERVISORS:

Present Proclamation to San Benito County Health Foundation declaring October 12-21, 2013 as Bi-National 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.

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) Approve contract renewal with St. Helena Hospital Center for Behavioral Health & St. Helena Hospital for the period of July 1, 2013 through June 30, 2014, for a maximum amount not to exceed \$70,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 2) Approve contract renewal with the Santa Cruz Counseling Center, Inc. for the period of July 1, 2013 through June 30, 2014, for a maximum total of \$50,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 3) Approve contract with Hillside Christian Fellowship for Sober Living environment for the period of October 1, 2013 through June 30, 2014, for a maximum total of \$30,000.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 4) Approve Proclamation declaring October 21-27, 2013 as San Benito County's Red Ribbon Week.

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

- 5) Set and pass the FY 2013/2014 Tax Rates, Debt Service Rates and Direct Assessment Charges; authorize the levy of these rates against the taxable secured property within the county, which is subjected to each rate; adopt resolution, which sets and approves the FY 2013/2014 tax rates as shown on Appendix A; and approve the collection fee allowed by Section 29142. (Res. No. 2013-69)

CLERK OF THE BOARD – D. Thome:

- 6) Approve the action minutes of the January 29, 2013 and the August 27, 2013 special meetings.

COUNTY ADMINISTRATIVE OFFICE – R. Espinosa:

- 7) Approve Memorandum of Understanding for the San Benito Monterey Bay Area Microwave System Extension between San Benito County, Monterey County and Santa Cruz County to be effective October 2, 2013 and to remain in effect for a period of five (5) years.

COUNTY LIBRARY – N. Conte:

- 8) Approve out-of-state travel for the County Librarian and another Librarian to attend the 2013 Association of Rural and Small Libraries Conference in Omaha, Nebraska from September 26-28, 2013.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 9) Approve and accept CDC Comprehensive Agreement with Ca. Department of Public Health for the period of July 1, 2013 through June 30, 2014, in the amount of \$351,492, and authorize the Interim Director to sign said agreement; authorize a temporary part-time Emergency Services Specialist; and approve the budget augmentation in the amount of \$26,070. (4/5 vote)

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 10) Approve contract with the California Department of Social Services (CDSS) Adoptions Unit for adoption services for the period of July 1, 2013 through June 30, 2014; and authorize the H&HSA Interim Director to sign said contract.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 11) Approve contract with the City of San Jose for the Housing Opportunities for Persons with Aids (HOPWA) for the FY 2013/14 7 2014/15, in the amount of \$47,755 and authorize the H&HSA Interim Director to sign said contract.

HEALTH & HUMAN SERVICES AGENCY – M. Corona:

- 12) Approve the Workforce Investment Act Local Strategic Workforce 5-Year plan for program years 2013-2017 for submission to the State.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 13) Approve the revised job descriptions for the following positions: Public Works Superintendent, Road Maintenance Superintendent and Heavy Equipment Mechanic II.

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.

PLANNING DEPARTMENT – B. Turner:

- 14) Receive progress report on the General Plan Update.

BOARD OF SUPERVISORS:

- 15) Appoint General Plan Ad Hoc Sub-Committee to monitor the progress of the General Plan update. (Supervisor Botelho)

COUNTY ADMINISTRATIVE OFFICE – R. Espinosa:

- 16) Discussion concerning animal control and vicious dogs; receive information and provide direction to staff.

COUNTY ADMINISTRATIVE OFFICE – R. Espinosa:

- 17) Receive update of the San Justo Reservoir from the San Benito County Water District.

COUNTY COUNSEL – M. Granger:

- 18) Review and approve response to the 2012-2013 San Benito County Grand Jury Report; direct staff to submit the prepared response to the Presiding Judge of San Benito County Superior Court; and authorize the Chair to sign.

HEALTH & HUMAN SERVICES AGENCY – E. Arreola:

- 19) Presentation from the San Benito County Community Action Board (CAB).

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 20) Receive update on the progress of relinquishing the abandoned Southside Hospital and provide direction to staff.

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 21) Receive report and update on the Road zipper performance on New Idria Road.

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 REAL PROPERTY NEGOTIATOR:**

Property: -Palmtag Ranch (APN 020-170-017), off of Cienega Road, Hollister, California

-San Benito High School (APNs 020-170-043, 059-020-001 & 059-020-003), off of Nash Rd., Hollister, California

-Chick/TAG Paintball (APN 020-280-050), San Benito Street, Hollister, California

Agency Negotiator(s): Steve Wittry, Public Works Administrator; Adam Goldstone, Capital Projects Manager; Ray Espinosa, Interim CAO; Matthew Granger, County Counsel, Barbara Thompson, Assistant County Counsel and Shirley Murphy, Deputy County Counsel

Negotiating Parties: Ron Ross, on behalf of Palmtag Ranch property owners; Michael Robustelli, on behalf of the San Benito High School District; and Roland Chick, on his own and on behalf of TAG Paintball

Under Negotiation; price and terms of payment

Authority: California Government Code Section 54956.8

23) **County Employee Appointment**

Title: County Administrative Officer

Authority: California Government Code 54957

24) **County Employee Appointment**

Title: Director-Health & Human Services Agency

Authority: California Government Code 54957

CLOSED SESSION: 1:00 p.m. (Or as soon thereafter as the matter may be heard)

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.)

25) Conference with Labor Negotiators

Agency designated representatives: Dania Torres Wong, Allyson Hauck, Ray Espinosa, Joe Paul Gonzalez, Melinda Casillas, and Georgia Cochran

Employee Organizations:

Management Employees' Group

Institutions Association

SEIU Local 521 (General Unit Employees)

SEIU United Long Term Care Workers Local 6434

Law Enforcement Management

Authority: California Government Code Section 54957.6

ADJOURN TO TUESDAY, OCTOBER 1, 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.