



# SAN BENITO COUNTY BOARD OF SUPERVISORS

**Margie Barrios**  
District No. 1  
Vice-Chair

**Anthony Botelho**  
District No. 2

**Robert Rivas**  
District No. 3

**Jerry Muenzer**  
District No. 4  
Chair

**Jaime De La Cruz**  
District No. 5

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

## REGULAR MEETING AGENDA JANUARY 21, 2014

### **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:**

- Pledge of Allegiance** to be led by Supervisor De La Cruz.
- Acknowledge Certificate of Posting.**
- State of the County Address.**
- 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.
- Department Head Announcements:** Information only.
- Board Announcements:** Information only.

### **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.)*

- Conference with Labor Negotiators:**  
Agency designated representatives: Dana Torres Wong, Ray Espinosa, Joe Paul Gonzalez, Melinda Casillas, and Georgia Cochran  
Employee Organizations: Management Employees' Group

**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.*

**BOARD OF SUPERVISORS:**

- 2) Approve Certificate of Recognition for Chamber of Commerce Man and Woman of the Year and Businesses of the year for 2014, to be presented at a later date.

**CLERK OF THE BOARD – D. Thome:**

- 3) Approve the action minutes of the October 22, 2013 special meeting, December 3, 2013 regular meeting and the December 17, 2013 regular meeting.

**COUNTY COUNSEL – M. Granger:**

- 4) Honor the request from the Hollister Elementary School District in regards to School District Tax and Revenue Anticipation Notes (TRANS) and authorize the Clerk of the Board to date, sign and return the attached Memorandum to Orrick, Herrington & Sutcliffe LLP, no later than February 19, 2014.

**PLANNING DEPARTMENT – B. Turner:**

- 5) Approve Reimbursement Agreement regarding Brigantino Development, to fully recover County costs to review and process this project involving 44.7 acres off of Southside Road.

**PLANNING DEPARTMENT – B. Turner:**

- 6) Approve Reimbursement Agreement with Hollister Enterprises, LLC, to fully recover County costs to review and process this project regards to the proposed "Roberts Ranch" subdivision located off of Fairview road adjacent to the Cielo Vista Subdivision.

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

- 7) Approve agreement with City of Hollister for the Design, Construction, Maintenance and ownership of a Joint Underground Fiber Optic Cable Project.

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

- 8) Approve Budget Adjustment increasing Public Works Road Maintenance Fund by \$1,218,413.93 from \$3,208,211.00 to \$4,426,624.93. (4/5 vote)

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

- 9) Approve contract Amendment #1 with Xerox for one Xerox copier, for a period of 60 month through December 17, 2018, in the amount of \$4,375/year; and authorize the IT Manager or Designee to sign said lease agreement.

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

- 10) Find competitive bidding would not be in the public interest because local vendor Tiffany Ford and Mercury of Hollister can provide the same vehicle at a lower price than the Federal Government; authorize a purchase order to Tiffany Ford and Mercury of Hollister, for the one fleet van, in an amount not to exceed \$29,847.42; and authorize the Public Works Administrator to sign purchase order.

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

- 11) Find that competitive bidding would not be in the public interest because NJPA Cooperative Agreements achieve county purchasing requirement through its competitive bid process; authorize the issuance of a purchase order to Hollister Auto Parts (NAPA), for one (1) Tire Machine package, in the amount of \$18,296.82; and authorize the Public Works Administrator to sign purchase order.

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

- 12) Approve contract amendment #1 with Rincon Consultants, Inc., for professional services to prepare an environmental impact report for the River Parkway/Regional Park Master Plan Project in the amount of \$18,790.

**TREASURER-TAX COLLECTOR – M. L. Andrade:**

- 13) Adopt Resolution delegating authority to the county treasurer to invest and reinvest county funds and other depositors' funds in the county treasury or to sell or exchange securities so purchased, pursuant to the requirement of state law. (Res. No. 2014-5)

**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 ADMINISTRATION OFFICE – R. Espinosa:**

- 14) Consideration of Non-Binding Fact-finding recommendations, Discussions of Impasse and Unilateral Implementation of Changes in Wages, Hours and Terms and Conditions of Employment for Employees in the Service Employees International Union, Local 521; and adopt Resolution Option 1 or 2, as listed on Agenda Item Transmittal. (Res. No. 2013-6)

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

- 15) Receive report and presentation on the progress and design of the AB900 Jail Expansion project.

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

- 16) Adopt Resolution to modify the AB900 Jail Expansion Project's approved project scope summary as required by the California Board of State and Community Corrections; adopt an addendum to the adopted final Mitigated Negative Declaration. (Res. No. 2014-7)

**COUNTY COUNSEL – M. Granger:**

- 17) Approve agreement with Meyers, Nave, Riback, Silver and Wilson for legal services related to the acquisition of right-of-way for the Hospital Road Bridge and Union Road Bridge projects, for an amount not to exceed \$50,000.

**PLANNING DEPARTMENT – B. Turner:**

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

**PLANNING DEPARTMENT – B. Turner:**

- 19) Receive progress report on the Resource Recovery Park project.

**ADJOURN TO TUESDAY, FEBRUARY 4, 2014 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.***