



# 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 APRIL 1, 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:**

a) Pledge of Allegiance to be led by Supervisor Barrios.

b) Acknowledge Certificate of Posting.

c) **PRESENTATIONS & RECOGNITIONS:**

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

Approve proclamation declaring April 2014 as Sexual Assault Awareness Month in San Benito County.

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

Approve proclamation declaring April 5, 2014 as Walk a Mile in Her Shoes Day in San Benito County.

#### **HEALTH & HUMAN SERVICES AGENCY:**

Approve proclamation designating the week of April 7, 2014 to April 13, 2014 as Public 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.*

**AGRICULTURAL COMMISSIONER – R. Ross:**

- 1) Approve contract with the Department of Food & Agriculture for Light Brown Apple Moth Regulatory Services for the period of January 1, 2014 through September 30, 2014, for a total of \$13,787.90.

**ASSESSOR'S OFFICE – T. Slavich:**

- 2) Approve step increase for part-time Appraiser II position from 22.9/C to 22.9/D.

**CLERK OF THE BOARD – D. Thome:**

- 3) Approve the action minutes of the April 16, 2013 and the June 4, 2013 regular meetings.

**COUNTY ADMINISTRATIVE OFFICE – R. Espinosa:**

- 4) Approve contract with Optimity Advisors to conduct a performance review of the County of San Benito for the period of April 7, 2014 through July 15, 2014, at an amount not to exceed \$98,250.

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

- 5) Adopt Resolution authorizing the consolidation and provision of services by the County Clerk for the San Benito County Board of Education District Election to be held on June 3, 2014 Statewide Primary Election. (Res. No. 2014-25)

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

- 6) Adopt Resolution authorizing the consolidation and provision of services by the County Clerk for the San Benito High School District Bond Election to be held on June 3, 2014 Statewide Primary Election. (Res. No. 2014-26)

**COUNTY COUNSEL'S OFFICE – M. Granger:**

- 7) Approve legal services agreement with the law firm of Miller Starr Regalia, for legal services related to the San Benito County Regional Park-River Parkway project effective April 1, 2014, in an amount not to exceed \$56,250.

**HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:**

- 8) Adopt Resolution adopting the San Benito County General Assistance Policy and Procedure Handbook, which incorporates the new standard of aid and sets forth the policies for the administration of the General Assistance program; approve budget augmentation to cover the projected costs of \$95,000 for the remainder of the fiscal year. (4/5 vote) (Res. No. 2104-27)

**HUMAN RESOURCES – G. Cochran:**

- 9) Adopt a Resolution approving the adoption of CalPERS Supplemental Income 457 Plan and authorize the County Administrative Officer to execute the CalPERS Adoption Agreement. (Res. No. 2014-28)

**HUMAN RESOURCES – G. Cochran:**

- 10) Approve appointment of temporary Agricultural Biologist/Inspector in the Agricultural Commissioner's Office.

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

- 11) Accept all bids and award contract to All-Phase Excavating & Construction, Inc. for the Fiber Optic Cable Infrastructure Project in the amount of \$383,000.00; authorize the Public Works Administrator to execute the contract; and authorize the Public Works Administrator to issue change orders in an amount not to exceed \$31,650.

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

**HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:**

- 12) Open a public hearing to receive public comment on the proposed application and continue the public hearing to April 8, 2014.

**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.*

**HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:**

- 13) Receive report on findings from the Healthy San Benito County Initiative.

**HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:**

- 14) Introduce and read title of Ordinance for the record: "An Ordinance amending Chapter 11.09 ("San Benito County Emergency Medical Services Ordinance") of Title 11 of the San Benito County Code; continue to the April 15, 2014 meeting for adoption. (Continued from the March 4, 2014 meeting)

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

- 15) Direct staff as to the preparation of a Request for Proposal (RFP) for the San Benito County Resource Recovery Park; and consider appointment, if desirable, of an Ad Hoc Subcommittee to work with staff or direct staff to prepare a draft document for full Board of Supervisors review.

**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.)*

- 16) Conference with Legal Counsel-Anticipated Litigation  
Significant Exposure to litigation pursuant to Section 54956.9:  
Number of Cases: (1)  
Closed session is authorized by Section 54956.9(d)(2),(e)(1)
- 17) Conference with Legal Counsel-Anticipated Litigation  
Initiation of litigation pursuant to subdivision (d)(4) of Section 54956.9:  
Number of Cases: (1)

**ADJOURN TO TUESDAY, APRIL 15, 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.***