



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 OCTOBER 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:

- a) Pledge of Allegiance to be led by Supervisor Barrios.
- b) Acknowledge Certificate of Posting.
- c) **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.
- d) **Department Head Announcements:** Information only.
- e) **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 to provide exotic pest detection services for the period of July 1, 2014 through June 30, 2015, for a total of \$46,321.

ASSESSOR'S OFFICE – T. Slavich:

- 2) Approve appointment of the Computer Mapping Specialist II (.8 FTE) at Step E of Range 17.8 in the Assessor's Office, effective October 27, 2014.

CLERK OF THE BOARD – D. Thome:

- 3) Approve the action minutes of the Board of Supervisors regular meeting of June 3, 2014.

COUNTY ADMINISTRATION OFFICE – R. Espinosa:

- 4) Approve the new guidelines of the Community Based Organizations (CBOs) application package as presented to the Board of Supervisors on 9/23/14; and direct the CBO Committee to invite the City of Hollister in their meetings.

HUMAN RESOURCES – G. Cochran:

- 5) Approve the payment of the County's share of CalPERS contributions for the temporary Account Clerk II position in the Agricultural Commissioner's Office.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 6) Approve amendment #1 to contract with M.A. Jones, Inc., dba: Cleaning Services for additional Janitorial Services in an amount not to exceed \$19,365.00, for a new contract value of \$280,005.00.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 7) Find no responsive bids were received for the Veteran's Memorial Park Irrigation Project; and authorize the Interim Public Works Director to negotiate a contract.

TREASURER/TAX COLLECTOR – M. L. Andrade:

- 8) Adopt Resolution to release unclaimed checks from their respective funds to the general fund pursuant to Government Code Section 50055. (Res. No. 2014-87)

TREASURER/TAX COLLECTOR – M. L. Andrade:

- 9) Adopt Resolution to transfer unclaimed check funds from their respective funds to the general fund pursuant to Government Code Section 50053. (Res. No. 2014-88)

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.

BOARD OF SUPERVISORS:

- 10) Assemblyman Alejo will be giving a presentation regarding Legislative Update and the Drought.

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

- 11) Receive PowerPoint presentation of the other Post Employment Benefits (OPEB) Bi-annual actuarial valuation July 2013; and provide direction to the County Auditor as to the appropriate discount rate related to the OPEB irrevocable trust held with CalPERS.

COUNTY COUNSEL – M. Granger:

- 12) Read title of ordinance for the record, “An Urgency Ordinance Adding Article VII “Tree Protection” to Chapter 25.29 “General Requirements” of Title 25 (“Zoning”) of the San Benito County Code Establishing A Moratorium on Cutting of Protected Trees to Protect and Preserve Mature Trees in the Urban Area of San Benito County”; make CEQA Findings Set forth on Exhibit “A” to the AIT; accept introduction and waive further reading of ordinance; and adopt an Urgency Interim Ordinance, establishing a moratorium on cutting trees 8 inches or greater in diameter, in the Urban Area (the RM and R-1 Zones) of San Benito County. (4/5 vote) (Ord. No. 929)

PLANNING DEPARTMENT – B. Turner:

- 13) Make findings set forth in Attachment “A” for approval: including that adoption of the proposed ordinance is statutorily exempt from the California Environmental Quality Act pursuant to Section 15061(b)(3) of the CEQA Guidelines; adopt ordinance Amending Chapter 19.21 (“Oil and Gas Wells”) of Title 19 (“Land Use and Environmental Regulations”) of the San Benito County Code to Implement New Procedures regarding Determinations of Exemption from Measure J, The Initiative regarding Petroleum Operations within San Benito County, a Measure to be Voted upon at the November 4, 2014 Election (Ord. No. 930)

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.)

- 14) CLOSED SESSION-CONFERENCE WITH LABOR NEGOTIATORS
Agency designated representatives: Allyson Hauck, Ray Espinosa, Joe Gonzalez, Melinda Casillas, and Georgia Cochran
Employee Organizations: Institutions Associations
Law Enforcement Management
Management Employees’ Group
SEIU Local 521 (General Unit Employees)
SEIU United Long Term Care Workers Local 6434
Deputy Sheriffs Association
Authority: California Government Code Section 54957.6
- 15) Conference with Legal Counsel-Anticipated Litigation
Significant exposure to litigation pursuant to subdivision (d)(2) of Government Code Section 54956.9: Number of cases: 1
- 16) PUBLIC EMPLOYEE PERFORMANCE EVALUATION
Title: County Administrative Officer
Authority: California Government Code 54957

ADJOURN TO TUESDAY, NOVEMBER 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/. 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.