



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 DECEMBER 2, 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 Rivas.

b) Acknowledge Certificate of Posting.

c) **PRESENTATIONS:**

BOARD OF SUPERVISORS:

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

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.

ADMINISTRATIVE OFFICE – R. Espinosa:

- 1) Adopt a resolution approving a new collective bargaining agreement between the County of San Benito and the Management Employees Group; authorize the County Administrative Officer and County Auditor to take the necessary administrative actions appropriate to effectuate the purpose and intent of this action including signing the final MOU and authorize the County Administrator or his/her designee to make any technical edits as later identified. (Res. No. 2014-94)

ADMINISTRATIVE OFFICE – R. Espinosa:

- 2) Review and adopt revised Use Policy for the Board of Supervisors Chambers and all County conference rooms effective January 1, 2015.

ASSESSOR'S OFFICE – T. Slavich:

- 3) Approve the adjustment to the Schedule of Authorized Positions for the Computer Mapping Specialist from .80 FTE to 1.00 FTE; approve the budget augmentation to accept grant award of \$150,000 from the State County Assessor's Partnership Agreement Program (SCAPA); approve the budget augmentation related to the acceptance of the grant and direct the County Auditor to set-aside unspent SCAPA funds at the end of each fiscal year, to be available for the next fiscal year's budget. (4/5 vote)

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 4) Approve the hiring of a Behavioral Health Clinical Supervisor at range 27.7, Step F.

BEHAVIORAL HEALTH DEPARTMENT – A. Yamamoto:

- 5) Approve facility Amendment to Lease Agreement for 544 San Benito Street, Suite 102, Hollister, CA 95023 for the term of December 1, 2014 to November 30, 2019.

COUNTY CLERK-AUDITOR-RECORDER – J. P. Gonzalez:

- 6) Adopt Resolution accepting the certified statement of election results for the November 4, 2014 Statewide General Election and authorize Chair to sign. (Res. No. 2014-95)

COUNTY CLERK-AUDITOR-RECORDER – J. P. Gonzalez:

- 7) Approve contract with K&H Printing to provide election services in a total lump sum of \$124,941.96.

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 8) Approve Hospital Preparedness Program's (HPP) Healthcare Coalition Memorandum of Understanding between San Benito County, San Benito County

Office of Emergency Services, San Benito County Emergency Medical Services, San Benito Health Foundation and Hazel Hawkins Memorial Hospital for collaboration during a wide disaster and authorize the director of H&HSA to sign said MOU.

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 9) Adopt Resolution approving and authorizing submission of the 2014 Emergency Solutions Grant application and authorizing the HHSA Director to accept the grant through the California Department of Housing and Community Development in the amount of \$175,000. (Res. No. 2014-96)

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 10) Approve contract with National Council on Crime and Delinquency (NCCD) for internet access to SafeMeasures from January 1, 2015 to December 31, 2016 in the amount of \$12,000.

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 11) Authorize the Health and Human Services Agency Director, or designees to accept donations, monetary and non-monetary to be used for the benefit of the Agency's Clients through various programs, including but not limited to Protective Services, the Winter Shelter Program (Homeless), CalWorks, the One-Stop Career Center, Adolescent Family Life Program, Cal Learn and the Great Beginnings.

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 12) Approve contract with the California Department of Social Services (CDSS) Adoptions Unit for adoptions services for the period of July 1, 2014 to June 30, 2015, in the amount of \$44,978.

HUMAN RESOURCES – G. Cochran:

- 13) Adopt Resolution fixing the employer's contributions under the Public Employees' Medical and Hospital Care Act only with respect to members of the Management Employees Group and the unrepresented groups and fix the employer's contribution at an amount at or greater than that prescribed in Section 22892(b) of the Government Code. (Res. No. 2014-97)

HUMAN RESOURCES – G. Cochran:

- 14) Adopt Resolution for Employer-Paid Member Contributions for Miscellaneous Employees represented by MEG and for those in the Confidential, Confidential Management, Appointed Department Heads, and other Unrepresented employees with the California Public Employees Retirement. (Res. No. 2014-98)

HUMAN RESOURCES – G. Cochran:

- 15) Approve paid closure days for unrepresented employees and adopt a resolution of county schedule of office hours/closures for FY 2014-15 Holiday closure period. (Res. No. 2014-99)

HUMAN RESOURCES – G. Cochran:

- 16) Adopt Class Specification Revisions for Agricultural Commissioner/Sealer of Weights and Measures.

HUMAN RESOURCES – G. Cochran:

- 17) Adopt new class specification for Information Technology Supervisor with a salary range of 28.8 and add to the Authorized Position Schedule; and add the Database Administrator (+1.00 FTE) with a salary of 23.1 to the Authorized Position Schedule and eliminate (-1.0 FTE) Information Technology Support Technician III and re-classify the incumbent in that position.

PLANNING & BUILDING DEPARTMENT – B. Turner:

- 18) Approve the Amendment No. 1 to contract with Aspen Environmental Group, in an additional amount of \$41,800 for a total contract amount not to exceed \$156,800 for preparation of a Supplemental Environmental Impact Report for the Panoche Valley Solar Project (PVSP) and authorize the Planning Director to approve minor contract amendments, increasing the 10% contingency amount by \$2,330 not to exceed \$13,830.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 19) Adopt Resolution approving the Right-of-Way Agreement and accepting the Grant Deeds and easement grants for the purchase of real property for the Union Road Bridge Project and authorize payment of \$2,500 to Granite Rock for associated escrow fees for the purchase of right-of-way. (Res. No. 2014-100)

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 20) Approve Contract Amendment #1 with Associated Right of Way Services increasing existing contract by \$26,500 for a total contract value not to exceed \$146,300 related to Union Road Bridge Project 2102-695.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 21) Authorize the issuance of a purchase order to Downtown Ford Sales of Sacramento for the purchase of one mechanic truck, not to exceed \$119,431.37 and authorize the Public Works Director to sign the purchase order.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 22) Authorize the issuance of a purchase order to Riverview International Trucks, LLC of Sacramento for the purchase of one water truck not to exceed \$151,678.00 and authorize the Public Works Director to sign the purchase order.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 23) Authorize the issuance of a purchase order to My Chevrolet of Salinas for the purchase of one fleet van not to exceed \$30,244.45 and authorize the Public Works Director to sign the purchase order.

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

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 24) Hold a Public Hearing to consider and adopt a resolution authorizing the annual levying of a special tax within the Creekside 6 subdivision which has been approved for annexation into CSA 55. (Res. No. 2014-101) (Res. NO 2014-102)

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 25) Approve final map for TSM 08-79, Tract No. 311 commonly known as Creekside 6 Subdivision done by Stonecreek Properties, aka Anderson Homes, Inc.

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

- 26) Hold a Public Hearing to consider and adopt an interim Ordinance, to extend the temporary moratorium adopted on October 21, 2014 on cutting of protected trees in the urban area of San Benito County for an additional 10 months and 15 days. (Ord. No.931)

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.

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 27) Acknowledge Waste to Energy, LLC as a successful respondent to the Request for Proposal process on the Resource Recovery Park project; and create an Ad Hoc Subcommittee to initiate negotiations with Waste To Energy, LLC.

BOARD OF SUPERVISORS:

- 28) Receive overview information from Supervisor Margie Barrios on the Annual 2014 CSAC Conference.

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 29) Approve Organizational Changes to Health and Human Services Agency as indicated in staff report.

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 30) Approve contract for Emergency Medical Services (EMS) Medical Director, effective December 1, 2014 through November 30, 2015, not to exceed \$71,000.

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.)

- 31) Public Employee Performance Evaluation.
Title: Agricultural Commissioner and Sealer of Weights and Measures
Authority: Government Code Section 54957
- 32) Conference with Legal Counsel-Anticipated Litigation
Initiation of litigation pursuant to subdivision (d)(4) of Section 54956.9:
Number of Cases: (1)
- 33) Conference with Legal Counsel-Existing Litigation
Subdivisions (a) and (d)(1) of Section 54956.9:

Name of Case: Center for Biological Diversity v. San Benito County, et. al., Superior Court of California, County of Monterey, Case No. M123956 (Citadel Exploration, Inc.-Real Party in Interest).

- 34) Conference with Legal Counsel – Anticipated Litigation
Significant exposure to litigation pursuant to subdivision (d)(2), (e)(2), (e)(3) of Government Code Section 54956.9. Number of Cases: 1
Facts and circumstances justifying Closed Session: Receipt of letter from Citadel Exploration Inc. dated November 6, 2014, passage of Measure J, and the October 21, 2014, adoption of the Measure J Implementing Ordinance.

ADJOURN TO TUESDAY, DECEMBER 16, 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.