



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1
Chair

Anthony Botelho
District No. 2

Robert Rivas
District No. 3
Vice-Chair

Jerry Muenzer
District No. 4

Jaime De La Cruz
District No. 5

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

REGULAR MEETING AGENDA MARCH 17, 2015

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.

PRESENTATIONS & RECOGNITIONS:

HEALTH & HUMAN SERVICES AGENCY:

Approve proclamation designating the week of April 6, 2015 to April 12, 2015 as Public Health Week in San Benito County.

HUMAN RESOURCES:

Present Certificate of Recognition to Olga Castaneda, Office Assistant II, Behavioral Health Department for over 28 years of service upon retirement.

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.

ASSESSOR'S OFFICE – T. Slavich:

- 1) Adopt Resolution approving a Compatible Use Application for agricultural preserve (Contract Number 75-48, Isha Institute of Inner Sciences); and adopt Resolution approving a Division Application for agricultural preserve (Contract Number 75-13, Erickson/Holt. (Res. No. 2015-12 & Res. No. 2015-13)

CLERK OF THE BOARD – D. Thome:

- 2) Approve the action minutes of the December 16, 2014, February 3, 2015 regular meeting, the February 10, 2015 Board Retreat and the February 10, 2015, March 3, 2015 and March 10, 2015 special meetings.

COUNTY ADMINISTRATION OFFICE- R. Espinosa:

- 3) Approve and authorize the County Administrative Officer to execute and utilize the Authorization to Order Under State Contract (ATO) for the CALNET 3 contract for services provided by Verizon; and authorize the CAO to execute any other document necessary to receive additional services as may be determined necessary in the future under the CALNET 3 contract.

COUNTY ADMINISTRATION OFFICE – R. Espinosa:

- 4) Adopt Ordinance amending Article 1 of Chapter 3.01 of Title 3 of the San Benito County Code to Specify Compensation Paid to Grand Jurors in San Benito County. (Ord. No. 934)

COUNTY COUNSEL – M. Granger:

- 5) Approve the legal services agreement with the law firm of Miller Starr Regalia, in an amount not to exceed \$246,875 related to the Roberts Ranch project.

COUNTY COUNSEL – M. Granger:

- 6) Approve legal services agreement with Cota Cole LLP., for work in the defense of Citadel Exploration, Inc. v. County of San Benito, et.al, Case No. CU-15-00028, for a flat fee of \$36,000.

HUMAN RESOURCES – G. Cochran:

- 7) Adopt the class specification revisions for the Executive Director of COG and adopt the Salary Schedule for this position as identified on the AIT.

HUMAN RESOURCES – G. Cochran:

- 8) Adopt the class specification revisions for the Clerk of the Board.

HUMAN RESOURCES – G. Cochran:

- 9) Authorize the hire of Karen Overstreet as Agricultural Commissioner/Sealer of Weights and Measures at Step C, effective March 30, 2015, with the terms and conditions as described in the AIT.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 10) Adopt Resolution and accept Anderson Homes' offer of dedication of an approximately 300 sq. ft. public service easement, on a parcel located on Los Altos Drive, as reflected in the Dedicated Easement Grant Deed; authorize the Board Chair to sign the Resolution and Certificate of Acceptance and Consent to record the Dedicated Easement Grant Deed; and authorize staff to record the Dedicated Easement Grant Deed with the County Recorder's Office. (Res. No. 2015-14)

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 11) Approve the purchase order to Denco Sales Company of Concord California for the purchase of Sign Shop Equipment in an amount not to exceed \$26,316.01; and authorize the Public Works Director to approve purchase order.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 12) Approve contract with Kathy Wood & Associates expanding previous contract scope in an amount not to exceed \$7,500; for Right-of-Way Acquisition relating to the Hospital Road Bridge replacement project; and authorize the Public Works Director to issue contract amendments, in an amount not to exceed \$2,500.

PUBLIC WORKS DEPARTMENT – J. Horwedel:

- 13) Approve the Plans and Specifications, and bid documents for construction of Hospital Road Bridge project at San Benito River crossing and authorization to solicit bids for the construction.

SAN BENITO RESOURCE CONSERVATION DISTRICT – C. Abreu-Woida:

- 14) Approve the re-appointment of Ted Thoeny as Director of the San Benito Resource Conservation District for a term to expire on the last Friday of November 2018.

SAN BENITO RESOURCE CONSERVATION DISTRICT – C. Abreu-Woida:

- 15) Approve the request by the San Benito Resource Conservation District to reduce the number of board directors from seven to five members.

SHERIFF'S OFFICE – D. Thompson:

- 16) Adopt Resolution approving the submission of an application for Off-Highway Grant Funds by the County Sheriff, or designated representative. (Res. No. 2015-15)

SHERIFF'S OFFICE – D. Thompson:

- 17) Accept the Off-Highway Vehicle Grant award in the amount of \$29,791 and authorize the Sheriff to sign or his designee to sign the Grant Agreement including any amendments or modifications there in; and approve the appropriation increase to the Sheriff's Operations budget unit in the amount of

\$29,791 and increase revenue in the same amount; and amend the Sheriff's Schedule of Fixed Assets to include a UTV Side-by-Side. (4/5 vote)

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.

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

- 18) Accept Audit Committee report from County Auditor re status of Fiscal Year 2013-14 Comprehensive Annual Financial Report (CAFR).

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

- 19) Authorize the County Auditor and County Treasurer to create a Measure J Legal Defense Fund as a separate fund for accountability purposes; authorize the County Administrative Officer to enhance the County's website and employ other means to facilitate the marketing for donations to the Measure J Legal Defense Fund; and authorize the County Counsel to administer the Measure J Legal Defense Fund budgetary unit on behalf of the Board of Supervisors.

COUNTY ADMINISTRATIVE OFFICE – R. Espinosa:

- 20) Adopt Resolution adopting an exemption from the requirements of implementing a mandatory organic waste recycling program in San Benito County. (Res. No. 2015-16)

HEALTH & HUMAN SERVICES AGENCY – J. Rydingsword:

- 21) Authorize letter to be sent to Community Services Development Corporation (CSDC) on behalf of San Benito County Board of Supervisors stating that there are no terms in the current lease nor have we discovered any Federal or State provisions, in regards to the lease with CSDC that defines or limits occupancy of units by qualified tenants on the property leased and managed by CSDC.

PLANNING DEPARTMENT – B. Turner:

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

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.)

- 23) County Employee Appointment
Title: Assistant County Administrative Officer
Authority: California Government Codes 54957

ADJOURN TO TUESDAY, APRIL 7, 2015 AT 9:00 A.M. REGULAR MEETING.

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.