



SAN BENITO COUNTY BOARD OF SUPERVISORS

Don Marcus
District No. 1
Chair

Anthony Botelho
District No. 2

Pat Loe
District No. 3

Reb Monaco
District No. 4

Jaime De La Cruz
District No. 5
Vice-Chair

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

REGULAR MEETING AGENDA MAY 22, 2007

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.

9:30 a.m. CALL TO ORDER:

Pledge of Allegiance to be led by Supervisor Monaco.

Acknowledge Certificate of Posting.

PRESENTATIONS / RECOGNITIONS:

- 1) Present Certificate of Recognition to Donna Elmhurst who is retiring after more than 21 years with the County of San Benito. (H & HSA)
- 2) Approve and present the Proclamation honoring the 60th Anniversary of the Veterans of Foreign War Ladies Auxiliary. (Supervisor Loe)

ADMINISTRATIVE BUSINESS:

- 3) Receive and welcome Chief Adam Cuevas, Commander of the California Highway Patrol Coastal Division. (CAO)

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, Introductions and Presentations: 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 BUSINESS:

- 4) Consider letter of support to Gavilan College Board of Trustees on Hollister Campus development project and authorize chair to sign. (CAO)

BEHAVIORAL HEALTH – A. Yamamoto:

- 5) Approve the appointment of Marian Cruz as a public interest and family member to the Mental Health Board for a three-year term effective May 15, 2007 through May 15, 2010.
- 6) Approve the appointment of Kim Dryden and Eva Reyna to the Substance Abuse Advisory Board each for a three-year term effective May 15, 2007 through May 15, 2010.
- 7) Approve the re-appointment of Margaret Peggy Corrales to the Mental Health Board representing the public interest for District #3 for a three-year term effective January 1, 2007 through January 1, 2010
- 8) Approve appointment of Christine Harwood as public interest member to the Substance Abuse Advisory Board effective June 5, 2007 through June 5, 2010.

CLERK OF THE BOARD – L. Churchill

- 9) Approve the minutes of the May 1, 2007 and May 8, 2007 meetings.

CLERK/AUDITOR/RECORDER – J. P. Gonzalez

- 10) Approve contract with BMI Imaging Systems, Inc. for conversion of Microfilm to a digital image retrieval system in an amount not to exceed \$76,040.25 with contract term of May 1, 2007 to June 30, 2008.

FIRST 5 SAN BENITO - K. Castillo

- 11) Re-appoint Kim Dryden to the First 5 San Benito Children and Families Commission for a three-year term beginning June 1, 2007 and ending on May 31, 2010.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 12) Adopt resolution extending services for CSA #36 Emergency Medical Services and Advanced Life Support. (Res. No. 2007- 22)
- 13) Approve amendment to the HOPWA agreement with the City of San Jose for Fiscal Years 2004/2005 and 2005/2006 extending the term through June 30, 2007.
- 14) Approve agreement with Core Medical Group in the amount of \$180,000 for nurse registry services with a contract term of July 1, 2007 through June 30, 2008.

- 15) Approve Contract Amendment A02 with the State Department of Health for Medi-Cal administrative activities extending the current termination date of June 30, 2007 to June 30, 2009.
- 16) Appoint Ms. Mary Anne Hughes to the Community Action Board as the District #4 Board of Supervisors representative for a three-year term effective May 22, 2010. (CSWD)
- 17) Appoint Ms. Lorie M. Tilley to the Community Action Board to represent District #3 Low Income Representative for a three-year term, effective May 22, 2007 through May 22, 2010. (CSWD)
- 18) Approve purchase of Swipe Card/Client Tracking System and make a finding that this is a sole source procurement and an exception to the competitive bid process based on the specialized nature of the equipment and the needs of the service delivery area. (CSWD)

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 19) Approve application and proposed resolution authorizing application for the 13th Cycle Used Oil Block Grant funds from the California Integrated Waste Management Board (CIWMB). (Res. No. 2007-23)

INTERNAL SERVICES – R. Inman:

- 20) Approve agreement with CPS Human Services for recruitment and selection services for the Chief Probation Officer.

PUBLIC WORKS – J. Lo:

- 21) Authorize the purchase of two 2008 Hybrid vehicles, Ford Escape through the State of California Multiple Award Schedule for the total price of \$52,390.29 and authorize the Director of Public Works to sign vehicle purchase agreement.

SHERIFF- C. J. Hill:

- 22) Approve augmentation of Sheriff's Communications Expenditure and Revenue Schedules to implement the "911 for Kids" Project.
- 23) Adopt resolution authorizing the Sheriff to sign all related documents and approve Grant Award Agreement with funds from the Unified Narcotic Enforcement Team (UNET) Task Force. (Res. No. 2007- 24)

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

- 24) Approve contract Amendment #1 with Constance Hornig, Esq. for additional legal services to develop the request for Proposal/Franchise Agreement for Solid Waste Services for the San Benito County Regional Agency.

- 25) Request review of Amendment to Agricultural lease at 2733 John Smith Road, Hollister, California from lessee Agco Hay Company and direct staff as appropriate.
- 26) Approve Amendment to Agreement #5 with Norcal Waste Systems of San Benito County to extend the existing contract one-year under the same terms and conditions.

INTERNAL SERVICES – R. Inman:

- 27) Consider the following items pertaining to hard to recruit positions: a) authorize the creation of positions; b) establish annual retention bonus; and, c) establish salary incentives.

PLANNING AND BUILDING – A. Henriques:

- 28) Consider request for inactivation of CSA #49 – Hollister Ranch Estates and take action as appropriate. *(Continued from May 1, 2007 meeting.)*
- 29) Introduce Ordinance revising Chapter 31 (Growth Management Ordinance) of the County Code regarding the Preliminary Allocations Ranking System and tie breaking procedures; waive reading of said ordinance and continue to the June 5, 2007 meeting for final adoption.
- 30) Consider proposed resolution accepting grant of open space easement to San Benito County from Robert Enz and Tina Enz for TM-03-69.

ADMINISTRATIVE BUSINESS:

- 31) Consider authorizing the Chair to cast the official ballots and vote “yes” for the proposed Mosquito and Disease Control Assessment on parcels owned by San Benito County and located within the proposed benefit assessment district. (CAO)
- 32) Consider consolidated County/City Affordable Housing Staff Team and provide direction to staff.

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.)

- 33) Conference with Legal Counsel – Anticipated Litigation
 - (a) Initiation of Litigation pursuant to subdivision (c) of Government Code Section 54956.9 Number of Cases: 1
- 34) Conference with Legal Counsel – Existing Litigation – (Subdivision(a) of Section 54956.9)
 - (a) Sarsfield vs. San Benito County Board of Supervisors, et al. (Federal Court, Case No. C 07 2528.

ADJOURN TO TUESDAY, JUNE 5, 2007 AT 9:30 A.M.

AGENDA DEADLINE IS FRIDAY, MAY 25, 2007 AT 1:00 P.M.

NOTE: A copy of this Agenda is published on the County's Web site on the Friday preceding each Board meeting and may be viewed at www.san-benito.ca.us/agendas. All proposed agenda items with supportive documents are 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.

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.

**ADDENDUM TO THE
MAY 22, 2007
BOARD OF SUPERVISORS
REGULAR MEETING AGENDA**

The following items have been added to the May 22, 2007 Regular Agenda:

REGULAR AGENDA:

ADMINISTRATIVE BUSINESS:

- 32.1) Consider submission of letter in opposition to the Governor's proposed elimination of the Williamson Act subsidy that would eliminate over \$767,000 annually of vital County General Fund discretionary revenue. (CAO)
- 32.2) Consider a letter of support for continuation of the San Juan Bautista Water System Grant. (Supervisor Botelho)

5/18/07

11 a.m.

Linda Churchill, Clerk of the Board