



SAN BENITO COUNTY BOARD OF SUPERVISORS

Don Marcus
District No. 1

Anthony Botelho
District No. 2
Vice-Chair

Pat Loe
District No. 3

Reb Monaco
District No. 4

Jaime De La Cruz
District No. 5
Chair

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

REGULAR MEETING AGENDA FEBRUARY 26, 2008

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:

- a) Pledge of Allegiance to be led by Supervisor Monaco.
- 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, 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.

BEHAVIORAL HEALTH – A. Yamamoto:

- 1) Request authorization to implement SB-568 (Wiggins), Involuntary Administration of Antipsychotic Medications at the County Jail.

- 2) Approve contract renewal with Natividad Medical Center for acute hospital psychiatric services for the FY 2007/2008 for a maximum annual total of \$100,000.

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- 3) Approve out of state travel for Supervisor De La Cruz to attend the 2008 NACO Annual Conference and Exposition in Kansas City, Missouri – July 11-15, 2008.

HEALTH & HUMAN SERVICES – K. Flores:

- 4) Adopt Resolution authorizing the Director of Health and Human Services Agency to execute Certified Unified Program Agency (CUPA), grant documents for the Aboveground Petroleum Storage Act (APSA) necessary to secure grant funds and to implement the approved grant project. (Res. No. 2008-15)
- 5) Adopt Resolution authorizing the H & HSA Executive Director to execute and sign the LIHEAP grant contract and any amendments to such grant. (Res. No. 2008-16)

CLERK OF THE BOARD – L. Churchill:

- 6) Approve the action minutes of the January 22, 2008 and February 5, 2008 meetings.

PLANNING & BUILDING DEPARTMENT – A. Henriques:

- 7) Approve out of state travel for Byron Turner to attend American Planning Association National Conference in Las Vegas NV from April 27, 2008 through May 1, 2008 and authorize reimbursement of work related expenses.

PUBLIC WORKS – J. Lo:

- 8) Approve field use agreement with Hollister Little League, Hollister Babe Ruth League, Hollister Heat Softball League and Hollister Tremors for the use of the fields at Veterans Memorial Park for period of February 1, 2008 through January 31, 2011.

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:

- 9) Receive presentation by Robyn Camp of the California Climate Action Registry.
- 10) Discuss concepts for the Resource Recovery Park Feasibility Study and direct staff to proceed with an RFP (Request for Proposal).

PLANNING & BUILDING DEPT. – A. Henriques:

- 11) County response to San Juan Bautista Initial Study for Sphere of Influence amendment.

PUBLIC WORKS – J. Lo:

- 12) Receive the FY 2007/08 Capital Improvement Program Mid Year Status Report; provide direction as appropriate; and approve budget adjustment reducing revenue and expenditures for the Farm Worker Housing project.

SHERIFF'S DEPARTMENT – C. Hill:

- 13) Verbal status report on AB 900, Corrections Standards Authority, and Construction Funding Program for jail expansion funding.

INTERNAL SERVICES – R. Inman:

- 14) Presentation and staff direction concerning additional compensation for certain elected and appointed department heads, clerk of the board and Board of Supervisors. (*Rescheduled from the 2/12/08 mtg.*)

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.)

- 15) Conference with Legal Counsel – Existing Litigation – (Subdivision(a) of Section 54956.9)
Name of Case: *Friends of Tres Pinos v. County of San Benito, et al;* Superior Court, San Benito County, Case No. CU-07-00186

1:30 P.M. - PUBLIC HEARING: (or as soon thereafter as the mater may be heard)

PLANNING DEPARTMENT – A. Henriques:

- 16) Hold a public hearing and adopt proposed resolution granting the appeal of Larry Anderson and modifying the Planning Commission's distribution of allocations for major and minor subdivisions for fiscal year 2007-2008. (*Continued from February 5, 2008 when the Board considered the appeal of the December 5, 2007 Planning Commission decision re: Fiscal-Year 2007-2008 Preliminary Allocations. Request: Overrule the Planning Commission's denial of Preliminary Allocations #08-08 and #08-09. Applicant/Appellant: Larry Anderson. Location: North end of Cypress Street and Southeast corner of Los Altos and Hillcrest Road, Hollister, CA. APN's: 20-12-127 & 20-58-18. Zoning: Rural Residential. CEQA Determination: Categorically Exempt.*)

ADMINISTRATIVE BUSINESS:

- 17) Financial Advisors Presentation, Part 2. Debt Capacity Analysis; Alternative Financing Plans for Capital Projects and Financial Management Assessment.

ADJOURN TO TUESDAY, MARCH 4, 2008 AT 9:30 A.M.

AGENDA DEADLINE IS MONDAY, FEBRUARY 25, 2008 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.