



# 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 MAY 6, 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 subject matter within the jurisdiction of the Board of Supervisors and 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 Loe.
- b) Acknowledge Certificate of Posting.
- c) **Public Comment:** Opportunity to address the Board on items of interest on a subject matter within the jurisdiction of the Board of Supervisors and 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.*

**ADMINISTRATION:**

- 1) Approve contract with Community Pantry for period of April 1, 2008 to June 30, 2008 to provide 4,717 bags of food at a cost of \$4.24 per bag in an amount not to exceed \$20,000.
- 2) Approve merit-based advancement effective April 19, 2008 for Agricultural Commissioner.
- 3) Approve merit-based advancement effective May 30, 2008 for County Counsel Dennis LeClere.

**AGRICULTURAL COMMISSIONER - P. Matulich:**

- 4) Approve the attached contract with the California Department of Food & Agriculture for Light Brown Apple Moth Trapping services for FY 2007/2008 in the amount of \$9,617.
- 5) Declare county vehicle, 1968 Jeep CJ5, Vin#83050172454, Lic. #E685288 as surplus property; and authorize the Ag Commissioner to solicit and accept sealed bids through a local bid process for said vehicle.

**BEHAVIORAL HEALTH - A. Yamamoto:**

- 6) Authorize the Behavioral Health Director to sign and submit a request to the State Department of Mental Health (DMH) to dedicate Mental Health Services Act (MHSA) funds in the amount of \$363,260 to the DMH required MHSA, Community Services and Supports Local Prudent Reserve.

**CLERK OF THE BOARD – L. Churchill:**

- 7) Approve the action minutes for the April 1 and April 8, 2008 regular meetings and the April 21, 2008 special joint meeting.

**COUNCIL OF GOVERNMENTS – L. Rheinheimer:**

- 8) Approve Amendment #2 to agreement with the Council of San Benito County Governments and Lisa Rheinheimer, Executive Director, to extend term to January 18, 2012.

**COUNTY FIRE – R. DiTullio:**

- 9) Approve the expenditure of funds to replace front parking apron at Fairview Road fire station and direct staff to use the fire mitigation fees account for payment.

**HEALTH & HUMAN SERVICES – K. Flores:**

- 10) Approve proposed and amended Emergency Medical Care Commission bylaws.
- 11) Appoint Mr. Steven M. Tuma to the Workforce Investment Board (WIB) to represent the Drywall/Lathers Local Union 9144, a mandated representative board position, for a three-year term effective May 6, 2008 to May 5, 2011. (CSWD)

- 12) Appoint Ms. Maria Fehl to the Workforce Investment Board (WIB) to represent the private sector, a mandated representative board position, for a three-year term effective May 6, 2008 to May 5, 2011. (CSWD)

**INTEGRATED WASTE MANAGEMENT – M. Rose:**

- 13) Approve deletion of the Resource Recovery Coordinator position and allocate a Secretary II position.

**SHERIFF'S DEPARTMENT – C. Hill:**

- 14) Authorize the applicant agent (Emergency Services Manager) to submit the FY 08 Emergency Management Performance Grant (EMPG) Program on behalf of the County Operational Area.
- 15) Approve contract with the California Department of Justice for the Cal Photo program and authorize Sheriff to sign contract and approve and authorize the chair to sign budget adjustment/transfer to augment budget by \$15,000 in expenses and revenues. (4/5 vote required)

**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.

**ADMINISTRATIVE BUSINESS:**

- 16) Consider report from the Bureau of Land Management as to the closure of a portion of the Clear Creek Management Area and implications to efficient and effective public health risk management that may be posed by the County roads in the closed area; and direct staff as appropriate.

**INTERNAL SERVICES – R. Inman:**

- 17) Introduce Ordinance entitled "An Ordinance Setting the Compensation for the Board of Supervisors of San Benito County" and repeals Ordinance No. 752; waive reading; and return for adoption of Ordinance on May 13, 2008.

**INTEGRATED WASTE MANAGEMENT – M. Rose:**

- 18) Receive report on senior and low-income garbage and recycling rates for jurisdictions within the San Benito County Integrated Waste Management Regional Agency.

**ADMINISTRATION:**

- 19) Take a formal position to oppose Proposition 98 and support Proposition 99 in regards to eminent domain law.

## **AFTERNOON AGENDA**

**1:30 p.m.**

### **REGULAR AGENDA: (Continued)**

#### **ADMINISTRATION:**

- 20) Receive status report and discuss the State Route 152 Mobility Partnership and conceptual alignment alternatives.
  
- 21) Receive report and discuss the State Routes 156 project.

**ADJOURN TO TUESDAY, MAY 13, 2008 AT 9:00 A.M.**

**AGENDA DEADLINE IS MONDAY, MAY 5, 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](http://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.***