



# 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 JUNE 24, 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 Monaco.

b) Acknowledge Certificate of Posting.

c) **PRESENTATIONS & RECOGNITIONS:**

Introduction of LeAnna Ceglia, Miss San Benito Rodeo 2008 who is representing the San Benito County Saddle Horse Association in the 2008 Saddle Horse Show and Rodeo Downtown Parade and the Saddle Horse Show and Rodeo to be held June 27-29 at Bolado Park. (Supervisor Monaco)

Present Certificate of Recognition to Barbara Hernandez, Treasurer's Office Manager, in appreciation for 33 years of service and dedication to the County.

Present Certificate of Recognition to Manuel Teves, Building and Grounds Superintendent, in appreciation for over 34 years of service and dedication to the County.

d) **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.*

e) **Department Head Announcements:** Information only.

- f) **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 renewal with Gregory M. LaForge for Primary Indigent Defense Services for a three-year period effective July 1, 2008 to June 30, 2011.
- 2) Approve contract renewal with Harry J. Damkar for First Level Conflict Indigent Defense Services for a three-year period effective July 1, 2008 to June 30, 2011.
- 3) Approve augmentations to the Risk Management Budget for FY 2007/08 unanticipated expenditures totaling \$57,559 to be paid by General Fund Contingencies (4/5 vote)

### **BEHAVIORAL HEALTH – A. Yamamoto:**

- 4) Approve contract renewal with Lewis Aptekar, Ph. D. for psychological services for the FY 2008/09, for a maximum annual total of \$35,000.
- 5) Approve contract renewal with K & R Manor & Salvador Lodge for board and residential care treatment services for the FY 2008/09 for a total annual maximum amount not to exceed \$15,000.
- 6) Authorize submission to the State ADP the Comprehensive Drug Court Implementation Notice of Grant Award application allowing the acceptance of \$17,485 of State General Funds for the period of January 1, 2009 to December 31, 2009; and authorize the County Behavioral Health Director to sign the Multi-Agency Plan and all related documents.
- 7) Approve contract renewal with Idea Consulting for assistance with data collection & analysis for the FY 2008/09 for a maximum annual total of \$122,000.
- 8) Approve contract renewal with Gary Ernst as Administrative/Fiscal Consultant for FY 2008/09 for a maximum annual total of \$81,855.
- 9) Approve the County Substance Abuse Crime Prevention Act and Offender Treatment Program Plans (SACPA, OTP) for the FY 2008/09 and submission to the State Department of Alcohol and Drug Program, and adopt Resolution signifying Board approval of the FY 2008/09 County SACPA and OTP Plan. (Res. No. 2008-45)
- 10) Approve contact renewal with Charis Youth Center for Therapeutic Behavioral Services for the period of July 1, 2008 to June 30, 2009, for a maximum amount of \$80,000.

- 11) Approve contract renewal with 7<sup>th</sup> Avenue Center for skilled nursing facility for the FY 2008/09 for a maximum amount of \$89,000.

**CHILD SUPPORT SERVICES – K. Johnson:**

- 12) Authorize the purchase of an Imaging System; and approve budget adjustment form transferring the amount of \$90,000.

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

- 13) Approve the action minutes of the May 13, 2008, May 27, 2008, June 3, 2008 meetings and budget hearings held June 9-10, 2008.

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

- 14) Approve amendment #2 to contract with Marsha Stillman for Professional Services for Property Tax Reconciliation for an additional \$78,000.
- 15) Adopt Resolution accepting the certified Statement of Election Results for the June 3, 2008 Statewide Direct Primary Election. (Res. No. 2008-46)
- 16) Approve amendment to contract with K & H Integrated Print Solutions for printing of June 3, 2008 Statewide Direct Primary.

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

- 17) Approve contract with Dr. Johnson-Schroetlin to provide psychological services for the period July 1, 2008 through June 30, 2009 in the amount of \$24,000 and authorize the Health and Human Services Agency to sign contract.
- 18) Approve contract Amendment #1 with Chamberlain's Children Center for the provision of respite services extending the term of the contract to June 30, 2009; and authorize the Health & Human Services Director to sign said amendment.
- 19) Appoint Mr. Jesse Polk to the Community Action Board to represent District #2 for a three-year term effective June 24, 2008 to June 23, 2011.
- 20) Accept contract with First Five Commission for Family Resource Center for the period of July 1, 2008 to June 30, 2009 in the amount of \$68,000, and approve MOU's with Stork's Nest and Children's Oral Health Services for the period of July 1, 2008 to June 30, 2009, in amounts of \$2,000 and \$4,000, and authorize HHSA Director to sign said MOU's and contract.
- 21) Approve contract with Sandra Montgomery for physical therapy services for the period of July 1, 2008 to December 31, 2008 in an amount not to exceed \$14,400; and authorize the H HSA Director to sign contract.
- 22) Approve contract with Jennifer Hossain for physical therapy services for the period of July 1, 2008 to December 31, 2008 for an amount not to exceed \$37,440; and authorize the Health & Human Services Director to sign contract.

- 23) Authorize the HHSA Director to sign letter of intent to extend the timeframe of the current Child Abuse Prevention Council (CAPC) 3 Year Plan for the FY'S 2008/2011; authorize the Chair to sign letter of intent to contract with public and private nonprofit agencies to provide services; adopt Resolution approving the submission of said Letters of Intent. (Res. No. 2008-47)
- 24) Adopt the plans and specifications for the San Benito County Health Department Floor Leveling Project, and authorize staff to solicit bids.

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

- 25) Approve contract with Field Solutions, Inc. for Extraction Well Maintenance at John Smith Landfill for the period of July 1, 2008 to June 30, 2010.
- 26) Approve contract with SWT Engineering, Inc. for landfill engineering services at John Smith Landfill for the period of July 1, 2008 to June 30, 2010.

**INTERNAL SERVICES – R. Inman:**

- 27) Approve amendment to San Benito County Department Head Salary Plan deleting the requirement that the County Administrative Officer provide a recommendation to the Board for salary step increases for the Agricultural Commissioner and the County Counsel.
- 28) Approve contract with Lynx Technologies for development, updates and maintenance of the Countywide GIS maps and to provide training to staff for the period of July 1, 2008 to June 30, 2009 in an amount not exceed \$77,100.
- 29) Approve Plans & Specifications and the Invitation for Bid (IFB) for the Agricultural Commissioner's Modular Facility Modifications.
- 30) Approve agreement with Megabyte System, Inc. for the maintenance of the Megabyte Property Tax System MPTS 200 at a cost not to exceed \$31,412; and approve agreement with Megabyte System, Inc. for SQL Server Database Support at a cost not to exceed \$23,559.

**PROBATION DEPARTMENT – B. Cardall:**

- 31) Approve contract with Stanley Convergent Security Solutions, Inc. for a control panel for the period of June 30, 2008 to July 9, 2009 in an amount not to exceed \$220,535.

**VICTIM WITNESS ASSISTANCE PROGRAM – K. Fancher:**

- 32) Adopt Resolution designating the District Attorney's Office as the Implementing Agency for the San Benito County Victim/Witness Assistance Program, and authorize the Victim Witness Program Coordinator and County Auditor to sign necessary documentation for the grant application. (Res. No. 2008-48)

**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.

**PLANNING DEPARTMENT – A. Henriques:**

- 33) Review proposal of the Silicon Valley Land Conservancy to acquire agricultural conservation easements on two farms located on Frazier Lake Road and Miller Canal; and adopt Resolution supporting and approving the easements and finding that they are consistent with the San Benito County General Plan.
- 34) Review proposal of West Hills Community College District to allow the formation of a School Facilities Improvement District (SFID) in San Benito County, and adopt Resolution adopting Education Code provisions to permit the formation of the School Facilities Improvement Districts in the County of San Benito.

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

- 35) Adopt Resolution adopting the Final Budget for the FY 2008-2009.
- 36) Adopt Resolution establishing the Proposition 4 Appropriation Limit for the FY July 1, 2008 to June 30, 2009 at \$26,240,117.

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

- 37) Approve contract with Gary Liss & Associates to prepare a Draft Feasibility Study for a Resource Recovery Park adjacent to John Smith Road Landfill for the period of June 24, 2008 to December 31, 2008.

**AFTERNOON AGENDA**  
**1:30 P.M.**

**CONSENT AGENDA:**

**PLANNING DEPARTMENT – A. Henriques:**

- 38) Approve contract with Cathy Casillas for tracking of reimbursement project costs for Santana Ranch for the period of June 24, 2008 to June 30, 2010.
- 39) Approve contract with Nants Foley for development of forms and project management procedures for large development projects and tracking of reimbursement project costs for El Rancho San Benito for the period of June 24, 2008 to June 20, 2010.

**PARKS & RECREATION COMMISSION - J. Lo:**

- 40) Appoint Daniel F. Dungy to represent Supervisorial District 3 on the San Benito County Parks & Recreation Commission to fill the vacancy for an unexpired term ending January 2011. (Supervisor Loe)

**PUBLIC WORKS DEPARTMENT - J. Lo:**

- 41) Adopt specifications for the Juvenile Hall evaporative cooler unit repairs and for the purchase and installation of a new multi-zone, ductless split, heat pump, and direct staff to solicit bids for the work.
- 42) Make a finding for the sole-source purchase and installation of a Reman Long-Block Engine for the 1978 grader from Quinn Company, in the amount of \$21,700.
- 43) Approve the purchase of two new riding mowers from the lowest responsive, responsible bidder, Valley Saw & Garden, in the amount of \$20,585.56.
- 44) Approve the purchase of chip seal aggregate Granite Rock, the lowest responsive, responsible bidder, in amount of \$63,234.60.
- 45) Approve the purchase of two new message boards from the lowest responsive, responsible bidder, Sierra Safety, in the amount of \$32,818.50.
- 46) Approve contract with M.A. Jones Incorporated, DBA Cleaning Services for janitorial services for the period of June 24, 2008 to June 23, 2009, in an amount not to exceed \$128,265.
- 47) Approve the purchase of one new tractor broom from E.R. Bacon, the lowest responsive, responsible bidder, for the amount of \$49,777.94.
- 48) Approve the purchase of seven vehicles from the lowest responsive, responsible bidder, Tiffany Ford of Hollister, for a total amount of \$167,599.08.

**1:30 P.M. PUBLIC HEARINGS:**

**ASSESSOR: T. Slavich:**

- 49) Hold public hearings to consider the following Land Conservation Act Requests.
  - **Bern Hitch & Joanne Barker:** *Compatible Use Request:* APN's: 028-05-0-017-0 & 028-05-0-019-0.
  - **Nahabedian Exploration Group, LLC, Applicant. Five Oaks LTD, Landowner:** *Compatible Use Request:* 28 Assessor's Parcels, Book 24, Pages 14, 15, 16, 17, 18, 19; Book 29, Pages 8 & 10; Book 30, Page 4.
  - **Lone Tree Ranch, LLC:** *Lot Line Adjustment:* 15 Assessor's Parcels, Book 25, Pages 7, 8, 11, 12, 13, 14. **Linda Jean Morrissey, Nada Sparling, James Winfield Sparling, Steven Whitmore Sparling, Cynthia Sparling Jones, Edward Sparling, Thomas Hawkins Sparling:** *Lot Line Adjustment:* 10 Assessor's Parcels, Book 25, Pages 1, 3, 5, 6, 7.
  - **Linda Jean Morrissey, Nada Sparling, James Winfield Sparling, Steven Whitmore Sparling, Cynthia Sparling Jones, Edward Sparling, Thomas Hawkins Sparling:** *Division Request:* 10 Assessor's Parcels, Book 25, 1, 3, 5, 6, 7.
  - **Brian & Cynthia Holthouse:** *Division Request:* 018-20-0-059-0
  - **Edward Strohn:** *Division Request:* 17 Assessor's Parcels, Book 27, Pages 17, 19, 24 & Book 28, Pages 12, 17.

**PLANNING DEPARTMENT – A. Henriques:**

- 50) Hold a public hearing to consider an ordinance amending Chapter 17 of the San Benito County Code (Subdivision Ordinance 617, as previously amended) to revise Article IX, Section 17-63, Improvements, General, to authorize the Planning Commission to defer frontage improvements for minor subdivisions under certain circumstances. Planning Commission Resolution 2008-01 recommends enacting the proposed ordinance. CEQA Determination: exempt under CEQA Guideline 15061(b)(3).

**ADJOURN TO TUESDAY, JULY 1, 2008 AT 9:00 A.M.**

**AGENDA DEADLINE IS MONDAY, JUNE 23, 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.***