



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 JULY 1, 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.

Moment of Reflection for our troops and their families.

- 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) **Presentation & Recognitions:**

2008 NACO Achievement Award presented to San Benito County and the Union 4-H Club. (Chairman De La Cruz)

- 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.

BEHAVIORAL HEALTH – A. Yamamoto:

- 1) Approve contract renewal with Hope Rehabilitation Services for rehabilitation services for the FY 2008/09, for a maximum annual total of \$25,000.
- 2) Adopt Resolution to accept the Department of Mental Health (DMH) Contract with the State Department of Mental Health; and authorize the Behavioral Health Director to sign said contract for the period of July 1, 2007 to June 30, 2010. (Res. No. 2008- 53)
- 3) Approve contract renewal with Remi Vista, Inc. for Therapeutic Behavioral Services for the period of July 1, 2008 to June 30, 2009 in amount of \$70,000.
- 4) Approve contract renewal with Monterey County Behavioral Health Services for ongoing outpatient and/or day treatment mental health services for the FY 2008/09 in amount of \$25,000.

CLERK OF THE BOARD – L. Churchill:

- 5) Approve the action minutes of the June 10, 2008 meeting.

COUNCIL OF GOVERNMENTS – L. Rheinheimer:

- 6) Approve contract with Council of San Benito County Governments for professional and clerical services for FY 08/09.
- 7) Approve contract with Local Transportation Authority for professional and clerical services for FY 08/09.
- 8) Approve contract with Measure A Authority for professional and clerical services for FY 08/09.
- 9) Approve contract with Airport Land Use Committee for professional and clerical services for FY 08/09.
- 10) Approve contract with Service Authority for Freeways and Expressways for professional and clerical services for FY 08/09.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 11) Approve contract with Reflectxion Resources, Inc. for occupational and physical therapy services for the period of September 1, 2008 to November 28, 2008 in amount not to exceed \$27,872.

INTERNAL SERVICES – R. Inman:

- 12) Approve contract with Advanced Computer Experts for professional computer services for the period of July 1, 2008 to June 30, 2009 for an amount not to exceed \$20,000.

PUBLIC WORKS DEPARTMENT – J. Lo:

- 13) Declare the attached list of equipment and vehicles surplus and direct staff to remove them from the inventory.
- 14) Acknowledge the completion of construction for the Cienega Road Bridge Repair at Bird Creek and authorize staff to file Notice of Completion with the County Recorder's Office.
- 15) Adopt Resolutions for County Service Areas (CSA's) authorizing services for FY 2008/09. (Res. No.'s 2008-54 to 2008-81)
- 16) Award of contract to Agee Construction Corporation as the lowest, responsible bidder for the replacement of the Lone Tree Bridge over Arroyo Dos Picachos Creek Project.
- 17) Authorize staff to prepare and submit applications for each of two Safe Routes to School Projects under the competitive Federal Safe Routes to School Grant Program; appoint the County Administrative Officer, or designee, as agent to manage the projects in the event that either or both are winning projects.

SHERIFF'S DEPARTMENT – C. Hill:

- 18) Approve service agreement with Connect-City regarding telephone emergency notification services (TENS) effective July 1, 2008 to June 30, 2010 in amount of \$92,240; and approve the budget adjustment transfer. (4/5 vote)
- 19) Approve request for out of state travel for two Deputy Sheriff's to attend the National Association School Resource Officers 2008 National Conference, July 28 through August 1, 2008 in Phoenix, Arizona.

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.

INTERNAL SERVICES – S. Thompson:

- 20) Adopt amended Department Head Salary Plan replacing the requirement that the County Administrative Officer (CAO) provide a recommendation for evaluations of the County Counsel and Agricultural Commissioner to simply consulting with the CAO.

PLANNING DEPARTMENT – A. Henriques:

- 21) Adopt the 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).
(Continued from June 24, 2008 meeting)

- 22) Direct staff to proceed with research regarding large project processing during the General Plan Update; or, continue processing ongoing large projects and including El Rancho San Benito project.

BOARD OF SUPERVISORS:

- 23) Concur with the creation of an ad hoc Board Subcommittee and Chairman's appointments to review the 1% Growth Cap and the 30% Inclusionary Housing Ordinances for the purpose of overseeing the preparation of analysis and policy recommendations to the Board for consideration.

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.)

- 24) Public Employee performance evaluation – Title: County Counsel – (Government Code Section 54957)

ADJOURN TO TUESDAY, JULY 22, 2008 AT 9:00 A.M.

AGENDA DEADLINE IS MONDAY, JULY 14, 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.

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.