



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 SEPTEMBER 9, 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 Marcus.

Moment of silence in memory of former Supervisor Ruth Kesler.

- 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.

BOARD OF SUPERVISORS:

- 1) Approve Certificate of Recognition for 2008 LULAC Woman of the Year Paula Jovita Solorio for presentation at a later date. (Supervisor Loe)
- 2) Approve Certificate of Recognition for San Juan Bautista Rotary Past President Linda Murdock. (Supervisor Botelho)

CLERK OF THE BOARD – L. Churchill:

- 3) Approved amended 2008 Conflict of Interest code for the San Benito County Water District as required by the Political Reform Act.
- 4) Approve the action minutes of the August 12, 2008 and August 26, 2008 meetings.

SHERIFF'S DEPARTMENT - C. Hill:

- 5) Approve appointment of the Communications Dispatcher III at Step F of Range 20.8 in the Communications Unit of the Sheriff's Office.

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.*

AGRICULTURAL COMMISSIONER – P. Matulich:

- 6) Accept staff report regarding Cost Recovery Process for Mosquito Abatement and abandoned swimming pools and provide further direction.

ASSESSORS OFFICE – T. Slavich:

- 7) Review and approve the Assessor's Annual Report covering taxable values throughout San Benito County for the 2008-2009 Tax Year.

BOARD OF SUPERVISORS:

- 8) Adopt Resolution entitled "Resolution of San Benito County Board of Supervisors Supporting Improvements to Highway 152 as the Major Route to Address Regional Transportation Traffic".

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 9) Adopt resolution to increase tonnage at John Smith Road Landfill by 60/tons per day for a new annual average of 310 tons per day, for a period of one year.

PLANNING & BUILDING DEPARTMENT- A. Henriques:

- 10) Receive progress report on abatement of 1720 Cienega Road, Hollister and provide direction to staff.

SHERIFF'S DEPARTMENT – C. Hill:

- 11) Approve Central Coast Regional Secure Community Re-entry Facility Siting Agreement with the California Department of Corrections and Rehabilitation; adopt related supporting Resolutions; approve Memorandum of Understanding with the Counties of Santa Barbara, San Luis Obispo and the City of Paso Robles regarding the release and transportation of inmates, and post release services.

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.)

- 12) Conference with Labor Negotiator:
Authority: California Government Code Section 54957.6
Agency Designated Chief Negotiator: Linzie Daniel
Employee Organization: Deputy Sheriff's Association
- 13) Conference with Legal Counsel – Anticipated Litigation – (Government Code Section 54956.9)
 - a) Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9
Number of cases: 1

ADJOURN TO TUESDAY, SEPTEMBER 23, 2008 AT 9:00 A.M.

AGENDA DEADLINE IS MONDAY, SEPTEMBER 15, 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.