SAN BENITO COUNTY
BOARD OF SUPERVISORS

Margie Barrios	Anthony Botelho	Pat Loe	Reb Monaco	Jaime De La Cruz
District No. 1	District No. 2	District No. 3 Vice-Chair	District No. 4 Chair	District No. 5

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

REGULAR MEETING AGENDA
MAY 25, 2010

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.

9:00 a.m. CALL TO ORDER:

a) Pledge of Allegiance to be led by Supervisor Botelho.

b) Acknowledge Certificate of Posting.

c) **PRESENTATIONS & RECOGNITIONS:**

Present Certificate of Recognition to Jack O'Donnell for over thirteen years of service on the Historical Heritage Advisory Committee.

d) **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.*

e) **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 DEPARTMENT – A. Yamamoto:

1) Reappoint Kim Dryden as a public interest member to the Behavioral Health Board effective May 2010 to May 2013.

2) Reappoint Marian C. Cruz as a public interest and family member to the Behavioral Health Board effective May 2010 to May 2013.

3) Reappoint Christine Harwood as a public interest member to the Behavioral Health Board effective June 2010 to June 2013.

4) Authorize the County's Behavioral Health Director to sign the FY 2009-10 Amendment No. 2 to the negotiated Net Amount contract for the term of July 1, 2007 through June 30, 2010, with the State Department of Alcohol and Drug program; and adopt a Resolution to accept the ADP FY 2009-10 Amendment No. 2. (Res. No. 2010-54)

5) Authorize the County's Behavioral Health Director to sign the Multi-Year Negotiated Net Amount contract with the State Department of Alcohol and Drug Programs for the term of FY 2010-11 through FY 2012-13; and adopt Resolution to accept the ADP FY 2010-11 through FY 2012-13 contract. (Res. No. 2010-55)

CLERK OF THE BOARD – L. Churchill:

6) Approve the action minutes of the April 27, 2010 and the May 4, 2010 meetings.

COUNTY COUNSEL – M. Granger:

7) Approve settlement agreement regarding claim submitted on April 20, 2010 by Robbie Scattini.

COUNTY LIBRARY – N. Conte:

8) Approve out-of-state travel for the County Librarian to attend the 2010 American Library Association Conference in Washington, D.C. from June 23 through June 29, 2010 in the amount of $2,070.80.

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

9) Approve the MOU with Planned Parenthood Mar Monte for the administration of the Community Challenge Grant Program for funding in the amount of $46,400 for the period of July 1, 2010 to June 30, 2011; and authorize the HHSA Director to sign said MOU.

10) Approve contract renewal with Dr. Johnson-Schroetlin for Psychological Services Related to Child Welfare for the period of July 1, 2010 through June 30, 2011 in the amount of $30,000.

11) Adopt Resolution authorizing the Director of the Health & Human Services Agency to submit an application to the California Integrated Waste Management Board for the Local Enforcement Grant for FY 2010/11 in the amount of $15,894. (Res. No. 2010-56)

12) Approve contract with the National Council on Crime and Delinquency for Structured Decision making report services for the period of July 1, 2010 through June 30, 2011 in the amount of $12,000.

13) Approve contract renewal with Dr. Elizabeth Lee for Psychological Services Related to Child Welfare for the period of July 1, 2010 through June 30, 2011 in the amount of $72,180.

14) Adopt Resolution extending services for CSA 36 "Emergency Medical Services & Advanced Life Support". (Res. No. 2010-57)

15) Approve contract with the Food Bank of San Benito County to provide food services to low-income families for an amount not to exceed $250,000 from May 25, 2010 through September 30, 2010.

16) Approve sublease between the County and NALEO Education Fund for the period of January 6, 2010 through May 31, 2010 for $500.00 per month, payable to HHSA and authorize the Director of HHSA to sign said sublease.

INTERNAL SERVICES – R. Inman:

17) Adopt ordinance authorizing an amendment to the contract between the Board of Supervisors and the Board of Administration of the California Public Employees' Retirement System (CalPERS). *(Continued from 5/11/10 meeting)* (Ord. No. 856)

18) Adopt Resolutions for Confidential Management and Confidential Employees for fiscal year 2010-2011. (Res. No. 2010-58 & Res. No. 2010-59)

19) Approve the San Benito County Purchasing and Contracting Policy Manual.

20) Approve contract with Bob Murray and Associates for the County Administrative Officer Recruitment Services, effective May 25, 2010 through November 30, 2010.

PROBATION DEPARTMENT – B. Cardall:

21) Approve budget augmentation increasing expenditures and revenue to Probation/Juvenile Hall's budget recognizing grant funding in the amount of $3,994.60.

FIRST 5 SAN BENITO – K. Castillo:

22) Re-appoint Kim Dryden to the First 5 San Benito Children and Families Commission for a term of three (3) years beginning June 2010.

SHERIFF'S DEPARTMENT – C. Hill:

23) Approve the Memorandum of Understanding between the California State Sheriff's Association and County of San Benito to work together toward the mutual goal of providing maximum available assistance for crime victims residing in California; and authorize the Sheriff to sign.

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.

SAN BENITO COUNTY FIRE SAFE COUNCIL – C. Reeves:

24) Approve San Benito Community Wildfire Protection Plan and authorize Supervisor Botelho to sign document on behalf of the Board of Supervisors.

BOARD OF SUPERVISORS:

25) Receive informational report on the Children Uniting Nations grant application for services to local youth and authorize Chairman to submit a letter of support to the grant funding agency, the U.S. Department of Education. (Supervisor Barrios)

26) Adopt Resolution supporting efforts by the Hollister Youth Alliance to obtain grant funding to be used for restoration of Dunne Park. (Supervisor Loe)

27) Approve letter to the Central Coast Regional Water Quality Control Board in response to its preliminary Draft Agricultural order to control Discharges from Irrigated Lands and authorize the Chair to sign said letter. (Supervisor Botelho)

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

28) Accept the HHSA Directors report and approve the layoff of .5 FTE Office Assistant I/II effective on or about July 1, 2010.

29) Receive NALEO presentation on Census 2010 outreach results.

ADMINISTRATION:

30) Receive clarifying report on the status of County Reserve Funds.

AFTERNOON SESSION
1:30 P.M.

CONSENT AGENDA:

INTEGRATED WASTE MANAGEMENT – M. Rose:

31) Approve two-year contract with Field Solutions, Inc. for Extraction Well Maintenance at John Smith Road Landfill for the period of July 1, 2010 through June 30, 2012 in the amount of $12,450.

32) Approve contract with Golder Associates, Inc. for installation of a compliance well at John Smith Road Landfill for the period of May 25, 2010 through September 30, 2010 in the amount of $19,711.

33) Accept the award of $16,374 in Local Government Waste Tire Cleanup and Amnesty Event Grant Program funds and authorize the Director of Integrated

Waste Management to sign grant agreement; and augment budget unit 3010301 in the amount of $16,374.

34) Review and approve the renewal contract with Clean Harbors Environmental Services, Inc. as Amendment #1 for hazardous waste management services.

PUBLIC WORKS DEPARTMENT – S. Wittry:

35) Approve Fiscal Year 2009-2010 proposed Proposition 1B Funding Disbursement Plan; and adopt Resolution, establishing an annual Proposition 1B Funding Disbursement Plan in the amount of $1,231,641. (Res. No. 2010-61)

36) Approve Uniform Rental Service Agreement with Cintas for mechanic uniform and shop towel service for a period of 60 months for the period of May 25, 2010 through May 25, 2015 in the amount of $2,496 per year.

37) Adopt Resolution and accept the corrected grant deed for the Cienega Road Realignment Project and authorize the Chair to sign the Certificate of Acceptance and Consent Record and authorize and direct the Public Works Administrator to transmit the grant deed to the San Benito County Recorder's Office for recording.

REGULAR AGENDA:

INTEGRATED WASTE MANAGEMENT – M. Rose:

38) Direct staff as to any reimbursement owed to Waste Connections, Inc. the contract operator at John Smith Road Landfill, or roll over any surplus funds against future COLA increases.

PUBLIC WORKS DEPARTMENT – S. Wittry:

39) Provide direction to staff regarding desired parking regulations at 4th and West Street Parking Lot.

40) Receive report and approve response letter to Bureau of Land Management regarding the opening of county road in the Clear Creek Management Area.

41) Adopt Resolution declaring the results of the County Service Area mail ballot election conducted on May 4, 2010 and direct staff to immediately cease the provision of utilities for street lights in CSA Nos. 25, 30, 33, 34 and 53.

42) Adopt Resolution of Intention to impose a property related fee in County Service Area No. 34 and 53, preliminarily approving a fee report and setting a public hearing for July 9, 2010.

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.)

43) Conference with Legal Counsel-Existing Litigation. Subdivision (a) of Section 54956.9

Name of Case: John L. Sarsfield v. County of San Benito et.al., United States District Court for the Northern District of California, San Jose Division, Case No. C07-2528 JF

44) Conference with Legal Counsel – Existing Litigation – (Subdivision (a) of Section 54956.9) Number of Cases(s):

1. Larsen vs. County of San Benito, et al. (U.S. District Ct., San Jose; Case No. 10-CV-00732 HRL)

ADJOURN TO TUESDAY, JUNE 1, 2010 AT 9:00 A.M.

AGENDA DEADLINE IS MONDAY, MAY 24, 2010 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.