



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1

Anthony Botelho
District No. 2

Pat Loe
District No. 3
Vice-Chair

Reb Monaco
District No. 4
Chair

Jaime De La Cruz
District No. 5

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

REGULAR MEETING AGENDA AUGUST 10, 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 De La Cruz.
- b) Acknowledge Certificate of Posting.
- c) **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.
- 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 – S. Thompson:

- 1) Instruct staff to develop a report template and submission requirements to be completed by builders detailing the local employment generated and material purchased through local businesses in each construction project during the interim period of Traffic Impact Fee reduction.

ASSESSOR – T. Slavich:

- 2) Adopt the following eight (8) resolutions for Land Conservation Act (LCA) Compatible Use and Division Applications heard on June 1, 2010:
 - 1) Resolution approving Compatible Use Request on Agricultural Preserve under Contract Number 91-902 to drill and operate three (3) oil wells. (Res. No. 2010-93)
 - 2) Resolution approving a Compatible Use Request on Agricultural Preserve under Contract Number 87-13 to drill six (6) oil wells. (Res. No. 2010-94)
 - 3) Resolution approving a Compatible Use Request on Agricultural Preserve under Contract Number 87-12 to drill eight (8) oil wells. (Res. No. 2010-95)
 - 4) Resolution approving a Compatible Use Request on Agricultural Preserve under Contract Number 71-77 to drill two (2) oil wells. (Res. No. 2010-96)
 - 5) Resolution approving a Compatible Use Request on Agricultural Preserve under Contract Number 72-42 to drill Two (2) oil wells. (Res. No. 2010-97)
 - 6) Resolution approving a Compatible Use Request on Agricultural Preserve under Contract Number 69-27 to drill two (2) oil wells. (Res. No. 2010-98)
 - 7) Resolution approving the division of two Agricultural Preserves under Contract Numbers 89-914 and 00-001. (Res. No. 2010-99)
 - 8) Resolution approving the division of an Agricultural Preserve under Contract Number 68-121. (Res. No. 2010-100)

BEHAVIORAL HEALTH – A. Yamamoto:

- 3) Approve FY 2010-11 contract renewal with Monterey County Behavioral Health Services for mental health services in an amount not to exceed \$25,000.

HEALTH & HUMAN SERVICES – K. Flores:

- 4) Appoint Mr. Orlando Martinez to the Community Action Board as the District #1 private sector representative for a three-year term of August 10, 2010 through July 26, 2013. (CSWD)
- 5) Appoint Ms. Angela Trujillo to the Workforce Investment Board representing the private sector for a three-year term effective August 10, 2010 through August 13, 2013.
- 6) Rescind FY 2010-2011 Memorandum of Understanding (MOU) with Planned Parenthood Mar Monte approved by the Board of Supervisors on May 25, 2010 and approve FY 2010-2011 MOU with Planned Parenthood Mar Monte for Teen Pregnancy Prevention Outreach Services in the amount of \$26,400 for the term July 1, 2010 to June 30, 2011 and authorize the HHS Director to sign.

INTERNAL SERVICES – R. Inman:

- 7) Adopt Resolution declaring support for Get Connected (broadband technology) through California and authorizing the use of the San Benito County Board of Supervisors name as champions of Get Connected. (Res. No. 2010-101)

PUBLIC WORKS – S. Wittry:

- 8) Approve contract with Bengal Engineering, L.P. for engineering, environmental and design services for Hospital Road Bridge Project for the period August 10, 2010 to June 30, 2012 in the amount of \$243,340.29.
- 9) Adopt Resolution adopting California Department of Transportation Right of Way Manual Section 8.01.26.00 titled Payment for Parcels Appraised as Nominal

which establishes a minimum value estimate of \$2500 for right of way acquisition. (Res. No. 2010-102)

- 10) Approve contract with Marcus Building Systems, Inc. for County Service Area Coordinator services for the period of August 10, 2010 through June 30, 2011 in the amount of \$20,000.
- 11) Approve the specifications and bid documents for pavement striping services.

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.

PUBLIC WORKS – S. Wittry:

- 12) Receive status report from Biggs Cardosa Associates, Inc. on Union Road Bridge Project.

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.)

- 13) Conference with Legal Counsel – Anticipated Litigation
Initiation of litigation pursuant to subdivision (c) of Section 54956.9
Number of Cases: (1)
- 14) Conference with Legal Counsel – Existing Litigation
(Subdivision (a) of Section 54956.9)
Name of Case: Association for Equal Information and Governmental Integrity v. County of San Benito, Superior Court of California, County of San Benito, Case No. CU-09-00043.

ADJOURN TO 1:30 P.M. TO BEGIN BUDGET HEARINGS

AGENDA DEADLINE FOR TUESDAY, AUGUST 24, 2010 IS MONDAY, AUGUST 16, 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.