



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1

Anthony Botelho
District No. 2
Chair

Pat Loe
District No. 3

Reb Monaco
District No. 4
Vice-Chair

Jaime De La Cruz
District No. 5

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

REGULAR MEETING ACTION MINUTES JUNE 9, 2009

The Board of Supervisors of San Benito County met in the Board Chambers on the above date *in regular session*. Supervisors Monaco, Loe, Barrios, De La Cruz and Botelho were present. Also present was County Administrative Officer Susan Thompson, Acting County Counsel Barbara Thompson and Clerk of the Board Linda Churchill. Chairman Anthony Botelho presided.

9:00 a.m. CALL TO ORDER:

- a) Supervisor Monaco led the Pledge of Allegiance.
- b) *Upon motion duly made, seconded and carried, acknowledged Certificate of Posting.*
- c) **Public Comment:** Joe Thompson, local resident, announced that Greg La Forge, our local public defender, was welcomed to the Bar of the United States Supreme Court membership. Mr. Thompson expressed his concerns over agencies such as Council of Governments (COG) which he believes are duplicative and unnecessary levels of government.
Marvin Jones, local resident, agreed with some of Mr. Thompson's remarks noting there was an item on the consent agenda in the amount of approximately \$700,000 and although it is budgeted he felt it was a concern that should be addressed.
Damon Filice, spoke on behalf of the Association of San Benito County Contractors, a new organization in town. Mr. Filice stated this was a non-profit organization whose goal is to keep as much work local and as much public money as possible local.
Board members supported Mr. Filice and the organization's efforts.
- d) **Department Head Announcements.** Agricultural Commissioner Paul Matulich, reported that he met with Paul Rovella and Brad Sullivan of Lombardo and Gilles with regards to AB 1372, the food safety legislation, to discuss having the Board of Supervisors oppose this legislation. Mr. Matulich stated that he recommended that the Board not oppose anything pertaining to food safety legislation unless proven to be unnecessary and this was agreed upon by Mr. Rovella and Mr. Sullivan and himself. Mr. Matulich reported that he has since been notified that this legislation has been held in appropriations and therefore is a dead issue.

Planning Director Art Henriques handed out flyers for "Vehicle Amnesty Days" which will be held this week and is an opportunity for free towing for people who have standard vehicles that are not running, or just would like to get rid of a vehicle, to get a free tow. Mr. Henriques stated this was very successful last year and the same opportunity is available.

Mr. Henriques also announced that the next General Plan Advisory Committee meeting would be held Thursday, June 11th at 6 p.m. in the Board of Supervisors Chambers.

Chairman Botelho stated that he just wanted to make sure that some of the ordinances that they have been working on, such as the Growth Management Ordinance, would be coming up on the agenda soon.

County Librarian Nora Conte invited everyone to attend the launching of the new bookmobile on Tuesday, June 16th at 2:30 p.m. Ms. Conte also announced that a new library website has been launched and it was very informative.

e) **Board Announcements, Introductions and Presentations:** Supervisor Monaco encouraged everyone to wear western attire at the next Board meeting on June 23rd to support the San Benito County Horseshow and Rodeo to be held June 26-28. Supervisor Monaco stated the Rodeo Queen would be present at the next meeting to promote the rodeo activities.

Supervisor Loe reported that she attended a meeting on the new Courthouse stating it was extremely exiting and the architects were there with copies of the three styles of buildings that are being considered.

Supervisor Barrios stated that she sits on the First Five Commission and reported that they have adopted their 2009-2010 budget and in light of the budget situation that the County is facing they have decided to create what is called a Community Resource Fund, which will establish for emergency purposes.

Supervisor De La Cruz reported that last night (June 8th) he attended a town hall meeting at Gavilan College to talk about programs that will be targeted for reductions or be eliminated. Supervisor De La Cruz stated that we all have to work together on these important programs which are very beneficial.

Supervisor De La Cruz announced that his nephew just graduated and is officially a doctor and he would be coming back to Hollister to practice and he was very proud of him.

Chairman Botelho said that he spoke with a constituent in his district that he has known since childhood who has split off a piece of his dad's ranch and wanted to build a house and has been working on this for a couple of years. Supervisor Botelho stated that this constituent gave up on this idea of building the house because of all the conditions that we have here and the one that stopped him was the condition to widen the road. *Chairman Botelho stated that he has a problem with having to widen the road for just one house and he would like to have this matter agendized sometime in September to have the Planning Department and the Public Works Department report on what our policies are on dictating the condition of widening the roads and what the criteria is.*

Supervisor Monaco supported Chairman Botelho on this item stating that he does not think we have a clear policy for these small projects.

PRESENTATIONS & RECOGNITIONS:

- 1) **Present Certificate of Recognition and County Pin to Sam Doty, California Future Farmers of America State Vice President 2009-2010. (Supervisor Barrios)**

Supervisor Barrios presented a Certificate and County Pin to Mrs. Becky Doty who accepted this recognition on behalf of her son, Sam Doty. *File #156*

CONSENT AGENDA:

Upon motion made by Supervisor Monaco and seconded by Supervisor Loe, approved Consent Agenda Items 1 through 16 with the exception of Items 7, 11, and 13 which were pulled for discussion. (Unanimous)

AGRICULTURAL COMMISSIONER – P. Matulich:

- 2) **Approved** contract with the California Department of Food & Agriculture for Light Brown Apple Moth Trapping Services for the FY 2009-2010 in the amount of \$7,169.21. *File #1.1*

BEHAVIORAL HEALTH – A. Yamamoto:

- 3) **Approved** contract with Gary Ernst, Administrative/Fiscal Consultant for FY 2009/10 for a maximum annual total of \$82,000. *File #810*
- 4) **Approved** contract renewal with IDEA Consulting for FY 2009-10 for a maximum annual total of \$122,000. *File #810*
- 5) **Approved** contract renewal with Traditions Behavioral Health for psychiatry services for the FY 2009-10 for a maximum annual total of \$281,600. *File #810*
- 6) **Approved** contract renewal with Kings View Corporation for Management Information System for the FY 2009-10 for a maximum annual total of \$121,522. *File #810*

COUNTY COUNSEL – B. Thompson:

- 7) **Adopt Resolution authorizing one or more members of the Board of Supervisors to file written arguments in favor of the measures presented to the voters at the August 25, 2009 elections, and to change the arguments until and including the date fixed by the elections official, after which no arguments for or against the measures may be submitted, as well as to file a rebuttal to any opposition argument filed. (Res. No. 2009-41)**

Supervisor Barrios asked if other supervisors would have input on the written argument.

Acting County Counsel Barbara Thompson explained the process stating that it was up to the Board as to how they want to handle this.

Discussion ensued and it was the consensus of the Board that this was a global statement and to set a special meeting to review the written arguments prior to the Board Chair's signature.

Marvin Jones, local resident, expressed concern about the public's opportunity to provide written arguments against the measures and how the public is informed as to how to submit their arguments or rebuttals.

BOARD ACTION: Upon motion made by Supervisor Monaco and seconded by Supervisor Loe, adopted **Resolution No. 2009-41** authorizing one or more members of the Board of Supervisors to file written arguments in favor of the measures presented to the voters at the August 25, 2009 elections, and to change the arguments until and including the date fixed by the elections official, after which no arguments for or against the measures may be submitted, as well as to file a rebuttal to any opposition argument filed. (Unanimous)

The Chairman set a special meeting for Friday, June 12, 2009 at 9:00 a.m. to approve written arguments. File #160

FIRST 5 SAN BENITO – K. Castillo:

- 8) **Re-appointed** Randy Brown to the First 5 San Benito Children and Families Commission for a three-year term effective July 1, 2009 to June 30, 2012. File #155

HEALTH & HUMAN SERVICES – K. Flores:

- 9) **Adopted Resolution No. 2009-42** extending services for CSA #36 “Emergency Medical Services and Advanced Life Support”. File #75.6

- 10) **Approved** contract with Gavilan College for Summer Youth Employment Readiness services for an amount not to exceed \$15,720, for the period of June 23, 2009 through June 26, 2009; and **authorized** the Health & Human Services Director to sign. File #130

- 11) **Approve the 2008-2009 Emergency Services Plan as presented and direct staff to submit the plan to the State Emergency Medical Services Authority.**

Marvin Jones, local resident, asked how electronic medical records are kept private noting that this was a great report.

Joe Alvarado, Acting EMS Coordinator, responded that it was his understanding that this was a very secure system and he could bring back a more detailed explanation.

Question and answer period ensued and Board members provided input.

Marty Richman, local resident, provided input.

BOARD ACTION: Upon motion made by Supervisor De La Cruz and seconded by Supervisor Barrios, approved the 2008-2009 EMS Plan as presented and directed staff to submit the Plan to the State Emergency Medical Services Authority. (Unanimous) File #1068

- 12) **Approved** photocopy lease agreement with US Bancorp for a 36-month period in the annual amount of \$1,095 plus tax; **approved** maintenance agreement with Monterey Bay Office Products in the annual amount of \$300 beginning July 1, 2009 through June 30, 2010; and **authorized** the HHSA Director to sign. File #130

PUBLIC WORKS DEPARTMENT – J. Cox:

- 13) **Declare equipment and vehicles on the attached lists to be surplus and direct staff to remove from inventory and dispose of it per County practice.**

Supervisor Loe asked with regards to the Public Works vehicle how do we blow an engine at 83,000 miles?

Acting Public Works Director Janelle Cox responded that she did not have the information but would provide it to Supervisor Loe.

Supervisor Loe asked about the 2003 Crown Victoria with 111,000 miles and if we were replacing that vehicle?

County Administrative Officer Susan Thompson explained that this vehicle was not being used and we are not replacing it.

Supervisor Monaco stated that he had requests from his constituents that there is more information on the agenda detailing what we are planning to surplus.

Ms. Cox explained the process of disposal after it has been surplus.

Supervisor Monaco named several items on the list that he would like to see go out to bid through a sealed bid process.

Acting County Counsel Barbara Thompson explained the policy that the County now has in place for surplus items and disposal.

Supervisor Barrios expressed concern on how much it would cost to put items out to bid and would like information on those costs.

Chairman Botelho stated it was worth exploring as to how much it would cost to place the items mentioned by Supervisor Monaco out to bid.

BOARD ACTION: *Upon motion made by Supervisor Monaco and seconded by Supervisor De La Cruz, declared the equipment on the submitted list to be surplus and directed staff to remove it from inventory and dispose of it per County practice; and, declared the vehicles listed on submitted memos to be surplus and directed staff to remove them from inventory per County practice; and directed staff to come back with details on how to dispose of the items. (Unanimous) File #105.3*

- 14) **Accepted** all bids; award contract to RB Communications as the lowest responsive responsible bidder; for the Cabling Work in Health & Human Services Agency for MEDS PII Security in the amount of \$30,719.59; **authorized** the Public Works Administrator to issue change orders to the construction contract in an amount not to exceed \$3,071 if necessary. *File #130*
- 15) **Appointed** Sarah Bartholf and Bianca Vasques as Youth Commissioners to the Parks and Recreation Commission for a one-year term effective June 9, 2009 to June 8, 2010. *File #93*

SHERIFF-CORONER – C. Hill:

- 16) **Approved** the agreement with Los Angeles County for Interstate Transportation of Prisoners for the period July 1, 2009 through June 30, 2014. *File #110*

REGULAR AGENDA:

COUNCIL OF GOVERNMENTS (COG) – L. Rheinheimer:

- 17) **Receive and comment on the Draft San Benito County Bikeway and Pedestrian Master Plan.**

Lisa Rheinheimer, COG Executive Director, stated that what they were looking for today was comments and input on the draft plan which would come back later in the year for final adoption. Ms. Rheinheimer introduced Veronica Lezama, Transportation Planner, who provided a Power Point Presentation on the Draft Bikeway and Pedestrian Master Plan and covering the following points:

An overview of the update process; the schedule, the County's profile, the purpose and goals of the plan; the needs analysis; existing bicycle networks and programs and an overview of the public participation component of the plan; the recommendations; and answer any questions.

Board members provided input.

Marty Richman, local resident, Joe Thompson, local resident and Marvin Jones, local resident, provided input and comments.

Received report. No action taken. File #1035

The Board adjourned for a break at 10:36 a.m. and reconvened at 10:46 a.m. re:

COUNTY CLERK-AUDITOR-RECORDER:

- 18) **Approve layoff of one (1) Staff Analyst and one (1) Deputy Clerk-Recorder I-II-III positions in the Clerk-Recorder-Elections Department effective no later than July 10, 2009.**

County Clerk-Auditor-Recorder Joe Paul Gonzalez stated he was before Board today with a heavy heart and reporting there has been a substantial decrease in revenues collected over the past three years in the Recorder's Office noting that historically this office has been a no net county cost operation. Mr. Gonzalez stated that in order to maintain that status we are left with no option but to decrease our costs and unfortunately the largest decrease that can be made is through the layoff of employees. Mr. Gonzalez recommended the lay-off of one Staff Analyst and one Deputy Clerk Recorder positions.

Discussion ensued.

BOARD ACTION: *Upon motion made by Supervisor De La Cruz and seconded by Supervisor Barrios, approved layoff of one (1) Staff Analyst and one (1) Deputy Clerk-Recorder I-II-III positions in the Clerk-Recorder-Elections Department effective no later than July 10, 2009. (Unanimous) File #1112.5*

INTEGRATED WASTE MANAGEMENT – M. Rose:

- 19) **Receive annual rate adjustment notification for Norcal Waste Systems of San Benito County.**

Integrated Waste Management Director Mandy Rose provided background information stating that in the Fall of 2007 the Board approved a new franchise hauling agreement in partnership with the City of Hollister and City of San Juan Bautista. At that time base rates were established and within the contract the contractor was allowed to adjust the rates and to bring the rate adjustment before the Board of Supervisors.

Ms. Rose answered questions posed by Supervisor Barrios.

Received information as submitted. File #75.4

- 20) **Approve the First Amendment to the agreement with South Valley Disposal, Inc. dba Norcal Waste Systems of San Benito County amending Section 11.03 regarding performance bonds.**

Integrated Waste Management Director Mandy Rose provided background information stating that when this contract was first implemented the hauler, Norcal Waste Systems, asked if the language relating to performance bonds could be reviewed in the future. Ms. Rose reported that the current requirement for the performance bonds is at 110% which is very high comparison to other jurisdictions. Ms. Rose reported that what is being requested is to change the performance bond to 15% which yields a savings to the Contractor.

BOARD ACTION: Upon motion made by Supervisor Barrios and seconded by Supervisor Monaco, approved the First Amendment to the agreement between the County of San Benito and South Valley Disposal, Inc. dba: Norcal Waste Systems of San Benito County. (Unanimous) File #142

INTERNAL SERVICES – R. Inman:

21) **Adopt Voluntary Time Off Program.** (Postponed from 6/2/09 meeting)

Internal Services Director Rich Inman reported that this is another program designed to save the County money. Mr. Inman said he has talked with other counties and this is a program from Calaveras County where it works well. Mr. Inman noted that the County Administrative Officer has asked department heads to participate in this program for thirteen days during the fiscal year and she has received a very positive response. Mr. Inman indicated that it is strictly voluntary at this time and there is a retention of benefits which is important. Mr. Inman said there is still an outstanding issue with regards to base salary and PERS but this will be resolved before this program is put out. Mr. Inman further noted that this would require department head approval.

Mr. Inman and County Administrative Officer Susan Thompson answered questions posed by Board members.

Marty Richman, local resident, provided input and noted that the County should start buying down their debt.

BOARD ACTION: Upon motion made by Supervisor Monaco and seconded by Supervisor De La Cruz, adopted Voluntary Time Off Program. (Unanimous) File #630

SHERIFF'S DEPARTMENT – C. Hill:

22) **Approve travel to Quantico, Virginia for Undersheriff Turturici to attend the FBI Academy from July 11, 2009 through September 18, 2009.**

Sheriff Curtis Hill provided background information stating that this is a very prestigious course of study and noting that the Undersheriff applied for and was just accepted to the Federal Bureau of Investigations National Academy 235th session. Sheriff Hill noted that the FBI pays for all of it except for an estimated cost to the County for the 10-week academy of \$545 which is for the uniform.

BOARD ACTION: Upon motion made by Supervisor Monaco and seconded by Supervisor Barrios, approved the travel to Quantico, Virginia for Undersheriff Turturici as recommended. (Unanimous) File #110

BOARD OF SUPERVISORS:

23) **Receive verbal report on California State Association of Counties (CSAC) Legislative Conference held in Sacramento May 27-28, 2009. (Supervisor Monaco)**

Supervisor Monaco reported that this was one of the worst experiences he's had in Sacramento as CSAC representative reporting that the status of the budget and state budget problems were dominating everything. Supervisor Monaco stated that there is a very serious cash flow problem.

Supervisor Monaco provided an overview of the conference and the direct effects to San Benito County. Supervisor Monaco stated that he would leave the informational documents from the conference with the Clerk of the Board for public review.

Supervisor Monaco stated that it is important that we as NACO (National Association of Counties) members register for the NACO conference even if we don't attend because it's the only way we're able to vote

Joe Thompson, local resident, addressed the Board stating that financial distress doesn't discriminate and in the private sector companies are going under as well. Mr. Thompson stated we should get rid of redundant agencies we don't need and cannot afford. *File #1110*

ADMINISTRATIVE BUSINESS – S. Thompson:

- 24) **Hold discussion on the status of the State budget and direct staff appropriately and, adopt resolution urging the California Legislature and Governor to reject proposals shifting local revenue from counties.**

County Administrative Officer Susan Thompson reported that our current year's budget, without taking into consideration all of the possible things that the State continues to do to us, is still out of balance by about \$500,000 and we are working on ways to bring to the Board to close that gap.

CAO Thompson reported that we have eliminated 19 vacant positions across the board in just about every department and have cut office expenses and travel expense and other line items in every possible way we can to date. CAO Thompson said we cannot go any further in that respect and we are looking at two main issues and all relate to staff costs. We are looking at hopefully a very effective and cost reducing voluntary furlough and we are in very active negotiations with all of our labor groups looking at other ways to reduce staff costs.

CAO Thompson noted that we have only some discretionary funds that we are able to work with. CAO Thompson noted that the State mandates many of our funds. CAO Thompson reported on other possible cuts to the County and how we may have to go about managing these cuts.

CAO Thompson explained the proposed resolution asking the California Legislature to reject proposals shifting local revenues to counties.

Joe Thompson, local resident and Marty Richman, local resident, commented with regards to the budget crisis.

Supervisor Barrios made the following recommendations for revisions to the proposed resolution: Page #1, bottom of page, fourth Whereas from the bottom that starts with "Economic downturn", she would like to see the word honestly changed to painstakingly. On Page #2, the fifth sentence, where it starts with understaffed, the word provide at the end of the sentence should read provided. On Page #2, second Whereas from the bottom, the last sentence, she would like to see "that will be bad enough without it" completely eliminated. On Page #3, first sentence, she would like to see the word exceptional changed to devastating. Page #3, last sentence, delete "a".

BOARD ACTION: *Upon motion made by Supervisor Monaco and seconded by Supervisor Barrios, adopted **Resolution No. 2009-43** urging the California Legislature and Governor to reject proposals that would shift billions of dollars of local revenue from counties as amended. (Unanimous) *File #865**

Urgency Item:

Acting County Counsel Barbara Thompson reported that the County received a settlement demand which came in Friday after the posting of the agenda and a response has been requested within 10 days. The Board could

determine whether to add this as an urgency item and would require action by the Board.

BOARD ACTIONS: *Upon motion made by Supervisor Monaco and seconded by Supervisor Loe, added urgency item (27.1, Closed Session). (Unanimous)*

Upon motion made by Supervisor Loe and seconded by Supervisor Monaco, made findings that this matter came to the attention of the agency after posting of the agenda and cannot wait until next regularly scheduled meeting for action. (Unanimous)

The Board adjourned at 12:10 p.m. for lunch break.

1:00 P.M.:

The Board met in Closed Session and reconvened into regular session at 2:05 p.m. re:

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.)

25) **Public Employees Appointment**

Title: County Counsel and Public Works Administrator

Authority: Government Code 54957

No reportable action. File #235.6

26) **Conference with Legal Counsel-Anticipated Litigation.**

Initiation of litigation pursuant to subdivision (c) of Section 54956.9: Number of Cases: (2)

Authorized staff to proceed to binding mediation. (3-2 Vote. Barrios & Loe voted no.) File #235.6

27) **Conference with Legal Counsel – Existing Litigation – (Subdivision (a) of Section 54956.9)**

1. Bergen, et al. vs. County of San Benito, et al. (Northern District Court, Case No. C 09-01090 PVT)

No reportable action. File #235.6

27.1) **Urgency Item:**

No reportable action. File #235.6

AFTERNOON SESSION

PUBLIC HEARINGS – 1:30 P.M. (or as soon thereafter as the matters may be heard)

2:05 P.M.

ASSESSOR – T. Slavich:

28) **Held public hearings to consider the following Land Conservation Act Requests:**

Assessor Tom Slavich provided background information on each of the Land Conservation Act Requests and reported that the Agricultural Preserve Advisory Committee recommended approval of all the requests.

Chairman Botelho opened the public hearing for each of the following requests. There was no one from the public who addressed the Board on any of the items. Chairman Botelho closed the public hearings for each.

- **Jimenez-Lomeli, Hope E.: Compatible Use Request: APN: 015-05-0-062-0**
BOARD ACTION: Upon motion made by Supervisor Loe and seconded by Supervisor De La Cruz, made the finding that this request meets the criteria of the San Benito County Code Section 19.01.023 (C) & (F), and approved this compatible use request. (Unanimous)
- **Oswald, Roberta R. President, Oswald Ranch LLC: Division Request: 030-07-0-014-0; 030-12-0-001-0**
BOARD ACTION: Upon motion made by Supervisor Barrios and seconded by Supervisor Monaco, made finding that the newly created agricultural preserves will each meet the minimum acreage and income generation requirements, and that the request meets the criteria of San Benito County Code Section 19.01.021(B)(2) and approved this division request. (Unanimous)
- **Rist, Alberta E., Rist, William C. Rist; Armond E., Jr.: Division Request: APN's: 031-06-0-001-0; 031-06-0-004-0; 031-05-0-007-0; 031-05-0-006-0.**
BOARD ACTION: Upon motion made by Supervisor Monaco and seconded by Supervisor Barrios, made finding that the newly created agricultural preserves will each meet the minimum acreage and income generation requirements, and that the request meets the criteria of San Benito County Code Section 19.01.021(B)(2) and approved this division request. (Unanimous)
- **Bayly, Beverly Petersen: Lot Line Adjustment: 9 Assessors Parcels in Book 26, Pages 10,12,15 & 17.**
BOARD ACTION: Upon motion made by Supervisor De La Cruz and seconded by Supervisor Monaco, made the finding that this lot line adjustment meets the criteria of Govt. Code 51257 and San Benito county Code Section 19.01.021(B)(3) and approved this lot line adjustment. (Unanimous)
- **Winkle, Harlan Thomas T. Living Trust; Winkle, Mary Ann Drewitz Living Trust: Enlargement: APN's: 026-04-006-0; 026-04-0-010-0; 026-04-0-011-0; 026-09-0-025-0; 026-04-0-007-0.**
BOARD ACTION: Upon motion made by Supervisor Monaco and seconded by Supervisor Barrios, made the finding that this enlargement to the Land Conservation Act Contract meets the criteria of San Benito County Code Section 19.01.021(B)(1) and approved the enlargement request and new Land Conservation Act Contract. (Res. No. 2009-44) (Unanimous)
- **Elgorriaga, Esteban Bibiano-Stella Trust: New Contract Application: 029-28-0-003-0; 029-28-0-004-0.**
BOARD ACTION: Upon motion made by Supervisor Barrios and seconded by Supervisor De La Cruz, made the finding that this new application to establish an agricultural preserve and enter into a contract pursuant to the Land Conservation

Act meet the minimum acreage and income generation requirements, and that the request meets the criteria of San Benito County Code Section 19.01.021(A) & (D) and approved this new Land Conservation Act Contract. **(Res. No. 2009-45)** (Unanimous)

- **Moley, Anthony J.: New Contract Application: 021-06-0-018-0 .**
BOARD ACTION: Upon motion made by Supervisor Monaco and seconded by Supervisor De La Cruz, made the finding that this new application to re-establish an agricultural preserve and enter into a new contract pursuant to the Land Conservation Act meet the minimum acreage and income generation requirements, and that the request meets the criteria of San Benito County Code Section 19.01.021(A) & (D) and approved this new Land conservation Act Contract. **(Res. No. 2009-46)** (Unanimous)

Chairman Botelho requested that the Assessor come back before the Board of Supervisors at a future date with new criteria for Land Conservation Act Requests. File #7.1

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The vote of each member of the Board of Supervisors upon each matter at the foregoing meeting, unless otherwise stated, was as follows:

AYES: SUPERVISORS: Monaco, Loe, Barrios, De La Cruz, Botelho
NOES: SUPERVISORS: None
ABSENT: SUPERVISORS: None

There being no further business the Board adjourned at 3:00 p.m. to June 23, 2009 at 9:00 a.m. for a regular meeting.

ANTHONY BOTELHO, CHAIRMAN
San Benito County Board of Supervisors

ATTEST:
Linda Churchill
Clerk of the Board