



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 AUGUST 4, 2009 ACTION MINUTES

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, County Counsel Matthew Granger and Assistant Clerk Janet Slibsager. 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:** There was no public comment.

Department Head Announcements: County Administrative Officer Susan Thompson announced that budget hearings would begin on August 5th at 9:00 a.m. and explained the budget hearing process as follows: Start at 9:00 am until 12:00 noon, break for lunch and come back at 1:30 until about 3:00 pm; with the same schedule on Thursday, August 6th and Friday, August 7th if needed.

Ms. Thompson said that since the publication and distribution of the budget there has been a number of significant changes that have occurred and she would be making recommendations during budget hearings. Ms. Thompson said that there have been some revenue changes and she would be discussing the Williamson Act and Prop 1A. Ms. Thompson said that there would be an extensive introduction prior to the start of the budget hearings.

d) **Board Announcements, Introductions and Presentations:**

Supervisor Monaco announced that Congressman Sam Farr had introduced a House Bill, HR3444, to change the designation of the Pinnacles National Monument to a National Park.

Chairman Botelho suggested the Board of Supervisors sign a resolution in support of the change and have it brought back for approval at a later date.

Supervisor Barrios mentioned that NACO now has a dental discount pilot program and she would like to pursue it because it could be a very good thing for our community.

Supervisor Loe thanked her fellow supervisors and the public that were present at the last meeting because they raised \$152.00 for Relay for Life with the ribbons. Supervisor Loe announced that the relay was very successful again this year and thanked everyone that participated. When they ended the day on Saturday they had raised \$115,000. Supervisor Loe said that they were going to continue to take donations through the end of the month.

Supervisor De La Cruz announced that he attended the NACO Conference and had received information in regards to the dental program that is being provided and would present that at the next board meeting.

CONSENT AGENDA:

Upon motion made by Supervisor Monaco and seconded by Supervisor Loe, approved Consent Agenda Items 1 through 10 with the exception of Item 7, which was pulled for discussion. (Unanimous)

ADMINISTRATION:

- 1) **Authorized** the County Administrative Officer to accept monetary donation in the amount of \$5.00 from Nina Schafer for deposit into the County's General Fund.
File #156

BEHAVIORAL HEALTH – A. Yamamoto:

- 2) **Approved** contract renewal with Lifestyle Management Drydock, Inc. provider of Driving Under the Influence (DUI) and Court Ordered Drug Diversion Services for the period of July 1, 2009 through June 30, 2010. *File #810*
- 3) **Approved** contract with the Hollister Youth Alliance for Provision of Mental Health Services Act Prevention and Early Intervention Services in the amount of \$202,000 for the period of August 4, 2009 to June 30, 2010. *File #810*

CHILD SUPPORT SERVICES – K. Johnson:

- 4) **Approved** Proclamation proclaiming August 2009 As "Child Support Awareness Month" in San Benito County. *File #430*

HEALTH & HUMAN SERVICES – K. Flores:

- 5) **Approved** contract with Janette Simin for nursing services related to the High Risk Infant program for the period of August 4, 2009 to December 31, 2009 for \$10,000 to be funded with Community Foundation funding and **authorized** the HHSA Director to sign. *File #130*
- 6) **Approved** Memorandum of Understanding with Planned Parenthood Mar Monte for the provision of teen pregnancy prevention services for \$54,400 for the period of July 1, 2009 through June 30, 2010; and **authorized** the HHSA Director to sign.
File #130

INTERNAL SERVICES – R. Inman:

- 7) **Approve the Fourth Amendment to the Memorandum of Understanding between the County of San Benito and the SEIU, Local 521 (General Unit Employees).**

Supervisor Barrios said that she would like an explanation of this amendment with regards to the smoothing effect on payroll and what the smoothing effect is.

CAO Susan Thompson explained the smoothing effect and how it would work through the Auditors Office through the payroll periods.

Supervisor Barrios said that she also received a packet signed by employees that did not agree with the MOU.

CAO Susan Thompson replied that all those employees were represented by their Union at the bargaining table in good faith and if they have any issues then they would have to go to their union representative.

BOARD ACTION: *Upon motion made by Supervisor Barrios and seconded by Supervisor Loe, **approved** the Fourth Amendment of the Memorandum of Understanding between the County of San Benito and the SEIU, Local 521. (Unanimous) File #630*

- 8) **Approved** amendments to Resolutions 2008-107 and 2008-108 to include mandatory furloughs and extend the terms for Confidential Management and Confidential Employees. *File #630*

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 9) **Adopted Resolution No. 2009-73**, of Intention to Impose a Property Related Fee in County Service Area No. 50 Dunneville, approving a fee report and setting a public hearing for September 22, 2009. *File #CSA 50*
- 10) **Adopted Resolution No. 2009-74**, of Intention to Impose a Property Related Fee in County Service Area No. 22 Cielo Vista, approving a fee report and setting a public hearing for September 22, 2009. *File #CSA 22*

REGULAR AGENDA:

INTERNAL SERVICES –R. Inman:

- 11) **Adopt Resolution regarding waiver of salaries for elected offices of County Supervisor for Districts 1, 2, 3, 4 and 5; and accept the completed and signed elected officials base pay salary waiver forms.**

Director of Internal Services Rich Inman provided information in regards to the resolution and the waiver of salary policy for the Board of Supervisors.

Robert Scoles, local resident, said that he appreciated what the board is doing and that it shows great leadership.

BOARD ACTION: *Upon motion made by Supervisor Monaco and seconded by Supervisor De La Cruz, **adopted Resolution No. 2009-75** regarding waiver of salaries for elected offices of County Supervisor for Districts 1, 2,3, 4 and 5; **adopted** and **accepted** the completed and signed Elected Officials Base Pay Salary Waiver Forms. (Unanimous) File #630*

PLANNING DEPARTMENT – A. Henriques:

- 12) **Review report regarding Santana Ranch Potential Residential Growth Increase (PRGI) exemption.**

Planning Director Art Henriques provided update to the Santana Ranch Potential Residential Growth Increase (PRGI) exemption and explained how it does not apply to the Santana Ranch project.

Discussion ensued by Board and staff.
Planning Department directed to bring back a quarterly report. File #790

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 13) **Review John Smith Road realignment and safety improvements alternatives and preliminarily identify Alternative No. 1 as the preferred roadway improvements solution and direct staff to conduct appropriate CEQA analysis.**

Public Works Administrator Steve Wittry provided a PowerPoint presentation in regards to the John Smith Road realignment project and asked direction from the Board as to what alternative they would like to move forward with.

Discussion ensued by Board and staff.

Gene Zanger, on behalf of Father Rudy of St. Benedict's Church, read letter to Board of Supervisors from Father Rudy expressing his concerns of the project and the traffic problem. Mr. Zanger said that Father Rudy believes this would be a good improvement.

BOARD ACTION: *Upon motion made by Supervisor Monaco and seconded by Supervisor Loe, **moved** to support Alternative No. 1 as the preferred roadway improvements solution and **directed** staff to move forward with signal light project as recommended. (Unanimous) File #105*

CLOSED SESSION:

- 14) Conference with Legal Counsel-Anticipated Litigation.
Initiation of litigation pursuant to subdivision (c) of Section 54956.9: Number of Cases: (1)
No reportable action. File #235.6

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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 to August 25, 2009 at 9:00 a.m. for a regular meeting.

ANTHONY BOTELHO, CHAIRMAN
San Benito County Board of Supervisors

ATTEST:
Janet Slibsager, Assistant Board Clerk