



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

SPECIAL MEETING JULY 9, 2010 ACTION MINUTES

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

1:30 P.M. CALL TO ORDER:

- a) Supervisor Botelho led the Pledge of Allegiance.
- b) *Upon motion duly made, seconded and carried*, acknowledged Certificate of Posting.

CONSENT AGENDA:

Upon motion made by Supervisor De La Cruz and seconded by Supervisor Botelho approved Consent Agenda Item #1. (Unanimous)

CLERK/AUDITOR/RECORDER – J.P. Gonzalez:

- 1) ***Adopted Resolution No. 2010-77*** authorizing the County Clerk to render all necessary election services for the County Service Area (CSA) Mail Ballot Election to be held on August 31, 2010. *File #285*

PUBLIC HEARINGS (1:30 p.m. or as soon thereafter as the matter may be heard):

HEALTH & HUMAN SERVICES AGENCY – K. Flores:

- 2) **Hold a public hearing to consider proposed resolution accepting Annual Report for CSA #36 Emergency Medical Services and Advanced Life support.**

Health & Human Services Director Kathy Flores provided background information reporting that the Board of Supervisors is required to hold a public hearing to consider an annual written report for the extension of services for County Service Areas and the charges to be considered. Ms. Flores stated that proposed Assessment Benefit Unit is \$14.06.

Ms. Flores stated that there would be big changes for next year due to new legislation. Ms. Flores noted that the Annual Report was provided to the Clerk of the Board in June for public review as required.

Ms. Flores answered questions posed by Board members.

Chairman Monaco opened the public hearing. There was no one from the public who wished to address the Board. Chairman Monaco closed the public hearing.

BOARD ACTION: Upon motion made by Supervisor Barrios and seconded by Supervisor Botelho, adopted **Resolution No. 2010-78** accepting the annual report for CSA #36 and the benefit assessment charges set forth therein and authorized the Chair to sign same. (Unanimous) CSA #36 File

PUBLIC WORKS DEPARTMENT – S. Wittry:

- 3) **Hold a public hearing and adopt a resolution imposing a property-related fee in County Service Area No. 24, Santa Ana Estates, and No. 35, Union Heights, confirming the fee report, fee schedule and fee and providing for the levy of the Fiscal Year 2010/11 property-related fee.**

Management Analyst Janelle Cox provided background information noting that the fee report and fee schedules were included in the Board's packet. Ms. Cox reported that the annual maximum property-related fees for CSA No. 24 and 35 were approved by the Board of Supervisors on May 26, 2009 and property owners by all mail-ballot election on August 25, 2009 as required by Proposition 218.

Chairman Monaco opened the public hearing.

Richard Ferreira, Union Heights Homeowners Association President, and liaison between County Service Area #35 and staff, stated that staff has done everything that the CSA property owners have asked them to do and that they saved money and everything went well.

There were no other members of the public who wished to address the Board.

Chairman Monaco closed the public hearing.

BOARD ACTION: Upon motion made by Supervisor Botelho and seconded by Supervisor Loe, adopted **Resolution No. 2010-79** imposing a property-related fee in County Service Area No. 24, Santa Ana Estates, and No. 35, Union Heights, confirming the Fee Report, Fee Schedule and fee, and providing for the levy of the Fiscal Year 2010-11 property-related fee. (Unanimous)
CSA 24 & CSA 35 Files

- 4) **Hold a public hearing and adopt a resolution tabulating protests and confirming the consolidated fee report, fee schedule and fee for property-related fees in connection with CSA No. 34 (Ausaymas Estates) and CSA No. 53 (Riverview Estates) providing for the levy of the fees in Fiscal Year 2010/11 and subsequent years, and taking certain related actions.**

Management Analyst Janelle Cox, provided background information stating that this was a protest hearing for CSA #34 and CSA #53. Ms. Cox reported that subsequent to the mail ballot election on May 4, 2010 CSA #34 and #53 have requested the opportunity to participate in another Proposition 218 process and the next mail-ballot election is set for August 31, 2010 to achieve an approved property-related fee for inclusion in the FY 2010-11 property taxes.

Ms. Cox noted that the Fee Report, Fee Schedule and proposed budgets were included in the Board's packet.

Chairman Monaco opened the public hearing. There was no one from the public who wished to address the Board. Chairman Monaco closed the public hearing.

Assistant County Counsel Barbara Thompson noted for the record that Exhibit A of the proposed resolution shows 0 protests.

Clerk of the Board Linda Churchill confirmed there were no written protests filed.

BOARD ACTION: *Upon motion made by Supervisor Barrios and seconded by Supervisor Botelho, adopted **Resolution No. 2010-80** tabulating protests and confirming the consolidated fee report, fee schedule and fee for property-related fees in connection with CSA #34 and CSA #53, and taking certain related actions. (Unanimous) CSA #34 & CSA #53 Files.*

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

There being no further business the Board adjourned at 2:10 p.m. to 2:30 p.m., July 9, 2010 for a special joint meeting with Hollister City Council and Council of Governments.

REB MONACO, CHAIRMAN
San Benito County Board of Supervisors

ATTEST: Linda Churchill, Clerk of the Board