



## SAN BENITO COUNTY BOARD OF SUPERVISORS

Mark Medina  
District No. 1  
Chair

Anthony Botelho  
District No. 2

Peter Hernandez  
District No. 3

Jim Gillio  
District No. 4

Jaime De La  
Cruz  
District No. 5  
Vice-Chair

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

### REGULAR MEETING MINUTES

February 19, 2019

9:00 AM

#### ***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 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 (3) minutes unless otherwise permitted by the Board Chair.***

#### **CALL TO ORDER**

The meeting was called to order at 9:00 a.m. by Chairman Mark Medina. Those present were Supervisors Anthony Botelho, Jim Gillio, Peter Hernandez and Jaime De La Cruz as well as Deputy County Counsel Michael Ziman, County Administrative Officer Ray Espinosa and Clerk of the Board Janet Slibsager.

- a. Pledge of Allegiance

**Pledge of Allegiance to be led by Supervisor Jim Gillio, District #4.**

The Pledge of Allegiance was led by Supervisor Jim Gillio.

- b. Acknowledge Certificate of Posting

Approved by the Board of Supervisors on 4/02/19

## Certificate of Posting.

MOTION:

Motion To Acknowledge the  
Certificate of Posting:

Made by **Supervisor Anthony Botelho** and seconded by  
**Supervisor Jim Gillio**

**5 - 0**

For (5):

Against (0):

*Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina*

**c. Presentations and Recognitions**

**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.

Susan Hilden, Snip Bus, spoke in regards to a low cost spay/neuter program and how it was in Hollister one weekend in December and February and how the cost is \$25.00 per animal. She spoke of the volunteers who helped and how support is critically need for this service in Hollister and asked the Board for their help. She provided some statics to cat litters and mentioned the costs if you were to take an animal to a veterinarian.

Barbara Rubio said that she is here as a concerned citizen of San Benito County and as an animal advocate and a Snip Bus volunteer. She spoke about the December Snip Bus clinic and the one early this month. She said these events are staffed strictly by volunteers and are financially supported by donations from our community. She said that the animal advocates of San Benito County are a strong force and will continue to provide long hours required to assist services to the Snip Bus program. She said that San Benito County needs to partner with the City of Hollister to provide these much needed services.

Gary Arnold, New Expose.org, spoke in regards to his concern in regards to an ongoing pharrell of the rapid government being set up by fake news, which he says has a lot to do with the Monterey Bay area. He spoke of the Monterey Bay Power and AMBAG and the Board being a part those organizations and should break away from them.

Melissa Finley, Pinnacle Animal Rescue, spoke as to how they work with folks in the County in regards to feral cats. She said that she is asking that the Board match the \$30,000 that the City of Hollister has set aside for cost, spay, neuter for the Snip Bus. She spoke of animals that get euthanized. She said that if we get the \$30,000 we could possibly be able to do an event one weekend a month for an entire year. She said there are 80 to 90 animals that get fixed during those events.

Victorius Alexander spoke of social relationship between this Board of Supervisors and the Santa Cruz Board of Supervisors. Spoke of how Santa Cruz County Board of Supervisors does not allow the members of the public to weigh in on the political issue. He said that the consent agenda is very important and according to the Brown Act it protects all members of the community. He said that this is a great County Board of Supervisors and that they honor and respect the Brown Act. He said that they allow for members of the public to participate. He also spoke about breaking their ties with AMBAG.

Susan Carpenter, a volunteer at Pet Friends, spoke in regards to her support for the Snip Bus and her story about a puppy (snow bell) that was brought to the Snip Bus and was found a home.

Stacie McGrady spoke as to how she is blessed to live in this community where there are so many volunteers dedicated to animal welfare. Spoke of snip and spay neuter program and urged the Board to support the Snip Bus.

Kevin Barcellos, Administrator of Hollister Animal Lost and Found group, spoke of spay and neuter low cost program and how it is important. He said that he urges the Board to join with the City to support this cause.

CAO Ray Espinosa reported that he has been working with Chief Westrick in regards to this matter and that he would bring back to the Board at a later date.

**e. Department Head Announcements: Information Only**

Agricultural Commissioner Karen Overstreet announced the cannabis business applications will be available beginning on April 1<sup>st</sup>, and will have an open period of 60 days and they will close on May 31<sup>st</sup>. Applications can be found on line or you can come to the Agriculture Commissioner's office.

CAO Ray Espinosa mentioned in regards to the jail funding for bonding, they had estimated the interest to be 4.22 % with an annual payment \$430,000. The final numbers came in and the interest is 3.34%, with an annual payment \$410,000, savings of \$70,000 a year, as well as the AA rating.

CAO Espinosa also reported that he and two Board members would be going to a NACO event in Washington D.C. to discuss the Pacheco Creek watershed with Feinstein and Panetta's office.

**f. Board Announcements: Information Only**

Supervisor Peter Hernandez thanked Ray Espinosa for putting on the strategic plan and the two day training, he got a lot out of it. He said that the main thing that stood out to him was stability. We need to protect our community.

Supervisor Jaime De La Cruz said he too thought it was very educational, thanked the staff. He said that he also wanted to congratulate the entire staff for getting the lower interest rate, it is very important for our community. He said that he would support some kind of funding for the Snip program.

Supervisor Anthony Botelho spoke about how beautiful it is to live in San Benito County and how we need to keep our County clean. He spoke of some excessive dumping on some of our rural roads. He said that some concerned citizens are set to clean up Rocks Road at 9:00 a.m. on Saturday.

Supervisor Jim Gillio thanked the folks from Hollister Lost and Found for coming out and testifying today about the importance of spay and neuter in our community. He said that he supports this and hopes that we find a solution to help that program along. He also spoke about going up to San Jose and testifying for the DTA Board for the 101 and Hwy. 25 interchange, they voted unanimously to approve the funding for the plan and design of that intersection. He said that he wanted to thank the DTA our COG Board members and staff and our community for keeping the pressure on them, this is a big priority. He congratulated the honorees for the Chamber of Commerce man and woman and institutions of the Year. He said that he met with Hollister Hills

and some of our County team members in regards to the OHV funding. Thanked team members and Ray Espinosa for putting on an amazing Board Retreat. He mentioned that he is going to be heading up to Sacramento this week for training on how to be a better Supervisor. He said that there is an item on the agenda today in regards to housing which he will defer himself.

Chairman Mark Medina said that every year each Supervisor receives a \$3,000 expense account which they can spend into the community. He said that he is going to donate a \$1,000 to the Snip Bus, he asked if there was any other Supervisors that would like to do the same.

Supervisor Gillio said that he would be donating towards it also, but was not sure of the amount at this time.

Supervisor Hernandez said that he supports the Snip Bus but would like to see what happens at the next session.

Supervisor Botelho said that he would look into his budget and see what he has to donate.

Supervisor De La Cruz said that he would put in \$500.00, and asked if members of the public could match it.

Members of the public said that they would. Elias Salinas said she would donate a \$1,000.

## **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.*

### **MOTION:**

Motion To approve the Consent Agenda Items #1 - 14, with the exception of Item #1, #7, #8, #10 and #11, which was pulled for discussion:: Made by **Supervisor Anthony Botelho** and seconded by **Supervisor Jim Gillio**

**5 - 0**

For (5):

Against (0):

*Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina*

### **1. AGRICULTURAL COMMISSIONER - K. OVERSTREET**

Approve a three year agreement with SCI Consulting Group to serve as the Engineer of Work and provide professional consulting and levy administration services for the County Mosquito Abatement Program from July 1, 2019 through June 30, 2022, for a total cost of \$28,500.00, plus actual expenses not to exceed \$800.00.

SBC FILE NUMBER: 1.1

A member of the Public Victorius Alexander pulled this item. He spoke as to how important mosquito control is especially when it is a rainy season.

MOTION:

Motion To approve per staff recommendation:

Made by **Vice-Chair Jaime De La Cruz** and seconded by **Supervisor Jim Gillio**

**5 - 0**

For (5):

Against (0):

*Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina*

2. **BOARD OF SUPERVISORS**

Approve Parks and Recreation Commissioner Timothy Powers (District #2) to attend 2019 California Parks and Recreation Society Conference in Sacramento on March 19-23, for approximate cost of \$1,200.00.  
SBC FILE NUMBER: 93

3. **COUNTY COUNSEL'S OFFICE - B. THOMPSON**

Authorize the CAO or his designee to approve a contract with Hooper, Lundy & Bookman, LLP in the amount of \$25,000.  
SBC FILE NUMBER: 160

4. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**

Approve a Five Year Lease Agreement for Copier with Sharp for Public Health in the Amount of \$20,340.00, payable at a monthly rate of \$339.00 for five years.  
SBC FILE NUMBER: 130

5. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**

Approve and obtain Board Chairperson signature on an inter-county agreement between San Benito County Health and Human Services Agency and Santa Cruz County Health Services Agency for Health Officer coverage when a Health Officer is not available.  
SBC FILE NUMBER: 130

6. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**

Approve out-of-state travel for Public Health Emergency Services Specialist to attend the March 26 - 29, 2019 National Association of County and City Health Officials Preparedness Summit in Saint Louis, MO in accordance with San Benito County Travel Policies and Procedures for an estimated cost of \$2246.00.  
SBC FILE NUMBER: 130

7. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDIINGSWORD**

Approve Out of State Travel for Health and Human Services Agency, CSWD Staff to participate in the National Association of Workforce Boards Conference from March 23-26,2019 in Washington D.C., in the amount of \$2,807.00 for each (\$5,614 total).  
SBC FILE NUMBER: 130

This item was pulled from a member of the Public Gary Arnold. Spoke in regards to out of state travel and how we should keep people in our community and stop spending the money.

Supervisor Anthony Botelho commented that we need to make our presence known in Washington and in Sacramento to help bring back money and services to our community. He said that he is very supportive of staff and elected leaders to go to try and get revenues for our constituents.

Supervisor Jaime De La Cruz said that he supports this it is beneficial to our community to invest.

Supervisor Peter Hernandez said that he also agrees with Supervisors, but there is very minimal impact as far as funding goes and that we are there to represent the people.

MOTION:

Motion To approve out of state travel as presented: Made by **Vice-Chair Jaime De La Cruz** and seconded by **Supervisor Anthony Botelho**

**5 - 0**

For (5): *Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina* Against (0):

8. **HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**

Approve Health and Human Services Agency, Migrant Center Manager out-of-state travel to participate in the National Association for Latino Community Asset Builders (NALCAB) Fellowship Program for the following dates:

- **Training 1** – Week of March 25 – 29th in Denver, CO
- **Training 2** – Week of June 17 – 21 Location TBD
- **Training 3** – Week of September 30 – October 4 in San Antonio, Texas
- **2019 NALCAB National Training Event** – November 4 – 8 in San Antonio, Texas. Training tracks include Financial Capability, Small Business Development and Equitable Neighborhood Development, in the amount of \$4,560.00.

SBC FILE NUMBER: 130

This item was pulled by the public Gary Arnold. He mentioned this is competitive with item #7.

MOTION:

Motion To approve out of state travel as presented: Made by **Vice-Chair Jaime De La Cruz** and seconded by **Supervisor Jim Gillio**

**5 - 0**

For (5): *Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina* Against (0):

9. **HUMAN RESOURCES - E. NOLASCO**

1. Receive the internal administration committee recommendation to enter into exclusive negotiations agreement with Ralph Andersen & Associates for a new comprehensive classification and compensation study.
2. Authorize the CAO to negotiate and execute a contract with Ralph Andersen & Associates in an amount not to exceed \$174,500, on a form approved by County Counsel.

SBC FILE NUMBER: 630

10. **RESOURCE MANAGEMENT AGENCY – J. GUERTIN**

Adopt the plans and specifications for the SB-1 Seal Coat Project At Various Locations – PWB-1902, San Felipe Road (NB-SB) from 0.9N/Fallon Road to HWY 156 – 1.20 Mile Chip Seal, Gardena Lane from Santa Ana Road to End – 0.14 Mile Chip Seal, Nash Road from 1780' E/O Riverside Road to PCC Bridge – 0.07 Mile Chip Seal, Cienega Road from COP 1475' S/O Union Road to Cienega Road Extension – 0.10 Mile Slurry Seal, and authorize the advertisement for bids.

SBC FILE NUMBER: 105

Supervisor Jim Gillio pulled this item to have RMA Director clarify SB-1 projects for the public. RMA Director John Guertin said that this item is a portion of the projects that were approved back in October 2017, they were delayed waiting for the SB-1 funding and repeal effort as they were not sure what direction this was going to go and then they got in to the rainy season. He said for the bigger SB-1 projects he will be bringing a package the second meeting March will have a buy in for the next 5 years for the Board to consider. He said for next years project we need to have something to the State by May 1st.

Supervisor Gillio said that it is important that we have a good package together. He said in District 4 there are a lot of roads that need a lot of attention and that we have limited resources to address them. He said that the first quarter mile of John Smith Road is very bad and is thinking we should go ahead and get that quarter mile paved now instead of wait as it is a safety issue and there has many vehicles that have reported damages. He said with the consensus of the Board maybe we can have that brought back at a later time to add that it to our projects.

Mr. Guertin said that he could bring it back with the package at the second meeting in March.

Supervisor Anthony Botelho said that road needs to be fixed as soon as possible. He said that it has been kicked around since last year.

Chairman Mark Medina said that he would like to have it on the March 5th meeting we have been talking about it for a year.

Mr. Guertin said that if we bring it on the March 19th we can have a more well rounded discussion whether the realignment could work and the costs and bring other options.

Chairman Medina said that he would still like to see it on the 5th, but if it comes on the 19th It better be in detail as to what is going to be done.

Supervisor Jaime De La Cruz said that all districts should have a percentage of roads done within each district on the list.

Supervisor Botelho said that he was fine with it coming back on the 19th with a full report from RMA, because the more information we have the better.

MOTION:

*Motion To approve per staff  
recommendation:*

Made by **Supervisor Jim Gillio** and seconded by **Vice-Chair Jaime De La Cruz**

**5 - 0**

*For (5):*

*Against (0):*

*Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina*

11. **RESOURCE MANAGEMENT AGENCY- J. GUERTIN**

Approval of Final Map for TSM 15-93, Tract No. 344, commonly known as Bennett Ranch located at the East side of Southside Road, south of Enterprise Road.

SBC FILE NUMBER: 790

Supervisor Jaime De La Cruz pulled this item. He asked if this was part of the Southside Road project, does it need to go to LAFCO for water and sewer hook ups.

RMA Director John Guertin said yes it is and that it did go to LAFCO.

Supervisor Jim Gillio had a question in regards to level of service on Southside and Enterprise Roads as we are adding a lot of housing in the region there and would like to know what our plans are for the improvement of traffic flow in the area.

Mr. Guertin provided information that yes negative declaration was on the coat tails of the Brigantino project and spoke about the level of service C.

Taven Kinison-Brown from RMA provided additional information.

Supervisor Gillio asked if we have plans to improve that intersection and asked about the lieu of park fees, fees for affordable housing, and questions in regards to the final map.

Mr. Guertin provided information to his questions.

Discussion ensued by Board and staff.

Supervisor Jaime De La Cruz said another one of his questions was the affordable housing fee which is \$4,500 per unit. He said that we can't approve single family homes that is not the way to go. He said I do not support the \$4,500 fee. If we do approve this we need to put in language that we have a labor camp out there and may someday expand it. I don't want them coming to us one day and tell us that we cannot expand it.

Supervisor Peter Hernandez said that he has a lot of questions. He agrees with Supervisor De La Cruz that the \$4,500 fee is not enough. Would like to push this to another meeting to discuss further.

County Counsel Barbara Thompson mentioned that they already have a tentative map approved. She said that the Board has limited options at this point in regards to renegotiating the affordable housing fee and that this development was kind of a project of history, for a long period of time the Board did not have an affordable housing ordinance that required exclusionary housing. She said at the time these applicants submitted their application there was no mandatory affordable housing that is why the project was able to develop the way it did. She said that this is before the Board showing they have met all of their requirements for approval.

Discussion ensued by Board and staff.

**Public Comment:**

Victor Gomez, Pinnacle Strategy, he said that these are really good discussions to have. He said that you do have the ability moving forward to evaluate future projects as mentioned by Supervisor Gillio.

Richard Bettencourt spoke about when these projects come before LAFCO and how they can't change some of the negative declarations or EIR's. Spoke on affordable housing.

Supervisor De La Cruz said that he appreciated the public's comments. Said that we should not be doing affordable housing in the County, it should all be done in the City.

Supervisor Hernandez said that he appreciated the sentiment of the Board, looks like we are wanting to dig deeper into our current housing ordinance.

MOTION:

*Motion To approve Final Map for TSM 15-93,  
Tract No. 344, commonly known as Bennett Ranch:*

Made by **Supervisor Jim Gillio** and  
seconded by **Supervisor Anthony  
Botelho**

**3 - 2**

*For (3):*

*Against (2):*

*Ayes: Botelho, Gillio, Medina Nays: De La Cruz, Hernandez*

**12. RESOURCE MANAGEMENT AGENCY - J. GUERTIN**

Approve Contract Amendment No. 1 with Cleaning Services adding additional compensation in an amount not to exceed \$138,000.00 and extending the term from June 30, 2019 to December 31, 2019 to continue janitorial services for all County facilities.

SBC FILE NUMBER: 105.3

13. **RESOURCE MANAGEMENT AGENCY - J. GUERTIN**

Approve purchase of replacement grinder for the County Jail from Rockwell Solutions in the amount of \$16,159.59.

SBC FILE NUMBER: 105

14. **SHERIFF'S OFFICE - D. THOMPSON**

Approve out of state travel March 30 - April 3, 2019 to Washington, D.C. for 2 peer response team members and 1 supporting partner to seek congressional conversation/partnership and funding opportunities. Costs in the amount of approximately \$8,600 to be offset with the Veterans Peer Response special revenue fund.

SBC FILE NUMBER: 110

## **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.*

15. **AGRICULTURE DEPARTMENT - K. OVERSTREET**

Discussion on the cultivation of industrial hemp and provide direction to staff.

SBC FILE NUMBER: 1.1

Agricultural Commissioner Karen Overstreet spoke about Industrial Hemp.

She said that she would like to go on record stating that it is a very interesting crop. She said that it is very versatile and seems to have a lot of favorable characteristics. We think it could be a great rotational crop and has many uses. She said because it is such a new crop for the U.S. there is going to be a lot of infrastructure and that she feels it could be good for our local economy.

Ms. Overstreet provided a PowerPoint presentation which covered the following: Industrial Hemp; Legalization; SB 1409 Industrial Hemp provisions; Interest in Industrial Hemp; Cannabis Sativa; Industrial Hemp photos; Signage; Issues & concerns; Registration process; What are other Counties doing; Inyo County Ordinance; Current Status: Proposed regulations pertaining to Industrial Hemp Cultivation, registration fees is expected to be adopted as early as March; THC sampling procedures are still under development; The California Department of Food and Agriculture will enter into a Memorandum of Understanding with the California Agricultural Commissioners and Sealers Association that will define the enforcement and administration responsibilities of both the Department and the commissioners.

Discussion ensued between Board and staff.

County Counsel Barbara Thompson said that she encourages the Board to have clarity on this to either bring a moratorium ordinance or an ordinance to the Board so that there is clarity for the public as to what is allowed. She said that she wasn't sure if the Board would like to give some kind of direction today or maybe appoint an Ad Hoc committee to work with staff to work on a draft ordinance that could be brought back to the Board.

Discussion continued with Board and staff.

Supervisor Peter Hernandez said that he would consider an ordinance and some kind of process. He said that our greatest asset is available space, but we need to be careful in where we annex or zone property whether it is for cannabis or hemp that could have a negative effect that does not benefit or community like we would like for it to.

Chairman Mark Medina said that he wants to look at this and make sure that we make the right decision but he does not want to spend a year making this decision. He said that this is a crop that he thinks should require 10 acres plus and also needs an ordinance.

Supervisor Jaime De La Cruz said that he supports Chair Medina and also would support an Ad Hoc committee that involves the public.

Supervisor Anthony Botelho said that he was in favor of developing an ordinance and use permit process. He also was in favor of an Ad Hoc committee to work with staff.

Supervisor Jim Gillio said that he is leaning towards creating an ordinance that is in line with the farm bill and add in the cost recovery and testing to make sure we are covered for that. He said that I don't want to drag this on for ever.

Assistant County Counsel Sarah Dickenson provided additional information in regards to the Board providing an urgency ordinance while the ordinance is being worked on.

**Public Comment:**

Jeff Brothers, Watsonville resident, spoke as to how he had a great experience with growing Hemp in this County. Said that it could be an important crop in San Benito County.

Victor Gomez, representing Central Coast Hemp Company, said that he was happy with the way the direction of the discussion is going today. He said that in regards to the moratorium may be a little bit immature because if you do not have the CDF regulations released you do have a moratorium. He said that this is an agriculture commodity and appreciate your Board for taking the leadership on this.

Elia Salinas spoke in regards to regulations and moratorium. She said that you cannot grow Hemp commercially unless you have an Memorandum of Understanding. We need to go forward and say this is a commodity, it is about Industrial Hemp.

Peter Brazil, JRG representing multiple clients in the community, supports the Board moving forward with the development of the ordinance regarding cultivation. Urged the Board to do research on Hemp so that you understand it. He said that requiring a use permit will up the cost significantly.

Jack Kirk encouraged the Board to understand the issue. He said that we need to protect our 5-10 acres. He also spoke about smell and the production process. He said that maybe we need to look into why other counties have banned it.

Chairman Mark Medina asked if there were volunteers for the Ad Hoc committee. Supervisor's Anthony Botelho and Peter Hernandez agreed to be on the Ad Hoc committee.

Chairman Medina said that the direction right now is to move forward with the Ad Hoc committee and bring back at a later date.

Ms. Overstreet said that the regulations have not been released yet but would let the Ad Hoc committee know as soon as she does.

This was a report only.

**16. ASSESSOR'S OFFICE - T. SLAVICH**

Consider adoption of an Ordinance amending Section 19.01.023 of Title 19, Chapter 19.01 of the San Benito County Code Pertaining to Compatible Uses on Agricultural Preserves.

1) Find that the proposed Ordinance does not meet the definition of a "project" under section 21065 of the California Environmental Quality Act (CEQA) as an "...activity which may cause either a direct physical change in the environment or a reasonably foreseeable indirect change in the environment...", and CEQA review would be premature and purely speculative at this time, because no specific projects involving any of the proposed compatible uses are currently being proposed, and appropriate CEQA review will be conducted at such time as specific applications are processed for projects involving the compatible uses described in the Ordinance, consistent with the County's General Plan and applicable ordinances, including but not limited to the Zoning Ordinance;

2) Adopt Ordinance, Amending Section 19.01.023 of Title 19, Chapter 19.01 of the San Benito County Code Pertaining to Compatible Uses on Agricultural Preserves"; and

3) Authorize and direct the Clerk of the Board to publish the Ordinance in a newspaper of general circulation in its entirety within ten (10) days of its adoption, pursuant to Government Code section 6061.

SBC FILE NUMBER: 7  
ORDINANCE NO:979

Supervisor Anthony Botelho recused himself from this item as he has some property that is under the LCA's.

Assessor Tom Slavich provided information in regards to the proposed Ordinance amending Section 19.01.023 of Title 19, Chapter 19.01 of the San Benito County pertaining to Compatible Use on Agricultural Preserves. Spoke about how the ordinance does not meet the definition of a project under CEQA and if approved today the Clerk of the Board will need to publish it in a newspaper withing 10 days of adoption.

MOTION:

Motion To Adopt Ordinance 979 per staff recommendation:

Made by **Vice-Chair Jaime De La Cruz** and seconded by **Supervisor Jim Gillio**

4 - 0

*For (4):*

*Against (0):*

*Ayes: De La Cruz, Gillio, Hernandez, Medina*

**17. COUNTY ADMINISTRATION OFFICE - R ESPINOSA**

Approve budget amendment to increase economic development appropriations and receive staff recommendations on the allocation of Economic Development Funds for FY 18/19.

SBC FILE NUMBER: 865

Chairman Mark Medina reported that the Economic Development Corporation are meeting as we speak and putting together a presentation so he would like to move this to the next two weeks.

**Public Comment:**

Cameron Langner, representing Monterey Bay Procurement Technical Assistance Center, spoke of their funding source, mission and what they do. He asked that the Board consider option #3 in two weeks when they hear this item, which would push monies out to NGO's like the business council. CAO Ray Espinosa mentioned that the Board had requested that this item be put on the agenda today.

Andrew Shelton, Richard W. Shelton Insurance and president of EDC, spoke about getting together with a lot of the different entities that are here in San Benito County to get the ball rolling with economic development. He said that EDC is made up of a volunteer board and are working on a lot of things and will be presenting to the Board in a couple of weeks.

**18. HEALTH AND HUMAN SERVICES AGENCY - J. RYDINGSWORD**

Receive Community Homeless Planning Committee Report from Health and Human Services Agency Director; Authorize HHSA Director to pursue the Homeless Emergency Aid Program (HEAP) Funding Application and Allow the HHSA to pursue discussions with its partners and with the prospective sites to determine its feasibility for the Homeless Navigation Center.

SBC FILE NUMBER: 130

Deputy Director Enrique Arreola said that he was here today to provide the Community Homeless Planning Committee Report to pursue the Homeless Emergency Aid Program Funding application and ask to pursue discussions with its partners with the prospective sites to determine its feasibility for the Homeless Navigation Center.

Mr. Arreola report and update on the following: they just completed there first year with the Home Resource Center which is a 50 bed capacity for homeless individuals, 22 beds for females and 28 beds for males; they have served a total 241 clients, 71 females and 170 males; and spoke about the HEAP funding program; Activities; Outreach Team; Expansion of Beds; Rental Assistance-for families and individuals; Total anticipated budget from the HEAP funding is \$858,000 for two years. He said that he feels they have accomplished a lot over the last few years but there is still a lot of work to do as there are still a lot of homeless still out there.

Supervisor Anthony Botelho said that he has been working on the Homeless committee for awhile and said that the participation is fa nominal by many. He said that we have a lot to be proud of with our Homeless Center but there is still a lot of people out there on the streets. He said that Enrique and the Health and Humans Services has done an excellent job putting this together. He said that he hopes to have the rest of the Boards support to move forward.

Supervisor Jaime De La Cruz had a question on the amount of module buildings.

Mr. Arreola provided information.

**Public Comment:**

Rachel Wright, said that she recently become part of the homeless population here in Hollister and was very fortunate to have resources like this available. She said that the resource center has been fa nominal and are very helpful to try and help someone get back on their feet. She said she appreciates everything that they do.

Reyes Bonilla, Community Homeless Solutions, said that we have been operating the resource center for one year now. He thanked Enrique and HHSA staff for their help. He said in their agency they provide 304 beds per night between San Benito County and Monterey County and we would like to increase and expand beds. He said that we are submitting applications to do that. He said as part of our agency we have 5 shelters, 4 traditional housing programs but we need permanent housing. He said in Monterey County they are pushing for the tiny homes.

Ray Ortiz said that he came to Hollister about a 1 1/2 years ago as being a Homeless person. He said that he found out about the shelter. He thanked them for what they are doing for him and allowing him to stay in the shelter. He said that he hopes to be able to get out of there soon.

Eric Johnsen, Community Homeless Solutions, said that homelessness has been a passionate of his for many years. Said that you have great leaders here in your county and are way ahead of a lot of the other counties. Spoke about affordable housing and implementing Tiny Home Villages.

Christina Soto, Program Manger of the Homeless Resource Center, spoke of a need for more beds because we are averaging 46 a night, leaves them with 4 beds. She said that the most needs is for our males. We have a wait list right now of 4 people and we have to turn them away on a daily basis. She said we are going to out grow this place in a year and then what are we going to do with the people who need help. She said that this is something that she hopes the Board of Supervisor will consider because it would be a real help to our community.

Serg Kagno, Representative from Santa Cruz, works a lot with the homeless and has partnered with the Sprung Structures in Santa Cruz. He spoke of how they designed the structure for supervision in Santa Cruz.

Supervisor Jim Gillio thanked Ms. Soto and Mr. Arreola for their leadership and passion on this. He said that he also appreciated those who spoke. He said that this is a real problem affecting people in our communities.

Mr. Arreola said that he wanted to mention the beautification project and how they are doing a great job. He said that they did open the winter shelter program for homeless families and have housed 22 families so far, for a total of 80 households.

**MOTION:**

Motion To direct the HHSA Director to pursue homeless (HEAP) funding applications and allow the HHSA to pursue discussions with its partners and with prospective sites to determine its feasibility for the Homeless Navigation Center:

Made by **Supervisor Anthony Botelho** and seconded by **Vice-Chair Jaime De La Cruz**

**5 - 0**

For (5):

Against (0):

*Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina*

**CLOSED SESSION**

County Counsel Barbara Thompson read the closed session items in to the record.

Supervisor Jim Gillio recused himself from closed session Item #19.

Board of Supervisors reported in to closed session at 12:19 p.m.

Board of Supervisors reported out of closed session at 12:38 pm.

County Counsel Barbara Thompson reported there was no reportable action.

*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) and (b), Ralph M. Brown Act.)*

19. **CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL:**

Conference with Legal Counsel - Anticipated Litigation  
Initiation of litigation pursuant to subdivision (d)(4) of Government Code  
Section 54956.9  
Number of Cases: 1  
SBC FILE NUMBER: 235.6

No reportable action.

20. **CLOSED SESSION - CONFERENCE WITH REAL PROPERTY NEGOTIATOR**

Property: 3239 Southside Road (020-320-031), Hollister, California

Agency Negotiator(s): John Guertin, RMA Director, Adm Goldstone, Capital Program Manager; Ray Espinosa, CAO; James Rydingsword, HHS A Director, Enrique Arreola, HHS A Deputy Director, Barbara Thompson, County Counsel, Irma F. Valencia, Deputy County Counsel

Negotiating Parties: Farm Labor Association (Pat Wirz, President)

Under Negotiation: Price and terms of payment

Authority: California Government Code Section 54956.8  
SBC FILE NUMBER: 235.6

No reportable action.

**ADJOURNMENT**

**Adjourn to the next regular meeting of Tuesday, March 5, 2019.**

MOTION:

*Motion To adjourn the meeting at 12:39 p.m.:* Made by **Vice-Chair Jaime De La Cruz** and seconded by **Supervisor Anthony Botelho**

**5 - 0**

*For (5):*

*Against (0):*

*Ayes: Botelho, De La Cruz, Gillio, Hernandez, Medina*

*NOTE: A copy of this Agenda is published, along with supportive documents, on the County's Web site on the Friday preceding each Board meeting and may be viewed at [www.cosb.us/government/meetings-agendas/](http://www.cosb.us/government/meetings-agendas/). All proposed agenda items with supportive documents are also available for viewing at the San Benito County Administration Building, 481 Fourth Street, Hollister, CA between the hours of 8:00 a.m. and 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.*