



# 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 NOVEMBER 9, 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) **PRESENTATIONS & RECOGNITIONS:**  
Present Certificate of Recognition to Alice DeNoris, Social Worker III, who is retiring from County Services after 32 years.
- 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.
- e) **Department Head Announcements:** Information only.
- f) **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.*

**BOARD OF SUPERVISORS:**

- 1) Proclaim Tuesday, November 16, 2010 as National Philanthropy Day in San Benito County and authorize the Chair to sign said Proclamation.
- 2) Approve Certificate of Recognition for the 2010 LULAC Veteran of the Year Honoree Mike Pulido for presentation at a later date.

**COUNTY COUNSEL – M. Granger:**

- 3) Approve agreement with US Bancorp Business Equipment Finance Group for copier lease for a period of 60 months.

**HEALTH & HUMAN SERVICES AGENCY – K. Flores:**

- 4) Re-appoint Ms. Kristi Alarid to the Workforce Investment Board to represent the public sector for a three-year term effective November 27, 2010 through November 26, 2013. (CSWD)

**PLANNING DEPARTMENT – G. Armstrong:**

- 5) Approve agreement with US Bancorp Business Equipment Finance Group for lease agreement and replacement of photocopy machine for a period of 60 months.

**PUBLIC WORKS DEPARTMENT – S. Wittry:**

- 6) Declare the vehicles and equipment listed to be surplus and direct staff to remove surplus vehicles and equipment from inventory per County practice.
- 7) Accept all bids in the bid summary report for the Santa Rosa Drive El Camino Paraiso Rehabilitation project and award and approve contract in the amount of \$327,823.00 to Granite Rock Company dba Pavex Construction Division as the lowest responsive/responsible bidder; and authorize the Public Works Administrator to execute the contract upon receipt of documents as required per the project specifications and authorize the Public Works Administrator to issue change orders in an amount not to exceed \$28,891.
- 8) Approve contract with Nolte Associates, Inc. for engineering services for preparation of plans and specifications for the Rocks Road Bridge Replacement at Pinacate Creek project for the period of November 9, 2010 to June 30, 2013 in an amount not to exceed \$293,392.
- 9) Approve contract with Nolte Associates, Inc. for design/engineering services for a new traffic signal at the intersection of Santa Ana Road and Fairview Road for the period of November 9, 2010 to June 30, 2013 in an amount not to exceed \$55,213.

- 10) Approve contract for structural engineering services for the Courthouse Elevator replacement project with Nishkian Menninger for the period of November 9, 2010 through November 9, 2012 amount not to exceed \$14,500.
- 11) Approve contract for Electrical Engineering Services for the new Sheriff Administration/County Permit Center with Thoma Electric, Inc. for the period of November 9, 2010 through November 9, 2012 in an amount not to exceed \$12,500.
- 12) Approve contract for Mechanical Engineering Services for the new Sheriff Administration/County Permit Center with Brummel, Myrick & Associates for the period of November 9, 2010 through November 9, 2012 in an amount not to exceed \$10,800.
- 13) Approve contract for Structural Engineering Services for the new Sheriff Administration/County Permit Center with Nishkian Menninger for the period of November 9, 2010 through November 9, 2012 in the amount not to exceed \$44,500.
- 14) Find that competitive bidding would not be in the public interest because Peterbilt can provide the same vehicle at a lower price than the price the Federal Government received through its competitive bid process and authorize the issuance of a purchase order to Peterbilt of Salinas for one (1) fleet 10-Wheel Dump Truck in the amount of \$118,793.

<b>REGULAR AGENDA:</b>
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*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.

**ADMINISTRATION:**

- 15) Receive and review the FY 2010-11 First Quarter Budget status report.

**INTEGRATED WASTE MANAGEMENT – M. Rose:**

- 16) Receive report on Landfill Rock Utilization and provide direction to Public Works to retain the excess rock for use in flood control.

**PLANNING & BUILDING DEPT. – G. Armstrong:**

- 17) Receive General Plan Update Status Report and provide comments.
- 18) Continuation of update on Use Permit Amendment and Compliance of Leal Winery at 300 Maranatha Drive and provide direction to staff.

**SHERIFF'S DEPARTMENT – C. Hill:**

- 19) Receive San Benito County Adult Detention Facility Expansion Update.

**TREASURER/TAX COLLECTOR – M. L. Andrade:**

- 20) Approve proposed reorganization in the Tax Collector's Office effective on or around January 1, 2011 as follows: Delete 1.0 FTE Deputy Tax Collector I/II/III from the schedule of authorized positions; add .60 FTE Accounting Technician to the schedule of authorized positions.

**AFTERNOON SESSION  
1:30 P.M.**

**1:30 P.M. PUBLIC HEARING** *(Or as soon thereafter as the matter may be heard.)*

**PLANNING & BUILDING DEPT. – G. Armstrong:**

- 21) Hold a public hearing to consider a Zone Change (ZC 06-161) and Tentative Subdivision Map (TSM 08-78) Request: A Zone Change from Rural (R) to Rural-Planned Unit Development (R-PUD) for the purpose of subdividing Approximately 200 acres into 17 one-acre lots, a 68-acre open space parcel, and a remainder lot of 115 acres. Applicant/Appellant: Guerra Nut Shelling Location: 500 John Smith Road, Hollister, CA. APN 025-100-007. CEQA Determination: Mitigated Negative Declaration. *(Continued from March 3, 2009)* Request for item be continued to December 7, 2010 meeting at 1:30 p.m.

**ADJOURN TO WEDNESDAY, NOVEMBER 10, 2010 AT 9:30 A.M.**

**AGENDA DEADLINE FOR TUESDAY, DECEMBER 7, 2010 IS NOVEMBER 29, 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](http://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.***