



## SAN BENITO COUNTY BOARD OF SUPERVISORS

VACANT	Kollin Kosmicki	Peter Hernandez	Bob Tiffany	Bea Gonzales
District No. 1	District No. 2	District No. 3	District No. 4	District No. 5

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

### REGULAR MEETING MINUTES October 26, 2021 9:00 AM

#### ***Mission Statement***

*To adopt policies that reflect the goals and priorities of the community, design a network of services that prioritizes public safety, equality, and economic vibrancy while balancing commitments to the region's rich history and prosperous future.*

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

#### **CALL TO ORDER**

The meeting was called to order at 9:00 a.m. by Chair Bea Gonzales. Those present were Supervisors Kollin Kosmicki, Bob Tiffany, and Peter Hernandez, as well as County Counsel Barbara Thompson, County Administrative Officer Ray Espinosa, and Clerk of the Board Jennifer Frechette.

- a. Pledge of Allegiance

**The Pledge of Allegiance to be led by Supervisor Kollin Kosmicki, District #2.**

The Pledge of Allegiance was led by Supervisor Kosmicki.

- b. Acknowledge Certificate of Posting

**Acknowledge certificate of posting**

MOTION:

Motion to approve Certificate of Posting: Made by **Supervisor Kollin Kosmicki** and seconded by **Vice-Chair Bob Tiffany**

**4 - 0**

For (4):

Against (0):

*Ayes: Gonzales , Hernandez, Kosmicki, Tiffany*

c. **NOTICE OF TEMPORARY PROCEDURES FOR BOARD OF SUPERVISOR MEETING**

**Pursuant to California Governor Gavin Newsom's Executive Order N-29-20 issued on March 17, 2020, relating to the convening of public meetings in response to the COVID-19 pandemic, Board of Supervisors are allowed to attend the meeting via teleconference and to participate in the meeting to the same extent as if they were present.**

**This meeting can be accessed in the following methods:**

- 1. Public in-person attendance following the CDPH face covering guidelines; per instructions listed below.**
- 2. Through Zoom (<https://zoom.us/join>) per the instruction stated below, and other methods as described further below; and  
**Webinar ID: 966 2456 6007****

**Webinar Password: 482874**

- 3. In the event the meeting is continued to another date, the same webinar and password will be used.**
- 4. Remote live stream on CMAP YouTube channel and the County's Social Media Page. (If available for the meeting).**

**Public Attendance in Person: at the Board of Supervisors Chambers:  
481 4<sup>th</sup> St, Hollister, CA, 95023.**

**For the safety of public and County employees, please note the following. As of April 20, 2021, the Board of Supervisor's meeting will be open to the public, following the conditions listed below:**

- A. All attendees must comply with the June 15, 2021, or any subsequently issued, California Department of Public Health face covering requirements, found at:**

**<https://www.cdph.ca.gov/Programs/CID/DCDC/Pages/COVID-19/guidance-for-face-coverings.aspx>; and,**

- B. All attendees must wear a face covering if not fully vaccinated as defined by CDPH (*\*fully vaccinated: two weeks after completing the second dose of a two-dose COVID-19 vaccine (e.g., Pfizer-BioNTech or Moderna) or two weeks after receiving a single dose of a one-dose COVID-19 vaccine (e.g., Johnson &***

*Johnson/Janssen*). If you are exempt from the state face covering guidance and not fully vaccinated, you will be required to wear a face shield which will be provided to attend the Board meeting. Attendee may show proof of vaccination, the attendee may be excused from the face covering requirement if they have met the fully vaccinated definition.

**C. Due to changing conditions statewide, the Chair or the Board may modify the above requirements for any future Board meeting.**

**D. All attendees must comply with any other rules of procedure/instructions announced by the Chair.**

**Participating by Zoom:**

Three ways to attend Zoom meetings: on a web browser, through the Zoom App, or over the phone. Each webinar will have a webinar ID and password, which is a unique number associated with an instant or scheduled meeting (found at the top of this text). The chat feature is disabled for all participants. Additionally, the video function is not available to the public. Zoom regularly provides new versions of the Zoom desktop client and Zoom mobile app to release new security features and fix bugs. To ensure you can join the meeting and participate through public comment, please launch the web address to download the Zoom application: <https://zoom.us/support/download>. Furthermore, we recommend upgrading to the latest version of Zoom once it is available. Please visit <https://support.zoom.us/hc/en-us/articles/201362233-Upgrade-update-to-the-latest-version> to ensure you have the newest Zoom update.

**A. Zoom on Web-browser:**

a. If joining through web-browser, launch the address <https://zoom.us/join> or open the direct link listed below: <https://zoom.us>

**B. Or launch the Zoom app on your Tablet or Smartphone:**

b. Select "**JOIN A MEETING**"

c. The participant will be prompted to enter **Webinar ID and Password listed above** and name to join the meeting. The meeting agenda can be found at <https://www.cosb.us/>

d. The participant can launch audio through their computer or set it up through the phone.

e. **Public Comment:** Select the "**Participants Tab**" and click "**Raise hand**" icon, and the Zoom facilitator will unmute you when your turn arrives.

**C. Zoom Audio Only (phone):**

a. If you are **calling in as audio-only**, please dial **US: +1 669 900 6833 or +1 408 638 0968**

b. It will ask you to enter the **Webinar ID listed above**, followed by the "**#**" key (pound key), then enter **Webinar Password listed above** at the top page of the agenda. The meeting agenda can be found at <https://www.cosb.us/>

c. It will then ask for a **Participant ID**, press the "**#**" key (pound key) to continue.

d. Once you enter the Zoom meeting, you will automatically be placed on mute.

e. **Public Comment:** If you are using a phone, please press "\*\*9" (star-nine) to raise your hand, and the Zoom facilitator will unmute you when your turn arrives.

**Remote Viewing:**

Members of the public who wish to watch the meeting can view a livestream of the meeting online through either the:

**A. San Benito County Facebook**

**Page:** <https://www.facebook.com/sbccalifornia>

**B. Community Media Access Partnership (CMAP) YouTube**

**Page:** [https://www.youtube.com/channel/UCLj3iW3\\_dsDzbYqnY1KdCvA](https://www.youtube.com/channel/UCLj3iW3_dsDzbYqnY1KdCvA).

**Written Comments & Email Public Comment**

Members of the public may submit comments via email by 5:00 PM on the Monday prior to the Board of Supervisor's meeting to the Clerk of the Board at [jfrechette@cosb.us](mailto:jfrechette@cosb.us)

**Public Comment Guidelines**

**A.** The San Benito County Board of Supervisor's welcomes your comments.

**B.** If participating on Zoom, once you are selected you will hear that you have been unmuted: At this time, please state your first name, last name, and county you reside in for the record.

**C.** Each individual speaker will be limited to a presentation total of two (2) minutes, or such other time as may be designed by the Chair.

**D.** Please keep your comments, brief, to the point, and do not repeat prior testimony, so that as many people as possible can be heard. Your cooperation is appreciated.

**FAILURE TO COMPLY WITH THE ABOVE GUIDELINES:**

**1. The individual may be asked to leave the Board Chambers.**

**2. The Chair may call a recess of the Board of Supervisors meeting.**

**3. If the recess does not result in the individual complying with the above requirements or leaving the meeting, the Board of Supervisors may close the meeting to the public and resume the meeting exclusively through Zoom and phone-in participation, at any point during the meeting.**

**Alternatively, the Board Chair and the Board may take other action as they deem necessary for the orderly conduct of the meeting.**

**Further, the meeting may be closed to the public at any time while Executive Order N 29-20 or AB 361 remains in effect, by order of the Chair, the CAO or the Board of Supervisors.**

If you have any questions, please contact the Clerk of the Board Jennifer Frechette, at (831) 636-4000, Ext. 13 or email [JFrechette@cosb.us](mailto:JFrechette@cosb.us)

d. **Presentations and Recognitions**

**BOARD OF SUPERVISOR'S**

Present Proclamation declaring the month of October as the 21st Annual

**Binational Health Week in San Benito County.  
SBC FILE NUMBER: 430**

Supervisor Tiffany presented the Proclamation for the month of October as the 21st Annual Binational Health week in San Benito County.

**e. 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.

There were 13 public comments from Robert, Christina, Regina, Veronica, Belinda, Maria, Julie, Anna, Gabriella, Elia, Wendy, Ray, and Estrella.

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

Michael Chambless, Interim RMA Director announced the construction on Best Road and Fairview Road is now complete and open and Southside Road has a few weeks left of construction work. The draft for Sunnyside Park is now available and two public meetings will take place, one on November 15th at the Vet's Hall at 6 p.m. and the other date to be determined. The grant for the Regional Park is due next week, but the State changed the due date to January, with this item being brought to the next Board meeting for staff direction with a new time line.

Eric Taylor, Sheriff spoke on a brief update on the Riverbed cleanup stating they are working with the private landowners first and will coordinate with the City of Hollister.

Enrique Arreola, Deputy Director of HHS, announced that the Governor is awarding a 30 million dollar grant for Rehabilitation Services, with 2.3 million dollars going to the County of San Benito that will be used for the rehab migrant housing center. He also announced a press conference will take place November 16th, 2021 at 9:30 a.m. located at the migrant center.

Gracie Rodriguez, Assistant Management Analyst announced that the County website now has a update on Roads and Bridges. She also announced that the COVID Memorial in front of the Administration building is now complete and any family members who wish to pick up a flag of their family members can at the Administration building between 8-5 p.m. Monday through Friday.

Ray Espinosa, CAO announced that a new job specification will be coming soon for a Public Information Officer and a hard stop will be needed for today's meeting for item #2 regarding redistricting at 10 a.m. He also announced future agenda items that will be coming to a Board meeting soon which includes tax share agreement, Brown Act and Charter County, reserve policy, in house janitor services, bonding, landfill, lobbyist, and ARPA Funding.

**g. Board Announcements: Information Only**

Supervisor Kosmicki spoke on concerns with semi trucks parking in San Juan Bautista, traffic on the back roads, and meet with the new CHP commander Phil Copper. He spoke on construction and concerns with the Betabel area, encouraged others to get the flu shot, and spoke on the recent storm and the retention pond.

Supervisor Tiffany spoke on Roads and the improvements with Best Road, gave a update from Public Works with minimal storm damage from yesterdays rain, spoke on the allocation of \$500,000 to Granite Rock and Don Chappin to deal with Roads through out the County and currently finishing up the contracts with working on Lonetree Road, potholes need to filled on Panoche

Road, the drought issue through out the State, local issues with Stonegate, issues with infrastructure with the Tres Pinos Water District, with possibility of Stonegate and Tres Pinos Water District working together. Looking at the possibility of ARPA Funding to go towards water infrastructure issues in the County. He also reported he meet with the High School's Superintendent Shawn Tannebaum regarding a second high school and involving the community with the subject moving forward. He also meet with the Lobbyist and spoke on looking at more funding for parks. He has one opening for the Community Action Board and announced the joint training session with LAFCO on October 27, 2021 located at Ridgemark in Hollister, CA.

Supervisor Hernandez said he will be attending the LAFCO joint training session and got clarification it is not a Brown Act violation, spoke on the Santana Ranch project, will meet with Clay Klempt on the aging master plan, attended the COG meeting where they discussed grant opportunity's, meet with the Lobbyist and discussed what the needs of the community are and the need of support for unfunded mandates. He brought up presentations on agendas being presented last minute and would like it before hand for the Board members and for the public so they can be ready for the meetings of what is going to be discussed.

Chair Gonzales would like clarification of what can be discussed during this time frame.

## **PUBLIC HEARING**

1. **RESOURCE MANAGEMENT AGENCY - M. CHAMBLESS, INTERIM RMA DIRECTOR**  
**(To be heard at 9:00 AM or as soon thereafter as the matter may be heard)**  
**Reopen and continue to November 9, 2021 Public Hearing for the Adoption of Amendments to San Benito County Code Cannabis Regulations to Simplify and Streamline Applications and Permit Outdoor Cultivation Outside Exclusion Zone.**  
**SBC FILE NUMBER: 790**

Michael Chambless, Interim RMA Director announced that this item will be continued to the November 9, 2021 Board meeting.

There were no public comments.

MOTION:

*Motion to continue item to the Board meeting of November 9, 2021 at 9 a.m. or there after:* Made by **Supervisor Peter Hernandez** and seconded by **Supervisor Kollin Kosmicki**

**4 - 0**

*For (4):*

*Against (0):*

*Ayes: Gonzales , Hernandez, Kosmicki, Tiffany*

2. **COUNTY CLERK/AUDITOR/RECORDER/REGISTRAR OF VOTERS - J.P. GONZALEZ**  
**(To be heard at 10:00 AM or as soon thereafter as the matter may be heard) Public Hearing to receive input from the community regarding the redrawing of Supervisorial District Boundaries.**  
**SBC FILE NUMBER:160**

Joe Paul Gonzalez introduced this item and announced this is the second public hearing for redistricting and that 13 maps from the public will be presented at the next Board meeting for review.

Demographer Dr. Justin Levitt from NDC presented on the redistricting process and presented a PowerPoint presentation which included redistricting process and dates, redistricting rules and goals, 2020 census, defining neighborhoods, beyond neighborhoods, public mapping and map community of interest review tools, simple map review tool, simple map drawing tool, CalPers mapitude online redistricting, share your thoughts and public hearing and discussion.

There were no public comments.

There was a discussion between the Board of Supervisors and County staff regarding the redistricting process, requirements, and rural vs. city needs.

## **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.*

### **3. HEALTH AND HUMAN SERVICES AGENCY - T. BELTON**

Provide a quarterly informational update on COVID-19 data, vaccine update and incentive update.

**SBC FILE NUMBER: 130**

Dr. George Gellert presented a PowerPoint presentation which included data as of 10/25/21, weekly cases by vaccine stats, vaccination rate summary, vaccinations by race/ethnicity/age, vaccine roll out of the 5-11 age group, and presented on school updates and school summary from 9/23/21 to 10/25/21.

Supervisor Tiffany gave a update on vaccine incentives and presented on first dose incentive program, vaccine cash incentive program, community foundation coalition \$500 cash raffle, testing update, free COVID testing, and outreach updates.

There were two public comments from Robert and Elia.

Edgar Nolasco, Deputy CAO gave a update on the San Benito County testing mandate.

There was a discussion between the Board of Supervisor's and County staff regarding the vaccine rate, incentives, and outreach for the age group of 5-11 year olds.

### **4. RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS, INTERIM RMA DIRECTOR**

California Senate Bill 1383 Methane Gas Reduction and Organics Recycling Informational Update and Adopt Resolution to affirm an exemption from the requirements of mandatory organics collection services and SB 1383 related

activities on behalf of the San Benito County Integrated Waste Management Regional Agency.  
SBC FILE NUMBER: 142  
RESOLUTION NO: 2021-129

Celina Stotler, IWM Manager presented on an overview of SB 1383 and presented a PowerPoint presentation which included organic waste in the largest waste stream in California, climate change, SB 1383 requirements, SB 1383 jurisdiction responsibilities, next steps for 1383 compliance.

There was one public comment from Elia.

There was a discussion with the Board of Supervisor's and County staff regarding funding, the edible food recovery program, working with agency's for compliance, and offering workshops within the community.

MOTION:

Motion to approve Resolution:

Made by Supervisor Kollin Kosmicki and seconded by Vice-Chair Bob Tiffany

4 - 0

For (4):

Against (0):

*Ayes: Gonzales , Hernandez, Kosmicki, Tiffany*

5. **BOARD OF SUPERVISOR'S**

Receive monthly update and reports from members of the Board of Supervisors regarding Committee assignments and Ad Hoc Committees.  
SBC FILE NUMBER: 156

Jennifer Frechette, Clerk of the Board announced an update on the standing committees that all standing committees must follow the Brown Act, post agendas 72 hours in advance for a regular meeting or 24 hours in advance for a special meeting and submit minutes within a reasonable time after the meeting. The Clerk's office is requesting all agendas and minutes to be submitted to the Clerk's office so they can be uploaded on the County website. She announced there are open vacancy's for the Parks and Recreation Committee for district 3 and 5, The Community Action Board for districts 1, 4, and 5, and the LCA Committee district 3 and can submit an application to the Clerk of the Boards office if interested in applying.

Supervisor Tiffany announced with the Economic Development Ad Hoc they meet to discuss more details with changing the cannabis Ordinance which will come to the next Board meeting for discussion. He will also be meeting with the ad hoc with Chair Gonzales to go over ARPA Funding and the Community's involvement of how they would like the funding to be spent. He announced they are close with Tax Share agreement and will hopefully be on the next Board meeting for discussion. He will be attending the LAFCO Joint Training Session on Thursday October 27th, attended the Behavioral Health Board meeting, COG and provided updates with Highway 25, and attended the Landfill Committee meeting and gave an update with the EIR to possibly be presented in March of 2022.

Supervisor Kosmicki announced he is working with the Economic Development ad hoc with the Cannabis Ordinance, Landfill with a town hall in March and possible EIR in May of 2022, working with the tax share agreement with the City of Hollister and hope to address in November, Integrated Waste Management Task Force and meet to go over a potential transfer station for organics to be

go over by the Hollister Waste Water Treatment Plant.

Supervisor Hernandez announced he meet with the tourism ad hoc, spoke on Broadband and the RCRC study, and the Regional Park with working on a draft brochure that should be ready.

Chair Gonzales announced she will meet with the ad hoc to address ARPA Funding and will go over the surveys that the community filled out of how they would like the funds to be spent, will be meeting to go over tourism, attended AMBAG, the Behavioral Health Board meeting, CSAC, First 5, the Juvenile Justice Committee meeting, the Governance Committee meeting, and will attend the LAFCO joint training session on October 27th.

There was a discussion amongst the Board if they would like the ad hoc update to be placed on the agenda monthly or at every Board meeting and the Board agreed to have it placed on every agenda for discussion.

There was one public comment from Elia.

## **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.*

There were two public comments from Elia and Frank.

Supervisor Kosmicki pulled items #6, 7, 11, and 13 for discussion.

Supervisor Tiffany pulled item #11, which was already pulled by Supervisor Kosmicki.

Supervisor Hernandez and Chair Gonzales did not pull any items off consent agenda for discussion.

### **MOTION:**

Motion to approve consent agenda except for items # 6, 7, 11, and 13: Made by **Vice-Chair Bob Tiffany** and seconded by **Supervisor Kollin Kosmicki**

**4 - 0**

For (4):

*Ayes: Gonzales , Hernandez, Kosmicki, Tiffany*

Against (0):

### **6. BEHAVIORAL HEALTH - A. YAMAMOTO**

Approve Contract with Traditions Behavioral Health for Psychiatry Services for the term of July 1, 2021 through June 30, 2022 in the amount of \$680,000.00.  
SBC FILE NUMBER: 810

Supervisor Kosmicki pulled this item and item #7 for discussion. Both of these items were heard together.

Alan Yamamoto, Behavioral Health Director spoke on item #6, stating that this item is unique and is not aware of any other company's also stating that the current Dr. has built a relationship with the clients. He also spoke on item #7 stating that this contract is with the County of Merced.

There was a discussion between the Board of Supervisor's and County staff regarding the contracts. Ray Espinosa, CAO explained that the Behavioral Health Department will be presenting at a later Board meeting with all the contracts with the State and other County's and will present a RFP plan for the next couple of years.

MOTION:

Motion to approve contract: Made by Vice-Chair Bob Tiffany and seconded by Supervisor Peter Hernandez

3 - 1

For (3): Against (1):

*Ayes: Gonzales , Hernandez, Tiffany Nays: Kosmicki*

7. **BEHAVIORAL HEALTH - A. YAMAMOTO**

Approve Contract with the County of Merced, Psychiatric Health Facility and Outpatient Clinic Services July 1, 2021 through June 30, 2023 in the amount of \$175,000.00.

SBC FILE NUMBER: 810

Item #7 was heard with item #6.

MOTION:

Motion to approve contract: Made by Vice-Chair Bob Tiffany and seconded by Supervisor Peter Hernandez

3 - 1

For (3): Against (1):

*Ayes: Gonzales , Hernandez, Tiffany Nays: Kosmicki*

8. **CLERK OF THE BOARD OF SUPERVISOR'S - J. FRECHETTE**

Approve the action minutes of the September 14, 2021 regular meeting and October 12, 2021 regular meeting.

SBC FILE NUMBER: 119

9. **COUNTY ADMINISTRATION OFFICE – R. ESPINOSA**

Adopt proposed resolution authorizing teleconferencing options for meetings of the Board of Supervisors for the period of October 26, 2021 through November 09, 2021, pursuant to AB 361.

SBC FILE NUMBER: 156

RESOLUTION NO: 2021-130

10. **COUNTY CLERK/AUDITOR/RECORDER/REGISTRAR OF VOTERS - J.P. GONZALEZ**

Adopt Resolution accepting the certified Statement of Election Results for the September 14, 2021 Governor Recall Election.

SBC FILE NUMBER: 285

RESOLUTION NO: 2021-131

11. **COUNTY COUNSEL - B. THOMPSON**

Appoint Barbara Thompson to a new four-year term as County Counsel, effective December 31, 2021.

SBC FILE NUMBER: 160

Supervisor Kosmicki pulled this item for discussion with concerns of the four year term.

There was a discussion between the Board of Supervisor's and County staff regarding a four year term. Joel Ellinwood, Assistant County Counsel spoke on the four year term and provided background information on State law and misconduct.

MOTION:

Motion to approve Barbara Thompson as County Counsel for a four year term:

Made by **Vice-Chair Bob Tiffany** and seconded by **Supervisor Peter Hernandez**

3 - 1

For (3):

Against (1):

Ayes: Gonzales , Hernandez, Tiffany Nays: Kosmicki

12. **COUNTY COUNSEL - B. THOMPSON**

Accept introduction, waive further reading, and continue until November 9, 2021 for adoption an ordinance amending Title 3 of the San Benito County Code titled, "AN ORDINANCE OF THE SAN BENITO COUNTY BOARD OF SUPERVISORS REGARDING APPOINTMENTS TO THE PARKS AND RECREATION COMMISSION"

SBC FILE NUMBER: 160

ORDINANCE NO: 1037

13. **COUNTY LIBRARY - N.CONTE**

Receive information and authorize staff to submit preliminary application for a grant for library improvement, issued as a result of California Senate Bill 129 for life-saving infrastructure projects in libraries.

SBC FILE NUMBER: 80

Supervisor Kosmicki pulled this item for discussion. He has concerns with getting a grant writer.

Nora Conte, Librarian announced that the Library will be applying for a ten million dollar grant for Library improvements. If the County were to receive the grant they would need to match the grant amount of ten million dollars.

There was a discussion between the Board of Supervisor's and County staff regarding the needs of the Library.

MOTION:

Motion to approve staff to submit application:

Made by **Supervisor Kollin Kosmicki** and seconded by **Vice-Chair Bob Tiffany**

4 - 0

For (4):

Against (0):

*Ayes: Gonzales , Hernandez, Kosmicki, Tiffany*

14. **HEALTH AND HUMAN SERVICES AGENCY- T. BELTON**  
Adopt Resolution delegating authority to the Director of Health & Human Services to accept donations related to CSWD Housing Programs and Services.  
SBC FILE NUMBER: 750  
RESOLUTION NO: 2021-132
15. **HEALTH AND HUMAN SERVICES AGENCY - T. BELTON**  
Adopt Resolution Amending Resolution #2021-38 and authorizing the Director or Deputy Director to execute and submit the Community Development Block Grant (CDBG) Coronavirus Response Round 2 and 3 (CDBG-CV2/3) application in the amount of \$1,150,872.00 and act for and on behalf of the County of San Benito in all matters pertaining to the application; and Authorize Board Chair to sign Resolution.  
SBC FILE NUMBER: 130  
RESOLUTION NO: 2021-133
16. **HUMAN RESOURCES- E. NOLASCO**  
Adopt a resolution approving the new collective bargaining agreement between the County of San Benito and Institutions Association.  
SBC FILE NUMBER: 630  
RESOLUTION NO: 2021-134
17. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS, INTERIM RMA DIRECTOR**  
Adopt Resolution granting a non-exclusive franchise agreement to Hollister Dogs LLC to operate a food concession at the Veterans' Memorial Park.  
SBC FILE NUMBER: 93  
RESOLUTION NO: 2021-135
18. **RESOURCE MANAGEMENT AGENCY - M. CHAMBLESS, INTERIM RMA DIRECTOR**  
Adopt continuing Resolution confirming the RMA Director's authority to enter into emergency repair and replacement contracts to remediate a local emergency, pursuant to Public Contracts Code Section 22050, without adoption of plans and specifications or competitive bidding; finding that there is a need to continue emergency action; and finding emergency repair and replacement work exempt from CEQA under CEQA Guidelines Section 15269(d), as emergency projects within the rights of way of existing County and State highways damaged by flooding and storm events. No new costs are being incurred or authorized by this action. (4/5 vote required)  
SBC FILE NUMBER: 75.5  
RESOLUTION NO: 2021-136
19. **RESOURCE MANAGMENT AGENCY - M. CHAMBLESS, INTERIM RMA DIRECTOR**  
Accept bids received for the Capital Improvement Project - 911 Call Center Tenant Improvement-PSAP Relocation; find Larry S. Kent, Inc. dba Kent

Construction as the lowest responsive, responsible bidder; award contract to Larry S. Kent, Inc. dba Kent Construction in the amount of \$75,484.40; approve contract and authorize the Interim RMA Director to execute it upon receipt of all documents required in the Invitation for Bids; and authorize the Interim RMA Director to issue change orders in the amount not to exceed \$7,548.40, per Public Contract Code section 20142(a).  
SBC FILE NUMBER: 105.3

20. **RESOURCE MANAGEMENT AGENCY - M. CHAMBLESS, INTERIM DIRECTOR**

Adopt Resolution Establishing a Limited Exemption for Sunday Construction for Self-Help Farmworker Housing Sweat Equity Construction Activity to Daylight Hours under San Benito County Code Chapter 19.39 Noise Control Regulations, section 19.39.051 (R) and (T) and section 25.37.035 (E).

SBC FILE NUMBER: 790.3

RESOLUTION NO.: 2021-137

21. **SHERIFF'S DEPARTMENT - E. TAYLOR**

Receive informational report on FY 2020-21 expenditures offset with inmate welfare funds.

SBC FILE NUMBER: 110

22. **SHERIFF'S OFFICE - E. TAYLOR**

Approve the alternative staffing of 1.0 FTE Correctional Sergeant to 1.0 FTE Sheriff's Lieutenant-Corrections and direct staff to amend the Schedule of Approved Position Allocations to reflect the position changes.

SBC FILE NUMBER: 110

23. **TREASURER/TAX COLLECTOR/PA - M CASILLAS**

Each month the Treasurer's Office presents a report of the Treasurer Pool analysis and activity. This month's report represents August 2021.

SBC FILE NUMBER: 685.2

**CLOSED SESSION**

Barbara Thompson, County Counsel read out closed session into record. There were no public comments.

*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.)*

24. **CLOSED SESSION-CONFERENCE WITH LABOR NEGOTIATORS**

Agency designated representatives: Dania Torres-Wong, Michael McDougall, Ray Espinosa, Edgar Nolasco, Gabriel Orozco, Barbara Thompson and Elvia Barocio

Employee Organizations:  
Institutions Association  
Law Enforcement Management

Management Employees' Group  
SEIU Local 521 (General Unit Employees)  
Deputy Sheriff's Association  
Confidential Employees  
Confidential Management Employees  
Appointed Department Heads  
Unrepresented Employees  
SEIU Local 2015 (In-Home Supportive Services)  
Authority: California Government Code Section 54957.6

Barbara Thompson, County Counsel reported out no reportable action.

**25. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL**

Closed session regarding pending litigation Gov. Code sec. 54956.9 (a)  
Western Resources Legal Center vs. San Benito County, San Benito  
Superior Court Case No. CU-21-00204.  
SBC FILE NUMBER: 235.6

Barbara Thompson, County Counsel reported out no reportable action.

**FUTURE AGENDA ITEMS**

Supervisor Tiffany requested COVID incentives with funds almost running out to be placed on a future agenda for discussion, Supervisor Kosmicki second this item to be placed on a future agenda for discussion.

Supervisor Kosmicki requested a proclamation for Richard Place to be placed on a future agenda, Supervisor Tiffany second the proclamation to be placed on a future agenda.

Supervisor Hernandez requested a presentation on Charter County's to be placed on a future agenda. Ray Espinosa, CAO announced that this item will be placed on the December's Board meeting when the new Supervisor is appointed by the Governor.

Opportunity for Board members to request items to be placed on the next agenda for discussion.

**ADJOURNMENT**

**Adjourn to the next regular meeting of November 9, 2021.**

MOTION:

*Motion to adjourn meeting at 2:30 p.m.:* Made by **Supervisor Peter Hernandez** and seconded by **Supervisor Kollin Kosmicki**

**4 - 0**

*For (4):*

*Against (0):*

*Ayes: Gonzales , Hernandez, Kosmicki, Tiffany*

**NOTE: A copy of this Agenda is published, along with supportive documents, on the**

*County's Web site on the Wednesday 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.*

