



## 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 November 9, 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, Betsy Dirks, 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 Peter Hernandez, District #3.**

The Pledge of Allegiance was led by Supervisor Hernandez, District #3.

- b. Acknowledge Certificate of Posting

**Acknowledge certificate of posting**

MOTION:

Motion to approve Certificate of Posting: Made by **Vice-Chair Bob Tiffany** and seconded by **Chair Bea Gonzales**

**5 - 0**

For (5):

Against (0):

*Ayes: Dirks, 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: 910 9417 7408**

**Webinar Password: 834576**

- 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**

Approve Certificate of Recognition for Richard Place for his service in San Benito County in relation to his work with De Anza Trail.  
SBC FILE NUMBER: 156

Supervisor Kosmicki presented a certificate of recognition to Richard Place for his service to San Benito County, also in attendance was past County Supervisor Anthony Botelho and Valerie Eglund who also thanked Mr. Place for his service.

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

There were no department head announcements.

### **f. Board Announcements: Information Only**

Supervisor Kosmicki announced that the De Anza stake holders held a meeting regarding issues with the De Anza trail and reported that there have been no more break ins at De Anza trail since the new security cameras were installed.

Supervisor Tiffany requested to adjourn the meeting in memory of Curtis Graves and reported that the LAFCO Joint Training Session was successful.

Supervisor Hernandez announced the Veterans Day walk is on November 11, 2021. He meet with Triple A and will be working on coming up with a local plan based off the master plan for aging.

Chair Gonzales welcomed Supervisor Dirks.

Supervisor Dirks introduced herself to the Board and to the community.

### **g. 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 eleven public comments from Pat, Rob, Sandy, Norma, Berline, Rafael, Julie, Elia, Laura, Jackie, and Veronica.

## **PUBLIC HEARING**

- COUNTY LIBRARY - N. CONTE**  
**(To Be Heard at 9:00 a.m. or soon thereafter as the matter may be heard)**  
**Hold a Public Hearing on the implementation of Library Fees; adopt resolution approving and imposing a \$500.00 Fee for lost laptops and a \$50.00 Fee for lost laptop power supply and mobile WiFi hotspots.**  
**SBC FILE NUMBER: 80**  
**RESOLUTION NO: 2021-138**

Barbara Thompson, County Counsel introduced the item of the implementation of Library fees for lost laptops, laptop power supply, and WiFi hotspots.

There was one public comment from Elia.



**Outside the Hemp Exclusion zone.**  
**SBC FILE NUMBER: 790**  
**ORDINANCE NO: 1036**

Robin Grant, Assistant Director of RMA introduced the Ordinance of the few changes that have been made and presented a PowerPoint presentation which included background, Board of Supervisors action, basis for comprehensive revisions, proposed amendments, hemp exclusion zone and its map, hemp vs outdoor cultivation, outdoor cultivation, existing State regulations and enforcement measures, other considerations, response to Board direction, residential setbacks, hemp exclusion area and map, security requirements, entitlements and limitations, impact to existing agricultural industry, and staff recommendation.

There were three public comments from Elia, Sandy, and Rob.

Eric Taylor, Sheriff spoke on the item, addressed his thoughts, and spoke on the State safety plan.

There was a discussion between the Board of Supervisors and County staff regarding background checks and concerns, limit on licenses, adding additional staff to the Sheriff Department, odors of hemp, and opportunity's to bring in revenue. The Board directed staff to come back with a plan to address adding two additional staff to the Sheriff Department and a taxing structure.

MOTION:

*Motion to adopt Ordinance and directed staff to return with an amended ordinance adding the requirement of a local background check:*

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

4 - 1

*For (4):*

*Against (1):*

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

4. **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**

Supervisor Tiffany requested an urgency item to be added to the agenda to send a letter from the Board to the State Commission regarding State redistricting. He is requesting that the Board supports San Benito County to stay in the same district with Monterey and Santa Cruz County's and not be put into the South Bay/Cupertino district. The Board was in favor of sending a letter to the State Commission requesting the County to stay in the central coast district.

Joe Paul Gonzalez announced that four maps will be presented that are complainant with the redistricting law.

Dr. Tilton from NDC stated they received ten maps from the public and presented a PowerPoint presentation which included the redistricting process, redistricting rules and goals, 2020 census, defining neighborhoods, beyond neighborhoods, public mapping/tools, public hearing and discussion. He displayed maps on the County website that were complainant and non-compliant.

There were five public comments from Elia, Rob, Jim, Sandy, and Celeste.

There was a discussion between the Board of Supervisor's and County staff regarding the maps and the changes. The Board requested staff to come back to the next Board meeting of November 23, 2021 with editing the two maps of NDC2 and D71963 with eliminating maps NDC1 and D57698.

MOTION:

Motion to approve adding a urgency item on the agenda to send a letter from the Board to the State Commission requesting that San Benito County stays in the central coast district and approving the letter:

Made by Vice-Chair Bob Tiffany and seconded by Chair Bea Gonzales

5 - 0

For (5):

Against (0):

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

**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.*

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

Receive presentation from KNN Public Finance regarding the County's Bonding Capacity. Discuss and provide direction to staff regarding bonding options.

SBC FILE NUMBER: 119

Ray Espinosa, CAO introduced Bobby Cheung and David Leifer from KNN to present on bonding capacity. They presented a PowerPoint presentation on the overview, tax exempt interest rates, security and bond type, today's objectives, financing alternatives overview, Measure G transportation sales tax, Measure G sales tax leveraging considerations, sample 2019 Measure G sales tax revenue model, Measure G bonding capacity, bonding against a new County sales tax Measure (not Measure G), new sales tax bonding capacity, San Benito County outstanding debt profile, approach to considering debt affordability, standards and poor local governments, general obligation rating criteria, S&P criteria analyzed in a scorecard, framework to achieve an overall rating, current debt and contingent liability scoring, projecting future capacity, sample financing scenarios, and conclusions.

There was two public comments from Elia and Rob.

There was a discussion between the Board of Supervisor's and County staff regarding work that needs to be done on Roads, the pros/cons, and rates on bonding. The Board directed to staff to come back at the beginning of the year with a list of Road projects and a package with more information for the possibility of moving forward with bonding.

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

Adopt Resolution to approve Master Tax Agreement for commercial and industrial annexation with the City of Hollister for the term of 20 years.

SBC FILE NUMBER: 119  
RESOLUTION: 2021- 146

Dulce Alonso, Senior Management Analyst presented a PowerPoint presentation on State Law revenue and taxation code 99, residential master agreement- tax transfer 2020, commercial and industrial summary key provisions, all revenue, mixed use project, and Board consideration.

There were three public comments from Joel, Elia, and Victor.

There was a discussion between the Board of Supervisor's and County staff regarding the term of the agreement of 20 years, working with the City, and with the ad hoc reporting the current deal is at 70% City/ 30% County. The Board gave direction to come back to the November 23, 2021 Board meeting for further discussion on this item.

MOTION:

Motion to approve to table item to the Board meeting of November 23, 2021:

Made by Supervisor Betsy Dirks and seconded by Chair Bea Gonzales

5 - 0

For (5):

Against (0):

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

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

Parks Update and discussion regarding construction schedule.  
SBC FILE NUMBER: 93

Michael Chambless, Interim RMA Director gave a update on the park construction and stated the parking lot construction will start next spring. He will bring back a plan at the next Board meeting for discussion.

There was a discussion between the Board of Supervisor's and County staff regarding the park construction and how they would like it started earlier then later.

There were no public comments.

8. **COUNTY CLERK/AUDITOR/RECORDER/ELECTION - J.P. GONZALEZ**

Proposed Budget Adjustment/Transfer Policy:

The County Budget Act requirements remain the same. Any increases to appropriations and estimated revenues or any transfers from contingency must be adopted by a minimum 4/5 approval by the board of supervisors. The changes being proposed by both the CAO's Office and the County Auditor are the following: 1) for purposes of government efficiencies and consistency in the application of spending and budgeting limits, an increase of the \$25,000 threshold to the current purchasing authority of the CAO to \$50,000. This would mean that County of San Benito's budgetary controls would require Board of Supervisor majority approval for all interdepartmental transfers or inter-object transfers greater than \$50,000. 2) the second proposed change would add interdepartmental transfers to the existing inter-object transfers less than \$50,000. These would continue to require both CAO and County Auditor

approval. Any intra-object transfers also continue to require only the approval of the County Auditor. The 3) the third and final budget adjustment/transfer proposed change is an additional category referred to as *de minimis* fund Adjustment/Transfer (less than \$500). This additional category is needed to allow for more efficient use of resources for very minor account balance transfers.

SBC FILE NUMBER: 608

Joe Paul Gonzalez offered background information on the budget adjustment and transfer policy. He is requesting that the Board approve changes to the budget adjustment/transfer policy to \$50,000.00 to match the transfer policy.

There were no public comments.

There was a discussion between the Board of Supervisor's and County staff regarding the policy's and having the information available and public online on OpenGov.

MOTION:

Motion to approve changes to the budget adjustment/transfer policy:

Made by **Supervisor Kollin Kosmicki** and seconded by **Supervisor Betsy Dirks**

**5 - 0**

For (5):

Against (0):

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

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

Receive presentation on reserve policy. Discuss and provide direction to staff on the creation of a resolution establishing a reserve policy for the General Fund for FY 2022-2023 onward.

SBC FILE NUMBER: 865

Gabriel Orozco, Budget Officer presented a PowerPoint presentation on the reserve policy which included reserves, current, government financial/officers association, GFOA's recommendation, other options, tired system approach, budget suggestion, and staff recommendation.

There were no public comments.

There was a discussion between the Board of Supervisor's and County staff regarding the support of a reserve policy, and having a two month reserve (9 million), having a healthy reserve at 15 or 20%. The Board gave staff direction to look at the vacancy budget and come back early next year with a reserve policy.

10. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA:**

Receive presentation from County Human Resources regarding the exemption process for County employees seeking religious or medical exemptions from the State's mandatory vaccination requirement.

SBC FILE NUMBER: 630

Barbara Thompson, County Counsel presented a PowerPoint presentation on caveats, medical exemption requests, reasons for medical exemptions, medical exemptions, if exemption is granted, religious exemptions, after religious exemption request is received, and if exemption is granted. She

also stated that 65 employees are required to be vaccinated under the State mandate, six County employees have filled for a religious or medical exemption with five being religious and one being medical, and two County employees have filled an exemption who are mandated to be vaccinated.

Edgar Nolasco, Deputy CAO reported that Behavioral Health is mandated by the State to be vaccinated and need to wear face coverings at all times. Other County employees who wish not to get vaccinated are subject to testing twice weekly.

There was a discussion between the Board of Supervisors and County staff regarding the application process and exemptions.

There were no public comments.

**11. HEALTH AND HUMAN SERVICES AGENCY - T. BELTON**

Provide an update on the previously approved COVID-19 Vaccine Incentive. If desired, provide staff direction on the next steps.

SBC FILE NUMBER: 130

Supervisor Kosmicki presented a PowerPoint presentation which included San Benito County vaccination rate summary, San Benito County vaccinations by age through November 7, 2021, COVID-19 5-11 age group providers and doses, and San Benito County vaccine cash incentive program. The recommendation from the COVID ad hoc is for allocating ARPA funding of \$250,000 to extend the cash incentive program.

Supervisor Tiffany stated that the funding for incentive's will run out for the age group 5-11 year olds and additional outreach and a flyer will be done for the age group of 5-11 year olds and boosters.

Tracey Belton, HHS Director reported that the date for the 5-11 age group has not been uploaded yet and will have a better number next week.

There was a discussion with the Board of Supervisor's and County staff regarding more funding to be allocated for the cash incentive program, funding that has already been allocated for the program with around a half of a million dollars being spent. The extension of COVID-19 vaccine cash incentive program for a total of \$250,000.00 using ARPA funds was approved.

There was one public comment from Celeste.

MOTION:

Motion to approve the allocation of \$250,000 of ARPA funding for extending the COVID-19 incentive program. Made by **Vice-Chair Bob Tiffany** and seconded by **Supervisor Kollin Kosmicki**

**3 - 2**

*For (3):*

*Against (2):*

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

**12. BOARD OF SUPERVISOR'S**

Receive update and reports from members of the Board of Supervisors regarding Committee assignments and Ad Hoc Committees.

SBC FILE NUMBER: 156

There were no reports.

## 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 was one public comment from Elia.

Supervisor Dirks and Hernandez had no items to pull.

Chair Gonzales pulled items # 21 and 22.

Supervisor Kosmicki pulled item # 13.

Supervisor Tiffany pulled item # 27.

MOTION:

Motion to approve consent agenda except for items # 13, 21, 22, and 27: Made by **Vice-Chair Bob Tiffany** and seconded by **Supervisor Betsy Dirks**

**5 - 0**

For (5):

Against (0):

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

### 13. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**

Approve contract with Nielsen Merksamer Parrinello Gross & Leoni LLP to represent the interest of San Benito County at the State level for a three year period (year-one \$73,500; year-two \$79,500; and year-three \$85,500) in the amount not to exceed \$238,500.00 for a three (3) years; beginning January 1, 2022, through December 31, 2024.

SBC FILE NUMBER: 119

Supervisor Kosmicki pulled this item for discussion and requested clarification of funding.

MOTION:

Motion to approve contract: Made by **Supervisor Kollin Kosmicki** and seconded by **Supervisor Peter Hernandez**

**5 - 0**

For (5):

Against (0):

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

### 14. **COUNTY ADMINISTRATION OFFICE – R. ESPINOSA**

Adopt proposed resolution authorizing teleconferencing options for meetings of the Board of Supervisors for the period of November 12, 2021 through December 12, 2021, pursuant to AB 361.

SBC FILE NUMBER: 119  
RESOLUTION NO: 2021-140

15. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**  
Authorize County Administrative Officer or designee to execute a License Agreement with Silicon Valley Monterey Bay Council, Inc., Boy Scouts of America to facilitate an annual fundraiser on January 2, 8, and 9 of 2022 at Veterans Memorial Park.  
SBC FILE NUMBER: 119
16. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**  
Adopt Resolution establishing the 2022 Board of Supervisors Meeting Agenda Schedule, pursuant to Ordinance 3.01.001.  
SBC FILE NUMBER: 119  
RESOLUTION NO: 2021-141
17. **COUNTY CLERK/AUDITOR/RECORDER/ELECTION - J.P. GONZALEZ**  
Adopt Resolution, amending Resolution 2021-121 Levying Taxes and Direct Assessments for Fiscal Year 2021-2022, to include new additional supplement fee in the amount of \$640 for CSA 50 Dunneville.  
SBC FILE NUMBER: 608  
RESOLUTION NO: 2021-142
18. **COUNTY COUNSEL - B. THOMPSON**  
Approve Amendment No. 4 to legal services contract with Hooper, Lundy & Bookman, LLP for legal services in an additional amount of \$40,000.00 for a total contract amount not to exceed \$220,000.00.  
SBC FILE NUMBER: 160
19. **COUNTY COUNSEL - B. THOMPSON**  
Adopt 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
20. **EMERGENCY MEDICAL SERVICES- K. MANGANO**  
Approve contract with REACH Air Medical Services, LLC (doing business as CALSTAR) for air ambulance services in San Benito County.  
SBC FILE NUMBER: 1068
21. **HEALTH AND HUMAN SERVICES AGENCY - T. BELTON**  
Accept grant award from California Department of Public Health (CDPH) for National Initiative to address COVID-19 health disparities among populations at high-risk and under served award of \$300,000.00 and authorize the HHSA Director or Public Health Deputy Director to sign any related documents associated with the grant award and approve budget adjustment in the amount of \$125,000.00 for Fiscal Year 2021-2022. (4/5 vote required)  
SBC FILE NUMBER: 130

Chair Gonzales pulled this item for discussion. This item and item # 22 were discussed together.

Lynn Mello from HHSA clarified the funding of the grants and that the grants will go towards lack of resources.

MOTION:

Motion to approve grant: Made by **Chair Bea Gonzales** and seconded by **Supervisor Kollin Kosmicki**

**4 - 1**

For (4): Against (1):

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

**22. HEALTH AND HUMAN SERVICES AGENCY - T. BELTON**

Accept the California Public Health Workforce Development supplemental funding allocation in the amount of \$530,000.00 for COVID-19 Public Health Crisis Response and Public Health Workforce Development and authorize the HHSA Director or Public Health Deputy Director to sign all related documents associated with the grant allocation; and approve Budget Adjustment in the amount of \$235,181.00 for Fiscal Year 2021-2022. (4/5 vote required)  
SBC FILE NUMBER: 130

This item was heard with item #21.

MOTION:

Motion to approve grant: Made by **Chair Bea Gonzales** and seconded by **Supervisor Kollin Kosmicki**

**4 - 1**

For (4): Against (1):

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

**23. HUMAN RESOURCES - E. NOLASCO**

Adopt a resolution approving the new collective bargaining agreement between the County of San Benito and SEIU Local 521.  
SBC FILE NUMBER: 630  
RESOLUTION NO: 2021-145

**24. RESOURCE MANAGEMENT AGENCY - M. CHAMBLESS, INTERIM RMA DIRECTOR**

Approve a Purchase Order for the renewal of the user license for Accela Civic Platform in the amount not to exceed \$78,875.27 for a term beginning November 23, 2021 through November 22, 2022.  
SBC FILE NUMBER: 790

**25. RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS INTERIM RMA DIRECTOR**

Approve capital budget adjustment in an amount not to exceed \$780,000.00 and authorize payment to Silver Creek Industries for the new Behavioral Health building for the remainder of their contract and return of retainage previously withheld from their construction progress payments. (4/5 vote

required)  
SBC FILE NUMBER 810

26. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS, INTERIM RM RMA DIRECTOR**

Appropriate \$302,568.47 from the Road Fund, Approve the budget transfer and Approve purchase of two Marathon 350-gallon Diesel Fired Mastic Mixer Kettles with Helix Augers dispensing systems, associated hand tools, and 60 Pallets of GAP Patch 550 for pothole repairs. (4/5 vote required)  
SBC FILE NUMBER: 105

27. **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: 2021-143

Supervisor Tiffany pulled this item for discussion.

Gabriel Orozco, budget officer offered information that the County will potentially receive funding from the State and are waiting on the governor for approval.

MOTION:

Motion to approve  
Resolution:

Made by **Vice-Chair Bob Tiffany** and seconded by **Supervisor Betsy Dirks**

**5 - 0**

For (5):

Against (0):

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

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

Adopt Resolution authorizing staff to apply for \$400,000.00 in California State Per Capita park funds for the construction of Sunnyside Park, Prop 68 Per Capita Program (4/5 Vote Required).  
SBC FILE NUMBER: 93  
RESOLUTION NO: 2021-144

**CLOSED SESSION**

Barbara Thompson, County Counsel read 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.)*

**29. CLOSED SESSION - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION**

Initiation of litigation- No. of cases 1 (Gov. Code sec 54956.9 (d)(4); County Counsel Barbara Thompson; Deputy County Counsel Irma Valencia.  
SBC FILE NUMBER: 235.6

Barbara Thompson, County Counsel reported there was a 5/0 vote to authorize litigation against with McKinsey and Company, Inc.

**30. 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.

**FUTURE AGENDA ITEMS**

Supervisor Kosmicki requested the discussion of having an agreement with the City of Hollister for Vet's Park with the City managing the park to be brought at a future agenda, Chair Gonzales second this item to be discussed at a future meeting.

Supervisor Tiffany requested Cannabis lowering the tax rate and a plan for adding an additional deputy Sheriff, with an amendment for a local background check, Chair Gonzales second this item to be discussed at a future meeting.

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

**ADJOURNMENT**

MOTION:

Motion to adjourn meeting at 5:37 p.m.:

Made by Vice-Chair Bob Tiffany and seconded by Chair Bea Gonzales

5 - 0

For (5):

Against (0):

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

**Adjourn to the next regular meeting of November 23, 2021.**

*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.*

