



SAN BENITO COUNTY BOARD OF SUPERVISORS

Betsy Dirks 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

February 8, 2022

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 9:05 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 Peter 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 **Supervisor Kollin Kosmicki**

5 - 0

For (5): *Against (0):*
Ayes: Dirks, Gonzales, Hernandez, Kosmicki, Tiffany

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

MEETING CLOSED TO THE PUBLIC UNTIL FURTHER ACTION OF THE BOARD OF SUPERVISORS

Pursuant to AB 361, and the resolutions adopted thereunder, relating to the convening of public meetings in response to the COVID-19 pandemic, and pursuant to the recommendation from Dr. Gellert dated January 5, 2022, members of the 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.

The meetings are closed to the public. The meeting will be available through Zoom and YouTube for those who wish to join or require accommodations with the instructions below:

This meeting can be accessed in the following methods:

1. Through Zoom (<https://zoom.us/join>) per the instruction stated below, and other methods as described further below; and

Webinar ID: 847 3325 3452

Webinar Password: 902462

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

For the safety of public and County employees, please note the following. :

THIS MEETING IS CLOSED TO THE PUBLIC UNTIL FURTHER ACTION OF THE BOARD OF SUPERVISORS.

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

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

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.

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

d. Presentations and Recognitions

BOARD OF SUPERVISOR'S

Approve a Proclamation establishing February 2022 as Grand Jury Awareness Month in San Benito County.

SBC FILE NUMBER: 156

Supervisor Hernandez presented the Grand Jury Proclamation to Roxy Montana who accepted the Proclamation.

BOARD OF SUPERVISOR'S

Receive State of the County Address from the Chair of the Board of Supervisors.

SBC FILE NUMBER: 156

Chair Gonzales announced the State of County Address and stated priority's for the County. The Board of Supervisor's discussed their ideas afterwards.

e. Department Head Announcements: Information Only

Gracie Rodriguez, Assistant Management Analyst announced the County was awarded \$81,000.00 for a grant program for small businesses. She explained the next steps.

Arielle Goodspeed, Planner for RMA announced they are in the process of updating the zoning code obtaining grant money. She stated two public workshops will be provided March 2 and 3 and the application will be available on the County website.

f. Board Announcements: Information Only

Supervisor Dirks announced she toured My Fathers Home and was going to tour the Landfill but it has been postponed. She will be attending the AMBAG meeting and the new location of the Community Foundation.

Supervisor Hernandez announced he will attend the Economic Development Committee meeting and spoke on the conversation that was held with the Vet's Park teams getting input from the public.

He would like a budget process for parks.

Supervisor Kosmicki congratulated the Rotary Mission 10 Run participants and attended the grand opening of a park on Franklin Circle. He spoke on traffic and speeding limits. He requested to have a moment of silence at the end of the meeting for Susan Petree.

Supervisor Tiffany announced he meet with the home owners of Cielo Vista with RMA and County Counsel and announced he attended the Rotary Mission 10 Run where over 1,000 people participated in San Juan.

Chair Gonzales did not make any reports.

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 15 public comments from Sandy, Brent, Courtney, Angela, Elia, Laretta, Rob, Susan, Angelo, Anna, Berlin, Matt, Tony, Celeste, and Vicki.

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.*

1. COUNTY ADMINISTRATION OFFICE- R. ESPINOSA

Accept presentation from the San Benito County Water District regarding the drought and status in San Benito County.
SBC FILE NUMBER: 119

Shawn Novak from the San Benito Water District presented a PowerPoint presentation which included drought response, brief history/recent drought, master system for San Benito County, ground water basin, drought monitor of 11/30/21, reservoir condition 1/31/22, what are we doing, water shortage plan, stage 1, why focus on landscapes to consume water, turf uses lots of water, turf removal program, agency actions to reduce water use, customer actions to reduce water use, future programs/actions, and bright action plan.

There were three public comments from Elia, Vicki, and Courtney.

There was a discussion between the Board of Supervisor's and County staff regarding if a task force is needed, turf programs and options, AG water use, mandatory practices on water use, options of a back up reservoir, water softeners, and salt free systems.

2. BOARD OF SUPERVISOR'S

Receive informational presentation from San Benito High School District team on proposed plans for a second high school.

SBC FILE NUMBER: 156

Shawn Tennenbaum, John Corrigan, Jeffery Small, and Roseanne Lascano all presented on the proposed plans for a second high school which included the problem, the objective, agenda, background, school capacity and student enrollment, a new high school estimated cost, funding, possible funding sources for new school construction, developer fees, historical developer fees, State school facility program funding, local general obligation bonds, general fund support, mitigation agreements/partnerships, developer/landowner CFD, residential development, shared goal with City and County, new developments, State actions to boost housing supply, how can the City and County help, other concerns, concerns with property tax bills, San Benito County 2021-22 tax bill, moving forward, summary, and recommendations.

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

There was a discussion between the Board of Supervisor's and County staff regarding growth impact, facilities such as the pool and fields to be open to the public, and finding creative plans to move forward.

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

Discussion on the potential of proceeding with a Transaction and Use Tax (TUTs) measures in the November 2022 Election and provide staff direction to include but not limited to: Amount of Transaction Tax, General or Special Tax, Term/Length, and Polling.

SBC FILE NUMBER: 119

Dulce Alonso, presented a PowerPoint presentation which included California detailed description of the sales use tax rate, California sales tax, subject to sales tax, current sales tax by jurisdiction, sales tax trends and estimate tax, general and special tax, measures for November 2022 election, arguments and public review records, timeline, and recommendation.

There were five public comments from Elia, Rob, Nazhat, Courtney, and Angela.

There was a discussion between the Board of Supervisor's and County staff regarding revenue, funding, leaving it up to the voters, voters being in County only or City wide. The Board has requested this item to be brought back at a later date so they can gather more of the public's input.

4. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS**

Home Occupation and Rural Home Enterprise Ordinance presentation on proposed amendment options on limited retail in Home Occupation and additional presentation from Environmental Health on Cottage Food Operation permits per the Boards direction.

SBC FILE NUMBER: 790

Arielle Goodspeed, presented a PowerPoint presentation which included existing code, map of commercial zoning, additional item to be addressed, home occupation limited retail, potential options, cottage food approved food list, cottage food operations, and recommendations.

There were three public comments from Luke, Elia, and Hannah.

There was a discussion between the Board of Supervisor's and County staff regarding regulations, revenue caps, and limited retail. The Board would like the discussion of Microbusiness to come back at a future meeting with an update.

The Board made a motion to approve option 3 from the presentation and return the item to adopt the Ordinance at the 3/8/2022 Board meeting. Option 3 from the presentation states "A home occupation shall be limited to only Client or customer visits to the site shall normally be limited to not more than three (3) per day, and 10 per week."

MOTION:

Motion to approve option 3: A home occupation shall be limited to only Client or customer visits to the site shall normally be limited to not more than three (3) per day, and 10 per week:

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

MOTION:

Motion to bring back Ordinance to the March 8, 2022 Board meeting for adoption:

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

4 - 1

For (4):

Against (1):

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

5. COUNTY ADMINISTRATION OFFICE - R ESPINOSA

Receive report from the County Administration Office regarding 2nd quarter update on the budget for the Fiscal Year 2021-2022.

SBC FILE NUMBER: 865

Gabriel Orozco, Budget Officer presented a PowerPoint which included budget performance through 12/31/21, tax revenues through 12/31/21, general fund and benefit details through 12/31/21, overtime expenses, vacancy rate through 12/31/21, and general fund contingencies.

There were no public comments.

There was a discussion between the Board of Supervisor's and County staff regarding historic data to back up the budget, the County website to view the budget and Measure G, and the suggestion of having a "roads" tab on top of the website.

6. BOARD OF SUPERVISOR'S

Receive update and reports from members of the Board of Supervisors regarding Committee assignments and Ad Hoc Committees. Delegate the California Microbusiness Grant Oversight to the Economic Development Committee and or provide staff direction.

SBC FILE NUMBER: 156

Supervisor Kosmicki announced he attended the 3CE meeting, the Intergovernmental Committee meeting, and Valley Flood Prevention.

Supervisor Tiffany announced he attended the LAFCO meeting, the Economic Development Committee meeting, ARPA ad hoc, AG Commissioner ad hoc, and the Intergovernmental Committee meeting.

Supervisor Hernandez announced he attended the Tourism Symposium, Vet's Commission meeting, and will be attending the Economic Development Committee meeting.

Supervisor Dirks announced she attended the Vet's Commission meeting.

Chair Gonzales announced she will be meeting with the Area on Agency Committee and LAFCO. She has not meet with the Mobility Committee, Juvenile Justice, CSAC, Housing Committee, or County Facilities. She stated she meet with First 5 and the Library meeting and missed the Governance Committee meeting.

The Board made a motion to approve to delegate the California Microbusiness Grant Oversight to the Economic Development Committee.

There were two public comments from Courtney and Vicki.

MOTION:

Motion to approve to delegate the California Microbusiness Grant Oversight to the Economic Development Committee:

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

5 - 0

For (5):

Against (0):

Ayes: Dirks, Gonzales , Hernandez, Kosmicki, Tiffany

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 six public comments from Elia, Rob, Celste, Courtney, Tom, and Vicki.

Supervisor Dirks and Tiffany did not pull any items for discussion.

Supervisor Hernandez pulled item # 11.

Supervisor Kosmicki pulled items # 12, 14, and 22.

Chair Gonzales pulled item # 11.

MOTION:

Motion to approve consent agenda expect for items # 11, 12, 14, and 22:

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

5 - 0

For (5):

Against (0):

Ayes: Dirks, Gonzales, Hernandez, Kosmicki, Tiffany

7. **ASSESSOR'S OFFICE - T. SLAVICH**
Approve Budget Adjustment in the amount of \$47,335,00 to Fixed Assets Equipment other than Computer for the Purchase of a Phone System, by the Assessor's Office (4/5 Vote Require).
SBC FILE NUMBER: 865

8. **BEHAVIORAL HEALTH - A. YAMAMOTO**
Approve amendment to Existing Contract w/ Approval #17-94606 A-01 with the Dept. of Health Care Services for the provision of Specialty Mental Health Services for the County Behavioral Health Managed Care MH Plan component of county services.
SBC FILE NUMBER: 810
RESOLUTION NO: 2022-18

9. **BOARD OF SUPERVISOR'S**
Approve the creation of an ad hoc committee to review the Landfill Operating Agreement and potentially engage in negotiations to modify the Operating Agreement, and appoint Supervisor Gonzales and Supervisor Kosmicki.
SBC FILE NUMBER: 156

10. **CLERK OF THE BOARD OF SUPERVISOR'S - J. FRECHETTE**
Approve the action minutes of the November 23, 2021 regular meeting, and December 14, 2021 regular meeting.
SBC FILE NUMBER: 119

11. **COUNTY ADMINISTRATION OFFICE - R. ESPINOSA**
Approve contract amendment No. 4 with Ray Espinosa for services as County Administrative Officer.
SBC FILE NUMBER: 119

Chair Gonzales and Supervisor Hernandez pulled this item for discussion.

There was a discussion between the Board of Supervisor's and County staff regarding the contract agreement with CAO Ray Espinosa. The Board discussed there was no step increase added and would like this item included, having an annual evaluation of what has been accomplished in a year, amendment being 2 years vs. 4 years, the 18 month severance pay with 12 months being preferred.

Motion was made to approve contract per staff recommendation with the amendment to provide a 5% salary increase, to change severance pay from 18 months to 12 months, and delegate authority to the Chair or Vice-Chair to sign amended contract.

This item will come back at a future date to increase pay title and pay plan of the County Administrator Officer.

MOTION:

Motion to approve contract per staff recommendation with the amendment to provide a 5% salary increase, to change severance pay from 18 months to 12 months, and delegate authority to the Chair or

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

4 - 1

For (4):

Against (1):

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

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

Accept California Department of Public Health (CDPH) Tobacco Control Program (TCP) Allocation of \$150,000.00 for Quarter 3 and 4 of FY 21/22 and \$300,000.00 annually for FY 22/23, FY 23/24 and FY 24/25 (totaling \$1,050,000.00) and authorize the HHS Director to sign the Allocation Agreement and Prospective Payment Invoices on behalf of the County and any amendments or other documents related to that agreement.

SBC FILE NUMBER: 130

Supervisor Kosmicki pulled this item for discussion.

There was a discussion regarding tobacco awareness County wide and a proposed partnership with the City of Hollister.

Sam Perez offered background information with the City of Hollister.

MOTION:

Motion to approve allocation and agreement: Made by **Supervisor Kollin Kosmicki** and seconded by **Vice-Chair Bob Tiffany**

4 - 1

For (4):

Against (1):

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

13. **HUMAN RESOURCES - E. NOLASCO**

Adopt a resolution approving the new collective bargaining agreement between the County of San Benito and San Benito Deputy Sheriff's Association.

SBC FILE NUMBER: 630

RESOLUTION NO: 2022-17

14. **PROBATION DEPARTMENT - J. FRONTELLA, JR.**

Approve reclassification of 1.0 FTE Office Assistant to 1.0 FTE Secretary I/II. Authorize the Probation Department to alternatively staff the positions as appropriate and direct staff to amend the Schedule of Approved Position Allocation that reflects the alternatively staff position changes.

SBC FILE NUMBER: 510

Supervisor Kosmicki pulled this item for discussion. He stated that these items should be addressed during the budget.

Joe Frontella, stated the staff member is currently working out of class and that is why this item is being brought forward.

Gabriel Orozco, stated that these items will be addressed in the budget and said the difference in cost is \$8,500.00 more a year.

Chair Gonzales would like the language of "out of class" added on any future agenda items like these if the future.

MOTION:

Motion to approve reclassifications:

Made by Supervisor Kollin Kosmicki and seconded by Chair Bea Gonzales

5 - 0

For (5):

Against (0):

Ayes: Dirks, Gonzales, Hernandez, Kosmicki, Tiffany

15. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS**

Approve amendment #3 with Grasseti Environmental Consulting and approve a Budget Adjustment for \$46,090.00 (reimbursed by Waste Solutions Group) to complete the County's independent review of the Environmental Impact Report (EIR) and all related documents for the John Smith Road Landfill Expansion for compliance with the California Environmental Quality Act (CEQA) statutes. (4/5 vote required)
SBC FILE NUMBER: 142

16. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS**

Accept direction from the Board related to amended Water Allotments within County Service Area No. 31 (Stonegate) for the close of the 2021-2022 Water Year ending March 1, 2022 and taking other related action.
SBC FILE NUMBER: 105.3

17. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS**

Adopt Resolution approving Right of Way Agreement and accepting Grant Deed and Grant of Easements for Right of Way and Temporary Construction Easements for the Limekiln Road Bridge project, and authorizing payment of \$34,400.00 for the property interests acquired from Farming Nuts, LLC.
SBC FILE NUMBER: 105
RESOLUTION NO: 2022-12

18. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS**

Adopt Resolution ratifying the emergency repairs to the break of the agricultural water line for Stonegate CSA 31 occurring on November 29, 2021, authorizing payment of the invoice from Brigantino Irrigation, Inc. in the amount of \$4,905.90, without adoption of plans and specifications or competitive bidding, finding that the emergency action was required to remediate an emergency, and finding that the emergency repair is categorically exempt from the California Environmental Quality Act (CEQA). (4/5 vote required.)
SBC FILE NUMBER: 105.3
RESOLUTION NO: 2022- 13

19. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS**

Adopt Resolution ratifying the emergency repairs to the break of the domestic water line for Stonegate CSA 31 occurring on December 24, 2021, authorizing payment of the invoice from Brigantino Irrigation, Inc. in the amount of \$7,796.26, without adoption of plans and specifications or competitive bidding, finding that the emergency action was required to remediate an emergency, and finding that the emergency repair is categorically exempt from the California Environmental Quality Act (CEQA). (4/5 vote required).

SBC FILE NUMBER: 105.3
RESOLUTION NO: 2022-14

20. **RESOURCE MANAGEMENT AGENCY - M. CHAMBLESS**

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: 2022-15

21. **RESOURCE MANAGEMENT AGENCY – M. CHAMBLESS**

Adopt revised resolution of San Benito County Resource Management Agency authorizing the application and acceptance of grant funds for the non-traditional Section 6 (FY 2021) San Benito County Conservation Plan.

SBC FILE NUMBER: 790
RESOLUTION NO: 2022-16

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

Approve reclassification of 1.0 FTE Deputy Sheriff to 1.0 FTE Sheriff's Sergeant and direct staff to amend the Schedule of Approved Position Allocations to reflect this change.

SBC FILE NUMBER: 110

Supervisor Kosmicki pulled this item for discussion. He had concerns of doing reclassification's not during the budget.

Eric Taylor, Sheriff stated it is ideal to do during the budget but this item was necessary at this time to bring forward.

MOTION:

Motion to approve reclassification's:

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

5 - 0

For (5):

Ayes: Dirks, Gonzales, Hernandez, Kosmicki, Tiffany

Against (0):

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.)

23. 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

Joel Ellinwood, Assistant County Counsel reported out no reportable action.

FUTURE AGENDA ITEMS

Supervisor Kosmicki would like a discussion on the lettering of "God We Trust" in the Chambers of the size and placement , there was no second.

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

ADJOURNMENT

MOTION:

Motion to adjourn meeting at 3:45 p.m.: Made by **Supervisor Kollin Kosmicki** and seconded by **Supervisor Betsy Dirks**

5 - 0

For (5): *Ayes: Dirks, Gonzales , Hernandez, Kosmicki, Tiffany* Against (0):

Adjourn to the next regular meeting of February 22, 2022.

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/. 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.