

# REGULAR MEETING AGENDA

## COUNCIL OF SAN BENITO COUNTY GOVERNMENTS

**DATE:** Thursday, January 15, 2009  
2:00 p.m.

**LOCATION:** Board of Supervisors Chambers, 481 Fourth Street,  
Hollister, CA 95023

**COG MEMBERS:** Directors: Anthony Botelho, Jaime de la Cruz, Rick Edge,  
Doug Emerson, and Victor Gomez  
Alternates: City of Hollister: Eugenia Sanchez; San Benito  
County: Pat Loe, San Juan Bautista: Margaret Bilich

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*Persons who wish to address the Board of Directors must complete a Speaker Card and give it to the Clerk prior to addressing the Board. Those who wish to address the Board on an agenda item will be heard when the Chairperson calls for comments from the audience. Following recognition, persons desiring to speak are requested to advance to the podium and state their name and address. After hearing audience comments, the Public Comment portion of the agenda item will be closed. **The Opportunity to address the Board of Directors on items of interest not appearing on the agenda will be provided during Section C. Public Comment.***

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### **2:00 P.M. – CALL TO ORDER**

- A. Pledge of Allegiance**
- B. Verification of Certificate of Posting**
- C. PUBLIC COMMENT:** (Opportunity to address the Board on items of interest not appearing on the agendas. No action may be taken unless provided by Govt. Code Sec. 54954.2 Speakers are limited to 3 minutes.)
- D. PRESENT** Certificates of Appreciation to Outgoing Board Members
- E. CLOSED SESSION:**
  - 1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**  
No. of cases: 2  
Authority: California Government Code Section 54956.9(a)
    - a) Council of San Benito County Governments v. Hollister Inn/Roberts
    - b) Council of San Benito County Governments v. K&S Market
  - 2. PUBLIC EMPLOYEE PERFORMANCE EVALUATION**  
Title: COG Executive Director
- F. ELECT** COG Chairperson for 2009
- G. ELECT** COG Vice Chairperson for 2009
- H. COMMITTEE APPOINTMENTS**
  - 1. Associate Member to the Association of Monterey Bay Area Governments (AMBAG) and an Alternate
  - 2. Delegate and Alternate to the California Association of Councils of Governments (CALCOG)

3. Two Members to the Ad-Hoc South Santa Clara County/San Benito County Mobility Partnership
4. Representative to Speak on Behalf of COG at California Transportation Commission Meetings

**I. COG DIRECTORS' REPORTS**

**J. EXECUTIVE DIRECTOR'S REPORT**

**CONSENT AGENDA:**

*(These matters shall be considered as a whole and without discussion unless a particular item is removed from the Consent Agenda. Members of the public who wish to speak on a Consent Agenda item must submit a Speaker Card to the Clerk and wait for recognition from the Chairperson. Approval of a consent item means approval as recommended on the Staff Report.)*

1. **APPROVE** Council of Governments Transaction Report (Financial Claims) dated December 2008 – Postigo
2. **APPROVE** Council of Governments Special Meeting Minutes dated December 11, 2008 – Gomez
3. **RECEIVE** Construction Projects Report – Caltrans, District 5
4. **RECEIVE** Fiscal Year 2007/2008 Final Audit Report – Postigo/Grace
5. **APPROVE** Contract Between Council of Governments and URS Corporation for Design Services During Construction of the Highway 25 Safety and Operational Enhancements Project – Dinkuhn
6. **APPROVE** List of Project Nominations to be Submitted for the State Highway Operation and Protection Program (SHOPP) – Lezama
7. **APPROVE** Contract with Shipper Design for Bike Week Consultation Services – Lezama
8. **Airport Land Use Compatibility Plan – Lezama**
  - a) **ADOPT** Resolution No. 09-02 Accepting AB2766 Emission Reduction Grants Program funds in the amount for \$45,000 for the Airport Land Use Compatibility Plan and
  - b) **APPROVE** Memorandum of Understanding with the City of Hollister and County of San Benito for the Airport Land Use Compatibility Plan for the Hollister Municipal Airport.
9. **ADOPT** Resolution 09-03 and Resolution 09-04 Authorizing the Executive Director, Transportation Planning Manager, and Transportation Planner to Apply for and Accept Financial Assistance from the State of California's Office of Homeland Security – LiOwen

**REGULAR AGENDA:**

**TRANSPORTATION ISSUES:**

10. **RECEIVE** Update on the Highway 25 Bypass Project and **APPROVE** Contract Change Orders for an Amount Not to Exceed \$19,100 – Dinkuhn
11. **RECEIVE** Report on California State Budget for Transportation Funding and Potential Federal Economic Stimulus Funding – Rheinheimer
12. **COMMENT** on the Notice of Preparation for the El Rancho San Benito Master Community Specific Plan – Rheinheimer
13. **San Juan Highway Bike Lanes Project** – Lezama
  - a) **RECEIVE** Presentation on the San Juan Highway Bike Lanes Project and
  - b) **ADOPT** Resolution Number 09-01 Accepting AB2766 Emission Reduction Grants Program Funds in the Amount of \$5,000 for the San Juan Highway Bike Lanes Project.

**ADJOURN TO COG MEETING ON THURSDAY, FEBRUARY 19, 2009. AGENDA DEADLINE IS TUESDAY, FEBRUARY 10, 2009 AT 12:00 P.M**

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*In compliance with the Americans with Disabilities Act (ADA), if requested, the Agenda can be made available in appropriate alternative formats to persons with a disability. If an individual wishes to request an alternative agenda format, please contact the Clerk of the Council four (4) days prior to the meeting at (831) 637-7665. The Council of Governments Board of Directors meeting facility is accessible to persons with disabilities. If you need special assistance to participate in this meeting, please contact the Clerk of the Council's office at (831) 637-7665 at least 48 hours before the meeting to enable the Council of Governments to make reasonable arrangements to ensure accessibility.*

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