



AGENDA
REGULAR MEETING
COUNCIL OF SAN BENITO COUNTY GOVERNMENTS
Please Click Boxes Below to Open Agenda Items

DATE: Thursday, June 17, 2010
2:00 p.m.

LOCATION: Board of Supervisors Chambers
481 Fourth St., Hollister, CA 95023

DIRECTORS: Chair Victor Gomez, Vice-chair Jaime De La Cruz, Directors Margaret Bilich, Anthony Botelho, and Doug Emerson
Alternates: San Benito County: Pat Loe;
City of Hollister: Pauline Valdivia; San Juan Bautista: Vacant

*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.***

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 on a subject matter within the jurisdiction of the Council of Governments and 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. Executive Director's Report**
- E. Board of Directors' Reports**
- F. Closed Session:**
 - 1. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION**
No. of cases: 2
Authority: California Government Code Section 54956.9(a)
Council of San Benito County Governments v. Hollister Inn
Joseph P. Thompson v. San Benito County Council of Governments, San Benito County Board of Supervisors

*Council of San Benito County Government ▪ Measure A Authority
Airport Land Use Commission ▪ Service Authority for Freeways and Expressways*

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 Draft Meeting Minutes Dated April 15, 2010 – Gomez
2. **APPROVE** Council of Governments Draft Special Meeting Minutes Dated April 15, 2010 – Gomez
3. **APPROVE** Council of Governments Draft Meeting Minutes Dated May 20, 2010 – Gomez
4. **APPROVE** Council of Governments Draft Special Meeting Minutes Dated May 20, 2010 – Gomez
5. **APPROVE** Council of Governments Transaction Report (Financial Claims) Dated May 2010 – Postigo
6. **APPROVE** COG Office Closure Days as Part of the Work Furlough Program – Postigo
7. **RECEIVE** Construction Projects Report – Caltrans District 5
8. **APPROVE** FY 2010/2011 Council of Governments Budget – Postigo
9. **APPROVE** Resolution No. 10-12, **ADOPTING** the Fiscal Year 2010/2011 Overall Work Program, which Includes Planning Activities to be Performed by the Council of Governments – Gilbert
10. **APPROVE** Scope of Services and Fee Schedule with the Association of Monterey Bay Area Governments for Metropolitan Planning Services for FY 2010/11 in an Amount Not to Exceed \$4,865 – Lezama
11. **RECEIVE** 2010 San Benito County Bike Week Participation Report – Lezama

REGULAR AGENDA:

12. **HOLLISTER TO GILROY STATE ROUTE 25 WIDENING AND ROUTE ADOPTION** – Rheinheimer
 - a. **RECEIVE** Report on the State Route 25 Widening Project and
 - b. **APPROVE** Comment Letter on Hollister to Gilroy State Route 25 Widening and Route Adoption Draft Environmental Impact Report and Tier I Draft Environmental Impact Statement

13. **HIGHWAY 25 BYPASS PROJECT** – Gilbert/ Rheinheimer
 - a. **DISCUSS** Highway 25 Route Transfer, and
 - b. **AUTHORIZE** the Executive Director to Sign an Amendment to the Contract with Kelley Engineering and Surveying to Extend the Termination Date of the Contract to December 31, 2010

14. **SAN BENITO COUNTY 2010 REGIONAL TRANSPORTATION PLAN** – Gilbert
 - a. **ADOPT** Resolution No. 10-11, Accepting the Final Supplemental Environmental Impact Report; and
 - b. **APPROVE** the San Benito County 2010 Regional Transportation Plan

15. **DISCUSS** Proposed 2011 Traffic Impact Fee Program Update – Gilbert/Rheinheimer

16. **DEMOLITION AND REMOVAL OF COG OWNED EXCESS BUILDING** – Rheinheimer
 - a. **RECEIVE** Report on Demolition and Removal of COG Owned Excess Building,
 - b. **REQUEST** Funding from the Hollister Redevelopment Agency for Demolition and Removal Costs not to Exceed \$20,000, and
 - c. **AUTHORIZE** Executive Director to Sign All Necessary Documents for the Project.

17. **HIGHWAY 25 SAFETY AND OPERATIONAL ENHANCEMENTS PROJECT** – Gilbert
 - a. **RECEIVE** Update on the Highway 25 Safety and Operational Enhancements Project,
 - b. **DIRECT** Staff Regarding Agreement with PG&E for Electrical Service and **AUTHORIZE** Executive Director to Negotiate and Sign Final Agreement
 - c. **AUTHORIZE** Director Botelho to Sign Letter Releasing 5% of Retention to the Contractor, and
 - d. **APPROVE** Contract Change Order No. 11-S1 for an Amount Not to Exceed \$60,000

ADMINISTRATIVE AGENDA:

18. IMPLEMENTATION OF GOVERNMENTAL ACCOUNTING STANDARDS BOARD (GASB) STATEMENT 45 – Postigo

- a. **ACCEPT** the COG's Actuarial Study for OPEB for Medical Coverage of our Retired Employees
- b. **APPROVE** the Participation Agreement to Set Up an Irrevocable Retiree Benefit Trust through CalPERS
- c. **ADOPT** a Resolution for Delegation of Authority to Request Disbursements and Sign the CalPERS Certification of OPEB Funding Policy.

Adjourn to COG Meeting on July 15, 2010. Agenda Deadline is Tuesday, July 6, 2010 at 12:00 p.m.

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 ours before the meeting to enable the Council of Governments to make reasonable arrangements to ensure accessibility.