



1                                   **BEFORE THE BOARD OF SUPERVISORS, COUNTY OF SAN BENITO**

2 A RESOLUTION OF THE SAN BENITO COUNTY        )  
3 BOARD OF SUPERVISORS APPROVING THE         )  
4 REVISED PROJECT SCOPE SUMMARY FOR THE     )  
5 AB900 PROGRAM FOR EXPANSION OF THE         )  
6 COUNTY JAIL AND ADOPTING AN ADDENDUM       )  
7 TO THE ADOPTED FINAL MITIGATED NEGATIVE    )  
8 DECLARATION                                     )

Resolution No. 2014-7

7 WHEREAS, the Legislature and Governor of the State of California have authorized access to financing from the AB900 Phase II program for construction or expansion of County Jails; and

9 WHEREAS, the San Benito County Board of Supervisors adopted Resolution 2011-107, authorizing the County to submit an application for such financing; and

11 WHEREAS, the County's project scope summary for the San Benito Jail Expansion project is attached hereto and incorporated herein by reference as **Exhibit A**; and

13 WHEREAS, the County prepared a Mitigated Negative Declaration pursuant to the requirements of the California Environmental Quality Act (California Public Resources Code §21000 et seq.), CEQA Guidelines (California Code of Regulations title 14, §§15000-15387), and the San Benito County Implementing Procedures for CEQA (collectively "CEQA"), and circulated it for public review and comment; and

17 WHEREAS, the San Benito County Board of Supervisors adopted Resolution 2013-52, adopting the final Mitigated Negative Declaration, the required CEQA findings, and the Mitigation Monitoring and Reporting Program (MMRP); and

19 WHEREAS, the Board of State & Community Corrections has been delegated the responsibility for the administration of this program, establishing necessary procedures; and

21 WHEREAS, the Board of State & Community Corrections Board conditionally awarded the County an amount up to \$15,053,000 at their meeting on July 26, 2012; and

23 WHEREAS, said procedures established by the Board of State & Community Corrections require a resolution to alter, modify, or revise the previously approved Project Scope Summary provided in the financing application; and

24 WHEREAS, the County does desire to modify the Project Scope Summary; and

26 WHEREAS, the County prepared an addendum to the previously adopted Mitigated Negative Declaration, pursuant to CEQA Guidelines section 15164, which is attached hereto and incorporated herein by reference as **Exhibit B**.

28 NOW, THEREFORE, BE IT RESOLVED that the San Benito County Board of Supervisors hereby modifies the Project Scope Summary (**Exhibit A**) as follows:

1 ...This facility will provide ~~approximately 60~~ up to 72 beds and will include  
2 housing, program, medical, custody, and administrative space. ...

3 The housing space will be approximately 10,700 square feet and will include  
4 between 60 and 72 beds, comprised of 10-12 person dormitories, approximately 30  
5 cells, dayroom and program space, two multi-purpose/classrooms, two interview  
6 rooms, office space, a central control room, and support services space. An  
7 enclosed, secure outdoor exercise area will be attached to the new housing.

8 ...

9 BE IT FURTHER RESOLVED by the San Benito County Board of Supervisors that except as  
10 expressly modified herein, the remainder of the Project Scope Summary (Exhibit A) shall remain  
11 the same.

12 BE IT FURTHER RESOLVED that, based on all of the evidence in the record, the San Benito  
13 County Board of Supervisors hereby makes the following findings and determinations:

- 14 1. On or about July 9, 2013, the Board of Supervisors complied with the California  
15 Environmental Quality Act (CEQA) and CEQA Guidelines, by adopting a mitigated  
16 negative declaration (MND) and a mitigation monitoring and reporting program (MMRP)  
17 regarding the Project;
- 18 2. The modifications to the Project Scope Summary reflect only minor technical revisions to  
19 the original project, involving only the interior of the building that was previously analyzed,  
20 no changes are proposed to the building's size, location, exterior design or function, and the  
21 revised floor plan would merely accommodate an incremental increase in beds (from a 60-  
22 bed increase to a 72-bed increase) previously analyzed in the adopted Final MND, and the  
23 revised project is substantially similar to the original project, as described and analyzed in  
24 the adopted Final MND;
- 25 3. The modifications to the Project Scope Summary described herein are minor and they do not  
26 constitute substantial changes in the project which would require major revisions of the  
27 adopted Final MND due to the involvement of new significant environmental effects or a  
28 substantial increase in the severity of previously identified significant effects;
- 29 4. The modifications to the Project Scope Summary described herein are minor and they do not  
30 constitute substantial changes to the circumstances under which the project is undertaken  
31 which would require major revisions of the adopted Final MND due to the involvement of  
32 new significant environmental effects or a substantial increase in the severity of previously  
33 identified significant effects;
- 34 5. No new information of substantial importance, which was not known and could not have  
35 been known with the exercise of reasonable diligence at the time the Final MND was  
36 adopted, shows any of the following:
  - 37 a. The project will have one or more significant effects not discussed in the Final MND;
  - 38 b. Significant effects previously examined will be substantially more severe than shown in  
39 a previous EIR;
  - 40 c. Mitigation measures or alternatives previously found not to be feasible would in fact be  
41 feasible and would substantially reduce one or more significant effects of the project, but  
42 the project proponents decline to adopt the mitigation measure or alternative; or

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- d. Mitigation measures or alternatives which are considerably different from those analyzed in a previous EIR would substantially reduce one or more significant effects on the environment, but the project proponents decline to adopt the mitigation measure or alternative.
- 6. The Addendum does not require circulation because it does not provide significant new information that changes the adopted Final MND in a way that deprives the public of a meaningful opportunity to comment upon a substantial adverse environmental effect of the project or a feasible way to mitigate or avoid such an effect;
- 7. No subsequent MND or supplemental MND to the adopted Final MND is required pursuant to CEQA or the CEQA Guidelines.

BE IT FURTHER RESOLVED by the San Benito County Board of Supervisors that it hereby adopts the Addendum to the adopted Final Mitigated Negative Declaration (**Exhibit B**).

PASSED AND ADOPTED by the Board of Supervisors of the County of San Benito, State of California, at the meeting of said Board on this 21<sup>st</sup> day of January, 2014, by the following vote:

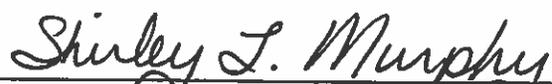
AYES: SUPERVISORS: **Muenzer, De La Cruz, Rivas, Botelho, Barrios**  
 NOES: SUPERVISORS: **NONE**  
 ABSENT: SUPERVISORS: **NONE**  
 ABSTAIN: SUPERVISORS: **NONE**

By:   
 Jerry Muenzer, Chair  
 San Benito County Board of Supervisors

ATTEST:  
 Denise R. Thome, Clerk of the Board

APPROVED AS TO LEGAL FORM:  
 San Benito County Counsel's Office

By: 

By:   
 Shirley L. Murphy, Deputy County Counsel

Date: 1/21/14

Date: Jan. 14, 2014

**PROJECT SCOPE SUMMARY  
SAN BENITO COUNTY JAIL EXPANSION  
SAN BENITO COUNTY  
701 FLYNN ROAD \* HOLLISTER, CA 95023**

This project will design and construct an approximately 24,000 square foot medium security jail facility on approximately 2.6 acres of a greater 21± acres of county owned property located in the city of Hollister. This facility will provide approximately 60 beds and will include housing, program, medical, custody, and administrative space. The new building will be dependent on the existing detention facility for several core operational components, including food and laundry services.

The housing space will be approximately 10,700 square feet and will include approximately 30 cells, dayroom and program space, two multi-purpose/classrooms, two interview rooms, office space, a central control room, and support services space. An enclosed, secure outdoor exercise area will be attached to the new housing.

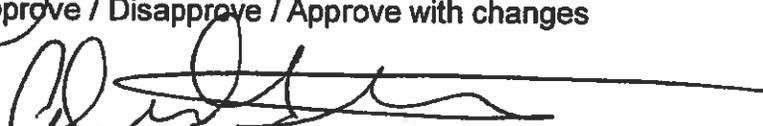
The healthcare services space will be approximately 1,600 square feet and will include office space, an inmate waiting area with restrooms and showers, an examination room, a medical supply/records room, a medical cell, a medical treatment ward, and storage space.

The intake and release space will be approximately 5,600 square feet and will include a staff lobby, office space, and restrooms; a pre-booking/multi-purpose room; booking processing space; a medical exam/interview room; holding and safety cells; a transfer cell; dress-out stations; and support services space. This area will also include an exterior sallyport and vehicular turnaround driveway.

The administrative space will be approximately 2,400 square feet and will include office space, briefing and training rooms, a conference room, a staff break room, and support services space. This project will also include approximately 1,400 square feet for a public lobby with video visitation space.

This project will include, but not be limited to, electrical; plumbing; mechanical; computerized heating, ventilation, and air conditioning; security; and fire protection systems; as well as all necessary appurtenances. The hard exterior of the facility, composed of concrete and steel for long-term durability, will provide the secure perimeter.

Approve /  Disapprove /  Approve with changes

  
San Benito County Authorized Representative

7/16/13  
Date