

**SAN BENITO COUNTY  
BOARD OF SUPERVISORS  
SPECIAL MEETING ACTION MINUTES  
AUGUST 31, 2004**

The Board of Supervisors of San Benito County met in the Board Chambers on the above date in **special session at 9:00 a.m.** Supervisors Loe; Scagliotti; Kesler and Cruz were all present. Supervisor Monaco was absent. Also present was County Administrative Officer Dan Vrtis, County Counsel Karen R. Forcum and Assistant Clerk Sally Navarez. Chairman Bob Cruz presiding when the following was had to wit:

**CALL TO ORDER:**

- a) Pledge of allegiance.
- b) *Upon motion duly made, seconded and carried, acknowledged the Certificate of Posting.*

Supervisor Loe asked if she could make an announcement. She indicated she thought that Supervisor Monaco had mentioned to Counsel Forcum about CSAC may consider sending a representative, if wanted, for a presentation on gaming.

Counsel Forcum indicated that was correct.

Supervisor Loe asked that the Board suggest a date.

Supervisor Cruz asked Counsel if he could make that under "Board Announcements?"

Counsel Forcum noted that the Board cannot discuss the substance of the subject at any length, just the calendaring of that training issue.

Supervisor Loe apologized as she though Supervisor Monaco was going to be available to present the item. Supervisor Loe indicated Supervisor Monaco has been working with CSAC and they have someone that actually specializes in gaming, Indian gaming casinos and CSAC would like to come down and give this Board a presentation, a neutral presentation, not taking a stand, but bringing us up to date on what other communities and they would like to do that, but need San Benito County to set a date.

Discussion ensued amongst the Board regarding the matter.

CAO Dan Vrtis noted he had a name provided to him by Supervisor Monaco and will contact that person regarding available dates and will get back to the Board on the matter. CAO Vrtis indicated he believed there were three members who would come down, one being a Supervisor from another County, a CSAC representative and another whom he wasn't sure where they were from.

CAO Vrtis indicated this would be open to the public, the press, etc.

Supervisor Loe suggested the discussion an afternoon session at one of their meetings that way we would know that the date would be available.

CAO Vrtis noted he would do that.

Supervisor Cruz suggested scheduling the matter for 1:30 p.m.

Supervisor Kesler asked what Supervisor from what County.

Counsel Forcum indicated Supervisor Valerie Brown of Sonoma County, she believed, has been involved in this issue. Counsel Forcum noted Supervisor Monaco indicated her name sounded familiar to him and that Supervisor Brown was a good speaker as well.

Supervisor Cruz indicated Supervisor Brown was also with NACo. Supervisor Cruz noted so directed to schedule something for 1:30 at a future meeting for public comment. Supervisor Cruz noted he didn't want this to wait too long as it was already getting way out of hand. Supervisor Cruz noted he has been receiving lots of phone calls about this issue.

Supervisor Monaco arrived at the meeting.

Supervisor Cruz update Supervisor Monaco on the discussion relative to having CSAC make a presentation to the Board regarding Indian Gaming as soon as possible for an afternoon session at 1:30 p.m.

Board adjourned into Closed Session.

### **CLOSED SESSION AGENDA:**

- 1) **Conference with Legal Counsel - Anticipated Litigation -**
  - a) **Significant exposure to litigation pursuant to subdivision (b) of Government Code Section 54956.9      Number of Cases: 1**

*Upon exiting Closed Session, Counsel reported out that the Board of Supervisors authorized County Counsel to coordinate with outside Counsel for the preparation of a resolution asking Senator Jeff Denham and Assemblyman Simon Salinas to add San Benito County to the list of counties eligible to have a separate Registrar of Voters office. (file #235.6)*
- 2) **Public Employment**

**Title: County Administrative Officer**  
*Upon exiting Closed Session, Counsel reported there was no action taken. (file #235.6)*
- 3) **Conference with Labor Negotiator:**

**Agency Designated Representative:      Elizabeth Brown, Human Resources Director**  
**Employee Organization:      General Unit - SEIU, Local 817**  
*Upon exiting Closed Session, Counsel reported there was no action taken. (file #235.6)*

The vote of each member of the Board of Supervisors upon each matter at the foregoing meeting, unless otherwise stated, was as follows:

AYES:      SUPERVISORS: P. Loe; R. Scagliotti; R. Monaco, R. Kesler & B. Cruz  
NOES:      SUPERVISORS: None  
ABSENT:      SUPERVISORS: None

There being no further business the Board adjourned to its next regularly scheduled meeting on Tuesday, 2004 at 9:30 a.m.

BOB CRUZ, CHAIR  
San Benito County, Board of Supervisors

ATTEST:

BY:

John R. Hodges  
Clerk of said Board

Sally Navarez  
Assistant Clerk of said Board