



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1

Anthony Botelho
District No. 2
Vice-Chair

Robert Rivas
District No. 3

Jerry Muenzer
District No. 4

Jaime De La Cruz
District No. 5
Chair

County Administration Building – Board of Supervisors Chambers, 481 Fourth Street, Hollister, California

SPECIAL MEETING DECEMBER 11, 2012 ACTION MINUTES

9:00 a.m. CALL TO ORDER:

- a) Supervisor De La Cruz led the Pledge of Allegiance.
- b) *Upon motion duly made, seconded and carried, acknowledged Certificate of Posting.*

The Board adjourned into Closed Session at 9:03 a.m. and reconvened into special session at 9:36 a.m.

CLOSED SESSION:

- 1) **Conference with Legal Counsel-Anticipated Litigation.**
Significant Exposure to litigation pursuant to subdivision (b) of Section 54956.9: Number of Cases: (1)
Closed Session is authorized by Section 54956.9 (b)(3)(A).
No Reportable Action File #235.6

REGULAR SESSION:

Chairman De La Cruz stated that they would be hearing item #3 first and then item #2.

- 2) **ADMINISTRATION – R. Espinosa:**
Budgetary Discussion including the subjects of OPEB (Other Post Employment Benefits), Economic Development, Prior Years' Staffing Levels and the Public Defender contractual services.
Clerk-Auditor-Recorder Joe Paul Gonzalez reviewed OPEB and how it affected the budget for the upcoming year.
Discussion ensued between Board members and staff.
Marty Richman spoke under public comment.
County Counsel Matt Granger gave a staff report on the Public Defender contractual services.
Discussion ensued between Board members and staff.

Public Defender Greg La Forge and Harry Damkar explained what they do and answered questions of the Board.

Chairman De La Cruz created a Public Defender ad hoc committee and appointed Supervisor Barrios and himself to the committee.

Chairman De La Cruz noted that there was a consensus for the formation of the committee.

Interim County Administrative Officer Ray Espinosa spoke of economic development and business coming in along with increased employment, property and sales taxes. He further spoke of potential development and options.

Discussion ensued regarding economic development.

Marty Richman spoke under public comment.

There being no further comment, the Chairman closed public comment.

File #119

3) **INTERNAL SERVICES DEPARTMENT – M. Riopel:**
Receive and review position comparison report.

Management Analyst Margie Riopel gave a PowerPoint presentation along with a staff report. She noted that A-87 does not recognize the true cost as they are two years in arrears.

Clerk-Auditor-Recorder Joe Paul Gonzalez explained how the Internal Service Fund worked.

Further discussion between the Board and staff ensued.

Supervisor Muenzer thanked Ms. Riopel for the report and commented that he thought Internal Service Funds were the answer but was not sure now.

Chairman De La Cruz opened public comment.

Marty Richman stated that he was familiar with Internal Service Funds and encouraged the Board to go in that direction. He suggested charging the subvented departments.

Nadine DaRoza of Health and Human Services Agency stated that she supported some of what Mr. Richman was saying and that finding a way to be current was a good thing.

There being no further comment, Chairman De La Cruz closed public comment.

Supervisor Botelho stated that a portion should go back to a part of their salaries and the Clerk's salary because she's taking minutes. He felt it was a way to find relief.

Supervisor Muenzer felt that getting a new accounting system in place was a priority and the first step.

Discussion ensued in regards to a new accounting system. *File #119.2*

The Board adjourned at 10:31 a.m. for a break and reconvened at 10:43 into regular session.

- 4) **COUNTY COUNSEL – M. Granger:**
Review proposed Ordinance adding Section 3.01.123 to Article VIII of Chapter 3.01 of Title 3 of the San Benito County Code Establishing Procedures and Limitations Period for Filing Claims against the County, accept introduction, waive further reading of the ordinance, and continue the matter to December 18, 2012 for adoption.

Assistant County Counsel Barbara Thompson read the ordinance into the record.

Supervisor Barrios noted a typo on the 2nd whereas of the ordinance which stated handing and she believed should be handling.

There was no public comment.

*Upon motion duly made by Supervisor Barrios and seconded by Supervisor Muenzer, **read** the title of the ordinance, **accepted** introduction with the typo to be corrected, **waived** further reading of the ordinance and **continued** the matter to December 18, 2012 for adoption. (Unanimous) File #160*

CLOSED SESSION:

- 5) **Public Employment Recruitment**
Title: County Administrative Officer
Authority: California Government Code 54957

Chairman De La Cruz continued closed session to December 18, 2012. *File #235.6*

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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:	De La Cruz, Botelho, Rivas, Muenzer, Barrios
NOES:	SUPERVISORS:	None
ABSENT:	SUPERVISORS:	None

There being no further business the Board adjourned at 12:30 p.m. to December 18, 2012 at 9:00 a.m.

JAIME DE LA CRUZ, CHAIRMAN

San Benito County Board of Supervisors

ATTEST:

Denise R. Thome, Clerk of the Board