



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1

Anthony Botelho
District No. 2
Chair

Robert Rivas
District No. 3

Jerry Muenzer
District No. 4
Vice-Chair

Jaime De La Cruz
District No. 5

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

SPECIAL MEETING APRIL 30, 2013 ACTION MINUTES

The Board of Supervisors of San Benito County met in the Board Chambers on the above date in *special session*. Supervisors De La Cruz, Barrios, Muenzer and Botelho were present. Supervisor Rivas was absent. Also present was Interim County Administrative Officer Ray Espinosa, Assistant County Counsel Barbara Thompson and Clerk of the Board Denise Thome. Chairman Anthony Botelho presided.

9:00 a.m. CALL TO ORDER:

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

REGULAR SESSION:

ADMINISTRATION – R. Espinosa:

- 1) **Approve contract between the County of San Benito and the City of Hollister for the provision of fire protection services in San Benito County; and authorize the Interim CAO to notify the California Department of Forestry and Fire Protection (Cal Fire) of the non-renewal of the existing fire services agreement.**

Interim CAO Ray Espinosa gave a staff report and explained the timeline. Discussion among Board members ensued.

City of Hollister Chief Mike O'Connor appeared before the Board and answered their questions.

There was no public comment.

*Upon motion duly made by Supervisor De La Cruz and seconded by Supervisor Barrios, **approved** the contract with the City of Hollister for the provision of fire protection services in San Benito County and **authorized** the Interim CAO to notify the California Department of Forestry and Fire Protection (Cal Fire) of the non-renewal of the existing fire services agreement. (The motion passed 4-0-1 with Supervisor Rivas absent) File #60*

INTEGRATED WASTE MANGEMENT – M. Rose:

- 2) **Approve the 7th Amendment to the Operating Agreement with Waste Connections, Inc.; and approve 1st Amendment to the New Landfill Operating Agreement with Waste Connections, Inc.**

Integrated Waste Management Director Mandy Rose gave a staff report.

Chairman Botelho opened public comment.

Marty Richman, Hollister resident, was impressed with how clean and organized the dump was. He advised them to keep an eye on the road trash and start thinking of the Consumer Price Index (CPI) and to use the CPI minus ½%.

Marvin Jones, Hollister resident, felt that Ms. Rose had done a good job. He questioned how much revenue the County would receive from imported trash.

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

Ms. Rose explained that local tonnage was 275 tons per day and the balance up to 400 tons was out of county.

*Upon motion duly made by Supervisor Barrios and seconded by Supervisor Muenzer, **approved** the 7th amendment to the Operating Agreement with Waste Connections, Inc and **approved** the 1st amendment to the New Landfill Operating Agreement with Waste Connections, Inc. (The motion passed 4-0-1 with Supervisor Rivas absent) (File #75.4)*

ADMINISTRATION – R. Espinosa:

- 3) **Receive update for 3rd Quarter Fiscal Year 2012/2013 Financial Update.**

Management Analyst Melinda Casillas gave a staff report noting that the general fund expenditures were pretty well on track, revenues were a little bit under and that many were reconciled at the end of the year. She added that the general fund, as a whole, was pretty good.

Board members asked questions which were answered by staff.

Chairman Botelho opened public comment.

Marty Richman, Hollister resident, spoke of the issue of money set aside for extraordinary expenses. He stated that he would like to see the budget have ordinary expenses and extraordinary expenses and that way they would have an immediate picture in each department and overall.

There being no further comment, Chairman Botelho closed the public comment section. *(File #865)*

CLERK/AUDITOR/RECORDER – J. P. Gonzalez:

- 4) **Discuss the various budgetary financing scenarios to meet the OPEB ARC and prior-Year catch-up contributions and provide direction to staff.**

Clerk-Auditor-Recorder Joe Paul Gonzalez gave a staff report speaking to the different scenarios to meet the OPEB ARC.

Discussion ensued between Board members and staff.

CAR Gonzalez recommended scenario 2-a which would charge \$5,000 per employee for general fund and \$11,992 per employee for sub-vented for ARC and catch up payment.

Further discussion ensued.

Chairman Botelho opened the public comment section.

Marty Richman, Hollister resident, felt they should stop the bleeding and in addition get health care costs down.

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

Upon motion duly made by Supervisor Barrios and seconded by Supervisor Muenzer, **directed** staff to employ OPEB scenario #2a making the OPEB contribution at the beginning of the fiscal year for fiscal year 2013-14 with the hold back portion of the General Fund OPEB contribution only to be made upon attaining successful ERAF legislative relief. (The motion passed 4-1-0 with Supervisor Rivas absent) (File #865)

ADMINISTRATION – R. Espinosa:

5) **Receive FY 2013-2014 projection report from the County Planner, Treasurer and Assessor.**

Interim County Administrative Officer Ray Espinosa gave a staff report noting that they would be receiving brief projection reports from the County Planner, Treasurer and Assessor.

Planning Director Gary Armstrong reported that they were looking at significant workload increase with an increase in permits and then revenue. He gave updates on current projects in the works.

Discussion ensued between the Board and staff.

County Assessor Tom Slavich reported that the worst was behind them and gave updates. He continued by answering questions asked by the Board.

Treasurer-Tax Collector Mary Lou Andrade stated that she was not prepared to speak on interest earnings but instead on taxes. She said the taxes were a domino effect and any increases in values or assessments, she was going to need help as well.

Supervisor Muenzer explained that he was not promising, but to physically run, how many positions were needed.

Ms. Andrade replied at least one more full time clerical and one management level position.

Supervisor Muenzer spoke of complaints about the Tax Collector's office only being open during certain hours during tax time.

Ms. Andrade stated that if she received the two positions she would go back to full hours.

Chairman Botelho opened public comment.

Hollister resident Marvin Jones stated that it bothered him that Supervisor Barrios said if they get more revenue they would get more employees. He suggested eliminating Element 8 from the General Plan.

Hollister resident Marty Richman felt that the hand to mouth was impossible. He spoke of hiring people, collecting the money and the possibility of not collecting enough money. He stated that they needed to have the funds up front. He suggested leveling the playing field by adding a 1% sales tax in the unincorporated area to match up with the City of Hollister. He estimated they would collect 1 ½ million dollars.

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

Chairman Botelho commented that he didn't think it was worth looking at before but would give it some thought now.

Interim CAO Espinosa stated that they could bring it to the Board in the near future. He added that it takes time but they could start the process. (File #865)

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, Barrios, Muenzer, Botelho
NOES: SUPERVISORS: None
ABSENT: SUPERVISORS: Rivas

There being no further business the Board adjourned at 11:06 a.m. to May 7, 2013 at 9:00 a.m.

ANTHONY BOTELHO, CHAIRMAN
San Benito County Board of Supervisors

ATTEST:
Denise R. Thome, Clerk of the Board