



SAN BENITO COUNTY BOARD OF SUPERVISORS

Margie Barrios
District No. 1
Vice-Chair

Anthony Botelho
District No. 2

Robert Rivas
District No. 3

Jerry Muenzer
District No. 4
Chair

Jaime De La Cruz
District No. 5

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

SPECIAL MEETING TUESDAY, MAY 6, 2014 ACTION MINUTES

The Board of Supervisors of San Benito County met in the Board Chambers on the above date in *regular session*. Supervisors Muenzer, De La Cruz, Rivas, Botelho and Barrios were present. Also present was County Administrative Officer Ray Espinosa, County Counsel Matt Granger and Clerk of the Board Denise Thome. Chairman Muenzer presided.

8:30 a.m. CALL TO ORDER:

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

CLOSED SESSION:

Stephen Rosati spoke under public comment before the closed session. He felt there was a Brown Act violation.

The Board adjourned into closed session at 8:37 a.m. and reconvened into special session at 8:55 a.m.

- 1) **Conference with Legal Counsel-Anticipated Litigation
Significant Exposure to litigation pursuant to subdivision (d) of Section 54956.9:
Closed session is authorized by Section 54956.9(d)(2), (e)(2)
On April 17, 2014, the County Counsel's Office received correspondence from the law firm of L+G, LLP, alleging that action taken at the Board of Supervisors meeting on April 15, 2014 on Item no. 19 was in violation of the Brown Act.
County Counsel Granger reported that by a 4-1 vote with Supervisor De La Cruz voting no, they decided to proceed forward with agenda item #28 on that day's regular meeting agenda and avail itself of the cure and correct provisions found in government code section 54960.1(c)(2). (The motion passed 4-1 with Supervisor De La Cruz voting no.)**

Upon motion duly made by Supervisor Barrios and seconded by Supervisor Rivas, moved to adjourn the special meeting. (5-0)

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

There being no further business the Board adjourned at 8:58 a.m. to May 6, 2014 at 9:00 a.m.

JERRY MUENZER, CHAIRMAN
San Benito County Board of Supervisors

ATTEST:
Denise R. Thome, Clerk of the Board