

RESOLUTION NO.
A RESOLUTION OF THE BOARD OF SUPERVISORS
OF THE COUNTY OF SAN BENITO
DELEGATING SETTLEMENT AUTHORITY AND AMENDING
RESOLUTION 2005-76

WHEREAS, pursuant to Government Code section 25203, the Board of Supervisors is authorized to settle lawsuits against the County; and

WHEREAS, the Board of Supervisors passed Resolution 2005-76 on July 5, 2005 which authorized George Hills Co. to reject and approve public liability claims filed against the County, its officers or employees; and

WHEREAS, July 1, 2016, Trindel Insurance Fund (“Trindel”) has ended its agreement with George Hills Co., for Claim Administrator Services, and has further created a Property and Liability Claims Manager position within the Trindel Administration to provide claims administration for the various counties, including San Benito County; and

WHEREAS, the County desires to give Trindel the authority to send the required responses to claims filed against it pursuant to Government Code Section 905 *et. seq.* This will create efficiencies in the processing of the claims and ensure that notices are sent in a timely manner; and

WHEREAS, the Board of Supervisors is authorized to delegate such authority under Government Code section 31000.8; and

NOW, THEREFORE, BE IT RESOLVED that the Board of Supervisors of the County of San Benito, hereby authorizes Trindel to prepare and send responses to claims filed against the County pursuant to Government Code section 905 *et. seq.* Prior to sending the response, Trindel will obtain approval from the San Benito County Counsel. This delegation does not preclude the Board of Supervisors from exercising its authority to reject or settle claims.

BE IT FURTHER RESOLVED, that any authority to act on behalf of the Board of Supervisors is rescinded as to George Hills Co. Therefore Resolution 2005-76 is amended in that regard.

BE IT FURTHER RESOLVED, that Trindel shall have the authority, after consultation and written agreement by County Counsel, compromise or settle liability claims against the County of San Benito, its officers, agents or employees, on behalf of the San Benito County Board of Supervisors in an amount not be exceed Forty Thousand Dollars (\$40,000.00) when it appears to be prudent to so settle such a claim.

DULY PASSED AND ADOPTED this 23rd day of August, 2016 by the Board of Supervisors of the County of San Benito, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

ROBERT RIVAS, Chair
San Benito County Board of Supervisors

ATTEST:
Louie Valdez
Clerk of the Board

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

By: _____

Barbara Thompson
Assistant County Counsel