

**PROCEEDINGS OF THE
SANTA CRUZ COUNTY
BOARD OF SUPERVISORS**

VOLUME 98, NUMBER 22
AUGUST 25, 1998

ACTION SUMMARY MINUTES

VOTING KEY: A = Almqvist, B = Beautz, R = Belgard;
S = Symons, W = Wormhoudt; first initial indicates maker
of motion, second initial indicates the "second": upper
case letter = "yes" vote; lower case letter = "no" vote;
() = abstain; // = absent

1. All Supervisors present
Moment of Silence and Pledge of Allegiance
2. Consideration of Late Additions to the Agenda
3. Additions and Deletions to Consent Agenda
4. ORAL COMMUNICATIONS - One person addressed the Board
(An Oral Communications sign-in sheet will be filed
with Written Correspondence for the Board's next
meeting.)
5. Additions and Deletions to Regular Agenda

CONSENT AGENDA
WSRAB

6. APPROVED claims as submitted by the Auditor-Controller
7. APPROVED minutes of August 11, 1998, as submitted by
the Clerk of the Board
8. ACCEPTED AND FILED notification of continuing
contracts received during the period of August 17,
1998 through August 21, 1998 and approved upon
adoption of the 1998/99 continuing agreements list to
comply with Section 300 of the County's Procedures
Manual, Title 1, as recommended by the Clerk of the
Board
9. ACCEPTED AND FILED Treasurer monthly cash report for
period ending July 31, 1998, as recommended by the
Treasurer-Tax Collector

August 25, 1998

10. APPROVED purchase of replacement boiler for the Sheriff's Rehabilitation Center at a cost not-to-exceed \$20,000, as recommended by the Director of General Services
11. AWARDED contract to Johnson and Company in the amount of \$52,350 for the Valencia Hall Drainage Project; directed General Services to notify the contractor and arrange for completion of contract documents; and approved related actions, as recommended by the Director of General Services
12. CONTINUED TO SEPTEMBER 1, 1998 consideration to reject all bids in connection with the Santa Cruz Veterans Memorial Building Improvements project; and direct the Department of Parks, Open Space and Cultural Services to re-evaluate the project
13. ACCEPTED status report on local emergency management plan development and directed the General Services Department to return on or before October 27, 1998 with a further report, as recommended by the Director of General Services
14. APPROVED Request for Proposals for programming and design services for a replacement of the modular court buildings, and directed the General Services Department to report back on or before November 24, 1998 with a recommended architectural firm and contract, as recommended by the Director of General Services
15. DENIED claim of Walter Williams No. 899-008 and referred to County Counsel
16. SEE ITEM NO. 48.1, REGULAR AGENDA
17. ADOPTED ORDINANCE NO. 4508 amending Chapter 5.16 of the Santa Cruz County Code relating to Cardrooms
18. ADOPTED ORDINANCE NO. 4509, as amended, amending Chapter 17.10 of the Santa Cruz County Code relating to Affordable Housing Requirements
19. SEE ITEM NO. 52.1, REGULAR AGENDA
20. CONTINUED TO SEPTEMBER 1, 1998 consideration' to adopt resolution related to various salary and classification actions

August 25, 1998

- 21 ADOPTED RESOLUTION NO. 342-98 authorizing the closure of one block of Kirby Street in front of the Felton Fire Station on Saturday, September 12, 1998 from 5 p.m. to midnight for an event sponsored by the Felton Community Hall and approved related actions, as recommended by Supervisor Almquist
- 22 ACCEPTED notification of at-large vacancy on the Hazardous Materials Advisory Commission, in the category of Community Representative, with nominations for appointment to be received on September 15, 1998, and final appointment to be made September 22, 1998, as recommended by Chairperson Beautz
- 23 APPROVED appointment of Cynthia Rae Margolin to the Mental Health Advisory Board, in the category of "person having experience and knowledge of the mental health system," for a term to expire April 1, 2001, as recommended by Supervisor Wormhoudt
- 24 DIRECTED the Clerk of the Board to post a notice of vacancies on the Board of Directors of the Santa Cruz County Resource Conservation District, as outlined, with nominations to be submitted on or before October 20, 1998, and final appointments to be made November 3, 1998, as recommended by Chairperson Beautz
- 25 ACCEPTED nominations of Wade Nittler, Clayton Rost and Lee Slaff for reappointment to the Assessment Appeals Board, in the categories indicated, for terms to expire September 7, 2001, with final appointments to be made September 1, 1998, as recommended by Chairperson Beautz
- 26 ACCEPTED notification of vacancy for a Tenant Representative on the Housing Authority Board of Commissioners, with nominations for appointment to be received on September 15, 1998, and final appointment to be made September 22, 1998, as recommended by Chairperson Beautz
- 26.1 DIRECTED the County Administrative Officer to convene a task force to address living conditions and code violations at the Golden Torch Trailer Park, as outlined, with a report back to the Board on or before November 3, 1998, as recommended by Supervisor Symons

August 25, 1998

27. AUTHORIZED the extension of a lease with the Santa Cruz AIDS Project through March 31, 1999 and authorized the Health Services Agency Administrator to sign the lease amendment, as recommended by the Health Services Agency Administrator
28. ADOPTED RESOLUTION NO. 343-98 accepting and appropriating unanticipated revenues in the amount of \$243,600; and approved agreements with Front Street, Incorporated, and Mental Health Client Action Network, as recommended by the Health Services Agency Administrator
29. DEFERRED report on the Watsonville Community Hospital sale to September 1, 1998, as recommended by the Health Services Agency Administrator
30. APPROVED funding proposal for \$165,504 for augmented neighborhood intervention high-risk testing outreach program services, as recommended by the Health Services Agency Administrator
31. DEFERRED report on annual activities of the Children's Network to October 20, 1998, as recommended by the Human Resources Agency Administrator
32. ACCEPTED AND FILED report on packaging reduction goals of County Code Chapter 5.46 and directed Public Works to return on October 6, 1998, with a report regarding the packaging reduction survey results and recommendations for further action, as recommended by the Director of Public Works
33. AUTHORIZED the Director of Public Works to make a partial release of the Faithful Performance Security, as specified, for Tract 1334, Diamond Estates, as recommended by the Director of Public Works
34. APPROVED independent contractor agreement with Republic Electric for traffic signal and highway safety lighting maintenance for the amount not to exceed \$80,250; and authorized the Director of Public Works to sign the agreement on behalf of the County, as recommended by the Director of Public Works

August 25, 1998

35. APPROVED independent contractor agreement with Ecology Action for Solid Waste Public Information Services in the amount of \$99,000; and authorized the Director of Public Works to sign the agreement on behalf of the County, as recommended by the Director of Public Works
36. DEFERRED consideration of the Request for-Proposals and Scope of Work for selection of a contractor to conduct waste characterization study of the County's Solid Waste Disposal until October 6, 1998, as recommended by the Director of Public Works
37. APPROVED proposed service agreement with the Valley Women's Club of San Lorenzo Valley in the not-to-exceed amount of \$107,064 for operation of the Drop-Off Recycling Facilities at the Ben Lomond Transfer Station, as recommended by the Director of Public Works
38. APPROVED independent contractor agreement with the County Office of Education in the amount of \$63,243 for the solid waste education program within the Santa Cruz County public school system; and authorized the Director of Public Works to sign the contract on behalf of the County, as recommended by the Director of Public Works
39. APPROVED Waste Reduction Grant Program, Independent Contractor Agreement with Aptos High School and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
40. ACCEPTED site improvements for Tract 1274, Seascape Resort, Phase IV and approved related actions, as recommended by the Director of Public Works
41. APPROVED amendments to agreements from Terratech, Incorporated, and AN/EN, Incorporated, for the Roy Wilson Yard groundwater monitoring and stockpiled soil investigation and remediation and authorized the Director of Public Works to sign the agreements, as recommended by the Director of Public Works

August 25, 1998

42. ACCEPTED low bid of Granite Construction Company in the amount of \$359,880 for the Daubenbiss Parking Lot Project; adopted RESOLUTION NO. 344-98 accepting and appropriating unanticipated revenue from the Soquel Roadside Improvement Fund in the amount of \$7,650; authorized award of contract; authorized the Director of Public Works to sign the contract; and made related findings, as recommended by the Director of Public Works
43. ADOPTED RESOLUTION NO. 345-98 of intent to develop an agreement to assess the nature of flood risks throughout the Pajaro River Watershed Basin, with an additional directive
44. SEE ITEM NO. 48.2, REGULAR AGENDA
45. SEE ITEM NO. 52.2, REGULAR AGENDA
46. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, APPROVED \$379,302.16 for the construction of the Daubenbiss Parking Lot Project; adopted RESOLUTION NO. 346-98 accepting \$100,000 in unanticipated revenue; authorized the Redevelopment Agency Administrator to sign easement agreements; and approved related actions, as recommended by the Redevelopment Agency Administrator
47. AS THE BOARD OF SUPERVISORS AND REDEVELOPMENT AGENCY, SCHEDULED a closed personnel and litigation session as follows:
CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Case Name/No.: Pastore et al. v. County et al. (USDC No. C-98 20495JW); Appeal of Santa Cruz County Coastal Development Permit No. 97-0309, Coastal Commission No. A-3-SCO 98-055; CAT Partnership, et al. v. County of Santa Cruz (Santa Cruz Superior Court, Appellate Case No. H016374); Group W Cable, Incorporated, v. City of Santa Cruz and County of Santa Cruz (U.S. District Court Case No. C-84-7546)
REPORT OF COUNTY COUNSEL - No report given

August 25, 1998

REGULAR AGENDA

48. CONDUCTED a drawing for the name of the person, and two alternates, who will be the first to go down the water slide at the Grand Opening celebration of the Simpkins Family Swim Center

ASWRB

- 48.1 ADOPTED ORDINANCE NO. 4510 adding Chapter 7.59 to the Santa Cruz County Code relating to the establishment of the Santa Cruz-Monterey Managed Medical Care Commission and Repealing Chapter 7.58 relating to the Managed Medical Care Commission; with an additional directive

WASRB

- 48.2 DEFERRED recommendation on the hiring of an engineering consultant for the Amesti Road Dewatering Project and directed Public Works to return for final contract approval on or before September 15, 1998, as recommended by the Director of Public Works

SRWAB

49. APPROVED at-large appointment of Michael Keogh to the Santa Cruz Metropolitan Transit District Board of Directors, for a term to expire December 31, 1998

ARSWB

50. The Board of Supervisors recessed in order to permit the Board of Directors of the County of Santa Cruz Flood Control and Water Conservation District, Zone 7, to convene and carry out its regularly scheduled meeting

August 25, 1998

51. CONSIDERED proposed ordinance amending the County Parking Ordinance (Chapter 9.36) to prohibit reparking a car or removing tire marks in order to park in excess of the time limit posted at the County parking lots;
- (1) read title and waived detailed reading of complete ordinance;
 - (2) approved ordinance "in concept" to return September 22, 1998 for final adoption; with an additional directive that staff develop a machine system for people to easily purchase parking permits for the day in the parking lot; and further directed General Services to report back October 6, 1998 with possible long-term strategies for improving the parking situation at the County building

- (1) RASWB
- (2) WSRaB

52. CONSIDERED proposed ordinance relating to the composition of the County Disaster Council;
- (1) read title and waived detailed reading of complete ordinance;
 - (2) approved ordinance "in concept" to return September 22, 1998 for final adoption

- (1) RSWAB
- (2) RWSAB

- 52.1 APPROVED and ratified the submission of concept papers to the Bureau of Justice Assistance for a Law Enforcement and Community Partnership to Address Hate Crimes program and a Missing Persons Investigator program, as recommended by the Sheriff-Coroner

WRSAB

- 52.2 AUTHORIZED the Chairperson to sign the Implementation Agreement for the Quail Hollow Quarry Habitat Conservation Plan; authorized the Auditor-Controller to transfer funds to provide for conveyance of the South Ridge to the County, as indicated; and requested that the Auditor-Controller complete the transfer, as recommended by the Planning Director

AWSRB

August 25, 1998

53. RECEIVED bids regarding Valencia Road 1998 Storm Damage Repair Project and referred to Public Works to return with a recommendation on or before September 1, 1998

SRWAB

54. RECEIVED bids regarding County Wide Storm Damage Repair Project and referred to Public Works to return with a recommendation on or before September 22, 1998

RWSAB

55. Jurisdictional hearing held to consider the Planning Commission's decision to uphold the Zoning Administrator's approval of Coastal Zone Permit No. 97-0622; a proposal to demolish an existing garage and to construct a two-story, single-family dwelling with a garage below constituting a three-story dwelling on property located at 413 Beach Drive, Aptos: approved recommendation of the Planning Director to not take jurisdiction' of this appeal to the Conditions of Approval for Coastal Development Permit #97-0622, based on the fact that the appellant has not established sufficient grounds for the Board to take jurisdiction for further review and referred to the Planning Commission the issue pertaining to Floor Ratio Area only

SWRAB

August 25, 1998

56. Public hearing held to consider the Planning Commission's recommendation regarding a General Plan Land Use Amendment of APN's: 025-201-42, -44, -49 and -50 from Urban Medium Density Residential to Neighborhood Commercial, to add Site Specific Policy regarding the allowed uses on these parcels and to rezone these properties from the Multi-family residential, 4,000 square feet per unit (RM-4) to the Neighborhood Commercial (C-1) zone district; property located at the corner of Mattison Lane and Soquel Drive in Santa Cruz: closed public hearing; adopted RESOLUTION NO. 347-98 amending the General Plan Land Use Plan designation for APNs 025-201-42, -44, -49, and -50 from the Urban Medium Density Residential (R-UM) to Neighborhood Commercial (C-N); added a site specific policy regarding the allowed uses on these parcels; adopted ORDINANCE NO. 4511 amending the County Zoning Ordinance by changing the zoning of APNs 025-201-42, -44, -49 and -50 from the Multi-family Residential, 4,000 sq. ft. per unit (RM-4) to Neighborhood Commercial (C-1)

RASWB

Approved: _____
Chair, Board of Supervisors

Attest: _____
Clerk of the Board

Date: _____

NOTE: This set of Board of Supervisors Minutes is scheduled to be approved by the Board on September 15, 1998

PROCEEDINGS OF THE
SANTA CRUZ COUNTY
BOARD OF SUPERVISORS

VOLUME 98, NUMBER 23
SEPTEMBER 1, 1998

ACTION SUMMARY MINUTES

VOTING KEY: A = Almqvist, B = Beautz, R = Belgard;
S = Symons, W = Wormhoudt; first initial indicates maker
of motion, second initial indicates the "second"; upper
case letter = "yes" vote; lower case letter = "no" vote;
() = abstain; // = absent

1. Supervisor Almqvist absent
Moment of Silence and Pledge of Allegiance
2. Consideration of Late Additions to the Agenda
3. Additions and Deletions to Consent Agenda
4. ORAL COMMUNICATIONS - No one addressed the Board (An Oral Communications sign-in sheet will be filed with Written Correspondence for the Board's next meeting.)
5. Additions and Deletions to Regular Agenda

CONSENT AGENDA
SRW/A/B

6. APPROVED claims as submitted by the Auditor-Controller
7. APPROVED minutes of August 18, 1998, as recommended by the Clerk of the Board
8. ACCEPTED AND FILED notification of continuing contracts received during the period of August 24, 1998 through August 28, 1998 and approved upon adoption of the 1998/99 continuing agreements list to comply with Section 300 of the County's Procedures Manual, Title I, as recommended by the Clerk of the Board

September 1, 1998

12

9. APPROVED amendment to the agreement with Appleby and Company extending period of contract to December 31, 1998, to allow time to train County staff in the operation of the electronic document management system, as recommended by the Assessor
10. DENIED claim of Michael J. Lokken No. 899-012 and referred to County Counsel
11. DENIED claim of Mark A. Jones No. 899-015 and referred to County Counsel
12. DENIED claim of Suzan Rosenberg No. 899-017 and referred to County Counsel
13. ADOPTED RESOLUTION NO. 348-98 amending Resolution No. 247-76 to amend Civil Service Rules allowing longer leaves of absence and substitute appointment periods relating to absences due to workers compensation, as recommended by the Civil Service Commission and Personnel Director
14. APPROVED gross pay adjustments for three employees of the Human Resources Agency and one employee in the Health Services Agency to correct administrative errors, as recommended by the Personnel Director
15. APPROVED an amendment to the agreement with Deputy Sheriff Steve Carney retiring "Boz" and accepting the donation of "Bea" as a drug detection dog, as recommended by the Sheriff-Coroner
16. APPROVED agreement with the State of California for police Protection services at the 1998 Santa Cruz County Fair in the amount of \$8,400; and adopted RESOLUTION NO. 349-98 accepting and appropriating additional unanticipated revenue for these services, as recommended by the Sheriff-Coroner
17. APPROVED personal services contract with Walter Thomas and Associates for an amount not to exceed \$8,500 for the purpose of data gathering and group diagnostic/team building workshops for the Sheriff's Detention Bureau, as recommended by the Sheriff-Coroner

September 1, 1998

18. APPROVED the Board of Supervisors and various departments' responses to the recommendations in the 1997/98 Grand Jury Final Report and requested the Chairperson to forward the response to Superior Court Judge Robert Yonts, Presiding Judge for the 1997/98 Grand Jury, as recommended by the County Administrative Officer
19. CONTINUED report on standards for County letterhead stationery to September 15, 1998, as recommended by the Director of General Services
20. AWARDED contract to Roger Jones Construction in the amount of \$70,476 for the Santa Cruz Veterans Memorial Building Improvement Project, and approved related actions, as recommended by the Director of General Services
21. ADOPTED RESOLUTION NO. 350-98 amending Salary Resolution No. 279-75 related to various salary and classification actions, as recommended by the Personnel Director
22. ADOPTED RESOLUTION NO. 351-98 fixing the 1998/99 tax rates and the allowance for tax delinquencies, as recommended by the Auditor-Controller
23. APPROVED appointment of John P. Rhoads, Chief Probation Officer, to the Domestic Violence Commission, as recommended by Chairperson Beautz
24. APPROVED appointment of Lynn Miller as the representative of the Human Resources Agency (Public Assistance category) on the Private Industry Council, for a term to expire June 30, 2001, as recommended by Chairperson Beautz
25. APPROVED amendment to the Deferred Compensation Plan to add employees from the Criminal Justice Council as plan participants, and approved related actions, as recommended by the County Administrative Officer
26. DEFERRED report on ordinance regulating tobacco advertising in the unincorporated area until September 15, 1998, as recommended by County Counsel

September 1, 1998

14

26. 1 DIRECTED Public Works to allow for the closure of the public parking lot at the Rio del Mar Esplanade for the annual Monte Foundation fireworks show scheduled for October 10, 1998, as recommended by Supervisor Symons
27. ACCEPTED AND FILED report on the need to continue the state of local emergency relative to the transmission of HIV through contaminated needles, as recommended by the Health Services Agency Administrator
28. SEE ITEM NO. 45.1, REGULAR AGENDA
29. DEFERRED report on the Mangini tobacco litigation settlement to September 22, 1998, as recommended by the Health Services Agency Administrator
30. APPROVED 1998/99 Community Mental Health agreement in the amount of \$491,600. as recommended by the Health Services Agency Administrator
31. AUTHORIZED the Director of Public Works to sign California Conservation Corps Annual Pajaro Storm Drain Maintenance agreement in the amount of \$9,300 and approved related actions, as recommended by the Director of Public Works
32. DIRECTED Public Works to complete the plans and specifications for the San Vicente Creek Stream Bank Protection Project: and return for approval on September 15, 1998, as recommended by the Director of Public Works
33. APPROVED contract with Sequoia Analytical for environmental laboratory services in an amount not to exceed \$64,000; authorized the Director of Public Works to sign the agreement; and directed the Clerk of the Board to take related actions, as recommended by the Director of Public Works
34. SEE ITEM NO. 47.1, REGULAR AGENDA
35. APPROVED plans, specifications and engineer's estimate for the Viewpoint Drive Overlay Project, County Service Area No. 25: authorized calling for bids; set bid opening for Tuesday, September 22, 1998 at 10:45 a.m.; and approved related actions, as recommended by the Director of Public Works

September 1, 1998

36. ACCEPTED low bid of Cimmaron Construction in the amount of \$381,981.50 for the Valencia Road Storm Damage Repair; authorized award of contract; and authorized the Director of Public Works to sign the contract, as recommended by the Director of Public Works
37. DEFERRED consideration of a report on the negotiations with the City of Santa Cruz regarding the Loudon Nelson Community Center until on or before November 3, 1998, as recommended by the Director of Parks, Open Space and Cultural Services
38. SCHEDULED public hearing for Tuesday, September 22, 1998, morning agenda, to consider adoption of the 1999 Annual Population Growth Goal, as recommended by the Planning Director
39. SCHEDULED public hearing for Tuesday, September 22, 1998, morning agenda, to consider a proposed amendment to the Santa Cruz County General Plan/Local Coastal Program regarding adding Policy 7.21.7 to allow sanitary sewer connections for the St. Francis Subdivision, as recommended by the Planning Director
40. ACCEPTED AND FILED status update on the Santa Cruz Biotechnology Master Plan Permit submittal, as recommended by the Planning Director
41. ACCEPTED AND FILED report on Hazard Mitigation Grant Program and directed the Planning Department to report back on September 15, 1998, as recommended by the Planning Director
42. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, AUTHORIZED the Redevelopment Agency Administrator to sign Contract Change Order No. 32 for the Simpkins Family Swim Center in the amount of \$51,295, as recommended by the Redevelopment Agency Administrator

September 1, 1998

16

43. AS THE BOARD OF SUPERVISORS AND REDEVELOPMENT AGENCY, SCHEDULED a closed personnel and litigation session as follows:
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation was considered pursuant to subdivision (b) of Government Code Section 54956.9 for three potential cases.
CONFERENCE WITH REAL PROPERTY NEGOTIATOR
Property street address: 1200 Capitola Road, No. 26, Santa Cruz, CA
Negotiating parties: Gray C. Bauspies-Clark and Redevelopment Agency Administrator
Under negotiation: Price and terms of payment.
REPORT OF COUNTY COUNSEL - No report given

REGULAR AGENDA

44. Presentation made honoring leaders in the Special Olympics 1998 Law Enforcement Torch Run
45. APPROVED reappointment of Wade Nittler, Clayton Rost and Lee Slaff to the Assessment Appeals Board, in the categories indicated, for terms to expire September 7, 2001
RSW/A/B
- 45.1 ACCEPTED AND FILED report on sale of Watsonville Hospital, as recommended by the Health Services Agency Administrator
RWS/A/B
46. RECEIVED bids regarding Eureka Canyon Road and
(1) Litchfield Lane FEMA Storm Damage Repair and referred to Public Works to return later this day with a recommendation;
(2) accepted low bid of Cal-Neva Construction Service in the amount of \$193,812.50, authorized award of the contract, and approved related actions
(1) RSW/A/B
(2) RSW/A/B

September 1, 1998

47. Public hearing held to consider the recommendation of the Planning Commission on a proposal to amend the General Plan to add a parcel specific policy to allow a veterinarian office to operate within an existing 3,400 square foot professional office building on a parcel having a Neighborhood Commercial General Plan designation. Property is located on the south side of Highland Way approximately .8 miles east of Old San Jose Road.
 Applicant: Jon Allen Wilson; Application No. 97-0840; APN: 098-011-82;
 closed public hearing; adopted RESOLUTION NO. 353-98 amending the 1994 General Plan and Local Coastal Program to add Policy 2.13.9 relating to the Summit Professional Center

WSR/A/B

47.1 ADOPTED RESOLUTION NO. 354-98 of intention accepting Madeline Drive into the County Maintained Road System; set public hearing for September 22, 1998 at 9:15 a.m.; and approved related actions, as recommended by the Director of Public Works

WSR/A/B

Approved: _____
 Chair, Board of Supervisors

Attest: _____
 Clerk of the Board

Date: _____

NOTE: This set of Board of Supervisors Minutes is scheduled to be approved by the Board on September 15, 1998