

COUNTY OF SANTA CRUZ  
STATE OF CALIFORNIA



AT THE BOARD OF SUPERVISORS MEETING

On the Date of January 12, 1999

REGULAR AGENDA Item No. 064

(CONSIDERED selection process for position of District Attorney;

((1) approved appointment process proposed by Supervisor Beautz with the following modifications: that the written applications would be due no later than 5:00 p.m. on January 25, 1999; scheduled an afternoon and an evening meeting for February 9, 1999 to allow discussions and questions from the applicants; that the Board of Supervisors would make an appointment on February 16, 1999 and that the deliberations would begin at 1:30 p.m.; Chair Almquist to return with a suggested format for the meeting of February 9th; and revised the questionnaire regarding Item No. 17, end of paragraph, change Question 17 to Question 16; Item No. 21, eliminate the words summoned, and taken into custody; Item No. 37, at the beginning, add the words "If you wish to address allegations that....."  
((2) reconsidered item;  
((3) changed deliberation and decision making session from February 16, 1999 to Thursday, February 11, 1999 to begin at 1:30 p.m. and continue with an evening session if needed...

Considered selection process for position of District Attorney;

Upon the motion of Supervisor Wormhoudt, duly seconded by Supervisor Beautz, the Board, by unanimous vote, approved appointment process proposed by Supervisor Beautz with the following modifications: that the written applications would be due no later than 5:00 p.m. on January 25, 1999; scheduled an afternoon and an evening meeting for February 9, 1999 to allow discussions and questions from the applicants; that the Board of Supervisors would make an appointment on February 16, 1999 and that the deliberations would begin at 1:30 p.m.; Chair Almquist to return with a suggested format for the meeting of February 9th; and revised the questionnaire regarding Item No. 17, end of paragraph, change Question 17 to Question 16; Item No. 21, eliminate the words summoned, and taken into custody; Item No. 37, at the beginning, add the words "If you wish to address allegations that....."

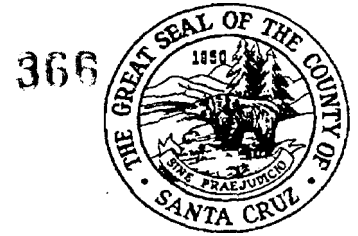
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State of California, County of Santa Cruz-ss.

*I, Susan A. Mauriello, k-officio Clerk of the Board of Supervisors of the County of Santa Cruz, State of California, do hereby certify that the foregoing is a true and correct copy of the order made and entered in the Minutes of said Board of Supervisors. In witness thereof I have hereunto set my hand and affixed the seal of said Board of Supervisors.*

Page 1 of 2

COUNTY OF SANTA CRUZ  
STATE OF CALIFORNIA



AT THE BOARD OF SUPERVISORS MEETING

On the Date of January 12, 1999

REGULAR AGENDA Item No. 064

Upon the motion of Supervisor Symons, duly seconded by Supervisor Wormhoudt, the Board, by unanimous vote, reconsidered item;

Upon the motion of Supervisor Wormhoudt, duly seconded by Supervisor Beautz, the Board, by unanimous vote, changed deliberation and decision making session from February 16, 1999 to Thursday, February 11, 1999 to begin at 1:30 p.m. and continue with an evening session if needed

cc:

CAO  
District Attorney

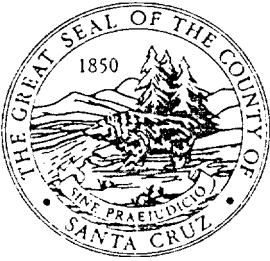
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State of California, County of Santa Cruz-ss.

I, Susan A. Mauriello, .&officio Clerk of the Board of Supervisors of the County of Santa Cruz, State of California, do hereby certify that the foregoing is a true and correct copy of the order made and entered in the Minutes of said Board of Supervisors. In witness thereof I have hereunto set my hand and affixed the seal of said Board of Supervisors.

Page 2 of 2

16 by *Susan A. Mauriello* Deputy Clerk, on January 15, 1999.



# County of Santa Cruz <sup>708</sup>

<sup>167</sup>

## BOARD OF SUPERVISORS

701 OCEAN STREET, SUITE 500, SANTA CRUZ, CA 95060-4069

(831) 454-2200 FAX: (831) 454-3262 TDD: (831) 454-2123

JANET K. BEAUTZ  
FIRST DISTRICT

WALTER J. SYMONS  
SECOND DISTRICT

MARDI WORMHOUDT  
THIRD DISTRICT

TONY CAMPOS  
FOURTH DISTRICT

JEFF ALMQUIST  
FIFTH DISTRICT

AGENDA: 1/26/99

January 20, 1999

BOARD OF SUPERVISORS  
County of Santa Cruz  
701 Ocean Street  
Santa Cruz, CA 95060

RE: SUGGESTED PROCEDURES FOR CONDUCT OF DISTRICT ATTORNEY  
HEARING AND FINAL SELECTION PROCESS

Dear Members of the Board:

I would suggest that we adopt the following procedures to guide the conduct of the public hearing we have scheduled for February 9, 1999, to consider the various candidates for the position of District Attorney. After any opening remarks by Board members, the public hearing would be conducted according to the following ground rules:

1. Each candidate, in alphabetical order, will have an opportunity to address the Board for five minutes. At the conclusion of each candidate's statement, Board members may ask questions of that candidate.
2. Forms to be used by the public for proposing written questions to be asked of one or more candidates will be provided to the public in the rear of the Board Chambers. An announcement of the availability of these forms will be made at the opening of the afternoon's proceedings and periodically thereafter. Proposed questions will be collected and sorted at the conclusion of the candidates' statements and questioning by Board members. Any duplicate questions will be discarded. The Chairperson will ask these questions of the appropriate candidates after the candidates have completed their statements.

BOARD OF SUPERVISORS  
January 20, 1999  
Page 2

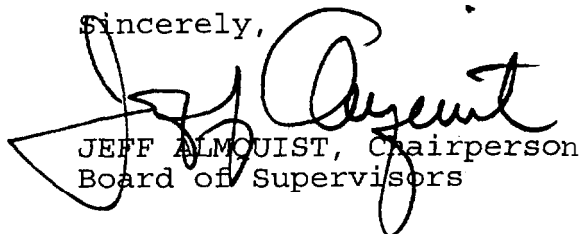
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3. After these questions have been asked on behalf of members of the public, the public will be afforded an opportunity to communicate with the Board, limited to not more than three minutes per person. The aggregate amount of public testimony to be received will be limited to three hours, and that limitation will be set forth in the posted notice. Remarks from the public should be limited to issues and concerns they may have regarding the operation of the office of the District Attorney, attributes that they believe the District Attorney should possess, policies that they believe the District Attorney should follow, and their personal support for or opposition to one or more of the candidates. There will not be any opportunity for members of the public to directly communicate with particular candidates during this forum.
4. At the conclusion of the public testimony, each candidate will be given an additional three minute period to provide any closing statement to the Board that he or she wishes.

We have agreed to conduct deliberations to select a District Attorney at a special meeting of the Board of Supervisors which will be held on February 11, 1999, at 1:30 p.m. My understanding of the Brown Act is that the public must be given a further opportunity to address the Board at that meeting, but that we may limit the time in a reasonable manner. I would suggest that we limit further public testimony to 30 minutes, at the conclusion of which the Board should deliberate in open session until a District Attorney has been selected.

I would therefore recommend that the Board adopt the foregoing ground rules for the conduct of the public hearing scheduled to begin at 1:30 p.m. on February 9, 1999, and for the selection of the District Attorney during the deliberations we have scheduled on February 11, 1999.

Sincerely,



JEFF ALMQUIST, Chairperson  
Board of Supervisors

JA:ted

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# County of Santa Cruz

## BOARD OF SUPERVISORS

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FOURTH DISTRICT

JEFF ALMQUIST  
FIFTH DISTRICT

AGENDA: 2/9/99

February 4, 1999

BOARD OF SUPERVISORS  
County of Santa Cruz  
701 Ocean Street  
Santa Cruz, CA 95060

RE: VOTING PROCEDURE FOR SELECTION OF DISTRICT ATTORNEY

Dear Members of the Board:

A question has been raised as to the procedure we should use to vote on the selection of a District Attorney at the meeting we have scheduled for February 11, 1999. I would propose that we use the following procedure:

At the close of the public comment portion of the meeting, the Chair will seek nominations for appointment to the position. Any member of the Board may nominate any of the candidates. No second will be required for the making of a nomination. A Supervisor will not be required to make a nomination if he or she chooses not to, but may only nominate one person.

After each of the Supervisors has had an opportunity to nominate a candidate, we will have whatever discussion of the nominees that the Board wishes to conduct.

Once these discussions are complete, we will vote on a roll call basis, indicating our preference for the candidate to be selected. If, at the conclusion of the roll call, any of the candidates has received three votes, the selection will be complete. On the other hand, if no candidate has received three votes, we will then proceed to another round of nominations, discussion, and roll call voting following the procedure above until we conclude a voting round in which a candidate receives three votes.

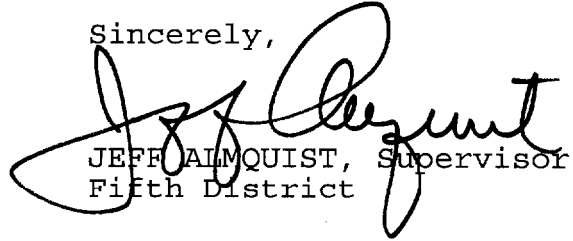
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February 4, 1999  
Page 2

I believe that this system will be preferable to voting on each candidate as there would be little purpose to be served by having a candidate considered who received no votes or who received a number of 'no" votes.

I would therefore recommend the foregoing procedure to you as the method for selecting the District Attorney on February 11, 1999 .

Sincerely,



JEFF ALMQUIST, Supervisor  
Fifth District

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