



County of Santa Cruz

HEALTH SERVICES AGENCY

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ENVIRONMENTAL HEALTH

April 6, 1999

AGENDA: April 13, 1999

Board of Supervisors
County of Santa Cruz
701 Ocean Street
Santa Cruz, CA 95060

SUBJECT: BOND COUNSEL SERVICES FOR GREATER PASATIEMPO AREA SEWAGE DISPOSAL IMPROVEMENTS

Members of the Board:

On January 26, 1999, your Board considered a status report on efforts to develop a potential project for improving sewage disposal in the Greater Pasatiempo area. Your Board authorized Public Works, County Counsel, and Environmental Health to solicit outside legal services for the project and directed that a further status report on those efforts be provided on April 13, 1999.

Staff has been working to secure the services of a bond counsel in order to appropriately determine the methodologies by which project costs would be allocated to property owners within the potential area to be served. Five proposals were received in response to the Request for Proposal mailed out by County Counsel staff. Three firms were selected for interviews with four representatives of Public Works, County Counsel, and Environmental Health on April 1, 1999.

Staff selected the firm of Jones Hall, a Professional Law Corporation, of San Francisco, as the most qualified to perform the necessary tasks and work closely with County staff on the project. They will work on a contingency basis, with no fee paid until a project is approved and bonds are sold. The total bond issue is expected to be approximately \$12 million. The fee would not exceed \$75,000, with additional reimbursement of out-of-pocket expenses for shipping, delivery and courier service, photocopying, official transcript duplication, and travel expenses outside of the State of California (total expense reimbursement not to exceed \$5,000). If the project does not proceed and there is no sale of bonds, the County would reimburse them only for their actual out-of-pocket expenditures at an amount not to exceed \$5000. Funds for such reimbursement would come from the existing Pasatiempo Rolling Woods Sewer Maintenance District or County Service Area No. 12.

Once a contract has been signed, staff will work with the bond counsel to determine the appropriate method of allocating costs and the next steps for moving ahead with a project. We will then return to your Board with a plan and schedule for proceeding.

**Board of Supervisors
April 13, 1999 Agenda
Greater Pasatiempo Sewage Disposal
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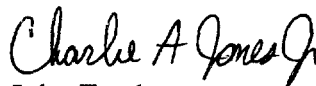
It is-RECOMMENDED that your Board authorize County Counsel to negotiate and sign a contract with Jones Hall, a Professional Law Corporation, to provide bond counsel services for a possible community sewage disposal project for the Greater Pasatiempo Area.

Sincerely,

For Charles Moody

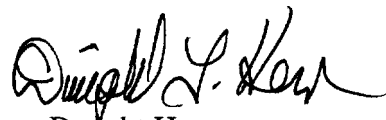
Health Services Agency Administrator

For



John Fantham

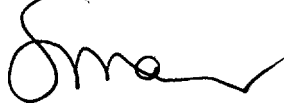
Public Works Director



Dwight Herr

County Counsel

Recommended:



Susan A. Mauriello

County Administrative Office

cc: CAO
County Counsel
Health Services Agency
Environmental Health
Public Works
Planning

JONES HALL

A PROFESSIONAL LAW CORPORATION

ATTORNEYS AT LAW

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April 5, 1999

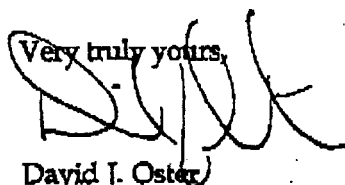
Dana McRae, Esq.
Assistant county Counsel
County of Santa Cruz
701 Ocean Street, Room 505
Santa Cruz, CA 95060

Re Pasatiempo Rolling Woods Sewer Maintenance District

Dear Dana:

Thank you again for the opportunity to meet with you last Thursday regarding the proposed assessment financin for the Pasatiempo Rolling Woods area. This is to confirm that Jones Hall agrees to perform a% of the required bond counsel legal services for the project for a fee of \$65,000 and to serve as disclosure counsel for a fee of \$10,000, each fee to be exclusive of reimbursement for out-of-pocket expenses as described in our Proposal dated February 23, 1999. Enclosed please find proposed forms of Agreement For Legal Services for such services.

If you have any questions about this, please do not hesitate to call me. I look forward to working with you.

Very truly yours,

David J. Oster

DJO:brf
Enclosure