

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

VOLUME 99, NUMBER 20
AUGUST 10, 1999

ACTION SUMMARY MINUTES

VOTING KEY: A = Almqvist, B = Beautz, C = Campos;
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 - Two people 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
WSBCA

6. APPROVED claims as submitted by the Auditor-Controller
7. ITEM DELETED
8. ACCEPTED AND FILED notification of continuing
contracts, as amended, to continue approval of
Contract No. 90642-01 with the Santa Cruz Art and
History Museum to AUGUST 17, 1999, received during the
period of August 2, 1999 through August 6, 1999 and
approved upon adoption of the 1999/00 continuing
agreements list to comply with Section 300 of the
County's Procedures Manual, Title 1
9. DENIED claim of Richard Hill No. 900-003, amended, and
referred to County Counsel

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10. DEFERRED TO AUGUST 24, 1999 consideration to accept and file report on the Freedom/Carey Reorganization; adopt resolution approving property tax exchange for LAFCO No. 855 (Freedom Carey Reorganization - Phase I); and authorize staff to work with the City of Watsonville on various special issues associated with this reorganization; with an additional directive that the Board receive a report back on the issue of the Sheriff's Service Center at its current location or a revised location and what the financial implications are and recommendations for incorporating that in the negotiation process if such recommendations are appropriate

WBSCA

11. SCHEDULED public hearing for the morning agenda of Tuesday, September 14, 1999 to consider the allocation of federal funds from the Bureau of Justice Assistance and from the State Supplemental Law Enforcement Funds (SLESF), as recommended by the County Administrative Officer
12. APPROVED engineering services contract with Lee and Associates for domestic water line replacement project at 1080 Emeline at a cost not-to-exceed \$26,000; and authorized the General Services Director to sign the agreement, as recommended by the Director of General Services
13. APPROVED a contract amendment with David M. Griffith and Associates Ltd. for claims administration; adopted RESOLUTION NO. 353-99 accepting unanticipated revenue in the amount of \$16,000; and authorized the Auditor-Controller to take related actions, as recommended by the County Administrative Officer

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14. AUTHORIZED the Chairperson to sign contract grant documents relating to the Main Jail Security System Upgrade and directed the General Services Deputy Director to sign the agreement: adopted RESOLUTION NO. 354-99 approving the signing of the grant contract: and approved contract amendment with On Line Electric in the amount of \$73,000 for the Main Jail Security System Upgrade Construction Project; and authorized General Services to process the amendment, as recommended by the Director of General Services
15. AUTHORIZED General Services to negotiate the purchase of the Main Jail replacement sally port doors from A & D Automatic Gate Company of Redwood City at a not-to-exceed price of \$90,000, as part of the Main Jail Security Upgrade Project - Phase II, as recommended by the Director of General Services
16. APPROVED the Real Property Lease Agreement with Lewis D. Hutchins for Probation Offices located at 303 Water Street, Santa Cruz; and authorized the Chief Probation Officer to sign the lease, as recommended by the Chief Probation Officer
17. AUTHORIZED the Information Services Director to sign the Authorization to Order documents for various computer services offered in the State Master Agreement: and approved agreement for telecom services and products, as recommended by the Information Services Director
18. ACCEPTED AND FILED response to the report of Criminal Justice grants, as recommended by the District Attorney
19. ADOPTED ORDINANCE NO. 4555 adopting specific nighttime parking restrictions for North Coast Beach Parking Areas; and adopted RESOLUTION NO. 355-99 amending Resolution No. 606-93 establishing parking penalties
20. APPROVED plans and specifications for the Government Center Reroofing Project; directed General Services to advertise for bids; and set bid opening for Tuesday, September 14, 1999 at 10:45 a.m., as recommended by the Director of General Services

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21. ACCEPTED AND FILED report on Commissions and Committees; directed the County Administrative Office to distribute the draft provisions to County Departments for comment; and report back on September 14, 1999 with recommendations for proposed amendments to the County Code and County procedures; with an additional directive to include for the September 14, 1999 report back, a report on what the current status is in the various departments; how many of these committees are there; what are they working on; what are they currently doing; what are their purposes; and is it absolutely clear that the purpose of these committees is for technical assistance, not the development of policy
22. ACCEPTED AND FILED the KIDS Database report and KIDS Database training manual, as recommended by the Health Services Agency Administrator
23. SEE ITEM NO. 52.1, REGULAR AGENDA
24. APPROVED fixed asset purchases for the Medi-Cal Outreach Program: approved transfer of \$10,400 in appropriations within the Medi-Cal Outreach Program budget; and extended the term of three limited-term positions to June 30, 2000, as recommended by the Health Services Agency Administrator
25. DEFERRED matter of Bylaws and Conflict of Interest Code of the Santa Cruz-Monterey Managed Medical Care Commission to August 24, 1999, as recommended by the Health Services Agency Administrator
26. ACCEPTED AND FILED report of the Job Training Task Force; referred the report to the Interim Workforce Investment Board for review and comment on the report recommendations; and report back on October 19, 1999; with an additional directive to ask the Interim Workforce Investment Board to pay particular attention to the applicability of the circumstances in Watsonville as it looks at these recommendations
27. ADOPTED RESOLUTION NO. 356-99 authorizing the placement of two road bumps on Quail Drive within County Service Area No. 50, The Vineyard, as recommended by the Director of Public Works

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- 28 ADOPTED RESOLUTION NO. 357-99 in support of Senator Burton's Statewide Transportation Sales Tax Measure, SCA 3, as recommended by the Director of Public Works
- 29 CONTINUED TO AUGUST 17, 1999 consideration to approve Cost Share Agreement with the Army Corps of Engineers to complete the Detailed Project Report for the East Cliff Drive Coastal Protection Project; and authorize the Director of Public Works to sign the agreement; and take related actions
- 30 APPROVED independent contractor agreement with Ecology Action of Santa Cruz in the amount of \$99,000 for Solid Waste Public Information Services; and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
- 31 ACCEPTED AND FILED report on the financing and timing of the East Cliff Drive Cliff Stabilization Project, as recommended by the Director of Public Works
- 32 ACCEPTED AND FILED report on the Buena Vista Landfill Gas Power Project; directed Public Works to continue working with the Monterey Bay Unified Air Pollution Control District to resolve the Emission Reduction Credit requirements for the power project; and directed Public Works to return on or before October 19, 1999 with a status report on the Buena Vista Landfill Gas Power Project, as recommended by the Director of Public Works
- 33 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 6, APPROVED the use of \$35,426 from the Esplanade Drainage (Bank) budget items for the Trout Gulch Road Improvement Project, as recommended by the District Engineer

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34. ADOPTED RESOLUTION NO. 358-99 accepting unanticipated revenue in the amount of \$10,176 from Soquel Creek Water District; approved transfer of \$35,426 from the 1999/2000 Santa Cruz County Flood Control and Water Conservation District - Zone 6 Budget to the Trout Gulch Road Improvement Project; approved Contract Change Order No. 1 for the amount of \$99,624; authorized the Chairperson to sign the change order; and approved related action, as recommended by the Director of Public Works
35. APPROVED special provisions and engineer's estimate for the Redwood Drive Shoulder Repair and Pavement Overlay Project, County Service Area No. 33; authorized calling for bids; set bid opening for Tuesday, September 14, 1999 at 10:45 a.m.; and directed the Clerk of the Board to take related actions, as recommended by the Director of Public Works
36. ADOPTED RESOLUTION NO. 359-99 authorizing the Department of Public Works to submit an application for the Statewide Transportation Enhancement Activities Grant Program for the Wilder Ranch Bike Path Project, as recommended by the Director of Public Works
37. ACCEPTED certification of results regarding County Service Area No. 26, Hidden Valley, Zones B through G balloting; directed the Public Works Department to retain the ballots for at least six months following the certification; and adopted RESOLUTION NO. 360-99 authorizing and levying an assessment for road maintenance and operations within this County Service Area for 1999/00 and each year following, as recommended by the Director of Public Works
38. APPROVED second amendment to the Joint Powers Agreement between the City of Santa Cruz and the County of Santa Cruz and the Cities of Capitola and Scotts Valley relating to library services; and directed the County Administrative Officer to sign the amendment on behalf of the County, as recommended by Chairperson Almquist

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39. ACCEPTED the low bid of Granite Construction Company in the amount of \$23,610 for the Sunlit Lane Overlay Project, County Service Area No. 42; authorized the award of contract; and authorized the Director of Public Works to sign the contract on behalf of the County, as recommended by the Director of Public Works
40. ACCEPTED low bid of Granite Construction Company in the amount of \$36,868.06 for the Pine Ridge Road Repair Project, County Service Area No. 24; authorized the award of contract; and authorized the Director of Public Works to sign the contract on behalf of the County, as recommended by the Director of Public Works
41. ACCEPTED low bid of American Asphalt in the amount of \$139,440.60 for the 1999/00 Slurry Seal Project - Various Locations; authorized the award of contract; and authorized the Director of Public Works to sign the contract on behalf of the County, as recommended by the Director of Public Works
42. ACCEPTED low bid of Don Chapin Company, Incorporated, in the amount of \$273,448 for the Freedom Boulevard at Soquel Drive Signalization Project; authorized the award of contract; and authorized the Director of Public Works to sign the contract on behalf of the County, as recommended by the Director of Public Works
43. DEFERRED bid award for Braemoor Drive Road Repair Project, County Service Area No. 47, to August 17, 1999, as recommended by the Director of Public Works
44. DEFERRED report on the Live Oak Parking Program to September 14, 1999, as recommended by the Director of Public Works
45. ITEM DELETED

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46. SCHEDULED public hearing on Tuesday, September 21, 1999 for the afternoon agenda beginning at 1:30 p. m. to consider the proposal to rezone APN: 089-121-68 and a portion of APN: 089-121-69, 70 and 71 from Special Use zone district to the Timber Production zone district, resulting in one Timber Production parcel and three parcels with a split zoning of Special Use and Timber Production. The property is located on the north end of Love Creek Road approx. 2.5 miles northeast from the intersection of Love Creek and Fritch Roads; Application No. 98-0838, as recommended by the Planning Director
47. REFERRED request for a Planning Commission Policy Determination relating to density and parcel size for land divisions on lands with a General Plan designation of non-commercial agriculture to the Agricultural Policy Advisory Commission (APAC) for its review and comment, as requested by the Planning Commission and as recommended by the Planning Director
48. APPROVED transfer of funds in the amount of \$154,405 for various Parks projects, as recommended by the Director of Parks, Open Space and Cultural Services

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49. 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.: Smith v. Rio Highlands (Santa Cruz Superior Court Case No. 134491); ~~Big Creek Lumber v. County of Santa Cruz~~ (Santa Cruz Superior Court Case No. 134816)
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation was considered pursuant to subdivision (c) of Government Code Section 54956.9 for two potential cases.
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation was considered pursuant to subdivision (b) of Government Code Section 54956.9 for one potential case.
CONFERENCE WITH LABOR NEGOTIATOR
Agency negotiator: Personnel Director
All Employee Organizations
REPORT OF COUNTY COUNSEL - The Board of Supervisors in the case of bankruptcy of Mt. Hermon La Madrona Partners (Federal District Court Case No. 97-31126-DM-11) authorized the County to join in a foreclosure action filed by the City of Scotts Valley with reference to APN: 021-141-05 (BSWCA)

REGULAR AGENDA

50. APPROVED at-large appointment of Rock Pfothenauer to the Private Industry Council (which has also received the designation of Interim Workforce Investment Board), as a representative of post-secondary education, for a term to expire June 30, 2003

WSBCA
51. APPROVED at-large reappointments of Chris Matthews, Carol Maurer, Jim Booth, William Wagy, Alice Talnack, Leo Cliff Tillman, Jr. and Melissa Pedroza to the Private Industry Council (which has also received the designation of Interim Workforce Investment Board), in the categories indicated, for terms to expire June 30, 2003

ASBWC

August 10, 1999

- 5 2 Continued consideration of report on the Planning Commission's review of the General Plan/Local Coastal Program Land Use Plan-designation and zoning on APN: 038-081-36 (McGregor/Sea Ridge Drives);
- (1) read title and waived detailed reading of complete ordinance; adopted Interim ORDINANCE NO. 4556, as an urgency measure, as amended, to delete from the Ordinance, on Page 2, Section II, under Interim Regulations, item 5, which reads: "Applications for discretionary uses necessary to allow a reasonable economic use of the property.": including the boundaries as set forth;
 - (2) deferred initiation of a rezoning for the McGregor parcel until preparation of the Seacliff Community Plan;
 - (3) directed the Clerk of the Board to schedule a public hearing on September 21, 1999 to consider the extension of the interim ordinance: with an additional direction to include in the staff report for the September 21, 1999 public hearing a time frame for the Seacliff Community Plan preparation;
 - (4) and further directed Planning staff to return at the first meeting in March of 2000 with a conceptual Community Plan and with the intention of completing the rezoning process by June 2000

BWSCA (vote on ordinance only)
SWBCA

- 52.1 AUTHORIZED the Health Services Agency to negotiate a contract with the Santa Cruz Community Counseling Center for adolescent residential treatment services; and return for approval of the contract on September 14, 1999; with an additional directive that the Health Services Agency report back with the final resolution on how it is going to proceed with the actual facility

WSBCA

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53. RECEIVED bids regarding Ben Lomond Park Improvements; awarded contract to the lowest responsible bidder contingent upon adequate funding being available and reviewed by the General Services Department and Parks Department; authorized the Director of Parks to sign contract and associated documents; and approved change orders as may be required, as recommended by the Director of General Services

BWSCA

54. Bid opening held regarding planting and irrigation at Polo Grounds County Park; directed the Director of Parks to return in September 1999 with a rebid of this project

WBSCA

55. Public hearing held to consider the proposal to rezone APN: 089-091-22 from the Special Use (SU) zone district to the Timber Production (TP) zone district. Requires a rezoning. The property is located on the southwest side of Harmon Gulch Road (875 Harmon Gulch Road) about one mile from the intersection of Harmon Gulch and Bear Creek Roads. Application No. 98-0804; Applicant: Gary Paul; Owners: Lloyd and June Ohelo; closed public hearing;
- (1) read title and waived detailed reading of complete ordinance;
- (2) approved determination that the project is statutorily exempt from the California Environmental Quality Act; adopted ORDINANCE NO. 4557 amending Chapter 13.10 of the Santa Cruz County Code rezoning APN: 089-091-22 from the Special Use (SU) zone district to the Timber Production (TP) zone district; and directed the Planning Department to update the General Plan Timber Resources Map to include the entire area within the boundaries of APN: 089-091-22 as Timber Resources

- (1) BWSCA
(2) ASBWC

August 10, 1999

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 August 24, 1999