

PROCEEDINGS OF THE BOARD OF DIRECTORS  
COUNTY OF SANTA CRUZ  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7  
GOVERNMENT CENTER BUILDING, ROOM 525  
9:15 A.M.

January 25, 2000

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- A. Roll Call
- B. Consideration of Late Additions
- C. Additions and Deletions

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1. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7,  
approve minutes of September 21, 1999
- 1.1 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7,  
authorize the Chairperson to call for nominations and  
the Zone 7 Board of Directors to elect a new  
Chairperson and Vice Chairperson for 2000
- 1.2 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7,  
approve the Zone 7 meeting schedule for 2000
- 1.3 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7,  
accept improvement and approve the final cost for  
Pajaro River and Salsipuedes Creek Levee Resurfacing  
Project and take related action

- 1.4 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7, accept and file report on the Pajaro River Levee System Reconstruction Project; direct Public Works staff to ask Monterey County to name a representative to the Pajaro River Levee Reconstruction Project Design Review Steering Committee and seek a proposal for developing conceptual project design alternatives; authorize the District Engineer to enter into a contract or contract amendment for a not-to-exceed amount of up to \$50,000 from the Zone 7 Corps of Engineers Salsipuedes Creek Local Share budget line item; and direct that a further status report on the Pajaro River Levee Reconstruction Project be presented at the March 21, 2000 meeting
- 1.5 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7, direct Zone 7 staff to work with the City of Watsonville staff to place the matter of impervious area fees before the City Council and subsequently before the Board of Supervisors for consideration, and take related action
- 1.6 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7, appoint the Zone 7 Chairperson or designee as the official liaison to the ongoing four-county meeting of elected representatives and direct staff to report back at the next Zone 7 Board meeting with a further status report on the Pajaro River Four-County Basin Study
- 1.7 ORAL COMMUNICATIONS - The Board will receive Oral Communications following completion of all other items on the Agenda. Any person may address the Board during its Oral Communications period. Presentations must not exceed five minutes, must be directed to an item not listed on today's Agenda, and must be within the jurisdiction of the Board. Board members will not take action or respond immediately to any Oral Communications presented, but may choose to follow up at a later time, either individually, or on a subsequent District Agenda.

0427

ACTION SUMMARY MINUTES

COUNTY OF SANTA CRUZ  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7  
GOVERNMENT CENTER BUILDING, ROOM 525

September 21, 1999

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- A. Roll Call
  - Voting Members Present: Directors Beautz, Symons, Wormhoudt, Campos, Almquist and Carroll
  - Voting Members Absent: Chair Bobeda
  - Non-Voting Members Present: Cooley
  - Non-Voting Members Absent: Rider and Meschi
- B. Consideration of Late Additions
- C. Additions and Deletions
- D. Oral Communications - No one addressed the Board

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1. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY  
FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7,  
APPROVED minutes of June 17, 1999

Motion made by Director Wormhoudt, duly seconded by  
Director Beautz:

Ayes: Beautz, Symons, Wormhoudt, Campos, Almquist  
and Carroll  
Noes: None  
Absent: Chair Bobeda  
Abstain: None

- 1.1 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7, ACCEPTED AND FILED report on the Salsipuedes Creek/Corralitos Creek/Pajaro River Army Corps Flood Control Project; and approved related actions; including a report back on January 25, 2000; with an additional direction to the District Engineer to contact the Watsonville Wetlands Watch for their recommendation for someone to represent environmental concerns on the Design Review Steering Committee

Motion made by Director Wormhoudt, duly seconded by Director Beautz:

Ayes: Beautz, Symons, Wormhoudt, Campos, Almquist and Carroll  
 Noes: None  
 Absent: Chair Bobeda  
 Abstain: None

- 1.2 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7, ACCEPTED AND FILED report on the Pajaro River Four-County Basin Study; authorized the Chairperson to write to Governor Gray Davis in support of Assembly Bill 807; and directed that a further status report be presented on January 25, 2000

Motion made by Director Wormhoudt, duly seconded by Director Campos:

Ayes: Beautz, Symons, Wormhoudt, Campos, Almquist and Carroll  
 Noes: None  
 Absent: Chair Bobeda  
 Abstain: None

- 1.3 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7, ACCEPTED report on Impervious Area Fees on New Construction; and directed Public Works to report back on January 25, 2000, with a further status report

Motion made by Director Wormhoudt, duly seconded by Director Symons:

Ayes: Beautz, Symons, Wormhoudt, Campos, Almquist and Carroll  
 Noes : None  
 Absent: Chair Bobeda  
 Abstain: None

1.4 ORAL COMMUNICATIONS - No one addressed the Board

Approved: \_\_\_\_\_  
Chair, Zone 7 Board

Attest: \_\_\_\_\_  
Clerk of the Board

Date: \_\_\_\_\_



# County of Santa Cruz

0431

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT - ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(831) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

JOHN A. FANTHAM  
DISTRICT ENGINEER

AGENDA: JANUARY 25, 2000

January 11, 2000

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, California 95060

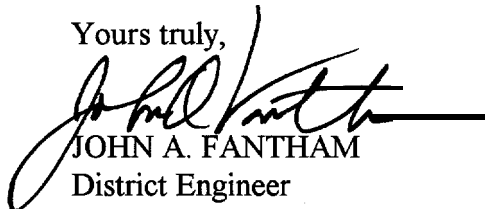
SUBJECT: ELECTION OF BOARD OF DIRECTORS, ZONE 7  
CHAIRPERSON AND VICE CHAIRPERSON FOR 2000

Members of the Board:

In conformance with Resolutions Number 2-Z7 and 12-Z7 (Rules and Regulations of Zone 7), the election of the Board of Directors Zone 7 Chairperson and Vice Chairperson is scheduled for the first regular meeting of the calendar year. Pursuant to Section 1.11 of the Rules and Regulations, the Chairperson and Vice Chairperson will be elected by a majority vote.

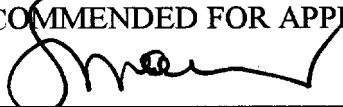
It is therefore recommended that the Chairperson call for nominations and that your Board elect a new Chairperson and Vice Chairperson for 2000.

Yours truly,

  
JOHN A. FANTHAM  
District Engineer

PCR:bbs

RECOMMENDED FOR APPROVAL:



County Administrative Officer

copy to: Zone 7 Board of Directors  
Carlos J. Palacios, Manager, City of Watsonville  
Public Works

ZN7CHAIR.DOC

1.1

0433



# County of Santa Cruz

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT - ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(931) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

JOHN A. FANTHAM  
DISTRICT ENGINEER

### AGENDA: JANUARY 25, 2000

January 11, 2000

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, CA 95060

SUBJECT: 2000 SCHEDULE OF MEETINGS

Members of the Board:

In conformance with Resolutions Number 2-Z7 and 12-Z7 (Rules and Regulations of Zone 7), the 2000 meeting date schedule is as follows:

January 25 (9: 15 a.m.)	June 20 (7:30 p.m.)
March 21 (7:30 p.m.)	September 19 (9: 15 a.m.)

The June meeting will be the annual budget meeting. The March and June meetings will be held at the City of Watsonville, City Council Chambers. The January and September meetings will be held at the Santa Cruz County Board of Supervisors Chambers.

In general, your Board meets quarterly. However, in past years a meeting has been held on the first Tuesday of August. The primary reason for this meeting has been to confirm annual drainage service charges. In conformance with new time lines adopted after voter approval of Proposition 2 18, service charge confirmation is now conducted during your Board's June budget hearing. Consequently, no meeting is proposed for August 2000.

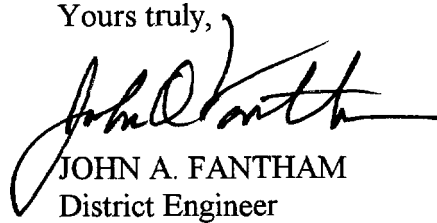
1.2

BOARD OF DIRECTORS-ZONE 7

0434

It is therefore recommended that the Zone 7 Board of Directors approve the 2000 Zone 7 meeting schedule.

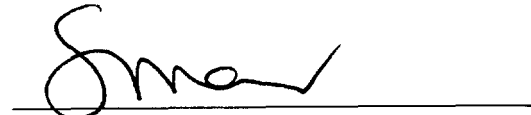
Yours truly,



JOHN A. FANTHAM  
District Engineer

PCR:bbs

RECOMMENDED FOR APPROVAL:



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County Administrative Officer

copy to:     Zone 7 Board of Directors  
              Carlos J. Palacios, Manager, City of Watsonville  
              Public Works (CSA Administration)





JOHN A. FANTHAM  
DISTRICT ENGINEER

# County of Santa Cruz

0435

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT - ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(831) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

**AGENDA: JANUARY 25, 2000**

January 11, 2000

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, CA 95060

SUBJECT: PAJARO RIVER AND SALSIPUEDES CREEK LEVEE RESURFACING  
PROJECT, CONTRACT NUMBER 81762, PUBLIC WORKS JOB NUMBER 952555  
NOTICE OF COMPLETION

Members of the Board:

The subject project was completed on September 15, 1999. The contractor was Pavex Construction Company of Redwood City.

The original bid price was \$325,800.00. Total construction cost is \$429,427.58. A summary of final costs is attached for your information. The increase in construction cost was a result of a quantity overrun in the earthwork item due in part to a design change required by the Army Corps of Engineers on Salsipuedes Creek and design changes on the Monterey County side shown as extra work, and was funded by Monterey County and the 1995 Series B Flood Control Zone 7 Project revenue bonds.

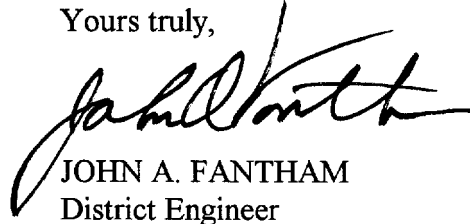
It is therefore recommended that the Board of Directors take the following action:

1. Accept the improvements and approve the final cost.
2. Authorize the Clerk of the Board to file the Notice of Completion, a copy of which is attached.

1.3

3. Direct the County Recorder to return the original Notice of Completion to the Clerk of the Board.

Yours truly,

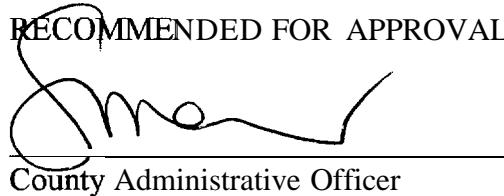


JOHN A. FANTHAM  
District Engineer

DAK:bbs

Attachments

RECOMMENDED FOR APPROVAL:



County Administrative Officer

copy to:     Zone 7 Board of Directors  
              Carlos J. Palacios, Manager, City of Watsonville  
              Recorder's Office  
              Public Works

0437

**COUNTY OF SANTA CRUZ  
DEPARTMENT OF PUBLIC WORKS  
STATE OF CALIFORNIA  
SUMMARY OF FINAL COSTS FOR  
PAJARO RIVER & SALSIPUEDES CR. LEVEE  
CONTRACT NO. 81762**

ITEM NO.	ITEM	PROPOSED QUANTITY	MEASURED QUANTITY	UNIT	DIFFERENCE	UNIT COST	FINAL COST	DIFFERENCE
1	EARTHWORK (S.C. SIDE)	5,044	8,918.00	CY	3,874.00	\$25.00	\$222,950.00	\$96,850.00
2	31.2 AGGREGATE BASE	4,275	4,369.71	TON	94.71	\$23.00	\$100,503.33	\$2,178.33
3	ASPHALT CONCRETE TYPE 8	zzs	239.01	TON	14.01	\$75.00	\$17,925.75	\$1,050.75
4	EARTHWORK (MON. SIDE)	2,000	1,339.00	3A	-661.00	\$21.00	\$28,119.00	(\$18,881.00)
5	31.2 AGGREGATE BASE	900	1,030.18	TON	130.18	\$25.00	\$25,754.50	\$3,254.50
6	EXTRA WORK	1	L.S.	LS	LS	\$20,000.00	\$34,175.00	\$14,175.00
7	SANTA CRUZ 30. C.C.O. NO.1							
8	INCREASE ITEM NO.1	3,874		3A		\$25.00		
9	MONTERREY 30. C.C.O. NO.2							
10	INCREASE ITEM NO.6	1	L.S.	L.S.		\$57,000.00		
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25								
	<b>TOTAL</b>						\$429,427.58	\$103,627.58

**SUMMARY**  
ORIGINAL BID: \$325,800.00  
CHANGES: \$103,627.58  
FINAL COST: \$429,427.58

RECORDED AT THE REQUEST OF:  
DEPARTMENT OF PUBLIC WORKS

WHEN RECORDED MAIL TO:  
COUNTY OF SANTA CRUZ  
CLERK OF THE BOARD

0438

**NOTICE OF COMPLETION**

NOTICE IS HEREBY GIVEN that the County of Santa Cruz, owner of the property hereinafter described, whose address is 701 Ocean Street, Santa Cruz, California, has caused a work of improvement more particularly described as follows:

Pajaro River Levee between Highway 1 and Thurwachter Bridge and Salsipuedes Creek  
Highway 129 to 900 LF northerly

to be constructed on property more particularly described as follows:

**PAJARO RIVER AND SALSIPUEDES CREEK LEVEE RESURFACING PROJECT**

The work of improvement was completed by **Pavex** Construction Company whose address is 330 Blomquist Street, Redwood City, CA 94063.

The work of improvement was actually completed on the 15th day of September, 1999, and accepted by the Board of Directors of the Santa Cruz County Flood Control and Water Conservation District Zone 7 of said County on the 25th day of January, 2000.

DATED: January 25, 2000

\_\_\_\_\_  
JOHN A. FANTHAM  
District Engineer  
County of Santa Cruz

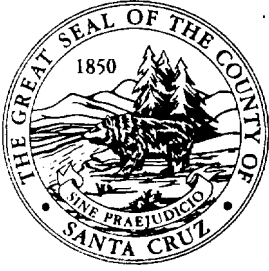
The undersigned states: That he is the District Engineer of the County of Santa Cruz, Owner of the property referred to in this Notice Of Completion; that the Board of Directors of the Santa Cruz County Flood Control and Water Conservation District Zone 7 of said County on the 25th day of January, 2000, accepted said work of improvement and directed the filing of the Notice of Completion; that he has read the Notice of Completion and knows the contents thereof", and that the facts stated therein are true.

I declare under penalty of perjury that the foregoing is true and correct.

Executed by me this 25th day of January, 2000, at Santa Cruz, California.

\_\_\_\_\_  
JOHN A. FANTHAM  
District Engineer  
County of Santa Cruz

PRSM



JOHN A. FANTHAM  
DISTRICT ENGINEER

# County of Santa Cruz<sup>0439</sup>

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT - ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(831) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

**AGENDA: JANUARY 25, 2000**

January 13, 2000

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, CA 95060

SUBJECT: PAJARO RIVER LEVEE SYSTEM RECONSTRUCTION PROJECT

Members of the Board:

On September 21, 1999, your Board received a status report (Exhibit "A") on efforts to move forward with Army Corps flood control projects for Salsipuedes Creek, Corralitos Creek, and the Pajaro River. Your Board adopted the staff recommendations, made one additional direction as discussed below, and directed a further status report on this date.

### PROJECT STATUS

As directed by your Board in conjunction with the last status report, staff has requested that the Pajaro River **Mainstem** Project be combined with the **Salsipuedes/Corralitos** Creek Project into one Pajaro River Levee Reconstruction Project to fully address the flood control needs of the city of Watsonville, town of Pajaro, and the surrounding areas. A copy of related correspondence is attached as Exhibit "B." The Army Corps is expected to expand design studies to include the **mainstem** over the coming months. This current design phase, including a federal Environmental Impact Statement is estimated to continue into federal fiscal year 2002. Final design documents will then be completed with the goal of beginning first phase construction in late 2003. This is an aggressive schedule with many points of potential delay; however, staff will continue to work closely with the Army Corps and elected officials to expedite the process. Our next meeting with the Army Corps is on January 19, 2000, in San Francisco.

In our last report, it was indicated that it may be necessary for Zone 7 to contract for engineering studies to assess needed bridge modifications, which might be required in conjunction with the project. Further discussions with the Army Corps have concluded that this assessment continues to be an Army Corps responsibility. Consequently, no Request for Proposals has been initiated for this purpose. This successful interpretation represents a significant cost savings for Zone 7.

1.4

**STEERING COMMITTEE**

Your Board previously directed that a Design Review Steering Committee be established to assist staff in coordinating with the Army Corps toward the goal of identifying a preferred flood control project alternative that is cost effective and includes design considerations necessary for broad-based community support. Letters requesting appointments to the committee from the seven agencies named by your Board have also been transmitted (Exhibit "C"). These agencies include the Army Corps, the City of Watsonville, the Farm Bureau, Wetlands Watch, State Fish and Game, the Pajaro Valley Water Management Agency, and the County of Santa Cruz. A request has also been received from the Monterey County Water Resources Agency to participate. They were originally omitted because the Salsipuedes/Corralitos Creek Project was wholly within Santa Cruz County. With the inclusion of the Pajaro River Mainstem Project, staff recommends that your Board authorize inclusion of a representative from Monterey County.

One of the first orders of business for the steering committee will be to identify and assess various conceptual project alternatives. This will assist in efforts to focus the Army Corps' analysis on project approaches most likely to be supported by our community. In order to expeditiously develop initial designs and drawings to conceptualize such project alternatives, staff believes it is best if this work is carried out by a private engineering firm under contract to Zone 7. HDR Engineering, our consultant, is already effectively advocating on behalf of our project and has expressed interest in conducting this work. It is recommended that they be asked to submit a proposal.

**STATUS OF APPROPRIATIONS**

As indicated in our last report, Congressman Sam Farr had successfully included a total of \$700,000 for Pajaro River flood control design studies in the federal Energy and Water Appropriations Bill. The final bill, as signed into law, ultimately included a total of \$450,000. Based on recent discussions with San Francisco District Army Corps representatives, it appears that these approved funds can be augmented with sufficient reappropriation within the Army Corps budget to allow design work on the Pajaro River Levee Reconstruction Project to expeditiously continue in the current federal fiscal year with no funding-induced delays.

In addition to the ongoing design work, the Army Corps has indicated that conducting a complete geotechnical analysis of the existing levee system is a top priority in allowing the project design to proceed. This geotechnical analysis would assess the integrity and any needed remediation to the existing levees, which might be required in conjunction with the ultimate reconstruction project. It is estimated that this analysis will cost approximately \$1.1 million.


Recent discussions with Army Corps representatives indicate that there is a current open contract for **geotechnical** work, which has sufficient appropriations to conduct the necessary work. If use of this existing Sacramento District contract is approved by the Army Corps' South Pacific Division, geotechnical work could begin this spring. If the geotechnical analysis is carried out, it would represent a very significant step forward in the design process and a highly commendable demonstration of the Army Corps' commitment to the Pajaro River Levee Reconstruction Project. Staff, together with our Sacramento-based advocates, is continuing to work closely with the Army Corps to speed successful completion of this work.

Finally, as indicated in a report to the Board of Supervisors on November 16, 1999, (Exhibit D) significant steps have also been taken toward the overall project construction financing; however, much work remains to be done in this area, particularly with regard to local match funding. Staff will continue to work with our elected representatives in this critical ongoing effort to address local cost match requirements. Ultimately, it is anticipated that it will take a combination of local funding mechanisms (such as the impervious area fees proposed in a separate report on today's agenda), assistance from other Pajaro River Basin counties and various grant revenues, together with additional state and federal monies, to fully address local match requirements.

It is therefore recommended that your Board take the following action:

1. Accept and file this report.
2. Direct staff to ask Monterey County to name a representative to the Pajaro River Levee Reconstruction Project Design Review Steering Committee.
3. Direct staff to seek a proposal for developing conceptual project design alternatives as discussed in this report and authorize the District Engineer to enter into a contract or contract amendment for a not-to-exceed amount of up to \$50,000 from the Zone 7 Corps of Engineers Salsipuedes Creek Local Share budget line item.
4. Direct that a further status report on the Pajaro River Levee Reconstruction Project be presented at your next meeting on March 21, 2000.

Yours truly,



JOHN A. FANTHAM  
District Engineer

PCR:mg

Attachments

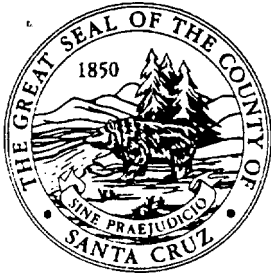
RECOMMENDED FOR APPROVAL:



County Administrative Officer

copy to:     Zone 7 Board  
                 City of Watsonville Public Works  
                 City of Watsonville City Manager  
                 County Administrative Office  
                 County Counsel  
                 Public Works

PRJM



JOHN A. FANTHAM  
DISTRICT ENGINEER

# County of Santa Cruz 0442

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT - ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(831) 454-2160 FAX (831) 454-2385 TDD (831) 464-2123

AGENDA: September 21, 1999

September 7, 1999

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, CA 95060

SUBJECT: SALSIPUEDES CREEK/CORRALITOS CREEK/PAJARO RIVER  
ARMY CORPS FLOOD CONTROL PROJECT

Members of the Board:

On June 17, 1999, your Board received a report (Attachment I) on the status of the efforts to move **forward** on the Army Corps flood control projects for Salsipuedes Creek, Corralitos Creek, and the Pajaro River. Your Board adopted the **staff recommendations** and directed that a **further** report be presented at this time.

### STATUS OF APPROPRIATIONS:

Since the last report, County staff has continued to work closely with Congress Member Sam **Farr** and his staff to secure funding to allow the Army Corps to complete the design process for the **Salsipuedes/Corralitos** Creek Flood Control Project and to begin design work on the Pajaro River Flood Control Project. Congress Member **Farr** has successfully included a total of \$700,000 in the Energy and Water Appropriations Bill for the flood control design studies. The House/Senate Conference Committee is expected to convene after Labor Day to finalize a budget for the President's consideration prior to the end of the federal fiscal year on September 30, 1999. Until that time, it is uncertain if the necessary **funding** will be included in the final federal fiscal year 2000 budget. Staff will continue to work closely with our federal legislators in support of these appropriations.



DEFICIENCY OF EXISTING LEVEES:

0443

A report was presented to the Board of Supervisors on August 3, 1999, (Attachment II) detailing a meeting held in Washington D.C. with Congress Member Farr, Assistant Secretary of the Army Dr. Joseph Westphal and County representatives to address funding for actual construction of the flood control projects. At your Board's direction, staff is continuing to request that the Army Corps find the existing Pajaro River Levee System deficient. As your Board is aware, a finding of deficiency would allow expeditious reconstruction of the existing levee system. Also, under the Army Corps' deficiency regulations, the original 100% federal cost share criteria should apply, where local agencies are only required to provide easements, rights of way and similar costs. As your Board is also aware, generating the approximately \$50 million in local match funds, which would be required under current standard Army Corps cost share criteria, from existing local funding sources would be problematic. We have not yet received a response to our request for a deficiency finding, however, we have been coordinating with the Army Corps San Francisco District Office to provide Washington with the information they need in order to make a determination.

NEW PROJECT STATUS:

County staff also met with Congress Member Farr's staff, Lt. Col. Peter Grass and his staff from the Army Corps San Francisco District on June 18, 1999, and again on August 6, 1999, to discuss time lines and funding for the ongoing design process. The Army Corps had no good explanation why funding to continue the design process had not been included in their fiscal year 2000 budget request. However, they did indicate that if Congress Member Farr was successful in securing the needed appropriations, they would require approximately one and one half years to complete the design process for Salsipuedes/Corralitos Creeks.

The Army Corps also made a valuable suggestion which they felt would speed the Pajaro River Flood Control Project design work, as well as allow it to proceed at federal expense. Specifically they suggested it might be possible to merge the Pajaro River flood control project with the Salsipuedes/Corralitos Creeks project. They estimated that completing an expedited Reconnaissance and Feasibility study of such a comprehensive Pajaro River Levee Flood Control System Project would take approximately two years at a federal cost of approximately \$1.2 million. If the total \$700,000 currently contained in the proposed federal fiscal year 2000 budget were applied to a comprehensive Pajaro River project, the Army Corps believes they could initiate design work this fall. An additional \$500,000 appropriation would be requested in 2001 to complete work.

Staff believes this approach has great merit in that it would address the full spectrum of flood threat in the Watsonville/Pajaro area in an expeditious manner. In addition, we would save the approximately \$500,000 in local match funds which would normally be required to complete the Reconnaissance and Feasibility phase. Unfortunately, this approach would result in about a one year delay in improvements to the Salsipuedes/Corralitos Creeks levees; however, given the offsets of an expedited comprehensive project, coupled with significant cost savings, we believe this approach should be pursued. Comparative estimated project time lines are included (Attachment III) for your Board's consideration.

The Army Corps also informed County staff that completing an assessment (including any subsequent design and construction) of needed modifications (if any) to the existing bridges

crossing the Salsipuedes Creek is a local responsibility. Staff is reviewing the justification for this determination; however, if it proves to be consistent with federal statute, it will be necessary to contract for engineering services to carry out this work. To avoid any delays to project time lines it is recommended that your Board authorize **staff** to initiate a request for proposals and to report back at your next meeting on January 25, 2000.

In response to our last status report, your Board directed that **staff** proceed with soliciting representatives for a steering committee to oversee the **Salsipuedes/Corralitos** Creeks flood control design process. This has not yet been done due to the **staff** commitment required to carry out the work described above, in addition to the project funding uncertainties and the possible expansion of the project scope. It is recommended that steps to establish the steering committee proceed as described in our last report, as soon as federal design appropriations are secured and a determination is made on merging the projects as described above.

Finally, as authorized by your Board, **staff** has contracted with HDR Engineering to provide assistance in both Washington D.C. and in Sacramento to allow us to better track and intercede in the appropriation/authorization process to insure that the Army Corps flood control projects move forward expeditiously. Valuable support has been provided to date both during the meeting with Dr. Westphal and subsequently in our ongoing funding efforts. In order to continue this assistance, it is necessary for your Board to approve a contract amendment with HDR Engineering (Attachment IV [a]). The original agreement is also included for your Board's information (Attachment IV [b]). It will also be necessary for your Board to approve a transfer of funds from the Army Corps Flood Control Projects budget line item (Attachment V).

#### FEMA REIMBURSEMENT:

In a related piece of good news, the County was recently informed that FEMA is reimbursing Zone 7 for a portion of the costs associated with debris removal, sediment removal and bench regrading resulting from the 1995 flood events. After review of our third appeal, FEMA has determined that \$859,750 of the costs are eligible for reimbursement. When these funds are received they will be deposited in a Zone 7 revenue account and will augment the available **fund** balance.

#### CONCLUSION:

While the process toward providing enhanced flood protection to the **Watsonville/Pajaro** area is a long one, some critical steps are under way on the federal level to address both short term design appropriation/authorization needs, as well as long term construction funding issues. **Staff** is also continuing to work aggressively with our state and local elected representatives to pursue other avenues of developing local match **funding** through the state.

It is therefore recommended that the Board of Directors take the following action:

1. Accept and file this report.
2. Direct staff to write to the Army Corps expressing support for combining the Pajaro River flood control design work with the **Salsipuedes/Corralitos** Creeks Flood Control Project to provide a comprehensive plan for reconstructing the entire Pajaro River Levee Flood Control System.

0445

3. Direct staff to continue working with Congress Member Farr and the Army Corps to insure that design work continues on reconstruction of the Pajaro River Flood Control System in federal fiscal year 2000 and to pursue project design and construction funding strategies that will result in a locally affordable cost share.
4. Approve the establishment of a new budget line item for project advocacy and approve the attached transfer of funds.
5. Approve the attached contract amendment with HDR Engineering.
6. Direct **staff** to proceed with soliciting representatives for a Design Review Steering Committee as outlined in the June 17, 1999, report once funding is secured for continuing the Army Corps design process.
7. Direct **staff** to initiate a Request for Proposals for engineering services to assess the ability of bridges in the project area to accommodate flood flows and to design any needed improvements.
8. Direct **staff** to return with a further status report on January 25, 2000.

Yours truly,

For   
JOHN A. FANTHAM  
District Engineer

PCR:rw

Attachments

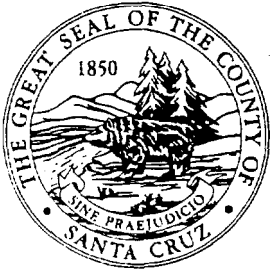
RECOMMENDED FOR APPROVAL,:

---

County Administrative Officer

Copy to: Zone 7 Board of Directors  
Congress Member **Farr**  
Assemblymember Keeley  
Assemblymember Frusetta  
Army Corps of Engineers  
Watsonville City Manager  
Watsonville Public Works  
Public Works ✓

SPRR



# County of Santa Cruz

## DEPARTMENT OF PUBLIC WORKS

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 95060-4070  
(831) 454-2160 FAX (831) 464-2385 TDD (831) 454-2123

JOHN A. FANTHAM  
DIRECTOR OF PUBLIC WORKS

January 12, 2000

LT. COLONEL PETER GRASS  
U.S. ARMY CORPS OF ENGINEERS  
San Francisco District  
3 33 Market Street, 8th Floor  
San Francisco, CA 94 105-2 197

SUBJECT: PAJARO RIVER LEVEE RECONSTRUCTION

Dear Lt. Colonel Grass:

This letter is to formally notify the U.S. Army Corps of Engineers that the County of Santa Cruz and Zone 7 of the County's Flood Control and Water Conservation District support expanding the present Salsipuedes/Corralitos Creek General Reevaluation Report (GRR), to include the Pajaro River Mainstem Flood Control Project as summarized in the attached letter from Congress Member Sam Farr to Assistant Secretary Joseph W. Westphal.

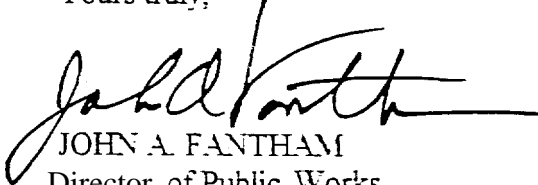
As you know from the many meetings and telephone conferences between you, your staff and County staff over the past year, the County is very anxious to continue working with the Army Corps to expeditiously design and implement a comprehensive reconstruction of the existing Pajaro River Levee System. We strongly believe combining the projects, as you have suggested, is the best avenue for achieving this goal.

The Zone 7 Board of Directors at their last meeting considered a report (copy attached) which recommended expanding the GRR in this manner. Upon considering the report, the Board concurred with the staff recommendation and directed that at the appropriate time, this letter be written to formally advise the Army Corps of this decision.

0447  
We would also like to take this opportunity to thank you and your staff for the ever increasing level of commitment being demonstrated by the Army Corps toward making this project a reality. We are particularly pleased with the current steps being taken to allow geotechnical review of the existing levee system to move forward in the current fiscal year. This geotechnical work represents a critical information component needed to allow accurate evaluation of the alternatives and associated costs of reconstructing the Pajaro River Levee System. We are hopeful that this work will commence soon under the U.S. Army Corps Sacramento District contract.

Thank you again for your continued valuable assistance. Please feel free to contact me or Peter Cota-Robles of my staff at (83 1) 454-2160 if you or your staff have any questions or concerns relative to these matters..

Yours truly,

  
JOHN A. FANTHAM  
Director of Public Works

PCR: ejm

Attachment

copy to: Zone 7 Board of Directors  
County Administrative Office  
City of Watsonville Public Works  
Ken Myers, HDR Engineering, Inc.  
Carolyn Channey, Carolyn C. Chaney & Associates, Inc.

PRLRE

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CHANEY & MCCALL  
LF-744 (NAM)00.21 512K TO

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WASHINGTON, DC 20515-0517  
(202) 225-7251

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SALINAS, CA 95001  
(831) 424-2229

701 OCEAN STREET  
ROOM 212  
SANTA CRUZ, CA 95062  
(831) 429-1978

sm131r@mail.house.gov  
www.house.gov/farr

0448

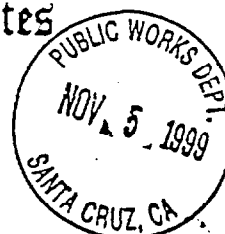
SAM FARR  
17TH DISTRICT, CALIFORNIA  
COMMITTEE ON APPROPRIATIONS  
SUBCOMMITTEES:  
AGRICULTURE, RURAL DEVELOPMENT, FOOD AND  
DIETARY ASSISTANCE, AND RELATED AGENCIES  
Military Construction  
CHAIR, CALIFORNIA DEMOCRATIC  
CONGRESSIONAL DELEGATION  
CO-CHAIR, CONGRESSIONAL TRAVEL AND  
TOURISM CALIFORNIA

## Congress of the United States

House of Representatives

Washington, DC 20515-0517

November 4, 1999



The Honorable Joseph W. Westphal  
Assistant Secretary for Civil Works  
Department of the Army  
U. S. Department of Defense  
10 I Army Pentagon  
Washington, DC 20310

Dear Dr. Westphal:

Thank you for meeting with Santa Cruz County Administrative Officer Susan Mauriello and me in my office last Friday to discuss the Pajaro River Flood Control Project in my district. We appreciate your personal interest in this project and your commitment to obtaining a high level of flood protection for the affected communities.

First, please consider this letter as superceding all of my previous correspondence to you on this topic. However, I would request that County of Santa Cruz officials receive as soon as possible any analysis or backup material used by the U.S. Army Corps of Engineers in the design deficiency evaluation of the original flood control project. In addition to this material, we would appreciate your concurrence with several points that I believe were agreed upon in our October 29, 1999 meeting:

1. Expand the present General Reevaluation Report (GRR) to include not only the Salsipuedes/Corralitos Creek levee improvements but the Pajaro River mainstem flood control project with a maximum of one-year delay in the PED schedule;
2. Agree that PED on the entire study is to be accomplished with 100 percent federal funding;
3. Use existing 1966 authorization for the project with the 1986 cost sharing ratio of 75 percent federal 25 percent local, and
4. A commitment for a timeline to commence construction in 2003 with assistance in obtaining the necessary funding and legislative remedies needed to stay within the timeframe, including adequate funding for the project in the FY 2001 Corps budget request

Again, I appreciate your support for this project and your willingness to assist us in reaching the goal of a 100-year flood protection plan for the Pajaro River. I also would enjoy hosting you in my district in December so that I can show you first hand the

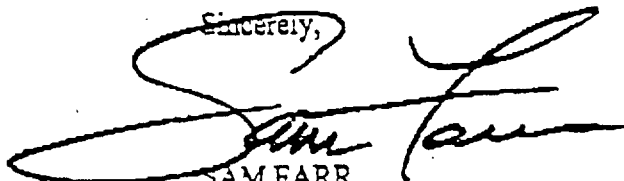
0449

Dr. Joseph Westphal  
November 4, 1999  
Page 2

project, we have discussed.

Please let me know if you have any questions, and I look forward to hearing from you.

Sincerely,



SAM FARR  
Member of Congress

P.S.

SF/dm

Thank you for helping  
us move this project forward  
and for helping make it  
affordable.



# County of Santa Cruz

## DEPARTMENT OF PUBLIC WORKS

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(631) 454-2160 FAX (831) 464-2385 TDD (831) 454-2123

JOHN A. FANTHAM  
DIRECTOR OF PUBLIC WORKS

January 13, 2000

JERRY BUSCH  
President  
Watsonville Wetlands Watch  
1243 Diana Drive  
Santa Cruz, CA 95062

SUBJECT: PAJARO RIVER LEVEE RECONSTRUCTION - STEERING COMMITTEE

Dear Mr. Busch:

This letter is to request your agency's participation on a steering committee to assist in developing and reviewing project alternatives for the Pajaro River Levee Reconstruction Project.

As you are no doubt aware, the US Army Corps of Engineers is studying alternatives for reconstructing the existing Pajaro River Levee System. This levee system was originally constructed in 1949 to address severe flooding problems in and around the city of Watsonville and the town of Pajaro. Levees were constructed on both sides of the Pajaro River from the river mouth to 12 miles upstream, and along the lower 4.5 miles of Salsipuedes Creek and Corralitos Creek. Unfortunately the levees were insufficient to contain 100 year floods in urban areas as originally intended.

At the request of local agencies, the Army Corps is currently beginning work to identify and develop alternative project approaches for reconstructing the entire levee system to provide a higher level of flood protection. Preliminary Feasibility Analysis by the Army Corps has been based primarily on a concept of constructing flood walls on top of the existing levees. Other approaches could include levee raising, setback levees, relocation/removal of structures, and/or combinations of these approaches. All these alternatives have a variety of pros and cons associated with them. Factors such as the level of flood protection achievable, benefit, cost ratios, local cost impacts, visual impacts, land acquisition needs, environmental impacts, long term maintenance requirements, and recreational benefits, are but a few of the considerations which will come into play in developing and evaluating alternative project approaches.



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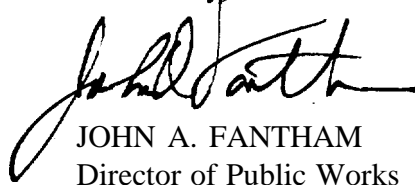
A steering committee is being formed to assist Zone 7 staff in coordinating with the Army Corps toward the goal of identifying a preferred flood control project alternative that is cost effective and yet includes the elements necessary for broad-based community support. The Zone 7 Board has directed that the committee be made up of representatives from the Army Corps, the County of Santa Cruz, the City of Watsonville, the Pajaro Valley Water Management Agency, the State Department of Fish and Game, the Watsonville Farm Bureau, and a representative from Watsonville Wetlands Watch. The Zone 7 Board will be asked to consider adding a representative from the Monterey County Water Resources Agency as well, since the Army Corps is expanding current studies (previously confined to Salsipuedes/Corralitos Creeks) to include the Pajaro River.

We are **hopeful** that your agency will choose to participate in this important project. It is therefore requested that your agency designate an appropriate representative to participate on the steering committee. Please inform Zone 7 of the Santa Cruz Flood Control and Water Conservation District of your designee by mail or fax at the address and number above. Please address all correspondence to the attention of Peter Cota-Robles, Pajaro River Coordinator.

It is anticipated that the first meeting of the steering committee will be scheduled in the coming month. The time and place will be coordinated with your representative. The committee will likely meet quarterly over the next two years. More **frequent** meetings will be held at the outset and when necessitated by the Army Corps' project timeline.

If you require additional information or have other questions please feel free to contact Peter Cota-Robles at (83 1) 454-28 16.

Yours truly,



JOHN A. FANTHAM  
Director of Public Works

PCR:mg

copy to: Zone 7 Board of Directors  
County Administrative Office  
Ken Myers, **HDR** Engineering, Inc.



# County of Santa Cruz 0453

## COUNTY ADMINISTRATIVE OFFICE

701 OCEAN STREET, SUITE 520, SANTA CRUZ, CA 95060-4073

(631) 454-2100 FAX: (831) 454-3420 TDD: (831) 454-2123

SUSAN A. MAURIELLO, J.D., COUNTY ADMINISTRATIVE OFFICER

Agenda: November 16, 1999

November 10, 1999

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

### PAJARO RIVER FLOOD CONTROL PROJECT UPDATE

Members of the Board:

On August 3, 1999 your Board received a staff report (Attachment I) detailing a meeting between Congress Member Sam Farr, Assistant Secretary of the Army Dr. Joseph Westphal, County staff and US Army Corps of Engineers representatives. As indicated in the previous report, the purpose of the meeting was to request Dr. Westphal's assistance in expediting a solution to the Pajaro River flooding problems while also setting local match requirements at an affordable level.

As you know, the County of Santa Cruz and the City of Watsonville are working cooperatively, through Zone 7 of the Santa Cruz County Flood Control and Water Conservation District, and with the United States Army Corps of Engineers to replace the existing levees on the Pajaro River. Such a project would benefit many residents in both Santa Cruz and Monterey Counties. Current Army Corps levees along the Pajaro River only provide low level protection for floods with less than approximately a 20 year return frequency. Consequently, frequent and devastating flood events, such as that which occurred most recently in 1997, can be expected to continue until a high level, 50 to 100 year flood control project can be designed and constructed.

A very preliminary cost estimate for a 100 year project is approximately \$100 million. Ultimately, under the Army Corps program, state and local agencies will be responsible for a share of project design and construction costs. While Zone 7 was established to provide local match funds, it does not have the ability to provide Santa Cruz County's share of the full \$50 million which would be required under current cost sharing guidelines.

As we have advised your Board previously, staff has been working with Congress member Sam Farr to address the issues of the reconstruction of the levee system back to the intended 100 year level of protection and the attendant costs.

Congress Member Farr convened a follow up meeting with Dr. Westphal and myself on October 29, 1999 to hear the Assistant Secretary's response. While the Assistant Secretary indicated that he does not believe the project was "deficient" given the Army Corps regulations, we are very pleased to report that with Congress Member Farr's valuable assistance, the Assistant Secretary has agreed to expedite design and construction of a replacement project on the Pajaro River, as well as to reduce local cost match requirements by an estimated \$11 million. The commitments are discussed in the attached letter from Congress Member Farr to Dr. Westphal (Attachment II) and are discussed below. We expect to receive the Army's written confirmation of these understandings and any additional clarifications of their understandings in the near future. As a result, these understandings should be viewed as preliminary.

1. The planning, engineering and design of the Salsipuedes stem of the project reconstruction is underway. As recently supported by Zone 7, **the Army has committed to rolling in the main stem reconstruction into the current Salsipeudes/Corralitos Creek project under our current federal legislative authorization.** The Army has also indicated that they **will include a significant funding request in the next Federal fiscal year budget to allow the design on the main stem to proceed as expeditiously as possible with the goal of a 2003 construction start** for both the Salsipuedes and the main stems.

As you have been advised, while this will delay flood improvements along Salsipuedes and Corralitos Creeks by approximately one year, it will save several years in the Pajaro River main stem replacement project and the flood control improvement overall. It will insure that the projects are fully integrated, resulting in improved flood protection as well as cost savings.

2. **The Army has committed that the planning, engineering and design (PED) of the full replacement project would be carried out at 100% federal cost.** Normally a local cost share is required up front , during construction or at the end of the project. This will not be required in this case. This will save the local community as much as \$1 million.
3. In an effort to address local cost issues, Congress Member Farr has been able to secure the Army's commitment that **use of the existing Federal project authorization(s) is sufficient to allow the project to proceed.** This is a legally required prerequisite to the commencement of any construction and obtaining a new authorization would have slowed the project by at least one year. By using the existing Federal project authorization the local share costs are reduced to **25%, saving the local community \$10 million on the estimated \$100 million total project cost.**

4. **A commitment was made to begin construction in 2003.** Under normal Army Corps time lines, it would not be unusual for construction on a project of this magnitude to take approximately 4 years. Beginning construction in 2003 commits the Army Corps to an expedited fast track schedule which will result in these much needed flood control measures being constructed at the earliest possible time.

While there is still much work to be done to address the remaining sizable local cost match requirements, we consider these commitments to be a major step forward. As you will recall, it has consistently been the County's goal to reduce the local share of cost. One method to accomplish this goal is to seek to use the cost sharing formula that was in effect during the first Federal project authorization in 1966. This would provide a 100% federal cost for construction rather than the 75% Federal/25% local cost sharing. That has been currently allowed. Congress Member Farr has also agreed to work with the Army to attempt to fashion a legislative proposal to return the cost sharing for this project back to the 1966 formula. This option will be discussed further in the County's legislative Program.

None of this would have been possible without the dedicated and tenacious efforts of Congress Member Sam Farr. County staff will continue working with our local, State and Federal representatives to insure that this Pajaro River Flood Control Project moves forward expeditiously and that local funding issues are fully addressed. We will continue making regular status reports on this important effort.

It is therefore recommended that your Board take the following actions:

1. Accept and file this report; and
2. Direct the Chairperson to write a letter of appreciation thanking Congress Member Farr and Assistant Secretary Westphal for their efforts on behalf of the County and the citizens of the City of Watsonville, the town of Pajaro and the surrounding community.

Very truly yours,



SUSAN A. MAURIELLO  
County Administrative Officer

SAM/PCR:farr2.wpd

cc: Congress Member Sam Farr, Zone 7, City of Watsonville, County Public Works,  
County Counsel



# County of Santa Cruz

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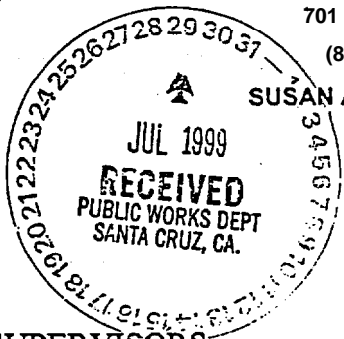


## COUNTY ADMINISTRATIVE OFFICE

701 OCEAN STREET, SUITE 520, SANTA CRUZ, CA 95060-4073

(831) 454-2100 FAX: (831) 454-3420 TDD: (831) 454-2123

SUSAN A. MAURIELLO, J.D., COUNTY ADMINISTRATIVE OFFICER



July 26, 1999

Agenda: August 3, 1999

## BOARD OF SUPERVISORS

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

Subject: **PAJARORIVERFLOODCONTROLPROJECT**

Members of the Board,

At your Board's direction, County **staff** has been working with our local, State and Federal elected representatives to aggressively address the ongoing flood threat resulting **from** the deficiencies in the Pajaro River Flood Control Project constructed by the US Army Corps of Engineers. These deficiencies of the Pajaro River Levee System expose residents of the City of Watsonville, the town of Pajaro and surrounding agricultural areas to a major ongoing threat of flooding.

As part of our effort to have the Army Corps reconstruct the Pajaro River Levee System, Congress Member **Farr** scheduled a meeting in Washington D.C. with Assistant Secretary of **the** Army, Dr. Joseph Westphal on July 13, 1999. A copy of the agenda is attached as Exhibit "A". The meeting gave County **staff** the opportunity to present concerns about Pajaro River **Flooding** at the highest levels of the Army. Congress Member Farr was personally present at the meeting and provided an introduction underscoring the **significance** of the issue. A video (Exhibit "**B**", on file with the Clerk of the Board) documenting the history of Pajaro River flooding, providing information about the impacted community, **identifying** the deficiencies of the levee system and detailing the County's request for assistance was presented at **the meeting** and will also be shown to your Board today. A summary video narrative is attached as **Exhibit "C"**.

**Staff** also presented a report which included past correspondence **from** Congress Member **Farr**, project location maps, a project chronology, a summary of Army Corps flood fight expenditures, a litigation summary, a statement of risk and the assistance request. **A** copy of the report is included as Exhibit "D", also on **file** with the Clerk of the Board.

At the conclusion of the meeting Dr. Westphal committed to scheduling a follow up briefing with **the US** Army Corps of Engineers San Francisco District to assist in **formulating** a response to the County's request. Dr. Westphal indicated that a written response **from** his office would be forthcoming.

BOARD OF SUPERVISORS

-2-

Agenda: August 3, 1999

**PAJARO RIVER FLOOD CONTROL PROJECT**

On a related matter, the County was just informed that Congress Member **Farr** has successfully included funding for three Pajaro River related studies in the recently approved Energy and Water Appropriations Bill. The \$100,000 for the Pajaro River mainstem, \$500,000 for **Salsipuedes/Corralitos** Creek and \$100,000 for the Pajaro River Basin, when included in the final year 2000 Federal budget, will allow the Army to continue design work on the Pajaro River Levee System Improvements, while we continue to work toward to resolving the ultimate project construction funding issues.

As your Board is aware, it is critical that the Army Corps not only redesign the Pajaro River Flood Control System, but that they support a cost sharing approach to the project construction which is locally affordable. Standard cost share criteria would require an estimated \$50 million local match which is far more than the approximately \$3 million to \$5 million which we believe might be a feasible local cost. County staff strongly believe the Pajaro River Flood Control Project to be "deficient" as defined in the Army Corps regulations. Furthermore, we believe that as a deficient project, reconstruction should be accomplished under the original 100% federal cost sharing criteria which required that local agencies only provide easements, rights of way and similar costs which are more likely to be locally affordable.

A further meeting is being scheduled with the US Army Corps of Engineers San Francisco District in early August. We will continue to keep your Board informed on the status of the Pajaro River Flood Control Project. A report to the Zone 7 of the Flood Control and Water Conservation District is scheduled for September 21, 1999.

It is therefore recommended that your Board accept and file this report.

Very truly yours,



**SUSAN A. MAURIELLO**

County Administrative Officer

cc: Congress Member **Farr**  
Assembly Member **Fred Keeley**  
Dr. Westphal  
Lt **Col** Peter Grass  
Zone 7  
City of Watsonville  
Monterey County  
Monterey County Water Resources Agency  
Public Works

NO.	ROUTE DATA	COPY	ATT.
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	CSA/CLAIMS		
	OPR. PROJ/PRKG		
	PERMITS/ENCR		
	RDS/CLAIM/EQP		
	SANIT/LA/IDF		
2	ASST. DIR. RS.	✓	✓
	CONSTRUCTION		
3	DRAINAGE	✓	✓
	SANIT. ENG		
	SOLID WASTE		
	ASST. DIR. R.E.		
	DESIGN		
	R.D.A.		
	RD. PLAN/TRAFF		
	SURVEY		
	CHIEF ADM. SVC		
	REAL PROPERTY		



SAM FARR  
17TH DISTRICT, CALIFORNIA

COMMITTEE ON APPROPRIATIONS

SUBCOMMITTEES:

• AGRICULTURE, RURAL DEVELOPMENT, FOOD AND  
NUTRITION, AND RELATED AGENCIES

MILITARY CONSTRUCTION

CHAIR, CALIFORNIA DEMOCRATIC  
CONGRESSIONAL DELEGATION

CO-CHAIR, CONGRESSIONAL TRAVEL AND  
TOURISM CAUCUS

EXHIBIT A

**Congress of the United States**  
**House of Representatives**  
**Washington, DC 20515-0517**

0457 6  
1221 LONGWORTH BUILDING  
WASHINGTON, DC 20515-0517  
(202) 225-2861  
100 WEST ALISAL  
SALINAS, CA 93901  
(831) 424-2229  
701 OCEAN STREET  
ROOM 318  
SANTA CRUZ, CA 95060  
(831) 429-1976  
samfarr@mail.house.gov  
www.house.gov/farr

**AGENDA**  
**PAJARO RIVER FLOOD CONTROL PROJECT**

*Congress Member Farr / US Army Corps of Engineers / County of Santa Cruz*

Date: July 13, 1999

Time: 2:30 p.m.

Location: Office of Congress Member Sam Farr

1. Introduction by Congress Member Farr

2. Background

- Video Presentation
- Recent Correspondence
- Project Location
- Project Chronology
- Flood Fight Efforts

3. Current Project Status

- Litigation Summary
- Summary of Risk

4. Request for Federal US Army Corps of Engineers Assistance



EXHIBIT C

0458

7

# County of Santa Cruz

## COUNTY ADMINISTRATIVE OFFICE

701 OCEAN STREET, SUITE 520, SANTA CRUZ, CA 95060-4073

(831) 454-2100 FAX: (831) 454-3420 TDD: (831) 454-2123

SUSAN A. MAURIELLO, J.D., COUNTY ADMINISTRATIVE OFFICER

## PAJARO RIVER FLOOD CONTROL PROJECT

### *A Request for Federal Assistance*

Located in Steinbeck Country in the heart of the Central California Coast, the Pajaro River drains a basin of over 1,300 square miles, emptying into the Monterey Bay National Marine Sanctuary Six miles west of the City of Watsonville. The Basin is approximately 88 miles long and 30 miles wide and covers portions of four Counties including Santa Cruz, Monterey, San Benito and Santa Clara .

Normal annual precipitation ranges from 13 to 44 inches. Approximately 25% of the basin is cultivated, 45% is range land, 25% is covered by brush or forest and 5% **is developed**. Major tributaries to the Pajaro River include Corralitos and **Salsipuedes** Creeks, which have a basin area of approximately 57 square miles. The creeks drain the southern slopes of the Santa Cruz Mountains. They join with the Pajaro River in **Watsonville**. Less than 10% of the total Pajaro River Basin lies within Santa Cruz and Monterey Counties, yet the full basin runoff funnels through the City of Watsonville and the town of Pajaro bringing with it each winter the treat of more flooding and destruction.

There is a long **history** of flooding along the lower Pajaro River. In response to these recurring floods, the US Army Corps of Engineers in 1949 completed construction of approximately 13 miles of levees along both sides of the Pajaro River, Salsipuedes **and** Corralitos Creeks. Beginning at the Monterey Bay and progressing upstream, under a Congressional Authorization the levees were designed and constructed **to** provide 100 year protection to urban areas and 50 year **protection** to rural areas.

Despite construction of the levees, in 1955 the **first** of many **subsequent** flood events overtopped the levees resulting in major damage to the City of Watsonville **and** the surrounding agricultural areas. There have **been** a total of six separate **flood** events on the Pajaro River in the past half century. Three of these events have occurred between 1995 and 1998. The most recent **flood** events have resulted in litigation claims for damages approaching 50 **million** dollars. In addition, over 20 million dollars in federal US Army **Corps** of Engineers **flood** fight funds have been expended.





**In 1963 a US Army Corps of Engineers Report concluded that the Pajaro River Levee. System was “inadequate”.** Despite the Congressional intent to provide 100 year flood protection to urban areas, the Army has concluded that the existing levee system only provides approximately 25 year protection along the Pajaro River and 7 year protection along Salsipuedes and Corralitos Creeks. Improvements to the Pajaro River Levee System are urgently needed. While current studies and discussions take place, local residents are living in fear. Each winter brings the threat of more evacuations, loss and destruction.

The County of Santa Cruz strongly believes **the Pajaro River Levee Project is deficient.** There are three key deficiencies:

- Levee System Capacity - **The levee** system is incapable of containing more than a 25 year storm on the Pajaro River and a 7 year storm on Salsipuedes and Corralitos Creeks.
- Levee composition - The existing levees are highly permeable and subject to erosion and washout:
- Levee **Subgrade** - Significant subsidence of the levees has occurred in many areas.

**The local** communities impacted by these flood events are economically disadvantaged and are not able to provide the estimated 50 million dollars in local match funds which would be required under current **Army Corps** cost share criteria. The Army Corps needs to make good on meeting the original authorization of Congress:

- Find the Pajaro River Flood Control Project to be deficient.
- Expeditiously redesign and reconstruct the project.
- Utilize **the** original (100% Federal) cost share criteria.

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CHANEY & MCCALL  
UF-744 (NAM)00.21 512K TO

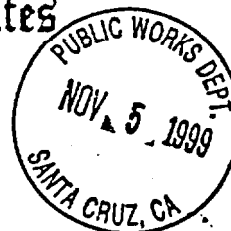
Attachment II  
PAGE 21703  
98425251 P.02/03

SAM FARR  
17TH DISTRICT, CALIFORNIA

COMMITTEE ON APPROPRIATIONS  
SUBCOMMITTEES:  
AGRICULTURE, RURAL DEVELOPMENT, FOOD AND  
US ADMINISTRATION, AND RELATED AGENCIES  
MILITARY CONSTRUCTION  
CHAIR, CALIFORNIA DEMOCRATIC  
CONGRESSIONAL DELEGATION  
CO-CHAIR, CONGRESSIONAL TRAVEL AND  
TOURISM CALIFORNIA

Congress of the United States  
House of Representatives  
Washington, DC 20515-0517

November 4, 1999



1221 LONGWORTH BUILDING  
WASHINGTON, DC 20515-0617  
(202) 225-7251  
100 WEST ALISAL  
SALINAS, CA 95301  
(831) 424-2229  
701 OCEAN STREET  
ROOM 313  
SANTA CRUZ, CA 95060  
(831) 429-1978  
samfarr@mail.house.gov  
www.house.gov/farr

0460

The Honorable Joseph W. Westphal  
Assistant Secretary for Civil Works  
Department of the Army  
U.S. Department of Defense  
101 Army Pentagon  
Washington, DC 203 10,

Dear Dr. Westphal:

Thank you for meeting with Santa Cruz County Administrative Officer Susan Mauriello and me in my office last Friday to discuss the Pajaro River Flood Control Project in my district. We appreciate your personal interest in this project and your commitment to obtaining a high level of flood protection for the affected communities.

First, please consider this letter as superceding all of my previous correspondence to you on this topic. However, I would request that County of Santa Cruz officials receive as soon as possible any analysis or backup material used by the U.S. Army Corps of Engineers in the design deficiency evaluation of the original flood control project. In addition to this material, we would appreciate your concurrence with several points that I believe were agreed upon in our October 29, 1999 meeting:

1. Expand the present General Reevaluation Report (GRR) to include not only the Salsipuedes/Corralitos Creek levee improvements but the Pajaro River mainstem flood control project with a maximum of one-year delay in the PED schedule;
2. Agree that PED on the entire study is to be accomplished with 100 percent federal funding;
3. Use existing 1966 authorization for the project with the 1986 cost sharing ratio of 75 percent federal 25 percent local, and
4. A commitment for a timeline to commence construction in 2003 with assistance in obtaining the necessary funding and legislative remedies needed to stay within the timeframe, including adequate funding for the project in the FY 2001 Corps budget request

Again, I appreciate your support for this project and your willingness to assist us in reaching the goal of a 100-year flood protection plan for the Pajaro River. I also would enjoy hosting you in my district in December so that I can show you first hand the

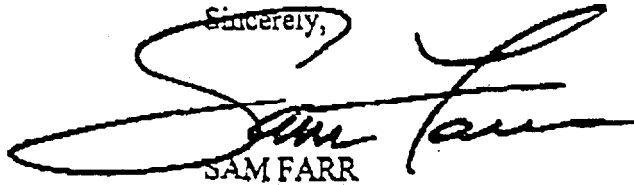
0461

Dr. Joseph Westphal  
November 4, 1999  
Page 2

projects we have discussed.

Please let me know if you have any questions, and I look forward to hearing from you.

Sincerely,



SAM FARR  
Member of Congress

P.S.

SF/dm

Thank you for helping  
us move this project forward  
and for helping make it  
affordable.



JOHN A. FANTHAM  
DISTRICT ENGINEER

# County of Santa Cruz

0453

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT -ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 95060-4070  
(831) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

### AGENDA: JANUARY 25, 2000

January 10, 2000

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, CA 95060

SUBJECT: IMPERVIOUS AREA FEES ON NEW CONSTRUCTION

Members of the Board:

On September 21, 1999, your Board considered a report (copy attached) on Impervious Area Fees for new construction and directed staff to report back at this time.

Since the last report, County staff has met with City of Watsonville staff to discuss impervious area fees as a method to augment current Zone 7 drainage revenues to better address local match requirements and related costs of the planned Army Corps Pajaro River Levee Reconstruction Project. City staff asked that other options such as formation of a Storm Water Utility be reviewed as well. In response, Zone 7 staff fully reviewed possible options with County Counsel. Counsel stated that formation of a Storm Water Utility and the levying of fees, assessments, or charges would be subject to the provisions of Proposition 2 18 and its notice and ballot procedures. Proposition 218 does not apply to the imposition of fees or charges imposed as a condition of property development (Article XIII D, section 1 (b) 1). Development fees such as impervious surface fees specific to parcel development are akin to park dedication fees, transportation fees, roadside improvement fees, roadway improvement fees, and other development fees.

Subsequent discussions with City staff have indicated a willingness to take the concept of impervious area fees to the City Council for consideration. It is anticipated that the matter will be considered by the Council within the coming month. If the Council is supportive of establishing these fees within the city, it is proposed that the matter also be presented to the Board of Supervisors for consideration within the unincorporated county within Zone 7. Impervious area fees in other County drainage districts are currently \$0.65 per square foot of new impervious area, and similar charges are recommended within Zone 7. As previously indicated, it is estimated that over \$250,000 per year could be generated through impervious area fees to help offset the currently estimated \$10 to \$50 million local match costs of the Pajaro River Levee Reconstruction Project.

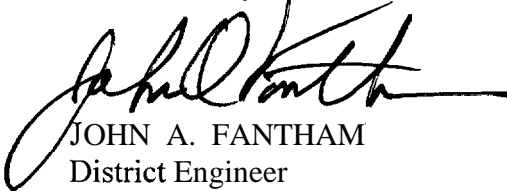
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As discussed in a separate report on today's agenda, attempts were recently made to develop a Memorandum of Understanding (MOU) with neighboring counties which would have included establishing impervious area fees within the entire Pajaro River Basin. Unfortunately, these efforts to adopt an MOU were unsuccessful. While staff will continue to work with local elected officials to pursue assistance with local match funding from neighboring counties, as well as state and federal sources, staff believes it is important to continue to implement reasonable local revenue options at this time.

It is therefore recommended that your Board direct Zone 7 staff to work with City staff to place the matter of impervious area fees before the City Council and subsequently before the Board of Supervisors for consideration, and to report back at your next meeting on March 21, 2000.

Yours truly,

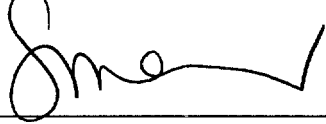


JOHN A. FANTHAM  
District Engineer

PCR:ma

Attachment

RECOMMENDED FOR APPROVAL:



---

County Administrative Officer

copy to:     Zone 7 Board  
                 City of Watsonville Public Works  
                 City of Watsonville City Manager  
                 County Administrative Office  
                 County Counsel  
                 Public Works



JOHN A. FANTHAM  
DISTRICT ENGINEER

# County of Santa Cruz 0465

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT -ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(831) 454-2160 FAX (831) 4543385 TDD (831) 454-2123

### AGENDA: SEPTEMBER 21, 1999

September 7, 1999

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, California

SUBJECT: IMPERVIOUS AREA FEES ON NEW CONSTRUCTION

Members of the Board:

On June 17, 1999, your Board considered the attached report on impervious area fees on new construction, directed staff to initiate formal discussions with the City of Watsonville about establishing such fees within Zone 7 and directed the Chairperson to write to neighboring counties asking if they had such fees, and if not, recommending that they be established.

In response, a meeting has been scheduled between Zone 7 staff and City of Watsonville Public Works Department staff in early September. At this time it is too early to make a recommendation on an appropriate approach for establishing such fees within the City and County portions of Zone 7. However, staff continues to believe that such fees are worthy of consideration, particularly in view of the very large local match requirements for the Army Corps Pajaro River Levee System Flood Control Project.

It is currently unknown if neighboring counties have impervious area charges. As your Board is aware, Assemblymember Keeley is currently sponsoring Assembly Bill 807 (AB 807) which would establish a Joint Powers Agency (JPA) between the four Pajaro River basin counties. The issue of fees has been contentious in meetings related to AB 807. If the bill passes, the JPA would have the authority to establish fees. Staff recommends that Zone 7 wait until the legislative process is completed before pursuing this issue further with neighboring counties.

BOARD OF DIRECTORS-ZONE 7

It is therefore recommended that your Board accept this report and direct Public Works to provide a further status report on January 25, 2000.

Yours truly, ,

  
JOHN A. FANTHAM  
Director of Public Works

PCR:bbs

Attachment

RECOMMENDED FOR APPROVAL:

---

County Administrative Officer

copy to:     Zone 7 Board of Directors  
              Carlos J. Palacios, Manager, City of Watsonville  
              City of Watsonville Public Works  
              Public Works Department

IAFB



JOHN A. FANTHAM  
DISTRICT ENGINEER

# County of Santa Cruz

## FLOOD CONTROL AND WATER CONSERVATION DISTRICT -ZONE 7

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 950604070  
(831) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

### AGENDA: JANUARY 25, 2000

January 11, 2000

BOARD OF DIRECTORS-ZONE 7  
SANTA CRUZ COUNTY FLOOD CONTROL  
AND WATER CONSERVATION DISTRICT  
701 Ocean Street  
Santa Cruz, CA 95060

SUBJECT: PAJARO RIVER FOUR-COUNTY BASIN STUDY

Members of the Board:

On September 21, 1999, your Board received the last status report on efforts to work cooperatively with Santa Clara, San Benito, and Monterey Counties to address flood control problems in the Pajaro River Basin. Your Board directed that another status report be presented today.

Since the last Zone 7 meeting, reports continued to be presented to the Santa Cruz County Board of Supervisors, with copies to your Board. The most recent report was presented on December 7, 1999 (Attachment 1). As indicated in that report, efforts to reach an agreement on a Memorandum of Understanding (MOU) were unfortunately unsuccessful. Letters were sent (Attachment 2) thanking the other jurisdictions for participating in the MOU process and suggesting another meeting to initiate cooperative efforts under the provisions of Assembly Bill 807, which is now law. Santa Clara County Supervisor Don Cage has agreed to host such a meeting on January 20, 2000, as indicated in a letter from Supervisor Tony Campos (Attachment 3).

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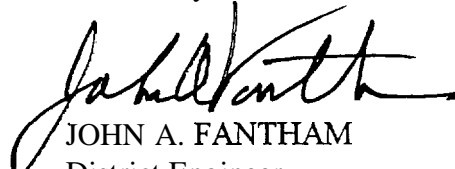


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It is therefore recommended that the Board of Directors take the following action:

1. Appoint the Zone 7 Chairperson or their designee as the official Zone 7 liaison to the ongoing four-county meeting of elected representatives.
2. Direct **staff** to report back at the next Zone 7 Board meeting with a **further** status report on the Pajaro River Four-County Basin Study.

Yours truly,

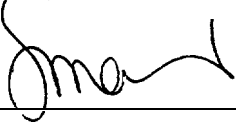


JOHN A. FANTHAM  
District Engineer

PCR:mg

Attachments

RECOMMENDED FOR APPROVAL:



County Administrative Officer

copy to:     Zone 7 Board of Directors  
              State Senator Bruce McPherson  
              Assemblymember Fred Keeley  
              Assemblymember Peter Frusetta  
              County of Santa Clara  
              Santa Clara Valley Water District  
              County of Monterey  
              Monterey County Water Resources Agency  
              San Benito County  
              San Benito County Water District  
              City of Watsonville  
              County Counsel  
              Public Works



# County of Santa Cruz

0469

## DEPARTMENT OF PUBLIC WORKS

701 OCEAN STREET, ROOM 410, SANTA CRUZ, CA 95060  
(831) 454-2160 FAX (831) 454-2385 TDD (831) 454-2123

JOHN A. FANTHAM  
DIRECTOR OF PUBLIC WORKS

**AGENDA: DECEMBER 7, 1999**

December 3, 1999

### SANTA CRUZ COUNTY BOARD OF SUPERVISORS

701 Ocean Street  
Santa Cruz, California 95060

**SUBJECT: PAJARO RIVER FOUR-COUNTY BASIN STUDY**

#### Members of the Board:

On November 9, 1999, your Board received a report (Attachment 1) on the status of Assembly Bill 807 and efforts to coordinate with Santa Clara, San Benito and Monterey Counties, their respective water agencies and Zone 7 to address flood control needs along the Pajaro River and its tributaries in the vicinity of the city of Watsonville and the town of Pajaro.

As directed, County staff continued to meet with staff from these other agencies in an attempt to draft a Memorandum of Understanding (MOU) which could be acceptable to all agencies, based on the draft MOU conceptually approved by your Board. In addition, Supervisor Tony Campos, your Board's designated liaison in this matter, held two meetings of elected representatives from the various agencies to consider the alternatives developed by staff.

At the first meeting of elected representatives, a consensus was reached on all provisions of a revised draft MOU combining concerns of both upstream and downstream agencies, with the exception of elements relating to project local match funding. In particular, agreement could not be reached on making Pajaro River levee reconstruction the priority focus or on establishing impervious area fees. Staff was directed to return with further recommendations on these issues.

A second meeting of elected officials was held on Thursday, December 2, 1999. Unfortunately, staff was unable to arrive at a consensus for addressing Pajaro River levee reconstruction local match funding. Consequently, elected officials were asked to consider two options, one representing predominantly the views of upstream agencies and one those of downstream agencies. Unfortunately, a consensus was ultimately unattainable on these issues.

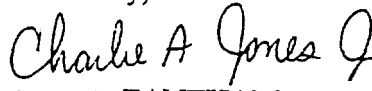
As explained in our last report, if an MOU is to be adopted to preempt-implementation of AB 807, it must be submitted to the state no later than December 31, 1999. Because of the meeting schedules of the various Boards of the eight agencies involved, it is no longer possible to meet this deadline. Therefore, it appears that the provisions of AB 807 will go into effect.

While an MOU was not completed, this process has been an opportunity for representatives of the eight agencies and a number of the cities to work together. It has also heightened the overall awareness within these many agencies of the severe flood threat currently facing Santa Cruz and Monterey County residents as a result of the high peak flood flows originating in the four-county Pajaro River basin. At the conclusion of the most recent meeting of elected officials, there seemed to be interest by a majority of the officials to continue meetings in January 2000 to begin to address the requirements of AB 807. Under the legislation, such meetings would not be required until July 2000. Staff believes it would be useful to continue the current momentum and four-county cooperation in January 2000, if all parties agree to participate. A further report on this matter will be presented to the Zone 7 Board of Directors at their January meeting.

It is therefore recommended that the Board of Supervisors take the following action:

1. Accept and file this report.
2. Direct the Chairperson and your Board's liaison on this matter to send a letter thanking the officials and staff of the other seven agencies, as well as participating cities, for their participation in this effort.

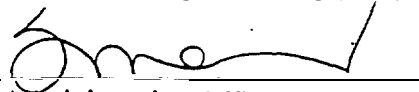
Yours truly,

  
For JOHN A. FANTHAM  
Director of Public Works

PCR:mg

Attachments

RECOMMENDED FOR APPROVAL:

  
\_\_\_\_\_  
County Administrative Officer

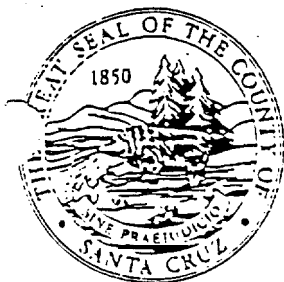
copy to: State Senator Bruce McPherson  
Assemblymember Fred Keeley  
Assemblymember Peter Frusetta  
County of Santa Clara  
Santa Clara Valley Water District  
County of Monterey  
Monterey County Water Resources Agency  
San Benito County  
San Benito County Water District  
City of Watsonville  
Zone 7  
County Counsel  
Public Works

4M



# County of Santa Cruz

0471



JOHN A. FANTHAM  
DIRECTOR OF PUBLIC WORKS

## DEPARTMENT OF PUBLIC WORKS

701 OCWN STREET, ROOM 410, SANTA CRUZ, CA 95060  
(831) 454-2160 FAX (831) 454-2395 TDD (831) 454-2123

AGENDA: NOVEMBER 9, 1999

November 3, 1999

### SANTA CRUZ COUNTY BOARD OF SUPERVISORS

701 Ocean Street  
Santa Cruz, California 95060

SUBJECT: PAJARO RIVER FOUR-COUNTY BASIN STUDY

Members of the Board:

On October 10, 1999, Governor Davis signed into law Assembly Bill 807 (AB 807), which was introduced by Assemblymember Keeley. As indicated in our September 21, 1999, report to the Board of Directors of the Santa Cruz County Flood Control and Water Conservation District - Zone 7 (Exhibit A), the final version of the legislation (included in Exhibit B) contained a termination clause which provides that if a Memorandum of Understanding (MOU) between the eight agencies is approved before December 31, 1999, and a Pajaro River Watershed Joint Powers Agency (PRWJPA) agreement is executed before June 30, 2000, then AB 807 will not take effect. AB 807 stipulates that the MOU must provide "for the identification, evaluation, funding and implementation of flood prevention and control strategies in the Pajaro River Watershed on an intergovernmental cooperative basis."

### BACKGROUND

Since enactment of the legislation, the Santa Clara Valley Water District (SCVWD) has initiated a number of staff-level interagency meetings to invoke the termination provisions. In conjunction with these meetings, the SCVWD drafted a proposed MOU, which basically stated that the eight agencies identified in AB 807 agreed to work cooperatively toward a PRWJPA.

### DRAFT MOU

In response, the Department of Public Works, working with County Counsel and the County Administrative Office, has drafted a short, but more comprehensive, draft MOU (Exhibit C) protecting our County's interests. Our draft MOU was developed from the premise that AB 807 is now law. Unless downstream agencies gain something beyond the provisions of the legislation, there is no reason to spend scarce staff resources developing a PRWJPA to duplicate the provisions of AB 807. Our draft MOU contains three key elements:

0472

- a funding mechanism based on impervious area
- a public process for expeditiously drafting a PRWJPA agreement
- inclusion of all provisions of AB 807 by reference

### FUNDING MECHANISM

The main purpose of the PRWJPA should be to manage the Pajaro River watershed in a manner which minimizes the potential for downstream flooding and to fund local share costs of the Army Corps Pajaro River Flood Control Project to provide high-level flood protection to the City of Watsonville and surrounding areas. The key provision excluded from AB 807, which should be included in any MOU and PRWJPA agreement, is a funding mechanism for these local share costs which does not require voter approval in upstream counties. The proposed impervious area fee approach would address this need. St&recommends that this funding approach be specified in the MOU, because if the upstream counties cannot agree to a funding provision now, we believe it unlikely that they will agree to it later as part of the PRWJPA agreement. AB 807 already addresses basin management issues.

### PRWJPA AGREEMENT PROCESS

The draft MOU also establishes a process for convening a committee of elected officials in public meetings to oversee the drafting of a PRWJPA agreement. Staff believes it is important to include the process in the MOU to ensure an expeditious public process for drafting the agreement prior to the June 30, 2000, deadline.

It is important to note that some upstream agencies have already indicated a desire to request the legislature to amend the deadline for the PRWJPA to allow more time to invoke the termination clause. Staff believes this is not in the best interest of Santa Cruz County in seeking a timely solution to the flooding problems plaguing our County. Under current time lines of the Army Corps, local match funds will need to be committed in approximately two years. Unless the four-County process moves along expeditiously, it is possible that a lack of local funds could delay the implementation of the flood control project.

### OTHER ISSUES

In addition to the prcvisions identified above, the draft MOU would open the door to participation by cities in the Pajaro River Watershed, as long as equal numbers of representatives from each geographic county are ultimately on the PRWJPA Board. Several cities including Gilroy and Morgan Hill have indicated a desire to participate. One advantage of city participation is that much of the current development in upstream counties occurs in the incorporated cities.

The draft MOU has been shared with staff of the other eight agencies and the cities within the watershed, including the City of Watsonville. If it appears that agreement will be reached on an MOU, a special meeting of Zone 7 will be called for December 7, 1999, in accordance with the Zone 7-Rules and Regulations, to facilitate consideration of the MOU prior to the December 31, 1999, deadline imposed by AB 807.

CONCLUSION

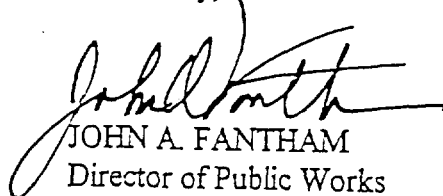
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In conclusion, staff believes that if the funding and process provisions included in the attached MOU are agreed to by the eight agencies, it would be in the County's interest to move forward by adopting an MOU. Otherwise, we believe it would be better to let the legislation take effect. Currently it is anticipated that at least one more staff level meeting will be held on November 10, 1999, in Watsonville to discuss AB 807 and a possible MOU. A public meeting of elected officials from the various agencies to discuss these same issues is tentatively scheduled for the week of November 15, 1999, in Watsonville. The public meeting will be a noticed interagency workshop.

It is therefore recommended that the Board of Supervisors take the following action:

1. Accept and file this report on the Pajaro River Four-County Basin Study.
2. Endorse the attached MOU in concept as a basis for negotiations with the other agencies identified in AB 807.
3. Direct staff to coordinate with the City of Watsonville to include its concerns in the discussions.
4. Authorize 4th District Supervisor Tony Campos to act as your Board's liaison in policy level meetings with other agencies.
5. Direct staff to continue participating in discussions with other agencies and to report back on December 7, 1999.

Yours truly,

  
JOHN A. FANTHAM  
Director of Public Works

PCR:mg

Attachments

RECOMMENDED FOR APPROVAL:

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County Administrative Officer

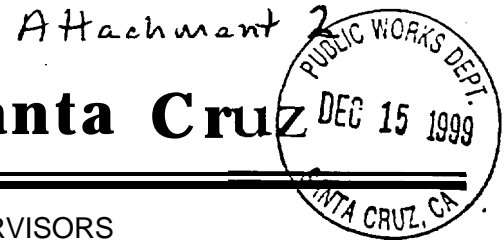
copy to: Public Works  
City of Watsonville  
Zone 7 Board of Directors  
- County Counsel

MOUM





# County of Santa Cruz



## BOARD OF SUPERVISORS

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

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

0474

JANET K. BEAUTZ  
FIRST DISTRICT

WALTER J. SYMONS  
SECOND DISTRICT

MARDI WORMHOUDT  
THIRD DISTRICT

TONY CAMPOS  
FOURTH DISTRICT

JEFF ALMQUIST  
FIFTH DISTRICT

December 14, 1999

Betty Bobeda, Chairperson  
Board of Directors  
Zone 7 Flood Control and  
Water Conservation District  
701 Ocean Street  
Santa Cruz, CA 95060

RE: ASSEMBLY BILL 807/PAJARO RIVER WATERSHED FLOOD CONTROL

Dear Betty:

On December 7, 1999, the Santa Cruz County Board of Supervisors received a report summarizing the efforts of Santa Clara County, San Benito County, Santa Cruz County, Monterey County, the Santa Clara Valley Water District, San Benito County Water, Monterey County Water Resources Agency, and Santa Cruz County Flood Control and Water Conservation District Zone 7 toward developing a Memorandum of Understanding (MOU) to address flood control problems related to the Pajaro River. While highly commendable, these efforts were unfortunately ultimately unsuccessful in producing final consensus on an MOU within the limited time frame available.

Nonetheless, we believe these meetings were significant and productive in a number of ways. In particular, they provided an opportunity for our eight agencies to meet and share perspectives concerning the many aspects of Pajaro River flood control. The factors contributing to Pajaro River flooding are complex and intertwined. We remain convinced that successfully implementing solutions will best be accomplished through the cooperation and combined political strength of all of the many land use and flood control agencies with jurisdiction in the Pajaro River Watershed.

At the last meeting of the agency liaisons, a number of representatives expressed a willingness to continue meeting in the coming months. Many of the participating agencies believe that it would be beneficial to maintain the existing momentum to move forward toward developing and implementing a comprehensive watershed-wide approach to Pajaro River flood control. Because of the critical need to expeditiously address Pajaro River flood control in Santa Cruz County, we believe it to be essential that efforts continue to cooperatively address this issue.

December 14, 1999  
Page 2

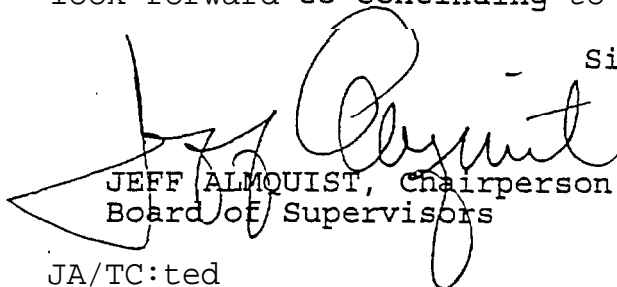
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The Santa Cruz County Board of Supervisors would like to thank your agency for its participation to date in this important effort. We very much appreciate the opportunities this process has afforded to share information and concepts concerning Pajaro River flood control. We are hopeful that your agency will continue its participation toward effective flood control solutions in the new year.

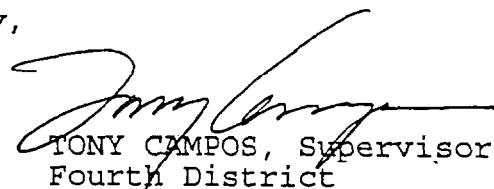
We are suggesting that the next meeting be held on Thursday, January 20, 2000. Due to the firmly rooted differences in opinion expressed by the various agencies on a few key issues, we believe it may be advantageous to consider utilizing a mediator to assist us in developing consensus. Even though the deadline for an MOU is past, developing a common vision of the issues and goals related to Pajaro River flood control is essential if we are to work effectively together. This concept could be discussed at the meeting. Please contact Supervisor Campos or his staff at 831-454-2200 (phone) or 831-454-3262 (fax) to confirm if your agency is willing to continue participation or to recommend alternate dates.

Once again, thank you very much for your past participation. We look forward to continuing to work together.

Sincerely,



JEFF ALMQUIST, Chairperson  
Board of Supervisors



TONY CAMPOS, Supervisor  
Fourth District

JA/TC:ted

cc: John Fantham; Director of Public Works .  
Peter Cota-Robles, Pajaro River Project Coordinator  
City of Watsonville  
City of Hollister  
City of Morgan Hill  
City of Gilroy  
Assembly Member Keeley  
Assembly Member Frusetta  
Clerk of the Board

1815A6





# County of Santa Cruz

## 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

January 5, 2000

Betty Bobeda, Chairperson  
Board of Directors  
Zone 7 Flood Control and  
Water Conservation District  
701 Ocean Street  
Santa Cruz, CA 95060



RE: ASSEMBLY BILL 807/PAJARO RIVER WATERSHED FLOOD CONTROL

Dear Betty:

Thank you so much for expressing your willingness to meet and continue to cooperatively address the issue of flooding within the Pajaro River Watershed. I hope that you agree that it is of great benefit to all of us to move forward toward developing and implementing a comprehensive watershed-wide approach to Pajaro River flood control.

A meeting has been scheduled for:

Date: January 20, 2000  
Time: 2:00 p.m.  
Hosted By: Santa Clara County Supervisor Don Gage  
70 W. Hedding Street  
10<sup>th</sup> Floor Conference Room  
San Jose, CA 95110  
831-299-2323

Please contact me or my staff by phone at 831-454-2200 or by fax at 831-454-3262 to confirm your attendance.

Once again, thank you very much for your commitment to working cooperatively. I look forward to continuing to work together.

Sincerely yours,

TONY CAMPOS, Supervisor  
Fourth District

TC:ted

cc: Peter Cota-Robles, Pajaro River Project Coordinator

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