

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

VOLUME 2000. NUMBER 12
MAY 2, 2000

ACTION SUMMARY MINUTES

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

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

CONSENT AGENDA
SBCAW

6. APPROVED claims as submitted by the Auditor-Controller
7. DELETED ITEM
8. DELETED ITEM

May 2, 2000

9. REJECTED claim of Thomas Benoit No. 900-130 and referred to County Counsel
10. REJECTED claim of Daniel Seftel No. 900-120A and referred to County Counsel
11. REJECTED claim of Lucienne Seftel No. 900-120B and referred to County Counsel
12. REJECTED claim of Kimball W. and Martha L. Small No. 900-121 and referred to County Counsel
13. ADOPTED RESOLUTION NO. 117-2000 setting a public hearing for the morning agenda of June 20, 2000 on the proposed 2000/01 Fire Protection rates for County Service Areas 4 and 48 and on the proposed service charge reports: and approved related actions, as recommended by the Director of General Services
14. ADOPTED RESOLUTION NO. 118-2000 accepting and appropriating unanticipated revenue in the amount of \$12,790: awarded contract to Rehak Construction in the amount of \$23,900 for the Replacement of the Kitchen Flooring in the Watsonville Detention Facility: authorized the General Services Director to approve change orders up to \$2,390. as required; authorized the General Services Director to notify the contractor and sign the contract amendments and associated documents on behalf of the Board, as recommended by the Director of General Services
15. APPROVED transfer of funds from Fund Balance in the amount of \$45,000 in the General Services Fleet Internal Service Fund to cover the increase in fuel expenditures, as recommended by the Director of General Services

16. APPROVED agreement with Sceptre Advanced Business Solutions in the amount of \$25,000 for the installation of the Support Magic Help Desk Software System SQL database upgrade and authorized the Information Services Director to sign the agreement, as recommended by the Information Services Director
17. ACCEPTED AND FILED progress report from the Scientific Task Force of Oak Decline on recent activities toward understanding the cause of oak decline on the Central Coast, as recommended by the Agricultural Commissioner
18. ACCEPTED AND FILED status report on development of a Pesticide Policy and directed the County Administrative Office to return on June 6, 2000 with a proposed policy, as recommended by the County Administrative Officer
19. ACCEPTED AND FILED report on the request of the Santa Cruz County Law Library for current year funding assistance: directed the County Administrative Office to report back in conjunction with the 2000/01 budget hearings on the request of the Santa Cruz County Law Library for ongoing funding assistance; and approved related actions, as recommended by the County Administrative Officer
20. DIRECTED the County Administrative Officer to attend the Homeless Issues Workshop on May 24, 2000, representing the County of Santa Cruz, and to subsequently report back to the Board with any recommendations for follow-up actions, as recommended by Chair Wormhoudt
21. APPROVED appointment of Bruce R. Arnold, Ph.D., to the Arts Commission for a term to expire April 1, 2001, as recommended by Supervisor Almquist

22. APPROVED appointment of Dave Mercer to the Parks and Recreation Commission for a term to expire April 1, 2001, as recommended by Supervisor Almquist
23. APPROVED appointment of Clay Kempf as an at-large appointee to the Long Term Care Interagency Commission, as the representative of the Area Agency on Aging, for a term to expire April 1, 2004, as recommended by Chair Wormhoudt
24. APPROVED appointment of John G. Mahaney, M.D., F.A.C.S., as an at-large appointee to the Long Term Care Interagency Commission, as the representative of the Santa Cruz County Medical Society, for a term to expire April 1, 2004, as recommended by Chair Wormhoudt
25. APPROVED contracts in the amount of \$7,725 for team building services to APEX Adventures and \$45,216 for data conversion services to Appleby and Company; approved related fixed asset purchases; and approved transfer within the District Attorney's Family Support budget, as recommended by the District Attorney
26. DIRECTED the County Administrative Officer to provide a report and recommendation to the Board, in connection with budget hearings for fiscal year 2000/01, in response to a request from Above the Line for one-time funding in the amount of \$50,000-\$75,000 to assist with the costs associated with renovations to their current facility to allow for a residential capacity of 18, as recommended by Chair Wormhoudt
27. ACCEPTED AND FILED report on Hepatitis C; and directed the Health Services Agency to report back on September 19, 2000 regarding Hepatitis C control planning efforts, as recommended by the Health Services Agency Administrator

May 2, 2000

0005

28. ACCEPTED AND FILED report on the need to continue the state of local emergency relative to transmission of HIV through contaminated needles, as recommended by the Health Services Agency Administrator
29. APPROVED revenue agreement with the County of Monterey for the provision of Mental Health Services and authorized the Health Services Agency Administrator to sign, as recommended by the Health Services Agency Administrator
30. ACCEPTED AND FILED report on Certification of Medical Providers, as recommended by the Health Services Agency Administrator
31. APPROVED a contract amendment with Food and Nutrition Services, increasing Contract No. 91774 by \$100,000 to \$412,718 for the job access commute program and authorized the Human Resources Agency Administrator to sign the amendment on behalf of the County, as recommended by the Human Resources Agency Administrator
32. DEFERRED consideration of recommendations for the award of contracts for after-school activities for children in kindergarten through eighth grade until May 23, 2000, as recommended by the Human Resources Agency Administrator
33. APPROVED plans, specifications and engineer's estimate for 30th, 32nd and 33rd Avenue Storm Drain, Sanitary Sewer and Sidewalk Improvements: authorized calling for bids: set bid opening for Tuesday, May 23, 2000 at 10:45 a.m.: and approved related actions, as recommended by the Director of Public Works

34. APPROVED independent contractor agreement with the California Grey Bears in the amount of \$150,000 for recycling processing improvements and expanding recycling services; and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
35. ACCEPTED the low bid of Coral Construction Company in the amount of \$307,777 for the 199972000 Hazard Elimination and Safety Program Guard Rail Installation and authorized award of contract: and authorized the Director of Public Works to sign the contract, as recommended by the Director of Public Works
36. ADOPTED RESOLUTION NO. 119-2000 approving submittal of a Farm and Ranch Clean-Up Abatement Program grant application for cleanup of illegal disposal sites off Rodeo Gulch Road and along the Pajaro River: authorized the Director of Public Works to sign the grant applications: and approved related actions, as recommended by the Director of Public Works
37. AS THE BOARD OF SUPERVISORS AND REDEVELOPMENT AGENCY, SCHEDULED a closed personnel and litigation session as follows:
Case Name/No. County of Alameda, et al. v. P.G.&E. (Santa Clara County Superior Court Case No. 744189);
County of Santa Cruz v. P.G.&E. (Santa Clara County Superior Court Case No. 744189)
CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation was considered pursuant to subdivision (c) of Government Code Section 54956.9 for one potential case.
REPORT OF COUNTY COUNSEL - The Board of Supervisors authorized the County of Santa Cruz to join in litigation against manufacturers of lead paint in the case of County of Santa Clara v. Atlantic Richfield Comoanv et al. (Santa Clara County Superior Court Case No. CV788657) (BSCAW)

- 37.1 AUTHORIZED the County Administrative Officer to sign an agreement with the Kramer Firm, Inc. in an amount not-to-exceed \$14,000 for construction inspection and related technical consultation associated with Charter Communications rebuild of the cable system which services the South County Cable Franchise Area and AT&T construction of a new cable system in Glenwood Area, as recommended by the County Administrative Officer
- 37.2 DECLINED the acquisition of Assessor's Parcel Nos. 027-051-24 and -25 in the Live Oak Planning area into the County Park System; and permitted the applicant to proceed with the subdivision request on Application No. 99-0538, as recommended by the Director of Parks, Open Space and Cultural Services

REGULAR AGENDA

38. APPROVED at-large appointment of Norman Ploss to the Integrated Waste Management Local Task Force, for a term to expire January 12, 2001

BCSAW

39. Public hearing held to consider establishment of the annual parking maintenance and operating charges for the Soquel Village Parking and Business Improvement Area for the 2000/01 fiscal year; closed public hearing; adopted RESOLUTION NO. 120-2000 Establishing Annual Parking Operation and Maintenance Charges for the Soquel Village Parking and Business Improvement Area for Fiscal Year 2000-2001

BSCAW

May 2, 2000

40. CONSIDERED report on RV ordinance and Golden Torch and Marmo Trailer Parks;
- (1) accepted and filed report;
 - (2) deferred consideration of the proposed ordinance until June 6, 2000;
 - (3) presentation made by Fran Wagstaff, Executive Director of Mid Peninsula Housing Coalition, on the Golden Torch and Marmos projects;
 - (4) directed the Chair of the Board to send a letter to Ms. Wagstaff thanking Mid Peninsula Housing for proceeding with the acquisition of these two properties and developing a long term solution to provide for high quality affordable housing at the Golden Torch and Marmos Trailer Parks: with an additional direction to staff to consider including a process for mediation or arbitration in the relocation ordinance and report back on June 6, 2000

ABSCW

- 40.1 CONSIDERED report on the proposed Coyote Valley/Cisco Systems Development and related actions;
- (1) accepted and filed report on the Coyote Valley Research Park Development;
 - (2) directed the Board Chair to coordinate with Supervisor Campos in, representing the County in a multi-jurisdictional effort being coordinated by the Association of Monterey Bay Area Governments (AMBAG) to respond to issues of common concern which arise from this development proposal;
 - (3) and directed that the Board be provided with periodic reports regarding this coordinated effort, including recommendations for related action

ABSCW

May 2, 2000

0009

PUBLIC NOTICE OF ADJOURNMENT

The Board of Supervisors at the conclusion of their May 2, 2000
regularly scheduled meeting adjourned to 9:00 A.M. May 5, 2000
for a continued consideration of a personnel matter

Approved: _____
Chair, Board of Supervisors

Attest: _____
Clerk of the Board

Date: _____

NOTE: This set of Board of Supervisors Minutes is scheduled to
be approved by the Board on May 23, 2000

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

VOLUME 2000, NUMBER 13
May 9, 2000

ACTION SUMMARY MINUTES

VOTING KEY: A = Almquist, B = Beautz, C = Campos;
S = Symons, W = Wormhoudt; first initial indicates maker
of motion, second initial indicates the "second"; upper
case letter = "yes" vote; lower case letter = "no" vote;
0 = abstain; // = absent

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

CONSENT AGENDA
ASCAW

6. APPROVED claims as submitted by the Auditor-Controller
7. APPROVED minutes of April 25, 2000, as recommended by
the Clerk of the Board
8. ACCEPTED AND FILED notification of continuing
contracts received during the period of May 1, 2000
through May 5, 2000 and approved upon adoption of the
1999/00 continuing agreements list to comply with
Section 300 of the County's Procedures Manual, Title
1, as recommended by the Clerk of the Board
9. ACCEPTED AND FILED statement of count of money in the
treasury on March 9, 2000, as recommended by the
Auditor-Controller

10. ADOPTED RESOLUTION NO. 121-2000 accepting and appropriating unanticipated revenue in the amount of \$8,150 from the California Department of Pesticide Regulation and approved related actions, as recommended by the Agricultural Commissioner
11. ADOPTED RESOLUTION NO. 122-2000 authorizing the Chief Probation Officer to apply to the Office of Criminal Justice Planning for continuation funding for the Gang Violence Suppression Multi-Component Program for fiscal year 2000/01, as recommended by the Chief Probation Officer
12. REJECTED claim of Jeff Samuel Rodrigs No. 900-128A and referred to County Counsel
13. REJECTED claim of Eugene Schoenfeld, M.D. No. 900-128B and referred to County Counsel
14. REJECTED claim of Mark Adam Law No. 900-129 and referred to County Counsel
15. APPROVED agreement with the Union Labor Life Insurance Company to implement an alternate medical plan that provides for domestic partner medical coverage, as recommended by the Personnel Director
16. APPROVED CalLease agreement: and adopted RESOLUTION NO. 123-2000 accepting and appropriating unanticipated revenue in the amount of \$51,811.92 to reimburse the County for capital expenditures, as recommended by the Director of General Services
17. APPROVED reappointment of J.T. Mark Schaeffer to the Housing Authority Board of Commissioners, as an at-large member representing the City of Santa Cruz, for a term to expire May 9, 2004, as recommended by Chair Wormhoudt
18. SEE ITEM NO. 39.3 REGULAR AGENDA
19. APPROVED an agreement with International Automation Associates in the amount of \$30,000 for network infrastructure services, and authorized the Information Services Director to sign the agreement, as recommended by the Information Services Director

May 9, 2000

20. ACCEPTED report on financial risk sharing for septic system repairs, as recommended by the Health Services Agency Administrator
21. ACCEPTED AND FILED report on Septic System Disclosure, and directed Environmental Health Services to continue refining its process for septic disclosure, as recommended by the Health Services Agency Administrator
22. ACCEPTED AND FILED report on implementation of Environmental Health Task Force recommendations, as recommended by the Health Services Agency Administrator
23. AUTHORIZED deletion of a vacant Clerk II position and creation of a Typist Clerk III position (both 1.0 full-time equivalent) in the Jail Medical Unit and referred to County Personnel for classification, as recommended by the Health Services Agency Administrator
24. ADOPTED RESOLUTION NO. 124-2000 approving the \$22,973 funding application for 2000/01 Dental Disease Prevention Program and authorized the Health Services Agency Administrator to sign the related State revenue agreement when received, and directed the Clerk of the Board to take related actions, as recommended by the Health Services Agency Administrator
25. APPROVED agreement with Carnaghe and Gibbs Business Solutions in the amount of \$45,050 for the information systems technical assistance effective April 1, 2000, and authorized the Health Services Agency Administrator to sign, as recommended by the Health Services Agency Administrator
26. APPROVED the \$5,000 agreement with Salud Para La Gente for clinical services to EIP clients and authorized the Health Services Agency Administrator to sign the agreement, as recommended by the Health Services Agency Administrator

May 9, 2000

0013

27. APPROVED an amendment to the agreement with Santa Cruz Community Counseling Center for the Answers Benefiting Children-program increasing the contract by \$10,000 to a total of \$235,174; and adopted RESOLUTION NO. 125-2000 accepting and appropriating unanticipated revenue in the amount of \$10,000, as recommended by the Human Resources Agency Administrator
28. ADOPTED RESOLUTION NO. 126-2000 accepting and appropriating unanticipated revenue in the amount of \$15,000; approved the Substance Abuse Services Master Agreement; and authorized the Human Resources Agency Administrator to sign the agreement and each individual agreement, as recommended by the Human Resources Agency Administrator
29. APPROVED special provisions and engineer's estimate and authorized calling for bids for the Roy Wilson Maintenance Yard Well Replacement Project; scheduled bid opening for Tuesday, June 13, 2000 at 10:45 a.m.; and approved related actions, as recommended by the Director of Public Works
30. APPROVED specifications and engineer's estimate and authorized calling for bids for the Old Summit Road Pavement Repair Project; set bid opening for Tuesday, June 13, 2000 at 10:45 a.m.; and approved related actions, as recommended by the Director of Public Works
31. APPROVED specifications and engineer's estimate and authorized calling for bids for the Braemoor Drive, County Service Area No. 47 Road Repair Project; set bid opening for Tuesday, June 13, 2000 at 10:45 a.m.; and approved related actions, as recommended by the Director of Public Works
32. APPROVED the Joint Powers Facilities Construction Agreement between the County of Santa Cruz and Cabrillo College and authorized the Chairperson to sign the agreement; directed Public Works to continue to coordinate the Soquel Drive Improvement Project and the Cabrillo College Realignment Project; and report back to the Board upon completion of the work, as recommended by the Director of Public Works

May 9, 2000

33. DEFERRED TO MAY 23, 2000 consideration to adopt resolution accepting and appropriating unanticipated revenue in the amount of \$10,548 from the Federal Emergency Management Agency for County Service Area No. 2. Place De Mer
34. SEE ITEM NO. 39.2 REGULAR AGENDA
35. APPROVED the' independent contractor agreement with Bowman and Williams Consulting Civil Engineers for the Highland Way Road repair in the amount of \$38,100 and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
36. CONTINUED TO MAY 23, 2000 consideration to approve agreement with Santa Cruz Mountains Summit West, Incorporated, for the operation of County Service Area No. 54 water system; accept assignment of Department of Water Resources' loan contract; authorized the County Administrative Officer to sign necessary documents to enter into assignments and agreements with Redwood Mutual, Stagecoach Mutual and Ridge Mutual water companies for the purchase and transport of water
37. SCHEDULED public hearing for Tuesday, June 13, 2000 at 1:30 p.m. or thereafter to consider the proposal to rezone APN's: 089-011-41 and 43 from the Special Use zone district to the Timber Production zone district. Requires a rezoning. The property is located 400 feet north of Logan Creek, approximately 1/4 mile from Kings Creek Road, as recommended by the Planning Director

May 9, 2000

38. AUTHORIZED the Parks Director to enter into a contract with Reed Cripe for \$2,000 and any prize money won for the fabrication, installation and staffing for Santa Cruz County's 2000 California State Fair Display; and approved the 2000 Santa Cruz County State Fair Statement of Purpose, as recommended by the Director of Parks, Open Space and Cultural Services

39. AS THE BOARD OF SUPERVISORS AND REDEVELOPMENT AGENCY, SCHEDULED a closed personnel and litigation session as follows:
 - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Case Name/No.: Big Creek Lumber Company v. County of Santa Cruz (Superior Court Case No. 134816)
 - CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION
Case Name/No.: Bazar v. County of Santa Cruz (Santa Cruz Superior Court Case Nos. 134334 and 137070); Smith v. Rio Highlands, et. al (California Court of Appeal No. H020802)
 - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Significant exposure to litigation was considered pursuant to subdivision (b) of Government Code Section 54956.9 for one potential case
 - CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
Initiation of litigation was considered pursuant to subdivision (c) of Government Code Section 54956.9 for one potential case
 - Continued Consideration of PUBLIC EMPLOYEE APPOINTMENT/EMPLOYMENT
Position title/description: County Counsel
 - REPORT OF COUNTY COUNSEL - In the matter of Big Creek Lumber Company v. County of Santa Cruz (Superior Court Case No. 134816), the Board of Supervisors approved the filing of an appeal with the State Board of Forestry regarding the approval by the California Department of Forestry THP 1-99-492 Ramsey Gulch (B/S/CAW)

- 39.1 APPROVED agreement with Dwight Herr for County Counsel services at the rate of \$75.00 per hour for the period of May 1, 2000 through June 14, 2000; and approved agreement with Dwight Herr to provide expertise in specific cases at the rate of \$125.00 per hour, effective July 1, 2000, as recommended by the County Administrative Officer

REGULAR AGENDA

- 39.2 ADOPTED RESOLUTION NO. 127-2000 authorizing the Department of Public Works to submit to the Department of Conservation Division of Recycling's City/County Funding Request Form for promoting the collection and recycling of beverage containers; and authorized the Director of Public Works to sign the request, as recommended by the Director of Public Works

BASCW

- 39.3 DIRECTED the County Administrative Officer to provide a report and recommendation to the Board, in connection with fiscal year 2000/01 budget hearings, regarding the distribution of the funds currently available from the allocation of Santa Cruz County's portion of the tobacco litigation funds, as recommended by Chair Wormhoudt

BASCW

40. CONSIDERED recommendations and proposed ordinance regarding Design Review requirements for development applications:
conceptually approved proposed ordinance and directed staff to look at the additional comments regarding alternate process of design review at different times (two processes, one basically dealing with the topography of the land, vegetation and lot placements and when a house is proposed deal with the design issues in relation to the house); to review the subdivision process relating to ability to make minor improvements to houses without having to receive approval; delineate boundaries of the subdivision that adjoin pre-existing housing; focus on doing a 3 dimensional envelope rather than requiring all the architectural work to be done; issue regarding the selling of individual lots that would come back through the Planning Commission as a separate process after the creation of the lots; issues regarding privacy; review Planning Director waiver process; clarify projects that receive design review; clarify minor variation v. design amendments; clarify deletion of requirement for Assessor's Parcel Maps

BASCW

May 9, 2000

0017

Approved: _____
Chair, Board of Supervisors

Attest: _____
Clerk of the Board

Date: _____

NOTE: This set of Board of Supervisors Minutes is scheduled to
be approved by the Board on May 23, 2000