

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

VOLUME 2001, NUMBER 2
JANUARY 23, 2001

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ACTION SUMMARY MINUTES

VOTING KEY: A = Almquist, B = Beautz, C = Campos:
P = Pirie, 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 - See Item
Nos. 74.1, 74.2, 74.3, 74.4, 74.5, 74.6 and deleted
Item No. 47
4. ORAL COMMUNICATIONS - 7 people addressed the Board
5. Additions and Deletions to Regular Agenda

CONSENT AGENDA
BWPAC

6. APPROVED claims as submitted by the Auditor-Controller
7. APPROVED the minutes of January 9, 2001, as
recommended by the Clerk of the Board
8. ACCEPTED AND FILED notification of continuing
contracts received during the period of January 8,
2001 through January 19, 2001 and approved upon
adoption of the 2000/01 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. REJECTED the claim of Rio Highlands LLC and Castle
Companies, No. 001-063 and referred to County Counsel

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10. REJECTED the claim of Shawn R. Erwood, No. 0001-064 and referred to County Counsel
11. REJECTED the claim of Margaret Cathrine Bauer, No. 001-066 and referred to County Counsel
12. REJECTED the claim of Susana L. daSilva, No. 001-067 and referred to County Counsel
13. REJECTED the claim of Lieff, Cabraser, Heimann and Bernsetin, LLP, No. 001-070 and referred to County Counsel
14. REJECTED the claim of Herschel P. Dosier, No. 001-071 as insufficiently filed and referred to County Counsel
15. APPROVED the Agreement with the State Department of Finance to borrow \$565,000 from the State-County Property Tax Administration Program for calendar year 2001, as recommended by the Assessor
16. APPROVED the Proposition 172 Maintenance of Effort Calculation for 2000-2001 and approved related actions, as recommended by the County Administrative Officer
17. DEFERRED report on analysis of the feasibility of requiring environmentally-certified wood and energy in County contracting until February 27, 2001, as recommended by the County Administrative Officer
18. ADOPTED RESOLUTION NO. 12-2001 providing for a property tax exchange for Local Agency Formation Commission (LAFCO) #877: Graham Hill Reorganization of the Scotts Valley Fire Protection District, as recommended by the County Administrative Officer

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19. ACCEPTED AND FILED report on community services and facility issues: directed staff to return on February 13, 2001 and March 6, 2001 with related reports: and-approved related actions, as recommended by the County Administrative Officer
20. ACCEPTED Treasurer's monthly cash report and transaction report for the period ending December 29, 2000, as recommended by the Treasurer-Tax Collector
21. APPROVED contract with First Alarm in an amount not to exceed \$27,405 for site security at the Department of Child Support Services, effective January 16, 2001 through June 30, 2001, as recommended by the Director of Child Support Services
22. APPROVED Independent Contract Agreement in the amount of \$50,000 for consulting services to be provided by John J. Bassett from January 23, 2001 through June 30, 2001 and approved related actions, as recommended by the District Attorney
23. DEFERRED report on the Santa Cruz Operational Area Emergency Operations Plan until February 6, 2001, as recommended by the Director of General Services
24. APPROVED the lease amendment in the amount of \$646 per month with the United States House of Representatives for legislative office space in the County Government Center and approved related actions, as recommended by the Director of General Services
25. ACCEPTED 1080 Emeline Basement HVAC project as complete; approved the final cost of \$33,206; and authorized the Clerk of the Board to file the Notice of Completion, - as recommended by the Director of General Services
26. APPROVED Master Independent Contractor Agreement with Axiom II Business Interiors for modular furniture installation services and approved related actions, as recommended by the Director of General Services
27. DEFERRED consideration of the report on surplussing vehicles to non-profit agencies to April 17, 2001, as recommended by the Director of General Services

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28. APPROVED contract and Operational Agreement with the County Fire Department in the amount of \$1,832,633 for fire protection services for Fiscal Year 2000/2001 and approved related actions, as recommended by the Director of General Services
29. APPROVED contract amendments to extend the end dates to June 30, 2001 for contracts with Norment Security Group, Incorporated, A and D Automatic Gate and Access, Criminal Justice Research Foundation, and Online Electric and approved related actions, as recommended by the Director of General Services
30. DEFERRED report on recruitment of persons with disabilities and the County Equal Employment Opportunity Plan until May 22, 2001, as recommended by the Personnel Director and the Equal Employment Opportunity Officer
31. APPROVED the transfer of funds in the amount of \$1,200 within the Detention Bureau and authorized the total amount of \$4,000 for the purchase of a food service mobile rack, as recommended by the Sheriff-Coroner
32. APPROVED an agreement with Cabrillo College for law enforcement training services at a cost not-to-exceed \$7,800 for Fiscal Year 2000/2001, as recommended by the Sheriff-Coroner
33. APPROVED cooperative agreement for disposal of combustible devices within Monterey County; authorized the Sheriff-Coroner to sign the agreement; and adopted RESOLUTION NO. 13-2001 accepting unanticipated revenue in the amount of \$6,000, as recommended by the Sheriff-Coroner
34. APPROVED appointment of Terry Hancock to the Planning Commission, as the Second District alternate member, for a term to expire January 3, 2005, as recommended by Supervisor Pirie
35. APPROVED appointment of Supervisor Ellen Pirie as the alternate for Supervisor Almquist on the Santa Cruz County Regional Transportation Commission, as recommended by Supervisor Almquist

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36. DIRECTED the Chairman to write to the County's State representatives requesting that they introduce or co-author legislation which would allocate funding to research and eradicate Sudden Oak Death, as well as provide assistance to offset the costs to public and private landowners as a result of this disease, as recommended by Supervisor Wormhoudt
37. ACCEPTED AND FILED annual report of the Emergency Medical Care Commission and take related action, as recommended by Chairman Campos
38. ACCEPTED AND FILED annual report of the Deferred Compensation Advisory Commission and take related action, as recommended by Chairman Campos
39. ACCEPTED notification of vacancies on the Board of Directors of the Community Action Board for an at-large member and an alternate at-large member, with nominations for appointment to be received on February 6, 2001 and final appointments to be made February 13, 2001, as recommended by Chairman Campos
40. APPROVED appointment of members of the Board of Supervisors to various agencies, committees and commissions for calendar year 2001, as recommended by Chairman Campos
41. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ FLOOD CONTROL AND WATER CONSERVATION DISTRICT, ZONE 7, RESCHEDULED the meeting of January 23, 2001 to February 6, 2001 at 7:30 p.m. at the Watsonville City Council Chambers
42. 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
43. ACCEPTED the Health Services Agency Report on "The Uninsured and Access to Health Care" and directed staff to report back on February 6, 2001, as recommended by the Health Services Agency Administrator

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44. APPROVED contract with Appleby and Company for document imaging equipment, software, and file conversion: approved transfer of appropriations in the amount of \$149,292 from the County Technology Fund; and approved related actions, as recommended by the Health Services Agency Administrator
45. ADOPTED RESOLUTION NO. 14-2001 accepting and appropriating \$306,500 of unanticipated funds into the Health Services Agency Community Mental Health budget for the Homeless Support and Outreach program and approved related actions, as recommended by the Health Services Agency Administrator
46. AUTHORIZED the Health Services Agency Administrator to sign agreement designating Central Fire Department as an approved paramedic service provider for the Central Fire District: directed the Health Services Agency Administrator to return to the Board in its annual report on Fire Services Integration regarding implementation of the agreement, as recommended by the Health Services Agency Administrator
47. DELETED ITEM
48. APPROVED amendment to continuous agreement with Santa Cruz Transportation, Incorporated for transportation services for psychiatric services and authorized the Health Services Agency Administrator to sign, as recommended by the Health Services Agency Administrator
49. APPROVED grant application to the State Emergency Medical Services Administration in the amount of \$140,000 for the evaluation of the Santa Cruz County Trauma Plan and directed the Clerk of the Board to take related actions, as recommended by the Health Services Agency Administrator

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50. APPROVED the fixed asset purchase of modular furniture in the amount of \$25,035 for the Health Services Agency's California Children's Services Program; adopted RESOLUTION NO. 15-2001 accepting unanticipated revenue in the amount of \$2,000 from the Pajaro Valley Unified School District; and approved the transfer of \$23,035 in appropriations to the fixed asset account within the Santa Cruz California Children's Services budget, as recommended by the Health Services Agency Administrator
51. AUTHORIZED the Human Resources Agency Administrator to sign a contract for the development of a strategic plan with HomeBase in an amount not to exceed \$40,000; adopted RESOLUTION NO. 16-2001 accepting unanticipated revenue of \$20,000; and directed the Human Resources Agency Administrator to report back on March 27, 2001, with a report on the status of the planning process, including the expansion of the scope and membership of the Continuum of Care and identification of a short-term project or projects to meet the most critical needs identified in the Santa Cruz County Homeless 2000 Census and Needs Assessment, as recommended by the Human Resources Agency Administrator
52. APPROVED an amendment of contract with Food and Nutrition Services, terminating the contract effective June 30, 2000, and approved continuing contract with Food and Nutrition Services in the amount of \$235,696 for welfare-to-work services; adopted RESOLUTION NO. 17-2001 accepting unanticipated revenue in the amount of \$125,696; approved continuing contract with Community Action Board for welfare-to-work services in the amount of \$198,000 and adopted RESOLUTION NO. 18-2001 accepting unanticipated revenue in the amount of \$99,000 and approved related actions, as recommended by the Human Resources Agency Administrator

53. ADOPTED RESOLUTION NO. 19-2001 accepting unanticipated revenue from the California Department of Education for Cal Works Stage 3 Child Care program in the amount of \$406,460; adopted RESOLUTION NO. 20-2001 approving an agreement with the California Department of Education in the amount of \$406,460 for subsidized child care services; and authorized the Human Resources Agency Administrator to sign agreement and to make subsequent minor changes thereto when appropriate and necessary, as recommended by the Human Resources Agency Administrator
54. DEFERRED status report on the In-Home Supportive Services Advisory Committee until February 13, 2001, as recommended by the Human Resources Agency Administrator
55. DEFERRED report regarding the Community Programs Technology Enhancement project until February 27, 2001, as recommended by the Human Resources Agency Administrator
56. DEFERRED status report on In-Lieu Fee program to February 27, 2001, as recommended by the Planning Director
57. APPROVED contract amendment increase to rates charged by Ecosystems West Consulting Group for preparation of biotic assessments, as recommended by the Planning Director
58. SCHEDULED a public hearing for February 27, 2001 for the morning agenda, at 9:00 am. or thereafter to consider a proposal to rezone property from the R-1-1 acre zone district to the R-1-10 zone district, to create four, single family residential lots and to construct four single family dwellings, as recommended by the Planning Director
59. DEFERRED report on conceptual ordinance amendments to the Neighborhood Commercial (C-1) Zone District Use to February 27, 2001, as recommended by the Planning Director

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60. APPROVED the deletion of two vacant Accountant I/II positions and the addition of a Senior Accounting Technician and an Accountant III position to the Department of Public Works, as recommended by the Director of Public Works
61. DEFERRED report on the list of alternatives for expenditure of \$10,250 in Department of Conservation funding to February 27, 2001, as recommended by the Director of Public Works
62. ADOPTED RESOLUTION NO. 21-2001 accepting and appropriating unanticipated revenue in the amount of \$150,000 from the Statewide Transportation Enhancement Act program: adopted RESOLUTION NO. 22-2001 authorizing execution of the Amendment; approved Amendment to Cooperative Agreement between the State of California and County of Santa Cruz for the Wilder Ranch Bike Path Project; and approved actions, as recommended by the Director of Public Works
63. APPROVED amendment to agreement in the not-to-exceed amount of \$12,800 between the County of Santa Cruz and Bowman and Williams Consulting Civil Engineers for the Soquel Drive Roadside Improvement project and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
64. APPROVED amendment to agreement with Philip Transportation and Remediation, Incorporated to add pricing for services relating to the Household Hazardous Waste Program and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
65. ADOPTED RESOLUTION NO. 23-2001 for right of way acquisition for the Browns Valley Road Bridge Replacement Project and approved payment of claim, as recommended by the Director of Public Works
66. ADOPTED RESOLUTION NO. 24-2001 for right of way acquisition for the Capitola Road Improvement project; make related findings; and approved payment of claims, as recommended by the Director of Public Works
67. SEE ITEM NO. 78.1, REGULAR AGENDA

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68. DIRECTED the Parks Department to continue negotiations with Santa Cruz County Aquatics and return on or before March 6, 2001 with a further report, as recommended by the Director of Parks, Open Space and Cultural Services
69. SEE ITEM NO. 78.2. REGULAR AGENDA
70. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, APPROVED Agency funds totaling \$62,200 for the acquisition of right-of-way for the Bargetto-Soquel Drive Bridge Replacement and Road Improvement Project and approved related actions, as recommended by the Redevelopment Agency Administrator
71. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, AUTHORIZED the Agency Administrator to sign the contract amendment reducing administrative costs for the Security Deposit/Last Month's Rent Guarantee Program, as recommended by the Redevelopment Agency Administrator
72. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, APPROVED agreement with the Live Oak School District related to providing a portable classroom for a teen center and related actions, as recommended by the Redevelopment Agency Administrator
73. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, APPROVED financing for acquisition of various right-of-way and easements necessary for the construction of the Capitola Road Improvement project and approved related actions, as recommended by the Redevelopment Agency Administrator
- 73.1 AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, APPROVED and authorized the County Executive Director or designee to sign investment agreement between the Redevelopment Agency and Bank of America in the amount of \$23,769,050.88, as recommended by the Auditor-Controller and the Redevelopment Agency Administrator

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74. 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.: County of Santa Cruz v. E. A. Hathaway and Company, et al., Santa Cruz County Superior Court Case No. CV 138598'
 Case Name/No.: Charles Bruscano v. Mark Estess, et al., Santa Cruz County Superior Court Case No. CV 139646
 Case Name/No.: County of Santa Cruz v. City of San Jose, et al., Santa Clara Superior Court Case No. CV 7944209
 Case Name/No. : Ryan Roob, a minor, et al. v. County of Santa Cruz et al. Santa Cruz County Superior Court Case No. 135186
- CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION
 Significant exposure to litigation was considered pursuant to subdivision (b) of Government Code Section 54956.9 for three potential case(s).
- CONFERENCE WITH REAL PROPERTY NEGOTIATOR
 Property street address (APN if no street address):
 APN 75-141-22
 Negotiating parties (not agents): William and Teqhan McDermott
- CONFERENCE WITH LABOR NEGOTIATOR
 Agency negotiator: Personnel Director
 Employee organization: All Units
- REPORT OF COUNTY COUNSEL - The Board of Supervisors authorized the County Counsel to defend and indemnify Deputy Gary McConnell and Sheriff's Reserve Deputy Steve Beck in the State Case No. 139646 Charles Bruscano v. Mark Estess, et al., with a reservation of rights with regard to punitive damages
- BPWAC
- 74.1 DEFERRED report on Construction and Demolition Waste Recovery Program at Buena Vista Landfill to on or before February 27, 2001, as recommended by the Director of Public Works
- 74.2 DEFERRED report on the medical leadership of psychiatric services in the Mental Health Division of the Health Services Agency until February 27, 2001, as recommended by the Health Services Agency Administrator

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- 74.3 DIRECTED County Counsel, Auditor-Controller and Public Works to return on March 27, 2001, with a signed Memorandum of Transfer, transferring the County Service Area 54 water system to Santa Cruz Mountains Summit West or in the alternative, the necessary items to commence the direct operation of that water system as of July 1, 2001 and authorized County Counsel to sign the Safe Drinking Water Loan Contract Amendment on behalf of County Service Area 54, as recommended by County Counsel
- 74.4 DESIGNATED the San Lorenzo River Bike/Pedestrian project for inclusion in the Regional Transportation Plan unconstrained listing, as recommended by Supervisor Almquist
- 74.5 DIRECTED the Long Range Planning Division of the Planning Department to return to the Board on February 6, 2001, with the appropriate process and time line for designation of APN 028-302-04 as a park site, in order to protect the Monarch Butterfly habitat at Moran Lake and neighboring residences, as recommended by Supervisor Beautz
- 74.6 APPROVED the allocation of \$20,000 toward the continuing litigation by the Association of Monterey Bay Area Governments relative to the Cisco development, as outlined, as recommended by Supervisor Beautz

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REGULAR AGENDA

75. The Board of Supervisors recessed in order to permit the Board of Directors of the County of Santa Cruz Flood Control and Water Conservation District, Zone 5, to convene and carry out its regularly scheduled meeting
76. Continued consideration of adoption of a resolution authorizing County Counsel to institute eminent domain proceedings for the Bargetto-Soquel Drive Bridge Replacement and Road Improvement Project;
- (1) determined that the acquisitions are of benefit to the project area or the immediate area in which the work is located, that no other reasonable means of financing the work are available to the community, that the work will assist in the elimination of blight, and that the project is consistent with the Redevelopment Agency's five year implementation plan;
- (2) conducted a hearing on the proposed eminent domain action;
- (3) adopted RESOLUTION NO. 25-2001 Authorizing County Counsel to Institute Eminent Domain Proceedings for the Bargetto-Soquel Drive Bridge Replacement and Road Improvement Project: Tuosto (Weber) APN: 030-082-28, Cramblit - APN: 030-082-32 and BNY Western Trust Company (Clover Trust) - APN: 030-151-23;
- (4) and directed Clerk of the Board to take related actions

BWPAC

77. APPROVED reappointment of Michael J. Barsi to the Board of Law Library Trustees for a term to expire December 31, 2001

WPBAC

78. APPROVED reappointment of Thomas P. Dwyer to the Board of Law Library Trustees for a term to expire December 31, 2001

AWBPC

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78.1 ADOPTED RESOLUTION NO. 26-2001, as amended, accepting five Offers of Dedication for coastal access and directed Clerk of the Board to take related actions; with an additional direction to Clerk of the Board to add to the staff report the words "Pedestrian Use Only" after the address 528 Stagg Lane

ABPWC

78.2 APPROVED agreement between the County and the Live Oak School District for developing a teen center; authorized the Director of Parks to sign the . agreement: and approved related actions: with an additional direction that in the Joint Use Agreement, under Reciprocal Use Agreement, top of page 7, delete the words "and other facilities under the control of each Party" and add the words "as they relate to the Teen Center",.....

BWPAC

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 February 6, 2001

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