

PROCEEDINGS OF THE
SANTA CRUZ COUNTY
BOARD OF SUPERVISORS

VOLUME 2002, NUMBER 3
JANUARY 29, 2002

ACTION SUMMARY MINUTES

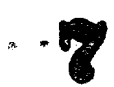
VOTING KEY: A = Almquist, B = Beautz, C = Campos;
P = Pirie, W = Wormhoudt; first initial indicates maker
of motion, second initial indicates the "second"; upper
case letter = "yes" vote; lower case letter = "no" vote;
() = abstain; // = absent

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. 64.1, 64.2 and 64.3
4. ORAL COMMUNICATIONS - Two people addressed the Board
5. Additions and Deletions to Regular Agenda

CONSENT AGENDA
WCPAB

6. APPROVED claims as submitted by the Auditor-Controller
7. APPROVED minutes of January 8, 2002 and January 15,
2002, as recommended by the Clerk of the Board
8. ACCEPTED AND FILED notification of continuing
contracts received during the period of January 10,
2002 through January 23, 2002 and approved upon
adoption of the 2001/02 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. APPROVED the reading by Title of all ordinances
considered for adoption that may appear on this
agenda, and further waived detailed reading of said
ordinances, as recommended by County Counsel

10. REJECTED claim of Michelle D. King, 102-062 and referred to County Counsel
11. REJECTED claim of Oswaldo Diaz Pinto, by his Attorney, ~~William H. Nikner~~, No. 102-063 and referred to County Counsel
12. REJECTED claim of Michelle McKinny, No. 102-065 and referred to County Counsel
13. REJECTED claim of Jennie Klein, No. 102-066 and referred to County Counsel
14. REJECTED claim of Susan Paradise, No. 102-067 and referred to County Counsel
15. APPROVED agreement with the State Department of Finance for \$565,000 in State County Property Tax Administration Program funds for calendar year 2002 and approved related actions, as recommended by the County Assessor
16. APPROVED Request for Transfer of Budget Appropriations in the amount of \$18,000 to provide for fixed asset purchases, as recommended by the Director of Child Support Services
17. ACCEPTED AND FILED mid-year report on the Integrated Pest Management program and directed the County Administrative Officer to return with an annual report prior to budget hearings, as recommended by the County Administrative Officer
18. ACCEPTED AND FILED report on Deferred Compensation program, as recommended by the County Administrative Officer
19. ACCEPTED AND FILED report on the relocation of the South County Sheriff's Service Center and approved related actions, including a report back on April 9, 2002, as recommended by the County Administrative Officer



20. APPROVED a Memorandum of Understanding (MOU) with the City of Watsonville and the City of Watsonville Redevelopment Agency for the County's participation in the 200 Main Street project in downtown Watsonville to provide court facilities and related activities; directed the County Administrative Officer to return on or before March 19, 2002 with a Cooperation Agreement with the City of Watsonville for the 200 Main Street project; and approved related actions, as recommended by the County Administrative Officer
21. ACCEPTED AND FILED report on Appointment of Board Member to the Santa Cruz Metropolitan Transit District Board of Directors, as recommended by County Counsel
22. ADOPTED RESOLUTION NO. 25-2002 designating the County Administrative Officer, **D**irector of Public Works and Emergency Services Administrator as Authorized Officials for the purposes of executing applications and documents related to **f**inancial assistance, as recommended by the Emergency Services Administrator
23. AWARDED contract to Kase Pacific Construction Company in the amount of \$667,300 for the Juvenile Hall Renovation and Expansion project; authorized the General Services Director to notify the contractor and sign the contract agreements and associated documents on behalf of the County; and authorized the General Services Director to approve change orders and encumber \$46,365 in addition to the contract amount to cover change order expenditures, as recommended by the Director of General Services
24. APPROVED plans and specifications for the Automatic Controllers for Simpkins Center Entrance Doors project; directed the General Services Department to advertise for bids; and set the bid opening at 10:45 a.m. on February 26, 2002, as recommended by the Director of General Services
25. ACCEPTED AND FILED status report on Internet and Intranet projects for 2001/2002 and directed the Information Services Department to return on April 23, 2002 with a further update, as recommended by the **D**irector of Information Services

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26. ADOPTED RESOLUTION NO. 26-2002 determining disability retirement of safety member, as recommended by the Personnel Director
27. APPROVED contract with Monterey Bay Academy, doing business as Campus Laundry for an amount not-to-exceed \$47,000 to provide inmate laundry services for the Sheriff's Detention Facilities, as recommended by the Sheriff-Coroner
28. DEFERRED the request for contract award recommendation for a Sheriff's Wireless Data Communication System to February 5, 2002, as recommended by Sheriff-Coroner
29. APPROVED appointment of William J. Comfort III as the alternate for Supervisor Campos on the Santa Cruz County Regional Transportation Commission, as recommended by Supervisor Campos
30. ACCEPTED nomination of Doris Burgers for reappointment to the Housing Authority Board of Commissioners, as an at-large tenant representative, for a term to expire February 5, 2004, with final appointment to be made February 5, 2002, as recommended by Supervisor Campos
31. APPROVED appointment of Celia Alvarez, Ph.D., to the Women's Commission for a term to expire April 1, 2005, as recommended by Supervisor Pirie
32. APPROVED appointment of Bill Fravel, Jr. to the Arts Commission for a term to expire April 1, 2003, as recommended by Supervisor Wornhoudt
33. ACCEPTED nomination of Tonee Picard for appointment to the Workforce Investment Board, as an at-large representative of Business, for a term to expire June 30, 2002, with final appointment to be made February 5, 2002, as recommended by Supervisor Beautz
34. DIRECTED the Chairperson to write to the County's State and federal representatives and request their further support for the 2002 Library Legislative program identified by the Library Joint Powers Board, as recommended by Chairperson Beautz
35. ACCEPTED AND FILED annual report of the Emergency Medical Care Commission and approved related action, as recommended by Chairperson Beautz

36. ACCEPTED AND FILED annual report of the Ambulance Technical Advisory Group, as recommended by Chairperson Beautz
37. ACCEPTED AND FILED annual report of the Deferred Compensation Advisory Commission and approved related action, as recommended by Chairperson Beautz
38. ACCEPTED AND FILED annual report of the Assessment Appeals Board and approved related action, as recommended by Chairperson Beautz
39. ACCEPTED AND FILED annual report of the Human Services Commission and approved related action, as recommended by Chairperson Beautz
40. ACCEPTED AND FILED annual report of the Civil Service Commission and approved related action, as recommended by Chairperson Beautz
- 40.1 DEFERRED report on the feasibility of placing precinct results on the Internet to February 12, 2002, as recommended by the County Clerk-Recorder
41. 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
42. ADOPTED RESOLUTION NO. 27-2002 accepting and appropriating \$48,658 in unanticipated revenue into the Health Services Agency Indigent Care budget for distribution to Dominican Santa Cruz Hospital and Watsonville Community Hospital, as recommended by the Health Services Agency Administrator
43. APPROVED contract amendment with the Cabrillo College Fast Track to Work Program to increase the contract by \$11,138 and authorized the Human Resources Agency Administrator to sign the contract on behalf of the County, as recommended by the Human Resources Agency Administrator
44. ADOPTED RESOLUTION NO. 28-2002 accepting and appropriating unanticipated revenue in the amount of \$1,158,870 for hardware, software and professional services for Caltrans as recommended by the Human Resources Agency Administrator

45. APPROVED gross pay adjustment in the amount of \$1,487.20 and a gross pay adjustment in the amount of \$605.60, as recommended by the Human Resources Agency Administrator
46. APPROVED contract for \$10,000 with **D**1 Design Group for consultant services to update the County's Historic Resources Inventory, as recommended by the Planning Director
47. SEE ITEM NO. 72.1, REGULAR AGENDA
48. ADOPTED RESOLUTION NO. 29-2002 accepting \$12,000 in unanticipated revenue for the County of Santa Cruz van pool program; authorized \$13,000 ~~in~~ unappropriated 2001/2002 equipment replacement reserve funds to cover the local match; and approved related action, as recommended by the Director of Public Works
49. AUTHORIZED the Director of Public Works to make a partial release of the Faithful Performance Security in the amount of \$32,125 submitted for Tract 1347, Harbor Vista, as recommended by the Director of Public Works
50. APPROVED Contract Change Order No. 1 in the amount of \$61,148.80 for the Holohan Road Bike Lane/Resurfacing Improvements and Asphalt Concrete Overlay project on Summit Road, Felton Empire Road, and Soquel San Jose Road and approved related actions, as recommended by the Director of Public Works
51. APPROVED amendment to agreement for construction engineering services with Martin, Rivett and Olson, Incorporated by increasing the contract by \$10,000, for a total not-to-exceed amount of \$19,999, for the Browns Valley Road Bridge Replacement project and authorized the **D**ector of Public Works to sign the agreement, as recommended by the **D**ector of Public Works

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52. APPROVED amendment to agreement for construction engineering services with Buckland and Taylor, Limited, by increasing the contract by \$20,000 for a total not-to-exceed amount of \$34,950 for the Soquel Drive (Bargetto) Bridge Replacement and Streetscape project; and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
53. ACCEPTED the improvement and approved the final cost in the amount of \$86,919.50 for the Lompico Road Storm Damage Repair and authorized the Clerk of the Board to take related action, as recommended by the Director of Public Works
54. APPROVED independent contractor agreement with Quincy Engineering, Incorporated for engineering design services for the Paulsen Road/Whiting Road Bridge Replacement project in the total not-to-exceed amount of \$249,970 and authorized the Director of Public Works to sign the agreement, as recommended by the Director of Public Works
55. APPROVED plans, specifications and engineer's estimate for the Spanish Ranch Road Storm Damage Repair project; authorized calling for bids; set the bid opening for February 26, 2002 at 10:45 a.m.; and approved related action, as recommended by the Director of Public Works
56. APPROVED Request for Proposals for engineering design services for the 2002 Signal Design and Signal Modification project and directed the Clerk of the Board to take related action, as recommended by the Director of Public Works
57. ADOPTED RESOLUTION NO. 30-2002 approving submission of a grant application in the amount of \$20,000 from the Transportation Development Act Demonstration Program for a San Lorenzo Valley Trail Feasibility Study, as recommended by the Director of Public Works
58. APPROVED Contract Change Order Number 5 for the 30th, 32nd, and 33rd Avenue Storm Drain, Sanitary Sewer and Sidewalk Improvement project and directed the Clerk of the Board to take related action, as recommended by the Director of Public Works

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59. ACCEPTED AND FILED the Mobile Recreation Van Report as recommended by the Human Resources Agency Administrator and the Director of Parks, Open Space and Cultural Services
60. ACCEPTED AND FILED report on Farmworker Housing issues and approved related actions, including a report back on September 17, 2002, as recommended by the Redevelopment Agency Administrator
61. DEFERRED report on the status of the tenant pre-eviction program until February 26, 2002, as recommended by the Redevelopment Agency Administrator
62. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, AUTHORIZED a \$300,000 bridge loan for pre-development activities for the Pajaro Lane project, as recommended by the Redevelopment Agency Administrator
63. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY REDEVELOPMENT AGENCY, APPROVED 2002 Annual Continuing Rental Agreement List, as recommended by the Redevelopment Agency Administrator

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64. 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. City of San Jose, et al., Santa Clara Superior Court No. CV 794209
 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
 PERSONNEL SESSION: County Counsel
 CONFERENCE WITH LABOR NEGOTIATOR
 Agency negotiator: Chief Negotiator and Personnel Director
 Employee organization: Extra Help Employees SEIU
Proposa1
 REPORT OF COUNTY COUNSEL - No report given
- 64.1 DIRECTED the Chairperson to write to the Office of the Attorney General requesting that an investigation be initiated into the conduct of park owners, their trade association, and their attorneys, as pertains to various aspects of unfair business practices, as recommended by Supervisor Beautz
- 64.2 APPROVED transfer of \$147,807 from General Fund contingencies to the Human Resources Agency for In-Home Supportive Services (IHSS) provider costs for the remainder of the year and directed the Human Resources Agency Administrator to work with the IHSS Public Authority, County Administrative Office and the Auditor-Controller to make the necessary adjustments to align any cost and revenue between the County and the IHSS Public Authority, as recommended by the Human Resources Agency Administrator
- 64.3 AS THE BOARD OF DIRECTORS OF THE IN-HOME SUPPORTIVE SERVICES PUBLIC AUTHORITY, APPROVED the budget of fiscal year 2001/02 for the In-Home Supportive Services Public Authority and approved related actions, as recommended by the Human Resources Agency

January 29, 2002

REGULAR AGENDA

65. CONSIDERED Supplemental report on the County Budget and the Utility Tax; accepted and filed supplemental report on the matter of the County Budget and the repeal of the County Utility Tax

WPCAB

66. CONTINUED TO MARCH 12, 2002 public hearing to consider amendments to the Santa Cruz County Code Grading ordinance regarding revised design standards for private roads, driveways and bridges

APWCB

67. CONTINUED TO FEBRUARY 26, 2002 public hearing to consider the Coastal Commission's modifications to General Plan/Local Coastal Program Land Use Plan Amendments and County Code/Local Coastal Program Implementation Plan Amendments related to the New Millennium High School Memorandum of Understanding

WAPCB

68. CONTINUED TO FEBRUARY 12, 2002 consideration of requirement for approval of Housing Development under existing General Plan and zoning in Designations and information regarding distribution of Affordable Housing Units throughout the County

ACPWB

January 29, 2002

69. Public hearing held on proposed annexation No. 01-2002 Heather Terrace to County Service Area No. 9A, Residential Lighting District and CSA No. 9A assessment; closed public hearing; requested submittal of ballots on the proposed assessment; adopted RESOLUTION NO. 31-2002 Annexing Territory Designated as Annexation No. 01-2002 Heather Terrace to CSA No. 9A Residential Lighting; and directed the Department of Public Works to count the ballots on the proposed CSA No. 9A assessment and return to the Board with a tabulation and certification of the ballots on or before February 12, 2002

AWPCB

70. Public hearing held for review of Annual Grantee Performance Reports for the Salsipuedes Creek Levee Stabilization project; closed public hearing; directed the Department of Public Works to submit the Annual Grantee Performance Reports to the Department of Housing and Community Development

ACPWB

71. CONSIDERED ordinance to initiate contract amendment with the Public Employee's Retirement System to provide Peace Corps and Americorps: VISTA Service Credit as Public Service for Local Miscellaneous and Safety Members and related actions; adopted RESOLUTION NO. 32-2002 Intention to approve an amendment to contract between the Board of Administration California Public Employees' Retirement System and the Board of Supervisors County of Santa Cruz; directed the Clerk of the Board to immediately forward to the Public Employees' Retirement System a certified copy of the Resolution of Intention, Certification on Government Board's Action and Certification of Compliance with Government Code Section 7507; and authorized the Chairperson of the Board of Supervisors to sign the contract with the Public Employees' Retirement System following final adoption of the Ordinance;
- (2) approved ordinance "in concept" to return on February 26, 2002 for final adoption

AWPCB

January 29, 2002

72. Considered report on Reduction of Groundwater Contamination and related actions;
- (1) accepted and filed report and directed staff to incorporate recommended actions into the work programs for Planning and Environmental Health;
 - (2) directed Planning and Environmental Health staff to provide a report on measures for limiting potentially contaminating uses in critical water resource protection areas and return with a recommendation to the Board by June 11, 2002 at an evening meeting scheduled for 7:30 p.m.; with an additional direction to report back on progress on the existing areas being looked at;
 - (3) directed Environmental Health staff to evaluate means to increase oversight of site remediation efforts and report back to the Board by June 11, 2002; with an additional direction to include a report on funding options for devoting more resources to this effort

WAPCB

- 72.1 DIRECTED Public Works to report back on or before March 5, 2002 with a status report on Harkins Slough Road Bridge project, as recommended by the Director of Public Works

PWCAB

73. Public hearing held to consider application No. 99-0801, a proposal to rezone APN 039-061-07 from the "R-1-1 acre" Single-family Residential one-acre minimum parcel size to the "R-1-10" Single-family Residential 10,000 square feet minimum parcel size, create 11 single-family residential parcels where one single-family dwelling currently exists, and construct 10 new single-family homes. Requires a Rezoning, a Subdivision, a Roadway/Roadside Exception, a Residential Development Permit to exceed the maximum 3-foot high fence in a yard abutting a street, and Preliminary Grading Approval. Property is located on the northwest corner of the intersection of Soquel Drive and Haas Drive at 6797 Soquel Drive, Aptos; closed public hearing; certified the Mitigated Negative Declaration as complying with the requirements of the California Environmental Quality Act; approved Rezoning, Subdivision, Roadway/Roadside Exception, Residential Development Permit and Preliminary Grading Approval No. 99-0801 and adopted ORDINANCE NO.4651 amending Chapter 13.10 of the Santa Cruz County Code Conditionally Rezoning Assessor's Parcel Number 039-061-07 from the R-1-1 acre zone district to the R-1-10 zone district

PWCAB

January 29, 2002

74. CONSIDERED report on Tower Lodge;
- (1) accepted and filed report; additionally directed, that prior to the submission of a complete building application, and at the time the covenants and restrictions come back, Mercy Housing ~~WM~~ provide schematics of the site plan which indicate the number of parking spaces available and the number of allowable rooms; directed Planning staff to provide an update on the septic issues and preliminary information on the issue of whether or not this is a water recharge area, a grassland recharge area and if it is in a riparian area;
 - (2) directed County Counsel and Planning to return on March 12, 2002 with a report addressing whether or not the Board should look at changing the County Code regarding the issue of "no limitations on bedrooms", as well as, an update of the law since 1988 regarding living together as a single housekeeping unit in a dwelling as distinguished from a group occupying a hotel, club, fraternity or sorority house and an analysis of "conforming" and "non-conforming" uses of Tower Lodge
- (1) WPC/A/B
(2) WBPC/A/

January 29, 2002

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 12, 2002