



# PROCEEDINGS OF THE COUNTY OF SANTA CRUZ BOARD OF SUPERVISORS

April 28, 2020

**APPROVED**

## ACTION SUMMARY MINUTES

1. CALL TO ORDER – 9:01 a.m.

Attendee Name	Title	Status
John Leopold	First District Supervisor	Remote*
Zach Friend	Second District Supervisor	Remote*
Ryan Coonerty	Third District Supervisor	Present
Greg Caput	Chair, Fourth District Supervisor	Present
Bruce McPherson	Vice Chair, Fifth District Supervisor	Remote*

\*Supervisors Leopold, Friend and McPherson attended by telephone

2. MOMENT OF SILENCE AND PLEDGE OF ALLEGIANCE

3. CONSIDERATION OF LATE ADDITIONS TO THE AGENDA; ADDITIONS AND DELETIONS TO CONSENT AND REGULAR AGENDAS

- Revision Sheet - Items 9, 10, 16, 19, 23 and 33
- Report of the County Administrative Officer on COVID-19

4. ANNOUNCEMENT BY BOARD MEMBERS OF ITEMS REMOVED FROM CONSENT TO REGULAR AGENDA

Supervisor McPherson pulled item 16 to from Consent to Regular Agenda (6.1)

5. PUBLIC COMMENT

Ten people addressed the Board

6. ACTION ON THE CONSENT AGENDA (ITEMS 12-46)

Additional direction – Items 20, 21, 31

### REGULAR AGENDA

6.1 PULLED FROM CONSENT (16)

Accept COVID-19 grant funds in the amount of \$388,535 from the State of California Bureau of Consumer Services and Housing; adopt resolution accepting \$1,850,904 in unanticipated revenue into the Homeless Services Coordination Office Budget from the following sources: (1) \$810,844 from County of Santa Cruz and CA-508 Continuum of Care COVID-19 grants from the State of California Business, Consumer Services and Housing Agency; and (2) \$1,040,060 from HEAP Trust Fund #76650; and authorize the Auditor-Controller-Treasurer-Tax Collector to make necessary budget reclassifications, as recommended by the County Administrative Officer

- Accepted COVID-19 grant in the amount of \$388,535 awarded to the County of Santa Cruz from the State of California Bureau of Consumer Services and Housing;
- ADOPTED **Resolution No. 89-2020** to accept a total of \$1,850,904 in unanticipated revenue into the Homeless Services Coordination Office Budget, GL Key 185000 from the following sources:

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- (1) \$810,844 from County of Santa Cruz and CA-508 Continuum of Care COVID-19 grants from the State of California Business, Consumer Services and Housing Agency; and (2) \$1,040,060 from HEAP Trust Fund # 76650; and
- 3) Authorized the County Auditor-Controller-Treasurer-Tax Collector to approve budget appropriation adjustments related to the COVID-19 response efforts related to State and Federal revenue estimates

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Ryan Coonerty, Third District Supervisor
<b>SECONDER:</b>	John Leopold, First District Supervisor
<b>AYES:</b>	Leopold, Friend, Coonerty, Caput, McPherson

7. Public hearing to consider proposed 2020-21 benefit assessment rates for County Service Area No. 51, Hopkins Gulch, request submittal of all ballots, and continue public hearing to May 19, 2020, to allow for tabulation and certification of ballots, as outlined in the memorandum of the Deputy CAO/Director of Public Works

- 1) Public hearing held to receive objections or protests;
- 2) Requested the submittal of all ballots for the proposed 2020-21 benefit assessments for County Service Area No. 51, Hopkins Gulch;
- 3) Closed the public testimony portion of the public hearing; and
- 4) CONTINUED the public hearing to May 19, 2020, to allow for tabulation and certification of the ballots

<b>RESULT:</b>	<b>CONTINUED THE PUBLIC HEARING [UNANIMOUS]</b>
<b>MOVER:</b>	Bruce McPherson, Vice Chair, Fifth District Supervisor
<b>SECONDER:</b>	Ryan Coonerty, Third District Supervisor
<b>AYES:</b>	Leopold, Friend, Coonerty, Caput, McPherson

8. Public hearing to consider whether to take jurisdiction of appeal of Planning Commission denial of Application 171365, a proposal for a Wireless Communications Facility on property located at 1931 Soquel San Jose Road (Assessor's Parcel Number 102-081-95) and take related actions, as outlined in the memorandum of the Planning Director

- 1) JURISDICTIONAL HEARING held; closed the public hearing;
- 2) ACCEPTED jurisdiction of the appeal of Application Number 171365;
- 3) SCHEDULED a public hearing de novo on June 16, 2020, based on the grounds that there was an error or abuse of discretion on the part of the Planning Commission in handling the appeal such that a further hearing before the Board is necessary, as outlined under County Code section 18.10.340(C);
- 4) DIRECTED the Clerk of the Board to provide notice as required by County Code Section 18.10.340(E)(1); and additionally
- 5) DIRECTED staff to consider the issues that were brought here today, and past discussions about

our cell facility ordinance, and return in October 2020 with updates on amendments for a strong cell ordinance not subject to these kinds of interpretations that created problems at the Planning Commission and in the community

<b>RESULT:</b>	<b>APPROVED WITH ADDITIONAL DIRECTION [4 TO 1]</b>
<b>MOVER:</b>	Zach Friend, Second District Supervisor
<b>SECONDER:</b>	Bruce McPherson, Vice Chair, Fifth District Supervisor
<b>AYES:</b>	Leopold, Friend, Coonerty, McPherson
<b>NAYS:</b>	Caput

9. Public hearing to consider resolution authorizing the issuance of Santa Cruz County Capital Financing Authority Lease Revenue Bonds 2020 Series A and 2020 Series B, in an amount not to exceed \$10,000,000 for 2020 Series A and not to exceed \$5,000,000 for 2020 Series B; approve the Preliminary Official Statement, and take related actions, as outlined in the memorandum of the County Administrative Officer (item deferred from March 24, 2020)

- 1) ADOPTED **Resolution No. 91-2020** approving the issuance of the Santa Cruz County Capital Financing Authority Lease Revenue Bonds, 2020 Series A and 2020 Series B and related actions; and
- 2) Directed the Clerk of the Board to provide certified copies of the Resolution, as needed, to the County's Bond Counsel

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Ryan Coonerty, Third District Supervisor
<b>SECONDER:</b>	Bruce McPherson, Vice Chair, Fifth District Supervisor
<b>AYES:</b>	Leopold, Friend, Coonerty, Caput, McPherson

10. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY CAPITAL FINANCING AUTHORITY: Public hearing to consider resolution authorizing the issuance of Santa Cruz County Capital Financing Authority Lease Revenue Bonds 2020 Series A and 2020 Series B, in an amount not to exceed \$10,000,000 for the 2020 Series A and \$5,000,000 for 2020 Series B; approve the Preliminary Official Statement, and take related actions, as outlined in the memorandum of the County Administrative Officer (item deferred from March 24, 2020)

- 1) ADOPTED **Resolution No. 92-2020** approving the issuance of the Santa Cruz County Capital Financing Authority Lease Revenue Bonds, 2020 Series A and 2020 Series B and related actions; and
- 2) Directed the Clerk of the Board to provide certified copies of the Resolution, as needed, to the County's Bond Counsel

<b>RESULT:</b>	<b>ADOPTED [UNANIMOUS]</b>
<b>MOVER:</b>	Ryan Coonerty, Third District Supervisor
<b>SECONDER:</b>	John Leopold, First District Supervisor
<b>AYES:</b>	Leopold, Friend, Coonerty, Caput, McPherson

**CLOSED SESSION AGENDA**

11. SCHEDULE A CLOSED PERSONNEL AND LITIGATION SESSION TO BE HELD AT THE CONCLUSION OF THE BOARD'S CONSENT OR REGULAR AGENDA, OR AT ANY OTHER TIME DURING THE COURSE OF THE MEETING ANNOUNCED BY THE CHAIRPERSON OF THE BOARD

A. CONFERENCE WITH LEGAL COUNSEL - THREAT TO PUBLIC SERVICES OR FACILITIES (Government Code Section 54957(a))

Consultation with: Carlos J. Palacios, County Administrative Officer; Jason M. Heath, County Counsel; Dr. Gail Newel, Public Health Officer; Mimi Hall, Director of Health Services Agency; Randy Morris, Director of Human Services Department; Dr. David Ghilarducci, EMS Medical Director; Nicole Coburn, Assistant CAO; Elissa Benson, Assistant CAO; and Jim Hart, Sheriff-Coroner

B. CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION (Government Code section 54956.9(d)(1))

Noemi Poulin v. Santa Cruz County, Workers Compensation Appeals Board Case No. 30178187202-0001

Report of County Counsel - will be given at the conclusion of the closed session on any reportable action(s) taken in the closed session

Scheduled closed personnel and litigation session held as outlined in the agenda.

<b>RESULT:</b>	<b>CLOSED SESSION HELD</b>
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No report was given

**CONSENT AGENDA**

<b>RESULT:</b>	<b>APPROVED AS AMENDED [UNANIMOUS]</b>
<b>MOVER:</b>	Ryan Coonerty, Third District Supervisor
<b>SECONDER:</b>	John Leopold, First District Supervisor
<b>AYES:</b>	Leopold, Friend, Coonerty, Caput, McPherson

12. APPROVAL OF MINUTES
  - a. Board of Supervisors - Regular Meeting - Apr 14, 2020 9:00 AM
13. Accept claims as approved by the Auditor-Controller-Treasurer-Tax Collector
14. Approve the reading by title of any ordinance considered for adoption that may appear on this agenda, and further waive a detailed reading of said ordinance, as recommended by County Counsel
15. Accept and file the Treasurer's Investment Transaction Report for the month of March 2020, as recommended by the Auditor-Controller-Treasurer-Tax Collector
16. ITEM PULLED TO REGULAR AGENDA (6.1)
17. Accept and file report on the Public Defender organizational review, and direct the County Administrative Office to return on or before September 15, 2020 with an update, as recommended by the County Administrative Officer
18. Defer to May 12, 2020 the third quarterly report of the Cannabis Licensing Office, as recommended by the County Administrative Officer
19. AS THE BOARD OF DIRECTORS OF THE SANTA CRUZ COUNTY PUBLIC FINANCING AUTHORITY: Adopt resolution approving an Escrow Agreement and related actions in connection with refinancing outstanding County of Santa Cruz Certificates of Participation (2011 Multiple Facilities Project), as recommended by the County Administrative Officer

Resolution No. 81-2020

20. Adopt resolution increasing the Purchasing Agent's authority to approve contracts for services up to \$1,000,000 and delegate authority to amend scopes of work of existing contracts; ratify contract (E-0052) with 1440 OpCo LLC operating as 1440 Multiversity and approve amendment to extend term of contract to June 30, 2020; and take related actions, as recommended by the Director of General Services

Additional direction: Staff to report to the Board on executed contracts or revised contracts at the next regular meeting immediately following the execution of the contract. The report should include a brief description of the contract's purpose, the amount, and any outcome measures anticipated that are associated with services being provided

21. Adopt resolution accepting \$1.5 million in unanticipated revenue from FEMA; approve transfer of funds in the amount of \$500,000 from Contingencies; adopt resolution accepting \$4,595,600 in unanticipated revenue from FEMA, \$555,477 from Cal OES, and \$1,850,904 from Homeless Services Coordination; approve designation of Authorized Agents for the County; and take related actions, as recommended by the Director of General Services  
Resolution No. 83-2020  
Resolution No. 84-2020  
Additional direction: Staff to return on May 19, 2020 with a report on reimbursements by FEMA, at what rate, matching funds, etc.
22. Adopt resolution accepting unanticipated revenue in the amount of \$5,859 from the Public, Educational and Government fund; and approve a fixed asset purchase for an audio conferencing system in the Government Center Community Room, as recommended by the Director of Information Services  
Resolution No. 85-2020
23. DELETED ITEM
24. Adopt resolution accepting unanticipated funding in the amount of \$205,575 for juvenile reentry and transitional services in Fiscal Year (FY) 2019-20; approve multi-year agreement with Encompass Community Services in the total amount of \$551,778, including \$107,543 in FY 2019-20, and take related actions, as recommended by the Chief Probation Officer  
Resolution No. 86-2020
25. Accept and file report on the Inmate Welfare Trust Fund for calendar year 2019, as recommended by the Sheriff-Coroner
26. Defer to on or before August 18, 2020 the report on recommended activities and programs for One-Time Housing Funds for Whole Person Care Pilots, as recommended by the Director of Health Services
27. Approve revised list of personnel authorized to initiate and evaluate 5150/5585 72-hour holds in Santa Cruz County; approve Memorandum of Understanding with Dominican Hospital to allow 5150/5585 evaluations to be conducted in the Dominican Emergency Department by the Mobile Emergency Response Team, and take related actions, as recommended by the Director of Health Services
28. Approve amendment to agreement with Castlewood West, LLC dba Alsana to extend the term of the contract through June 30, 2023 and provide for annual rate increases, and take related actions, as recommended by the Director of Health Services
29. Approve amendment to agreement with Janus of Santa Cruz in the amount of \$641,728, for a new contract maximum of \$7,850,802, to provide substance use disorder services; and take related actions, as recommended by the Director of Health Services

30. Adopt resolution accepting \$66,912 in unanticipated revenue from Health Resources and Services Administration (HRSA) for FY 2020 Health Centers Coronavirus Supplemental Funding; adopt resolution accepting \$847,760 in unanticipated revenue from HRSA for Health Center Coronavirus Aid, Relief, and Economic Security (CARES) Act Funding; and authorize the Health Services Agency to direct \$42,150 to Dientes Community Dental Care, as recommended by the Director of Health Services

Resolution No. 87-2020

Resolution No. 88-2020

31. Defer to October 6, 2020, study session on the Injection/IV Drug Use crisis in Santa Cruz County, with presentations from the Sheriff's Office, the Superior Court, and the Health Services Agency, as recommended by the Director of Health Services

Additional direction: HSA to return [sooner than October], in June if possible, with the syringe services study session; or at least bring up this subject in June

32. Approve amendment to agreement with Families In Transition to expand CalWORKs housing support program services, increasing the two-year amount by \$60,000, for a new total two-year amount of \$4,176,092; and take related actions, as recommended by the Director of Human Services

33. DELETED ITEM

34. Approve plans, specifications and engineer's estimate for the Seacliff Village Park Restroom project, direct the General Services Department to advertise for bids and set the bid opening for 3:00 PM on May 26, 2020, and direct Parks to return to the Board to award the contract, as recommended by the Director of Parks, Open Space and Cultural Services and the Director of General Services

35. Accept donations for calendar year 2019 of tangible goods in the amount of \$11,208 and cash donations in the amount of \$78,226, authorize County Parks to work with the Auditor-Controller to issue the appropriate receipts, and take related actions, as recommended by the Director of Parks, Open Space and Cultural Services

36. Ratify use agreement and addendum with La Selva Beach Recreation District, ratify agreement with Holy Cross School, and authorize the Parks Director or designee to execute further agreements with concurrence of County Counsel to implement the Emergency Essential Childcare Program in response to COVID-19, and take related actions, as recommended by the Director of Parks, Open Space and Cultural Services

37. Accept and file the Climate Action Strategy Annual Report, as recommended by the Planning Director

38. Accept low bid and award contract to Conley General Engineering, Inc., of Santa Cruz, California, in the amount of \$769,602 for the Cox Road PM 2.03 2017 Storm Damage Repair project, and take related actions, as recommended by the Deputy CAO/Director of Public Works
39. Approve amendment to agreement with Cal-West Lighting & Signal Maintenance, increasing the amount by \$100,000 for a new not-to-exceed total of \$300,000 for maintenance and repair of the County's signals and related electrical equipment, and take related actions, as recommended by the Deputy CAO/Director of Public Works
40. Accept low bid and award contract to Top Tier Grading, LLC., in the amount of \$345,344.50 for the East Zayante Road 2016 Storm Damage Repair project, and take related actions, as recommended by the Deputy CAO/Director of Public Works
41. Accept the low bid and award contract to Blue Flame Crew West, LLC of Danville, California in the amount of \$924,500 for the Buena Vista Landfill Gas Blower Flare System project, approve the transfer of funds, and take related actions, as recommended by the Deputy CAO/Director of Public Works
42. Accept and file the Sewer System Management Plan Biennial Audit 2109 for County Service Area (CSA) No. 5, Canon Del Sol/Sand Dollar; CSA No. 7, Boulder Creek; and CSA 10, Rolling Woods; as recommended by the Deputy CAO/Director of Public Works
43. Approve final map of Tract 1605, Rodeo Creek Court, and take related actions, as recommended by the Deputy CAO/Director of Public Works
44. Accept and file update on emergency repairs on Bear Creek Road PM 1.71; approve continued emergency action and that the emergency does not allow for competitive bidding, and direct Public Works to return on May 12, 2020, with update on progress of emergency work, as recommended by the Deputy CAO/Director of Public Works
45. AS THE BOARD OF DIRECTORS OF THE FREEDOM COUNTY SANITATION DISTRICT: Accept and file the Sewer System Management Plan Biennial Audit 2019 for the Freedom County Sanitation District, as recommended by the District Engineer
46. AS THE BOARD OF DIRECTORS OF THE DAVENPORT COUNTY SANITATION DISTRICT: Accept and file the Sewer System Management Plan Biennial Audit 2019 for the Davenport County Sanitation District, as recommended by the District Engineer



Approved:   
GREG CAPUT  
Chair, Board of Supervisors

Attest:   
SUSAN GALLOWAY  
Clerk of the Board

Date: 5/12/2020

NOTE: This set of Board of Supervisors Minutes is scheduled for approval by the Board on May 12, 2020