

**Aptos/La Selva Fire Protection District  
Board of Directors  
Agenda**

**Thursday, May 16, 2019 – 6:00 P.M.**

Administration Office – 6934 Soquel Drive, Aptos CA 95003  
Complete Board Meeting packets are available on request for review at the  
Administration Office and on the A/LSFPD website.  
Call (831) 685-6690 or visit: [www.aptosfire.com](http://www.aptosfire.com).

**1.0 CALL TO ORDER**

- 1.1 Pledge of Allegiance
- 1.2 Call Meeting to Order – Roll Call of Directors

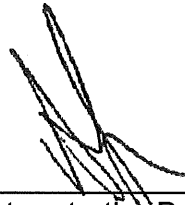
**2.0 UNFINISHED BUSINESS**

Matters listed under the Consent Agenda will be acted upon by one motion affirming the action recommended. There will be no separate discussion on items unless members of the Board or staff request removal of item for separate action.

Public Comment on Consent Agenda: This is the time for members of the public to address the Board on items that are on the Consent Agenda. Oral presentations should ordinarily not exceed 3 minutes per person.

- 2.1 Convene Public Hearing Regarding Weed Abatement – Fire Marshal Mike DeMars
- 2.2 Motion to Approve Resolution 08-19 “Abatement and Removal of Weeds” – Fire Marshal Mike DeMars
- 2.3 Motion to Approve Revision to Resolution 06-19 “Temporary Transfer of Funds” – Finance Director Nancy Dannhauser

**3.0 ADJOURN MEETING**



\_\_\_\_\_  
Secretary to the Board

Accommodating People with Disabilities: The Aptos/La Selva Fire Protection District does not discriminate on the basis of disability, and no person shall, by reason of a disability, be denied the benefits of its services, programs or activities. The District meetings are held in an accessible facility. If you wish to attend this meeting and you will require special assistance in order to participate, please contact the Administration Office at 831-685-6690 at least 72 hours in advance of the meeting to make arrangements. For TDD service the California State Relay Service 1-800-735-2929 will provide a link between the caller and the administrative staff.



**APTOS/LA SELVA  
FIRE PROTECTION DISTRICT  
of Santa Cruz County**

Item 2.1

**STAFF REPORT**

Date: May 16, 2019  
To: Aptos/La Selva Fire Protection District Board of Directors  
From: Mike DeMars, Fire Marshal  
Subject: Item 2.1 Public Hearing: Weed Abatement and Item 2.2 Resolution 08-19

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**Recommendation:**

Hold a Public Hearing regarding Weed Abatement and adopt Resolution 08-19.

**Background:**

Per Ordinance 1-91, An Ordinance Establishing a Weed Abatement Program And Providing for Collecting The Expense of Abatement, the Board of Directors were required to pass a resolution declaring the nuisance, notice to abate and fix the time and place for hearing any objections. Resolution 01-19 was passed January 10<sup>th</sup>, 2019, setting the regular board meeting on May 9<sup>th</sup>, 2019 as the time and place for the public hearing. However, as the required newspaper notice was not given within 10 days prior to the public hearing, it was rescheduled to occur at this Special Meeting on May 16<sup>th</sup>, 2019.

The public hearing is held so that the Board of Directors can hear and consider all objections to the proposed destruction or removal of any public nuisance (weeds/rubbish). The Board of Directors by motion or resolution shall allow or overrule all objections, if any, after which the District shall thereupon be deemed to have acquired jurisdiction to proceed and perform the work of the removal of said nuisance.

**Cost Impact:**

There is no financial impact associated with this agenda item.

BEFORE THE BOARD OF DIRECTORS  
OF THE  
APTOS/LA SELVA FIRE PROTECTION DISTRICT

RESOLUTION NO. 08-19

On the motion of Director \_\_\_\_\_  
Duly seconded by Director \_\_\_\_\_

the following resolution is hereby adopted:

**A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
APTOS/LA SELVA FIRE PROTECTION DISTRICT  
DECLARING CERTAIN VEGETATION AND CERTAIN WASTE MATTER A PUBLIC NUISANCE UPON  
REAL PROPERTY WITHIN THE DISTRICT AND ORDERING THE FIRE CHIEF TO PROVIDE  
FOR THE ABATEMENT AND REMOVAL THEREOF**

**WHEREAS**, the Board of Directors of the Aptos/La Selva Fire Protection District, pursuant to the provisions of Ordinance 1-91 and pursuant to Health and Safety Code Section 14930, et. seq., declaring certain vegetation and certain waste matter a public nuisance and providing for the abatement and removal thereof within the Aptos/La Selva Fire Protection District; and

**WHEREAS**, a Public Hearing before the Board of Directors of the Aptos/La Selva Fire Protection District was held at 6:00 p.m. on May 16, 2019 at the Administrative Office, 6934 Soquel Drive, Aptos, CA 95003 for the proposed abatement and removal of matters of public nuisance as described in Ordinance 1-91.

**NOW, THEREFORE, BE IT RESOLVED AND ORDERED** by the Board of Directors of the Aptos/La Selva Fire Protection District that the Fire Chief is directed to give notice of the passage of this resolution declaring such nuisance and provision for abatement thereof and to state that such nuisance be abated without delay by the destruction or removal of such weeds by cutting, discing or any other method; and

**BE IT FURTHER RESOLVED** that the Fire Chief and his deputies, assistants, employees, contracting agents, or other representatives are hereby expressly authorized to enter upon private property to abate the nuisance, and

**BE IT FURTHER RESOLVED** the property owner or owners of real property and or properties shall have the right to abate or remove such nuisance personally, or have the same destroyed at his/her own expense, provided that such nuisance has been destroyed prior to the arrival of the Fire Chief or his authorized agent to remove them. The expense thereof shall be assessed upon the property from which such weeds shall have been destroyed or removed.

**PASSED AND ADOPTED** by the Board of Directors of the Aptos/La Selva Fire Protection District, County of Santa Cruz, State of California, this 16<sup>th</sup> day of May 2019, by the following vote:

- AYES:**
- NOES:**
- ABSENT:**
- ABSTAIN:**

\_\_\_\_\_  
President of the Board of Directors

**ATTEST:**

\_\_\_\_\_  
Secretary to the Board

BEFORE THE BOARD OF DIRECTORS  
OF THE  
APTOS/LA SELVA FIRE PROTECTION DISTRICT  
RESOLUTION NO. 06-19

Item 2.3

On the motion of Director \_\_\_\_\_  
Duly seconded by Director \_\_\_\_\_

The following resolution is hereby adopted:

A RESOLUTION OF THE BOARD OF DIRECTORS OF THE  
APTOS/LA SELVA FIRE PROTECTION DISTRICT  
TO REQUEST A TEMPORARY TRANSFER OF FUNDS

WHEREAS, the Aptos/La Selva Fire Protection District shall it be in need of financial assistance during the period of July 1, 2019 to April 30, 2020; and,

WHEREAS, the Board of Supervisors of the County of Santa Cruz by Resolution will declare its approval of and intention to provide needed tax anticipation funds pursuant to Constitution Article XVI, Section 6;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Board of Directors of the Aptos/La Selva Fire Protection District hereby determines and declares that:

1. The sum of one million five hundred thousand dollars (\$1,500,000) shall be provided if required in anticipation of tax revenues for the operation and maintenance of said District through April 30, 2020.
2. Said sum of \$1,500,000 requested does not exceed 85% of the anticipated tax revenues for the tax year.
3. The District agrees to repay this loan by April 30, 2020, together with interest at the current rate per annum received on similar types of investments by the county as determined by the County Treasurer.
4. The Secretary to this Board shall forward three certified copies of this resolution to the Auditor Controller of the County of Santa Cruz so that the request may be signed and presented to the Board of Supervisors for approval.

PASSED AND ADOPTED by the Board of Directors of the Aptos/La Selva Fire Protection District, County of Santa Cruz, State of California, this 16th day of May 2019, by the following vote:

**AYES:** \_\_\_\_\_

**NOES:** \_\_\_\_\_

**ABSENT:** \_\_\_\_\_

**ABTAIN:** \_\_\_\_\_

\_\_\_\_\_  
President of the Board of Directors

**ATTEST:**

\_\_\_\_\_  
Secretary to the Board

**REVIEWED AND RECOMMENDED:**

\_\_\_\_\_  
Auditor-Controller

\_\_\_\_\_  
Date

\_\_\_\_\_  
Treasurer-Tax Collector

\_\_\_\_\_  
Date