



# AGENDA

## Meeting of the Scotts Valley City Council

**Date: December 17, 2014**  
**Time: 6:00 p.m.**

<b>CITY OF SCOTTS VALLEY</b> 1 Civic Center Drive Scotts Valley, CA 95066 (831) 440-5602	<b>MEETING LOCATION</b> City Council Chambers 1 Civic Center Drive Scotts Valley, CA 95066	<b>POSTING:</b> The agenda was posted 12-12-14 at City Hall, SV Senior Center, SV Library and on the Internet at <a href="http://www.scottsvalley.org">www.scottsvalley.org</a> .
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<b>Elected Officials</b> Jim Reed, Mayor Dene Bustichi, Vice Mayor Stephany E. Aguilar, Council Member Randy Johnson, Council Member Donna Lind, Council Member	<b>City Staff Members</b> Steve Ando, City Manager Kirsten Powell, City Attorney Corrie Kates, Community Dev Dir/Deputy City Mgr Scott Hamby, Public Works Director John Weiss, Chief of Police Tracy Ferrara, City Clerk
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<p><b>Notice regarding City Council Meetings:</b> The City Council meets regularly on the 1<sup>st</sup> and 3<sup>rd</sup> Wednesday of each month at 6:00 pm in the City Hall Council Chambers located at 1 Civic Center Drive, Scotts Valley, CA 95066.</p> <p><b>Agenda and Agenda Packet Materials:</b> The City Council agenda and the complete agenda packet are available for review by 5:00 pm the Friday before the Wednesday meeting on the Internet at the City's website: <a href="http://www.scottsvalley.org">www.scottsvalley.org</a> and in the lobby of City Hall at 1 Civic Center Drive, Scotts Valley, CA. Pursuant to Government Code §54957.5, materials related to an agenda item, submitted after distribution of the agenda packet, are available for public inspection in the lobby of City Hall during normal business hours, Monday-Friday, 8am-12 pm and 1-5 pm. In accordance with AB 1344, such documents will be posted on the City's website at <a href="http://www.scottsvalley.org">www.scottsvalley.org</a>.</p> <p><b>Televised Meetings:</b> City Council meetings are cablecast "Live" on Community Television of Santa Cruz County on Comcast Channel 25.</p>
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**CALL TO ORDER**            6:00 p.m.

**PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE**

**ROLL CALL**

- SPECIAL SET MATTER**
- a) Approval of Resolution No. 1892.2 declaring the results of the consolidated General Municipal Election held on November 4, 2014 (CityManager)
  - b) Swearing in of re-elected City Council Members Reed and Aguilar
  - c) Nomination/Motion of Mayor/Chair  
(Conducted by City Manager)
  - d) Nomination/Motion of Vice Mayor/Vice Chair  
(Conducted by newly appointed Mayor)
  - e) Brief recess

**COMMITTEE REPORTS**

(Council members are appointed to committees which are either City committees or committees dealing with other jurisdictions. This portion of the agenda allows the committee member to present oral or written reports to the Council regarding their committee assignments. It also allows the Council to make comments and give the committee member direction, as required.)

**Interjurisdictional Committees:**

- ✓ Criminal Justice Council (Lind/Johnson)
- ✓ Transportation Commission (Johnson/Lind)
- ✓ Metro Transit District Board (Bustichi)
- ✓ County Integrated Waste Mgmt Local Task Force (Lind/Hamby)
- ✓ City/School District Joint Committee (Reed/Johnson)
- ✓ AMBAG (Aguilar/Lind)
- ✓ LAFCO (Lind)
- ✓ City Selection Committee (Mayor)
- ✓ League of California Cities Delegate Program (Aguilar)
- ✓ Hazardous Materials Advisory Commission (Ron Whittle)
- ✓ Cultural Council (Lind)
- ✓ Seniors Advisory Council (Lind)
- ✓ Santa Margarita Ground Water Basin Advisory Committee (Lind /Aguilar)
- ✓ Library Financing Authority/Joint Powers Boards (Reed/Johnson)

**Standing Local Committees:**

- ✓ Traffic Safety Committee (Lind/Aguilar)
- ✓ Economic Development (Johnson/Bustichi)
- ✓ Affordable Housing (Aguilar/Bustichi)
- ✓ Water Subcommittee (Bustichi/Lind)
- ✓ Budget Subcommittee (Mayor/Vice Mayor)
- ✓ Sign Subcommittee (Aguilar/Lind)
- ✓ Green Building Permit Process Subcommittee (Lind/Reed)
- ✓ ADA Accessibility Subcommittee (Aguilar)

**Project Specific Committees:**

- ✓ Skypark Subcommittee (Johnson/Bustichi)
- ✓ Gateway South Commercial (Reed/Johnson)
- ✓ Library Construction Subcommittee (Bustichi/Reed)
- ✓ Glenwood Trails Subcommittee (Aguilar/Reed)

**CITY MANAGER REPORT**

**PUBLIC COMMENT TIME**

(This is the opportunity for individuals to make and/or submit written or oral comments to the Council on any items within the purview of the Council, which are **NOT** part of the Agenda. No action on the item may be taken, but the Council may request the matter be placed on a future agenda.)

**ALTERATIONS TO CONSENT AGENDA**

(Council can remove or add items to the Consent Agenda.)

**CONSENT AGENDA**

(The Consent Agenda is comprised of items which appear to be non-controversial. Persons wishing to speak on any item may do so by raising their hand to be recognized by the Mayor.)

- A. Approve City Council meeting minutes of 12-3-14
- B. Approve check register – 12-8-14, 11-24-14
- C. Shugart Park Pathway and Footbridges Project:
  - (1) Approve change order No. 1 in the amount of \$27,714.17 for Shugart Park Pathway and Footbridges Project to Monterey Peninsula Engineering (MPE).
  - (2) Approve the First Amendment to the Contract for Professional Services for the Shugart Park Pathway and Footbridges Project in the amount of \$4,208 to Butano Geotechnical Engineering, Inc., providing geotechnical services.
  - (3) Approve the Third Amendment to the Contract for Professional Services for the Shugart Park Pathway and Footbridges Project in the amount of \$4,500 to Mesiti-Miller Engineering, Inc., providing engineering services.
  - (4) Award landscaping contract in the amount of \$21,000 to Stevenson's Landscaping.
- D. Vine Hill School Road and Tabor Drive Sidewalk and Bike Lanes Construction Project:
  - (1) Approve balancing change order/change order No. 1, in the amount of \$80,711.97 for Vine Hill School Road Sidewalk and Bike Lane Project with Granite Construction Company.
  - (2) Approve the 2nd amendment to the Contract for Professional Services for the Vine Hill School Road and Tabor Drive Sidewalk and Bike Lanes Project in the amount of \$7,390 to Butano Geotechnical Engineering, Inc., providing geotechnical services.
- E. Approve award of contract to Kimley-Horn and Associates for the preparation of an Environmental Impact Report (EIR) and Agreement for Professional Services to provide entitlement support services for a proposed 60-unit residential subdivision and up to 130-room hotel site located north of the Enterprise Technology Center along Santa's Village Road, and authorize the City Manager to execute the contract.

**ALTERATIONS TO REGULAR AGENDA**

(Council can remove or add items to the Regular Agenda.)

**REGULAR AGENDA**

(Persons wishing to speak on any item may do so by raising their hand to be recognized by the Mayor.)

1. Consider approval of Reimbursement Agreement for Building Inspection, Plan Check, Civil Engineering, and Other Services between the City of Scotts Valley and 1440 DEVCO, LLC and authorize the City Manager to execute the agreement (CityManager/Ando)

**PUBLIC HEARING** (To be heard at 6:30 p.m.)

2. Consideration of Urgency Ordinance No. 16.133.2 extending the adopted Urgency Ordinance establishing a temporary moratorium on outdoor storage uses located on Mt. Hermon Road and Scotts Valley Drive, for a one year period, to allow more time to research issues and return to the City Council with recommendations (Planning/Fodge)

- Open public hearing
- Close public hearing
- Approve Ordinance No. 16.133.2

3. Consideration of a Mitigated Negative Declaration and Minor Land Division to divide a vacant 15-acre lot into four lots for future residential construction, and Design Review to create cuts of 2H:1V, allow private access road slopes between 15.1% - 20%, and a private access road width of 20 feet in the Rural Residential (R-R-2.5) zone, Timber Ridge Lane, APN 024-021-26 (Planning/Fodge)

- Open public hearing
- Close public hearing
- Approve Resolution No. 1897
- Approve Resolution No. 1897.1

**REGULAR AGENDA**

(For Regular Agenda items following the public hearing. Regularly scheduled subjects of discussion on the Regular Agenda include:)

4. Future Council agenda items  
(This portion of the Regular Agenda allows the Council to determine items to be placed on a future agenda and to choose a date, if so desired.)

**CONVENE TO CLOSED SESSION**

<p><b>CLOSED SESSION</b> <b>SUBJECT:</b> (1) Conference with legal counsel regarding existing litigation. Legal Authority: Govt Code Section 54956.9a Name of Case: City of Scotts Valley vs. County of Santa Cruz, et al Case No. CIV467230 San Mateo County Superior Court and Case No. A126357 Court of Appeal, First District</p>
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	Staff Present:	City Manager, City Attorney, Community Development Director/ Deputy City Manager
(2)	Conference with legal counsel regarding existing litigation.	
	Legal Authority:	Govt Code section 54956.9a
	Name of Case:	City of Scotts Valley vs. County of Santa Cruz, et al Case No. CV177221
	Staff Present:	City Manager, City Attorney, Community Development Director/ Deputy City Manager
(3)	Conference with legal counsel regarding threatened litigation.	
	Legal Authority:	Govt Code Section 54956.9(d)(2)
	Staff Present:	City Manager, City Attorney, Community Development Director/ Deputy City Manager, Public Works Director
(4)	Conference with legal counsel regarding real property negotiations.	
	Legal Authority:	Govt Code section 54956.8
	APN:	024-031-17
	Staff Present:	City Manager, City Attorney, Community Development Director/ Deputy City Manager
(5)	Conference with legal counsel regarding real property negotiations.	
	Legal Authority:	Govt Code section 54956.8
	Location/APN's:	The City of Scotts Valley ocean outfall pipeline starting at the City's wastewater facility, APN 021-061-25 and through Hocus Pocus Park, APN 021-061-45 which runs along Whispering Pines Drive, to Estrella Drive, to Lockwood Lane to Graham Hill Road with turnouts located off of Sims Road and Deer Path Road onto APN 060-011-02, the Pasatiempo Golf Club.
	Staff Present:	City Manager, City Attorney, Community Development Director/ Deputy City Manager

## RECONVENE TO OPEN SESSION

## REPORT ON ACTION TAKEN DURING CLOSED SESSION

## ADJOURNMENT

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The City of Scotts Valley does not discriminate against persons with disabilities. The City Council Chambers is an accessible facility. If you wish to attend a City Council meeting and require assistance such as sign language, a translator, or other special assistance or devices in order to attend and participate at the meeting, please call the City Clerk's office at (831) 440-5602 five to seven days in advance of the meeting to make arrangements for assistance. If you require the agenda of a City Council meeting be available in an alternative format consistent with a specific disability, please call the City Clerk's Office. The California State Relay Service (TTY/VCO/HCO to Voice: English 1-800-735-2929, Spanish 1-800-855-3000; or, Voice to TTY/VCO/HCO: English 1-800-735-2922, Spanish 1-800-855-3000), provides Telecommunications Devices for the Deaf and Disabled and will provide a link between the TDD caller and users of telephone equipment.

## ***PROCEDURAL INFORMATION FOR THE PUBLIC***

### **THE FOLLOWING IS THE PROCEDURE COUNCIL SHOULD TAKE IN APPROVAL OF A RESOLUTION:**

1. Move the Resolution number for approval.
2. Second the motion.
3. Vote by body, a roll call vote is not required.

### **THE FOLLOWING IS THE PROCEDURE COUNCIL SHOULD TAKE IN INTRODUCTION/ADOPTION OF AN ORDINANCE:**

1. Move the Ordinance number for introduction (or adoption).
2. Move the Ordinance be introduced by title only and waive the reading of the text.
3. Read the Ordinance title.
4. Second the motion.
5. Vote by body, a roll call vote is not required.

### **THE FOLLOWING IS THE PROCEDURE COUNCIL SHOULD TAKE IN PUBLIC COMMENT/PUBLIC HEARINGS:**

Unless otherwise determined by the presiding officer of the meeting:

1. Three minutes allowed per individual to speak.
2. Five minutes allowed per individual representing a group of three or more.



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