

# MINUTES

## Joint Meeting of the Scotts Valley City Council, Redevelopment Agency Board of Directors, and Scotts Valley Fire Protection District

Date: January 3, 2007

POSTING:

The agenda was posted on 12-22-06  
at City Hall by the City Clerk.

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**CALL TO ORDER**                      6:00 p.m.

**PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE**

**ROLL CALL**

Present:

Mayor Bustichi  
Vice Mayor Johnson  
Council Member Aguilar  
Council Member Barrett  
Council Member Marigonda

City Manager Comstock  
City Attorney Powell  
Deputy City Mgr/Admin Svs Dir Ando  
Police Chief Weiss  
Public Wks Director Anderson  
Community Development Dir Russell  
City Clerk Ferrara

Alan Smith, Chair  
Jane Armstrong, Board Member  
Art Smith, Board Member  
Richard Clark, Board Member  
John Walsh, Board Member

Mike McMurry, Fire Chief  
Susan Downey, Admin Secretary

**COMMITTEE REPORTS**      No reports.

**PUBLIC COMMENT**                      CM Marigonda stated that it has been a privilege and honor to serve the community. He thanked everyone for their support over the years and spoke about what a great community Scotts Valley is to live in.

Les Stagnaro, 1592 Lockhart Gulch Road, stated that he had visited the Scotts Valley Planning Department on 12/13/06 to request a copy of an EIR report done some 15 years ago regarding the propane relocation. He was told that the report had been destroyed when it was no longer available or valid. He questioned whether this statement was true and stated that he would like to review a copy of it if it was available. Mayor Bustichi stated that he would have staff follow-up on this question and get back to Mr. Stagnaro.

**ALTERATIONS TO  
CONSENT AGENDA**

*M/S: Barrett/Aguilar  
To approve the Consent Agenda.  
Carried 5/0*

**Consent Agenda:**

- A. Approve check register – 12-20-06

**ALTERATIONS TO  
REGULAR AGENDA**

***M/S: Aguilar/Barrett  
To approve the Regular Agenda.  
Carried 5/0***

**REGULAR AGENDA**

**1. Discussion: Fire District Facilities**

FC McMurry gave a PowerPoint presentation/update on the state of the Scotts Valley Fire Protection District. The presentation included quick facts on the District, statistics on 2006 emergency calls for service, personnel, daily station staffing, budget and finance, capital outlay, Santa Cruz Hazardous Materials Interagency Team (SCHMIT), challenges, cooperatives, focus areas, facilities and property, mobile equipment, and fire prevention.

Mayor Bustichi questioned the ability of the Fire District to purchase a ladder truck.

Chief McMurry stated that they would currently not be able to staff a new truck.

CM Aguilar asked if there was an established procedure for automatic aid. Chief McMurry reviewed the procedure and hierarchy for mutual aid.

Chair Smith thanked the City for the opportunity to interact in this type of forum.

**2. Appointments to interjurisdictional, standing local, and project specific committees**

Mayor Bustichi stated that due to time constraints he was appointing CM Barrett to replace CM Marigonda on LAFCO; however, he stated that he would like to bring this item back for reconsideration when there is a full Council.

***M/S: Aguilar/Marigonda  
To approve the appointment of Council Member Barrett to the Local Agency Formation Commission (LAFCO).  
Carried 5/0***

**3. Discussion: Filling Council vacancy**

CM Marigonda stated that he has submitted his resignation as a City Council Member effective January 4, 2007.

CA Powell presented the written staff report and responded to questions from Council. She stated that in order to make a temporary appointment, in

accordance with Section 2.23.030E of the Scotts Valley Municipal Code, the City Council would have to make an appointment at the January 17, 2007 regular City Council meeting.

**M/S: Marigonda/Barrett**  
**To hold an all mail ballot election on May 8, 2007.**  
**Carried 5/0**

CA Powell stated that staff will return with the necessary resolutions calling for the special vacancy all-mail ballot election on May 8, 2007 at the January 17, 2007 City Council meeting.

CM Marigonda stated that the earliest date an elected council member would be seated would be June 6, 2007. He recommended that the City Council appoint someone to fill his position until the May 8 election, based on past precedent.

VM Johnson, CM Aguilar, and Mayor Bustichi agreed with CM Marigonda that they should make an appointment prior to the election.

CM Barrett stated that he would prefer to wait for the election and not make an appointment.

Ray Haight, Spring Lakes Park resident, spoke in favor of the City Council making an appointment prior to the May 8 all mail special election and stated that he was interested in being considered for the appointment.

Wendy Brannan, thanked CM Marigonda for his many years of service, and spoke in favor of the City Council making an appointment prior to the May 8 special vacancy all mail ballot election.

**M/S: Marigonda/Johnson**  
**To pursue a temporary appointment to fill the vacancy that will be effective January 4, 2007, at the January 17, 2007 regular City Council meeting.**  
**Carried 5/0**

Mayor Bustichi stated that the City Council would now have to come up with a list of questions for potential appointees to respond to. He reviewed the list of questions that had been used in the past. Council unanimously agreed to the following changes:

Question 2: Add and why to the end of the question.

Question 3: Add if to the beginning of the sentence.

Question 4: Delete

Question 6: Delete

Question 8: Add in the next five years to the end of the question.

The City Council agreed to have the applicants respond to these questions in writing prior to the meeting so that their responses could go out in the January 17 City Council packet.

**4. Future Council/RDA agenda items**

CM Barrett stated that July 4, which is a holiday, is a regular City Council meeting date and requested that we bring this item to the Council for discussion.

Mayor Bustichi requested that staff set up an affordable housing subcommittee meeting to discuss *real estate negotiations for future affordable housing*.

CM Marigonda thanked staff and the City Council for their hard work, dedication, and professionalism. He also thanked his family and the citizens of Scotts Valley for their support over the years.

**ADJOURNMENT**

The meeting adjourned at 7:35 p.m.

Approved: \_\_\_\_\_

Dene Bustichi, Mayor / Chair

Attest: \_\_\_\_\_

Tracy A. Ferrara, City Clerk / Secretary