

# MINUTES

## Joint Meeting of the Scotts Valley City Council and Redevelopment Agency Board of Directors

**Date: April 21, 2010**

**POSTING:**

The agenda was posted on 4-15-10 at City Hall and the SV Senior Center. and on 4-15-10 at the SV Library, 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 Reed  
Vice Mayor Bustichi  
Council Member Aguilar  
Council Member Johnson  
Council Member Lind

City Manager Ando  
City Attorney Powell  
Public Wks Director Anderson  
Police Chief Weiss  
Senior Planner Fodge  
City Clerk Ferrara

Absent:

Interim Community Dev Dir Westman

**COMMITTEE REPORTS** VM Bustichi reported that the Santa Cruz Metropolitan Transit District (SCMTD) met and reviewed bus route cuts and changes. He reported that the Santa Cruz County Regional Transportation Commission will soon be voting on the rail trail acquisition, which is approximately 30 miles of track and a 30 foot width of property running from Davenport to Watsonville. He stated that the SCMTD has a letter supporting the purchase of the line on their agenda, however, he is concerned that as maintenance of the rail line is required, funds to the SCMTD may be impacted and diminished.

CM Lind reported that the County Integrated Waste Management Local Task Force, and reviewed a draft ordinance regarding the impact of single use bags, and it has been submitted to the various jurisdictions for review and comment. She stated that they are still researching the potential legal implications and experiences with other jurisdictions before moving forward.

CM Aguilar reported that AMBAG held a special meeting on the strategic planning process. She stated that all of the items discussed were specific to the programs AMBAG works with. She reported AMBAG will also be holding a special meeting regarding AMBAG's role on the Sanctuary Advisory Council. In addition, AMBAG will be holding an Economic Conference on Friday, April 23 in Seaside, and anyone interested can contact AMBAG for details regarding the conference.

CM Johnson reported that the Santa Cruz County Regional Transportation Commission (SCCRTC) held a special meeting to receive public comment regarding the purchase of the rail trail, which is a \$14.5 to \$15 million project. He reported that on May 6 at 9:00 am, the SCCRTC will hold a meeting to discuss the project and take action on whether or not to purchase the rail trail.

Mayor Reed reported that the Library Joint Powers Board held special meeting to assess the results of the Strategic Plan that the Library Director has initiated over the past year. He stated that it was well received overall with some minor changes planned, and final approval of document will be occur in May. He also reported that goals for upcoming year will be discussed during budget process.

## **PUBLIC COMMENT**

Frank Kertai, SV resident and President of the Heritage Parks Homeowners Association, representing himself and his community, stated that he could relate to a recent poll that stated 4 out of 5 Americans don't trust government. He expressed concerns about a lack of transparency from some members of the City Council over the last two years and provided examples of his concerns. He also expressed concerns about the Gateway South Retail Final Supplemental Impact Report and its upcoming review, and encouraged the public to submit their comments to the City about this project.

Gary Richard Arnold, expressed concerns about the current trend that is doing away with the checks and balances of self-government.

VM Bustichi announced that John Roberson had passed away today and acknowledged the impact the Roberson family has had over the years in Scotts Valley.

CM Lind announced that a fundraiser called "The Bollywood Experience" will be held at Mint on Scotts Valley Drive on May 1 from 6-11 pm with proceeds benefitting the new Scotts Valley Library. She stated that the event will include music, a buffet dinner, a dessert bar, art, and clothing, and tickets are available at Mind, Mollie's Café, and the Scotts Valley Library.

## **ALTERATIONS TO CONSENT AGENDA**

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

### **Consent Agenda:**

- A. Approve check register – 4-5-10
- B. Approve second reading and adoption of Ordinance No. 16-ZC-220 approving planned development zoning (PD10-002) for the remodel of 13,150 square feet of an existing 23,000 square foot commercial building at 251 Kings Village Road to be used as the Scotts Valley Library and commercial tenant space located within the Scotts Valley Town Center Specific Plan Area

- C. Approve Resolution No. 39.6 authorizing the Executive Director of the RDA to execute a fifth amendment to the amended and restated owner participation agreement by and between the Redevelopment Agency of the City of Scotts Valley and the City of Santa Cruz
- D. Approve the Polo Ranch Settlement Agreement between the California Native Plant Society, Lennar Communities, Inc. and the City of Scotts Valley and authorize the Mayor to execute the agreement
- E. Approve Resolution No. 1839.1 accepting negotiated exchange of property tax revenues pursuant to California Revenue and Taxation Code Section 99, 190 Old Coach Road

**ALTERATIONS TO  
REGULAR AGENDA**

CM Aguilar recommended that the City Council meeting be adjourned in honor of John Roberson.

***M/S: Aguilar/Johnson***

***To approve the Regular Agenda with amendment to adjourn meeting in honor of John Roberson.***

***Carried 5/0***

**REGULAR AGENDA**

1. **Consider approval of resolution granting consent to the County of Santa Cruz to form the Santa Cruz County Tourism Marketing District (SCCTMD)**

CM Ando presented the written staff report and responded to questions from Council.

Mary Crohen, Santa Cruz County Hospitality and Lodging Association, thanked the Council for their consideration, spoke in favor of the SCCTMD, and provided some details on the benefits of the program.

Maggie Ivy, Santa Cruz County Conference and Visitors Council, spoke in favor of the SCCTMD, provided a synopsis of what has occurred to date, and responded to questions from Council.

Rich Higdon, Scotts Valley Hilton, spoke in favor of the SCCTMD.

***M/S: Lind/Bustichi***

***To approve Resolution No. 1847 granting consent to the County of Santa Cruz to form the Santa Cruz County Tourism Marketing District (SCCTMD).***

***Carried 5/0***

**PUBLIC HEARINGS**

2. **Appeal hearing: Consideration of an appeal of the Planning Commission's approval of a Mitigated Negative Declaration, Variance, and Design Review for a Debris Flow Wall, Pool Deck Expansion, and Pool Retaining Wall at 903 Whispering Pines Drive and 100 Blueberry Court/ APNs 021-291-27 and 021-291-28 (Planning Files MND06-002, V05-002, DR05-022)**

SP Fodge presented the written staff report and responded to questions from Council. She clarified that this appeal is a de novo hearing, which means that the project is reviewed as if it has not been heard before and as if a decision has not been previously rendered.

Brian Bauldry, Bauldry Engineering, the City's peer reviewer, stated that this construction will not be disturbing the slide, it will be placed below the slide. He stated that it is being placed to catch a slide, not prevent one.

CM Aguilar expressed concerns about putting a deck on a slope that appears to have so many geotechnical problems, and that may slump, creep, or slide.

**PUBLIC HEARING OPENED - 7:10 PM**

No one came forward.

**PUBLIC HEARING CLOSED - 7:11 PM**

Becky Dees, Geotechnical Engineer for the project, provided details on the proposed plan.

***M/S: Bustichi/Johnson***

***To deny the appeal and approve Resolution No. 1848 denying the appeal and certificating a mitigated negative declaration MND06-002 and approving variance V05-002 and design review DR05-022 to allow grading in slopes greater than 40% and the creation of 2:1 slopes for the removal of appropriate old debris/fill on the Clarke, Ashton, and Ethrington sites and construction of a debris flow wall (protective infrastructure), a reduced pool deck expansion, and a reduced pool retaining wall on hillside lots at 903 Whispering Pines Drive and 100 Blueberry Court / APN's 021-237-27 & 021-291-28.***

***Carried 5/0***

- 3. Consider approval of fee adjustments for various Police, Administrative, Public Works, Building, Planning, Facility Rental, and Recreation fees**

CM Ando presented the written staff report and responded to questions from Council.

VM Bustichi recommended evaluating the bingo fee for removal in the future.

**PUBLIC HEARING OPENED - 7:28 PM**

No one came forward.

**PUBLIC HEARING CLOSED - 7:28 PM**

***M/S: Aguilar/Lind***

***To approve Resolution No. 1198.58 amending certain fees and charges for City police, administrative, facility rental, planning, building, and public works services.***

***Carried 5/0***

***M/S: Aguilar/Lind***

***To approve Resolution No. 1593.13 amending certain fees and charges for City recreation services.***

***Carried 5/0***

**REGULAR AGENDA**  
(Resumed)

**4. Consider approval of 2010-2015 Capital Improvement Program (CIP)**

CM Ando presented the written staff report and responded to questions from Council.

Frank Kertai, SV resident, questioned the wastewater treatment plant portion of the CIP. He questioned whether monies are available for the major project listed in the final year of the CIP due to the loan from wastewater for the purchase of the library, and if not, what is the plan for repayment.

CM Ando responded that the payback is scheduled to happen before 2014-15, and this will be repaid from the Redevelopment Agency.

VM Bustichi requested that item 51, recreation phone system, be pushed back to 2012-13 or 2013-14 for now if possible.

CM Aguilar requested that the City ask the Parks & Recreation Advocates for help in purchasing the MacDorsa Park picnic tables, item 29.

Mayor Reed requested that CM Aguilar amend her request to have the Parks & Recreation Advocates assess the need for replacement of the picnic tables.

CM Aguilar agreed to the amendment.

CM Johnson also recommended evaluating the gazebos, and staining or repairing them if necessary, to avoid costly future repairs or replacement.

***M/S: Aguilar/Johnson***

***To approve the 2010-2015 Capital Improvement Program (CIP) as amended.***

***Carried 5/0***

**5. Consider first reading and introduction of Ordinance No. 150.2 amending the Scotts Valley Campaign Reform Act to allow contributions from business entities and to eliminate expenditure ceilings**

CA Powell presented the written staff report and responded to questions from Council.

**M/S: Aguilar/Bustichi**

**To approve the first reading and introduction of Ordinance No. 150.2 amending Scotts Valley Campaign Reform Act to allow contributions from business entities and to eliminate expenditure ceilings, and waive the reading thereof.**

**Carried 5/0**

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

None.

**ADJOURNMENT**

The meeting adjourned at 7:45 p.m. in honor of John Roberson, who passed away today.

Approved:



Jim Reed, Mayor / Chair

Attest:



Tracy A. Ferrara, City Clerk / Secretary