

CORRECTED

MINUTES

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

Date: May 21, 2008

POSTING:

The agenda was posted on 5-16-08
at City Hall, the SV Library, and the
SV Senior Center by the City Clerk.

CALL TO ORDER 6:00 p.m.

PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE

ROLL CALL

Present:

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

City Manager Comstock
City Attorney Powell
Deputy City Mgr/Admin Svs Dir Ando
Police Chief Weiss
Public Wks Director Anderson
Community Development Dir Wooden
Interim Community Development Dir Westman
WW/Env Program Mgr Hamby
Recreation Division Mgr Sudduth
City Clerk Ferrara

COMMITTEE REPORTS CM Reed reported that the Library Joint Powers Authority met to review the budget for the coming year. He stated that due to budget shortfalls, they are considering not replacing a couple of positions and postponing some capital improvements at this time.

CM Aguilar reported that the AMBAG Board of Directors (representatives of Santa Cruz, San Benito, and Monterey counties) met and approved a resolution in opposition to Proposition 98. She stated that they also viewed a presentation from PG&E regarding the ClimateSmart Program, which is a program that was designed to reduce/neutralize the carbon footprint of individuals, homeowners, and businesses.

CM Bustichi reported that the Workforce Investment Board (WIB) will be meeting on May 27 at Simpkins Swim Center, and invited anyone who is concerned about the closure of career centers in Santa Cruz to attend the meeting. He stated that they have a budget shortfall, and a proposal was made to close the Capitola Career Center. He stated that they will be discussing alternatives such as the idea of satellite offices. He stated that

WIB is dedicated to helping Santa Cruz job seekers access the tools they need to manage their careers and to help local employers find the skilled workers they need to compete and succeed.

CM Bustichi reported that the Santa Cruz Metropolitan Transit District will be meeting this Friday to discuss cuts in State funding that will adversely affect transit. He stated that they are seeing an increase in bus use; however, this is a mixed blessing, because with increased use, there may be a need to add buses and drivers, which will have an additional negative fiscal impact.

Mayor Johnson reported that the Santa Cruz County Regional Transportation Commission met to discuss cuts in State funding that will adversely affect transit.

Mayor Johnson reported that the Economic Development Subcommittee and City Manager Chuck Comstock attended the ICSC (International Conference of Shopping Centers). He stated that they met with a variety of people who were able to provide input on the proposed Scotts Valley Town Center. He stated that a more complete report will be coming soon.

Mayor Johnson reported that the Student Advisory Group, met last Saturday and gave a report to Congresswoman Eshoo on the tragedies and problems that are occurring in Darfur, i.e. famine, war, disease, lack of medical support, etc.

Mayor Johnson welcomed Boy Scout Troop 654, who was present to observe the meeting to work on earning a merit badge.

PUBLIC COMMENT

Ken Eckert, Scotts Valley resident, spoke in opposition to Target being constructed on La Madrona Drive due to his concerns about suitability, compatibility with adjacent neighborhoods, traffic, the impact to local stores, and the image of Scotts Valley.

Frank Kertai, President of Heritage Parks Association/Monte Fiore, spoke in opposition to Target being constructed on La Madrona Drive. He read from a letter regarding recent articles in other communities where they have banned big box stores from being constructed in their communities (written comments available in the Office of the City Clerk).

Paul Bach, Responsible Local Development Political Action Committee, questioned why the City Council minutes were not posted on the website and stated that the City Attorney had told him that they were not public records. He stated that on May 12, he had sent an email to April Wooden, Community Development Director, asking 21 questions regarding the possible upcoming approval of a request for proposal for an economic impact report on the economic impact of Target on our community. He stated that he would like the City to respond to the 21 questions he had asked and read the questions. Mr. Bach stated that because of the experience he had with the traffic report that

was given to Target and Title II, but denied to the citizens until April 15, he feels the information he is asking is critical to be distributed to the citizens. He stated that when it was announced that the traffic study was in the hands of Target and Title II, it was announced by the City Attorney that the report was given by a consultant to Target and Title II. He stated that with freedom of information act requests, he now has in his possession multiple documents that show that the City management fully knew that Target and Title II had copies of that document at the same time that the citizens were being denied that. He stated that he is happy to provide that proof to the press because it is an illegal act. He stated that we need to have open disclosure of information and open disclosure of the economic impact report.

Sharolyn Ullestad, Coordinator of the Scotts Valley Art & Wine Festival, an event sponsored by the Scotts Valley Arts Commission and the Scotts Valley Chamber of Commerce, unveiled the winner of the poster contest for the 2008 SV Art & Wine Festival, Mary Dettle, who was previously on the SV Arts Commission. She invited everyone to attend the Art & Wine Festival on August 9 and 10, 2008.

**ALTERATIONS TO
CONSENT AGENDA**

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

Consent Agenda:

- A. Approve check register – 5-7-08
- B. Second reading and adoption of Ordinance No. 16-ZC-195.1 approving Planned Development Overlay Zoning (PD07-006) for the creation of 17 residential lots and 2 common open space parcels on Green Hills Road - APN's 024-211-01 & -02
- C. Approve fireworks agreement between the City of Scotts Valley and Fireworks & Stage FX America to provide fireworks on July 4, 2008
- D. Authorize payment of \$25,000 for purchase of the City of Capitola's paving machine and approve amendment to the gas tax fund budget by increasing account 905, Machinery and Equipment, by \$25,000
- E. Accept Annual Report from the Scotts Valley Chamber of Commerce

**ALTERATIONS TO
REGULAR AGENDA**

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

REGULAR AGENDA

1. **PowerPoint presentation from the Santa Cruz County Regional Transportation Commission (SCCRTC) regarding Highway 1**

Kim Schultz, SCCRTC, gave a PowerPoint presentation regarding the Highway 1 HOV Lane Project and responded to questions from Council. He also introduced Parag Mehta of Nolte Associates, who gave part of the presentation and responded to questions from Council. He provided a copy

of the PowerPoint presentation, which is available in the Office of the City Clerk. He stated that the presentation would include the following:

- Regional Transportation Commission – Overview
- Trends in Santa Cruz County
- Project Description
- Project Status
 - Timeline
 - Environment
- Project Purpose and Need
- Alternatives under Consideration
- Mobility / Transit Opportunities
- Summary
- Questions and Answers

Corrected 7/2/08

Frank Kertai, representing Heritage Parks Homeowners Association, stated that he feels the proposed Target store and Town Center will have negative impacts on traffic. He stated that the preliminary traffic report concluded that he feels the Mid-Town Interchange will be the only way to really mitigate traffic problems arising from this project would be by building the Mid-Town Interchange and he would like to know where the money is to build it.

Paul Bach requested that the PowerPoint presentation from the SCCRTC be made available online.

2. Discussion: Integrated Pest Management (IPM) Policy

PWD Anderson presented the written staff report and responded to questions from Council.

CM Aguilar requested the following amendments:

1. Page 6 of the staff report, Item f, revise as follows: Recommended modifications to these guidelines may be submitted to the City Council for consideration in the annual IPM reports upon request on an as needed basis.
2. Page 6, Item 6, Notification of Pesticide Use, first paragraph, revise as follows: City departments, or contractors working for the City, applying Toxicity Category I, II, or III pesticides shall comply with the following notifications procedures:
3. Page 6, Item 6f, revise as follows: City Departments, or contractors working for the City, shall not be required to post signs in right-of-way locations that the general public does not use for recreation purposes.
4. Page 7, Item 7, Training, add new paragraph as follows: Any contractor working for the City of Scotts Valley must submit proof of qualifications and/or training for any employee applying pesticides.

M/S: Barrett/Reed

To adopt the City of Scotts Valley Integrated Pest Management Policy as amended.

Carried 5/0

3. **2008-2009 Budget Hearings:**
 - a) **Wastewater Fund, Recycling Fund, Recreation Fund, Senior Center, Community Center**
 - b) **General Fund**

DCM/ASD Ando presented the written staff report and responded to questions from Council. He stated that this item is for discussion purposes only and no action is required at this time. The budget is scheduled for adoption at the 6/18/08 City Council meeting.

Ferd Bergholz, President of the Scotts Valley Center, gave a slideshow presentation regarding the Senior Center revenue history in a variety of categories. He announced that they are starting a new fundraising program where they will be going to local businesses to request sponsors for the Senior Center. He described the program and stated that sponsorship costs would be: regular level \$60/year; gold level \$100/year; platinum level \$250/year. He stated that they are also planning a chocolate and wine festival this year.

DCM/ASD presented the Animal Services Authority (ASA) budget and stated that the City is facing a 15.86% increase, which would increase the City of Scotts Valley's contribution from \$100,000 to \$115,861. He stated that this amount covers two services provided by ASA, shelter (75%) and patrol (25%). He stated that at the last ASA meeting on May 19, he had proposed to the ASA Board that the City of Scotts Valley take over some of the patrol areas/services, and those that the City couldn't handle, we could contract with ASA to handle on a per animal basis, in order to help reduce costs. He stated that the ASA Board was not very receptive to this idea because they feel it is important for everyone in the ASA Joint Powers Authority to pay for the same services. He stated that there is a formula to allocate the costs of the ASA based on population, and in the past, other cities and the county have absorbed some of Scotts Valley's costs. He stated that the ASA may be willing to work with us again on the costs for 2008/09 and he wanted to get input from Council before going back to the ASA.

CM Bustichi questioned why Scotts Valley was able to negotiate reductions in the past.

DCM Ando responded that it was partially that some statistics had been reported incorrectly, and also support from other cities and the county who have a little easier time absorbing the costs than the smaller cities.

CM Aguilar stated that she feels the City should maintain our current participation and try to negotiate a reduction again.

Annette Hogue, Scotts Valley resident and volunteer with the Santa Cruz County Animal Services Authority (ASA), voiced her concerns regarding the ASA budget and discussions. She stated that in order for an agency to remove themselves from the JPA, the provision is 150 days notice. She stated that she feels Scotts Valley has benefitted from their participation in the ASA, and questioned how Scotts Valley can justify saving under \$16,000 by trying

to do their own animal services, or asking other agencies to help with the additional monies. She stated that during the 2006/2007 budget year, ASA received 316 animals from the City of Scotts Valley. She stated that the ASA housed the animals a total of 3,279 days, which at \$40 per day (includes care, cleaning, feeding, etc.) was \$131,160 just in housing costs. She stated that the ASA also provides necessary veterinarian care, possible spay and neuter surgeries, micro-chip services, humane care. She stated that with the City being a founding member of the ASA, their actions would set a precedent and begin the breakdown of the very organization that the City has invested so much time and money in as a founding member. She asked the City Council to continue their participation and fully fund their ASA contribution to insure the stability and services of the ASA in their community. She stated that the ASA animal control officers are highly trained professionals whose top priority is the safety of the residents in the community and the animals themselves. She stated that their knowledge and expertise is not easily transferred to a separate entity. She stated that this was the primary reason that the City of Watsonville decided to join the ASA. She stated that animal control officers administer the state-mandated rabies control program, including mandatory review of animals biting humans and rabies certification; the rescue of stray and injured domestic animals and injured wildlife; patrol of problem areas to insure that dogs are not running at large in neighborhoods; assistance to the public to help with nuisances, dangerous animals, or habitual barking problems; prompt removal of animals that have been killed in the public right-of-way; assistance to members of the public who call with any kind of questions related to the care and training of their animals; humane education at public gatherings; pro-active assistance with trapping and management of free-roaming cats; and investigation and prosecution of animal cruelty and neglect. She stated that the ASA also provides: shelter for lost and found animals, which insures that owners can be reunited with their lost pets; dog licensing; adoption services; vouchers for free spay and neuter services to low-income residents throughout the county; lifesaving foster care programs for underage dogs, cats, and animals; re-homing of owner surrendered animals.

VM Barrett asked Ms. Hogue if she had statistics from the other entities, and questioned if the 316 animals from Scotts Valley was accurate, because many people have postal address in Scotts Valley, but they actually live in the County. Ms. Hogue responded that Susan Pearlman, Acting General Manager of the ASA, had given her the numbers that were specifically run for Scotts Valley. VM Barrett stated that it would be nice to have a comparison with the other entities. Ms. Hogue stated that she could get that information from Susan Pearlman and provide it to DCM Ando.

CM Reed questioned if an animal that is picked up by the ASA, held for a couple days, and then released to its owner counted as one incident or two. Ms. Hogue responded that it would count as one incident because each animal is assigned a number when they are received. CM Reed stated that his recollection of the ASA discussion last year was that the number of incidents for Scotts Valley was tabulated by zip code. Ms. Hogue stated that was

changed and it is now tabulated by address. CM Reed stated that he was concerned about the statistics because approximately 30% of the people who live in the 9066 zip code do not live within the City limits. Ms. Hogue responded that after a discussion with Ms. Pearlman, she had been assured that there is a new formula in the system this year to identify whether a property is in the City or County by address, and zip codes are not a factor.

Karen Kupel, Watsonville resident, urged the City Council to continue their participation in the ASA.

DCM Ando stated that he would obtain additional information from ASA for the City Council and bring it back to the next regular City Council meeting for further discussion.

CM Reed requested that City staff obtain more detail from the ASA on how the funding formulas are determined.

4. Future Council/RDA agenda items

None.

ADJOURNMENT

The meeting adjourned at 8:58 p.m.

Approved: _____

Randy Johnson, Mayor / Chair

Attest: _____

Tracy A. Ferrara, City Clerk / Secretary