

MINUTES

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

Date: June 21, 2006

POSTING:

The agenda was posted on 6-16-06
at City Hall by the City Clerk.

CALL TO ORDER 6:00 p.m.

PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE

ROLL CALL

Present:

Mayor Aguilar
Vice Mayor Bustichi
Council Member Barrett
Council Member Marigonda

City Manager Comstock
City Attorney Powell
Police Chief Lind
Lt. John Weiss
Public Wks Director Anderson
Community Development Dir Russell
Recreation Division Manager Sudduth
Senior Planner Fodge
Administrative Analyst Roland

Absent:

Council Member Johnson

Deputy City Mgr/Admin Svs Dir Ando

PRESENTATION

Bill Turner of Lintelle Engineering, and his family, donated \$5000 toward the City's 4th of July celebration costs.

Mayor Aguilar thanked Bill Turner and his family for their support.

COMMITTEE REPORTS

VM Bustichi reported that the Santa Cruz County Regional Transportation Commission are currently in negotiations with services employees and things seem to be progressing fairly well.

CM Marigonda reported that the Monterey Bay Unified Air Pollution Control District met and approved the budget for fiscal year 2006/07, adjusted some fees and permits, and made a revision to one of their rules.

PUBLIC COMMENT

Jessica Lynn and Lauren on behalf of United Way of Santa Cruz County, the "Together for Youth Project", the California Beverage Merchants Association, Santa Cruz County Friday Night Live, the Communities United to Reduce Binge Drinking project, and the County alcohol and drug programs, presented the 2006 Responsible Alcohol Merchant Awards to the following five Scotts Valley merchants: Leo's U-Save Liquors; Long's Drug Store; Valero Energy Corporation; Village Bottle Shop; and Safeway. Don Dummier from Leo's U-Save Liquors and Sandra from Valero were in attendance.

**ALTERATIONS TO
CONSENT AGENDA**

VM Bustichi requested that item B, Redevelopment Agency Planning and Administrative Expenses, be moved to the regular agenda for a question.

M/S: Barrett / Marigonda

To approve the Consent Agenda as amended to move item B to the regular agenda.

Carried 4/0

Consent Agenda:

- A. Approve check register – 6-6-06
- C. Second reading and adoption of Ordinance No. 176.1, adding Chapter 5.10 to Title 5 of the Scotts Valley Municipal Code regulating massage establishments
- D. Approve Resolution No. CRA-90 adopting the proposed Redevelopment Agency budget as amended for the 2006/2007 fiscal year
- E. Approve denial of claim submitted by Jerry Logan in the amount of \$10,000 for property damage and authorize the City Manager to refer the claim to Risk Management for resolution

**ALTERATIONS TO
REGULAR AGENDA**

M/S: Barrett / Bustichi

To approve the Regular Agenda as amended to include item B from the consent agenda.

Carried 4/0

- B. **Resolution No. CRA-91 making a determination regarding the planning and administrative expenditures of the low and moderate income housing fund for fiscal year 2006/07**

VM Bustichi questioned the contract between the Agency and the Santa Cruz County Housing Authority, such as the amount of the contract and what they do for us.

CM Comstock responded that the cost is around \$30,000 per year, and their purpose is to qualify the incomes of applicants for affordable housing. He stated they have qualified staff to provide this service and they also work with some of the affordable housing policies such as the silent second program. He stated that on an annual basis, they also qualify residents who are currently in affordable housing units within the City.

M/S: Barrett / Bustichi

To approve Resolution No. CRA-91 making a determination regarding the planning and administrative expenditures of the low and moderate income housing fund for fiscal year 2006/2007.

Carried 4/0

REGULAR AGENDA

1. Discussion: Skate Park supervision

RDM Sudduth presented the written staff report and responded to questions from Council. He noted that the Parks & Recreation Commission felt that any of these programs should begin as pilot programs.

Mayor Aguilar, thanked RDM Sudduth and the Parks & Recreation Commission for the extent and detail of the information provided.

VM Bustichi felt the City should take an incremental approach to staffing at the skate park. He thought it was premature to act on the steps recommended until they see how the current law works out.

CM Marigonda commended the Commission on an outstanding report. He advised however, that the new helmet law doesn't start till Friday, July 7th. He stated he would also like to examine how the new law works during the two summer months and see what the extent of the compliance is at the second meeting in September.

CM Barrett also thanked the Commission. He stated he was in favor of letting the new ordinance go into effect and review it after the summer. He stated that if there's still a problem with compliance, then there should be an incremental increase of the restrictions.

Mayor Aguilar stated that she believed it would be advantageous to open communications channels and establish a task force for long term goals of the park.

Rich Harris, part owner of Santa Cruz Skate Shop, had questions about wearing t-shirts in the park. He believed teenagers were the bulk of the problem at the park. He stated that if there's not good communication between teens and their parents, there will be a problem with teenagers. He agreed with the helmet law; however, he is concerned that the skatepark is a sensitive subject. He stated the last couple of times he was at the park he saw about 90-95% helmet compliance. He believed that working together and implementing a task force would be great way to work together towards a solution.

Jeremy Wright, Scotts Valley resident, wanted to know when a task force would be established. He stated that he would like the Council to give the authority to start a task force.

Mrs. Clark, Santa Cruz resident, stated that before the City staffs the park, they should look into the liability. She added that SB994 started with a skate park in Palo Alto. The City wanted out of supervising the park because there weren't any problems. Unless there are changes in the law, the City would be held accountable for injuries. She presented an Internet article to Council regarding the assumption of risk. She stated the City may be opening a can a worms with supervising the skatepark. If the City provides a supervised park she believes it will turn in to a daycare.

VM Bustichi advised that for him, it's all about not having another Eric Costello.

M/S: Marigonda / Barrett

To take the recommendation from the Parks & Recreation Commission to allow the change in the current ordinance, which takes effect on July 7th, to see if it has any effect, and revisit the issues at the September 20, 2006 meeting after we've seen what kind of results for compliance we're having at the Skateboard Park.

Carried 4/0

2. Annual review of the status of the implementation of the Scotts Valley General Plan

SP Fodge presented the written staff report and responded to questions from Council.

VM Bustichi thanked staff and the Planning Commission for the work put in to this report.

Mayor Aguilar concurred with Planning Commissioner Ritchie's request in removing Housing Element Action HA-286 on page 24, since it relates to cities with over 50,000 population.

SP Fodge advised that the HA-286 could not be removed now, but it could be slated for removal when the City does a comprehensive update of the General Plan. Staff said that a note will be added to the annual General Plan Tracking Report which reflects the Council's interest in removing HA-258 in the future.

M/S: Barrett / Marigonda

To adopt Resolution No. 1119.27 approving the annual review of the status of the implementation of the Scotts Valley General Plan – city-wide report.

Carried 4/0

3. Review of proposed sites for Housing Element

CDD Russell presented the written follow-up staff report and responded to questions from Council. He stated that this item was reviewed by the Planning Commission at their 4-27-06 meeting.

Mayor Aguilar commented to Council that the report cautioned against adding any additional sites to the Housing Element until it is presented to the California Department of Housing and Community Development.

M/S: Barrett / Marigonda

To direct staff to submit the six considered mixed use and new very high residential housing sites to meet the regional housing needs allocation requirements to the California Department of Housing and Community Development for Housing Element review.

Carried 4/0

**4. Skypark Open Space Maintenance Assessment District No. 1:
Resolution No. 1555-SP-17; Annual Engineers Report Skypark**

PWD Anderson presented the written staff report and responded to questions from Council. No action from the Council is required at this time. PWD Anderson stated that this public meeting is being held to accept public testimony and that Council will consider approval of Resolution No. 1555-SP-017 at the public hearing set for July 5, 2006.

No one from the public wished to speak regarding this item.

**5. Pinewood Estates Landscape Maintenance Assessment District;
Resolution No. 1213.19; Annual Engineer's Report Pinewood**

PWD Anderson presented the written staff report and responded to questions from Council. No action from the Council is required at this time. PWD Anderson stated that this public meeting is being held to accept public testimony and that Council will consider approval of Resolution No. 1213.19 at the public hearing set for July 5, 2006.

No one from the public wished to speak regarding this item.

6. Adoption of 2006/07 City Budget

CM Comstock presented the written staff report and responded to questions from Council. He advised the Council that there were two different resolutions needing adoption. The first one was to adopt the 2006/2007 Budget and the second was to adopt the collection of the utility users' tax for the 2006/2007 budget year. CM Comstock advised the Council that there were two further items to be considered:

1. The Community Service Organizations have requested an additional 2½% cola increase; and
2. The United Way has requested \$1,000 for the Community Assessment Project.

Mayor Aguilar stated that she felt a 1% increase would be appropriate. She also stated that with only \$2,000 in discretionary funds, she did not feel comfortable contributing \$1,000 to United Way at this time.

CM Marigonda recommended a 1% increase in the amount given to the Community Service Organizations, and \$250 to United Way for the Community Assessment Project.

M/S: Barrett / Marigonda

To approve a 1% increase to the 2006/07 funding recommendations proposed by the Human Care Subcommittee for the Community Service Organizations, and approving a contribution of \$250 to United Way for the Community Assessment project.

Carried 4/0

M/S: Barrett / Marigonda

To adopt Resolution 630.26 to adopt the Fiscal Year 2006/2007 Budget and making appropriations for the amounts budgeted.

Carried 4/0

M/S: Barrett / Marigonda

To adopt Resolution No. 1501.13 approving the continued collection of the Utility Users' Tax for the Budget Fiscal Year 2006/2007 and waive the reading thereof.

Carried 4/0

7. Future Council/RDA agenda items

None

ADJOURNMENT

The meeting adjourned at 7:10 p.m.

Approved: _____

Stephany E. Aguilar, Mayor / Chair

Attest: _____

Jeanette Roland, Administrative Secretary / Analyst