

# MINUTES

## Meeting of the Scotts Valley City Council

**Date: November 6, 2013**

**POSTING:**

The agenda was posted on 11-1-13  
at City Hall, the SV Senior Center, and  
the SV Library, 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 Reed  
Council Member Aguilar  
Council Member Bustichi  
Council Member Lind

City Manager Ando  
City Attorney Powell  
Comm Dev Dir/Deputy City Mgr Kates  
Public Wks Director Anderson  
Police Chief Weiss  
Wastewater/Environmental Program Mgr Hamby  
City Clerk Ferrara

**COMMITTEE REPORTS**

CM Bustichi reported that the Santa Cruz Metropolitan Transit District Board of Directors met and they are continuing their pursuit of a General Manager to replace the retiring General Manager. They are also working on their last facilities building, which will eliminate their need to lease any facilities/buildings.

Mayor Johnson reported that the City Selection Committee, which consists of the Mayors and City Managers from Santa Cruz, Capitola, Scotts Valley, Watsonville and the County of Santa Cruz, met and discussed consequences for multiple infractions.

**CITY MANAGER REPORT**

1. Chief Weiss introduced three new employees who have completed training in the Scotts Valley Police Department: Alycia Schertz, EDC I; Timothy Schell, Police Officer; and, Austin Beymer, Police Officer.
2. Dominique Bertrand will be serving as an unpaid Intern in our Wastewater Treatment Plant.
3. The sales tax measure passed and we will be bringing back the necessary documents to be filed with the State at the next regular City Council meeting on November 20.
4. The City will be able to call all assessment bonds (except CFD 97-1) on next September 2014 payment. These include: Gateway South C, Gateway South Suppl, Ridgecrest, Victor Square, Industrial Area (SV Drive).

5. Meetings have been held with the other City Managers and the County Administrative Officer as the City/County Administrator's meeting for the Library system to review the Joint Powers Authority/Library Financing Authority agreements that will be expiring on June 30, 2017.
6. Save our Shores will be doing a public street cleanup on November 15 from 10:00 am to noon, and volunteers will meet at Skypark.
7. Attended the Santa Cruz Chamber of Commerce Community Leadership Tour on Sunday and Monday, October 27 and 28, where 60 participants were given an outsider's view of the County as to what we have to offer here in Santa Cruz County. They visited UCSC, National Oceanic and Atmospheric Administration fisheries (near Long Marine Lab), Wrigley's Building, Boardwalk, Driscoll Farms, El Pajaro Kitchen Incubator, and Watsonville Recycled Water Plant.
8. Finalized the payment from the Scotts Valley Water District for the new recycled water agreement.
9. Furlough in November will be pushed back to Wednesday, November 27, so City Hall will be closed November 27-29.
10. Mark Stone will be attending the November 4 City Council meeting.

#### **PUBLIC COMMENT**

Casey Beyer, Silicon Valley Leadership Group, invited everyone to participate in the 2013 Silicon Valley Turkey Trot being held in the morning on Thursday, November 28, 2013. Proceeds will benefit Second Harvest Food Bank and additional information is available at [www.svturkeytrot.com](http://www.svturkeytrot.com).

#### **ALTERATIONS TO CONSENT AGENDA**

***M/S: Aguilar/Reed***

***To approve the Consent Agenda, with Council Member Aguilar abstaining on the approval of the 10-2-13 City Council meeting minutes as she did not attend that meeting.  
Carried 5/0***

#### **Consent Agenda:**

- A. Approve City Council meeting minutes of 10-16-13, 10-2-13
- B. Approve check register – 10-24-13, 10-18-13, 10-16-13
- C. Approve second reading and adoption of Ordinance No. 12.7 amending Section 2.28.050 of Chapter 2.28 of Title 2 regarding the order of business for the agenda
- D. Approve amendments to Certificates of Participation Documents as follows:
  - (1) Approve Resolutions 1888/JPA-37: Approving amendment of 1997 and 2003 Supplemental Lease, Supplemental Sublease, and Amendment Agreement;
  - (2) Approve Resolutions 1888.1/JPA-38: Approving amendment of 2013 Supplemental Lease, Supplemental Sublease, and Amendment Agreement;
  - (3) Approve Resolutions 1888.2/JPA-39: Approving Termination Agreement relating to certain real property and authorizing the execution and recordation thereof [1992 COP];

- (4) Approve Resolution 1888.3: Approving Termination Agreement and authorizing the execution and recordation thereof and the acceptance of a quitclaim of any interest in certain real property [2006 COP];
- (5) Approve Resolution JPA-40: Approving Termination Agreement and authorizing the execution and recordation thereof [2006 COP].

## **ALTERATIONS TO REGULAR AGENDA**

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

## **REGULAR AGENDA**

### **1. Status report on the Glenwood Open Space Management Plan**

CDD Kates presented the written staff report and responded to questions from Council. He stated that this item is for information only and no action is required.

Jean Ulewelling, Scotts Valley resident, questioned what the High School would be using the trail for. Mayor Johnson responded that some of the planned uses are for cross country running and the science classes.

Phil Harmel, Scotts Valley resident, stated that he would appreciate access to the pond area.

Cliff Barrett, Scotts Valley resident, passed on some positive input he had received regarding the large amount of recreational facilities that are provided in Scotts Valley.

Bryan Largay, Conservation Director of the Land Trust of Santa Cruz County, stated that opening Glenwood is a top priority for the Land Trust, and he has been working diligently to get this done over the last year that he has been with the Land Trust.

### **2. Consider approval of Resolution No. 1887 authorizing a grant funding application to the State Water Resources Control Board (SWRCB) for the dual use pipeline project feasibility study**

WWDM Hamby presented the written staff report and responded to questions from Council.

***M/S: Aguilar/Lind***  
***To approve Resolution No. 1887 authorizing a grant funding application to the State Water Resources Control Board for the dual use pipeline project feasibility study***  
***Carried 5/0***

### **3. Future Council agenda items**

None.

**CONVENE TO CLOSED SESSION**

The City Council convened to closed session at 7:03 p.m. to discuss the following items:

1. Pursuant to Government Code Section 54956.9a, the City Council met in closed session to confer with their legal counsel regarding existing litigation.  
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

**RECONVENE TO OPEN SESSION**

The City Council reconvened to open session at 7:45 p.m.

**REPORT ON ACTION TAKEN DURING CLOSED SESSION**

Mayor Johnson announced that there was nothing to report.

**ADJOURNMENT** The meeting adjourned at 8:20 p.m.

Approved:

  
\_\_\_\_\_  
Randy Johnson, Mayor

Attest:

  
\_\_\_\_\_  
Tracy A. Ferrara, City Clerk