

MINUTES

Meeting of the Scotts Valley City Council

Date: February 5, 2014

POSTING:

The agenda was posted on 1-31-14 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

MOMENT OF SILENCE A moment of silence was held in recognition of the passing of Annette Marcum, Founder and Director of Valley Churches United Missions

ROLL CALL

Present:

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

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

COMMITTEE REPORTS

VM Bustichi reported that the Santa Cruz Metropolitan Transit District met and they are still in the process of recruiting for a General Manager to replace the retiring General Manager, Les White.

Mayor Reed reported that the Santa Cruz County Conference and Visitors Bureau met and discussed a variety of matters related to tourism.

CITY MANAGER REPORT

- We now have flat screens on the walls for visual presentations at Council meetings, which will make it much easier for staff to provide presentations at meetings. They are attached to swivel mounts so one of the screens can be turned towards the camera for better viewing by people watching at home. We are anticipating getting some surplus robotic cameras from Community Television which will be mounted up front.
- A few slides were shown to provide a sample of how it will look on the screens. It is always good to remember the past when looking to the future, so with this new technology, we have a few pictures of Scotts Valley's past. We will also be using this during budget presentations.
- CM Ando thanked Public Works staff for taking down the old TV and mounting the new flat screens. He also thanked Tamera Melrose and Keith Tyndall in police, and Tracy for helping figure out all the various components needed to make this all work, and a big thank you to Keith Tyndall for doing all of the wiring and connecting all of the devices.

- Chief Weiss announced that due to a lack of staffing it was almost necessary to cancel the DARE classes; however, recently retired Police Lieutenant John Hohmann has agreed to come back from retirement to teach DARE.
- I heard back from the Department of Finance regarding our Successor Agency's Long-Range Property Management Plan. I had asked them when they would get to it because there is no deadline for them to complete their review. They have statutory timelines for other documents, such as the six-month ROPS. She said she anticipates getting to our Property Mgt Plan in late April or early May.
- The commercial building in front of the Woodside Project on Scotts Valley Drive should be finalized on Friday. They will then pull another 10 residential permits (already pulled 15).
- Grading has started on the 8-lot subdivision towards the end of Civic Center Drive called "The Manor." There will be some road work in March when they are connecting with the water, sewer, electrical, and other utilities. There will be a commercial building in front of this project on Scotts Valley Drive.
- A contractor will start work on Lockhart Gulch Road in the next couple of weeks to improve the drainage. Traffic in that area will be impacted during that work.
- The Chamber of Commerce has been working diligently on hiring a new Executive Director. After a thorough process, they have hired Nicole Pini-DeLauder. She will start this coming Monday. The Chamber will have a press release regarding Nicole tomorrow.

PUBLIC COMMENT

Wendy Brannan, SV resident, requested that the City be more proactive with needs around the City.

The following spoke in support of an ordinance banning single use plastic bags in Scotts Valley.

Hayden White

Robert Singleton, Civinomics

Rachel Kippen, Save Our Shores

Jim Lansky, SC County resident

Sid Wilson, SC County resident

Melanie Franklin, SC County resident

Laura Casa

Hannah Larson, SC County resident

Bob Nelson, SV resident

Fifth grade students from Mt. Madonna School gave a presentation on the threat of plastic to sea turtles.

ALTERATIONS TO CONSENT AGENDA

Wendy Brannan requested that Item F be moved to the regular agenda for discussion.

M/S: Aguilar/Lind

To approve the consent agenda as amended moving Item F to the regular agenda for discussion.

Carried 5/0 (AYES: Aguilar, Bustichi, Johnson, Lind, Reed)

Consent Agenda:

- A. Approve City Council meeting minutes of 1-15-14, 12-18-13
- B. Approve check register – 1-10-14
- C. Approve Resolution No. 1869.1 approving the parcel map for Anderson Pacific Subdivision, 4654 Scotts Valley Drive, APN 022-491-16
- D. Approve Resolution No. 996.48 establishing a stop sign at the intersection of El Camino Drive at North Navarra Drive
- E. Approve production agreement between the City of Scotts Valley and Pyro Spectaculars, Inc. for the July 4, 2014 fireworks event

**ALTERATIONS TO
REGULAR AGENDA**

Mayor Reed requested that Item 3 be heard before Item 2.

M/S: Aguilar/Johnson

To approve the Regular Agenda as amended moving Item F from the consent agenda to the regular agenda for discussion and moving Item 3 to be heard before Item 2.

Carried 5/0 (AYES: Aguilar, Bustichi, Johnson, Lind, Reed)

REGULAR AGENDA

- F. Approve second reading and adoption of Ordinance No. 16-ZC-217.1.A approving development agreement amendment DA09-001.1 for the 40-lot Polo Ranch subdivision ("revised amended project alternative #4) and related property improvements, located at the end of Santa's Village Road, APN's 024-281-03 and -04

Wendy Brannan, expressed concerns related to the ownership of the proposed park at the Polo Ranch subdivision and who will be responsible for establishing park regulations and compliance with City standards in connection with the park design.

M/S: Bustichi/Aguilar

To approve second reading and adoption of Ordinance No. 16-ZC-217.1.A approving development agreement amendment DA09-001.1 for the 40-lot Polo Ranch subdivision ("revised amended project alternative #4) and related property improvements, located at the end of Santa's Village Road, APN's 024-281-03 and -04, and waive the reading thereof.

Carried 4/0/1 (AYES: Aguilar, Bustichi, Johnson, Lind, Reed)

- 1. Consideration of request from Boys and Girls Club of the Valleys for building permit/plan check fee deferral for up to one year

VM Bustichi recused himself from this item due to a potential conflict of interest.

CDD Kates presented the written staff report and responded to questions from Council.

M/S: Aguilar/Lind

To approve the request for deferral of building permit/plan check fees for up to one year for the Boys and Girls Club of the Valleys.

Carried 4/0/1 (AYES: Aguilar, Johnson, Lind, Reed / ABSENT: Bustichi)

3. Consideration of Urgency Ordinance No. 16.133 establishing a temporary moratorium on outdoor storage uses on Scotts Valley Drive and Mount Hermon Road

VM Bustichi recused himself from this item due to a potential conflict of interest.

CDD Kates presented the written staff report and responded to questions from Council. He stated that approval would require a four-fifths vote, and with VM Bustichi recusing himself, it would require a unanimous vote of the Council.

Terry Rein, Attorney for Carol Carava property owner for outdoor storage use permit at 5300 Scotts Valley Drive, spoke in opposition to a moratorium on outdoor storage and requested that outdoor storage uses be considered on a case by case basis.

Jon Lee, outdoor storage applicant at 5300 Scotts Valley Drive, spoke in opposition to a moratorium on outdoor storage.

Bill Chapman, Bill Chapman Automotive, expressed concerns regarding this issue.

Josh Simpson, SV resident and owner of 5040 Scotts Valley Drive, spoke in opposition to a moratorium on outdoor storage.

Mike Tunink, Attorney representing Scotts Valley Boat and Storage, questioned if the Aviza property was subject to this moratorium.

CDD Kates responded to Mr. Tunink stating that the Aviza property is not part of this moratorium.

M/S: Johnson/Aguilar

To approve Urgency Ordinance No. 16.133 adopting a moratorium of outdoor storage uses located on Mt. Hermon Road and Scotts Valley Drive, and waive the reading thereof.

Carried 4/0/1 (AYES: Aguilar, Johnson, Lind, Reed / ABSENT: Bustichi)

2. Consideration of Community Garden to be located between the Scotts Valley Senior Center and the Scotts Valley Community Center

CDD Kates presented the written staff report and responded to questions from Council.

Jay Mosley, SV Host Lions Club, spoke in favor of a community garden in Scotts Valley and stated that the Lions Club is willing to work on building this project.

Steve Dodds, Kiwanis, spoke in favor of a community garden in Scotts Valley and stated that Kiwanis is willing to work on building this project.

Wendy Brannan, SV resident, spoke in support of a community garden, but expressed concerns about funding a community garden, using \$10,000 from the Community Center fund, when there are more pressing needs for the Community Center, water/drought concerns, and reduced staffing in Recreation.

CM Aguilar requested that staff look at ADA regulations to be sure we are in compliance.

VM Bustichi requested that the community garden be named after Annette Marcum, Founder and Director of Valley Churches United Missions, who recently passed away.

M/S: Johnson/Lind

To approve the community garden and naming the garden after Annette Marcum, Founder and Director of Valley Churches United Missions.

Carried 5/0 (AYES: Aguilar, Bustichi, Johnson, Lind, Reed)

4. **Consider approval of Resolution No. 1889 consenting to the inclusion of properties within the City's jurisdiction in the California HERO Program to finance distributed generation renewable energy sources, energy and water efficiency improvements, and electric vehicle charging infrastructure and approving the amendment to a certain joint powers agreement related thereto**

CDD Kates presented the written staff report and responded to questions from Council.

John Law, HERO Program, spoke regarding the HERO program and responded to questions from Council.

M/S: Johnson/Aguilar

To approve Resolution No. 1889 consenting to the inclusion of properties within the City's jurisdiction in the California HERO Program to finance distributed generation renewable energy sources, energy and water efficiency improvements, and electric vehicle charging infrastructure and approving the amendment to a certain joint powers agreement related thereto.

Carried 5/0 (AYES: Aguilar, Bustichi, Johnson, Lind, Reed)

5. **Future Council agenda items**

CM Aguilar requested a future agenda item regarding an ordinance banning single use plastic bags.

CM Aguilar requested a future agenda item regarding electronic cigarettes.

CONVENE TO CLOSED SESSION

The City Council convened to closed session at 8:08 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: 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.
2. Pursuant to Government Code Section 54956.9a, the City Council met in closed session to confer with their legal counsel regarding existing litigation: City of Scotts Valley vs. County of Santa Cruz, et al, Case No. CV17722.

RECONVENE TO OPEN SESSION

The City Council reconvened to open session at 8:45 p.m.

REPORT ON ACTION TAKEN DURING CLOSED SESSION

Mayor Reed announced that there was nothing to report.

ADJOURNMENT The meeting adjourned at 8:46 p.m.

Approved: _____

Jim Reed, Mayor

Attest: _____

Tracy A. Ferrara, City Clerk