

MINUTES

Meeting of the Scotts Valley City Council

Date: March 19, 2014

POSTING:

The agenda was posted on 3-14-14 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 and MOMENT OF SILENCE

ROLL CALL

Present:

Arrived at 6:25 pm

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
Senior Planner Fodge
City Clerk Ferrara

COMMITTEE REPORTS

CM Johnson reported that the Santa Cruz County Regional Transportation Commission met and passed their preliminary budget.

CM Aguilar reported that AMBAG met and was presented with a certificate of achievement for excellence in financial reporting for fiscal year 2011-12. She reported that they also reviewed the Monterey Bay Regional Overall Work program and budget for fiscal year 2014-15, which includes various transportation projects and studies. As AMBAG's representative to CALCOG, she attended a meeting regarding transportation funding, which included a pilot program charging vehicles per mile traveled.

CM Lind reported that she attended a Water Subcommittee meeting with the Scotts Valley Water District and their main discussion centered around the possibilities, logistics, and viability of entering into an agreement with Pasatiempo to provide recycled water.

CM Lind reported that the Seniors Council Area Agency on Aging met and discussed declining funding and its impacts on the programs offered by the Seniors Council. She stated that they are operating at their 1984-1985 funding levels and they are trying to work with the State government in order to keep these programs alive.

CITY MANAGER REPORT

- (1) The Senior Center will be celebrating their 25th anniversary on Friday, April 11, at 5 pm. People should contact the Senior Center at 438-8666 for more information.
- (2) Hocus Pocus, MacDorsa, Skypark and Siltanen parks all received new wood chips.
- (3) We have seen an increase in enrollment in the School-Age Recreation programs. The staff has had the opportunity to attend a of couple trainings: Title 22 Licensing (State Licensing Requirements) and Bullying in Schools.
- (4) Aquatics is gearing up to begin in April. New this Spring are weekend swim lessons, recreational swim, pools parties (both public and private), practice swim for participants and warm water adult exercise class.
- (5) Recreation will also be starting a skateboard camp over the school spring break (March 31 to April 4). They will also have it during the summer as well. For more information on both the aquatics and skateboard programs, call the Recreation at 438-3251.
- (6) We received an application for a 4-lot subdivision just north of Polo Ranch.
- (7) We also received an application for a private school to occupy the former Bethany office building on Tabor Drive across from Vine Hill School. It will be for 25-40 children with special needs. Their starting and ending hours are 9 - 4 which should not conflict with the Vine Hill School traffic.
- (8) A dental office will be going into the first commercial building at Woodside. It will provide services ranging from basic dental care to dental surgery.
- (9) Happy to announce that we have hired Rich Pratt as our new Senior Building Inspector/Code Enforcement Officer.

PUBLIC COMMENT

Gary Richard Arnold, expressed concerns regarding politics in Santa Cruz County, California and the nation.

Richard Wilkewitz, Friends of the California Current, spoke in opposition to a plastic bag ban as these bans increase the use of paper bags, which he stated, based on scientific study and research, has much higher negative impacts on the environment than plastic bags.

ALTERATIONS TO CONSENT AGENDA

M/S: Aguilar/Johnson

To approve the Consent Agenda.

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

Consent Agenda:

- A. Approve City Council meeting minutes of 3-5-14
- B. Approve check register – 3-7-14
- C. Approve Resolution No. 960.79 authorizing execution of subdivision improvement agreement for The Manor at Scotts Valley, 4803 Scotts Valley Drive, APN 022-082-58

- D. Approve Resolution No. 1890 objecting to the tax-defaulted sale of APN 021-271-03 and authorizing the City Manager to execute all necessary documents to purchase property
- E. Approve Resolution No. 1442.3 authorizing the examination of transactions (sales) and use tax records
- F. Approve extension of Exclusive Negotiation Agreement (ENA) between the City of Scotts Valley and Property Development Centers, LLC for the Scotts Valley Town Center
- G. Approve extension of fee deferral for impact fees in the amount of \$786,200 for the hotel project on Scotts Valley Drive

ALTERATIONS TO REGULAR AGENDA

M/S: Johnson/Lind

To approve the Regular Agenda.

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

REGULAR AGENDA

1. **Presentation from the Santa Cruz County Regional Transportation Commission (SCCRTC) of draft 2014 Santa Cruz County Regional Transportation Plan (RTP) and request for input**

George Dondero, Executive Director, SCCRTC, spoke regarding the Regional Transportation Plan (RTP) and responded to questions from Council.

Ginger Dykaar, Transportation Planner, SCCRTC, gave a PowerPoint presentation regarding the 2014 Draft Santa Cruz County Regional Transportation Plan and responded to questions from Council. She stated that the last day for comments on the RTP is April 8 and they encourage input from Council and the public, additional information and the entire RTP is available at www.sccrtc.org, and the Final 2014 RTP is scheduled to be approved on June 26, 2014.

Dominic Butaitis, questioned why Caltrans does not do more work at night instead of during the day because of the severe traffic backups that they cause during the day. Mayor Reed advised Mr. Butaitis to provide his contact information to City staff so that we can forward him any information we can obtain regarding his concerns.

Paul McGrath, Commute Consultant for RideSpring and Santa Cruz resident, provided comments regarding the 2014 Santa Cruz County Regional Transportation Plan.

2. **Update from Scotts Valley Community Theater Guild (SVCTG) for the property located at 251-A Kings Village Road, APN 022-211-80 in accordance with memorandum of understanding between the City of Scotts Valley and the SVCTG**

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

Lee Besse, representing the Scotts Valley Community Theater Guild (SVCTG), gave a PowerPoint presentation and update on the SVCTG's progress to date and responded to questions from Council.

The City Council directed City staff to obtain estimates in order to clean out the space and make it more accessible and marketable.

PUBLIC HEARINGS

3. **Consideration adoption of urgency Ordinance No. 16.133.1 extending a temporary moratorium on outdoor storage uses located on Mt. Hermon Road and Scotts Valley Drive for 10 months and 15 days to allow staff more time to research issues and return to the City Council with an update**

VM Bustichi recused himself due to a conflict of interest.

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

PUBLIC HEARING OPENED - 7:52 PM

No one came forward.

PUBLIC HEARING CLOSED - 7:52 PM

M/S: Johnson/Lind

To approve urgency Ordinance No. 16.133.1 extending a temporary moratorium on outdoor storage uses located on Mt. Hermon Road and Scotts Valley Drive for 10 months and 15 days to allow staff more time to research issues and return to the City Council with an update, and waive the reading thereof.

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

REGULAR AGENDA

(Resumed)

4. **Future Council agenda items**

CM Johnson requested that the plastic bag ban be moved to April 16 as he will not be able to attend the April 2 meeting.

VM Bustichi requested a future agenda item to obtain and review a list of surplus items in the vacant portion of the library building on Kings Village Road.

The City Council recessed at 8:00 pm in order for the Successor Agency Board of Directors to meet.

The City Council reconvened at 8:10 pm and convened to closed session.

CONVENE TO CLOSED SESSION

The City Council convened to closed session at 8:10 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
- (2) Pursuant to Government Code Section 54956.9am 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. CV177221
- (3) Pursuant to Government Code Section 54956.8, the City Council met in closed session to confer with their legal counsel regarding real property negotiations, APN's 022-211-36, 022-601-01, 022-721-06.
- (4) Pursuant to Government Code Section 54956.8, the City Council met in closed session to confer with their legal counsel regarding real property negotiations, APN's 022-601-06, 022-601-07, 022-601-08.
- (5) Pursuant to Government Code Section 54956.8, the City Council met in closed session to confer with their legal counsel regarding real property negotiations, APN 024-281-04.

RECONVENE TO OPEN SESSION

The City Council reconvened to open session at 8:38 p.m.

REPORT ON ACTION TAKEN DURING CLOSED SESSION

Mayor Reed announced that there was nothing to report.

ADJOURNMENT The meeting adjourned at 8:38 p.m.

Approved: _____
Jim Reed, Mayor

Attest: _____
Tracy A. Ferrara, City Clerk