

MINUTES

Meeting of the Scotts Valley City Council

Date: August 20, 2014

POSTING:

The agenda was posted on 8-15-14
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:

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

CM Lind reported that LAFCO held a public hearing and approved the reorganization/merger of Lompico and the San Lorenzo Valley Water District. She stated that the LAFCO Executive Officer will mail notices to landowners affected by the reorganization/merger in early September, and the deadline for submitting written protests will be in October. She stated that if more than 50% of the Lompico voters protest, the reorganization will be terminated, if between 25% and 50% of either the Lompico voters or the Lompico landowners protest, an election will be called of the Lompico voters. The outcome will be determined by a majority to those voting.

CM Lind reported that the Criminal Justice Council (CJC) met and received a presentation on keeping kids in school by Judge Heather Morris and the CJC discussed the effect of high absenteeism in schools, especially at the Kindergarten level. She also stated that September is "School Attendance Awareness" month.

CM Lind reported that the Seniors Council Area Agency on Aging met and discussed operations and funding, which is finally in the black after several years. She reported that Project SCOUT gave a presentation on the support they provided to seniors with filing taxes.

CITY MANAGER REPORT

- (1) Kristin Ard has come up with another great idea. We will have movie night at Skypark. The first one will be Friday, October 17, with a Halloween theme: Hotel Transylvania. Admission is free. There will be popcorn and drinks for purchase. Movie will start at 7 pm. We will have more promotional materials as the time gets closer.

- (2) Volunteers are starting work on the pump track.
- (3) We installed a larger display case at the library. We use the display case to post agendas for Council and Commission meetings. The previous display case was not large enough when there were numerous meetings going on. The old display case was moved to the other side of the entryway to the library to be used by the library.
- (4) Today was the first day of training for the City's inaugural group of 6 police explorers. Lt Wilson provided some details on their first day.
- (5) We had our oral board interviews yesterday for the WWTP Supervisor position. We had 5 candidates. Public Works Director Scott Hamby will conduct second interviews later this week. We hope to have someone selected by next week.
- (6) We swore in two new officers: Joe Susco and Mitchell Pfyl. We will have a third new officer sworn in on September 2. His name is Nick Vlahandreas.
- (7) The Safe Route to School Project which is putting in a sidewalk in front of Vine Hill School will not be completed before school starts next week. City staff and the contractor are in communication with the School District to ensure that construction activities do not interfere with morning and afternoon student drop-off and pick-up times.
- (8) Received assessed values from the County for 2014-15. The secured roll for Scotts Valley is increasing 6.38%. Had budgeted about 1.5% increase. Difference (increase) is about \$35,000.
- (9) The Senior Center had their annual tri-tip BBQ dinner last Friday. As tradition has it, the Public Works Director and City Manager help out with the BBQ'ing. Scott Hamby did an excellent job on the BBQ (rare, just like they wanted it). I gave moral support during the BBQ'ing which was critical to the operation, and I also helped with the slicing of the meat.

PUBLIC COMMENT

Debbie Muth, Scotts Valley resident, submitted a letter to express her concerns regarding her bee keeping application that was reviewed by the Planning Commission.

Gary Richard Arnold expressed concerns about politics in the nation and encouraged the Council to keep their police independent.

Wendy Brannan, Scotts Valley Parks & Recreation Commissioner, expressed concerns about process and bypassing the Parks & Recreation Commission and the Arts Commission, specifically regular items 2 and 3 on this agenda.

Nicole DeLauder, Executive Director of the Scotts Valley Chamber of Commerce, provided a report on the recent Scotts Valley Art & Wine and Festival, and thanked all the sponsors, volunteers and participants that help to make this festival possible. She stated that they saw an increase in out of town visitors, however, they saw a decrease in sales, possibly due to other festivals and events in the area.

Manfre, Coffee Cat, representing business owners and managers in the Scotts Village Shopping Center, read a letter expressing concerns about the potential loss of a grocery anchor store in their shopping center that generates the traffic they need to stay in business. He requested that Safeway allow a specialty grocer in their vacant space if they do move to the Town Center.

ALTERATIONS TO CONSENT AGENDA

M/S: Lind/Bustichi

To approve the Consent Agenda with Council Members Aguilar and Johnson abstaining on Item A as they were absent from that meeting.

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

Consent Agenda:

- A. Approve City Council meeting minutes of 8-6-14
- B. Approve check register – 8-8-14, 8-7-14
- C. Approve denial of claim for reimbursement from Michael Beckwith in the amount of \$364.00
- D. Approve Resolution No. 1551.23 establishing salary levels and establishing the Management compensation benefit package for the Scotts Valley Management Team
- E. Approve Change Order No. 1, increasing the contract amount to Anderson Pacific Engineering for the Wastewater Treatment Facility Sludge Thickening System Project by \$26,796.69
- F. Approve six month extension of memorandum of understanding (MOU) between the City of Scotts Valley and the Scotts Valley Community Theater Guild (SVCTG)

ALTERATIONS TO REGULAR AGENDA

M/S: Bustichi/Aguilar

To approve the Regular Agenda.

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

REGULAR AGENDA

1. **Consider approval of mural at Siltanen Park on the wall in the outfield of the girls' softball field**

CM Ando presented the written staff report and responded to questions from Council.

David Payne, representing Scotts Valley Girls' Softball, spoke regarding the volunteer mural project that they are proposing on the wall in the outfield of the girls' softball field. He stated that all labor and supplies will be donated. He requested that the Council consider terminating the fence.

Wendy Brannan, Scotts Valley Parks & Recreation Commission, expressed concerns about shortening the field in order to provide the pathway and requested additional dialogue on this item.

M/S: Bustichi/Aguilar

To approve the mural project at Siltanen Park.

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

2. Consider placement and reconstruction of Octagon Building

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

CM Aguilar asked if the oak tree could be milled into planks, and what it would cost, in order to use those planks to rebuild the Octagon building.

Chuck Fetter, Scotts Valley Historical Society, spoke in support of reconstructing the Octagon building in Area 2, where the oak tree at MacDorsa Park is currently located, for use as a historical museum and heritage park. They requested that some of money donated from Lennar, from the demolition of the Polo Barn, be used toward this building.

Debbie Muth, Scotts Valley Historical Society, spoke in support of reconstructing the Octagon building where the oak tree is currently located.

Wendy Brannan, Scotts Valley Historical Society, spoke in support of reconstructing the Octagon building where the oak tree is currently located. She also recommended that this be brought before the Parks & Recreation Commission for their input.

Eric Taylor, Cultural Resources Preservation Commissioner and Scotts Valley resident, spoke in support of reconstructing the Octagon building where the oak tree is currently located.

Jay Topping, Scotts Valley Historical Society, spoke in support of reconstructing the Octagon building where the oak tree is currently located.

The City Council expressed concerns about Area 2, the oak tree at MacDorsa Park, is it is currently part of a very active park.

M/S: Bustichi/Reed

To move forward with the Octagon building with the location at Area 1, the vacant area adjacent to the Scotts Valley Water District along Civic Center Drive.

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

3. Discussion and approval of use of funds from Polo Ranch project

CM Ando presented the written staff report and responded to questions from Council.

CM Aguilar recommended approving funds to repair the hillside erosion under the pool.

Wendy Brannan, Scotts Valley resident, requested that the City Attorney and City staff evaluate the appropriate use of these funds, and whether donating to separate foundations, non-profits, or the school district, is appropriate.

Lee Besse, Scotts Valley Community Theater Guild (SVCTG), stated that the SVCTG is currently attempting to raise funds, however, it is extremely difficult. He stated that the SVCTG is initially looking at opening the theater in 2015 with minimum facility upgrades, which they are calling PAC Lite. He stated that they are approximately \$100,000 short at this time and he requested a grant of \$100,000 so that they can open their doors six months from now. He stated that they have raised approximately \$15,000 to date and they have a large number of volunteer and labor donations lined up.

Debbie Muth, Scotts Valley Historical Society, requested funding for the painting of the Scott House. She also thanked Knox Roofing for donating the materials for the new roof on the Scott House.

Val Rebhahn, Scotts Valley Arts Commission, provided some detail regarding PAC Lite and spoke in support of funding for the SVCTG. He stated that schools and the city could use the facility.

CM Johnson made the following recommendations: repairing the hillside erosion under the pool, but possibly doing it partially in-house so that it does not cost \$20,000; chairs and tables at the Community Center as this is a rental facility; and repair of retaining walls at MacDorsa Park; \$25,000 toward the SVCTG; recreation van; replacing the pool cover; resurfacing the tennis courts; and possibly some money to the Historical Society for the Octagon building. He also recommended further study regarding the modular units before committing funds, and contributing \$10,000 to place turf on a 50 x 35 yard surface at the High School that is used by multiple athletic groups.

CM Lind made the following recommendations: repairing the hillside erosion under the pool; wheelchair access platforms; painting of the Scott House; seed money for the SVCTG; seed money for the Octagon building; ADA drinking fountains; and look into using some of the funds to hire a grant writer to help generate additional funds to be used for recreational purposes.

CM Aguilar agreed with the recommendations mentioned by CM Johnson and CM Lind and recommended \$25,000 for the Historical Society as seed money to do fundraisers and move forward. She also recommended approving the \$5,500 to add a back door and outside patio to the Senior Center.

Mayor Reed made the following recommendations: repairing the hillside erosion under the pool; painting of the Scott House; turf field at the high school as recommended by CM Johnson; figure out a long term strategy for the modulars; address safety concerns identified by Parks & Recreation Commissioner Brannan at parks and facilities; contribution to SVCTG; and, contribution to Historical Society for Octagon building.

CM Lind recommended including the Shugart Dog Park on the list of projects.

M/S: Bustichi/Aguilar

To approve the following expenditures: \$20,000 for the hillside erosion under the pool; \$2,500 for the retaining wall repairs at MacDorsa Park; \$7,000 for wheelchair entry/access ramps at MacDorsa, Siltanen, Hocus Pocus, and Skypark; funds to replace chairs at the Community Center with the possibility of tables; \$25,000 pledge to the Scotts Valley Community Theater Guild to be used for specific items to stay within the theater; \$12,500 pledge for the Octagon building for materials, Historical Society to come back to Council back as they move forward and have plans; \$10,000 for turf area at the high school; \$7,500 to replace the pool cover; \$35,000 for a new parks & recreation van to transport children. Carried 5/0 (AYES: Aguilar, Bustichi, Johnson, Lind, Reed)

4. Future Council agenda items

CM Aguilar recommended a future agenda item to look at possibly revising the City's current beekeeping ordinance.

Mayor Reed stated that he would not be able to attend the September 17 City Council meeting and requested a future agenda item to consider cancellation of the September 17 meeting.

CONVENE TO CLOSED SESSION

The City Council convened to closed session at 9:24 p.m. to discuss the following items:

- (1) 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.
- (2) Conference with legal counsel regarding existing litigation.
Legal Authority: Govt Code Section 54956.9a
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
Staff Present: City Manager, City Attorney, Community Development Director/
Deputy City Manager
- (3) Conference with legal counsel regarding existing litigation.
Legal Authority: Govt Code section 54956.9a
Name of Case: City of Scotts Valley vs. County of Santa Cruz, et al
Case No. CV177221
Staff Present: City Manager, City Attorney, Community Development Director/
Deputy City Manager

RECONVENE TO OPEN SESSION

The City Council reconvened to open session at 9:40 p.m.

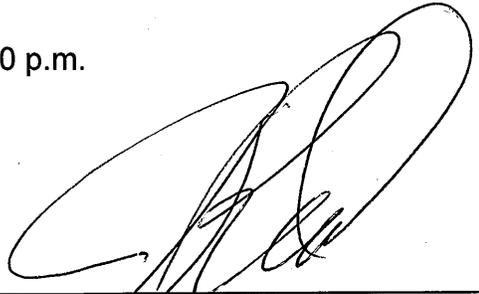
REPORT ON ACTION TAKEN DURING CLOSED SESSION

Mayor Reed announced that there was nothing to report.

ADJOURNMENT

The meeting adjourned at 9:40 p.m.

Approved:



Jim Reed, Mayor

Attest:



Tracy A. Ferrara, City Clerk