

MINUTES

Meeting of the Scotts Valley City Council

Date: October 15, 2014

POSTING:

The agenda was posted on 10-10-14 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
Principal Planner Bateman
City Clerk Ferrara

SPECIAL SET MATTER

Mayor Reed presented a Mayor's Proclamation for College Awareness Week - October 27 through November 3, 2014 to Ray Kaub from Cabrillo College

COMMITTEE REPORTS

VM Bustichi reported that the Santa Cruz Metropolitan Transit District (SCMTD) has been holding a series of workshops on the upcoming structural deficit for the SCMTD in order to determine what can be done to manage the deficit.

CM Aguilar reported that AMBAG met and completed their draft AMBAG procurement policies and procedures manual, which was required by the State, and it is available at www.ambag.org. She also reported that AMBAG has been in dispute with the State for three years over what AMBAG believed was a \$35,000 overpayment to the State, and the State finally acknowledged the error and returned the \$35,000. She stated that they also received an update and presentation on the HERO Program and the California First PACE Program.

CM Lind reported that the Seniors Council met and discussed senior transportation concerns, including a bus route issue at La Posada. She announced that Supervisor McPherson has announced a vacancy on the Seniors Commission to represent San Lorenzo Valley and Scotts Valley area, any interested parties can call 454-2200. She also reported that their latest Senior needs assessment survey will be coming out soon.

Mayor Reed reported that the Library Joint Powers Board met and discussed the possibility of putting together a bond measure for the ballot.

CITY MANAGER REPORT

- Michael Popiel, the City's new Wastewater Plant Superintendent was introduced by Public Works Director Hamby.
- The Community Garden grand opening was held last Saturday. We had a nice turnout with it being dedicated to Annette Marcum. The new Executive Director of Valley Churches United, Dave Mills, was introduced.
- On Thursday, October 23rd at noon, the Scotts Valley Police Department will be hosting their annual Red Ribbon Week BBQ at MacDorsa Park. Council members, allied police agency representatives and community leaders will be invited. This event kicks off Red Ribbon Week, which celebrates a commitment to drug free and healthy lifestyles.
- Paving on Tabor Drive has been completed and all sidewalks are in around Vine Hill School.
- There will be a free movie in the park is this Friday, October 17th in Skypark, weather permitting. If not, it will be in the Community Center. The movie is Hotel Transylvania and the Parks & Recreation Advocates are paying for the movie.

PUBLIC COMMENT

Casey Beyer, Silicon Valley Leadership Group, announced the Tenth Anniversary of the Silicon Valley Turkey Trot, which is a 5k run/walk and 10k run, being held on Thanksgiving Day in downtown San Jose. Additional information and registration is available at www.svturkeytrot.com. This event raises funds for a variety of groups, including Second Harvest Food Bank.

Melanie Sobel, General Manager of Santa Cruz County Animal Shelter, brought a microchip proposal before the Council requesting that the local agencies amend their local ordinances to require microchipping of dogs and cats.

CM Lind announced the Scotts Valley Chamber of Commerce Annual Award Dinner being held on November 8, 2014 at the Scotts Valley Community Center. Additional information and tickets are available by contacting the Chamber of Commerce at 831-438-1010.

ALTERATIONS TO CONSENT AGENDA

M/S: Aguilar/Johnson

To approve the Consent Agenda.

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

Consent Agenda:

- A. Approve City Council meeting minutes of 9-24-14, 9-3-14
- B. Approve check register – 10-3-14, 9-22-14
- C. Approve of 2014-2015 expenditures for the State Supplemental Law Enforcement Services Fund (SLESF) / Citizens Option for Public Safety (COPS)

ALTERATIONS TO REGULAR AGENDA

CM Ando requested that the three items on the closed session agenda be cancelled.

M/S: Lind/Johnson

To approve the Regular Agenda as amended removing the three items from the closed session agenda.

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

REGULAR AGENDA

1. Oral presentation from Assembly Member Mark Stone

Assembly Member Mark Stone provided a legislative update and responded to questions from the Council.

PUBLIC HEARINGS

2. Consideration of Planning Commission's recommendation of approval for a General Plan amendment, Zoning Ordinance amendment, Planned Development District, Planned Development permit, Use Permit and Design Review applications for the redevelopment of the existing Bethany University Campus site into an Educational Learning Center for the 1440 Foundation

PP Bateman presented the written staff report and responded to questions from Council. He introduced Bill Wiseman, Kimley-Horn Associates, who prepared the environmental review.

Bill Wiseman, Kimley-Horn Associates, gave a PowerPoint presentation that provided an overview of the project and its two proposed phases, and responded to questions from Council.

CM Aguilar recommended the following changes/corrections:

- Page 13, condition 12: Integrate the phrase "intelligent lighting" within the paragraph;
- Page 16, condition 18d: Add to the end of the paragraph, "The analysis will evaluate the structure to see if it is needed based on the occupancy, which is estimated to range from 30% to 60%, and include analysis of the RV area for parking."
- Page 17, add condition 18j: "Incorporate rubberized parking surface for the west parking lot, to minimize noise."
- Page 18, condition 27: Include "tree fencing" in this condition.
- Page 22, condition 60 is identical to condition 83 on page 24, remove condition 83.
- Page 22, condition 65 is identical to condition 72 on page 23, remove condition 72.
- Page 26, condition 92 is identical to condition 103 on page 26, remove condition 103.

Scott Kriens, 1440 Foundation, thanked the Council and community for their support and constructive input.

PUBLIC HEARING OPENED - 8:00 PM

Denise Grogan, Bethany Drive, spoke in support of the development.

Garin Charlet, Bethany Drive, spoke in support of the development.

Shane Hoessel, Tabor Drive, spoke in support of the development but expressed concerns regarding the parking garage and traffic.

Nelleke Demmer, Tabor Drive, spoke in support of the development but expressed concerns regarding the parking garage and traffic, and submitted a petition with 26 signatures opposing the both phase 1 and 2 parking plans.

Jim Jacobson, Bethany Drive, spoke in support of the development, but expressed concerns regarding the parking garage and the impacts of widening of the street.

PUBLIC HEARING CLOSED - 8:15 PM

M/S: Aguilar/Johnson

To approve Resolution No. 1895 approving the mitigated negative declaration for the redevelopment of the existing Bethany University campus site into an educational learning center for the 1440 Foundation located at 800 Bethany Drive with amended conditions as shown above.

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

M/S: Aguilar/Johnson

To approve Resolution No. 1119.31 approving a General Plan text amendment (GPA14-002) to facilitate the redevelopment of the existing Bethany University campus due to the recent departure of Bethany University from the City of Scotts Valley.

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

M/S: Aguilar/Johnson

To approve first reading and introduction of Ordinance 16.135 amending Title 17.36 (Special Treatment Combining District regulations) of the Scotts Valley Municipal Code to amend the requirements related to the redevelopment of the existing Bethany University campus site into an educational learning center for the 1440 Foundation located at 800 Bethany Drive, and waive the reading thereof.

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

M/S: Aguilar/Johnson

To approve first reading and introduction of Ordinance 16-ZC-223 approving a planned development district (PD14-001) for the redevelopment of the existing Bethany University campus site into an educational learning center for the 1440 Foundation located at 800 Bethany Drive, and waive the reading thereof.

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

M/S: Aguilar/Johnson

To approve Resolution No. 1895.1 approving a planned development permit (PD14-001) for the redevelopment of the existing Bethany University campus site into an educational learning center for the 1440 Foundation located at 800 Bethany Drive with amended conditions as shown above.

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

M/S: Aguilar/Johnson

To approve Resolution No. 1895.2 approving a use permit (U14-006) for the redevelopment of the existing Bethany University campus site into an educational learning center for the 1440 Foundation located at 800 Bethany Drive, with amended conditions as shown above.

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

M/S: Aguilar/Johnson

To approve Resolution No. 1895.3 approving design review (DR14-005) for the redevelopment of the existing Bethany University campus site into an educational learning center for the 1440 Foundation at 800 Bethany Drive, with amended conditions as shown above.

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

REGULAR AGENDA

(Resumed)

3. Future Agenda Items

None.

~~CONVENE TO CLOSED SESSION~~

The City Council convened to closed session at _____ 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. Location/APN's: The City of Scotts Valley ocean outfall pipeline starting at the City's wastewater facility, APN 021-061-25 and through Hocus Pocus Park, APN 021-061-45 which runs along Whispering Pines Drive, to Estrella Drive, to Lockwood Lane to Graham Hill Road with turnouts located off of Sims Road and Deer Path Road onto APN 060-011-02, the Pasatiempo Golf Club.
- (2) Pursuant to Government Code Section 54956.9a, the City Council met in closed session 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
- (3) Pursuant to Government Code Section 54956.9a, the City Council met in closed session with their legal counsel regarding existing litigation. Name of Case: City of Scotts Valley vs. County of Santa Cruz, et al, Case No. CV177224

~~RECONVENE TO OPEN SESSION~~


The City Council reconvened to open session at _____ p.m.

~~REPORT ON ACTION TAKEN DURING CLOSED SESSION~~

Mayor Reed announced that there was nothing to report.

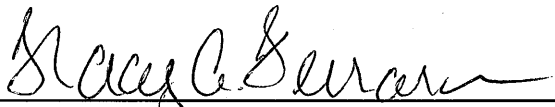
ADJOURNMENT The meeting adjourned at 8:48 p.m.

Approved:



Jim Reed, Mayor

Attest:



Tracy A. Ferrara, City Clerk