

MINUTES

Meeting of the Scotts Valley City Council

Date: January 21, 2015

POSTING:

The agenda was posted on 1-16-15
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 Bustichi
Vice Mayor Lind
Council Member Johnson
Council Member Reed

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

Absent:

Council Member Aguilar

COMMITTEE REPORTS

VM Lind reported that the Criminal Justice Council met and there are grant monies that have been received by the County to develop a sobering center that would benefit the community, police departments, and the jail facility.

CM Reed reported that the Library JPA Board met and received a report on a library poll regarding a possible ballot measure for capital improvements in 2015. He reported that the Board has decided to reconsider options for 2016.

CM Johnson reported that he attended a Library JPA Board meeting where a discussion was held regarding the succession of the Library Director position with the retirement of Library Director Teresa Landers in July of 2015.

CM Johnson reported that as a representative of the Santa Cruz County Regional Transportation Commission he attended the ribbon cutting and dedication celebrating the official opening of the Arana Gulch Multi-Use Trail Project at the Frederick Street entrance on January 14, 2015.

Mayor Bustichi reported that the Santa Cruz Metropolitan Transit District Board (SCMTD) met, and after the November 2014 election, they have six new board members. He reported that the SCMTD continues to work on their facilities on Highway 9, and they are working on filling their Facilities Manager position that is vacant following a retirement.

Mayor Bustichi reported that the City Select Committee meeting met with the newly elected Mayors, and discussed a variety of issues including looking at solar permit consistency and streamlining throughout the County for all jurisdictions.

CITY MANAGER REPORT

- I attended a Parks and Recreation Advocates board meeting last week on Tuesday. The Advocates approved funding for two "Movies in the Park" this year in May and October. They run about \$1,500 each, so total funding is \$3,000. Last October was the first movie and it was a huge success with about 600 people in attendance. I will let you know once the movie for May has been selected.
- We had an emergency storm water repair take place last week on Granite Creek Road near the city limits by Lauren Circle. A 2-ft diameter storm drain pipe collapsed undermining the roadway. Construction crews replaced the entire pipe crossing under Granite Creek Road.
- I met with Donna Lind and Scott Hamby yesterday to discuss AB 1826. This bill requires a commercial business to arrange recycling services for organic waste by January 2017 for our area. Scott will come to Council in the near future to discuss working with the Integrated Waste Management Local Task Force to come up with an RFP to provide these services. If Scotts Valley participates in developing this RFP, we would be under no obligation to contract with any company because of it. Scott will also be talking with representatives of Green Waste Recovery who currently provides our solid waste disposal services.
- A week ago Monday the League of California Cities hosted a webinar with the Principal Program Budget Analyst from the State Department of Finance discussing the Governor's budget proposal as it relates to the RDA dissolution process. They are trying to make the process more streamlined because starting July 1, 2016, there will no longer be one Oversight Board for each successor agency, but only one Oversight Board per county. To decrease the burden on the one Oversight Board reviewing/approving all successor agency ROPS, they will be going to an annual ROPS with the first one due February 1, 2016. And, under certain conditions, a successor agency could file a "Last and Final" ROPS whereby all of the obligations are agreed to by the State and the County would make all of the payments in the future. The State and Oversight Board would no longer need to approve future ROPS.

PUBLIC COMMENT

No one came forward.

ALTERATIONS TO CONSENT AGENDA

CM Reed requested that Item C be moved to the regular agenda for discussion.

M/S: Reed/Lind

To approve the Consent Agenda as amended moving Item C to the regular agenda for discussion.

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

Consent Agenda:

- A. Approve City Council meeting minutes of 12-17-14
- B. Approve check register – 12-22-14
- C. Approve and ratify Council Member Jim Reed's appointment of Marci-Beth Maple to the Parks & Recreation Commission to replace Wendy Brannan
- D. Ratify the attached Agreement for Professional Services between the City of Scotts Valley and Bowman & Williams, designating Joel F. Ricca, RCE 53588, Principal Engineer for Bowman & Williams Consulting Civil Engineers, to perform the duties of Acting City Engineer on behalf of the City

**ALTERATIONS TO
REGULAR AGENDA**

M/S: Reed/ Johnson

To approve the Regular Agenda as amended moving Item C from the consent agenda to the regular agenda for discussion.

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

REGULAR AGENDA

- C. **Approve and ratify Council Member Jim Reed's appointment of Marci-Beth Maple to the Parks & Recreation Commission to replace Wendy Brannan**

CM Reed thanked Wendy Brannan for her many years of service and dedication to the Parks & Recreation Commission. He also welcomed Marci-Beth Maple to the Commission.

M/S: Reed/Lind

To approve and ratify Council Member Jim Reed's appointment of Marci-Beth Maple to the Parks & Recreation Commission to replace Wendy Brannan.

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

- 1. **Consider approval of Reimbursement Agreement for Building Inspection, Plan Check, Civil Engineering, and Other Services between the City of Scotts Valley and 1440 DEVCO, LLC and authorize the City Manager to execute the agreement**

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

M/S: Johnson/Reed

To approve the Reimbursement Agreement for Building Inspection, Plan Check, Civil Engineering, and Other Services between the City of Scotts Valley and 1440 DEVCO, LLC and authorize the City Manager to execute the agreement.

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

2. **Consider approval of Resolution No. 1898 preventing U-turns for northbound traffic on Scotts Valley Drive at Oak Creek Boulevard**

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

M/S: Lind/Johnson

To approve Resolution No. 1898 preventing U-turns for northbound traffic on Scotts Valley Drive at Oak Creek Boulevard and direct staff to install appropriate signage.

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

PUBLIC HEARINGS

3. **Consideration of Urgency Ordinance No. 16.133.2 extending the adopted Urgency Ordinance establishing a temporary moratorium on outdoor storage uses located on Mt. Hermon Road and Scotts Valley Drive, for a one year period, to allow more time to research issues and return to the City Council with recommendations**

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

Mayor Bustichi stated that in previous meetings regarding this subject he had recused himself from voting on this item because he had a potential financial interest; however, he no longer has that interest, so he will be voting on this item.

Mayor Bustichi and CM Reed expressed concerns about the time that has passed to date with no action on this item, and they do not feel comfortable extending this for a year.

CM Johnson recommended a six-month extension.

PUBLIC HEARING OPENED - 6:45 PM

No one came forward.

PUBLIC HEARING CLOSED - 6:45 PM

M/S: Johnson/Lind

To approve Urgency Ordinance No. 16.133.2 extending the adopted Urgency Ordinance establishing a temporary moratorium on outdoor storage uses located on Mt. Hermon Road and Scotts Valley Drive, for a six month period, to allow more time to research issues and return to the City Council with recommendations, and waive the reading thereof.

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

4. **Continued from Regular City Council Meeting of 12-17-14: Consideration of a Mitigated Negative Declaration and Minor Land Division to divide a vacant 15-acre lot into four lots for future residential construction, and Design Review to create cuts of 2H:1V, allow private access road slopes between 15.1% - 20%, and a private access road width of 20 feet in the Rural Residential (R-R-2.5) zone, Timber Ridge Lane, APN 024-021-26**

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

M/S: Lind/Reed

To approve Resolution No. 1897 certifying mitigated negative declaration (MND05-001 for the "Gerald Smith Trust" 4-lot subdivision to create four lots for future single-family residential construction on a vacant 17.16-acre parcel located off Santa's Village Road, APN 024-021-26. Carried 4/0/1 (AYES: Bustichi, Johnson, Lind, Reed; ABSENT: Aguilar)

M/S: Johnson/Reed

To approve Resolution No. 1897.1 approving minor land division MLD13-001 and design review DR14-008 to create four (4) lots for future single-family residential construction and to allow 1) cuts/fill of 2H:1V, 2) private access road slopes of 15.1% - 20%, and 3) 20 feet wide private access roads on a vacant 15-acre parcel located on Timber Ridge Lane, APN 024-021-26.

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

REGULAR AGENDA

(Resumed)

5. **Future Council agenda items**

Mayor Bustichi requested a future agenda item to discuss expansion of sewer service to Manana Woods, Apple Valley, and other surrounding areas.

CONVENE TO CLOSED SESSION

The City Council convened to closed session at 7:06 p.m. to discuss the following items:

- (1) Pursuant to Government Code Section 54957.6, the City Council met in closed session to confer with their labor negotiation regarding employee negotiations with SEIU, Mid Management Group, Management Group, Scotts Valley Police Bargaining Unit, Scotts Valley Police Supervisors Association.
- (2) Pursuant to Government Code Section 54956.9b, the City Council met in closed session to confer with their legal counsel regarding potential litigation - 1 case.
- (3) 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.

- (4) 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. CV177221.
- (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's: 022-211-36, 022-601-01, 022-721-06.

RECONVENE TO OPEN SESSION

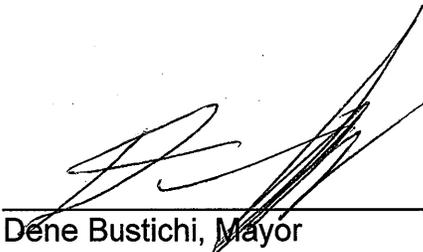
The City Council reconvened to open session at 8:15 p.m.

REPORT ON ACTION TAKEN DURING CLOSED SESSION

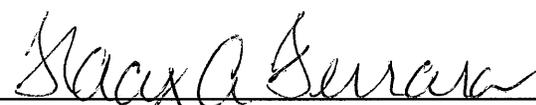
Mayor Bustichi announced that there was nothing to report.

ADJOURNMENT The meeting adjourned at 8:15 p.m.

Approved:



Dene Bustichi, Mayor

Attest: 

Tracy A. Ferrara, City Clerk