

# MINUTES

## Meeting of the Scotts Valley City Council

**Date: December 2, 2015**

**POSTING:**

The agenda was posted on 11-25-15 at City Hall, the SV Senior Center, and the SV Library, by the City Clerk.

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**CALL TO ORDER**                      6:00 p.m.

**PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE**

**ROLL CALL**

Present:

Mayor Bustichi  
Vice Mayor Lind  
Council Member Aguilar  
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  
Police Sergeant Milroy  
City Clerk Ferrara

**COMMITTEE REPORTS**

CM Johnson reported that the Santa Cruz County Regional Transportation Commission met and discussed the expenditure plan that is being discussed for the ½ cent sales tax that is being proposed for the November 2016 ballot. He also reported that a meeting is being held tomorrow, December 3, at the County Board of Supervisors meeting room to discuss expenditure plan further.

CM Aguilar reported that the League of California Cities Board of Directors met to discuss transportation funding.

Mayor Bustichi reported that the Santa Cruz Metropolitan Transit District (SCMTD) Board met and discussed concerns the Board has with verbage in the proposed ½ cent sales tax expenditure plan and the control that the Santa Cruz County Regional Transportation Commission would have over those funds. He also reported that he attended a conference in Pasadena last week with SCMTD General Manager Alex Clifford and SCMTD staff.

**CITY MANAGER REPORT**

- The contractor has completed the improvements at the Bocce Ball courts at Skypark. New sidewalks have been installed and the grading and drainage work is complete. City crews will now finish the project by replacing the grass next week in areas that were re-graded.

- City crews continue to work in the creeks with Cal Fire crews. Work was postponed this week due to a shortage of City staff, however, will continue and most likely finish next week. City crews are also pruning trees and keeping storm drains clear in preparation for winter rains.
- We have received the prescription discount cards. This is the program offered by the League of California Cities. I've provided Council with a card. Even though it says "City of Scotts Valley" on it, you do not have to be a resident of Scotts Valley to have a card. They are accepted in over 65,000 pharmacies nationwide, including all major pharmacy chains. They can be used for all members of the family. We will be placing the cards at the City Hall, Senior Center, Recreation Office, and the library. I used the pharmacy locator on the website provided. I searched zip code 95066 with a 10-mile radius. It brought up CVS and Walgreens in Scotts Valley, CVS and Rite Aid in Felton, Horsnyder, Costco and Safeway in Santa Cruz, just to name a few.

### **PUBLIC COMMENT**

Wendy Brannan, Scotts Valley Historical Society (SVHS), spoke regarding current improvements to the Scott House and invited everyone to attend the SVHS Open House of the Scott House this Saturday, December 5<sup>th</sup> at 2:00 pm, after their event on the Golden Age of Women's Polo in Santa Cruz County being held in the Scotts Valley City Council Chambers.

John Weiss, Chief of Police, invited everyone to attend the annual Christmas Tree Lighting ceremony on Saturday, December 5 from 4:00 pm to 8:00 pm at the Scotts Valley Community Center, hosted by the Scotts Valley Chamber of Commerce and Gateway Bible Church and sponsored by Scarborough Lumber.

Frank Kertai, SV resident, thanked the Scotts Valley Police Department and their staff for their quick response times.

VM Lind announced that next Tuesday, December 8<sup>th</sup> a Community Emergency Preparedness Workshop is being held at the Scotts Valley Community Center from 5:00 to 6:30 pm.

### **ALTERATIONS TO CONSENT AGENDA**

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

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

***M/S: Lind/Aguilar***

***To approve the Consent Agenda as amended moving Item C and 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 11-18-15
- B. Approve check register – 11-20-15, 11-13-15
- D. Approve Resolution No. 1911 approving the agreement to prefund other post-employment benefits and other related forms with the California Employers' Retirement Benefit Trust Fund through the California Public Employees Retirement System
- E. Approve new salary schedule for Recreation temporary employees, effective January 1, 2016
- G. Approve Resolution No. 1914 urging the State of California to provide new funding for public transportation infrastructure

#### **ALTERATIONS TO REGULAR AGENDA**

***M/S: Aguilar/Lind***

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

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

#### **REGULAR AGENDA**

**1. Oral presentation on legislative update from Assembly Member Mark Stone**

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

**C. Approve the 2014/2015 annual report of Development Impact Fees**

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

Wendy Brannan, SV resident, questioned the appropriate use of development impact fees by the City.

***M/S: Aguilar/Lind***

***To approve the 2014/2015 annual report of Development Impact Fees.***

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

**F. Authorize recruitment of Building Inspector**

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

Wendy Brannan, SV resident, recommended hiring someone who is a certified access specialist in order to deal with ADA compliance in-house instead of having to hire outside specialists.

***M/S: Aguilar/Lind***

***To authorize the recruitment of a Building Inspector.***

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

**2. Oral presentation of annual report for the Santa Cruz City/County Library System**

Janis O'Driscoll, Interim Library Director, gave an oral presentation of the Santa Cruz City/County Library System 2015 Annual Report, talked about how the library fits into the community, discussed the new library governance that is being proposed, and responded to questions from Council. She also announced that the new Library Director will be starting on December 10, 2015.

**3. Consideration of first reading and introduction of Ordinance No. 188 adding Chapter 5.22 of Title 5 of the Scotts Valley Municipal Code requiring tobacco retailer licenses and amending Chapter 8.25 of the Scotts Valley Municipal Code to regulate the sale of tobacco products**

Sgt Milroy presented the written staff report and responded to questions from Council.

Jim Murphy, Legislative Ambassador with the Cancer Action Network, spoke in favor of the Tobacco Retailer License (TRL) ordinance.

Christy Cole, Santa Clara resident and American Cancer Society representative, spoke in favor of the Tobacco Retailer License (TRL) ordinance.

Gina Cole, Chair of Santa Cruz County Tobacco Education Coalition, spoke in favor of the Tobacco Retailer License (TRL) ordinance.

***M/S: Aguilar/Lind***

***To approve first reading and introduction of Ordinance No. 188, adding Chapter 5.22 of Title 5 of the Scotts Valley Municipal Code requiring tobacco retailer licenses and amending Chapter 8.25 of the Scotts Valley Municipal Code to regulate the sale of tobacco products, and waive the reading thereof.***

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

**4. Consider authorizing City staff to work with Local Agency Formation Commission (LAFCO) on updating the sphere of influence boundaries**

CDD Kates presented the written staff report and responded to questions from Council. He stated that Patrick McCormick, Executive Officer of Santa Cruz LAFCO, was present at the meeting for questions.

Frank Kertai, Board Member of the Heritage Parks Association (Monte Fiore), spoke in support of this project so that the Gateway South area will be included in the Scotts Valley Water District.

***M/S: Aguilar/Lind***

***To authorize City staff to work with Santa Cruz LAFCO to begin the process of updating the Sphere of Influence boundaries.***

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

**5. Future Council agenda items**

None.

**CONVENE TO CLOSED SESSION**

The City Council convened to closed session at 7:50 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

**RECONVENE TO OPEN SESSION**

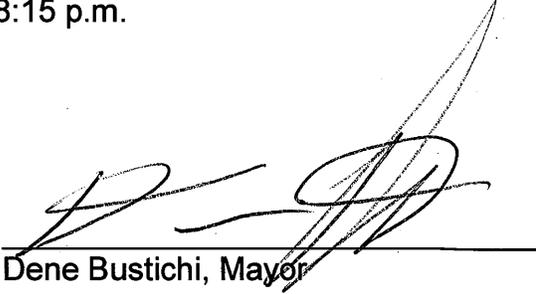
The City Council reconvened to open session at 8:15 p.m.

**REPORT ON ACTION TAKEN DURING CLOSED SESSION**

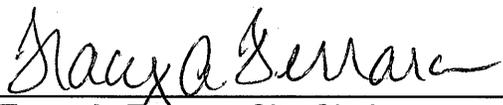
Mayor Bustichi announced that there was nothing to report.

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

Approved:

  
Dene Bustichi, Mayor

Attest:

  
Tracy A. Ferrara, City Clerk