

# MINUTES

## Joint Meeting of the Scotts Valley City Council and Redevelopment Agency Board of Directors

**Date: September 20, 2006**

**POSTING:**

The agenda was posted on 9-15-06  
at City Hall 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 Aguilar  
Vice Mayor Bustichi  
Council Member Barrett  
Council Member Johnson  
Council Member Marigonda

City Manager Comstock  
Deputy City Mgr/Admin Svs Dir Ando  
Police Chief Weiss  
Public Wks Director Anderson  
Community Development Dir Russell  
Recreation Division Manager Sudduth  
Administrative Analyst Roland

**COMMITTEE REPORTS**    CM Marigonda reported that the Monterey Bay Unified Air Pollution Control District (MBUAPCD) met and is dealing with the enforcement and implementation of new regulations by the California Resources Board in regards to portable equipment (ie. tractor motors, portable generators, etc.).

CM Barrett reported speeding complaints on Lockwood Lane were discussed at the Traffic Safety Advisory Committee meeting along with stop sign violations on Arabian Way and Lundy Lane. Also discussed was speeding on Skypark Drive and the timing of lights near the Middle School.

CM Barrett reported an ad hoc subcommittee was set up at the Joint City/School Committee meeting to look at new Middle School sites. They are also looking at coordination between the School and Transit District as to the bell schedule. The School District also introduced its Strategic Plan for 2006/2007, which can be referenced on their website at [SVUSC@santacruz.k12.us](mailto:SVUSC@santacruz.k12.us) .

CM Barrett reported that the Integrated Waste Management Meeting had discussed increased diversion of recyclables. They also stated that the Buena Vista Landfill might be extended 5 years. Also discussed was the Scotts Valley E-Waste event and CM Barrett reported that 48 pallets were filled up with equipment. The next event will be Saturday, October 14, 2006 for tires and appliances. He also stated they discussed the possibility of a regional compost facility in Watsonville.

CM Johnson reported the Skypark Subcommittee met and discussed the goals and aspirations of the Town Center. He reaffirmed that the subcommittee is dedicated to making this a City Council and citizen driven project. He stated the City will start the process of amending the specific plan and independently start the EIR apart from the developer. CM Bustichi thanked staff in keeping the project going in a forward direction. He stated this will allow the City to start the EIR quickly and is a good way for the City to keep this project on track. He stated that it will also let the City look at alternate sites for the propane tanks.

Mayor Aguilar congratulated the Senior Center on it's 17<sup>th</sup> birthday celebration.

Mayor Aguilar stated she attended the Monterey Bay Area Governments' Meeting and it focused on a grant available specific to a regional blueprint. She stated that they also discussed an Energy Grant that provides assistance to individuals, businesses and municipalities.

Mayor Aguilar stated she attended the California League of Cities Annual Conference in San Diego and attended an Economic Development Workshop. She talked about Prop 90 and its effect on eminent domain. The League position on Prop 90 is that it will make it difficult for jurisdictions to succeed in redevelopment, and they are hoping that the electorate will seriously look at bond issues on the ballot in November.

## **PUBLIC COMMENT**

CM Barrett stated the Cultural Commission is running its Open Studios Artists Tour coming up the first three weekends in October.

## **ALTERATIONS TO CONSENT AGENDA**

***M/S: Barrett / Marigonda  
To approve the Consent Agenda.  
Carried 5/0***

### **Consent Agenda:**

- A. Approve Joint City Council/RDA meeting minutes of 9-6-06
- B. Approve check register – 9-12-06
- C. Approve site rental agreement between MetroPCS California, LLC and the City of Scotts Valley for rental of a portion of 701 Lundy Lane // APN 021-271-01
- D. Approve expenditure of State Supplemental Law Enforcement Services Fund / Citizens Option for Public Safety (COPS)
- E. Approve Resolution No. 1791 acknowledging integration of the National Incident Management System (NIMS) into the Standardized Emergency Management System (SEMS) in California
- F. Approve Change Order No. 1 for the 2006 Mt. Hermon Road Rehabilitation Project in the amount of \$50,250 for the repair and overlay of Kings Village Road from the Scotts Valley Senior Center to Aviza
- G. Approve non-collection of fees for the use of Skypark Park for Ice Cream Social on May 20, 2007 and Scotts Valley Century Bike Ride on April 28, 2007 put on by Scotts Valley Educational Foundation (SVEF)

**ALTERATIONS TO  
REGULAR AGENDA**

***M/S: Barrett / Marigonda  
To approve the Regular Agenda.  
Carried 5/0***

**REGULAR AGENDA**

**1. Discussion: Annual skate park closure policy review**

RDM Sudduth presented the written staff reports and responded to questions from Council.

CM Barrett stated he usually goes out to the park once or twice a week and has observed better safety equipment compliance. He stated he approved of the City Manager having the option to close down the park for three days due to excessive trash. CM Barrett thanked RDM Sudduth for a thorough report.

CM Johnson stated that trash affects the safety in the skate park and is an important issue. He stated in the past, trash cans had been used for skating obstacles so care should be taken on items placed inside the park.

CM Marigonda agreed with CM Barrett that closing the park would be appropriate if skater's selectively choose not to follow the rules and excessive trash and spills are present. He believed that it would only have to be closed once or twice for excessive trash, and the word would get out.

RDM Sudduth stated that new seating is being installed outside the park and may mitigate much of the problem. He also stated that Public Works will be installing the fund-raising bricks at the skate park tomorrow.

CM Bustichi stated he wouldn't want another regulation. He suggested a bigger sign outside and inside the park, and to be more insistent on no food or drinks.

PC Weiss presented his written staff report and responded to questions from Council.

Mayor Aguilar advised she didn't want to see another reason to close the park. She believed getting the word out on the trash issue and warning of a possible closure in the future, will hopefully take care of the problem. She is in favor of public outreach to skateboard shops and the public on the issues in the park.

CM Johnson stated he didn't see a problem with the City Manager having the authority to close the park. He stated they wouldn't be adding another law, but just adding a little bit of consequence to the law. However, he would consider a review of this issue in three months to see if public outreach is successful.

***M/S: Aguilar / Barrett  
To review the skate park closure policy in three months after public  
outreach to the skateboard community.  
Carried 5/0***

**2. Consideration of non-collection of fees for use of the Scotts Valley Community Center by the Scotts Valley Educational Foundation (SVEF) on Friday, October 20, 2006**

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

CM Marigonda stated he had talked with Mr. Wolfe in detail regarding this issue. He told Mr. Wolfe that he didn't feel comfortable setting this precedent and suggested some alternatives. CM Marigonda stated for the record that he had approved, on consent agenda, for the waiver of fees for direct school events. However, he would not be in favor of waiving the fee for the Scotts Valley Educational Foundation which is a non-profit organization that benefits the school but is not part of the School District.

CM Barrett and CM Bustichi concurred with CM Marigonda's position.

CM Johnson stated that over the years we've had great cooperation between the City and School District. However, the rental of the Community Center is a little different and he believed the fee shouldn't be waived.

***M/S: Marigonda / Bustichi***

***To deny the request to waive fees for the rental of the Community Center by the Scotts Valley Educational Foundation (SVEF).***

***Carried 5/0***

**3. Discussion: Establishing date for Business Round Table in October 2006**

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

CM Bustichi stated that he preferred the latter part of October for the Business Round Table as this would allow time for more business involvement in the meeting.

Mayor Aguilar suggested a speaker on the Energy Grant and stated that they could hopefully get Deanna Sussoms to speak on Prop 1A and Prop 90 and how they effect businesses. Mayor Aguilar also wanted the Economic Development Plan available for the Business Round Table so that it can be reviewed and commented on.

***It was the consensus of the City Council to set a Business Round Table meeting on October 25, 2006, at 12 noon to be held at the Community Center with the above items incorporated in the agenda.***

**4. Future Council/RDA agenda items**

Skypark Specific Plan 10/4  
Skate Park Review on Litter in 90 days.

### **CONVENE TO CLOSED SESSION**

The City Council convened to closed session at 6:50 p.m. to discuss the following items:

1. Pursuant to Government Code Section 54956.9, the City Council met in closed session to confer with their legal counsel regarding potential litigation – 1 case.

### **RECONVENE TO OPEN SESSION**

The City Council reconvened to open session at 7:15 p.m.

### **REPORT ON ACTION TAKEN DURING CLOSED SESSION**

Mayor Aguilar announced that there was nothing to report.

### **ADJOURNMENT**

The meeting adjourned at 7:16 p.m.

Approved: \_\_\_\_\_

Stephany E. Aguilar  
Mayor / Chair

Attest: \_\_\_\_\_

Jeanette L. Roland  
Administrative Analyst