



AGENDA

Meeting of the
Scotts Valley City Council
In-Person and Remote Access
Date: October 18, 2023
Time: 6:00 PM

CONTACT INFORMATION	MEETING LOCATION	POSTING
City of Scotts Valley 1 Civic Center Drive Scotts Valley, CA 95066 (831) 440-5600	City Council Chambers 1 Civic Center Drive Scotts Valley, CA 95066 OR Zoom Video Conference https://us02web.zoom.us/j/83295730901	Agenda posted on 10-13-2023 at City Hall, SV Senior Center, SV Public Works Building, and on the Internet at: www.scottsvally.gov

ELECTED OFFICIALS	CITY STAFF MEMBERS
Jack Dilles, Mayor Randy Johnson, Vice Mayor Donna Lind, Council Member Derek Timm, Council Member Allan Timms, Council Member	Mali LaGoe, City Manager Kirsten Powell, City Attorney Steve Jesberg, Interim Public Works Director Cathie Simonovich, City Clerk

MEETING NOTICE AND AGENDA PACKET MATERIALS
Notice regarding City Council Meetings: The City Council meets regularly on the 1st and 3rd Wednesday of each month at 6:00 PM in the City Hall Council Chambers located at 1 Civic Center Drive, Scotts Valley, CA 95066, and via Zoom Webinar remote access. Agenda and Agenda Packet Materials: The City Council agenda and the complete agenda packet are available for review by 5:00 PM the Friday before the Wednesday meeting on the Internet at the City's website: www.scottsvally.gov and in the lobby of City Hall at 1 Civic Center Drive, Scotts Valley, CA. Pursuant to Government Code §54957.5, materials related to an agenda item, submitted after distribution of the agenda packet, are available for public inspection in the lobby of City Hall during normal business hours, Monday-Friday, 8am-12 pm and 1-5 pm. In accordance with AB 1344, such documents will be posted on the City's website at www.scottsvally.gov. Public Participation: The meeting will be available on Zoom and livestreamed to the City of Scotts Valley's YouTube channel: https://www.youtube.com/channel/UCLNTBScelB4wTfidYHrocWA

For those wishing to participate via Zoom you can join the following ways:

Zoom Webinar meeting link: <https://us02web.zoom.us/j/83295730901>

Or dial one of these numbers: (669) 900-9128 or (669) 444-9171

Webinar ID: 832 9573 0901

Whether attendance is in-person or remote, you will be given opportunities to provide public comment at the appropriate times throughout the meeting. The time limit is up to 3 minutes for an individual, or 5 minutes for someone who is representing a group of three or more, at the discretion of the Mayor. Please note that this is not a question-and-answer time, but simply a time to provide comments to the Council. At the appropriate times during the meeting for public comment, on items not on the agenda, and on specific agenda items, the Mayor will announce that public comment will be accepted.

How to comment via in-person attendance:

Please proceed to the public comment podium when the Mayor opens the item for public comment.

How to comment via Zoom Webinar:

Use the webinar attendee option to “raise hand” when the Mayor opens the item for public comment. The Clerk will unmute you when it is your turn. If you have joined via Zoom phone call, dial *9 or your phone to “raise your hand”, and the Clerk will unmute you when it is your turn.

CALL TO ORDER 6:00 PM

PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE

ROLL CALL

SPECIAL SET MATTER

1. Scotts Valley Community Theater Guild Presentation

COMMITTEE REPORTS

Council members are appointed to committees which are either City committees or committees dealing with other jurisdictions. This portion of the agenda allows the committee member to present oral or written reports to the Council regarding their committee assignments. It also allows the Council to make comments and give the committee member direction, as required.

CITY MANAGER REPORT

PUBLIC COMMENT TIME

This is the opportunity for individuals to make and/or submit written or oral comments to the Council on any items within the purview of the Council, which are NOT part of the Agenda. No action on the item may be taken, but the Council may request the matter be placed on a future agenda.

ALTERATIONS TO CONSENT AGENDA

Council can remove or add items to the Consent Agenda.

CONSENT AGENDA

The Consent Agenda is comprised of items which are intended to be non-controversial and are approved without discussion. Persons wishing to speak on any item may request the item be moved to the Regular Agenda by raising their hand to be recognized by the Mayor. An item will only be moved from the Consent Agenda to the Regular Agenda if a City Council Member requests it to be moved and a majority of the Council agrees.

1. Approve City Council minutes of 10-04-2023
2. Approve check register dated 09-30-2023 through 10-12-2023
3. Approve Resolution Declaring an Emergency Related to the Bean Creek Road Slide and Authorizing the City Manager to Enter into Agreements to Repair the Slide in Accordance with Public Contract Code section 22035.
3. Approve Resolution Declaring an Emergency Related to the Green Hills Road Slide and Authorizing the City Manager to Enter into Agreements to Repair the Slide in Accordance with Public Contract Code section 22035.

ALTERATIONS TO REGULAR AGENDA

Council can remove or add items to the Regular Agenda.

REGULAR AGENDA

Persons wishing to speak on any item may do so by raising their hand to be recognized by the Mayor.

1. Fiscal Year 2023-2024 Community Grant Program Recommendations
2. Adopt Resolution Authorizing Grant Submission to the Santa Cruz County Regional Transportation Commission
3. Future Council Agenda Items

ADJOURNMENT

ADA NOTICE

The City of Scotts Valley does not discriminate against persons with disabilities. The City Council Chambers is an accessible facility. If you wish to attend a City Council meeting and require assistance such as sign language, a translator, or other special assistance or devices in order to attend and participate at the meeting, please call the City Clerk's office at (831) 440-5600 five to seven days in advance of the meeting to make arrangements for assistance. If you require the agenda of a City Council meeting be available in an alternative format consistent with a specific disability, please call the City Clerk's Office. The California State Relay Service (TTY/VCO/HCO to Voice: English 1-800-735-2929, Spanish 1-800-855-3000; or, Voice to TTY/VCO/HCO: English 1-800-735-2922, Spanish 1-800-855-3000), provides Telecommunications Devices for the Deaf and Disabled and will provide a link between the TDD caller and users of telephone equipment.

PROCEDURAL INFORMATION FOR THE PUBLIC

THE FOLLOWING IS THE PROCEDURE COUNCIL SHOULD TAKE IN APPROVAL OF A RESOLUTION:

1. Move the Resolution number for approval.
2. Second the motion.
3. Vote by body, a roll call vote is not required.

THE FOLLOWING IS THE PROCEDURE COUNCIL SHOULD TAKE IN INTRODUCTION/ADOPTION OF AN ORDINANCE:

1. Move the Ordinance number for introduction (or adoption).
2. Move the Ordinance be introduced by title only and waive the reading of the text.
3. Read the Ordinance title.
4. Second the motion.
5. Vote by body, a roll call vote is not required.

THE FOLLOWING IS THE PROCEDURE COUNCIL SHOULD TAKE IN PUBLIC COMMENT/PUBLIC HEARINGS:

Unless otherwise determined by the presiding officer of the meeting:

1. Three minutes allowed per individual to speak.
2. Five minutes allowed per individual representing a group of three or more.



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MINUTES

Meeting of the
Scotts Valley City Council
Date: October 4, 2023
Time: 6:00 PM

CONTACT INFORMATION	MEETING LOCATION	POSTING
City of Scotts Valley 1 Civic Center Drive Scotts Valley, CA 95066 (831) 440-5600	City Council Chambers 1 Civic Center Drive Scotts Valley, CA 95066 OR Zoom Video Conference https://us02web.zoom.us/j/83295730901	The agenda was posted on 9-29-2023 at City Hall, SV Senior Center, SV Public Works Building, and on the Internet at www.scottsvally.gov .

CALL TO ORDER 6:00 PM

The City Council meeting was called to order at 6:03 PM.

PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE

ROLL CALL

ELECTED OFFICIALS PRESENT: Jack Dilles, Mayor Randy Johnson, Vice Mayor Donna Lind, Council Member Derek Timm, Council Member Allan Timms, Council Member	CITY STAFF MEMBERS PRESENT: Mali LaGoe, City Manager Kirsten Powell, City Attorney Scott Garner, Police Captain Taylor Bateman, Community Development Director Cathie Simonovich, City Clerk
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SPECIAL SET MATTER

1. Introduction of Terence Concannon, Visit Santa Cruz Chief Executive Officer

The new Visit Santa Cruz Chief Executive Office introduced himself and gave a brief presentation.

2. Mayor's Proclamation for Ageism Awareness

Mayor Dilles presented the Mayor's proclamation to honor Ageism Awareness Day, October 7, 2023. Accepting the proclamation on behalf of the Seniors Council of Santa Cruz County was Zack Johnson, the Administrative Services Officer for the Seniors Council of Santa Cruz County and San Benito County. Mr. Johnson said a few words and thanked the Council for the proclamation.

COMMITTEE REPORTS

CM Timm attended the Town Center subcommittee meeting, along with CM Johnson, where they interviewed four architectural firms. There is a recommendation on the regular agenda this evening.

CM Timm attended a meeting of the Association of Monterey Bay Area Governments (AMBAG) and they worked on the 2026 regional growth forecast, including selecting a methodology for this forecast. The REAP 2.0 grant is on the consent agenda this evening which will assist the City with the Housing Element.

CM Timm attended the City's Chamber of Commerce Committee where they worked on the annual Halloween event. Businesses interested in being involved in this event can reach out to Greg Wimp at Togo's or Danny Reber at the Chamber of Commerce.

CM Timm attended the Visit Santa Cruz County Board meeting.

CM Timms attended a meeting which included City Manager LaGoe, Mayor Dilles, and two community volunteers where they discussed the upcoming video project which promotes the services of the City of Scotts Valley.

CM Timms attended the League of California Cities annual conference and found the sessions to be valuable.

CM Timms attended a meeting of the Local Agency Formation Commission (LAFCO) board. There were zero protests regarding the merger of the Branciforte Fire Protection District and the Scotts Valley Fire District, so LAFCO approved the merger. The next step is for the Chief Executive of LAFCO to finalize the merger to make it official. The Chief Executive of LAFCO has submitted public comment regarding Scotts Valley's General Plan Update.

CM Lind attended a meeting of the Santa Cruz Metropolitan Transit District (METRO). METRO has recently purchased 57 hydrogen-fuel cell electric buses. Out of the \$87.4 million total cost, all but \$900K was covered by federal grants. There has been a 400% increase in youth ridership as a result of the free student rider program. At a public hearing, METRO adopted the first phase of Reimagine Metro, which will implement major bus service improvements starting in December.

CM Lind attended a planning meeting for the Hitchcock Festival which will be in March

at the Scotts Valley Performing Arts Center.

CM Lind attended the monthly meeting of the Community Advocates and she noted that the crossing guard program is running smoothly. They are also working on other possible community projects. The Advocates will be finalizing the 501(c)(3) status this month.

CM Lind attended the Chamber of Commerce ribbon cutting ceremony for T-Mobile.

CM Lind and CM Timm were contacted by the Santa Cruz Chamber regarding the Santa Cruz County Chamber Community Leadership visit. Due to a location cancellation, they were able to secure Ambient Photonics to host a tour in Scotts Valley.

CM Lind congratulated the Scotts Valley Police Department on another successful annual inspection.

Mayor Dilles spoke at the closing of the exhibit *From Footprints to the Superhighway - How Connections Shape Scotts Valley*, which was held at the Belardi Memorial Library in Felton.

Mayor Dilles, along with CM Lind and CM Timms, presented a proclamation to the longtime director of Meals on Wheels, Lisa Berkowitz, upon her retirement.

Mayor Dilles attended the investiture of the new Santa Cruz County Judge, the Honorable Leila Sayar.

Mayor Dilles attended the League of California Cities annual conference and learned about fees, compassion, housing, retail landscape, disaster recovery, joint powers agreements, climate change, artificial intelligence (AI), and the complexities of the housing element.

Mayor Dilles attended the Valley Churches United (VCU) Ruby Gala and presented proclamations (Angel awards) to three individuals for their long-term contributions to VCU. The proclamations were given to Rosemary Chalmers, Colly Grucselak, and husband and wife team Linnaea and Bert Donlin.

Mayor Dilles moderated and presented at the State of the City Address. Also presenting were City Manager LaGoe, and representatives of the Police Department, Water District, Fire District, and School District.

Mayor Dilles presented at the State of the County hosted by the Santa Cruz County Association of Realtors.

CITY MANAGER REPORT

Town Center Future Site Construction: The City of Scotts Valley has partnered with the City of Santa Cruz and our environmental consultant, Weber Hayes, to begin the cleanup (removal and replacement) of the contaminated soil at the future site of the Town Center. For questions, please go to scottsvally.gov/towncenter or scan the QR code that is on the signage at the site.

Staffing: The recruitment process has been successful and has resulted in two new staff members who will start work on October 16th. The City filled the position of Recreation Coordinator to round out the Recreation Division, and the position of Finance Manager to round out the Administrative Services Department. Additionally, we are in the final selection process for the Building Official, and Public Works Director recruitment is moving forward. Congratulations to Cody Wentworth for being promoted from Maintenance Supervisor to Public Works Project Manager. Cody will be responsible for managing projects such as road repairs, emergency storm repairs, culvert projects, and more.

Pavement Repairs: The pavement contractor is solidifying their plan for several repair projects, and the work will happen in the next 4-6 weeks.

Citizen's Academy: The second meeting of the Citizen's Academy happened last night and it focused on public safety with tours of the Police Department and the Fire District, and it even included a police canine demonstration.

Facility Condition Assessment: The City's contractor completed the facilities condition assessment and we look forward to receiving the results.

Street Signs: Several street signs have been replaced throughout the City, including the signs on Bethany Drive that have been missing for a long time. On Scotts Valley Drive the signs have been replaced with new reflective signs.

Community Garden Sign - A local artist created a new sign for the Scotts Valley Community Garden, and a celebration was held with the artist and the community garden users.

Upcoming Dates:

10/13 SVHS Homecoming Parade - the Police Department will be assisting with rolling traffic controls on Vine Hill School Road, Scotts Valley Drive, and Glenwood Drive. The parade begins at the Siltanen parking lot at 1:45 PM and ends at the high school.

10/17 Annual Senior Center Membership Meeting - where the membership will nominate two members for the at-large board position and these recommendations will come to Council for ratification.

Federal Government Impact on Local Government: We are closely watching the federal budget process. Our Congress Member Jimmy Panetta is advocating for the

City regarding funds to assist with the Town Center project. We have been working closely with HUD and FEMA on projects so a government shutdown could impact the City's ability to move certain projects forward.

PUBLIC COMMENT TIME

David Alreck, a resident of Scotts Valley, commended the Police Department on their leadership and character. He appreciates their personal service. Mr. Alreck also spoke regarding the appearance and condition of Scotts Valley Drive and the fact that the current bond is ending. The road is in disrepair and he suggested a new, smaller bond to complete the repairs and to make it look more appealing.

Victor Alejandro, a resident of Scotts Valley, announced that the Hitchcock Festival is March 8th - 10th. He thanked CM Lind for mentioning the festival in her report, and noted that they will be contacting Visit Santa Cruz County for additional outreach.

ALTERATIONS TO CONSENT AGENDA

M/S: Timm/Timms

To approve the Consent Agenda with no alterations.

Carried 5/0 (AYES: Dilles, Johnson, Lind, Timm, Timms)

CONSENT AGENDA

1. Approve City Council minutes of 09-06-2023
2. Approve check registers dated 09-01-2023 through 09-14-2023 and 09-15-2023 through 09-29-2023
3. Resolution accepting AMBAG REAP 2.0 Local Suballocation Grant Program (LSGP) funds in the amount of \$128,750 to implement the 6th Cycle Housing Element Update and Authorizing the City Manager to Execute Agreements
4. Consideration of Approval of an Off-Site Improvement Agreement for Sanitary Sewer Improvements on Polo Heights
5. Approve salary schedule for the position of Senior Administrative Analyst

ALTERATIONS TO REGULAR AGENDA

M/S: Lind/Timm

To approve the Regular Agenda with no alterations.

Carried 5/0 (AYES: Dilles, Johnson, Lind, Timm, Timms)Lind/Timm

REGULAR AGENDA

1. Consider approval of a Professional Services Contract with Urban Field Studio for Town Center Master Architecture services

City Manager LaGoe gave a PowerPoint presentation and introduced Jane Lin and Ryan Call from Urban Fields Studio. The Council Members had questions and comments.

M/S: Johnson/Timm

To accept the recommendation to select Urban Field Studio for Town Center Master Architectural services and authorize the City Manager to execute a contract in a form acceptable to the City Attorney, not to exceed \$160,000. Carried 5/0 (AYES: Dilles, Johnson, Lind, Timm, Timms)

2. Future Council Agenda Items

None.

CONVENE TO CLOSED SESSION

The City Council convened to closed session at 7:18 PM to discuss the following item:

CLOSED SESSION SUBJECT

1. Conference with labor negotiator regarding employee negotiations
Legal Authority: Government Code section 54957.6
Bargaining Groups: Police Bargaining Unit, Police Supervisors Association
Staff Present: City Manager, City Attorney, Administrative Services Director, Labor Negotiator

RECONVENE TO OPEN SESSION

The City Council reconvened to open session at 8:04 PM.

REPORT ON ACTION TAKE DURING CLOSED SESSION

City Attorney Powell stated that there was no report from the Closed Session meeting.

ADJOURNMENT

The meeting adjourned at 8:04 PM.

Approved: _____
Jack Dilles, Mayor

Attest: _____
Cathie Simonovich, City Clerk

Check Number	Check Date	Vendor Name	Net Check Amount	Check Status	Check Type
Cash Account: 999-10100-000-000-000000					
130222	10/05/23	ACC BUSINESS	1,218.93	0	Regular
130223	10/05/23	ACCENT CLEAN & SWEEP INC	2,739.00	0	Regular
130224	10/05/23	ACCO ENGINEERED SYSTEMS	408.00	0	Regular
130225	10/05/23	ACE PORTABLE SERVICES	1,500.48	0	Regular
130226	10/05/23	AET.	340.00	0	Regular
130227	10/05/23	AIRTEC	604.36	0	Regular
130228	10/05/23	ALHAMBRA	512.68	0	Regular
130229	10/05/23	AMAZON CAPITAL SERVICES	269.92	0	Regular
130230	10/05/23	ANDERSON PACIFIC ENG INC.	32,304.93	0	Regular
130231	10/05/23	ART SOTO	24.79	0	Regular
130232	10/05/23	AT&T	1,917.72	0	Regular
130233	10/05/23	AVENU HOLDINGS, LLC	2,110.25	0	Regular
130234	10/05/23	BAY TREE, LLC	3,620.38	0	Regular
130235	10/05/23	BRASS KEY LOCKSMITH	400.07	0	Regular
130236	10/05/23	BRIDGETTE ANDERSEN	1,000.00	0	Regular
130237	10/05/23	BRIGHTVIEW LANDSCAPE	9,430.16	0	Regular
130238	10/05/23	CITY OF SANTA CRUZ	641.74	0	Regular
130239	10/05/23	COMCAST	684.30	0	Regular
130240	10/05/23	CRYSTAL SPRINGS WATER CO	155.80	0	Regular
130241	10/05/23	CUMMING MANGEMENT GROUP, INC	13,977.45	0	Regular
130242	10/05/23	DYNAMIC PRESS	333.64	0	Regular
130243	10/05/23	Foster & Foster Inc,	1,950.00	0	Regular
130244	10/05/23	GRAINGER	839.02	0	Regular
130245	10/05/23	GRANITE CONSTRUCTION CO	378.71	0	Regular
130246	10/05/23	HOSE SHOP	133.04	0	Regular
130247	10/05/23	IDEXX LABORATORIES, INC.	4,436.24	0	Regular
130248	10/05/23	INTERSTATE SALES	2,855.83	0	Regular
130249	10/05/23	Jon Wilcox	500.00	0	Regular
130250	10/05/23	K & D LANDSCAPING, INC.	4,748.13	0	Regular
130251	10/05/23	KIMBERLY ANN PETERSEN	666.25	0	Regular
130252	10/05/23	L & M FIRE PROTECTION	14,362.00	0	Regular
130253	10/05/23	LA FORGE, WILLIAM	110.46	0	Regular
130254	10/05/23	LINCOLN FINANCIAL GROUP	1,479.43	0	Regular
130255	10/05/23	LLOYD'S TIRE SERVICE INC.	1,238.48	0	Regular
130256	10/05/23	Martha Macambridge	935.00	0	Regular
130257	10/05/23	MESITI-MILLER ENGINEERING	2,038.00	0	Regular
130258	10/05/23	MID VALLEY SUPPLY	749.14	0	Regular
130259	10/05/23	MISSION UNIFORM SERVICE	516.24	0	Regular
130260	10/05/23	MONTEREY BAY ANALYTICAL SVCS	66.00	0	Regular
130261	10/05/23	MONTEREY REGIONAL	5,982.48	0	Regular
130262	10/05/23	NBS GOVERNMENT FINANCE GROUP	337.50	0	Regular
130263	10/05/23	NORTH CENTRAL LABORATORIES	616.73	0	Regular
130264	10/05/23	OLIN CORPORATION AS SOLE	10,231.72	0	Regular
130265	10/05/23	PRESS BANNER	202.50	0	Regular

Check Number	Check Date	Vendor Name	Net Check Amount	Check Status	Check Type
130266	10/05/23	PRODESSE PROPERTY GROUP	3,523.52	0	Regular
130267	10/05/23	QUAD KNOPF, INC.	696.46	0	Regular
130268	10/05/23	RANDALL KRUSEE	329.42	0	Regular
130269	10/05/23	ROBERT ORMONDE	227.27	0	Regular
130270	10/05/23	ROD MARKELL	1,974.00	0	Regular
130271	10/05/23	SAN LORENZO VALLEY WATER DISTR	45.01	0	Regular
130272	10/05/23	SANTA CRUZ CO ENVIRONMENTAL	3,982.00	0	Regular
130273	10/05/23	SCOTTS VALLEY FIRE DISTRICT	10,943.00	0	Regular
130274	10/05/23	SCOTTS VALLEY KIWANIS CLUB	1,086.00	0	Regular
130275	10/05/23	SCOTTS VALLEY SPRINKLER	596.81	0	Regular
130276	10/05/23	SECURITY SHORING &	234.00	0	Regular
130277	10/05/23	Skate XP	543.00	0	Regular
130278	10/05/23	SOIL CONTROL LAB	204.00	0	Regular
130279	10/05/23	STATE WATER RESOURCES CONTROL	4,250.00	0	Regular
130280	10/05/23	SUPERIOR ALARM COMPANY	87.00	0	Regular
130281	10/05/23	SYCAL ENGINEERING INC	1,896.60	0	Regular
130282	10/05/23	THE PIED PIPER INC.	3,279.50	0	Regular
130283	10/05/23	TORO PETROLEUM CORP	4,657.22	0	Regular
130284	10/05/23	TRIAD ELECTRIC	330.62	0	Regular
130285	10/05/23	TRISH MC GRATH	249.55	0	Regular
130286	10/05/23	U.S. BANCORP OFFICE	1,300.62	0	Regular
130287	10/05/23	UNITED RENTALS	3,785.01	0	Regular
130288	10/05/23	VISION SERVICE PLAN	1,276.80	0	Regular
130289	10/05/23	WIZIX TECHNOLOGY GROUP, INC	816.84	0	Regular
130290	10/05/23	ACC BUSINESS	598.66	0	Regular
130291	10/05/23	WAGE WORKS	250.00	0	Regular
130292	10/05/23	Allan Timms	848.74	0	Regular
130293	10/05/23	BOYS & GIRLS CLUBS SC COUNTY	8,030.00	0	Regular
130294	10/05/23	BUSINESS WITH PLEASURE	174.73	0	Regular
130295	10/05/23	CSG CONSULTANTS, INC	33,712.02	0	Regular
130296	10/05/23	Ground Penetrating Radar Systm	2,275.00	0	Regular
130297	10/05/23	INTERWEST CONSULTING GROUP	2,592.50	0	Regular
130298	10/05/23	K & D LANDSCAPING, INC.	24,337.43	0	Regular
130299	10/05/23	M-GROUP	742.50	0	Regular
130300	10/05/23	REGIONAL GOVERNMENT SERVICES	443.66	0	Regular
130301	10/05/23	SYCAL ENGINEERING INC	62,592.50	0	Regular
130302	10/05/23	U.S. BANK CORPORATE	14,804.29	0	Regular
130303	10/12/23	AT&T	166.03	0	Regular
130304	10/12/23	BRINK'S AWARDS & SIGNS	439.18	0	Regular
130305	10/12/23	CHLOE GRAHAM	345.00	0	Regular
130306	10/12/23	DUNCAN AUTO TECH	145.69	0	Regular
130307	10/12/23	DYNAMIC PRESS	240.35	0	Regular
130308	10/12/23	FORREST BROWN	90.00	0	Regular
130309	10/12/23	GARRETT KUBOTA DDS	328.00	0	Regular
130310	10/12/23	JAYSON RUTHERFORD	345.00	0	Regular

Check Number	Check Date	Vendor Name	Net Check Amount	Check Status	Check Type
130311	10/12/23	NORTH BAY FORD-LINCOLN-	127.80	0	Regular
130312	10/12/23	SCOTT GARNER	234.00	0	Regular
130313	10/12/23	STEVE WALPOLE	345.00	0	Regular
130314	10/12/23	SUMMIT UNIFORMS	1,648.97	0	Regular

93	Checks total:	331,738.80
0	ACH total:	
0	EFTPS total:	
0	Wire transfer total:	
0	Payment Manager total:	
93	GRAND TOTALS	331,738.80

City of Scotts Valley CITY COUNCIL STAFF REPORT

DATE: 10/18/2023
TO: Honorable Mayor and City Council
FROM: Steve Jesberg, Interim Public Works Director
APPROVED: Mali LaGoe, City Manager
SUBJECT: **Approve Resolution Declaring an Emergency Related to the Bean Creek Road Slide and Authorizing the City Manager to Enter into Agreements to Repair the Slide in Accordance with Public Contract Code section 22035.**

SUMMARY OF ISSUE

BACKGROUND

During the Winter of 2022-2023, the City and Santa Cruz County saw unprecedented rainfall which resulted in significant damage throughout the County. On December 30 and 31, 2022, the City of Scotts Valley experienced a major rain event (the "December 2022 Atmospheric River Winter Storm"). As a result of the December 2022 Atmospheric River Winter Storm, flooding, debris from trees, and mud impacted the City of Scotts Valley. Soil conditions remained saturated as a result of the December 2022 Atmospheric River Winter Storm.

On January 4 and 5, 2023, and January 8 and 9, 2023 major rain events (the "January 2023 Atmospheric River Winter Storms") occurred which caused additional flooding and other storm impacts, including downed trees, power outages, retaining wall failures and mudslides. The December 2022 and January 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 16 inches over a 14-day period and wind in excess of 60 MPH.

A fourth winter storm hit Scotts Valley on January 13 and 14, 2023, which brought 3 inches of rainfall and resulted in additional damage to the City. On March 9, 2023, the City and the County experienced yet another major rain event (the "March 2023 Atmospheric River Winter Storm") which caused a significant slide on Bean Creek Road resulting in the downing of power lines and the failure of a portion of Bean Creek Road and debris blocking the remainder of the road ("Bean Creek Slide"). The March 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 3.8 inches in 24 hours. At that point the total rainfall during the Winter 2022-2023 was 51.71 inches, with 27.2" since January 1, 2023.

SUMMARY OF THE ISSUE

Bean Creek Road was closed for 26 days following the Bean Creek Slide. Since that time, the roadway has been significantly narrowed. As stated by the City's geotechnical expert, Pacific

Crest Engineering, the Bean Creek Slide has left a narrowed roadbed with a steep escarpment supported by weak soil on the outside edge of the road which will continue to fail. See letter from Pacific Crest Engineering dated October 13, 2023.

Due to the significant damage caused by the atmospheric river events throughout Santa Cruz County, testing and design to repair and secure the slide area was significantly delayed. Borings of the hillside were not completed August 15, 2023. The Geotechnical report was received on September 30, 2023. At this point, the geologists have determined that the hillside poses an imminent threat to public safety if it slides again. Without repair work, the hillside will slide again and possibly cause the complete closure of Bean Creek Road.

Any repair to the slide area is a public works project which requires public bidding in accordance with the California Public Contract Code. By council resolution Nos. 1137 and 1137.1, the City Council elected to be subject to the Uniform Construction Accounting Procedures set forth in Article 2 of the California Public Contract Code (the "Act"). The Act requires that public works projects be put out for competitive bid unless a specific exemption applies. Once a public works project is designed, the competitive bidding process takes at least 6 weeks before work can begin on a project and additional time is needed for the selected contractor to mobilize.

In the case of Bean Creek Road, the design could not be completed until the necessary studies and borings were conducted. This would mean the project to repair the slide damage could not begin until at least mid-December which is the middle of the rainy season. At this point, a delay of more than 6 weeks before the repair work can begin poses a clear and imminent danger of the hillside sliding and the roadway failing. Such situation constitutes an emergency under Public Contracting Code section 1102 which defines as emergency as "...a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services."

Under the Public Contract Code, "In cases of emergency when repair or replacements are necessary, the governing body may proceed at once to replace or repair any public facility without adopting plans, specifications, strain sheets, or working details, or giving notice for bids to let contracts. The work may be done by day labor under the direction of the governing body, by contractor, or by a combination of the two." Public Contract Code section 22035. In order to do so, the City Council must adopt a resolution by 4/5 vote making "a finding, based on substantial evidence set forth in the minutes of its meeting, that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency." Public Contract Code section 23050(a)(2). In this case, the delay resulting from a competitive bidding process will pose a clear and imminent danger to the residents of Bean Creek Road and the road itself. Immediate repairs to the hillside are needed to prevent loss or impairment of life, health and property.

If the resolution is approved, the City Manager will be authorized to enter into all agreements necessary to repair the damage caused by the Bean Creek Slide.

FISCAL IMPACT

The cost of the slide repair is unknown at this time but the costs will be reimbursed from the

FHWA funds as part of the emergency declared in 2023.

STAFF RECOMMENDATION

The City Council approve Resolution No. 2034, Declaring An Emergency Regarding the Bean Creek Slide and Authorizing The City to Proceed In Accordance with Public Contract Code section 22035 to Repair the Slide.

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1. BeanCreekEmergencyReso10.12.23
2. City of Scotts Valley - Green Hills Rd AND Bean Creek Road - Status of emergency work

RESOLUTION NO. 2034

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SCOTTS VALLEY DECLARING AN EMERGENCY REGARDING THE BEAN CREEK ROAD SLIDE AND AUTHORIZING THE CITY TO PROCEED IN ACCORDANCE WITH PUBLIC CONTRACT CODE SECTION 22035 TO REPAIR THE SLIDE

WHEREAS, on December 30 and 31, 2022, the City of Scotts Valley experienced a major rain event (the “December 2022 Atmospheric River Winter Storm”); and

WHEREAS, as a result of the December 2022 Atmospheric River Winter Storm, flooding, debris from trees, and mud impacted the City of Scotts Valley; and

WHEREAS, soil conditions in the City of Scotts Valley remained saturated as a result of the December 2022 Atmospheric River Winter Storm; and

WHEREAS, on January 4 and 5, 2023, and January 8 and 9, 2023 major rain events (the “January 2023 Atmospheric River Winter Storms”) occurred which caused additional flooding and other storm impacts, including downed trees, power outages, retaining wall failures and mudslides; and

WHEREAS, the December 2022 and January 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 16 inches over a 14-day period and wind in excess of 60 MPH is impacting the City; and

WHEREAS, a fourth winter storm hit Scotts Valley on January 13 and 14, 2023, which brought 3 inches of rainfall and resulted in additional damage to the City; and

WHEREAS, the County of Santa Cruz proclaimed the existence of a local emergency in the County on January 3, 2023; and

WHEREAS, the Governor of California declared a state of emergency on January 4, 2023; and

WHEREAS, on January 14, 2023, the President of the United States issued a Presidential Major Disaster Declaration to support the California’s emergency response to the ongoing storm impacts including flooding, mudslides and landslides in communities across the state; and

WHEREAS, on January 18, 2023, the City Council ratified the decision of the City Manager to declare an emergency due to the January 2023 Atmospheric River Winter Storms; and

WHEREAS, on March 9, 2023, the City and the County experienced yet another major rain event (the “March 2023 Atmospheric River Winter Storm”) which caused a mudslide on Bean Creek Road that downed power lines and closed the roadway (“Bean Creek Slide”); and

WHEREAS, the March 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 3.8 inches. At that point, the total rainfall this was 51.71 inches, with 27.2” since January 1, 2023; and

WHEREAS, the County proclaimed the existence of a local emergency in the County on March 6, 2023; and

WHEREAS, the Governor of California declared a state of emergency on March 8, 2023; and

WHEREAS, on March 10, 2023, the President of the United States issued a Presidential Major Disaster Declaration to support the California’s emergency response to the ongoing storm impacts including flooding, mudslides and landslides in communities across the state beginning March 9, 2023; and

WHEREAS, on March 15, 2023, the City Council ratified the decision of the City Manager to declare an emergency due to the March 2023 Atmospheric River Winter Storms; and

WHEREAS, Bean Creek Road was closed for 26 days following the Bean Creek Slide; and

WHEREAS, the City’s geologist determined that Bean Creek Slide left a narrowed roadbed with a steep escarpment supported by weak soil on the outside edge of the road which will continue to fail if not repaired; and

WHEREAS, due to the significant damage caused by the atmospheric river events throughout Santa Cruz County, testing and design work to repair and secure the Bean Creek Slide was significantly delayed; and

WHEREAS, borings of the hillside were not completed until August 15, 2023; the Geotechnical report was just received on September 30, 2023; and the final design of the repair work has yet to be completed; and

WHEREAS, the geologists have determined that without immediate repair work, the hillside will slide again and possibly cause the complete closure of Bean Creek Road; and

WHEREAS, the condition of the slide area and the additional delay caused by following the competitive bidding process poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services; and

WHEREAS, the City Council desires to proceed with the Bean Creek Slide repairs at once without adopting plans, specifications, strain sheets, or working details, or giving notice for bids to let contracts in accordance with Public Contract Code section 22035 in order to prevent the imminent danger.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Scotts Valley hereby declares as follows:

1. The Bean Creek Slide is a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services; and
2. Based on substantial evidence, the current state of the Bean Creek Slide will not permit a delay resulting from a competitive solicitation for bids because the roadbed will continue to fail and result in additional sliding and the possible closure of the roadway; and
3. Based on the existence of the emergency posed by the Bean Creek Slide, the City may proceed at once to replace or repair any public facility without adopting plans, specifications, strain sheets, or working details, or giving notice for bids to let contracts.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to take all actions and enter into any agreements necessary to complete the Bean Creek Slide repair.

The above and foregoing Resolution was duly and regularly adopted by the City Council of the City of Scotts Valley at a special meeting held on the 18th day of October, 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Approved: _____
Jack Dilles, Mayor

Attest:

Cathie Simonovich, City Clerk

Revised 13 October 2023

Job No. 2321

City of Scotts Valley Public Works Department
Attention: Steve Jesberg, Director of Public Works
701 Lundy Lane
Scotts Valley, CA 95066
Sjesberg@scottsvalley.gov

Subject: State of emergency for repairs of storm damage from winter of 2023
Landslide damaged portions of Green Hills Road and Bean Creek Road
Scotts Valley, CA

Dear Steve:

This letter summarizes our opinion regarding the need to commence emergency work for the landslide damage to Green Hills Road and Bean Creek Road triggered by the storms of January through March 2023.

GREEN HILLS ROAD

The 2023 landsliding that happened at the Green Hills Road site (680 feet north-northeast along Green Hills Road from it's intersection with Falcon Ridge Road) resulted in the blockage of Green Hills Road twice last winter and the undermining of a large concrete drainage ditch at the top of the landslide scar.. The concrete drainage structure is precipitously overhanging the landslide scar and has already been pulled apart by ongoing failure of the landslide escarpment. At this point the drainage structure now drains directly on to the landslide scar in the area where it is overhung and pulled apart.

We have since completed a soils report with some geological input (dated 31 May 2023) that provided the project with soils engineering parameters and recommendations for mitigating the ongoing failure of the slope and drainage system above Green Hills Road.

We reiterate our finding from our 26 January 2023 letter that the proposed retaining structure solution be constructed before the onset of winter 2023-2024. If this objective is not met, the existing landslide scar from 2023 that lies above Green Hills Road, with oversteepened slopes underlain by weak soil and an undermined and ruptured concrete drainage structure, will continue to fail and will:

1. Likely result in the catastrophic failure of the drainage structure, resulting in large blocks of concrete falling into the roadway. If a car, bicyclist or pedestrian is struck by the falling concrete, they may be injured or killed.
2. Likely result in continued drainage from the ruptured drainage structure dumping directly onto the unstable soil exposed in the landslide scar. This may result in continued

landsliding similar to last winter and complete blockage of the road. There is also potential that a car, bicyclist or pedestrian passing by the site might be struck by landslide debris if the two intersect at the moment of failure.

In our opinion construction should commence as quickly as possible at the Green Hills Road site, in order to have the mitigation in place by the time our typical winter rains arrive (November through April). If this objective is not met, landsliding is very likely to continue even during small storms and undermine the drainage structure and cause portions of it to fall downslope and onto the road, potentially striking and injuring or killing passersby. Continued landsliding may also completely occlude the road as it did twice last winter.

BEAN CREEK ROAD

Bean Creek Road (adjacent to 606 Bean Creek Road) was damaged by a large debris flow landslide that was triggered by the storms of early March 2023, resulting in the failure of the outboard portion of the road and blockage of what remained of the road at that time. The failure of the roadbed has left a narrowed roadbed with a steep escarpment supported by weak soil on the current outboard edge which will continue to fail if subjected to continued rainfall and storm drainage.

In our opinion construction should commence as quickly as possible at the Bean Creek Road site, in order to have the mitigation in place by the time our typical winter rains arrive (November through April).. If this objective is not met, the roadbed will likely continue to fail, possibly to the extent of closing the road completely.

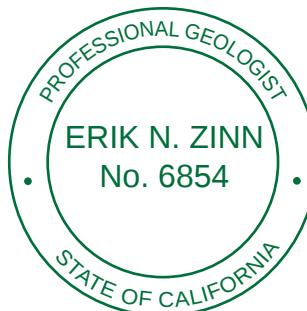
This concludes our letter. Please do not hesitate to contact us at your convenience regarding further recommendations for the damaged areas.

Sincerely

PACIFIC CREST ENGINEERING INC.



Erik N. Zinn
Principal Geologist
P.G. #6854, C.E.G. #2139



ec: Joel Ricca – Bowman & Williams
Samantha Vroomen – Bowman & Williams



City of Scotts Valley CITY COUNCIL STAFF REPORT

DATE: 10/18/2023
TO: Honorable Mayor and City Council
FROM: Steve Jesberg, Interim Public Works Director
APPROVED: Mali LaGoe, City Manager
SUBJECT: **Approve Resolution Declaring an Emergency Related to the Green Hills Road Slide and Authorizing the City Manager to Enter into Agreements to Repair the Slide in Accordance with Public Contract Code section 22035.**

SUMMARY OF ISSUE

BACKGROUND

On December 30 and 31, 2022, the City of Scotts Valley experienced a major rain event (the “December 2022 Atmospheric River Winter Storm”). As a result of the December 2022 Atmospheric River Winter Storm, flooding, debris from trees, and mud impacted the City of Scotts Valley. Soil conditions remained saturated as a result of the December 2022 Atmospheric River Winter Storm.

On January 4 and 5, 2023, and January 8 and 9, 2023 major rain events (the “January 2023 Atmospheric River Winter Storms”) occurred which caused additional flooding and other storm impacts, including downed trees, power outages, retaining wall failures and mudslides. The December 2022 and January 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 16 inches over a 14-day period and wind in excess of 60 MPH.

A fourth winter storm hit Scotts Valley on January 13 and 14, 2023, which brought 3 inches of rainfall and resulted in additional damage to the City, including a mudslide on Green Hills Road which closed the roadway. On January 18, 2023, the City Council ratified an emergency order issued by the City Manager based on the damage caused by the numerous atmospheric river events during the Winter of 2022-2023. At that time, the City engaged engineering and geotechnical support to design temporary measures to secure the Green Hills slide area. Temporary measures were installed during February 2023.

On March 9, 2023, the City and the County experienced yet another major rain event (the “March 2023 Atmospheric River Winter Storm”) which caused another mudslide on Green Hills Road which closed the roadway. The March 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 3.8 inches in 24 hours. At that point the total rainfall during the Winter 2022-2023 was 51.71 inches, with 27.2” since January 1, 2023.

SUMMARY OF THE ISSUE

The damage to Green Hills Road caused by the two landslides and the unprecedented rainfall resulted in the blockage of Green Hills Road on two occasions and a landslide scar with oversteepened slopes underlain by weak soil which undermined a large concrete drainage ditch at the top of the landslide scar. The concrete drainage structure is precipitously overhanging the landslide scar and has already been pulled apart by ongoing failure of the landslide scar. At this point the drainage structure now drains directly on to the landslide scar in the area where it is overhung and pulled apart.

Due to the significant damage caused by the multiple atmospheric river events throughout Santa Cruz County, testing and design work to repair and secure the slide area has been significantly delayed. Borings of the hillside were not completed until late April 2023. It was not until June 2023 that the geotechnical report was received that provided the project with soils engineering parameters and recommendations for mitigating the ongoing failure of the slope and drainage system above Green Hills Road.

Until the geotechnical report was completed, the final design of the repair work could not be completed. Based on the recommendations in the geotechnical report, a specialty design firm was needed to design a soil nail wall to secure the hillside. The design engineer contacted several firms and met with one firm in late July. The design report was provided on September 7, 2023. The final bid documents, which include the design report, are now being completed.

However, the geotechnical firm, Pacific Crest Engineering, has determined that the hillside poses a significant risk of additional sliding and a catastrophic failure of the drainage ditch which could result in large blocks of concrete falling into the roadway. In addition, they opined that if allowed to stay in its current condition, the ruptured drainage ditch will continue to dump drainage directly onto the unstable soil exposed in the landslide scar. This may result in continued landsliding similar to last winter and complete blockage of the road. See October 13, 2023, letter from Pacific Crest Engineering attached to this report.

Any repair to the slide area is a public works project which requires public bidding in accordance with the California Public Contract Code. By council resolution Nos. 1137 and 1137.1, the City Council elected to be subject to the uniform construction accounting procedures set forth in [Article 2](#) of the California Public Contract Code (the "Act"). The Act requires that public works projects be put out for competitive bid unless a specific exemption applies. Once a project has been designed, the competitive bidding process takes at least 6 weeks before work can begin and additional time is needed for the selected contractor to mobilize.

In the case of Green Hills Road, the design could not be completed until the necessary studies and borings were conducted. The design is still being completed. At this point, a delay of more than 8 weeks before the repair work can begin poses a clear and imminent danger of the hillside sliding and possibly dislodging the concrete drainage ditch located within the slide area. Such situation constitutes an emergency under Public Contracting Code section 1102 which defines as emergency as "...a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services."

Under the Public Contract Code, "In cases of emergency when repair or replacements are

necessary, the governing body may proceed at once to replace or repair any public facility without adopting plans, specifications, strain sheets, or working details, or giving notice for bids to let contracts. The work may be done by day labor under the direction of the governing body, by contractor, or by a combination of the two.” Public Contract Code section 22035. In order to do so, the City Council must adopt a resolution by 4/5 vote making “a finding, based on substantial evidence set forth in the minutes of its meeting, that the emergency will not permit a delay resulting from a competitive solicitation for bids, and that the action is necessary to respond to the emergency.” Public Contract Code section 23050(a)(2). In this case, the delay resulting from a competitive bidding process will pose a clear and imminent danger to the residents of Scotts Valley and the road itself. Immediate repairs to the hillside and the removal and replacement of the drainage system are needed to prevent loss or impairment of life, health and property.

If the resolution is approved, the City Manager will be authorized to enter into all agreements necessary for the repair work.

FISCAL IMPACT

The cost of the slide repair is unknown at this time but the costs will be reimbursed from the FHWA funds as part of the emergency declared in 2023.

STAFF RECOMMENDATION

The City Council approve Resolution No. 2035, Declaring An Emergency Regarding the Green Hills Slide and Authorizing The City to Proceed In Accordance with Public Contract Code section 22035 to Repair the Slide.

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1. GreenHillsEmergencyReso10.13.23
2. City of Scotts Valley - Green Hills Rd AND Bean Creek Road - Status of emergency work

RESOLUTION NO. 2035

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SCOTTS VALLEY DECLARING AN EMERGENCY REGARDING THE GREEN HILLS ROAD SLIDE AND AUTHORIZING THE CITY TO PROCEED IN ACCORDANCE WITH PUBLIC CONTRACT CODE SECTION 22035 TO REPAIR THE SLIDE

WHEREAS, on December 30 and 31, 2022, the City of Scotts Valley experienced a major rain event (the “December 2022 Atmospheric River Winter Storm”); and

WHEREAS, as a result of the December 2022 Atmospheric River Winter Storm, flooding, debris from trees, and mud impacted the City of Scotts Valley; and

WHEREAS, soil conditions in the City of Scotts Valley remained saturated as a result of the December 2022 Atmospheric River Winter Storm; and

WHEREAS, on January 4 and 5, 2023, and January 8 and 9, 2023 major rain events (the “January 2023 Atmospheric River Winter Storms”) occurred which caused additional flooding and other storm impacts, including downed trees, power outages, retaining wall failures and mudslides; and

WHEREAS, the December 2022 and January 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 16 inches over a 14-day period and wind in excess of 60 MPH is impacting the City; and

WHEREAS, a fourth winter storm hit Scotts Valley on January 13 and 14, 2023, which brought 3 inches of rainfall and resulted in additional damage to the City, including a landslide on Green Hills Road which closed the roadway; and

WHEREAS, the County of Santa Cruz proclaimed the existence of a local emergency in the County on January 3, 2023; and

WHEREAS, the Governor of California declared a state of emergency on January 4, 2023; and

WHEREAS, on January 14, 2023, the President of the United States issued a Presidential Major Disaster Declaration to support the California’s emergency response to the ongoing storm impacts including flooding, mudslides and landslides in communities across the state; and

WHEREAS, on January 18, 2023, the City Council ratified the decision of the City Manager to declare an emergency due to the January 2023 Atmospheric River Winter Storms; and

WHEREAS, on March 9, 2023, the City and the County experienced yet another major rain event (the “March 2023 Atmospheric River Winter Storm”) which caused another landslide on Green Hills Road and closed the roadway; and

WHEREAS, the March 2023 Atmospheric River Winter Storms resulted in rainfall exceeding 3.8 inches. At that point, the total rainfall this was 51.71 inches, with 27.2” since January 1, 2023; and

WHEREAS, the County proclaimed the existence of a local emergency in the County on March 6, 2023; and

WHEREAS, the Governor of California declared a state of emergency on March 8, 2023; and

WHEREAS, on March 10, 2023, the President of the United States issued a Presidential Major Disaster Declaration to support the California’s emergency response to the ongoing storm impacts including flooding, mudslides and landslides in communities across the state beginning March 9, 2023; and

WHEREAS, on March 15, 2023, the City Council ratified the decision of the City Manager to declare an emergency due to the March 2023 Atmospheric River Winter Storms; and

WHEREAS, the City’s geologist determined that the Green Hills landslides resulted in a landslide scar with oversteepened slopes underlain by weak soil which undermined a large concrete drainage ditch at the top of the landslide scar; and

WHEREAS, the concrete drainage structure is precipitously overhanging the landslide scar, has already been pulled apart by ongoing failure of the landslide scar and at this point the drainage structure now drains directly on to the landslide scar in the area where it is overhung and pulled apart; and

WHEREAS, due to the significant damage caused by the atmospheric river events throughout Santa Cruz County, testing and design work to repair and secure the hillside and drainage structure was significantly delayed; and

WHEREAS, borings of the hillside were not completed until late April 2023 and it was not until June 2023 that the geotechnical report was received that provided the project with soils engineering parameters and recommendations for mitigating the ongoing failure of the slope and drainage system above Green Hills Road; and

WHEREAS, based on the recommendations in the geotechnical report, a specialty design firm was needed to design a soil nail wall to secure the hillside; and

WHEREAS, the design engineer contacted several firms and met with one firm in late July and the design report was finally provided on September 7, 2023; and

WHEREAS, the geotechnical firm, Pacific Crest Engineering, has determined that the hillside poses a significant risk of additional sliding and a catastrophic failure of the drainage ditch which could result in large blocks of concrete falling into the roadway. In addition, if allowed to stay in its current condition, the ruptured drainage ditch will

continue to dump drainage directly onto the unstable soil exposed in the landslide scar;
and

WHEREAS, the geologists have determined that without immediate repair work, the hillside will slide again and possibly cause the closure of Green Hills Road and cause damage to the public; and

WHEREAS, the condition of the slide area and the additional delay caused by following the competitive bidding process poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services; and

WHEREAS, the City Council desires to proceed with the Green Hills Road repairs at once without adopting plans, specifications, strain sheets, or working details, or giving notice for bids to let contracts in accordance with Public Contract Code section 22035 in order to prevent the imminent danger.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Scotts Valley hereby declares as follows:

1. The slide on Green Hills Road and the resulting damage to the drainage system is a sudden, unexpected occurrence that poses a clear and imminent danger, requiring immediate action to prevent or mitigate the loss or impairment of life, health, property, or essential public services; and
2. Based on substantial evidence, the current state of the Green Hills Road landslide and drainage system will not permit a delay resulting from a competitive solicitation for bids because the hillside poses a significant risk of additional sliding and a catastrophic failure of the drainage ditch which could result in large blocks of concrete falling into the roadway and the ruptured drainage ditch will continue to dump drainage directly onto the unstable soil exposed in the landslide scar; and
3. Based on the existence of the emergency posed by the Green Hills Road slide, the City may proceed at once to replace or repair any public facility without adopting plans, specifications, strain sheets, or working details, or giving notice for bids to let contracts.

BE IT FURTHER RESOLVED that the City Manager is hereby authorized to take all actions and enter into any agreements necessary to complete the Green Hills Road slide repair.

The above and foregoing Resolution was duly and regularly adopted by the City Council of the City of Scotts Valley at a special meeting held on the 18th day of October, 2023, by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Approved: _____
Jack Dilles, Mayor

Attest:

Cathie Simonovich, City Clerk

Revised 13 October 2023

Job No. 2321

City of Scotts Valley Public Works Department
Attention: Steve Jesberg, Director of Public Works
701 Lundy Lane
Scotts Valley, CA 95066
Sjesberg@scottsvalley.gov

Subject: State of emergency for repairs of storm damage from winter of 2023
Landslide damaged portions of Green Hills Road and Bean Creek Road
Scotts Valley, CA

Dear Steve:

This letter summarizes our opinion regarding the need to commence emergency work for the landslide damage to Green Hills Road and Bean Creek Road triggered by the storms of January through March 2023.

GREEN HILLS ROAD

The 2023 landsliding that happened at the Green Hills Road site (680 feet north-northeast along Green Hills Road from it's intersection with Falcon Ridge Road) resulted in the blockage of Green Hills Road twice last winter and the undermining of a large concrete drainage ditch at the top of the landslide scar.. The concrete drainage structure is precipitously overhanging the landslide scar and has already been pulled apart by ongoing failure of the landslide escarpment. At this point the drainage structure now drains directly on to the landslide scar in the area where it is overhung and pulled apart.

We have since completed a soils report with some geological input (dated 31 May 2023) that provided the project with soils engineering parameters and recommendations for mitigating the ongoing failure of the slope and drainage system above Green Hills Road.

We reiterate our finding from our 26 January 2023 letter that the proposed retaining structure solution be constructed before the onset of winter 2023-2024. If this objective is not met, the existing landslide scar from 2023 that lies above Green Hills Road, with oversteepened slopes underlain by weak soil and an undermined and ruptured concrete drainage structure, will continue to fail and will:

1. Likely result in the catastrophic failure of the drainage structure, resulting in large blocks of concrete falling into the roadway. If a car, bicyclist or pedestrian is struck by the falling concrete, they may be injured or killed.
2. Likely result in continued drainage from the ruptured drainage structure dumping directly onto the unstable soil exposed in the landslide scar. This may result in continued

landsliding similar to last winter and complete blockage of the road. There is also potential that a car, bicyclist or pedestrian passing by the site might be struck by landslide debris if the two intersect at the moment of failure.

In our opinion construction should commence as quickly as possible at the Green Hills Road site, in order to have the mitigation in place by the time our typical winter rains arrive (November through April). If this objective is not met, landsliding is very likely to continue even during small storms and undermine the drainage structure and cause portions of it to fall downslope and onto the road, potentially striking and injuring or killing passersby. Continued landsliding may also completely occlude the road as it did twice last winter.

BEAN CREEK ROAD

Bean Creek Road (adjacent to 606 Bean Creek Road) was damaged by a large debris flow landslide that was triggered by the storms of early March 2023, resulting in the failure of the outboard portion of the road and blockage of what remained of the road at that time. The failure of the roadbed has left a narrowed roadbed with a steep escarpment supported by weak soil on the current outboard edge which will continue to fail if subjected to continued rainfall and storm drainage.

In our opinion construction should commence as quickly as possible at the Bean Creek Road site, in order to have the mitigation in place by the time our typical winter rains arrive (November through April).. If this objective is not met, the roadbed will likely continue to fail, possibly to the extent of closing the road completely.

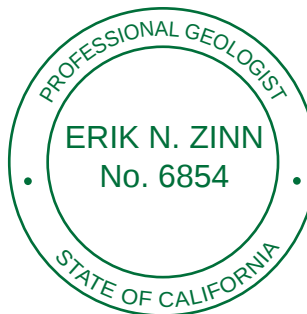
This concludes our letter. Please do not hesitate to contact us at your convenience regarding further recommendations for the damaged areas.

Sincerely

PACIFIC CREST ENGINEERING INC.



Erik N. Zinn
Principal Geologist
P.G. #6854, C.E.G. #2139



ec: Joel Ricca – Bowman & Williams
Samantha Vroomen – Bowman & Williams



City of Scotts Valley CITY COUNCIL STAFF REPORT

DATE: 10/18/2023
TO: Honorable Mayor and City Council
FROM: Cathie Simonovich, City Clerk
APPROVED: Mali LaGoe, City Manager
SUBJECT: **Fiscal Year 2023-2024 Community Grant Program Recommendations**

SUMMARY OF ISSUE

In 2022, staff presented the Community Grant Program Request for Proposals (RFP) and scoring criteria to City Council. The criteria and RFP were created to allow for a formal process to award community grants. Historically, the City has provided small grants to community benefit organizations that serve Scotts Valley. This year the City Council has allocated \$50,000 in the budget to be awarded through community grants. The RFP indicated the City's intent to fund 4-8 organizations for a grant amount between \$5,000 and \$15,000 each.

The RFP was issued on July 20th and remained open until August 31st at 5:00 PM. The City received 16 proposals, with a total requested amount of approximately \$120,000. There was an array of organizations requesting funding, such as youth services, vision and dental services, food delivery, senior services, and others. After collecting all proposals, the City Manager created the Application Review Committee, selecting four people to participate in the scoring and review process.

Within the posted RFP was the scoring criteria that the Committee used to score the proposals. The scoring criteria had three main sections: a baseline qualification screening, content criteria (40 points) and financial criteria (25 points). Proposals were required to provide information on how the project or program relates to the City's Strategic Plan themes. The City also emphasized an interest in filling funding gaps left by state or federal funding sources and one-time costs or capital infrastructure. Proposals did not need to score perfectly in each criteria category, they just needed the highest collective score, averaged over the four committee members.

The Committee members independently reviewed all 16 proposals and scored them based on the scoring criteria. Once all independent scores were submitted, the Committee met to discuss the scores and finalize recommendations for City Council. After thoughtful discussion, 8 organizations with the highest average scores were selected with an adjusted total of \$50,000.

Organization Name	Funding Requested	Funding Recommendation
Assisted Living Project	\$ 2,500	\$ 2,500
Boys and Girls Club of Santa Cruz County	\$14,000	\$14,000
Cabrillo College Local Government Fellows Program	\$10,000	\$10,000
Community Bridges – Meals on Wheels	\$ 6,500	\$ 6,500
Conflict Resolution Center of Santa Cruz County	\$ 3,040	\$ 3,000
Dientes Community Dental Care	\$ 5,000	\$ 5,000
Scotts Valley Senior Life Association	\$ 4,500	\$ 4,500
Vista Center for the Blind and Visually Impaired	\$ 5,000	\$ 4,500
Total:	\$50,540	\$50,000

Once approved by the City Council, contracts will be executed with each organization and will include insurance requirements, reporting requirements, and the specific documentation necessary for payment issuance.

FISCAL IMPACT

The City's budget includes \$50,000 of General Fund dollars to support the Community Grant Program. Approving the specific organizations and funding amounts will result in contracts with each organization to expend the budgeted funds.

STAFF RECOMMENDATION

It is recommended that the City Council approve the recommendation outlined above and authorize the City Manager to execute contracts with the grant awardees in a form acceptable to the City Attorney.

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None

City of Scotts Valley CITY COUNCIL STAFF REPORT

DATE: 10/18/2023
TO: Honorable Mayor and City Council
FROM: Steve Jesberg, Interim Public Works Director
APPROVED: Mali LaGoe, City Manager
SUBJECT: **Adopt Resolution Authorizing Grant Submission to the Santa Cruz County Regional Transportation Commission**

SUMMARY OF ISSUE

The Santa Cruz County Regional Transportation Commission issued a call for projects for the 2023 Consolidated Regional Transportation Grants. \$26.6 million in funding is anticipated to be available for award from several state and federal programs. Eligible applicants include all governmental agencies operating in Santa Cruz County, including all the cities, the county, the SCCRTC itself, Caltrans, Santa Cruz Metro, and UCSC.

Eligible projects include a wide range of public street, highway, local roadway reconstruction and rehabilitation projects. Bicycle, pedestrian, transit, transportation management improvements are also eligible. There is a minimum 11.5% match required as part of the grant award.

Public Works staff has reviewed the rating criteria and the list of transportation projects in the Capital Improvement Program and is recommending that the City apply for funding for the following projects:

1. Scotts Valley Drive Rehabilitation and Complete Street Improvements. This project will make repairs to the pavement surface, and analyze and include bicycle and pedestrian improvements along the corridor. Such improvements may include protected bike lanes and pedestrian crossings.
2. Mount Hermon Road Rehabilitation, Signal Coordination, and Complete Street Improvements. This project will resurface the roadway from Highway 17 to Scotts Valley Drive, put in an adaptive coordination system for the existing traffic signals, and include active transportation improvements. The signal work will be funded by the City's Traffic Impact Fee fund.

As part of the application process, the City should prioritize the project submittals. It is recommended that the Scotts Valley Drive project be the first priority and the Mount Hermon Road project be second priority. It is anticipated that these projects will take 2-3 years to complete and the funding request will include this delivery schedule.

FISCAL IMPACT

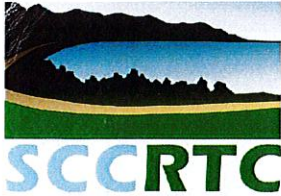
Staff estimates the city should receive approximately \$500,000 to \$750,000 in funding through this grant process. The awards will be programmed into the 2024-25 Capital Improvement Program update.

STAFF RECOMMENDATION

Staff recommends the City Council consider and approve Resolution No. 2033 authorizing and directing the Public Works Department to submit two grant applications for roadway improvements on Scotts Valley Drive and Mount Hermon Road to the Santa Cruz County Regional Transportation Commission.

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1. SCCRTC Call for Projects
2. SCCRTC Grant Resolution



SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION

1101 Pacific Avenue, Suite 250, Santa Cruz, CA 95060-4418 • (831)460-3200 • info@sccrtc.org

MEMORANDUM

Date: August 21, 2023
To: Transportation Project Sponsors
From: Amy Naranjo, Transportation Planner
Subject: Call for projects – 2023 Consolidated Regional Transportation Grants

Project sponsors are hereby invited to submit applications to the Santa Cruz County Regional Transportation Commission (RTC) requesting funding for transportation projects and programs in Santa Cruz County.

Deadline: Applications are due by **3:00 p.m. on October 25, 2023**. Complete application packages – including the multiple tab Excel file and PDF of supporting materials - must be submitted electronically to programming@sccrtc.org by the deadline to be considered for funding. *Hard copies are not required.*

Available Funds: This is a consolidated call for projects with approximately \$26.6 million anticipated to be available from the region's formula shares of funds from several state and federal programs. These include the following:

- STIP: **\$8.6 million** target of State Transportation Improvement Program (STIP) funds through FY28/29.
- STBG/RSTPX: Approximately **\$17.4 million** in Surface Transportation Block Grant Program (STBG)/Regional Surface Transportation Program Exchange (RSTPX) funds available through FY25/26.
- LPP: **\$629,000** formula share of SB1-Local Partnership Program (LPP) funds available through FY 24/25.

Required Application Package Contents: For an application to be considered complete, the following documents must be submitted:

- 1. Project Programming Request** ([Excel document](#) – includes multiple tabs)
 - a. Project Information
 - b. Project Benefits/Evaluation Criteria
 - c. Capital Projects:
 - i. Schedule, Cost and Funding Summary
 - ii. Engineers estimate
 - d. Non-infrastructure projects/programs:
 - i. Detailed task, cost, schedule
 - ii. Staffing
 - e. Certification and Assurances
- 2. Detailed project description/scope** (created by applicant)
- 3. Map, photos, public outreach information, and any other supporting materials** (created by applicant)
- 4. Certifications for Roadway Preservation Projects** (MS Word documents)
 - *only required for roadway preservation projects**
 - a. Rehabilitation: [Exhibit 25-K: Local Road Rehabilitation Project Certification](#)
 - b. Preventive Maintenance: [Exhibit 25-L: Pavement Management System \(PMS\) Certification](#)

The information included in the application packet is needed for evaluation and programming purposes. Electronic copies of application materials are available by emailing programming@sccrtc.org and online at: <https://sccrtc.org/funding-planning/project-funding/>.

Eligible Projects: Funds are available for transportation projects and programs in Santa Cruz County. Eligible projects include a wide range of public street/road and highway, local roadway reconstruction/rehabilitation, bicycle, pedestrian, transit, transportation system management, transportation demand management and other projects summarized in [Attachment 1](#) and set forth in federal and/or state guidelines for each funding source. Ongoing, general roadway and transit operations and maintenance are not eligible for STIP or STBG/RSTPX funds. While a wide range of projects are eligible for these funds, project sponsors are encouraged to submit applications for projects that meet most, if not all the evaluation criteria, including submitting applications for projects that will improve transportation for [disadvantaged communities \[map\]](#). For example, system preservation projects located in a disadvantaged community that integrate complete streets and include components that will [reduce collisions](#) will score higher than paving that do not also improve bike or pedestrian facilities.

Eligible Applicants: Cities, the County of Santa Cruz, SCCRTC, Caltrans, Santa Cruz Metropolitan Transit District (METRO), University of California at Santa Cruz (UCSC) and other

governmental agencies with a Master Agreement with Caltrans are eligible recipients of these funds. Non-governmental and other entities interested in applying for funds are required to have a public agency sponsor (with a Master Agreement with Caltrans) that will be responsible for ensuring state and federal accounting and implementation requirements are met.

Project Evaluation: Projects will be evaluated based on a range of criteria and project benefits ([Attachment 2](#) and second tab of the application programming request excel file). Applicants should clearly and succinctly articulate the benefits of their project, demonstrating how their project advances Santa Cruz County Regional Transportation Plan, state, and/or federal goals, policies, performance metrics, and targets related to **safety, infrastructure condition, system performance/reliability, access for all, and/or health and equity. Although some projects may not address all the measures, projects that address all or almost all the measures will receive higher scores. Project sponsors are encouraged to submit applications for projects that provide multiple benefits to the community.**

Type of Funds for Approved Projects: Staff will work with projects sponsors and the Interagency Technical Advisory Committee (ITAC) to determine the most appropriate funding source ("color of funds") for each project that is recommended and approved for funds, taking into consideration funding source-specific eligibility criteria, project schedules and potential delivery risks, size, and other factors. Staff will try to focus funds which have more requirements (such as STIP and LPP funds) on fewer projects that can more easily navigate such requirements. Staff will work with project sponsors to coordinate and expedite the use of funds.

Project Implementation: Approved projects will be subject to California and Federal requirements, as may be applicable to each source. These include, but are not necessarily limited to:

- Caltrans' [Local Assistance Program Guidelines \(LAPG\)](#) and [Local Assistance Procedures Manual \(LAPM\)](#)
- California Transportation Commission (CTC) Guidelines (STIP, SB-1 LPP-formula)
- Federal Highway Administration (FHWA) and Federal Transit Administration (FTA) guidelines
- Other state or federal requirements, as may be applicable.

Workshop: An optional workshop to review and respond to questions on the application will be held by [Zoom](#) on **September 13th at 10:00am.**

Applicants are encouraged, but not required, to attend. Applicants are also encouraged to have their preliminary draft application completed before the workshop and to submit questions in advance of the workshop to programming@scrtc.org. A FAQ will be posted online and periodically updated.

Matching Funds: To maximize funding options for each project, applicants should include an 11.47% non-federal match or in-kind donations for each project. For the LPP funds, a [1-to-1 match](#) is required from private, local, federal, or state funds.

Timeline:

- **August 21** – Call for Projects issued.
- **September 13** – Application workshop by [Zoom](#) at 10am.
- **October 25** – Applications due to programming@sccrtc.org by 3:00pm
- **Week of November 13th** – RTC advisory committees review/recommend projects.
- **December 7** – Public hearing and RTC approval of projects.
- **December 15** – RTIP due to California Transportation Commission (CTC)
- **March 21-23, 2024** – CTC action on STIP funds.

Contact: For any questions about this application or to request additional information, please contact Amy Naranjo at programming@sccrtc.org or 831-460-3200.

Background: The Santa Cruz County Regional Transportation Commission (RTC), in its capacity as the state-designated Regional Transportation Planning Agency (RTPA) is responsible for selecting projects to receive certain federal and state funds. Approved projects will be programmed in the RTC's Regional Transportation Improvement Program (RTIP) and/or RTC budget, as appropriate. Projects approved for STIP funding by the RTC are subject to concurrence and allocation from the California Transportation Commission (CTC). Projects approved for federal funds or considered capacity increasing or regionally significant will also be programmed in AMBAG's Metropolitan Transportation Improvement Program (MTIP).

Attachment Links:

1. [Discretionary Fund Descriptions](#)
2. [Evaluation Criteria](#)
3. [Application](#) (MS Excel file)
4. Certifications for Roadway Preservation Projects (required for roadway repair, rehab, preservation projects only)
 - a. Rehabilitation: [Exhibit 25-K: Local Road Rehabilitation Project Certification](#)
 - b. Preventive Maintenance: [Exhibit 25-L: Pavement Management System \(PMS\) Certification](#)
5. [Applicant Workshop Zoom Invite \(Add to Calendar\)](#)

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RESOLUTION NO. 2033

**RESOLUTION OF THE CITY COUNCIL OF THE
CITY OF SCOTTS VALLEY AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS
TO SUBMIT TWO GRANT APPLICATIONS TO THE
SANTA CRUZ COUNTY REGIONAL TRANSPORTATION COMMISSION
FOR THE 2023 CONSOLIDATED REGIONAL
TRANSPORTATION GRANT PROGRAM**

WHEREAS, The Santa Cruz County Regional Transportation Commission has issued a call for projects for the 2023 Consolidated Regional Transportation Grant Program; and

WHEREAS, this program will provide up to \$26.6 million in funding for local transportation rehabilitation, repair and safety projects from both state and federal funding programs; and

WHEREAS, The City of Scotts Valley desires to complete necessary roadway improvement projects on Scotts Valley Drive and Mount Hermon Road.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED as follows: The Department of Public Works is hereby directed and authorized to submit two applications to the Santa Cruz County Regional Transportation Commission for the following projects:

1. Scotts Valley Drive Complete Street Project
2. Mount Hermon Road Rehabilitation, Signal Coordination, and Complete Street Improvements.

BE IT FURTHER RESOLVED, the Director of Public Works is authorized to sign all grant documents and assurances required of the application process.

The above and foregoing resolution was duly and regularly adopted by the City Council of the City of Scotts Valley at a regular meeting held on the 18th day of October, 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Approved: _____
Jack Dilles, Mayor

Attest: _____
Cathie Simonovich, City Clerk