



AGENDA

Meeting of the
Scotts Valley City Council
In-Person and Remote Access
Date: December 6, 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 12-01-2023 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 Walpole, Police Chief Stephanie Hill, Administrative Services 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 Attendance: 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 watch 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

Public Comment

Public comment may be provided in-person only 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. In-person attendees may proceed to the public comment podium when the Mayor opens the item for public comment. Alternatively, written public comment may be emailed to the City Clerk (csimonovich@scottsvally.gov) by 5:00 PM on the day of the meeting.

CALL TO ORDER 6:00 PM

PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE

ROLL CALL

SPECIAL SET MATTER

1. Mayor's Proclamation honoring Chuck Fetter for his community contributions

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 11-15-2023 and Special Meeting minutes of 11-29-2023
2. Approve check register dated 11-10-2023 through 11-27-2023
3. Second reading and adoption of Ordinance No. 170.1 amending Municipal Code Section 02.19.020 regarding the Arts Commission
4. Approve a resolution to give authority to add one Police Officer Trainee

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. Future Council Agenda Items

CONVENE TO CLOSED SESSION

CLOSED SESSION SUBJECT(S)

1. Conference with legal counsel regarding liability claim
Legal Authority: Government Code Section 54956.9
Name of Case : Nordgreen Claim
Staff Present: City Manager, City Attorney, Police Chief

RECONVENE TO OPEN SESSION

REPORT ON ACTION TAKE DURING CLOSED SESSION

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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City of Scotts Valley

Mayor's Proclamation

Honoring Chuck Fetter for His Community Contributions

- WHEREAS,** Chuck Fetter has served his community well as an accomplished leader in Scotts Valley and throughout the Monterey Bay area over many years; and
- WHEREAS,** Chuck has inspired many people, especially young people, to also become leaders, contribute to the community and help those around them; and
- WHEREAS,** Chuck was honored as the Scotts Valley Chamber of Commerce "Man of the Year" in 1997 and as the San Lorenzo Valley Chamber of Commerce "Man of the Year" in 2000; and he has received many awards from the Boy Scouts of America, including the prestigious Silver Beaver Award; and
- WHEREAS,** After steadfastly working to preserve the rich history of Scotts Valley and to enlighten many residents about historical events, Chuck recently completed his 28-year term as President of the Scotts Valley Historical Society; and
- WHEREAS,** Chuck served as President of the Monterey Bay Council of Boy Scouts of America for 3 years, overseeing 6,500 Scouts and 2,500 volunteers in three counties; and
- WHEREAS,** Latino youth and their parents have been encouraged by Chuck to become active in Scouting; and
- WHEREAS,** Chuck served as a Past President and long-time member of the Scotts Valley Host Lions Club, participating in many community events; and
- WHEREAS,** Boy Scout Troop 604 in Scotts Valley benefitted from his 20 years of leadership – incredibly, 35 Scouts in Troop 604 earned the highest honor of Eagle Scout; and
- WHEREAS,** Chuck has enthusiastically worked as a driving force to improve our community through many organizations, including the Scotts Valley Nostalgia Nights, Cabrillo College Foundation Board, Santa Cruz Elks Club, Santa Cruz Moose Lodge, and Museum of Art and History Board.

NOW, THEREFORE, I, Jack Dilles, as Mayor of the City of Scotts Valley, on behalf of the entire City Council, do hereby salute and thank Chuck Fetter for his outstanding efforts to lead and positively impact so many in our community, especially young people.



Jack Dilles

Jack Dilles, Mayor

Signed and sealed this 6th day of December 2023



MINUTES

Meeting of the
Scotts Valley City Council
Date: November 15, 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 11-09-2023 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 6:01 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 Steve Walpole, Police Chief Taylor Bateman, Community Development Director Steve Jesberg, Public Works Director Allison Pfefferkorn, Recreation Division Manager Cathie Simonovich, City Clerk
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SPECIAL SET MATTER

1. Mayor's Proclamation for the Scotts Valley High School Haunted House Team

Mayor Dilles presented the Mayor's proclamation to the Scotts Valley High School Haunted House Team. The Ringleaders Erik Duffy and Nora Clifton accepted the proclamation on behalf of the Team.

The Council Members thanked the Haunted House Team members for their dedication, hard work and for raising money for the Leukemia and Lymphoma Society.

2. Mayor's Proclamation for United Against Hate Week

Mayor Dilles presented a Mayor's proclamation recognizing United Against Hate Week, November 12-18, affirming that the City stands for diversity, inclusivity, and respect for all, irrespective of race, ethnicity, religion, gender, sexual orientation, or disability.

COMMITTEE REPORTS

CM Timm attended the meeting of the Scotts Valley Chamber Economic Development Committee, and the Chamber is working on a survey that will be distributed in January 2024. The survey will request input on how businesses are doing and how the Chamber can support them moving forward.

CM Timm attended a meeting of the Association of Monterey Bay Area Governments (AMBAG). Scotts Valley was one of four jurisdictions (Scotts Valley, Watsonville, Monterey, Salinas) that was selected for the competitive Regional Early Action Planning (REAP) grants and the City will receive \$175K to assist with the planning for the Town Center, and specifically for the affordable housing portion.

CM Johnson attended a meeting of the Regional Transportation Commission (RTC) and noted that the Executive Director, Guy Preston, is stepping down after five years. Scotts Valley submitted grant applications for \$500K for improvements to Mt. Hermon Road, and \$500k for improvements to Scotts Valley Drive, and these have both been recommended by staff and are scheduled to be voted on in the near future.

Mayor Dilles thanked the staff, including Interim Public Works Director Jesberg, for their work on submitting the RTC grant applications.

CM Timms reported that the Youth Action Network is starting to plan activities for Child Abuse Prevention Month, which will be in April 2024.

CM Lind noted that for the Chamber of Commerce survey they will be walking through town in order to speak to every business.

CM Lind has been working with the Exchange Club for the holiday tree lighting ceremony, *Light Up the Night*, which will be held on December 2nd from 5:00 PM - 7:00 PM at the Scotts Valley Community Center. Proceeds will go to Valley Churches United.

CM Lind thanked City Manager LaGoe for a successful Citizens Academy.

Mayor Dilles attended the Monterey Bay Area State of the Region where they heard about topics such as broadband, affordable housing, new legislation, early childhood education, climate resilience, as well as interesting political dialog.

Mayor Dilles, along with other Mayors and Supervisors in the County, attended an event at the Church of Jesus Christ of Latter-day Saints and heard about how the church is able to assist when there is a disaster. Most of the members of this church live in Scotts Valley.

Mayor Dilles spoke to the Scotts Valley Rotary Club about the State of the City, and also about the Santa Cruz Sunrise Rotary Club bike ride fundraiser which he participated in along with CM Timm. The proceeds from the bike ride are donated to the Boys & Girls Club of Santa Cruz.

CITY MANAGER REPORT

Citizen's Academy: The inaugural Citizen's Academy was a success, with nine members of the community graduating last night. The feedback was very favorable and warrants additional cohorts in the future. City Manager LaGoe thanked staff who presented and assisted with planning the various sessions, as well as the Fire District, the Water District and the School District who also participated.

Planning Commission Meeting 11/16: At the Regular Meeting of the Planning Commission tomorrow evening, the Commission will hold a public hearing for the City's General Plan update.

Special Meeting of the City Council 11/29: The City Council will hold a special meeting on 11/29 regarding the General Plan update.

Administrative Services Department: The Administrative Services Department staff are continuing to move forward with the fiscal year 2022-2023 audit, and they are in the next phase of the OpenGov implementation of the Fixed Asset Module.

Crack Seal on Scotts Valley Drive: The crack seal project on Scotts Valley Drive is complete. It was important to have this completed prior to the winter months to protect the road.

Rain Preparation: Our crews have been out preparing for the rain and monitoring the areas that have had previous slides.

Glenwood Preserve Slide: The slide in the Glenwood Preserve is below a Water District tank, so the City met with the Water District to partner on the plan to strengthen that hillside. This will involve working with the Federal Emergency Management Agency (FEMA) and the City will need to be the lead agency working with FEMA on

this project.

Library Joint Powers Authority (JPA) Board Meeting: The library JPA and the City of Santa Cruz are co-facilitating a review of the administrative services contract that the library has with the City of Santa Cruz for all of the fiscal, human resources, and other services that the City provides. Also, the board approved a contract with a professional recruiting firm for the recruitment of a new Director. Eric Howard is the Interim Library Director.

Town Center Architect: The architect firm for the Town Center, Urban Field, has been developing design concepts. The subcommittee will meet tomorrow to discuss next steps, as well as the strategy for stakeholder outreach.

City offices Closed: The City offices will be closed for the Thanksgiving holiday on Thursday and Friday of next week (11/23-11/24).

Staffing Updates: A new dispatcher was sworn-in last week which makes the dispatch area of the Police Department fully staffed, and now the Police Department only has one vacancy. City Manager LaGoe introduced Nelson Alfaro who joined the City this week as our new Building Official. The new Public Works Director, Bret Swain, starts next Monday. City Manager LaGoe gave her thanks and deep appreciation to our Interim Public Works Director, Steve Jesberg, who has done a fantastic job filling in and tackling many huge projects.

PUBLIC COMMENT TIME

Public comment was received from:

Michael Shulman who is a resident of Scotts Valley. Mr. Shulman congratulated the City on filling the open positions, he commended the City on a successful Citizen's Academy, and he expressed concern about the difficulty that residents are experiencing in obtaining and maintaining fire insurance for their homes.

Shelly, a homeowner in Scotts Valley and a long-time resident of Santa Cruz County, spoke to acknowledge November as Family Court Awareness Month. She urged residents to demonstrate their support in recognizing the importance of a family court system that prioritizes child safety and acts in the best interest of children.

CM Lind is working on the Hitchcock Festival which will be presented by the Exchange Club and the Theater Guild on March 8-10, 2024.

CM Lind is working on the Fallen Officers Ball which is scheduled for February 10, 2024.

CM Timm is interested in the fire insurance issue and will talk about it in the Future

Agenda Items portion of the meeting. He noted that this is becoming a widespread problem in our community.

CM Timm thanked Shelly for speaking this evening regarding Family Court Awareness Month.

ALTERATIONS TO CONSENT AGENDA

M/S: Lind/Timm

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 11-01-2023
2. Approve check register dated 10-27-2023 through 11-09-2023
3. Second reading and adoption of Ordinance No. 16.140 amending Scotts Valley Municipal Code Chapters 17.04 (Definitions), 17.09 (R-VH District), 17.10 (R-H District), 17.12 (R-M District), 17.14 (R-1 District), 17.16 (R-R District), 17.18 (R-MT District), 17.20 (C-S District), and 17.22 (C-SC District) and adding new Section 17.44.180 (Multi-unit Residential Design Standards) to establish design standards for multi-unit residential development citywide
4. Adopt Resolution 2038 to approve the Designation of Applicant's Agent for Non-State Agencies.
5. Adopt Resolution No. 2039 authorizing the application for grant funds from the California Department of Resources, Recycling, and Recovery (CalRecycle).

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)

REGULAR AGENDA

1. Approve Resolution No. 2040 authorizing the purchase of the Vine Hill Elementary childcare modular buildings utilizing Congressional Community Project Funding, approving related NEPA and CEQA declarations, and approving the transfer of ownership to the Scotts Valley Unified School District

City Manager LaGoe presented this item. The Council Members expressed their gratitude to the staff, and their appreciation for the successful partnership with the School District. Ultimately, this is for the benefit of our very important residents, the students.

Michael Shulman spoke in his capacity as the School Board President and he noted how this collaboration could potentially be challenging, but was implemented professionally. This was a complicated project and he thanked everyone involved for their hard work, as this success builds confidence in the community.

M/S: Johnson/Lind

To approve Resolution No. 2040 approving the purchase of the Vine Hill modular classroom buildings for \$650,000, approving the transfer of the modular classroom buildings from the City of Scotts Valley to the Scotts Valley Unified School District, and determining the purchase and transfer are exempt from NEPA pursuant to § 58.2(a)(3) and from CEQA pursuant to CEQA Guidelines Section 15061(b)(3),

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

M/S: Johnson/ Timm

To authorize the City Manager to sign the purchase agreement with Wilscott in a form approved by the City Attorney; and to authorize the City Manager to execute the necessary documents to complete the transfer as approved by the City Attorney.

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

2. Introduce Ordinance No. 170.1 amending Scotts Valley Municipal Code Section 02.19.020 regarding the Arts Commission and Adopt Resolution No. 1666.2 amending the Arts Commission Bylaws

Recreation Division Manager Pfefferkorn presented this item, and responded to questions from the Council.

M/S: Timms/Timm

To adopt Resolution No. 1666.2 amending the Arts Commission Bylaws in their entirety; and to introduce Ordinance No. 170.1 amending the Scotts Valley Municipal Code 02.19.020 to reflect changes to Section 2.19.020 of Chapter 2.19 of Title 2 and waive the reading thereof.

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

3. Future Council Agenda Items

CM Timm requested a future discussion item regarding the fire insurance issue. The majority of the Council supported this future discussion item.

ADJOURNMENT

The meeting adjourned at 7:06 PM.

Approved: _____
Jack Dilles, Mayor

Attest: _____
Cathie Simonovich, City Clerk



MINUTES

Special Meeting of the
Scotts Valley City Council
Date: November 29, 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 11-21-2023 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 Special City Council meeting was called to order at 6:08 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
Taylor Bateman, Community Development Director
Stephanie Hill, Administrative Services Director
Sarah Wickle, Senior Planner
Cathie Simonovich, City Clerk

PUBLIC COMMENT TIME

None.

PUBLIC HEARINGS

1. Consideration of a Planning Commission recommendation that the City Council adopt the Scotts Valley General Plan update to replace the existing adopted General Plan, adopt a statement of overriding considerations for significant and unavoidable impacts, and certify the General Plan Final Environmental Impact Report (FEIR).

Community Development Director Bateman introduced Consultant Bill Wiseman from Kimley-Horn who presented this item.

Mayor Dilles opened the public hearing at 6:23 PM.

Steve Park, a member of the General Plan Advisory Committee (GPAC), thanked the Council for the opportunity to serve on the committee. He acknowledged Bill Wiseman and Kimley-Horn as excellent partners to work with, he acknowledged his fellow GPAC members, and he thanked Community Development Director Bateman for his perseverance. He congratulated the Council and the Staff and noted that he is proud to live in Scotts Valley.

Ruth Stiles, a resident of Scotts Valley, expressed concern that the maps would be used for unintended purposes, and she also expressed concern that the Ohlone and other tribes that resided in Scotts Valley at the point of contact were not included in the plan. She would like these included if it is not too late.

Mayor Dilles closed the public hearing at 6:29 PM.

The Council members discussed the process and the excellent community engagement, and they asked clarifying questions to the Consultant and to the Staff.

M/S: Timms/Timm

To adopt Resolution No. 1119.33 to adopt a Statement of Overriding Considerations for the significant and unavoidable impacts of the Project and certify the General Plan Final EIR

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

M/S: Timms/Johnson

To adopt Resolution No. 1119.34 approving the updated General Plan to replace the existing adopted 1994 General Plan.

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

2. Consideration of a Planning Commission recommendation that the City Council establish a Vehicle Miles Traveled (VMT) Policy inclusive of establishing VMT as the appropriate metric for evaluating transportation related impacts under CEQA, establishing VMT thresholds of significance, establishing screening criteria, and Transportation Demand Management (TDM) strategies.

Community Development Director Bateman introduced Consultant Bill Wiseman from Kimley-Horn who presented this item. Two minor amendments to the policy were reflected in the presentation through track changes (redline). The Council Members discussed the VMT policy and asked clarifying questions.

Mayor Dilles opened the public hearing at 7:17 PM

Ruth Stiles, a resident of Scotts Valley, commented about the mitigation to add more charging stations. She noted that there are many electric vehicles in Scotts Valley, and she wondered if credit is received for that.

Mayor Dilles closed the public hearing at 7:19 PM.

After further discussion, Mayor Dilles recommended removing parking strategies 27-31 and the other Council Members agreed.

M/S: Timm/Timms

To adopt Resolution No. 2041, with the amendment by staff as noted in the presentation and with the amendment of dropping parking strategies 27-31, approving a VMT Policy inclusive of establishing VMT as the appropriate metric for evaluating transportation-related impacts under CEQA, establishing VMT thresholds of significance, establishing screening criteria, establishing Transportation Demand Management (TDM) strategies; and Authorizing the Community Development Director to update the VMT thresholds of significance, screening criteria and TDM strategies for land use projects and plans as necessary; and finding approval of a VMT Policy, including the VMT Mitigation Banking Program is not a “project” under CEQA, or if a “project,” exempt under the “common sense” exemption (14 Cal. Code Regs. § 15061(b)(3)).

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

ADJOURNMENT

The meeting adjourned at 7:34 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					
130514	11/16/23	ADAMS ASHBY GROUP, INC	9,958.75	0	Regular
130515	11/16/23	ALLISON PFEFFERKORN	971.29	0	Regular
130516	11/16/23	ALVAREZ IND INC CLEAN BLDG	1,750.00	0	Regular
130517	11/16/23	BAKER TILLY US, LLP	3,365.00	0	Regular
130518	11/16/23	BAY TREE, LLC	3,620.38	0	Regular
130519	11/16/23	BENJAMIN NOBLE	20,520.00	0	Regular
130520	11/16/23	BRINK'S AWARDS & SIGNS	54.62	0	Regular
130521	11/16/23	BUSINESS WITH PLEASURE	57.62	0	Regular
130522	11/16/23	Christopher Dumonceux	154.60	0	Regular
130523	11/16/23	DREW DENTAL CORP	240.80	0	Regular
130524	11/16/23	KIMLEY-HORN & ASSOCIATES INC	28,464.66	0	Regular
130525	11/16/23	LINCOLN FINANCIAL GROUP	1,540.18	0	Regular
130526	11/16/23	M-GROUP	11,385.00	0	Regular
130527	11/16/23	MBASIA	32,331.20	0	Regular
130528	11/16/23	NATIONAL COMTEL NETWORK INC.	20.19	0	Regular
130529	11/16/23	NOREEN YOSHIDA DDS	1,778.50	0	Regular
130530	11/16/23	PACIFIC GAS & ELECTRIC CO	27.81	0	Regular
130531	11/16/23	PARS	100.00	0	Regular
130532	11/16/23	PHILLIP D NEUMAN	40,098.24	0	Regular
130533	11/16/23	ROD MARKELL	1,974.00	0	Regular
130534	11/16/23	SANTA CRUZ COUNTY CONFERENCE	60,086.22	0	Regular
130535	11/16/23	SELINA ANDREWS	153.00	0	Regular
130536	11/16/23	STEPHANIE HILL	1,508.80	0	Regular
130537	11/16/23	STERICYCLE INC	406.21	0	Regular
130538	11/16/23	THOMSON REUTERS-WEST	377.60	0	Regular
130539	11/16/23	TYLER HEBARD	468.80	0	Regular
130540	11/16/23	U.S. BANK CORPORATE	12,646.46	0	Regular
130541	11/16/23	KIMLEY-HORN & ASSOCIATES INC	51,866.39	0	Regular
130542	11/22/23	4X4 AND MORE	1,489.04	0	Regular
130543	11/22/23	ACCO ENGINEERED SYSTEMS	2,243.85	0	Regular
130544	11/22/23	ALVAREZ IND INC CLEAN BLDG	345.00	0	Regular
130545	11/22/23	AQUATIC BIOASSAY &	5,030.00	0	Regular
130546	11/22/23	ARTHUR DEAN SANDERS, JR.	3,426.00	0	Regular
130547	11/22/23	AT&T	8.82	0	Regular
130548	11/22/23	AT&T	3,230.60	0	Regular
130549	11/22/23	AXON ENTERPRISE, INC	70,874.36	0	Regular
130550	11/22/23	BATTERIES + BULBS #314	5,164.94	0	Regular
130551	11/22/23	Bhartiya Cultural Association	543.00	0	Regular
130552	11/22/23	BOWMAN & WILLIAMS	31,066.04	0	Regular
130553	11/22/23	BRASS KEY LOCKSMITH	415.39	0	Regular
130554	11/22/23	BRIGHTVIEW LANDSCAPE	4,735.35	0	Regular
130555	11/22/23	BUREAU VERITAS TECHNICAL ASSMT	2,025.00	0	Regular
130556	11/22/23	COMCAST	374.52	0	Regular
130557	11/22/23	COMCAST	1,050.55	0	Regular

Check Number	Check Date	Vendor Name	Net Check Amount	Check Status	Check Type
130558	11/22/23	COMMUNITY TREE SERVICE, INC.	8,100.00	0	Regular
130559	11/22/23	COUNTY OF SANTA CRUZ	3,889.25	0	Regular
130560	11/22/23	CRYSTAL SPRINGS WATER CO	80.25	0	Regular
130561	11/22/23	CSG CONSULTANTS, INC	898.50	0	Regular
130562	11/22/23	CUMMING MANGEMENT GROUP, INC	2,406.25	0	Regular
130563	11/22/23	ENTERPRISE FM TRUST	12,816.36	0	Regular
130564	11/22/23	ENVIRONMENTAL INNOVATIONS	2,103.28	0	Regular
130565	11/22/23	FEDERAL EXPRESS	735.98	0	Regular
130566	11/22/23	FOREVER FIREWOOD, INC.	481.00	0	Regular
130567	11/22/23	FRESH PULP HOLDINGS LLC	2,246.68	0	Regular
130568	11/22/23	GOOD CITY COMPANY	5,917.50	0	Regular
130569	11/22/23	GRAINGER	4,866.93	0	Regular
130570	11/22/23	HANSON ASSOCIATES ASSET &	4,727.75	0	Regular
130571	11/22/23	HERWIT ENGINEERING	3,172.50	0	Regular
130572	11/22/23	HOSE SHOP	40.35	0	Regular
130573	11/22/23	ICONIX WATERWORKS US INC.	865.87	0	Regular
130574	11/22/23	JOSE PEREZ	217.76	0	Regular
130575	11/22/23	K & D LANDSCAPING, INC.	3,820.00	0	Regular
130576	11/22/23	KIMBERLY ANN PETERSEN	373.75	0	Regular
130577	11/22/23	KIMLEY-HORN & ASSOCIATES INC	22,119.70	0	Regular
130578	11/22/23	LOGAN & POWELL, LLP	35,462.66	0	Regular
130579	11/22/23	MESITI-MILLER ENGINEERING	7,530.78	0	Regular
130580	11/22/23	MICHAEL K SMITH DBA SANTA CRUZ	189.00	0	Regular
130581	11/22/23	MID VALLEY SUPPLY	2,845.81	0	Regular
130582	11/22/23	MISSION UNIFORM SERVICE	1,068.80	0	Regular
130583	11/22/23	MONTEREY REGIONAL	5,531.40	0	Regular
130584	11/22/23	NANNETTE BENEDICT DDS	733.60	0	Regular
130585	11/22/23	NETFILE, INC.	1,400.00	0	Regular
130586	11/22/23	NOREEN YOSHIDA DDS	124.00	0	Regular
130587	11/22/23	OLIN CORPORATION AS SOLE	4,313.41	0	Regular
130588	11/22/23	PACE ANALYTICAL SERVICES, LLC	250.00	0	Regular
130589	11/22/23	PACIFIC GAS & ELECTRIC CO	49,533.98	0	Regular
130590	11/22/23	PALACE BUSINESS SOLUTIONS	2,330.31	0	Regular
130591	11/22/23	PERALTA'S MACHINE SHOP	2,856.53	0	Regular
130592	11/22/23	PHILLIP D NEUMAN	11,328.20	0	Regular
130593	11/22/23	REGIONAL GOVERNMENT SERVICES	348.59	0	Regular
130594	11/22/23	S.V. WATER DISTRICT	8,532.95	0	Regular
130595	11/22/23	SANTA CRUZ COUNTY	35,087.70	0	Regular
130596	11/22/23	SANTA CRUZ COUNTY CONFERENCE	26,610.46	0	Regular
130597	11/22/23	SANTA CRUZ FIRE EQUIPMENT	1,513.02	0	Regular
130598	11/22/23	SANTA CRUZ SENTINEL	1,104.00	0	Regular
130599	11/22/23	SCARBOROUGH LUMBER	690.83	0	Regular
130600	11/22/23	SCOTTS VALLEY SPRINKLER	373.70	0	Regular
130601	11/22/23	SOIL CONTROL LAB	408.00	0	Regular
130602	11/22/23	SYCAL ENGINEERING INC	1,745.00	0	Regular

Check Number	Check Date	Vendor Name	Net Check Amount	Check Status	Check Type
130603	11/22/23	THE PIED PIPER INC.	66.50	0	Regular
130604	11/22/23	TRIAD ELECTRIC	9,840.00	0	Regular
130605	11/22/23	TRITON CONSTRUCTION	400.00	0	Regular
130606	11/22/23	U.S. BANCORP OFFICE	2,808.74	0	Regular
130607	11/22/23	URBAN FIELD STUDIO OAKLAND	11,887.50	0	Regular
130608	11/22/23	VASAVI R. CHINNAM DDS, INC.	357.60	0	Regular
130609	11/22/23	WEBER, HAYES, & ASSOCIATES	57,553.82	0	Regular
130610	11/22/23	WECO INDUSTRIES INC.	351.03	0	Regular
130611	11/22/23	WEX BANK	8,590.93	0	Regular
130612	11/22/23	WIZIX TECHNOLOGY GROUP, INC	909.86	0	Regular

99	Checks total:	792,507.15
0	ACH total:	
0	EFTPS total:	
0	Wire transfer total:	
0	Payment Manager total:	
99	GRAND TOTALS	792,507.15

City of Scotts Valley CITY COUNCIL STAFF REPORT

DATE: 12/6/2023
TO: Honorable Mayor and City Council
FROM: Allison Pfefferkorn, Recreation Coordinator
APPROVED: Mali LaGoe, City Manager
SUBJECT: **Second reading and adoption of Ordinance No. 170.1 amending Municipal Code Section 02.19.020 regarding the Arts Commission**

SUMMARY OF ISSUE

On November 15, 2023 the City Council adopted Resolution No. 1666.2 amending the Arts Commission Bylaws in their entirety and Ordinance No. 170.1 amending Section 2.19.020 regarding the appointment of the Chairperson and Vice-Chairperson was introduced for first reading.

This amendment aligns the Arts Commission with the other Commissions where the Chairperson and Vice-Chairperson shall be appointed annually by the commission from among its members entitled to vote.

FISCAL IMPACT

There is no fiscal impact associated with amending Municipal Code Section 02.19.020

STAFF RECOMMENDATION

Adopt Ordinance No. 170.1 amending the Scotts Valley Municipal Code 02.19.020 to reflect changes to Section 2.19.020 of Chapter 2.19 of Title 2 and waive the reading thereof.

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1. Ord 170.1 Arts Commission Bylaws 12-6-2023
2. Approved Resolution No. 1666.2 with Bylaws 11-15-2023

ORDINANCE NO. 170.1

ORDINANCE OF THE CITY COUNCIL OF THE CITY OF SCOTTS VALLEY AMENDING TITLE 2, CHAPTER 2.19, SECTION 2.19.020 OF THE SCOTTS VALLEY MUNICIPAL CODE REGARDING THE ARTS COMMISSION

**NOW, THEREFORE, THE COUNCIL OF THE CITY OF SCOTTS VALLEY DOES
ORDAIN AS FOLLOWS:**

SECTION 1. Section 2.19.020 of Chapter 2.19 of Title 2 is hereby amended to read as follows:

“2.19.020 - Members.

The commission shall be comprised of five members to be appointed by the city council as provided in Section 2.21.010 of this title. All members of the commission shall be residents in the Scotts Valley planning area and shall serve at the pleasure of the city council and any member may be removed by the city council at their sole discretion at any time.

The chairman and vice-chairman of the commission shall be appointed annually by the commission from amongst its voting members. The appointments shall be made annually by the commission from among its members.”

SECTION 2. SEVERABILITY. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction such portion shall be deemed a separate, distinct and independent provision of such Ordinance and shall not affect the validity of the remaining portions thereof.

SECTION 3. REPEALS CONFLICTING ORDINANCES. All other ordinances of the City of Scotts Valley or provisions of the Scotts Valley Municipal Code which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

SECTION 4. CEQA COMPLIANCE. The City Council finds and determines that the enactment of this Ordinance is not a “project” as that term is used in the California Environmental Quality Act (“CEQA,” Cal. Pub. Resources Code Section 21000 et seq.) or the State CEQA Guidelines (Cal. Code of Regs., Title 14, Section 15000 et seq.). Therefore, no environmental assessment is required or necessary.

SECTION 5. EFFECTIVE DATE. The above and foregoing ordinance was introduced for a first reading on November 15, 2023, and passed and adopted on May 18, 2022, at a duly held meeting of the City Council of the City of Scotts Valley by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

APPROVED: _____
Jack Dilles, Mayor

ATTEST: _____
Cathie Simonovich, City Clerk

APPROVED
AS TO FORM: _____
Kirsten Powell, City Attorney

RESOLUTION NO. 1666.2

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SCOTTS VALLEY AMENDING THE ART COMMISSION BYLAWS IN THEIR ENTIRETY

WHEREAS, By Resolution 1666, adopted by the Scotts Valley City Council on March 1, 2000, established by the bylaws of the City of Scotts Valley Arts Commission; and

WHEREAS, By Resolution 1666.1, adopted by the Scotts Valley City Council on June 20, 2012, amended the bylaws of the City of Scotts Valley Arts Commission; and

WHEREAS, Section 2.19.040 of the Scotts Valley Municipal Code allows the bylaws of the Scotts Valley Arts Commission to be amended from time to time by resolution; and

WHEREAS, the Scotts Valley Arts Commission is requesting the bylaws be amended to meet the standards to which all City Advisory bodies operate.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Scotts Valley does hereby resolve that the Bylaws created and amended by Resolutions 1666 and 1666.1, are amended in their entirety and replaced by the Bylaws as attached and incorporated hereto as Exhibit A.

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 15th day of November, 2023, by the following vote:

AYES: DILLES, JOHNSON, LIND, TIMM, TIMMS
NOES: NONE
ABSENT: NONE
ABSTAIN: NONE

Approved:

DocuSigned by:

D5514C37479F46E...

Jack Dilles, Mayor

Attest:

DocuSigned by:

00BDB2B26C07422...

Cathie Simonovich, City Clerk

CITY OF SCOTTS VALLEY ARTS COMMISSION BYLAWS

ARTICLE I. ORGANIZATION AND MEMBERSHIP

Section 1. In accordance with Chapter 2.19 of the Scotts Valley Municipal Code, the Scotts Valley Arts Commission is an advisory agency to the City Council of the City of Scotts Valley regarding matters concerning the arts, including literature, music and other cultural activities. The Commission consists of five members appointed by the City Council of the City. Members of the Commission shall serve at the pleasure of the Council and any member may be dismissed by the City Council at any time.

ARTICLE II. SELECTION OF OFFICERS

Section 1. At the first meeting of each calendar year, a Chairperson and Vice-Chairperson shall be selected by the Commission from among its members.

- A) CHAIRPERSON: The Chairperson shall be selected by a majority vote of the members. The Chairperson shall preside at all meetings and may call special meetings. He/she shall decide on all points of order and procedure during the meeting and the decision shall be final unless overruled by a majority vote of the Commission. The Chairperson shall represent the Commission before the Council whenever the Chairperson, the Commission or the Council considers it necessary.
- B) VICE-CHAIRPERSON: A Vice Chairperson shall be selected by a majority vote of the members. He/she shall assume all duties of the Chairperson in the absence or the disability of the Chairperson.
- C) SECRETARY: The City Manager may designate a staff person to act as secretary who shall keep a record of Commission proceedings and transactions.
- D) ACTING CHAIRPERSON: In the case of absence of both the Chairperson and the Vice Chairperson from any meeting an acting Chairperson shall be elected from amongst the members present to serve only during the absence of the Chairperson and Vice-Chairperson.

ARTICLE III. MEETINGS

Section 1. MEETINGS OF ARTS COMMISSION: The Arts Commission shall hold a minimum of four meetings per year as follows:

- A. Open Meetings: All regular and special meetings of the Commission shall be open meetings to which the public and the press shall be admitted.
- B. Regular Meetings: Regular meetings of the Commission shall be held quarterly per an annual calendar established during the first meeting of the calendar year and shall begin at 5:00 PM at the Scotts Valley City Hall Council Chambers or such other place as may be specified at the previous regular meeting.
- C. Special Meetings: A special meeting may be called by the Chairperson of the Commission or by majority vote of the Commission. Notice of special meetings shall be given as required by law; and the purpose of or the business to be transacted during such special meeting shall be stated in the notice.
- D. Quorum: A quorum shall consist of three members of the Commission.
- E. Absence of Quorum: In the absence of a quorum at any meeting, the meeting shall be adjourned to the next regular meeting date by any member present. No meeting may be declared adjourned for lack of a quorum, however, until a 15 minute period after the scheduled time of the meeting has elapsed.

ARTICLE IV. COMMITTEES

All standing or special committees of the Commission which may be necessary to carry out the functions or purposes of the Commission shall be selected by the Chairperson and confirmed by vote of the majority of the Commission. Such committees may include, but not be restricted to, members of the Commission. Such committees shall comply with all legal requirements regarding meetings including, but not limited to, the Brown Act. The Chairperson of the Arts Commission shall make all committee assignments and appoint the Chairperson of each committee. A verbal or written report may be made at any meeting of the Commission by the Chairperson or member of a Committee on the subject under consideration by such Committee.

ARTICLE V. VOTING

All questions shall be resolved by a majority vote of the members present. The vote shall be taken by a roll call vote, voice vote, by the raising of hands, or by any other manner calculated to ensure an accurate determination of the vote; provided that at the request of any member, the vote shall be taken by a roll call vote.

ARTICLE VI. PARLIAMENTARY PROCEDURES

Roberts Rules of Order, revised, will govern the conduct of meetings of the Arts Commission.

ARTICLE VII. MISCELLANEOUS

Section 1. Effective Date: The Bylaws shall be effective upon approval of a majority of the City Council.

Section 2. Amendments to the Bylaws: The Bylaws of the Commission may be amended by the Commission at any regular or special meeting by a vote of the majority of the Commissioners; however, such amendment will not be effective until approved by the City Council.

Section 3. Effect: The bylaws shall not be considered or construed as superseding any ordinance or direction of the City Council of the City of Scotts Valley, nor shall they preclude the preparation and adoption of further procedural manuals and policies by which the Commission may direct its activities. In the event of a conflict between the Bylaws and any ordinance or direction of the City Council of the City of Scotts Valley, the ordinance or direction shall control.

City of Scotts Valley CITY COUNCIL STAFF REPORT

DATE: 12/6/2023
TO: Honorable Mayor and City Council
FROM: Stephanie Hill, Administrative Services Director, Stephen Walpole, Chief of Police
APPROVED: Mali LaGoe, City Manager
SUBJECT: **Approve a resolution to give authority to add one Police Officer Trainee**

SUMMARY OF ISSUE

The Scotts Valley Police Department, as with other police agencies, continues to face challenges attracting and retaining police personnel. Unlike other employers, police departments have strict hiring practices governed by the State of California. An applicant is subject to a comprehensive and time-intensive testing process, including a pre-screening interview, oral board testing, background investigation and polygraph test, and medical and psychological assessments. Assuming the candidate passes the testing process, he/she must also successfully graduate from a six (6) month police academy. Upon graduation, the new officer participates in the Department's Police Field Training Officer (FTO) program for five (5) additional months to learn how to be an effective law enforcement officer for the City of Scotts Valley. At any time during the testing or training process, an applicant can be disqualified. The hiring process of one police officer, from the point of application to the completion of training is approximately thirteen (13) months.

In addition to the protracted hiring process, the Department has been experiencing turnover due to terminations, resignations, and retirements. On several occasions, the Department was aware of anticipated turnover, but did not have a tool in place to proactively ensure appropriate staffing levels. As a result, the Department runs short staffed until a new hire can be adequately trained to work as a solo police officer, typically thirteen months.

Currently the Police Department has one vacant Police Officer Position, and three positions currently occupied by Police Officer Trainees. The Police Department continuously recruits for both sworn officers from other agencies and new trainees with the potential to be trained to become a Scotts Valley Police Officer. Due these efforts and the strong reputation of the Scotts Valley Police Department, the department has identified two strong Trainee candidates to fill the single existing vacancy.

Given the history of turnover in the department and in law enforcement as a whole, it is recommended that the Council authorize the City Manager to overfill the Police Officer/Trainee classification by one position for no more than the remainder of the current fiscal year budget

in order to pursue the opportunity to add an additional trainee to the training pipeline. Future fiscal year budgets will require a routine approval process from the Council and will have any of these in-process needs factored in.

FISCAL IMPACT

Assuming a 6-month duration, the FY 2023-24 fiscal impact of one Police Officer Trainee fully burdened position is approximately \$70,000. Due to saving from vacancies in the department, this cost will be absorbed within the current fiscal year budget.

STAFF RECOMMENDATION

It is recommended the City Council adopt Resolution No. 2042, approving the City Manager's authority to overfill one Police Officer Trainee position for FY 2023-24.

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1. Resolution No. 2042 - Police Officer Trainee Overfill FY23-24 12.06.23kp

RESOLUTION NO. 2042

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SCOTTS VALLEY
APPROVING THE CITY MANAGER AUTHORITY TO OVERHIRE ONE
POLICE OFFICER TRAINEE POSITION IN FISCAL YEAR 2023-24**

WHEREAS, City staff continues to analyze the organization's evolving needs; and

WHEREAS, staff have identified the need and opportunity to overfill one Police Officer Trainee position; and

WHEREAS, staff have identified the need in Fiscal Year 2023-24 to ensure continuity of operations; and

WHEREAS, the current Fiscal Year budget can absorb the estimated cost of \$70,000 to add this additional trainee position for six months due to salary savings from vacancies; and

WHEREAS, the City manager has the appointing authority for the City; and

WHEREAS, City Council approval is needed to authorize the over hire in the Police Department.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED by the City Council of the City of Scotts Valley that the City Manager has the authority to overfill one Police Officer Trainee position for Fiscal Year 2023-24.

The above and foregoing resolution was duly and regularly adopted by the City Council of the City of Scotts Valley at a meeting held on the 6th day of December 2023 by the following vote:

AYES:

NOES:

ABSENT:

ABSTAIN:

Approved: _____
Jack Dilles, Mayor

Attest: _____
Cathie Simonovich, City Clerk