



MINUTES

Meeting of the
Scotts Valley City Council
Date: June 21, 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 06-16-2023 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 6:02 PM.

PLEDGE OF ALLEGIANCE and MOMENT OF SILENCE

ROLL CALL

ELECTED OFFICIALS PRESENT:

Jack Dilles, Mayor
 Randy Johnson, Vice Mayor - arrived at 6:08 PM
 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
 Chris Lamm, Public Works Director
 Sarah Wikle, Senior Planner
 Cathie Simonovich, City Clerk

COMMITTEE REPORTS

CM Timm attended the Scotts Valley Chamber of Commerce Economic Development Committee meeting. They are busy preparing for the Scotts Valley Art, Wine and Beer Festival which will be held on August 19th and August 20th.

CM Timm attended the Regional Analysis Planning Services board meeting (RAPS, Inc.) which is the non-profit arm of the Association of Monterey Bay Area Governments. They reviewed the budget, and CM Timm reminded the Council Members that the City has 10 free hours of planning services that are received through RAPS.

CM Timm attended a meeting of the Association of Monterey Bay Area Governments (AMBAG) and they discussed the 2.0 grants. He reported that there is grant money available for the City's housing element and other housing needs.

CM Timm attended the joint meeting of the City and School District where they discussed the Brook Knoll Childcare Facility. The school district will be assessing the repairs on the building to determine if they are able to complete the repairs.

CM Lind attended a meeting of the Santa Cruz Metropolitan Transit District (METRO) where they are working on the budget. They are looking at a tax measure to assist with the gap in their budget due to a decrease in ridership.

CM Lind attended the Scotts Valley Chamber of Commerce Art, Wine and Beer Festival Planning Committee meeting and she noted that they are looking for volunteers for Festival, including students who need community service hours.

CM Lind attended the Leadership Santa Cruz County graduation. Congratulations to Captain Scott Garner and the other graduates!

CM Lind attended the flag retirement put on by the local Boy Scout troops every year on Flag Day. She thanked the officers who attended this ceremony.

CM Lind is working on the 4th of July parade with the Police Department. The parade will begin at 1:00 PM on July 4th. Visit the City's website if you would like to enter or volunteer.

CITY MANAGER REPORT

Junior Police Academy: The Junior Police Academy starts next week. The first session is full, but there are a few spots available for the session which starts on July 17th. Signups can be done through the City's website.

Public Works and FEMA: Staff from the Public Works Department are meeting weekly with the Federal Emergency Management Agency (FEMA) regarding the two emergency road repair projects in Scotts Valley.

Council Dark in July: This is a reminder that there are no City Council Meetings in July. Our last meeting in the month of June will be next Wednesday, 6/28, and will be a

Joint Special Meeting of the City Council and the Planning Commission to discuss the Housing Element one final time before it is submitted to the State of California.

Building Official Retirement: A huge congratulations goes out to Robin Woodman, our Building Official who is retiring! Robin has been serving Scotts Valley for the past 5 years and we wish her well in the next chapter of her life.

Recruitments: Both the Recreation Division Manager and the Wastewater Division Manager recruitments closed last weekend. Staff is busy reviewing the applications and scheduling interviews for these two key positions.

PUBLIC COMMENT TIME

Public comment was received from Brad Snyder, a resident of Boulder Creek. Mr. Snyder expressed concerns regarding the teens who have been congregating in their trucks behind the post office and leaving trash in the area, the weeds in the Skypark area which are covering uneven ground, the bright signage at the Hangar, and the missing trash cans at the bus stops.

Public comment was received from Bob Hamilton, a resident of Scotts Valley. Mr. Hamilton was involved in a traffic accident at the corner of Scotts Valley Drive and Mt. Hermon Road, and he thanked the two police officers who assisted him. The officers made this unfortunate situation into a much better experience.

APPROVAL OF CONSENT AGENDA WITH NO ALTERATIONS

M/S: Lind/Timms

To approve the Consent Agenda.

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

CONSENT AGENDA

1. Approve check register dated 06-08-2023
2. Approve the following Fiscal Year 2023-24 Annual Budget Items:
 - I. Resolution No. 630.43 approving the Fiscal Year (FY) 2023-24 Annual Budget and making related appropriations.
 - II. Resolution No. 1955.25 approving the FY 2023-24 Classification and Salary Schedules.
 - III. Resolution No. 1501.30 approving the continued collection of the Utility Users Tax for FY 2023-24.
 - IV. Resolution No. 1932.4 approving minimum reserve policy for certain funds. (Council Policy No. 04-17)

3. Approve Resolution No. 1007.36 revising prior years Gann Initiative appropriations and setting appropriation limits for FY 2023-24.
4. Ratify the appointment of Steve Simonovich to serve on the Planning Commission, with an effective date of June 21, 2023

PUBLIC HEARINGS (to be heard after 6:30 PM)

1. Consideration of a Time Extension request for a previously approved ten-lot subdivision, and for the construction of ten dwelling units with related site improvements on a 1.4-acre site (Bay Village Planned Development) located on Erba Lane (APNs 022-481-18, & -22).

This item was presented by Senior Planner Wikle. The Council Members had questions and comments, including a suggestion to change the time extension from one year to two years.

The Public Hearing was opened 6:42 PM.

Comments were received from Charlie Eadie of Eadie Consultants, property owner Larry Abitol, and Evan Siroky representing YIMBY. The applicant and landowner expressed interest in the two-year extension suggestion.

PH closed 6:47 PM

M/S: Lind/Timms

**To adopt the resolution approving the time extension with the amendment of a two-year extension rather than the originally requested one-year extension.
Carried 5/0 (AYES: Dilles, Johnson, Lind, Timm, Timms)**

2. Skypark Open Space Maintenance Assessment District No.1

PWD Lamm presented this item.

The Public Hearing was opened at 6:53 PM.

Comments were received from Gillian McGlaze, a resident of Skypark. Ms. McGlaze expressed concern over the upkeep and maintenance of the vegetation including several diseased and/or dead trees. She also expressed concern over the cost of water (\$19k), and she questioned whether the slope insurance fund is sufficient after years of borrowing against it.

The Public Hearing was closed at 6:55 PM.

PWD Lamm responded to Ms. McGlaze's concerns, and also responded to questions

from the Council.

M/S: Timms/Lind

To approve the annual engineers' report, and to approve Resolution No. 1555-SP-35 ordering and authorizing the levy and collection of assessments therein pursuant to the Landscaping and Lighting Act of 1972 for the Skypark Open Space Maintenance Assessment District.

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

3. Pinewood Estates Landscape Maintenance Assessment District

PWD Lamm presented this item.

The Public Hearing was opened at 7:06 PM.

The following public comment was received via email on June 20, 2023:

I am not going to be able to attend Wednesday's meeting re the Pinewood maint contract but I'd like to go on record as being opposed to a renewal of the contract with K&D.

As I have mentioned to you and Andrew, K&D does nothing. There is actually no noticeable difference in the appearance of the maintenance area after K&D's monthly visit.

I understand that the city is compelled to insure the contractor pays a prevailing wage, thus there is not adequate money to do a "good job". However, I want to again mention, K&D's performance is poor no matter the level of compensation and they should not be retained.

Thank you for including me in the public dialogue.

John Suggs

The Public Hearing was closed at 7:07 PM.

M/S: Lind/Timms

To approve the FY 2023-24 Annual Engineer's Report, and to approve Resolution No. 1213.37 ordering and authorizing the levy and collection of assessments therein pursuant to the Landscaping and Lighting Act of 1972 for the Pinewood Estates Landscaping Maintenance District.

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

ALTERATIONS TO REGULAR AGENDA

Staff requested that Regular Agenda Item #1 be heard before the Public Hearings due to the fact that Public Hearings may not be heard before 6:30 PM.

M/S: Lind/Timms

To approve the Regular Agenda as amended.

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

REGULAR AGENDA

1. Adoption of the Multiple Employer OPEB/Pension 115 Trust Administered by Shuster Advisory Group and Appointing the City Manager as the City's Plan Administrator for the 115 Trust

This item was heard before the Public Hearings (refer to Alterations to the Regular Agenda).

City Manager LaGoe introduced this item. Matt DeFilippis and Mike Meyer from NHA Advisors presented a PowerPoint. Mark Shuster presented information about the Shuster Advisory Group.

M/S: Timms/Lind

To adopt Resolution No. 2030 approving the adoption of the Multiple Employer OPEB/Pension 115 Trust administered by Shuster Advisory Group, LLC and appointing the City Manager, or his/her successor or his/her designee as the City's Plan Administrator for the Section 115 Trust; and authorize the City Manager to enter into an agreement for the Multiple Employer OPEB/Pension 115 Trust; and authorize the City Manager to enter into the Administrative Services Agreement and Investment Advisor Agreement with Shuster Advisory Group, LLC; and authorize the City Manager to transfer \$2,000,000 to the City's 115 Trust upon completion of the Trust establishment documents.

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

2. Consideration of a Non-Profit Facility Use Policy

This item was presented by City Manager LaGoe.

Public comment was received from Mahina Hoey. Ms. Hoey requested that the City consider have conduct standards related to a code of conduct, and a progressive discipline plan, in situations where children are supervised by adults. The City Council Members asked clarifying questions.

M/S: Timms/Timm

To approve the Non-Profit Facility Use Policy as presented.

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

3. Future Council agenda items

None.

CONVENE TO CLOSED SESSION

The City Council convened to closed session at 7:37 PM to discuss the two items listed below.

CLOSED SESSION SUBJECT(S)

1. Conference with legal counsel regarding real property negotiations
Legal Authority: Government Code Section 54956.8
Location: APNS: 022-721-07, 022-721-08, 022-721-09 (Town Center)
Staff Present: City Manager, City Attorney, Administrative Services Director
2. Conference with legal counsel regarding potential litigation
Legal Authority: Government Code Section 54956.9
Number of Cases: 1 case
Staff Present: City Manager, City Attorney

RECONVENE TO OPEN SESSION

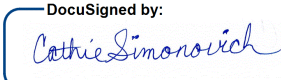
The City Council reconvened to open session at 8:14 PM.

REPORT ON ACTION TAKE DURING CLOSED SESSION

Mayor Dilles noted that there was nothing to report from the closed session.

ADJOURNMENT

The meeting adjourned at 8:14 PM.

Attest: 
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Cathie Simonovich, City Clerk

Approved: 
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Jack Dilles, Mayor