

CITY OF SANTA CRUZ
809 Center Street
Santa Cruz, California 95060

**MINUTES OF A REGULAR JOINT CITY COUNCIL/
REDEVELOPMENT AGENCY MEETING**

January 24, 2012

2:00 PM SESSION

Mayor Lane opened the Closed Litigation Session at 2:07 p.m. in a public session in the Courtyard Conference Room, for the purpose of announcing the agenda. No members of the public were present.

Council closed the session to the public at 2:08 p.m. All councilmembers were present. (See page 1706 for a report on closed session.)

Joint City Council/Redevelopment Agency

3:00 PM SESSION

Mayor/Chair Lane called the meeting to order at 3:08 p.m. in the Council Chambers.

Present: Councilmembers/Members Madrigal, Beiers, Terrazas, Coonerty, Robinson; Vice Mayor/Vice Chair Bryant; Mayor/Chair Lane.

Absent: None.

Staff: City Manager M. Bernal, City Attorney J. Barisone, Director of Administrative Services L. Sullivan, Director of Economic Development and Redevelopment B. Lipscomb, Acting Director of Finance C. Fyfe, Chief of Fire J. Trapp, Superintendent of Parks M. Garcia, Superintendent of Recreation C. Scurich, Principal Planner K. Thomas, Senior Planner M. King, Director of Public Works M. Dettle, Director of Water B. Kocher, Water Resources Manager C. Berry, City Clerk Administrator B. Lehr, Administrative Assistant II R. Balsley, Deputy City Clerk T. Graves.

Pledge of Allegiance

Presiding Officer's Announcements

Statements of Disqualification - None.

Additions and Deletions - None.

Council Meeting Calendar

1. [The City Council reviewed the meeting calendar attached to the agenda and revised it as necessary.](#) Councilmembers were reminded by Mayor Lane that a Special Meeting is scheduled on February 7, 2012 to discuss the General Plan Overview Process.

City Manager Report

2. The City Manager reported on events since the last council meeting.

Consent Agenda

No items were removed from the Consent Agenda.

For the record, Councilmember Madrigal said that while he was interviewing Mr. Tim Goncharoff for an advisory body appointment, he was repeating back to Mr. Goncharoff what Mr. Goncharoff was saying, and in that exchange Councilmember Madrigal said, “No RDA. Now what?” and not “No RDA. So what?”

ACTION: Vice Mayor/Vice Chair Bryant moved, seconded by Councilmember/ Member Robinson, to approve the items on the Consent Agenda. The motion carried unanimously.

3. [Minutes of the January 10, 2012 City Council Meeting. \(CC\)](#)

Motion carried to approve as submitted.

4. [Minutes of the January 10, 2012 Redevelopment Agency Meeting. \(CC\)](#)

Motion carried to approve as submitted.

5. [Minutes of the January 17, 2012 Special City Council Meeting. \(CC\)](#)

Motion carried to approve as submitted.

6. [City’s Classification and Compensation Plans and the FY12 Budget Personnel Complement - Library Information Technology. \(HR\)](#)

Resolution No. NS-28,443 was adopted amending the Classification and Compensation Plans and the FY12 Budget Personnel Complement to reclassify Information Technology employees for the Santa Cruz Public Libraries.

Consent Agenda (continued)

7. [City’s Classification and Compensation Plans and the FY12 Budget Personnel Complement - Water Department. \(ASD\)](#)

Resolution No. NS-28,444 was adopted amending the Classification and Compensation Plans and the FY12 Budget Personnel Complement by adding a position in the new classification of Watershed Compliance Manager and reclassifying the Water Resources Manager to a Senior Environmental Projects Analyst.

8. [Award Multiple Contracts for Tree Services. \(FN\)](#)

Motion carried to accept the proposals from six prequalified vendors for tree services as needed and to authorize the City Manager to execute an agreement with each vendor in a form approved by the City Attorney, and rejecting all other proposals.

9. [Budget Adjustment: \\$5,000 Appropriation from the Tree Fund for the Purchase of Additional Trees. \(PK\)](#)

Resolution No. NS-28,445 was adopted transferring funds from the Tree Fund and amending FY 2012 Budget in the amount of \$5,000 to purchase trees.

10. [Commercial Sales at Louden Nelson Community Center. \(PR\)](#)

Motion carried authorizing the City Manager to enter into a License Agreement in a form acceptable to the City Attorney with Mary Verutti to provide concessionaire services at the Louden Nelson Community Center for a term of one year with an option to renew annually.

11. [Water Street Storm Drain Relocation Project \(m400028\) - Notice of Completion. \(PW\)](#)

Motion carried to accept the work completed by Graniterock Inc., Watsonville CA, as completed per the plans and specifications and authorize the filing of the Notice of Completion for the Water Street Storm Drain Relocation Project.

12. [San Lorenzo River Water Quality and Habitat Protection Riparian Conservation Easement Project - License Agreement - APN 060-192-17 Hall/Burman-Hall Trust. \(WT\)](#)

Resolution No. NS-28,446 was adopted to authorize the City Manager to execute a License Agreement with Linda Burman-Hall, Trustee for the Hall/Burman-Hall Trust (APN 060-192-17) for the purpose of access, scientific research, maintenance and restoration of the riparian areas and drinking water source protection.

Consent Agenda (continued)

13. [San Lorenzo River Water Quality and Habitat Protection Riparian Conservation Easement Project - License Agreement - APN 060-181-01 Welsh Estate Trust. \(WT\)](#)

Resolution No. NS-28,447 was adopted to authorize the City Manager to execute a License Agreement with Jeffie Welsh Feakins, Trustee for the Welsh Estate Trust (APN 060-181-01) for the purpose of access, scientific research, maintenance and restoration of the riparian areas and watershed protection.

14. [Public Participation in Political Processes, Local Economic Conditions and Campaign Finance Reform - Resolution of Support. \(CN\)](#)

Resolution No. NS-28,448 was adopted supporting several issues related to broader public participation in the political process and the improvement of local economic conditions through active community engagement and campaign finance reform.

End Consent Agenda

End Consent Agenda

Public Hearing

15. [Per Requirements of Senate Bill 2, Zoning Amendments for Emergency Shelters, A11-0002, City-wide Amendment to Title 24 of the Santa Cruz Municipal Code and the Local Coastal Program to allow Emergency Shelters in the PF Zone as a Principally Permitted Use and in the General Industrial District with a Use Permit and to Define Transitional and Supportive Housing Types. \(Environmental Determination: Negative Declaration\) \(City of Santa Cruz, applicant/ filed: 10/25/2011\). \(PL\)](#)

Mayor Lane opened the public hearing at 3:37 p.m.

Principal Planner K. Thomas and Senior Planner M. King presented an oral report and responded to Council's questions.

SPEAKING FROM THE FLOOR IN OPPOSITION AND/OR EXPRESSING CONCERNS:

Steve Pleich

Mayor Lane closed the public hearing at 3:38 p.m.

ACTION: Councilmember Beiers moved, seconded by Mayor Lane, to introduce for publication Ordinance No. 2012-01 with the proposed ordinance amendments to Title 24 as required by Senate Bill 2; and to adopt Resolution No. NS-28,449 authorizing and directing the City Manager to submit the related Local Coastal Implementation Plan amendments to the California Coastal Commission for final certification and approval. The motion carried unanimously.

General Business

16. [Water Supply Project - Independent Technical Advisor - Contract Amendment No. 4 \(WT\)](#)

Director of Water B. Kocher presented an oral report and responded to Council's questions.

SPEAKING FROM THE FLOOR IN OPPOSITION AND/OR EXPRESSING CONCERNS:

Ron Pomerantz
Brad Snyder

ACTION: Councilmember Robinson moved, seconded by Councilmember Coonerty, to authorize the City Manager to execute Contract Amendment No. 4, in a form acceptable to the City Attorney, with Kennedy/Jenks Consultants of San Francisco, CA in the amount not to exceed \$95,000, for continued services as Independent Technical Advisor to the scwd2 Seawater Desalination Program. The motion carried unanimously.

17. [Designation of the City of Santa Cruz as the Successor Agency for the Redevelopment Agency and the Housing Programs and Adoption of an Amended Enforceable Obligation Payment Schedule. \(ED\)](#)

Director of Economic Development and Redevelopment B. Lipscomb presented an oral report and responded to Council's questions.

ACTION: Councilmember/Member Coonerty moved, seconded by Councilmember/ Member Terrazas, to adopt City Council Resolution No. NS-28,450 designating the City of Santa Cruz as the Successor Agency and Successor Housing Agency to the Redevelopment Agency of the City of Santa Cruz (Agency) and authorizing actions to transfer the Agency assets to the City of Santa Cruz; and

to adopt Redevelopment Agency Resolution No. 1559 consistent with ABX1 26 approving and adopting an Amended Enforceable Obligation Payment Schedule, authorizing the transfer of Agency assets to the City of Santa Cruz as the Successor Agency, and authorizing the City Manager and the Executive Director to oversee all contracts and payments as necessary under ABX1 26. The motion carried unanimously.

General Business (continued)

18. [Revision to Santa Cruz Municipal Code Chapter 8.16 to Prohibit the Sale and Possession of Live American Bullfrogs. \(WT\)](#)

Water Resources Manager C. Berry presented an oral report and responded to Council's questions.

SPEAKING FROM THE FLOOR IN SUPPORT AND/OR EXPRESSING CONCERNS:

Cary Kriger

Eric Mills
Michael Starkey
An unidentified man

SPEAKING FROM THE FLOOR IN OPPOSITION AND/OR EXPRESSING CONCERNS:

Ed Davidson

ACTION: Councilmember Terrazas moved, seconded by Vice Mayor Bryant, to introduce Ordinance No. 2012-02 for publication amending Section 8.16.070 of the Santa Cruz Municipal Code pertaining to the sale and possession of live American Bullfrogs, and authorizing the Mayor to send letters to Governor Brown, Secretary Laird, and others encouraging them to adopt similar policies. The motion carried unanimously.

At 5:08 p.m., the City Council and Redevelopment Agency took up the Oral Communications portion of the meeting.

At 5:25 p.m., Council resumed the 3:00 p.m. session with Item 19.

[Advisory Body Appointments](#)

19. [Arts Commission Appointments and/or Reappointments—\(Two Possible Reappointments, with Term Expirations of 1/1/16\).](#) (CC)

Councilmember Beiers nominated Abra Allen and Peter McGettigan.

ACTION: Abra Allen and Peter McGettigan were reappointed to terms ending January 1, 2016 by consensus.

20. [Downtown Commission Appointments \(Two Possible Reappointments, with Term Expirations of 1/1/16 and One Vacancy, with a Term Expiration of 1/1/14\).](#) (CC)

Councilmember Terrazas nominated Dexter Cube, Zachary E. Davis and Karl Heiman.

ACTION: Dexter Cube and Karl Heiman were reappointed to terms ending January 1, 2016, and Zachary E. Davis was appointed to a term ending January 1, 2014 by consensus.

21. [Historic Preservation Commission Appointments \(One Possible Reappointment and One Vacancy, Both with Term Expirations of 1/1/16\).](#) (CC)

Councilmember Robinson nominated Rebecca Barker and Drew Meyer.

Councilmember Beiers nominated Traci Bliss.

Vice Mayor Bryant nominated David Hooks.

Voting for Rebecca Barker: Councilmembers Robinson, Coonerty, Terrazas; Vice Mayor Bryant.

Voting for Traci Bliss: Councilmembers Madrigal, Beiers; Mayor Lane.

Voting for David Hooks: Councilmembers Robinson, Terrazas; Vice Mayor Bryant.

Voting for Drew Meyer: Councilmembers Madrigal, Beiers, Coonerty; Mayor Lane.

ACTION: Drew Meyer was reappointed, and Rebecca Barker was appointed. Both terms expire January 1, 2016.

Advisory Body Appointments (continued)

22. [Parks and Recreation Commission Appointments \(Vacancy, with a Term Expirations of 1/1/16\).](#) (CC)

Councilmember Beiers nominated Debra Feldstein.

Councilmember Robinson nominated Randy Widera.

Voting for Debra Feldstein: Councilmember Beiers.

Voting for Randy Widera: Councilmembers Madrigal, Robinson, Coonerty, Terrazas; Vice Mayor Bryant; Mayor Lane.

ACTION: Randy Widera was appointed to a term ending January 1, 2016.

23. [Planning Commission Appointments \(One Possible Reappointment, with a Term Expiration of 1/1/16, and Two Vacancies, One with a Term Expiration of 1/1/16, and One with a Term Expiration of 1/1/14\).](#) (CC)

Councilmember Robinson nominated Michael Bethke.

Councilmember Beiers nominated Tim Goncharoff and Mari Tustin.

Councilmember Madrigal nominated Ted Lopez and Richelle Noroyan.

Councilmember Terrazas nominated Mark Primack.

Voting for Michael Bethke: Councilmembers Robinson, Terrazas; Vice Mayor Bryant.

Voting for Tim Goncharoff: Councilmembers Madrigal, Beiers, Coonerty; Mayor Lane.

Voting for Ted Lopez: Councilmember Madrigal.

Voting for Richelle Noroyan: Councilmember Madrigal.

Voting for Mark Primack: Councilmember Terrazas.

Voting for Mari Tustin: Councilmembers Beiers, Robinson, Coonerty, Terrazas; Vice Mayor Bryant; Mayor Lane.

ACTION: Mari Tustin was reappointed to a term ending January 1, 2016; and Tim Goncharoff was appointed to a term ending January 1, 2014. Commissioner D. Foster will continue his term until the completion of the General Plan.

Advisory Body Appointments (continued)

24. [Sister Cities Committee Appointments \(Five Vacancies, Three with Term Expirations of 1/1/16, One with a Term Expiration of 1/1/14, and One with a Term Expiration of 1/1/13\).](#) (CC)

Councilmember Coonerty nominated Barbara Fields, Lev S. Keylin, Daniel Zacarias Messiter, "Peggy" Margaret Pollard, and Frederic W. Seamon III.

ACTION: Barbara Fields, Lev S. Keylin, and Frederic W. Seamon III were appointed to terms ending January 1, 2016. "Peggy" Margaret Pollard was appointed to a term ending January 1, 2014. Daniel Zacarias Messiter was appointed to a term ending January 1, 2013.

25. [Transportation and Public Works Commission Appointments \(One Reappointment, with a Term Expiration of 1/1/16, and Two Vacancies, Both with Term Expirations of 1/1/16\). \(CC\)](#)

Councilmember Coonerty nominated Douglas P. Ley.

Councilmember Madrigal nominated Bates Marshall.

Councilmember Terrazas nominated Richelle Noroyan and Donald E. Roland.

Councilmember Beiers nominated William Menchine.

Voting for Douglas P. Ley: Councilmembers Beiers, Robinson, Coonerty, Terrazas; Vice Mayor Bryant; Mayor Lane.

Voting for Bates Marshall: Councilmember Madrigal.

Voting for William Menchine: Katherine Beiers.

Voting for Richelle Noroyan: Councilmembers Madrigal, Beiers, Robinson, Coonerty, Terrazas; Vice Mayor Bryant; Mayor Lane.

Voting for Donald E. Roland: Councilmembers Madrigal, Robinson, Coonerty, Terrazas; Vice Mayor Bryant.

ACTION: Richelle Noroyan was reappointed, and Douglas P. Ley and Donald E. Roland were appointed to terms ending January 1, 2016.

26. [Water Commission Appointments \(One Possible Reappointment, with a Term Expiration of 1/1/16, and Two Vacancies, One with a Term Expiration of 1/1/16, and One with a Term Expiration of 1/1/14\). \(CC\)](#)

Councilmember Robinson nominated David Green Baskin, George W. Mead, IV and Walter L. Wadlow.

Councilmember Beiers nominated Charles Hilger and David Stearns.

Councilmember Madrigal nominated Owen Lawlor.

Voting for David Green Baskin: Councilmembers Madrigal, Robinson, Coonerty, Terrazas; Vice Mayor Bryant.

Voting for Charles Hilger: Councilmember Beiers.

Voting for Owen Lawlor: Councilmember Madrigal.

Voting for George W. Mead, IV: Councilmembers Madrigal, Beiers, Robinson, Coonerty, Terrazas; Vice Mayor Bryant; Mayor Lane.

Voting for David Stearns: Councilmember Beiers; Mayor Lane.

Voting for Walter L. Wadlow: Councilmembers Robinson, Coonerty, Terrazas; Vice Mayor Bryant; Mayor Lane.

ACTION: George W. Mead IV was reappointed and David Green Baskin was appointed to terms ending January 1, 2016. Walter L. Wadlow was appointed to a term ending January 1, 2014.

Council Memberships in City Groups and Outside Agencies

27. The Presiding Officer provided councilmembers with the opportunity to update Council and the public regarding city groups and outside agencies.

City Attorney Report on Closed Session

Closed Session

A. Labor Negotiations (Government Code §54956.6).

Lisa Sullivan—City Negotiator

Employee Organizations— Bargaining Units

1. SEIU—Temporary Employees

2. Santa Cruz Police Officers' Association

Council received status reports, instructed the negotiator, and took no reportable action.

Oral Communications

At 5:08 p.m., Mayor Lane opened the Oral Communications portion of the meeting.

Ed Davidson encouraged Councilmembers to read the Brown Act because the Council is in violation in several instances. He also commended Mayor Lane and others for their efforts on behalf of the homeless.

Darryl Blair proposed a business and humanitarian plan to address the homeless problem, which he termed a humanitarian crisis.

Brad Snyder spoke of the adverse effects UCSC has on the community, and of the effect that drug abuse has on certain areas of the City.

An unidentified man said the focus on homeless is a positive, and spoke of increased outreach to the homeless.

Lisa Naroyan, representing the American Cancer Society, asked Council to support the California Cancer Research Act.

At 5:25 p.m., the City Council and Redevelopment Agency reconvened the 3:00 p.m. session with Item 19.

Recess - At 5:54 p.m. the City Council recessed to the 7:00 p.m. session.

Adjournment - At 5:54 p.m. the Redevelopment Agency adjourned *sine die*.

City Council

7:00 PM SESSION

Mayor Lane called the meeting to order at 7:09 p.m. in Council Chambers.

Roll Call

Present: Councilmembers Madrigal, Beiers (arrived 7:11 p.m.), Terrazas, Coonerty, Robinson; Vice Mayor Bryant; Mayor Lane.

Staff: City Manager M. Bernal, City Attorney J. Barisone, Principal Planner K. Thomas, Green Building Coordinator J. Werner, Climate Action Plan Coordinator R. Clark, Director of Public Works M. Dettle, Director of Water B. Kocher, City Clerk Administrator B. Lehr, Deputy City Clerk T. Graves.

[Presentation - Friday Night Live Youth Volunteer Recognitions - The following youth leaders were recognized:](#)

<u>Amber Souza</u>	<u>Edgard Martinez</u>	<u>Jessica Nunez</u>
<u>Amanda Lopez</u>	<u>Elaine Machado</u>	<u>Jessica Ramirez</u>
<u>Cassie Stipes</u>	<u>Fannie Perez</u>	<u>Liliana Perez</u>
<u>Consuelo Robles</u>	<u>Gorety Gallardo</u>	<u>Linda Guzman</u>
<u>Diana Guzman</u>	<u>Guillermo Sanchez</u>	<u>Maritere Perez</u>
<u>Eddie Robles</u>	<u>Jaquiline Gomez</u>	<u>Michelle Goodwin</u>
<u>Natalie Hernandez</u>	<u>Parker Scott</u>	<u>Perla Berumen</u>
<u>Veronica Diaz</u>		

[Presentation - Green Building Awards](#) - Presented by Green Building Coordinator J. Werner.

[Community Presentation - Museum of Art and History at the McPherson Center](#) - Presented by Nina Simon, Exec. Director, Museum of Art & History.

General Business

28. [Workshop Presentation on the Revised Draft Climate Action Plan. \(PL\)](#)

Climate Action Plan Coordinator R. Clark presented an oral report and responded to Council's questions.

SPEAKING FROM THE FLOOR IN SUPPORT AND/OR EXPRESSING CONCERNS:

Mike Rotkin
 Angela Flynn
 Bianca Greenfield
 Michael Levy
 Gail Swain
 Kurt Swain
 Beverley des Chaux
 Jan Lundberg
 Tawn Kennedy

Micah Posner
 Cynthia Mathews
 Peter Pethoe
 Jack Nelson
 Paul Gratz
 Catherine Gunderson
 An unidentified man
 Brad Snyder
 Matthew Baskin

Adjournment - At 9:40 p.m. the City Council adjourned from the Regular Meeting of January 24, 2012 to the next Special Meeting of February 7, 2012 after the hour of 7:00 p.m. in the Council Chambers, and then to the next Regular Meeting of February 14, 2012 for a closed session after the hour of 1:30 p.m. in the Courtyard Conference Room, followed by open sessions at the approximate hours of 3:00 p.m. and 7:00 p.m. in the Council Chambers.