

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



JOINT CITY COUNCIL - REDEVELOPMENT AGENCY AGENDA

Regular Meeting

October 26, 2010

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| 1:30 P.M. | CLOSED LITIGATION SESSION, COURTYARD CONFERENCE ROOM |
| 2:45 P.M. | BRANCIFORTE MIDDLE SCHOOL ART EXHIBIT – RECEPTION AND CEREMONY, COURTYARD |
| 3:00 P.M. | CONSENT, GENERAL BUSINESS AND PUBLIC HEARINGS, ORAL COMMUNICATIONS, COUNCIL CHAMBERS |

Note: There will be no 7:00 p.m. Session

Written correspondence and telephone calls received after 5:00 p.m. on Monday preceding a Council meeting may not have time to reach Councilmembers, nor be read by them prior to consideration of an item. Please make any communication to Councilmembers regarding Council meeting items prior to 5:00 p.m. Monday.

Council meetings are cablecast on Comcast Channel 25.

Written material for every item listed in the open sessions is available for review at the Central Branch Library Reference Desk.

Time limits set by Council Policy are guidelines. Unless otherwise specified, procedures for all items, except those approved in one motion on the Consent Agenda, are:

- Oral staff report
- Public comment - 2 minutes each; maximum total time may be established by the Presiding Officer at the beginning of the item
- Council/Agency deliberation and action

Closed Litigation Session

1:30 PM

At 1:30 p.m., the Presiding Officer will open the City Council and Redevelopment Agency Closed Litigation sessions in a public meeting in the Courtyard Conference Room, for the purpose of announcing the agenda; thereafter the meeting will be closed to the public.

A. Labor Negotiations (Government Code §54956.6).

Lisa Sullivan—Negotiator
Employee Organizations—1. SEIU—Temporary Employees
2. Police Officers' Association.

B. Conference with Real Property Negotiator- Real Property Negotiations
(Government Code §54956.8).

Carniglia's Lease Negotiations, 49A Municipal Wharf (City of Santa Cruz-Lessor)
Bonnie Lipscomb-City Negotiator
APN 005-651-01

C. Conference with Legal Counsel– Anticipated Litigation (Government Code §54956.9).

Initiation of Litigation by City (Government Code §54956.9(c)).

Two cases to be discussed.

Significant Exposure of City to Litigation (Government Code §54956.9(b)).

One case to be discussed.

An oral report will be presented in the 3:00 p.m. Session (item 16).

Joint City Council/Redevelopment Agency Meeting

3:00 PM

- * Call to Order
- * Roll Call
- * Pledge of Allegiance
- * Spotlight on City Services - Grow Santa Cruz - Economic Development and Redevelopment Department
- * Presiding Officer's Announcements
- * Statements of Disqualification
- * Additions and Deletions
- * Joint City Council/Redevelopment Agency Oral Communications - 30 Minutes

Consent Agenda

1. Minutes of the October 12, 2010 Regular City Council Meeting. (CC)
Motion to approve as submitted.

2. Minutes of the October 12, 2010 Regular Redevelopment Agency Meeting. (CC)
Motion to approve as submitted.

3. Set Dates for Annual Advisory Body Interviews, Appointments, and Reappointments. (CC)
Motion to set the dates for the advisory body applicant interviews for January 18, 2011, and appointments and reappointments for January 25, 2011.

Consent Agenda (continued)

4. 605 Front Street – Lease Agreement with Autumn and Alex Williams dba Emergency Response Training. (ED)

Resolution authorizing and directing the City Manager to execute a lease agreement and any amendments thereto of a non-substantive nature, subject to the approval of the City Attorney, with Autumn and Alex Williams dba Emergency Response Training for the premises located at 605 Front Street.

5. First Time Homebuyer Program Policies and Procedures Manual Revisions. (ED)

Resolution amending the First Time Homebuyer Program Policies and Procedures Manual.

6. Sale of Pension Obligation Bonds. (FN)

Resolution authorizing the sale of pension obligation bonds to refinance the outstanding side fund obligations of the City to the California Public Employees' Retirement System, approving the final form of related financing documents, and approving official actions.

7. City Appointment to Community Television Board of Directors. (CM)

Motion to reappoint Joe Hall as the City's representative on the Community Television Board of Directors.

End Consent Agenda**Public Hearing**

8. Ordinance No. 2010-19 - Adoption of Findings for Modification of the International Fire Code and Adoption and Amendment of the 2009 International Fire Code and the 2010 Edition of the California Fire Code and Fire Code Standards, Including Annual Supplements and State Amendments and Errata. (FD)

Final adoption of Ordinance No. 2010-19.

Public Hearings (continued)

9. Ordinance No. 2010-20 - Ordinance Amending Section 16.08.110 of the Santa Cruz Municipal Code Pertaining to Wastewater Discharges into the City Sewer System. (PW)

Final adoption of Ordinance No. 2010-20.

10. Ecology Action – Approval of Issuance by Association of Bay Area Governments Finance Authority of Tax Exempt Revenue Bonds for Renovation of the Former Sentinel Building - Public Hearing. (ED)

Resolution to approve the issuance of Tax-Exempt Revenue Bonds in an amount not to exceed \$4,000,000 by the Association of Bay Area Governments Finance Authority for Ecology Action's renovation of the former Sentinel Building.

11. Uncodified Ordinance to Title 24 of the Santa Cruz Municipal Code (Zoning Ordinance) (Environmental Determination: Exempt from CEQA) (City of Santa Cruz, Applicant) Pertaining to Extension of Legal Non-Conforming Uses of Foreclosed Properties. (CN)

Introduction of an uncodified ordinance for publication amending Title 24 of the Santa Cruz Municipal Code extending the legal status of certain non-conforming uses notwithstanding Section 24.18.070 from January 1, 2009 until December 31, 2011.

12. Loud or Unruly Gatherings – Private Right of Enforcement/Attorney Fees – Introduction of Ordinance for Publication. (CA)

Introduction of an ordinance for publication authorizing the recovery of attorney fees in nuisance abatement lawsuits brought by neighbors or other specially injured individuals to remedy nuisance conditions at premises which host loud or unruly gatherings.

General Business

13. Pay by Cell Phone Parking Pilot Program. (PW)

Motion to authorize the City Manager to execute an agreement with Parkmobile USA Inc. of Atlanta, GA in a form approved by the City Attorney, to implement a pay by cell phone parking program.

General Business (continued)

Note: There is no written material for item 14

- 14. Fiscal Year 2011 Mid-Year Budget Report. (CM)

Motion to accept the oral report.

- 15. Council Meeting Calendar

That the City Council review the meeting calendar attached to the agenda and revise as necessary.

- 16. City Attorney Oral Report on Closed Session. (See Page 2.)

- 17. Council Memberships in City Groups and Outside Agencies.

The Presiding Officer will provide Councilmembers with the opportunity to update Council and the public regarding City Groups and Outside Agencies.

Adjournment — The Redevelopment Agency will adjourn from the regularly scheduled meeting of October 26, 2010 to the next regularly scheduled meeting on November 9, 2010, for a closed litigation session at 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 Council Chambers.

Adjournment — The City Council will adjourn from the regularly scheduled meeting of October 26, 2010, to the next regularly scheduled meeting on October 9, 2010, for a closed litigation session at 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 Council Chambers.

Note: The Council Chambers will be closed ten minutes after the meeting is adjourned.

Advisory Body Appointments

The following positions are vacant. Council will make appointments at a future meeting.

Commission for the Prevention of Violence Against Women	Two (2) openings
County Latino Affairs Commission	One (1) opening
Downtown Commission	One (1) opening
Equal Employment Opportunity Committee	One (1) opening
Water Commission	One (1) opening

Public Hearing: If, in the future, you wish to challenge in court any of the matters on this agenda for which a public hearing is to be conducted, you may be limited to raising only those issues which you (or someone else) raised orally at the public hearing or in written correspondence received by the City at or before the hearing.

Any person seeking to challenge a City Council decision made as a result of a proceeding in which, by law, a hearing is required to be given, evidence is required to be taken, and the discretion in the determination of facts is vested in the City Council, shall be required to commence that action either 60 days or 90 days following the date on which the decision becomes final as provided in Code of Civil Procedure Section 1094.6 Please refer to code of Civil Procedure 1094.6 to determine how to calculate when a decision becomes "final." The 60-day rule applies to all public hearings conducted pursuant to the City's Zoning Ordinance, Title 24, Santa Cruz Municipal Code. The 90-day rule applies to all other public hearings.

City Council Agenda Legislative History Addendum

No information was submitted.

City staff is responsible for providing the City Clerk with such documentation and information for the Legislative History Addendum. The information will be on file in the City Clerk's Department.

The Addendum is a listing of information specific to City Council business, but which does not appear on a Council meeting agenda. Such entities would include, but not be limited to:

- Court decisions
- Coastal Commission Appeals of City Council actions
- Closed Session Agreements/Settlements, which are public record
- Association of Monterey Bay Area Governments
- Local Agency Formation Commission

ADDENDUM TO CITY COUNCIL AGENDA – OCTOBER 26, 2010
INFORMATION ITEMS PREVIOUSLY DISTRIBUTED TO CITY COUNCILMEMBERS
 (Copies available in the Central Branch Library at the Reference Desk)

City Clerk	Resignation of Karren Zook from the Commission for the Prevention of Violence Against Women - 10/11/10 (CC FYI 124)
	Resignation of Susan O'Hara from the Water Commission - 10/19/10 (CC FYI 125)
Economic Development Department	Eastside Street Tree Program - 10/11/10 (ED FYI 034)
	Grow Santa Cruz Loan Program -10/18/10 (ED FYI 036)

ADDENDUM TO CITY COUNCIL AGENDA – OCTOBER 26, 2010

MAYOR'S PROCLAMATIONS

1. Proclaiming October 15, 2010 as “Constance Sharp Day” and urging all citizens to join in wishing her a very Happy 50th Birthday.
2. Proclaiming Monday, October 18, 2010 as “Ag Against Hunger Day” and encouraging all citizens to join in congratulating Ag Against Hunger for being named the Food Industry Donor of the Year for Santa Cruz County by Second Harvest Food Bank and expressing heartfelt appreciation for its efforts that benefit the Second Harvest Food Bank and its network of member agencies.
3. Proclaiming Saturday, October 16, 2010 as “International Live Looping Day” and urging all citizens to join in supporting the live looping artists of Santa Cruz, welcoming those artists traveling from around the world to perform here, and thanking them all for their tireless work to further the cause of this important emerging musical art form..
4. Proclaiming October 24, 2010 as “World Polio Day” and urging all citizens to join in expressing heartfelt thanks to our local Rotary clubs as well as those worldwide for their achievements over the last twenty-five years.
5. Proclaiming the month of October 2010 as “Arts and Humanities Month” and calling upon all citizens to celebrate and promote arts and culture in their homes, neighborhoods, and communities, and in our nation.
6. Proclaiming Saturday, October 23, 2010 as “Phil Kaplan Day” and urging all citizens to join in celebrating his numerous contributions and accomplishments during his career in coaching, education, and activism and applauding him for the inspiration and guidance that he provides to his students, fellow volunteers, family, and friends.