

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



JOINT CITY COUNCIL - REDEVELOPMENT AGENCY AGENDA

Regular Meeting

January 11, 2011

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| 1:30 P.M. | CLOSED LITIGATION SESSION, COURTYARD CONFERENCE ROOM |
| 3:00 P.M. | CONSENT, GENERAL BUSINESS AND PUBLIC HEARINGS, COUNCIL CHAMBERS |
| 5:30 P.M. | ORAL COMMUNICATIONS, COUNCIL CHAMBERS |
| 7:00 P.M. | GENERAL BUSINESS, PUBLIC HEARINGS AND MATTERS OF PUBLIC INTEREST, COUNCIL CHAMBERS |

Council will receive e-mail regarding items on the agenda during the meeting at citycouncil@cityofsantacruz.com.

Written correspondence and telephone calls received after 5:00 p.m. on the Monday immediately 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

1:30 PM

Referral to Closed Session.

1. 17-D Municipal Wharf, APN 005-381-08. (ED)

Motion to refer to closed session for discussion regarding the desirability of negotiating and executing a new lease and providing instructions to the Director of Economic Development regarding same.

Closed Litigation Session

- A. Conference with Legal Counsel – Liability Claims (Government Code §54956.95).

1. Claimant: Patricia Cross
2. Claimant: William Hampsmire
3. Claimant: Jennifer Fritzsche
4. Claimant: Claimant Igor Malygin

Claims Against: City of Santa Cruz

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

1. 17D Municipal Wharf Lease Negotiations (City of Santa Cruz – Lessor)
City Negotiator—Bonnie Lipscomb
APN 005-381-08

- C. Conference With Legal Counsel - Existing Litigation (Government Code §54956.9).

1. *Robert Norse v. City of Santa Cruz, et al.*
U.S. Ninth Circuit Court of Appeal Case No. 07-15814

- D. Labor Negotiations (Government Code §54956.6).

Lisa Sullivan—Negotiator

- Employee Organizations—
1. SEIU-Temporary Employees
 2. Santa Cruz Police Officers' Association

Joint City Council/Redevelopment Agency

3:00 PM

Call to Order

Roll Call

Pledge of Allegiance

Presiding Officer's Announcements

Statements of Disqualification

Additions and Deletions

Consent Agenda

2. Minutes of the November 23, 2010 Regular City Council Meeting. (CC)

Motion to continue this item to the meeting of January 25, 2011.

3. Minutes of the November 23, 2010 Regular Redevelopment Agency Meeting. (CC)

Motion to continue this item to the meeting of January 25, 2011.

4. Minutes of the December 14, 2010 Regular City Council Meeting. (CC)

Motion to approve as submitted.

5. Minutes of the December 14, 2010 Regular Redevelopment Agency Meeting. (CC)

Motion to approve as submitted.

Consent Agenda (continued)

6. Approving and Appointing Representatives to Other Agencies, Groups, Council Committees and Task Forces. (CN)

Motion to appoint or nominate representatives to other agencies and groups and Council committees and task forces as presented.

7. Award Contract for Janitorial Supplies. (FN)

Motion to accept the proposal of Staples Advantage (Newark, CA) for janitorial supplies, and authorize the City Manager to execute an agreement in a form approved by the City Attorney with Staples Advantage for janitorial supplies, rejecting all other proposals.

8. City's Classification and Compensation Plans and the FY 2011 Budget Personnel Complement – Library. (HR)

Resolution amending the Classification and Compensation Plans and the FY 2011 Budget Personnel Complement by decreasing one (1) Administration Assistant II scheduled hours from 40 hours per week to 20 hours per week.

9. Liability Claims Filed Against City of Santa Cruz. (HR)

Motion to reject liability claims based upon staff investigation: a) Patricia Cross; b) William Hampsmire; c) Jennifer Fritzsche; and d) Igor Malygin.

10. Lower DeLaveaga Service Road Restoration Project Crossings #1 and #3 – Contract with Go Native Inc. – Notice of Completion. (PK)

Motion to accept the work completed by Go Native Inc., of Montera, California for road and watershed restoration work on the Lower DeLaveaga service road crossing #1 and #3, and authorize the filing of a Notice of Completion for the Lower DeLaveaga Service Road Restoration Crossings #1 and #3 Project.

11. Pacific Coast Bike Route Redesignation. (PW)

Resolution recommending that Caltrans redesignate that portion of the Pacific Coast Bike Route within the city limits of Santa Cruz off Mission Street/State Route 1 and on to West Cliff Drive.

Consent Agenda (continued)

12. Green Business Tracking and Measurement Tool - Partnership with Ecology Action - California Department of Toxic Substances Control Funding - Budget Adjustment. (PW)

Resolution authorizing the Public Works Department to accept \$74,500 from the California Department of Toxic Substances Control (CDTSC) and enter into an agreement with the CDTSC.

Motion authorizing and directing the Director of Public Works to enter into an agreement with Ecology Action, Inc. to continue to develop and maintain the statewide Green Business Tracking and Measurement Tool.

Resolution appropriating funds and amending the FY2011 budget in the amount of \$74,500.

13. Sole Source Purchase of Refuse Trucks. (PW)

Motion authorizing the sole source purchase from the Refuse Fund of four replacement refuse trucks, in the amount of \$985,000, to Central Valley Truck Center of Fresno, CA.

14. Spring 2010 Overlay Project – Pacific Avenue, 2nd Street and 3rd Street (c401011), Federal Project Number ESPL-5025(049) – Notice of Completion. (PW)

Motion to accept the work completed by Granite Construction Company of Watsonville, CA, and authorize the filing of the Notice of Completion for the Spring 2010 Overlay Project – Pacific Avenue, 2nd Street and 3rd Street (c401011), Federal Project Number ESPL-5025(049).

15. Vacation of Water Main Easement on Mission Hill Junior High School Property. (WT)

Resolution to vacate a water main easement on Mission Hill Junior High School property granted by Santa Cruz City Schools in 1975.

End Consent Agenda

General Business

16. Residential Rental Inspection Program Fees. (PL)

Resolution adopting a new Department of Planning and Community Development Fee Schedule creating fees for the Residential Rental Inspection Program, and rescinding Resolution No. NS-28,171.

17. Pay by Phone - Meter Rates and Time Limits. (PW)

Introduction of an ordinance for publication amending Sections 10.52.210, 10.52.220, 10.52.230, 10.52.240, 10.52.310, 10.52.320, 10.52.410, 10.52.420 and establishing Sections 10.52.215, 10.52.315, and 10.52.425 of the Santa Cruz Municipal Code regarding the setting of parking meter rates.

18. Adoption of the 2011 Council Meeting Calendar.

Motion to review and approve the Council Calendar for Calendar Year 2011.

19. City Attorney report on Closed Session.

20. 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.

5:30 P.M.

Joint City Council/Redevelopment Agency Oral Communications - 30 Minutes

Joint City Council/Redevelopment Agency

7:00 PM

Call to Order

Roll Call

Presentation - Santa Cruz High School Interact Club.

Presentation - The American Red Cross.

Public Hearing

21. First Amendment to the Memorandum of Understanding between City and Agency to Fund a Community Service Officer to Additionally Fund Security Services in the Downtown. (ED/PD)

City Council resolution authorizing the City Manager to execute the first amendment to the Memorandum of Understanding (MOU) with the Agency for FY 2011 to fund personnel costs in the Police Department associated with providing a full-time Community Service Officer to additionally fund security services to enhance safety in the downtown Merged Earthquake Project Area, in a form approved by the City Attorney.

Redevelopment Agency resolution authorizing the Executive Director to execute the first amendment to the Memorandum of Understanding (MOU) with the City for FY 2011 to fund personnel costs in the Police Department associated with providing a full-time Community Service Officer to additionally fund security services to enhance safety in the downtown Merged Earthquake Project Area, in a form approved by the City Attorney.

Adjournment — The Redevelopment Agency will adjourn from the regularly scheduled meeting of January 11, 2011 to the next regularly scheduled meeting January 25, 2011, for a closed litigation session at 1:30 p.m. in the Courtyard Conference Room, followed by an open sessions at the approximate hour of 3:00 p.m. and 7:00 p.m. in Council Chambers.

Adjournment — The City Council will adjourn from the regularly scheduled meeting January 11, 2011 to a Special Advisory Body Session on January 18, 2011 at the hour of 7:00 p.m. in Council Chambers, and then to the next regularly scheduled meeting January 25, 2011, 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 at-large positions are will be open for reappointment and or appointment in January 2011. Council will interview candidates at the meeting of January 18, 2011 and make appointments at the meeting of January 25, 2011.

Arts Commission	Three (3) vacancies and one (1) reappointment
Board of Building Appeals	Six (6) reappointments
Commission for the Prevention of Violence Against Women	Three (3) vacancies and or reappointments
Downtown Commission	One (1) vacancy and one (1) reappointment
Equal Employment Opportunity Committee	One (1) vacancy
Historic Preservation Commission	One (1) reappointment
Latino Affairs Commission (County)	One (1) vacancy
Measure K Oversight Committee	Three (3) vacancies and one (1) reappointment
Parks and Recreation Commission	Two (2) vacancies and one (1) reappointment
Planning Commission	One (1) vacancy and one (1) reappointment
Sister Cities Committee	Three (3) vacancies and one (1) reappointment
Transportation & Public Works Commission	One (1) reappointment
Water Commission	One (1) vacancy

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 – January 11, 2011

INFORMATION ITEMS PREVIOUSLY DISTRIBUTED TO CITY COUNCILMEMBERS

(Copies available in the Central Branch Library at the Reference Desk)

City Clerk	2010 Advisory Body Attendance Reports 12/16/10 (CC FYI 129)
City Manager	Monthly Camping Incident and Homeless Shelter Attendance Reports 12/21/10 (CM FYI 152)
Economic Development Department	Agency Annual Financial and Audit Report for FY 2010 12/28/10 (ED FYI 040)
Finance Department	Monthly Financial Reports for October 2010 12/13/10 (FN FYI 159) November 2010 Portfolio Management Report – Pooled Cash and Investments 12/15/10 (FN FYI 160)
Water Department	Bay Street Reservoir Reconstruction Project Update 12/15/10 (WT FYI 037)

ADDENDUM TO CITY COUNCIL AGENDA – January 11, 2011
MAYOR'S PROCLAMATIONS

Mayor Mike Rotkin

1. Proclaiming Monday, December 13, 2010 as “Marilyn Ellenwood Day” and encouraging all her coworkers and citizens to join in expressing heartfelt appreciation for her thirty years of service and numerous contributions to the Santa Cruz Police Department and the City of Santa Cruz.
2. Proclaiming Saturday, December 11, 2010 as “PJ Matonak Day,” acknowledging PJ Matonak as the “City Kitty” on this day; wishing him continued health and long life; and urging cat (and other animal) lovers throughout the City and beyond to give extra treats, purrs, and pets to their feline (and other animal) companions today in recognition of the warmth and affection our cats (and other animal companions) bring to our lives.
3. Proclaiming Sunday, December 12, 2010 as “Gabriel Quarternote Day,” acknowledging The Cat as the “City Kitty” on this day, wishing him continued health and long life; and urging cat (and other animal) lovers throughout the City and beyond to give extra treats, purrs, and pets to their feline (and other animal) companions today in recognition of the warmth and affection our cats (and other animal companions) bring to our lives.

Mayor Ryan Coonerty

1. Proclaiming Sunday, December 19, 2010 as “Tess Dunn Day.”
2. Proclaiming Saturday, January 8, 2011 as “Capacitar Day” and urging all citizens to join in expressing heartfelt thanks to Dr. Pat Mathes Cane and Capacitar for the significant humanitarian achievements over the past twenty-two years.