

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



## **JOINT CITY COUNCIL - REDEVELOPMENT AGENCY AGENDA**

Regular Meeting

January 25, 2011

- |           |  |
|-----------|--|
| 2:15 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](mailto:citycouncil@cityofsantacruz.com).

**Written correspondence and telephone calls received after 2:00 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 2:00 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**

**2:15 PM**

At 2:15 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. Conference with Legal Counsel – Liability Claims (Government Code §54956.95).

1. Claimant: Dan Barney Vega
2. Claimant: Cynthia Bentley

Claims Against: City of Santa Cruz

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

1. Community Water Coalition v. City of Santa Cruz, et al.  
Santa Cruz County Superior Court Case No.: CV167407
2. Habitat And Watershed Caretakers v. City of Santa Cruz, et al.  
Santa Cruz County Superior Court Case No.: CV168697

An oral report will be presented in the 3:00 p.m. session. (Item 28).

**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**

1. Minutes of the November 23, 2010 Regular City Council Meeting. (CC)  
Motion to approve as submitted.
  
2. Minutes of the November 23, 2010 Regular Redevelopment Agency Meeting. (CC)  
Motion to approve as submitted.
  
3. Minutes of the January 11, 2011 Regular City Council Meeting. (CC)  
Motion to approve as submitted
  
4. Minutes of the January 11, 2011 Regular Redevelopment Agency Meeting. (CC)  
Motion to approve as submitted

**Consent Agenda (continued)**

5. 17-D Municipal Wharf - Municipal Wharf Lease Agreement with Marshall and Kathryn Miller. (ED)

Motion to authorize and direct the City Manager to execute a Municipal Wharf Lease Agreement and any amendments thereto of a non-substantive nature, in a form acceptable to the City Attorney, with Marshall and Kathryn Miller for the operation of a retail clothing and gift store at 17-D Municipal Wharf.

6. 200 West Cliff Dr. #26 - Change in Inclusionary Housing Unit Status. (ED)

Motion to authorize and direct the City Manager to execute documents in a form approved by the City Attorney to change the occupancy status of an existing inclusionary unit from owner-occupied to a unit available for rent to very low-, low-income, or Section 8 households for a limited period of time as set forth below.

7. Resolution Establishing the Security Deposit Interest Rate for Residential Rental Property. (ED)

Resolution establishing the interest rate for residential security deposits at 0.06% and rescinding Resolution No. NS-28,157.

8. Highway 1/9 Intersection Improvements - Time Extension for Cooperative Agreement with Caltrans for Design of Highway 1/9 Intersection Improvements. (ED)

Redevelopment Agency motion authorizing the Executive Director to sign an amendment extending the term of the Cooperative Agreement with Caltrans for the design of the Highway 1/9 Intersection Improvements.

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

Motion to reject liability claim: a) Dan Barney Vega; and to deny late claim: b) Cynthia Bentley; based on staff investigation.

**Consent Agenda (continued)**10. Water Street Sewer Project (c4000914) – Notice of Completion. (PW)

Motion to accept the work of Pacific Underground Construction Inc., San Jose, CA as completed per the plans and specifications, and authorize the filing of the Notice of Completion for the Water Street Sewer Project (c4000914).

11. Utility Easement for the Pacific Avenue and Center Street Roundabout Improvement Project (c401012), APN No. 004-311-01, Federal Project No. ESPLE-5025(050). (PW)

Resolution authorizing and directing the City Manager to execute any and all documents, in a form approved by the City Attorney, granting the Pacific Bell Telephone Company (dba AT&T West, of Watsonville, CA) an easement for a utility pole and guy wire on the said City owned parcel on the 100 Block of West Cliff Drive.

12. Water Supply Project – Sole Source Hydraulic Modeling Services - Award of Contract. (WT)

Motion to authorize the City Manager to execute a sole source agreement with Akel Engineering Group, Inc. (Fresno, CA) in the amount of \$118,370 for the evaluation of water supply delivery alternatives to Soquel Creek Water District for the proposed scwd2 Regional Seawater (SWRO) Desalination Project (Project).

**End Consent Agenda****General Business**13. Jack O'Neill's "Surf Shop" – Application for California Point of Historical Interest. (CN)

Motion directing and authorizing staff to facilitate, with involvement of community partners and the Historic Preservation Commission, the review, investigation and completion of an application supporting the designation of the former Beach Street site of Jack O'Neill's "Surf Shop" as a California Point of Historical Interest, and, to recognize Jack O'Neill for his innumerable contributions to the culture, economic vitality and environmental stewardship of the City of Santa Cruz and the Monterey Bay Marine Sanctuary.

**General Business (continued)**

14. Resolution Opposing the Governor's Budget Proposal to Abolish California Redevelopment Agencies. (ED)

Motion to adopt a Resolution opposing Governor Brown's budget proposal to abolish California Redevelopment Agencies.

15. Arts Commission Appointments and/or Reappointment—(One Possible Reappointment, with a Term Expiration of 1/1/15 and Three Vacancies, One with a Term Expiration of 1/14 and Two with Term Expirations of 1/1/15) (CC)

Motion to appoint or reappoint four Arts Commissioners.

16. Board of Building and Fire Appeals Appointments (Six Possible Reappointments, with Term Expirations of 1/1/15) (CC)

Motion to reappoint six Board of Building and Fire Appeals commissioners.

17. Commission for the Prevention of Violence Against Women Appointments – (Three Vacancies and/or Possible Reappointments, Councilmember Robinson's, Terrazas', and Bryant's Nominations, All with Term Expirations of 1/1/15) (CC)

Motion to approve Councilmember Robinson's, Terrazas', and Bryant's nominations to the Commission for Prevention of Violence Against Women.

18. Downtown Commission Appointments (One Possible Reappointment and One Vacancy, Both with Term Expirations of 1/1/15) (CC)

Motion to appoint and/or reappoint two Downtown Commissioners.

19. Equal Employment Opportunity Committee Appointment (One Vacancy, with a Term Expiration of 6/30/13) (CC)

Motion to appoint an Equal Employment Opportunity Committee member.

20. Historic Preservation Commission Appointment (One Possible Reappointment, with a Term Expiration of 1/1/15) (CC)

Motion to appoint and/or reappoint a Historic Preservation Commissioner.

**General Business (continued)**

21. Parks and Recreation Commission Appointments (One Possible Reappointment, and Two Vacancies, All with Term Expirations of 1/1/15) (CC)

Motion to appoint or reappoint three Parks and Recreation Commissioners.

22. Planning Commission Appointments (One Possible Reappointment and One Vacancy, Both with Term Expiration of 1/1/15) (CC)

Motion to appoint and/or reappoint two Planning Commissioners.

23. Sister Cities Committee Appointments (One Possible Reappointment, with a Term Expiration of 1/1/15, and Three Vacancies, Two with Term Expirations of 1/1/15, and One with a Term Expiration of 1/1/13) (CC)

Motion to appoint and/or reappoint four Sister Cities Committee members.

24. Transportation and Public Works Commission Appointment (One Possible Reappointment, with a Term Expiration of 1/1/15) (CC)

Motion to appoint and/or reappoint a Transportation and Public Works Commissioner.

25. Water Commission Appointment (One Opening, with a Term Expiration of 1/1/15) (CC)

Motion to appoint a Water Commissioner.

26. Council Meeting Calendar.

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

27. City Attorney Oral Report on Closed Session.

28. 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.

## **Public Hearing**

29. Final Adoption - Ordinance No. 2011-01 - 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. (PW)

Final adoption of Ordinance No. 2011-01.

**The Joint City Council/Redevelopment Agency will recess to the 5:30 p.m. session.**



**Joint City Council/Redevelopment Agency**

**5:30 PM**

**Call to Order**

**Roll Call**

**Joint City Council and Redevelopment Agency Oral Communications – 30 Minutes.**

**The City Council will recess to the 7:00 p.m. session.**

**Adjournment** —The Redevelopment Agency will adjourn from the regularly scheduled meeting of January 25, 2011 to the next regularly scheduled meeting on February 5, 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., 5:30 p.m. and 7:00 p.m. in Council Chambers.

## **City Council Meeting**

**7:00 PM**

### **Call to Order**

### **Roll Call**

### **Presentation - Natural History Museum**

### **General Business**

30. Guiding Principles for Labor Negotiations. (HR)

Motion to:

1. Adopt the guiding principles for upcoming labor negotiations.
2. Adopt the ground rules for negotiations.
3. Affirm the principles on budget challenges related to pension costs originally adopted at the July 27, 2010 Council meeting.

**Adjournment** — The City Council will adjourn from the regularly scheduled meeting of January 25, 2011, to the next regularly scheduled meeting on February 8, 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., 5:30 p.m. and 7:00 p.m. in Council Chambers.

**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 25, 2011  
**INFORMATION ITEMS PREVIOUSLY DISTRIBUTED TO CITY COUNCILMEMBERS**  
 (Copies available in the Central Branch Library at the Reference Desk)

City Clerk	<p>City Clerk Office Hours 1/10/11 (CC FYI 130)</p> <p>AB 1234 Ethics Training for Local Officials 1/10/11 (CC FYI 131)</p>
City Manager	<p>Monthly Camping Incident and Homeless Shelter Attendance Reports 1/17/11 (CM FYI 153)</p>
Economic Development Department	<p>1016 Cedar Street – Fifth Amendment to Café Limelight Lease Agreement 1/4/11 (ED FYI 001)</p> <p>Parking Lot 9 Trash Enclosure 1/4/11 (ED FYI 002)</p>
Finance Department	<p>Quarterly Grant Report Ending September 30, 2010 1/11/11 (FN FYI 161)</p> <p>Monthly Financial Reports for November 2010 1/13/11 (FN FYI 162)</p>

ADDENDUM TO CITY COUNCIL AGENDA – January 25, 2011

**MAYOR'S PROCLAMATIONS**

1. Proclaiming the month of January 2011 as “National Blood Donor Month” and urging all citizens in good health to donate regularly; urging all civic and service organizations and businesses, if they have not already done so, to form blood donor groups to provide blood for others; and urging all citizens to pay tribute to those among us who donate for others in need.

**MINUTES ARE UNOFFICIAL UNTIL APPROVED BY COUNCIL**

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

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

November 23, 2010

**2:00 P.M. SESSION**

Mayor Rotkin opened the Closed Litigation Session at 2:08 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 1331 for a report on closed session.)

**3:00 P.M. SESSION**

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

**Roll Call**

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

Absent: None.

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Staff: City Manager M. Bernal, Assistant City Manager T. Shull, City Attorney J. Barisone, Director of Finance J. Dilles, Director of Human Resources L. Sullivan, Director of Parks and Recreation D. Shoemaker, Director of Public Works M. Dettle, Assistant Director of Public Works/City Engineer C. Schneiter, Parking Program Manager M. Granlund, City Clerk L. Brewer, Deputy City Clerk T. Graves.

**Pledge of Allegiance**

**Presentation** - Mayor's Proclamation Declaring November as Pancreatic Cancer Awareness Month – accepted by Jennifer Flanakin.

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JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

**Presentation** - 2010 Officer Jim Howes Community Service Award Presentation – presented by Retired Officer Jim Howes and Mayor Rotkin to Laura Kasa, Executive Director of Save Our Shores, and Deborah Elston of Santa Cruz Neighbors; and to Officers Jose Garcia and Joe Hernandez of the Santa Cruz Police Department.

**Presiding Officer's Announcements**

**Statements of Disqualification** – None.

**Additions and Deletions** – None.

**Joint City Council/Redevelopment Agency Oral Communications**

Pat Arnold spoke favorably of Tony Madrigal's work in the community, especially on the Coalition on Overcoming Racism. Ms. Arnold also announced the Third Annual Human Rights Fair at the Galleria.

Marilyn Garrett spoke about the negative health effects of EM radiation, and of her opposition to PG&E's SmartMeter Program.

Mike Tomasi spoke about peace and freedom.

Ed Davidson spoke about the red legged tree frog and its status as "threatened," not "endangered," and also decried the Santa Cruz Seaside Company's letter writing attacks on Councilmember Madrigal.

Marlin Granlund, Parking Program Manager, announced the Holiday Parking Program effective dates of December 8, 2010 through December 25, 2010.

Don Lane announced the Community Thanksgiving Dinner at the Civic Auditorium on Thursday, November 25, 2010 from Noon to 3:00 p.m.

JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

### **Consent Agenda**

Items 5 and 7 were removed from the Consent Agenda.

#### Action

Councilmember/Member Lane moved, seconded by Vice Mayor/Vice Chair Coonerty, to approve the remaining items on the Consent Agenda. The motion carried unanimously.

1. Minutes of the November 9, 2010 Regular City Council Meeting. (CC)

Motion carried to approve as submitted.

2. Minutes of the November 9, 2010 Regular Redevelopment Agency Meeting. (CC)

Motion carried to approve as submitted.

3. Funding for CPVAW Safety Skills and Self Defense Program. (CM/PD)

Resolution No. NS-28,293 was adopted transferring funds and amending the FY 2011 budget in the amount of \$5,000 to fund the CPVAW Safety Skills and Self Defense Program from the Police Department Asset Seizure/Youth Crime Prevention Fund.

4. Highway 1/9 Intersection Improvements – Fifth Amendment to Consultant Agreement and Budget Adjustment. (ED) (PW)

Redevelopment Agency motion carried to authorize the Executive Director to execute an amendment with BKF Engineers in the amount of \$184,830 for additional consulting engineering and environmental services for the Highway 1/9 Intersection Improvement project.

Redevelopment Agency Resolution No. 1511 was adopted transferring funds and amending the FY 2011 budget in the amount of \$23,000 from the Phase II budget of the HWY 1/9 Intersection Improvement Project to the current Phase I.

City Council Resolution No. NS-28,294 was adopted amending the FY 2011 budget to reduce the RDA funding and the appropriation by \$23,000 for the Phase II Hwy 1/9 Intersection Improvement Project.



**Consent Agenda (continued)**

5. FY 2010 Traffic Impact Fee Annual Report. (FN)

Assistant Director of Public Works/City Engineer C. Schneiter presented an oral report and responded to Council's questions.

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

Micah Posner  
Frank Correa

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

Ron Pomerantz

Director of Finance J. Dilles and City Attorney J. Barisone presented oral reports and responded to Council's questions.

Councilmember Madrigal moved, seconded by Councilmember Beiers, to continue this item to a future evening session. The motion FAILED by the following vote:

AYES: Councilmembers Madrigal, Beiers.  
NOES: Councilmembers Mathews, Lane, Robinson; Vice Mayor Coonerty; Mayor Rotkin.  
ABSENT: None.  
DISQUALIFIED: None.

Action

Vice Mayor Coonerty moved, seconded by Councilmember Lane, to accept the FY 2010 Traffic Impact Fee Annual Report; and to make certain findings to: A) identify the purpose to which the fee is to be put; B) demonstrate a reasonable relationship between the fee and the purpose for which it is charged; C) identify all sources and amounts of funding anticipated to complete financing in incomplete improvements; and D) designate the approximate dates on which the funding is expected to be deposited into the appropriate account or fund, with the additional finding that it is not the Council's intention to take action on the allocation component at this time. The motion carried unanimously.

JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

**Consent Agenda (continued)**

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

Motion carried to reject liability claims a) Barbara Dyer, b) William Hartley and c) Jamal Kamli; and reject and deny late claim d) Keith Howard, based upon staff investigation.

7. Burke, Williams & Sorensen, LLP - Sole Source Contract. (HR)

Director of Human Resources L. Sullivan presented an oral report and responded to Council's questions.

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

Doris Henry, SEIU  
Gary Klems, SEIU

Action

Councilmember Mathews moved, seconded by Mayor Rotkin, to adopt Resolution No. NS-28,295 authorizing and directing the City Manager to execute a sole source contract, in a form approved by the City Attorney, with Burke, Williams & Sorensen, LLP in the amount of \$150,000 for legal representation relating to employee and labor relations. The motion carried by the following vote:

AYES: Councilmembers Mathews, Lane, Robinson, Beiers;  
Vice Mayor Coonerty; Mayor Rotkin.  
NOES: Councilmember Madrigal.  
ABSENT: None.  
DISQUALIFIED: None.

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

Resolution No. NS-28,296 was adopted amending the Classification and Compensation Plans to delete both the classification and one position of Wastewater Facilities Lead Electrical/Instrumentation Technician and replace with a new classification and one position of Wastewater Facilities Instrumentation Technician I/II in the Public Works Department.

**Consent Agenda (continued)**

9. New Year's Eve Safety Enhancement Zone. (PD)

Resolution No. NS-28,297 was adopted authorizing a temporary safety enhancement zone for New Year's Eve downtown from 6:00 p.m. December 31, 2010 to 3:00 a.m. January 1, 2011, designating the geographic boundary of the temporary safety enhancement zone and increasing fines and penalties for certain Municipal Code violations within the zone.

10. 2010 State Mandated Court Construction Costs – Increase to Parking Citation Fines. (PW)

Resolution No. NS-28,298 was adopted modifying parking fines for parking violations by increasing fines as illustrated in Exhibit 1; and rescinding Resolution NS-28,028, amending the start date of the fee increase to January 1, 2011.

11. Implementation of Deferred Water Rate Increase. (WT)

Motion carried to ratify the 5% water rate increase scheduled to take effect on January 1, 2011.

**End Consent Agenda**

JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

### General Business

Note: This item was considered out of agenda order.

12. In-Home Supportive Services Workers' Livable Wage – Resolution of Support. (CN)

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

Nora Hochman, Coalition for a Living Wage  
Mike Tomasi

Action

Councilmember Mathews moved, seconded by Councilmember Madrigal, to adopt Resolution No. NS-28,299 supporting In-Home Supportive Service workers and urging the provision of a livable wage for these valued workers. The motion carried unanimously.

13. Ordinance Amending Section 1.01.010 and Adding Section 1.01.035 Pertaining to Repealing of Outdated Codes Adopted by Reference and Granting Publication Authority to Code Publishing Company. (CC)

Action

Councilmember Robinson moved, seconded by Vice Mayor Coonerty, to introduce for publication Ordinance No. 2010-24 amending Section 1.01.010 and adding Section 1.01.035 pertaining to repealing of outdated codes adopted by reference and granting publication authority to Code Publishing Company. The motion carried unanimously.

### Public Hearings

Note: Item 14 was continued to the meeting of December 14, 2010 at 3 p.m. There was no written material for this item.

14. Residential Rental Inspection Program Fees. (PL)

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.

**Public Hearings (continued)**

15. Ordinance No. 2010-23 - Ordinance Amending Building Regulations Contained in Title 18 of the Santa Cruz Municipal Code and Adopting the California Code of Regulations Title 24, 2010 Building Standards Codes and Other Codes and Standards to Establish Minimum Requirements to Safeguard Public Health, Life, Safety and General Welfare. (PL)

Mayor Rotkin opened the public hearing at 4:35 p.m.

There was no public comment.

Mayor Rotkin closed the public hearing at 4:35 p.m.

Action

Councilmember Robinson moved, seconded by Councilmember Lane, to pass Ordinance No. 2010-23 for final adoption. The motion carried unanimously.

**General Business**

16. Tobacco Retailer License Fee. (CN)

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

Kathleen Hofvendahl-Clark, Tobacco Coalition  
Jairo Hernandez, Pajaro Valley Prevention Services  
Al Richards, County Drug & Alcohol Commission

Action

Vice Mayor Coonerty moved, seconded by Mayor Rotkin, to direct staff to research and assess the implications of a Tobacco Retailer License Fee in the City of Santa Cruz and to return to the City Council at an upcoming meeting with a draft ordinance or other recommendation. The motion carried unanimously.

JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

**General Business (continued)**

17. Council Meeting Calendar

The City Council reviewed the meeting calendar attached to the agenda and revised as necessary.

18. City Attorney Oral Report on Closed Session.

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

1. Claimant: California State Automobile Association
  2. Claimant: USAA Casualty Insurance Company
  3. Claimant: AMCO Insurance Company
  4. Claimant: Barbara Dyer
  5. Claimant: William Hartley
  6. Claimant: Jamal Kamli
  7. Claimant: Keith Howard
- Claims Against: City of Santa Cruz

Claims 1-3 were authorized for settlement. Claims 4-7 were not discussed. Mayor Rotkin noted for the record that claim 7. was denied both on its merit and because it was late.

B. Conference With Legal Counsel - Anticipated Litigation (Government Code §54956.9).

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

1 case was discussed. Council took no reportable action.

C. Appointment of City Employee (Government Code Section 54957)

Appointment of City Clerk.

Council discussed the appointment of the City Clerk, but took no reportable action.

19. Council Memberships in City Groups and Outside Agencies.

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

**At 4:58 p.m. the City Council and Redevelopment Agency recessed to the 7:00 p.m. session.**

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

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

November 23, 2010

**7:00 P.M. SESSION**

Mayor/Chair Rotkin called the meeting to order at 7:05 p.m. in Council Chambers.

**Roll Call**

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

Absent: None.

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Staff: City Manager M. Bernal, Assistant City Manager T. Shull, Deputy City Attorney C. Cassman, Acting Director of Planning and Community Development A. Khoury, City Clerk L. Brewer, Deputy City Clerk T. Graves.

**Joint City Council/Redevelopment Agency Oral Communications**

Norma Jean Tasker spoke about The Carnation Café at Loudon Nelson Center.

Nereida Robles spoke in support of Councilmember Madrigal.

Victor Bonderos spoke in support of Councilmember Madrigal.

Marvel Armijo spoke in favor of Councilmember Madrigal.

Joan Laskin thanked the Council for sponsoring Festival de Nopales, and spoke in support of Councilmember Madrigal.

Tomas Alejo spoke in support of Councilmember Madrigal.

JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2009  
7:00 P.M. SESSION

**Joint City Council/Redevelopment Agency Oral Communications  
(continued)**

Celia Montesino spoke in support of Councilmember Madrigal.

Alex spoke in support of Councilmember Madrigal.

Barbara Hayes spoke in support of Councilmember Madrigal.

Annaliese Cube spoke about Jingle Bell Rock at 8:00 a.m. on December 12, 2010, and encouraged all residents to attend.

Jessica Roja spoke in support of Councilmember Madrigal.

Santito Gomes spoke in support of Councilmember Madrigal.

**General Business**

20. Residential Rental Inspection and Maintenance Ordinance Checklists.  
(PL)

Assistant Director of Planning and Community Development A. Khoury presented an oral report and responded to Council's questions.

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

Harold Griffith  
Candace Bradfield  
Nick Volaich  
Claire Sanders  
Michelle Nicely  
An unidentified woman  
Elia Volaich  
Anthony Silveira

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

Josh Howard  
Gretchen Regenhardt



**General Business (continued)**

20. Residential Rental Inspection and Maintenance Ordinance Checklists.  
(PL) (continued)

Action

Vice Mayor Coonerty moved, seconded by Councilmember Robinson, to adopt Resolution No. NS-28,300 adopting the Residential Rental Inspection and Maintenance Ordinance checklists. The motion passed by the following vote:

AYES: Councilmembers Mathews, Lane, Robinson, Beiers;  
Vice Mayor Coonerty; Mayor Rotkin.  
NOES: Councilmember Madrigal.  
ABSENT: None.  
DISQUALIFIED: None.

Note: Council recessed at 8:39 p.m. and reconvened at 8:50 p.m.

Note: Written material was provided prior to the meeting for item 21.

21. Community Programs Committee -- Affirmation of Social Services Strategic Allocation Funding Framework and Funding Principles. (CN)

SPEAKING FROM THE FLOOR WITH CONCERNS:

Taylor Bancroft	Katherine Johnson
Tom Helman	Karen Delaney
Robin Haas	Clay Kempf
Kathy Huntly	Carolyn Coleman
Bob Rey	Harvey
Gloris Ploss	

Action

Vice Mayor Coonerty moved, seconded by Councilmember Robinson, to endorse the allocation methodology, funding principles, funding parameters and funding cycle and process recommended by the City Council Community Programs Committee. The motion carried unanimously.

JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2009  
7:00 P.M. SESSION

**General Business (continued)**

21. Community Programs Committee -- Affirmation of Social Services Strategic Allocation Funding Framework and Funding Principles. (CN)  
(continued)

Action

Councilmember Beiers moved, seconded by Councilmember Madrigal, to change the title of Funding Principle 6 from "Make a Systemic and Long-Term Difference" to "Make a Measurable Difference." The motion carried by the following vote:

AYES: Councilmembers Lane, Mathews, Beiers, Robinson;  
Vice Mayor Coonerty.  
NOES: Mayor Rotkin.  
ABSENT: None.  
DISQUALIFIED: None.

Action

Councilmember Lane moved, seconded by Mayor Rotkin, to replace the 5% set-aside funding methodology recommendation with "The Council adopts the principle that Community Programs will have administrative costs and that staff will propose these costs at budget time, with the understanding that costs should be minimum in the first year and then be ongoing." The motion carried by the following vote:

AYES: Councilmembers Lane, Beiers, Madrigal, Robinson;  
Vice Mayor Coonerty.  
NOES: Councilmember Mathews; .Mayor Rotkin.  
ABSENT: None.  
DISQUALIFIED: None.

Action

Councilmember Lane moved, seconded by Councilmember Madrigal, to change the grant minimum to \$5,000 with no reference to indexing a percentage to the Community Programs General Fund budget. The motion carried by the following vote:

AYES: Councilmembers Lane, Beiers, Madrigal, Robinson;  
Vice Mayor Coonerty, Mayor Rotkin.  
NOES: Councilmember Mathews.  
ABSENT: None.  
DISQUALIFIED: None.

**General Business (continued)**

21. Community Programs Committee -- Affirmation of Social Services Strategic Allocation Funding Framework and Funding Principles. (CN)  
(continued)

Action By consensus, the Council directed the Committee to explore oversampling of the City of Santa Cruz for future Community Assessment Project surveys.

Action By consensus, the Council adopted the following Funding Principles:

1. Align with the Strategic Framework by funding only programs that directly address at least one of the Highlighted Results in the Strategic Framework. Programs addressing more than one Highlighted Result will be encouraged.
2. Leverage Resources by applying City funds to match Federal, State and private funds, and by broadening the range of funding sources.
3. Move Toward Service Collaboration by funding programs that reduce fragmentation and promote effectiveness of existing services through collaboration and coordination, making services more accessible and comprehensive.
4. Promote Inclusion by funding programs and activities that are responsive to, and reflective of, the needs of our diverse community.

**Adjournment** — At 11:58 p.m., the Redevelopment Agency adjourned from the regularly scheduled meeting of November 23, 2010 to the next regularly scheduled meeting on December 14, 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.

JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2009  
7:00 P.M. SESSION

**Adjournment** — At 11:58 p.m., the City Council adjourned from the regularly scheduled meeting of November 23, 2010, to the next regularly scheduled meeting on December 14, 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.

Approved

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Tom Graves  
Interim City Clerk

Approved

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Michael Rotkin  
Mayor

**MINUTES ARE UNOFFICIAL UNTIL APPROVED BY COUNCIL**

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

**MINUTES OF A REGULAR REDEVELOPMENT AGENCY MEETING**

November 23, 2010

**3:00 P.M. SESSION**

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

**Roll Call**

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

Absent: None.

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Staff: City Manager M. Bernal, Assistant City Manager T. Shull, City Attorney J. Barisone, Director of Finance J. Dilles, Director of Human Resources L. Sullivan, Director of Parks and Recreation D. Shoemaker, Director of Public Works M. Dettle, Assistant Director of Public Works/City Engineer C. Schneider, Parking Program Manager M. Granlund, City Clerk L. Brewer, Deputy City Clerk T. Graves.

**Pledge of Allegiance**

**Presentation** - Mayor's Proclamation Declaring November as Pancreatic Cancer Awareness Month – accepted by Jennifer Flanakin.

**Presentation** - 2010 Officer Jim Howes Community Service Award Presentation – presented by Retired Officer Jim Howes and Mayor Rotkin to Laura Kasa, Executive Director of Save Our Shores, and Deborah Elston of Santa Cruz Neighbors; and to Officers Jose Garcia and Joe Hernandez of the Santa Cruz Police Department.

**Presiding Officer's Announcements**

**Statements of Disqualification** – None.

**Additions and Deletions** – None.

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

### **Joint City Council/Redevelopment Agency Oral Communications**

Pat Arnold spoke favorably of Tony Madrigal's work in the community, especially on the Coalition on Overcoming Racism. Ms. Arnold also announced the Third Annual Human Rights Fair at the Galleria.

Marilyn Garrett spoke about the negative health effects of EM radiation, and of her opposition to PG&E's SmartMeter Program.

Mike Tomasi spoke about peace and freedom.

Ed Davidson spoke about the red legged tree frog and its status as "threatened," not "endangered," and also decried the Santa Cruz Seaside Company's letter writing attacks on Councilmember Madrigal.

Marlin Granlund, Parking Program Manager, announced the Holiday Parking Program effective dates of December 8, 2010 through December 25, 2010.

Don Lane announced the Community Thanksgiving Dinner at the Civic Auditorium on Thursday, November 25, 2010 from Noon to 3:00 p.m.

### **Consent Agenda**

Items 5 and 7 were removed from the Consent Agenda.

#### Action

Councilmember/Member Lane moved, seconded by Vice Mayor/Vice Chair Coonerty, to approve the remaining items on the Consent Agenda. The motion carried unanimously.

1. Minutes of the November 9, 2010 Regular City Council Meeting. (CC)

Motion carried to approve as submitted.

2. Minutes of the November 9, 2010 Regular Redevelopment Agency Meeting. (CC)

Motion carried to approve as submitted.

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

**Consent Agenda (continued)**

3. Funding for CPVAW Safety Skills and Self Defense Program. (CM/PD)

Resolution No. NS-28,293 was adopted transferring funds and amending the FY 2011 budget in the amount of \$5,000 to fund the CPVAW Safety Skills and Self Defense Program from the Police Department Asset Seizure/Youth Crime Prevention Fund.

4. Highway 1/9 Intersection Improvements – Fifth Amendment to Consultant Agreement and Budget Adjustment. (ED) (PW)

Redevelopment Agency motion carried to authorize the Executive Director to execute an amendment with BKF Engineers in the amount of \$184,830 for additional consulting engineering and environmental services for the Highway 1/9 Intersection Improvement project.

Redevelopment Agency Resolution No. 1511 was adopted transferring funds and amending the FY 2011 budget in the amount of \$23,000 from the Phase II budget of the HWY 1/9 Intersection Improvement Project to the current Phase I.

City Council Resolution No. NS-28,294 was adopted amending the FY 2011 budget to reduce the RDA funding and the appropriation by \$23,000 for the Phase II Hwy 1/9 Intersection Improvement Project.

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

**Consent Agenda (continued)**

5. FY 2010 Traffic Impact Fee Annual Report. (FN)

Assistant Director of Public Works/City Engineer C. Schneiter presented an oral report and responded to Council's questions.

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

Micah Posner  
Frank Correa

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

Ron Pomerantz

Director of Finance J. Dilles and City Attorney J. Barisone presented oral reports and responded to Council's questions.

Councilmember Madrigal moved, seconded by Councilmember Beiers, to continue this item to a future evening session. The motion FAILED by the following vote:

AYES: Councilmembers Madrigal, Beiers.  
NOES: Councilmembers Mathews, Lane, Robinson; Vice Mayor Coonerty; Mayor Rotkin.  
ABSENT: None.  
DISQUALIFIED: None.

Action

Vice Mayor Coonerty moved, seconded by Councilmember Lane, to accept the FY 2010 Traffic Impact Fee Annual Report; and to make certain findings to: A) identify the purpose to which the fee is to be put; B) demonstrate a reasonable relationship between the fee and the purpose for which it is charged; C) identify all sources and amounts of funding anticipated to complete financing in incomplete improvements; and D) designate the approximate dates on which the funding is expected to be deposited into the appropriate account or fund, with the additional finding that it is not the Council's intention to take action on the allocation component at this time. The motion carried unanimously.



REDEVELOPMENT AGENCY MEETING  
 NOVEMBER 23, 2010  
 3:00 P.M. SESSION

**Consent Agenda (continued)**

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

Motion carried to reject liability claims a) Barbara Dyer, b) William Hartley and c) Jamal Kamli; and reject and deny late claim d) Keith Howard, based upon staff investigation.

7. Burke, Williams & Sorensen, LLP - Sole Source Contract. (HR)

Director of Human Resources L. Sullivan presented an oral report and responded to Council's questions.

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

Doris Henry, SEIU  
 Gary Klems, SEIU

Action

Councilmember Mathews moved, seconded by Mayor Rotkin, to adopt Resolution No. NS-28,295 authorizing and directing the City Manager to execute a sole source contract, in a form approved by the City Attorney, with Burke, Williams & Sorensen, LLP in the amount of \$150,000 for legal representation relating to employee and labor relations. The motion carried by the following vote:

AYES: Councilmembers Mathews, Lane, Robinson, Beiers;  
 Vice Mayor Coonerty; Mayor Rotkin.  
 NOES: Councilmember Madrigal.  
 ABSENT: None.  
 DISQUALIFIED: None.

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

Resolution No. NS-28,296 was adopted amending the Classification and Compensation Plans to delete both the classification and one position of Wastewater Facilities Lead Electrical/Instrumentation Technician and replace with a new classification and one position of Wastewater Facilities Instrumentation Technician I/II in the Public Works Department.

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

**Consent Agenda (continued)**

9. New Year's Eve Safety Enhancement Zone. (PD)

Resolution No. NS-28,297 was adopted authorizing a temporary safety enhancement zone for New Year's Eve downtown from 6:00 p.m. December 31, 2010 to 3:00 a.m. January 1, 2011, designating the geographic boundary of the temporary safety enhancement zone and increasing fines and penalties for certain Municipal Code violations within the zone.

10. 2010 State Mandated Court Construction Costs – Increase to Parking Citation Fines. (PW)

Resolution No. NS-28,298 was adopted modifying parking fines for parking violations by increasing fines as illustrated in Exhibit 1; and rescinding Resolution NS-28,028, amending the start date of the fee increase to January 1, 2011.

11. Implementation of Deferred Water Rate Increase. (WT)

Motion carried to ratify the 5% water rate increase scheduled to take effect on January 1, 2011.

**End Consent Agenda**

REDEVELOPMENT AGENCY MEETING  
 NOVEMBER 23, 2010  
 3:00 P.M. SESSION

### General Business

Note: This item was considered out of agenda order.

12. In-Home Supportive Services Workers' Livable Wage – Resolution of Support. (CN)

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

Nora Hochman, Coalition for a Living Wage  
 Mike Tomasi

Action

Councilmember Mathews moved, seconded by Councilmember Madrigal, to adopt Resolution No. NS-28,299 supporting In-Home Supportive Service workers and urging the provision of a livable wage for these valued workers. The motion carried unanimously.

13. Ordinance Amending Section 1.01.010 and Adding Section 1.01.035 Pertaining to Repealing of Outdated Codes Adopted by Reference and Granting Publication Authority to Code Publishing Company. (CC)

Action

Councilmember Robinson moved, seconded by Vice Mayor Coonerty, to introduce for publication Ordinance No. 2010-24 amending Section 1.01.010 and adding Section 1.01.035 pertaining to repealing of outdated codes adopted by reference and granting publication authority to Code Publishing Company. The motion carried unanimously.

### Public Hearings

Note: Item 14 was continued to the meeting of December 14, 2010 at 3 p.m. There was no written material for this item.

14. Residential Rental Inspection Program Fees. (PL)

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.

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2010  
3:00 P.M. SESSION

**Public Hearings (continued)**

15. Ordinance No. 2010-23 - Ordinance Amending Building Regulations Contained in Title 18 of the Santa Cruz Municipal Code and Adopting the California Code of Regulations Title 24, 2010 Building Standards Codes and Other Codes and Standards to Establish Minimum Requirements to Safeguard Public Health, Life, Safety and General Welfare. (PL)

Mayor Rotkin opened the public hearing at 4:35 p.m.

There was no public comment.

Mayor Rotkin closed the public hearing at 4:35 p.m.

Action

Councilmember Robinson moved, seconded by Councilmember Lane, to pass Ordinance No. 2010-23 for final adoption. The motion carried unanimously.

**General Business**

16. Tobacco Retailer License Fee. (CN)

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

Kathleen Hofvendahl-Clark, Tobacco Coalition  
Jairo Hernandez, Pajaro Valley Prevention Services  
Al Richards, County Drug & Alcohol Commission

Action

Vice Mayor Coonerty moved, seconded by Mayor Rotkin, to direct staff to research and assess the implications of a Tobacco Retailer License Fee in the City of Santa Cruz and to return to the City Council at an upcoming meeting with a draft ordinance or other recommendation. The motion carried unanimously.

REDEVELOPMENT AGENCY MEETING  
 NOVEMBER 23, 2010  
 3:00 P.M. SESSION

**General Business (continued)**

17. Council Meeting Calendar

The City Council reviewed the meeting calendar attached to the agenda and revised as necessary.

18. City Attorney Oral Report on Closed Session.

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

1. Claimant: California State Automobile Association
  2. Claimant: USAA Casualty Insurance Company
  3. Claimant: AMCO Insurance Company
  4. Claimant: Barbara Dyer
  5. Claimant: William Hartley
  6. Claimant: Jamal Kamli
  7. Claimant: Keith Howard
- Claims Against: City of Santa Cruz

Claims 1-3 were authorized for settlement. Claims 4-7 were not discussed. Mayor Rotkin noted for the record that claim 7. was denied both on its merit and because it was late.

B. Conference With Legal Counsel - Anticipated Litigation (Government Code §54956.9).

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

1 case was discussed. Council took no reportable action.

C. Appointment of City Employee (Government Code Section 54957)

Appointment of City Clerk.

Council discussed the appointment of the City Clerk, but took no reportable action.

19. Council Memberships in City Groups and Outside Agencies.

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

**At 4:58 p.m. the City Council and Redevelopment Agency recessed to the 7:00 p.m. session.**

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

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

November 23, 2010

**7:00 P.M. SESSION**

Mayor/Chair Rotkin called the meeting to order at 7:05 p.m. in Council Chambers.

**Roll Call**

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

Absent: None.

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Staff: City Manager M. Bernal, Assistant City Manager T. Shull, Deputy City Attorney C. Cassman, Acting Director of Planning and Community Development A. Khoury, City Clerk L. Brewer, Deputy City Clerk T. Graves.

**Joint City Council/Redevelopment Agency Oral Communications**

Norma Jean Tasker spoke about The Carnation Café at Louden Nelson Center.

Nereida Robles spoke in support of Councilmember Madrigal.

Victor Bonderos spoke in support of Councilmember Madrigal.

Marvel Armijo spoke in favor of Councilmember Madrigal.

Joan Laskin thanked the Council for sponsoring Festival de Nopales, and spoke in support of Councilmember Madrigal.

Tomas Alejo spoke in support of Councilmember Madrigal.

REDEVELOPMENT AGENCY MEETING  
 NOVEMBER 23, 2009  
 7:00 P.M. SESSION

**Joint City Council/Redevelopment Agency Oral Communications  
 (continued)**

Celia Montesino spoke in support of Councilmember Madrigal.

Alex spoke in support of Councilmember Madrigal.

Barbara Hayes spoke in support of Councilmember Madrigal.

Annaliese Cube spoke about Jingle Bell Rock at 8:00 a.m. on December 12, 2010, and encouraged all residents to attend.

Jessica Roja spoke in support of Councilmember Madrigal.

Santito Gomes spoke in support of Councilmember Madrigal.

**General Business**

20. Residential Rental Inspection and Maintenance Ordinance Checklists.  
 (PL)

Assistant Director of Planning and Community Development A. Khoury presented an oral report and responded to Council's questions.

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

Harold Griffith  
 Candace Bradfield  
 Nick Volaich  
 Claire Sanders  
 Michelle Nicely  
 An unidentified woman  
 Elia Volaich  
 Anthony Silveira

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

Josh Howard  
 Gretchen Regenhardt

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2009  
7:00 P.M. SESSION

**General Business (continued)**

20. Residential Rental Inspection and Maintenance Ordinance Checklists. (PL) (continued)

Action

Vice Mayor Coonerty moved, seconded by Councilmember Robinson, to adopt Resolution No. NS-28,300 adopting the Residential Rental Inspection and Maintenance Ordinance checklists. The motion passed by the following vote:

AYES: Councilmembers Mathews, Lane, Robinson, Beiers;  
Vice Mayor Coonerty; Mayor Rotkin.  
NOES: Councilmember Madrigal.  
ABSENT: None.  
DISQUALIFIED: None.

Note: Council recessed at 8:39 p.m. and reconvened at 8:50 p.m.

Note: Written material was provided prior to the meeting for item 21.

21. Community Programs Committee -- Affirmation of Social Services Strategic Allocation Funding Framework and Funding Principles. (CN)

SPEAKING FROM THE FLOOR WITH CONCERNS:

Taylor Bancroft	Katherine Johnson
Tom Helman	Karen Delaney
Robin Haas	Clay Kempf
Kathy Huntly	Carolyn Coleman
Bob Rey	Harvey
Gloris Ploss	

Action

Vice Mayor Coonerty moved, seconded by Councilmember Robinson, to endorse the allocation methodology, funding principles, funding parameters and funding cycle and process recommended by the City Council Community Programs Committee. The motion carried unanimously.



REDEVELOPMENT AGENCY MEETING  
 NOVEMBER 23, 2009  
 7:00 P.M. SESSION

**General Business (continued)**

21. Community Programs Committee -- Affirmation of Social Services Strategic Allocation Funding Framework and Funding Principles. (CN)  
 (continued)

Action

Councilmember Beiers moved, seconded by Councilmember Madrigal, to change the title of Funding Principle 6 from "Make a Systemic and Long-Term Difference" to "Make a Measurable Difference." The motion carried by the following vote:

AYES: Councilmembers Lane, Mathews, Beiers, Robinson;  
 Vice Mayor Coonerty.  
 NOES: Mayor Rotkin.  
 ABSENT: None.  
 DISQUALIFIED: None.

Action

Councilmember Lane moved, seconded by Mayor Rotkin, to replace the 5% set-aside funding methodology recommendation with "The Council adopts the principle that Community Programs will have administrative costs and that staff will propose these costs at budget time, with the understanding that costs should be minimum in the first year and then be ongoing. The motion carried by the following vote:

AYES: Councilmembers Lane, Beiers, Madrigal, Robinson;  
 Vice Mayor Coonerty.  
 NOES: Councilmember Mathews; Mayor Rotkin.  
 ABSENT: None.  
 DISQUALIFIED: None.

Action

Councilmember Lane moved, seconded by Councilmember Madrigal, to change the grant minimum to \$5,000 with no reference to indexing a percentage to the Community Programs General Fund budget." The motion carried by the following vote:

AYES: Councilmembers Lane, Beiers, Madrigal, Robinson;  
 Vice Mayor Coonerty, Mayor Rotkin.  
 NOES: Councilmember Mathews.  
 ABSENT: None.  
 DISQUALIFIED: None.

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2009  
7:00 P.M. SESSION

**General Business (continued)**

21. Community Programs Committee -- Affirmation of Social Services Strategic Allocation Funding Framework and Funding Principles. (CN)  
(continued)

Action By consensus, the Council directed the Committee to explore oversampling of the City of Santa Cruz for future Community Assessment Project surveys.

Action By consensus, the Council adopted the following Funding Principles:

1. Align with the Strategic Framework by funding only programs that directly address at least one of the Highlighted Results in the Strategic Framework. Programs addressing more than one Highlighted Result will be encouraged.
2. Leverage Resources by applying City funds to match Federal, State and private funds, and by broadening the range of funding sources.
3. Move Toward Service Collaboration by funding programs that reduce fragmentation and promote effectiveness of existing services through collaboration and coordination, making services more accessible and comprehensive.
4. Promote Inclusion by funding programs and activities that are responsive to, and reflective of, the needs of our diverse community.

**Adjournment** — At 11:58 p.m., the Redevelopment Agency adjourned from the regularly scheduled meeting of November 23, 2010 to the next regularly scheduled meeting on December 14, 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.

REDEVELOPMENT AGENCY MEETING  
NOVEMBER 23, 2009  
7:00 P.M. SESSION

**Adjournment** — At 11:58 p.m., the City Council adjourned from the regularly scheduled meeting of November 23, 2010, to the next regularly scheduled meeting on December 14, 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.

Approved

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Michael Rotkin  
Chair

Attest

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Bonnie Lipscomb  
Executive Director

**MINUTES ARE UNOFFICIAL UNTIL APPROVED BY COUNCIL**

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

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

January 11, 2011

**1:30 P.M. SESSION**

Mayor Coonerty opened the Closed Litigation Session at 1:35 p.m. in a public session in the Courtyard Conference Room, for the purpose of announcing the agenda.

**SPEAKING FROM THE FLOOR REGARDING HER CLAIM:**

Patricia Cross

Council closed the session to the public at 1:43 p.m. All Councilmembers were present (Councilmember Madrigal arrived at 1:40 p.m.). (See pages 1360 through 1361 for report on closed session.)

**3:00 P.M. SESSION**

Mayor/Chair Coonerty called the meeting to order at 3:05 p.m. in the Council Chambers.

**Roll Call**

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

Absent: None.

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Staff: City Manager M. Bernal, Assistant City Manager T. Shull, City Attorney J. Barisone, Director of Finance J. Dilles, Chief of Fire R. Oliver, Director of Human Resources L. Sullivan, Director of Information Technology S. Caiocca, Director of Parks and Recreation D. Shoemaker, Director of Planning and Community Development J. Rebagliati, Director of Public Works M. Dettle, Director of Water B. Kocher, Interim City Clerk T. Graves, Records Coordinator N. Patiño.

### **Pledge of Allegiance**

**Presiding Officer's Announcements** – Mayor Coonerty requested a moment of silence in honor of the victims and their families of the tragic incident in Arizona, and also announced that Congressman Sam Farr is holding a Town Hall meeting on Thursday night at First Congregational Church to commemorate the importance of public meetings and public spaces. Mayor Coonerty also announced that Council will entertain Oral Communications at a time certain of 5:30 p.m. on Regular Council Meeting days in order to accommodate more members of the public.

**Statements of Disqualification** – None.

**Additions and Deletions** – None.

### **Consent Agenda**

SPEAKING FROM THE FLOOR ASKING THAT ITEMS BE REMOVED FROM THE CONSENT AGENDA:

Ron Pomerantz asked that item 13 be pulled.

Items 7, 9, 11 and 13 were removed from the Consent Agenda.

### Action

Vice Mayor Lane moved, seconded by Councilmember Madrigal, to approve the remaining items on the Consent Agenda. The motion carried unanimously.

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

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

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

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

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

Motion carried to approve as submitted.

**Consent Agenda (continued)**

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

Motion carried to approve as submitted.

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

Motion carried to appoint or nominate representatives to other agencies and groups and Council committees and task forces as presented, and adding Councilmember Lane to the Economic Development Council as the Mayor's third appointment.

7. Award Contract for Janitorial Supplies. (FN)

Director of Finance J. Dilles and Buyer M. Kaping presented an oral report and responded to Council's questions.

Action

Councilmember Robinson moved, seconded by Vice Mayor Lane, 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. The motion carried unanimously.

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

Resolution No. NS-28,311 was adopted 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.

**Consent Agenda (continued)**

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

SPEAKING FROM THE FLOOR EXPRESSING OPPOSITION AND/OR CONCERNS:

Mike Tomasi  
Laura Waldren

Action

Vice Mayor Lane moved, seconded by Mayor Coonerty, to reject liability claims based upon staff investigation: a) Patricia Cross; b) William Hampsmire; c) Jennifer Fritzsche; and d) Igor Malygin. The motion carried unanimously.

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

Motion carried 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)

Assistant Director of Public Works Director C. Schneiter presented an oral report and responded to Council's questions.

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

An unidentified man  
Brad Snyder  
Mike Tomasi

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

Ed Davidson

**Consent Agenda (continued)**

11. Pacific Coast Bike Route Redesignation. (PW) (continued)

Action

Councilmember Beiers moved, seconded by Councilmember Terrazas, to adopt Resolution No. NS-28,312 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, and directing staff to work with Regional Transportation Commission staff to consider additional safety enhancements along West Cliff Drive. The motion carried unanimously.

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

Resolution No. NS-28,313 was adopted 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 carried 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 No. NS-28,314 was adopted appropriating funds and amending the FY2011 budget in the amount of \$74,500.



**Consent Agenda (continued)**

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

Director of Public Works M. Dettle presented an oral report and responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING SUPPORT:

Mike Tomasi

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

Ron Pomerantz

Action

Councilmember Beiers moved, seconded by Vice Mayor Lane, to authorize 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. The motion carried unanimously.

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 No. NS-28,315 was adopted 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)

Assistant Director of Planning and Community Development A. Khoury presented an oral report and responded to Council's questions.

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

Mike Tomasi  
Ron Pomerantz

Action

Vice Mayor Lane moved, seconded by Councilmember Robinson, to adopt Resolution No. NS-28,316 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. The motion carried by the following vote:

AYES: Councilmembers Robinson, Beiers, Terrazas,  
Bryant; Vice Mayor Lane; Mayor Coonerty.  
NOES: Councilmember Madrigal.  
ABSENT: None.  
DISQUALIFIED: None.

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

Parking Programs Manager M. Granlund presented an oral report and responded to Council's questions.

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

An unidentified man  
Brad Snyder  
An unidentified man  
Mike Tomasi

**General Business (continued)**

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

Action

Councilmember Robinson moved, seconded by Councilmember Bryant, to introduce Ordinance No. 2011-01 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. The motion carried unanimously.

18. Adoption of the 2011 Council Meeting Calendar.

SPEAKING FROM THE FLOOR IN SUPPORT:

Mike Tomasi

Action

Vice Mayor Lane moved, seconded by Councilmember Robinson, to review and approve the Council Calendar for Calendar Year 2011, to add a City Council Retreat on February 25, 2011, and to add a reception for City staff on February 7, 2011 at 2:00 p.m. The motion carried unanimously.

19. City Attorney report on Closed 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

Claim 1 was discussed, but no reportable action was taken. Claims 2, 3 and 4 were not discussed.

**General Business (continued)**

19. City Attorney report on Closed Session (continued)

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

Council received status reports and instructed the negotiator. No reportable action was taken.

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

Council received a status report and instructed the City Attorney. No reportable action was taken.

D. Labor Negotiations (Government Code §54956.6).

Lisa Sullivan—Negotiator  
Employee Organizations—

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

This item was not discussed.

**General Business (continued)**

20. Council Memberships in City Groups and Outside Agencies.

Councilmember Lane updated Councilmembers on the Regional Transportation Commission's efforts to purchase the railroad.

Councilmember Madrigal updated Councilmembers on his attendance at the League of California Cities Conference.

**Oral Communications**

Mayor Coonerty provided members of the public an opportunity at this time to address the Council in Oral Communications due to the initiation of the new Oral Communications time slot at 5:30 p.m.

Brad Snyder expressed concerns about fires and graffiti.

An unidentified man expressed concerns about bicycle signage.

**At 4:43 p.m. the City Council and Redevelopment Agency recessed to the 5:30 p.m. session**

1363  
JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

## **Joint City Council/Redevelopment Agency Oral Communications**

### **5:30 P.M.**

Mayor/Chair Coonerty called the meeting to order at 5:36 p.m. in the Council Chambers.

Gary Richard Arnold expressed concern with the oral communications time limit.

An unidentified man expressed concerns with the oral communications time limit and the lack of notice when oral communications are scheduled. Additionally, he expressed concern with the amount of money the City spends on midnight fireworks and asked the Council to take a small portion of the money and use it toward the twilight parade to facilitate the attendance of children and elderly people.

Robert Norse expressed concerns with the oral communications time limit.

Gail spoke regarding the DIY parade and the police force.

Nick Guerrero announced that there will be an event that will engage the community in response to violence on Sunday, January 16, 2011, afternoon from 2-4 p.m. at Holy Cross church.

Crow spoke in regard to the drummer's circle downtown and his personal religious beliefs.

An unidentified man expressed concerns about fines for various violations and noted that graffiti was at the bottom of the list.

**Recess** —At 5:55 p.m., the City Council and Redevelopment Agency recessed to the 7:00 p. m. session.

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

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

January 11, 2011

**7:00 P.M. SESSION**

Mayor/Chair Coonerty called the meeting to order at 7:02 p.m. in Council Chambers.

**Roll Call**

Present: Councilmembers/Members Robinson, Beiers, Madrigal (arrived at 7:04 p.m.), Terrazas, Bryant; Vice Mayor/Vice Chair Lane; Mayor/Chair Coonerty.

Absent: None.

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Staff: City Manager M. Bernal, Deputy City Attorney C. Cassman, Director of Economic Development and Redevelopment B. Lipscomb, Chief of Police K. Vogel, Interim City Clerk T. Graves, Records Coordinator N. Patiño.

**Presentation** –Santa Cruz High School Interact Club – Holly Borg.

**Presentation** –The American Red Cross - Patti Childress.

**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)

Chief of Police K. Vogel and Director of Economic Development and Redevelopment B. Lipscomb presented oral reports and responded to Council's questions.

**Public Hearing (continued)**

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) (continued)

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

Brad Snyder  
John Huffman  
Chip

Action

Councilmember Robinson moved, seconded by Councilmember Terrazas, to adopt Resolution No. NS-28,317 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. The motion carried unanimously.

Action

Member Robinson moved, seconded by Member Terrazas, to adopt Redevelopment Agency Resolution No. 1514 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. The motion carried unanimously.

**Adjournment** — At 8:00 p.m. the Redevelopment Agency adjourned 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.



1366  
JOINT CITY COUNCIL/  
REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
7:00 P.M. SESSION

**Adjournment** — At 8:00 p.m. the City Council adjourned from the regularly scheduled meeting January 11, 2011 to a Special Meeting 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 were closed ten minutes after the meeting was adjourned.

Respectfully submitted

---

Nydia Patiño  
Records Coordinator

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Tom Graves  
Interim City Clerk

Approved

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Ryan Coonerty  
Mayor

**MINUTES ARE UNOFFICIAL UNTIL APPROVED BY COUNCIL**

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

**MINUTES OF A REGULAR REDEVELOPMENT AGENCY MEETING**

January 11, 2011

**1:30 P.M. SESSION**

Mayor Coonerty opened the Closed Litigation Session at 1:35 p.m. in a public session in the Courtyard Conference Room, for the purpose of announcing the agenda.

SPEAKING FROM THE FLOOR REGARDING HER CLAIM 19.A.1:

Patricia Cross

Council closed the session to the public at 1:43 p.m. All Councilmembers were present (Councilmember Madrigal arrived at 1:40 p.m.). (See pages 1360 through 1361 for report on closed session.)

**3:00 P.M. SESSION**

Mayor/Chair Coonerty called the meeting to order at 3:05 p.m. in the Council Chambers.

**Roll Call**

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

Absent: None.

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Staff: City Manager M. Bernal, Assistant City Manager T. Shull, City Attorney J. Barisone, Director of Finance J. Dilles, Chief of Fire R. Oliver, Director of Human Resources L. Sullivan, Director of Information Technology S. Caiocca, Director of Parks and Recreation D. Shoemaker, Director of Planning and Community Development J. Rebagliati, Director of Public Works M. Dettle, Director of Water B. Kocher, Interim City Clerk T. Graves, Records Coordinator N. Patiño.

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**Pledge of Allegiance**

**Presiding Officer's Announcements** – Mayor Coonerty requested a moment of silence in honor of the victims and their families of the tragic incident in Arizona, and also announced that Congressman Sam Farr is holding a Town Hall meeting on Thursday night at First Congregational Church to commemorate the importance of public meetings and public spaces. Mayor Coonerty also announced that Council will entertain Oral Communications at a time certain of 5:30 p.m. on Regular Council Meeting days in order to accommodate more members of the public.

**Statements of Disqualification** – None.

**Additions and Deletions** – None.

**Consent Agenda**

SPEAKING FROM THE FLOOR ASKING THAT ITEMS BE REMOVED FROM THE CONSENT AGENDA:

Ron Pomerantz asked that item 13 be pulled.

Items 7, 9, 11 and 13 were removed from the Consent Agenda.

Action

Vice Mayor Lane moved, seconded by Councilmember Madrigal, to approve the remaining items on the Consent Agenda. The motion carried unanimously.

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

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

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

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

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

Motion carried to approve as submitted.

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**Consent Agenda (continued)**

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

Motion carried to approve as submitted.

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

Motion carried to appoint or nominate representatives to other agencies and groups and Council committees and task forces as presented, and adding Councilmember Lane to the Economic Development Council as the Mayor's third appointment.

7. Award Contract for Janitorial Supplies. (FN)

Director of Finance J. Dilles and Buyer M. Kaping presented an oral report and responded to Council's questions.

Action

Councilmember Robinson moved, seconded by Vice Mayor Lane, 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. The motion carried unanimously.

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

Resolution No. NS-28,311 was adopted 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.

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**Consent Agenda (continued)**

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

SPEAKING FROM THE FLOOR EXPRESSING OPPOSITION AND/OR CONCERNS:

Mike Tomasi  
Laura Waldren

Action

Vice Mayor Lane moved, seconded by Mayor Coonerty, to reject liability claims based upon staff investigation: a) Patricia Cross; b) William Hampsmire; c) Jennifer Fritzsche; and d) Igor Malygin. The motion carried unanimously.

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

Motion carried 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)

Assistant Director of Public Works Director C. Schneiter presented an oral report and responded to Council's questions.

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

An unidentified man  
Brad Snyder  
Mike Tomasi

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

Ed Davidson

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**Consent Agenda (continued)**

11. Pacific Coast Bike Route Redesignation. (PW) (continued)

Action

Councilmember Beiers moved, seconded by Councilmember Terrazas, to adopt Resolution No. NS-28,312 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, and directing staff to work with Regional Transportation Commission staff to consider additional safety enhancements along West Cliff Drive. The motion carried unanimously.

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

Resolution No. NS-28,313 was adopted 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 carried 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 No. NS-28,314 was adopted appropriating funds and amending the FY2011 budget in the amount of \$74,500.

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**Consent Agenda (continued)**

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

Director of Public Works M. Dettle presented an oral report and responded to Council's questions.

SPEAKING FROM THE FLOOR EXPRESSING SUPPORT:

Mike Tomasi

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

Ron Pomerantz

Action

Councilmember Beiers moved, seconded by Vice Mayor Lane, to authorize 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. The motion carried unanimously.

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 No. NS-28,315 was adopted to vacate a water main easement on Mission Hill Junior High School property granted by Santa Cruz City Schools in 1975.

**End Consent Agenda**

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**General Business**

16. Residential Rental Inspection Program Fees. (PL)

Assistant Director of Planning and Community Development A. Khoury presented an oral report and responded to Council's questions.

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

Mike Tomasi  
Ron Pomerantz

Action

Vice Mayor Lane moved, seconded by Councilmember Robinson, to adopt Resolution No. NS-28,316 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. The motion carried by the following vote:

AYES: Councilmembers Robinson, Beiers, Terrazas,  
Bryant; Vice Mayor Lane; Mayor Coonerty.  
NOES: Councilmember Madrigal.  
ABSENT: None.  
DISQUALIFIED: None.

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

Parking Programs Manager M. Granlund presented an oral report and responded to Council's questions.

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

An unidentified man  
Brad Snyder  
An unidentified man  
Mike Tomasi



REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**General Business (continued)**

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

Action

Councilmember Robinson moved, seconded by Councilmember Bryant, to introduce Ordinance No. 2011-01 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. The motion carried unanimously.

18. Adoption of the 2011 Council Meeting Calendar.

SPEAKING FROM THE FLOOR IN SUPPORT:

Mike Tomasi

Action

Vice Mayor Lane moved, seconded by Councilmember Robinson, to review and approve the Council Calendar for Calendar Year 2011, to add a City Council Retreat on February 25, 2011, and to add a reception for City staff on February 7, 2011 at 2:00 p.m. The motion carried unanimously.

19. City Attorney report on Closed 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

Claim 1 was discussed, but no reportable action was taken. Claims 2, 3 and 4 were not discussed.

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**General Business (continued)**

19. City Attorney report on Closed Session (continued)

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

Council received status reports and instructed the negotiator. No reportable action was taken.

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

Council received a status report and instructed the City Attorney. No reportable action was taken.

D. Labor Negotiations (Government Code §54956.6).

Lisa Sullivan—Negotiator  
Employee Organizations—

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

This item was not discussed.

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

**General Business (continued)**

20. Council Memberships in City Groups and Outside Agencies.

Councilmember Lane updated Councilmembers on the Regional Transportation Commission's efforts to purchase the railroad.

Councilmember Madrigal updated Councilmembers on his attendance at the League of California Cities Conference.

**Oral Communications**

Mayor Coonerty provided members of the public an opportunity at this time to address the Council in Oral Communications due to the initiation of the new Oral Communications time slot at 5:30 p.m.

Brad Snyder expressed concerns about fires and graffiti.

An unidentified man expressed concerns about bicycle signage.

**At 4:43 p.m. the City Council and Redevelopment Agency recessed to the 5:30 p.m. session**

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
3:00 P.M. SESSION

### **Redevelopment Agency Oral Communications**

#### **5:30 P.M.**

Mayor/Chair Coonerty called the meeting to order at 5:36 p.m. in the Council Chambers.

Gary Richard Arnold expressed concern with the oral communications time limit.

An unidentified man expressed concerns with the oral communications time limit and the lack of notice when oral communications are scheduled. Additionally, he expressed concern with the amount of money the City spends on midnight fireworks and asked the Council to take a small portion of the money and use it toward the twilight parade to facilitate the attendance of children and elderly people.

Robert Norse expressed concerns with the oral communications time limit.

Gail spoke regarding the DIY parade and the police force.

Nick Guerrero announced that there will be an event that will engage the community in response to violence on Sunday, January 16, 2011, afternoon from 2-4 p.m. at Holy Cross church.

Crow spoke in regard to the drummer's circle downtown and his personal religious beliefs.

An unidentified man expressed concerns about fines for various violations and noted that graffiti was at the bottom of the list.

**Recess** —At 5:55 p.m., the City Council and Redevelopment Agency recessed to the 7:00 p. m. session.

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

## MINUTES OF A REDEVELOPMENT AGENCY MEETING

January 11, 2011

### 7:00 P.M. SESSION

Mayor/Chair Coonerty called the meeting to order at 7:02 p.m. in Council Chambers.

#### Roll Call

Present: Councilmembers/Members Robinson, Beiers, Madrigal (arrived at 7:04 p.m.), Terrazas, Bryant; Vice Mayor/Vice Chair Lane; Mayor/Chair Coonerty.

Absent: None.

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Staff: City Manager M. Bernal, Deputy City Attorney C. Cassman, Director of Economic Development and Redevelopment B. Lipscomb, Chief of Police K. Vogel, Interim City Clerk T. Graves, Records Coordinator N. Patiño.

**Presentation** –Santa Cruz High School Interact Club – Holly Borg.

**Presentation** –The American Red Cross - Patti Childress.

#### 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)

Chief of Police K. Vogel and Director of Economic Development and Redevelopment B. Lipscomb presented oral reports and responded to Council's questions.

REDEVELOPMENT AGENCY MEETING  
JANUARY 11, 2011  
7:00 P.M. SESSION

**Public Hearing (continued)**

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) (continued)

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

Brad Snyder  
John Huffman  
Chip

Action

Councilmember Robinson moved, seconded by Councilmember Terrazas, to adopt Resolution No. NS-28,317 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. The motion carried unanimously.

Action

Member Robinson moved, seconded by Member Terrazas, to adopt Redevelopment Agency Resolution No. 1514 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. The motion carried unanimously.

**Adjournment** — At 8:00 p.m. the Redevelopment Agency adjourned 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.

Approved

\_\_\_\_\_  
Ryan Coonerty  
Chair

Attest

\_\_\_\_\_  
Bonnie Lipscomb  
Executive Director



## CITY COUNCIL AGENDA REPORT

DATE: 1/19/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Economic Development

SUBJECT: 17-D Municipal Wharf - Municipal Wharf Lease Agreement with Marshall and Kathryn Miller. (ED)

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**RECOMMENDATION:** Motion to authorize and direct the City Manager to execute a Municipal Wharf Lease Agreement and any amendments thereto of a non-substantive nature, in a form acceptable to the City Attorney, with Marshall and Kathryn Miller for the operation of a retail clothing and gift store at 17-D Municipal Wharf.

---

**BACKGROUND:** On April 10, 1984 Marshall and Kathryn Miller and James and Nancy Thrasher entered into a Municipal Wharf Lease Agreement for the premises now known as 17-D Municipal Wharf. The lease provided for the operation of a 1,460 sq.ft. retail clothing and gift store known as Sunshops. After a series of partnership changes and dissolutions, The Marshalls entered into a new lease on June 28, 1995 doing business as the Santa Cruz Bay Company. Subsequent amendments and options to this second lease extended the term through January 31, 2011.

**DISCUSSION:** In addition to operating the Santa Cruz Bay Company, the Marshalls also own and operate the Surf Life retail gift store on the Wharf. Both businesses contribute positively to the overall Wharf experience, and the Marshalls are responsible tenants. The Marshalls are now requesting a new lease for the Santa Cruz Bay Company. Staff and the Marshalls have negotiated terms of the new lease to include:

Term of Lease: Ten years.

Extension Options: Two five-year options.

Rent: The greater of an annual minimum rent of \$45,629 (starts at 2% more than the expiring lease and increases by 2% annually over the term) or 10% of gross annual sales.

Capital Improvements: Contribution of 1% of gross annual sales.

FISCAL IMPACT: The revenue generated from the lease will post to the general fund.  
Expected annual rental revenues are as stated above in the section describing terms of the lease.

Prepared by:  
Norm Daly  
Wharf Property Manager

Submitted by:  
Bonnie Lipscomb  
Director of Economic Development

Approved by:  
Martin Bernal  
City Manager

ATTACHMENTS: None





## CITY COUNCIL AGENDA REPORT

DATE: 1/13/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Economic Development

SUBJECT: 200 West Cliff Dr. #26 - Change in Inclusionary Housing Unit Status.  
(ED)

---

**RECOMMENDATION:** Motion to authorize and direct the City Manager to execute documents in a form approved by the City Attorney to change the occupancy status of an existing inclusionary unit from owner-occupied to a unit available for rent to very low-, low-income, or Section 8 households for a limited period of time as set forth below.

---

**BACKGROUND:** The two-bedroom condominium unit located at 200 West Cliff Drive, #26 was constructed in 1988 as one of six inclusionary units in the 36-unit development. The project developer retained ownership of the unit until it was first sold to an eligible household in August 1994. In December 2010, staff received a request from current owners Mark and Rebecca Yanowsky to change the occupancy status of the unit from an owner-occupied unit to a unit available for rent due to personal circumstances that the owners have requested remain confidential.

**DISCUSSION:** This unit was constructed under an early version of SCMC Chapter 24.16 that restricted inclusionary units for a period of thirty years from the date of initial occupancy. The unit will remain an inclusionary housing unit until 2024 at which time the affordability restrictions will be removed.

Approval of this request for a change in unit status from owner-occupied to rental is consistent with previous City Council discussions and actions that supported an option for households living in an owner-occupied inclusionary unit to move away and rent the unit out when faced with changing household circumstances. In addition, SCMC 24.16.045(3) now allows for temporary vacation of such a unit.

Staff recommends that approval of the request for a change in unit status be conditioned by the following:

1. The change in unit status will be effective for a period not to exceed three years, and
2. Tenants' incomes may not exceed the limits established in the Affordable Housing Guidelines; and
3. Rents may not exceed the limits established in the Affordable Housing Guidelines; and
4. At the expiration of the three year rental period the owners shall either:
  - a. Re-occupy the unit as their principal place of residence; or
  - b. Sell the unit to an eligible household.

If the request for a change in unit status is approved, the maximum allowable rent for this unit would be \$1,160 per month, including utilities. Staff will monitor the unit on an annual basis to verify that the tenant is income eligible and the amount of rent paid is within the limits established by the Affordable Housing Guidelines.

FISCAL IMPACT: None

Prepared by:  
Norm Daly  
Housing Programs Coordinator

Submitted by:  
Bonnie Lipscomb  
Director of Economic Development

Approved by:  
Martin Bernal  
City Manager

ATTACHMENTS: None



## CITY COUNCIL AGENDA REPORT

DATE: 1/19/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Economic Development

SUBJECT: Resolution Establishing the Security Deposit Interest Rate for Residential Rental Property. (ED)

---

**RECOMMENDATION:** Resolution establishing the interest rate for residential security deposits at 0.06% and rescinding Resolution No. NS-28,157.

---

**BACKGROUND:** Santa Cruz Municipal Code (SCMC) Section 21.02.040 requires landlords of residential rental property in the City of Santa Cruz to pay annual interest on a tenant's security deposit. SCMC Section 21.02.010 defines tenant's interest as the "amount of simple interest per year on all security deposits in excess of \$50.00 paid by a residential tenant to a landlord." The minimum interest rate is established each year by resolution of the City Council based on the recommendation made by the Santa Cruz County Treasurer-Tax Collector. The City's 2010 interest rate of 0.10% was established on January 12, 2010 by Resolution No. NS-28,157.

Periodically staff receives comments from landlords and agents representing owners of rental property that the costs to calculate interest due and issue checks to tenants significantly outweighs the actual amount of the interest payments. This issue has been discussed at previous city council meetings with no consensus reached regarding modifying the basis for calculating interest rates or eliminating payment of interest on tenant security deposits altogether.

At its December 2010 meeting the City Selection Committee also discussed tenant security deposit interest rates and resultant impacts on rental property owners. There was a level of support for all jurisdictions within Santa Cruz county to at some point in the future adopt a framework for establishing the same interest rate county-wide, but no formal action was taken.

It should be noted that the City of Capitola has established its 2011 security interest rate as 0.0%.

**DISCUSSION:** In November 2010 the Santa Cruz County Treasurer-Tax Collector conducted a survey of interest paid on savings accounts under \$5,000 by six major banking and savings and loan institutions in order to establish the recommended interest rate to be paid on security deposits in 2011. The average interest rate was determined to be 0.06%. The County Board of Supervisors subsequently adopted Resolution No. 301-2010 on December 7, 2010, setting the interest rate at that level effective January 1, 2011.

In accordance with past practice, it is recommended that the 2011 interest rate for residential security deposits within the City of Santa Cruz be adjusted retroactive to January 1, 2011 to 0.06%.

FISCAL IMPACT: None

Prepared by:  
Norm Daly  
Housing Programs Coordinator

Submitted by:  
Bonnie Lipscomb  
Director of Economic Development

Approved by:  
Martin Bernal  
City Manager

ATTACHMENTS:  
Resolution  
County Resolution No. 301-2010

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ  
ESTABLISHING THE INTEREST RATE FOR RESIDENTIAL SECURITY DEPOSITS  
AT 0.06% AND RESCINDING RESOLUTION NO. NS-28,157

WHEREAS, the City of Santa Cruz adopted Ordinance 97-10 on December 9, 1997 amending Chapter 21.02 of the Santa Cruz Municipal Code in order to facilitate uniform regulations throughout the County of Santa Cruz for the payment of interest on residential security deposits; and

WHEREAS, Section 21.02.010 requires that the interest rate payable by landlords to tenants on residential security deposits be established from time to time by resolution based on the recommendation of the Santa Cruz County Treasurer-Tax Collector; and

WHEREAS, the current rate of interest is 0.10%; and

WHEREAS, in November 2010 the County Treasurer-Tax Collector determined that the average interest rate to be charged in 2011 would be 0.06%;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that it hereby rescinds Resolution No. NS-28,157 and establishes the interest rate for residential security deposits at 0.06% retroactive to January 1, 2011.

PASSED AND ADOPTED this 25<sup>th</sup> day of January, 2011, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: \_\_\_\_\_  
Mayor

ATTEST: \_\_\_\_\_  
Interim City Clerk

BEFORE THE BOARD OF SUPERVISORS  
OF THE COUNTY OF SANTA CRUZ, STATE OF CALIFORNIA

Resolution No. 301-2010

On the motion of Supervisor Pirie  
duly Seconded by Supervisor Coonerty  
the following resolution is adopted:

RESOLUTION SETTING INTEREST RATE FOR TENANT'S SECURITY DEPOSITS

WHEREAS, Santa Cruz County Code Section 8.42 requires the Board of Supervisors to establish the rate of simple interest payable by landlords to tenants on residential rental security deposits; and,

WHEREAS, the current rate of interest for residential rental security deposits is 0.10%; and,

WHEREAS, the County's Treasurer has conducted a survey in November 2010 of annual simple interest rates paid on savings passbook accounts, and the survey recorded a range of 0.01% to 0.10%, with an average of 0.06%.

NOW, THEREFORE BE IT RESOLVED that the rate of simple interest payable annually on residential rental security deposits by landlords shall be 0.06% effective January 1, 2011.


PASSED AND ADOPTED by the Board of Supervisors of the County of Santa Cruz, Sate of California, this 7<sup>th</sup> day of December 2010, by the following vote:

AYES:	SUPERVISORS	Leopold, Pirie, Coonerty, Stone & Campos
NOES:	SUPERVISORS	None
ABSENT:	SUPERVISORS	None
ABSTAIN:	SUPERVISORS	None

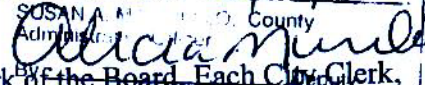
**TONY CAMPOS**  
Chairperson, Board of Supervisors

ATTEST:

**TESS FITZGERALD**  
Clerk of the Board

APPROVED AS TO FORM:  
  
Office of the County Counsel

STATE OF CALIFORNIA )  
COUNTY OF SANTA CRUZ ) ss  
I, SUSAN A. MAURIELLO, County Administrative Officer and ex-officio Clerk of the Board of Supervisors of the County of Santa Cruz, State of California do hereby certify that the foregoing is a true and correct copy of the resolution passed and adopted by and on the minutes of the said board. In witness whereof I have hereunto set my hand and the seal of the said Board on December 7, 2010

SUSAN A. MAURIELLO, County Administrative Officer  
  
Clerk of the Board, Each City Clerk,

Distribution: Auditor-Controller, District Attorney Consumer Affairs, Clerk of the Board, Each City Clerk, Watsonville and Santa Cruz Boards of Realtors



## REDEVELOPMENT AGENCY AGENDA REPORT

DATE: 1/13/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Economic Development

SUBJECT: Highway 1/9 Intersection Improvements - Time Extension for Cooperative Agreement with Caltrans for Design of Highway 1/9 Intersection Improvements. (ED)

---

**RECOMMENDATION:** Redevelopment Agency motion authorizing the Executive Director to sign an amendment extending the term of the Cooperative Agreement with Caltrans for the design of the Highway 1/9 Intersection Improvements.

---

**BACKGROUND:** On July 13, 2004 the Agency awarded a consultant contract to BKF Engineers to perform preliminary engineering for improvements to the Highway 1/9 intersection and prepare an environmental document for the project in order to comply with the California Environmental Quality Act and the National Environmental Protection Act.

Since the preliminary engineering and environmental work funded by the Redevelopment Agency is located on two State highways under the jurisdiction of Caltrans, Caltrans engineers and environmental planners have worked with the City staff and BKF Engineers on this project since its inception and have the final approval authority over the designs and the environmental review. To facilitate the Caltrans participation in this process, Caltrans required that the Agency execute a Cooperative Agreement with Caltrans setting forth the scope and responsibilities with regard to the preliminary engineering and the environmental work. The original term of this agreement was for two years until December 31, 2006. The Agency has approved two extensions of the Agreement through December 31, 2010. Caltrans has requested a third amendment extending the term of the Agreement through December 31, 2012. While this work is being funded by the Agency, the City Public Works Department is taking the lead in terms of the project design.

**DISCUSSION:** Work on developing a design for intersection improvements acceptable to Caltrans is ongoing. The initial design prepared by the City was not accepted by Caltrans since it required a number of design exceptions to Caltrans standards in terms of lane widths. This approach was taken to minimize the amount of property acquisition required for the widened street right of way. The City is now completing its second design and the accompanying environmental document updates to reflect a design which does not require design exceptions to Caltrans lane width standards. The proposed improvements now under development with Caltrans would:

- Widen the section of Highway 9 (River Street ) between Highway 1 and Fern Street to create triple left turn lanes as vehicles leave Harvey West Park heading south on Highway 1.
- Widen the section of River Street near the Gateway Shopping Center to create two right-turn lanes, one through lane, and one shared through/left-turn lane. This will ease traffic flow from downtown to the Harvey West Area and in the southbound direction on Highway 1
- Add a second left hand turn lane from Highway 1 (southbound direction) onto Highway 9 (River Street). This will ease the flow of traffic from the Westside of Santa Cruz as it travels southbound Highway 1. Traffic in this direction must now use the single lane left turn pocket to enter the Harvey West Area.
- Add a right turn line on Highway 9 (River Street) at its intersection with Encinal Street. This will ease the flow of traffic heading up River Street (northbound direction) and turning into the Tannery Arts Center.

A diagram of these improvements is attached. The administrative action recommended for Council approval today will extend the term of the Cooperative Agreement with Caltrans for the final design of the Highway 1/9 Intersection Improvements through December 31, 2012.

**FISCAL IMPACT:** This item is an administrative action and as such does not have a direct fiscal impact.

Prepared by:  
Joe H Hall  
Project Manager

Submitted by:  
Bonnie Lipscomb  
Agency Executive Director

Approved by:  
Martin Bernal  
City Manager

**ATTACHMENTS:**

- Amendment to Caltrans Cooperation Agreement
- Diagram of Proposed Highway 1/9 Intersection Improvements



05-SCr-1-17.2/18.2  
05-SCr-9-0.0/0.5  
E.A. 05-465800  
PA&ED

**AMENDMENT NO. 3 TO AGREEMENT**

THIS AMENDMENT NO. 3 TO AGREEMENT, ENTERED INTO EFFECTIVE ON \_\_\_\_\_, 20\_\_, is between the STATE OF CALIFORNIA, acting by and through its Department of Transportation, referred to herein as "CALTRANS", and the

THE REDEVELOPMENT AGENCY OF THE CITY OF SANTA CRUZ, a body politic of the State of California, referred to herein as "AGENCY".

**RECITALS**

- (1) The parties hereto entered into an Agreement (District Agreement #05-CA-0180) on February 22, 2005, defining the terms and conditions under which AGENCY will finance and complete Project Approval and Environmental Documentation (PA&ED) for the proposal to construct State highway improvements consisting of a southbound left-turn lane on State Route 1 and an additional through lane and shoulder widening along State Route 9, referred to herein as "PROJECT".
- (2) The parties hereto also entered into Amendment No. 1 to Agreement on December 19, 2006, to extend the termination date from December 31, 2006 to December 31, 2008
- (3) The parties hereto also entered into Amendment No. 2 to Agreement on December 8, 2008, to extend the termination date from December 31, 2008 to December 31, 2010
- (4) It has been determined that PROJECT will not achieve Project Approval and Environmental Documentation (PA&ED) prior to the termination date of said Agreement.

**IT IS THEREFORE MUTUALLY AGREED**

1. The termination date specified in Article 13 of Section III of said original Agreement as previously amended shall now be December 31, 2012 instead of December 31, 2010.
2. All other terms and conditions of said Agreement shall remain in full force and effect.
3. This Amendment No. 3 to Agreement is hereby deemed to be a part of said Agreement.

IN WITNESS WHEREOF, the parties have executed this Agreement by their duly authorized officers.

**STATE OF CALIFORNIA  
Department of Transportation**

Cindy McKim  
Director

**THE REDEVELOPMENT AGENCY  
OF THE AGENCY OF SANTA CRUZ**  
809 Center Street, Room 10  
Santa Cruz, CA 95060

By \_\_\_\_\_  
RICHARD KRUMHOLZ  
District 5 Director

By \_\_\_\_\_  
Chair

Certified as to funds:

Attest:

By \_\_\_\_\_  
District 5 Budget Manager

By \_\_\_\_\_  
Executive Director

Approved as to form & procedure

By  \_\_\_\_\_ 1-6-11  
City Attorney





## CITY COUNCIL AGENDA REPORT

DATE: 1/19/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Human Resources

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

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RECOMMENDATION: Motion to reject liability claim: a) Dan Barney Vega; and to deny late claim: b) Cynthia Bentley; based on staff investigation.

---

BACKGROUND: I. Claim to be rejected

- a. Claimant: Dan Barney Vega  
Date of occurrence: 12/10/2010  
Date of claim: 12/15/2010  
Amount of claim: \$1000.00

Claimant alleges vehicle towed improperly.  
Self-represented.

II. Claim to be denied for lateness

- b. Claimant: Cynthia Bentley  
Date of occurrence: 01/02/10  
Date of claim: 12/28/10  
Amount of claim: \$ Unspecified

Claimant seeks damages from fall on sidewalk.  
Self-Represented.

DISCUSSION: None.

FISCAL IMPACT: None.

Prepared by:  
Barbara Choi  
Interim Risk & Safety Manager

Submitted by:  
Lisa Martinez Sullivan  
Director of Human Resources

Approved by:  
Martin Bernal  
City Manager

ATTACHMENTS: None.



## CITY COUNCIL AGENDA REPORT

DATE: 1/13/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Public Works

SUBJECT: Water Street Sewer Project (c4000914) – Notice of Completion (PW)

---

RECOMMENDATION: Motion to accept the work of Pacific Underground Construction Inc., San Jose, CA as completed per the plans and specifications, and authorize the filing of the Notice of Completion for the Water Street Sewer Project (c4000914).

---

BACKGROUND: City Council approved the advertisement for bid of this project at its May 25, 2010 meeting, and authorized the City Manager to execute the contract once bids were received. Pacific Underground Construction Inc. was the lowest responsive and responsible bidder and was duly awarded the contract. Construction began in September of 2010 and included pipe bursting and rehabilitating existing sanitary sewer pipelines and manholes on Water Street from the San Lorenzo River to Market Street and May Street from Hubbard Street to Water Street.

DISCUSSION: The work for this project is now complete. The project has been inspected by the Public Works Department and found to be constructed in accordance with the plans and specifications.

FISCAL IMPACT: The project was completed within budget. This action has no fiscal impact.

Prepared by:  
Desiree Douville  
Assistant Engineer II

Approved by:  
Martin Bernal  
City Manager

ATTACHMENTS: Notice of Completion

RECORDED AT THE REQUEST OF

Desiree Douville

WHEN RECORDED MAIL TO:

CITY CLERK'S DEPARTMENT  
809 CENTER STREET, ROOM 8  
SANTA CRUZ, CA 95060

Space Above this line for Recorder's Use Only

This Instrument is being recorded for the benefit of the City of Santa Cruz.  
No recording fee is required pursuant to Government Code §27383

NOTICE OF COMPLETION

NOTICE IS HEREBY GIVEN, pursuant to Section 3093 of the California Civil Code, of the completion on January 25, 2011 of the Water Street Sewer Project as follows:

Water Street between the San Lorenzo River and Market Street and  
May Street between Hubbard Street and Water Street.

The City of Santa Cruz has the following interest in said property described above: City Right-of-Way.

Said Water Street Sewer Project was undertaken on said property pursuant to a contract with Pacific Underground Construction Inc., San Jose, California. Said Water Street Sewer Project consisted of pipe bursting and rehabilitating existing sanitary sewer pipelines and manholes on Water Street from the San Lorenzo River to Market Street and May Street from Hubbard Street to Water Street.

DATED \_\_\_\_\_

\_\_\_\_\_  
Mark R. Dettle  
City of Santa Cruz  
Director of Public Works

STATE OF CALIFORNIA )ss  
COUNTY OF SANTA CRUZ )

I am the Director of the Public Works Department, City of Santa Cruz, I have read the foregoing Notice of Completion and know the contents thereof, and I certify that the same is true of my own knowledge, except as to those matters which are therein stated upon my information or belief, and as to those matters I believe it to be true.

I declare, under penalty of perjury, that the foregoing is true and correct.

Executed on January 25, 2011, at Santa Cruz, California.

\_\_\_\_\_  
Mark R. Dettle  
City of Santa Cruz  
Director of Public Works

Filing of this Notice of Completion was authorized by Santa Cruz City Council Minute Order of \_\_\_\_\_.



## CITY COUNCIL AGENDA REPORT

DATE: 1/19/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Public Works

SUBJECT: Utility Easement for the Pacific Avenue and Center Street Roundabout Improvement Project (c401012), APN No. 004-311-01, Federal Project No. ESPLE-5025(050). (PW)

---

**RECOMMENDATION:** Resolution authorizing and directing the City Manager to execute any and all documents, in a form approved by the City Attorney, granting the Pacific Bell Telephone Company (dba AT&T West, of Watsonville, CA) an easement for a utility pole and guy wire on the said City owned parcel on the 100 Block of West Cliff Drive.

---

**BACKGROUND:** The Pacific Avenue and Center Street Roundabout Improvement project requires the reconfiguration of the intersection of West Cliff Drive and Pacific Avenue. A joint utility pole was required to be relocated, and an application was submitted to PG&E (the owner of the pole) in October of 2009. PG&E removed their facilities from the pole. The only utility remaining on the pole is AT&T, and they are requiring an easement to place a new pole and guy wire on City-owned property.

**DISCUSSION:** It has been the City's experience that when a joint utility pole is to be relocated, once the owner of the pole has been notified (in this case, PG&E) they then notify any other utilities using that pole. It is not clear yet whether the PG&E and AT&T communicated about this pole prior to PG&E moving their lines, but AT&T is unable to use the new PG&E pole location and will instead need to set a pole and a guywire to service the Homeless Garden Center on the City's parcel. AT&T requires an easement to be granted before they will place the new pole.

**FISCAL IMPACT:** There is no fiscal impact associated with this action.

Prepared by:  
Joshua Spangrud  
Associate Civil Engineer

Submitted by:  
Mark R. Dettle  
Director of Public Works

Approved by:  
Martin Bernal  
City Manager

**ATTACHMENTS:**  
Resolution  
Easement

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE ANY AND ALL DOCUMENTS, IN A FORM APPROVED BY THE CITY ATTORNEY, GRANTING THE PACIFIC BELL TELEPHONE COMPANY (DBA AT&T WEST, OF WATSONVILLE, CA) AN EASEMENT FOR A UTILITY POLE AND GUY WIRE ON THE SAID CITY OWNED PARCEL ON THE 100 BLOCK OF WEST CLIFF DRIVE.

WHEREAS, in order to make a safer and more efficient intersection at the intersection of Pacific Avenue and Center Street, it is necessary to relocate a joint utility pole; and

WHEREAS, while PG&E was able to relocated their facilities and place a new pole within the city’s Right of Way, this location is not acceptable to AT&T; and

WHEREAS, AT&T has identified a location for their new pole on a parcel owned by the City; and

WHEREAS, AT&T will place their new facilities only with the granting of this easement.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that the City Manager is authorized and directed to execute any and all documents, in a form approved by the City Attorney, necessary to grant the necessary easement on the City owned parcel.

PASSED AND ADOPTED this 25<sup>th</sup> day of January, 2011, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: \_\_\_\_\_

Mayor

ATTEST: \_\_\_\_\_

Interim City Clerk



RECORDED AT THE REQUEST OF:  
AT&T Right of Way Department  
c/o Terry Hamlin  
515 Chappell Rd.  
Watsonville, CA 95076

WHEN RECORDED RETURN TO:  
AT&T Right of Way Department  
c/o Terry Hamlin  
515 Chappell Rd.  
Watsonville, CA 95076

Computed on full value of property conveyed

Documentary Transfer Tax Due \_\_\_\_\_

AT&T Agent : \_\_\_\_\_

Project No. 8073126  
R/W File No.: SAN82503-01  
A.P.N.: 004-311-01

## GRANT OF EASEMENT

The undersigned **CITY OF SANTA CRUZ**, a municipal corporation, "Grantor(s)" hereby grant(s) to **PACIFIC BELL TELEPHONE COMPANY**, a California Corporation, dba **AT&T West**, its associated and affiliated companies, its and their successors, assigns, lessees and agents, hereinafter referred to as "Grantees", an easement to construct and maintain (place, operate, inspect, repair, replace and remove) such aerial and underground communication facilities as Grantees may from time to time require (including ingress thereto and egress therefrom) consisting of poles, anchors, guys, cables, wires, crossarms, conduits, manholes, handholes, markers, pedestals, terminal equipment cabinets, other associated electrical conductors, underground structures, necessary fixtures and appurtenances in, over, under and upon that certain real property in the City of Santa Cruz, County of Santa Cruz, State of California, described as:

### PARCEL ONE:

Beginning on the produced Southwesterly line of Blackburn Avenue, so called, and at a 12" spike and from which the most Northerly corner of Lot 6, as said lot is shown and designated on map entitled, "Map of Blackburn Terrace," filed in the office of the County Recorder of Santa Cruz County, July 23, 1887, bears South 44° 53' East 135.74 distant; thence from said point of beginning, running along the produced Southwesterly side of said Blackburn Avenue North 44° 53' West 66.33 feet to a stake on the Southerly boundary of Lands of the South Coast Railway Company; thence along said boundary South 93° 48' West 140.93 feet to an angle in said boundary; thence running along the Easterly boundary of said lands South 23° 39' East 201.42 feet to an old iron pipe monument standing at the most Northerly corner of lands conveyed by Harriet M. Blackburn to South Pacific Coast Railway Company by Deed dated August 13, 1906, and recorded in Volume 184 of Deeds at Page 265, in the office of the County recorder of said County of Santa Cruz, the same being the most Westerly corner of Lands conveyed by Elpida Vardas and Antonio Vardas, her Husband to Alice L. Scanian, by Deed dated June 6, 1932 and recorded in Volume 219 of official records at page 474. Santa Cruz County Records; thence along the Northwesterly boundary of said lands North 46° 22' East 65.95 feet to a 12" spike; thence continuing along the Northwesterly end of an existing private alley 30 feet wide North 46° 22' East 30.0 feet to an old iron pipe monument standing on the Southwesterly boundary of Lot 8 as shown on said first above mentioned map; thence North 43° 50' West 17.1 feet to an iron pipe; thence North 19° 37' East 10.39 feet to a 12" spike; thence North 34° 33' west 36.20 feet to a 12" spike; thence North 45° 48' feet East 84.54 feet to the point of beginning.

Subject to use by City of Santa Cruz as a Public Street so much of said lands as were conveyed by Harriet M. Blackburn to the City of Santa Cruz with rights of Reversion, dated

August 13, 1906 and recorded in Volume 183 at Page 344 of Deeds on record in the Office of the County Recorder of Santa Cruz County.

Excepting therefrom an area of 2025 square feet, more or less, described in the Deed from Roy W. Peterson, ET UX., to South Pacific Company, recorded December 30, 1947 in volume 604, at Page 218, Santa Cruz County Official Records; and re-recorded April 20, 1948 in Volume 640 at Page 554, of Santa Cruz Official Records.

PARCEL TWO:

Beginning at a point in Southeasterly line of the South Pacific Company property, said point being the Southwesterly corner of that certain 0.240 acre parcel of land described in indenture dated July 20, 1925 between South Pacific Company, ET AL., and City of Santa Cruz, recorded in Volume 49 of official records at Page 130, Santa Cruz County Records; thence South 73 ° 48' West along said Southeasterly line of said property 95.28 feet; thence North 9° 00' 00' West 14.38 feet; thence North 63° 59' East 89.68 feet to a point in the southwesterly line of said 0.240 acre parcel of land; thence south 26° 01' East along the southwesterly line 30.0 feet to the point of beginning.

See **EXHIBIT "A"** plat detail of easement area attached hereto and made a part hereof

The purpose of this easement is to allow for facility placement to provide service to the adjoining parcel(s) along a mutually agreed upon route by the Grantor and Grantee.

This legal description was prepared pursuant to Section 8730c of the Business and Professions Code.

Grantor(s) hereby warrant that he/she/they are the sole holder(s) of legal, equitable and record title to the subject real property herein, and that they possess the authority to grant the within easement and convey the rights and privileges herein to Grantee(s). Should any defect of the within grant become later known to the parties based upon inadequate capacity and/or insufficiency of all necessary Grantor(s) to execute the same, all appropriate Grantor(s) shall execute and deliver to Grantee(s) for recording a new, amended or correction deed or Grant, as appropriate, to maintain the within easement as herein intended, all at no cost to Grantee(s).

Grantor(s) also grant(s) to Grantees the right to trim such tree foliage and to cut such limbs and roots on said property as may be necessary for the protection of said facilities.

Grantor(s) shall not erect or construct any building or other structure or drill or operate any well within said easement.

Grantees shall be responsible for damage caused intentionally or by any negligent act or omission of Grantees, its agents or employees while exercising the rights granted herein.

The provisions hereof shall inure to the benefit of and bind the successors and assigns of the respective parties hereto.

Executed this \_\_\_\_\_ day of \_\_\_\_\_;

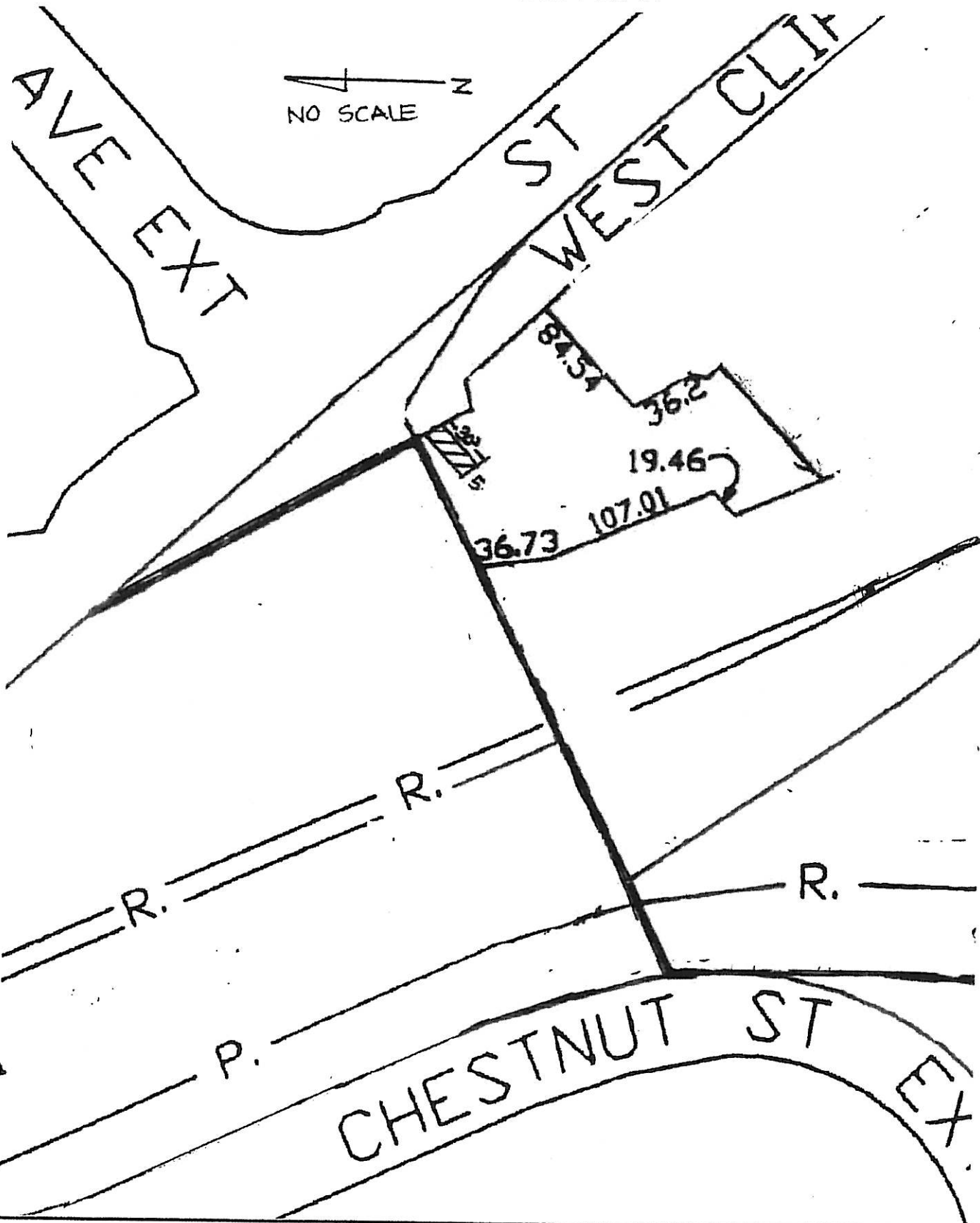
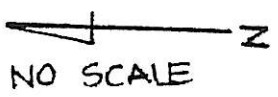
**CITY OF SANTA CRUZ, a Municipal Corporation**

By Its: \_\_\_\_\_  
(print name & Title)

By: \_\_\_\_\_  
(print name & Title)

*[Handwritten Signature]*  
APPROVED AS TO FORM  
1-18-11  
CITY ATTORNEY

Exhibit "A"  
APN: 004-311-01





## CITY COUNCIL AGENDA REPORT

DATE: 1/19/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Water

SUBJECT: Water Supply Project – Sole Source Hydraulic Modeling Services - Award of Contract. (WT)

---

**RECOMMENDATION:** Motion to authorize the City Manager to execute a sole source agreement with Akel Engineering Group, Inc. (Fresno, CA) in the amount of \$118,370 for the evaluation of water supply delivery alternatives to Soquel Creek Water District for the proposed scwd2 Regional Seawater (SWRO) Desalination Project (Project).

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**BACKGROUND:** The City of Santa Cruz is studying desalination as its water supply augmentation component of the Integrated Water Plan. In November 2005, Council certified the Integrated Water Plan Final Program Environmental Impact Report (IWPPeIR) and adopted the Integrated Water Plan which calls for water conservation, water curtailment and 2.5 million gallons per day of desalination to address water shortages during drought. Similarly the Soquel Creek Water District is studying desalination as its water supply augmentation component of the Integrated Resources Plan adopted by the District Board in 2006.

In 2007, both agencies formed the scwd2 Desalination Task Force to provide direction during the study period, to oversee outreach activities and to develop a long-term operational agreement and governance structure to determine how to equitably share a new water source that would provide water to both agencies during distinct periods of water supply shortage.

Numerous studies are being conducted as part of the scwd2 Desalination Program, including the Seawater Reverse Osmosis Desalination Pilot Study, the Watershed Sanitary Survey, various intake studies, a Brine Dilution Study, the Environmental Impact evaluation (EIR) and the preliminary design of the proposed full-scale desalination Project to inform the EIR.

With the commencement of design of the SWRO Project and preparation of the EIR, computerized hydraulic modeling of the transmission system to move water from the City to the District is required to technically inform both endeavors.

Preliminary hydraulic analyses have been conducted with raw water mains (delivering source water from the Monterey Bay to the SWRO plant), distribution system modeling (drinking water produced from the SWRO plant), and transmission main alternatives (for delivering water to the District's service area at or around 41st Avenue). At this time, the EIR requires additional modeling efforts to understand in more detail any impacts associated with the transmission main

alternatives. The information developed from these modeling efforts will include identification of optimal pipe and tank sizes and locations.

DISCUSSION: Akel Engineering Group, Inc. has been working for the City since 2007 assisting Water Department staff in the development of its hydraulic model. Once the model was functioning, Akel Engineering Group, Inc. also provided higher level technical assistance with system hydraulic modeling of the Bay Street Reservoir replacement project. Some of this modeling included source water from the SWRO plant.

Akel Engineering Group, Inc. would be hired at this time to provide additional information to the EIR consultant to better understand the advantages and disadvantages of various transmission main and storage tank alternatives.

Due to Akel Engineering Group, Inc.'s specific knowledge and experience with the City's hydraulic model, it would be economically disadvantageous for the City and District to integrate another consultant into this portion of the program at this time.

FISCAL IMPACT: Funds for this contract are available in the Water Department FY 2011 Capital Improvement Program as follows: \$82,859 in c700305, Water Supply Project and \$35,511 in c700016, Water Supply Project - SDC for a total of \$118,370. According to the Memorandum of Agreement, Soquel Creek Water District reimburses the City 50% of the cost for contracts associated with the desalination evaluation; however, this contract differs slightly in that there are a few tasks specific to the City and a few specific to the District. As a result, these tasks will be funded 100% by the respective agency.

Submitted by:  
Bill Kocher  
Water Director

Approved by:  
Martín Bernal  
City Manager

ATTACHMENTS: Agreement



**City of Santa Cruz**  
**PROFESSIONAL SERVICES AGREEMENT FOR**  
**Desalination Plant Hydraulic Modeling and Analysis**

THIS AGREEMENT is entered into on \_\_\_\_\_ (date), by and between the City of Santa Cruz, a Municipal Corporation, hereinafter called "City" and **Akel Engineering Group, Inc.**, hereinafter called "Consultant".

WHEREAS, City desires certain services described in Appendix One, Scope of Work and Consultant is capable of providing and desires to provide these services;

NOW, THEREFORE, City and Consultant for the consideration and upon the terms and conditions specified agree as follows:

SECTION 1  
**Scope of Services**

The services to be performed under this Agreement are set forth in Appendix One, Scope of Work.

SECTION 2  
**Duties of Consultant**

All work performed by Consultant, or under its direction, shall be sufficient to satisfy the City's objectives for entering into this Agreement and shall be rendered in accordance with the generally accepted practices, and to the standards of, Consultant's profession.

Consultant shall not undertake any work beyond the scope of work set forth in Appendix One, Scope of Work unless such additional work is approved in advance and in writing by City. The cost of such additional work shall be reimbursed to Consultant by City on the same basis as provided for in Section 4.

If, in the prosecution of the work, it is necessary to conduct field operations, security and safety of the job site will be the Consultant's responsibility excluding, nevertheless, the security and safety of any facility of City within the job site which is not under the Consultant's control.

Consultant shall meet with Bill Kocher, Department Director, called "Director", or other City personnel, or third parties as necessary, on all matters connected with carrying out of Consultant's services described in Appendix One, Scope of Work. Such meetings shall be held at the request of any party. Review and City approval of completed work shall be obtained monthly, or at such intervals as may be mutually agreed upon, during the course of this work.

SECTION 3  
**Duties of the City**

City shall make available to Consultant all data and information in the City's possession which City deems necessary to the preparation and execution of the work, and City shall actively aid and assist Consultant in obtaining such information from other agencies and individuals as necessary.

The director may authorize a staff person to serve as his or her representative for conferring with Consultant relative to Consultant's services. The work in progress shall be reviewed from time to time by City at the discretion of City or upon the request of Consultant. If the work is satisfactory, it will be approved. If the work is not satisfactory, City will inform Consultant of the changes or revisions necessary to secure approval.

#### SECTION 4 **Fees and Payments**

For the services performed, the City will pay the Consultant on a time-charge plus expense basis, as charges accrue. Consultant's salary expenses and non-salary expenses will be compensated at the rates set forth in the fee schedule detailed in Appendix Two, Fees and Payments and in accordance with any terms set forth therein. Payment for the Consultant's services in carrying out the entire Scope of Work shall be made within the budget limit, or limits shown in Appendix Two, Fees and Payments. Such payment shall be considered the full compensation for all personnel, materials, supplies, and equipment used by Consultant in carrying out the work. Where conflicts may occur, the provisions of this section apply.

Salary expenses include the actual pay of personnel assigned to the project plus payroll taxes, insurance, sick leave, holidays, vacation, other fringe benefits, overhead costs, and fees. Chargeable time does not include time for meals or other personal time. Consultant shall not charge the City for personnel overtime salary at rates higher than those set forth in the attached fee schedule without the City's prior written authorization.

Non-salary expenses include travel, meals and lodging while traveling, materials (other than normal office supplies), shipping and reproduction costs, equipment rental, services of subconsultants and subcontractors, and other direct, identifiable project related expenses. Markups shall not be charged for non-salary expenses, subconsultants, or subcontractors.

The use of vehicles for travel, including rental vehicles, shall be paid at the current standard business mileage rate as established by the U.S. Internal Revenue Service. Commercial airline travel shall be reimbursed at coach class rates. It is expected that all expenses associated with travel incurred by the Consultant, while conducting activities on behalf of the City, will be at reasonable rates and that the Consultant will exercise prudence in incurring such expenses.

Budget estimates of the cost of each phase of the project are shown in Appendix Two, Fees and Payments. Variations from the budget for each task are allowed with City approval when such variations are justified by statements indicating personnel time expended and submittal of a revised budget; however, in no event shall the total fee charged for the Scope of Work set forth in Appendix One exceed the budget limit, or limits shown in Appendix Two, Fees and Payments without advance written City authorization in the form of a contract amendment or change order.

Unless otherwise specified in the fee schedule detailed in Appendix Two, Fees and Payments, Consultant's fees shall be payable on monthly invoices. Invoices shall detail the time worked by each class of employee on each task and the expenses incurred for which billing is made. Invoices shall indicate the percent completion of each work task as identified in Appendix One, Scope of Work and the overall percent completion of the total required services. The monthly invoices shall contain the following affidavit signed by a principal of the Consultant's firm:

*"I hereby certify as principal of the firm of (Insert Firm Name), that the charge of (Insert invoice amount) as summarized above and shown in detail on the attachments, is fair and reasonable, is in accordance with the terms of Agreement dated (Insert Agreement Date), and has not been previously paid."*

**SECTION 5**  
**Changes in Work**

City may order major changes in scope or character of the work, either decreasing or increasing the scope of Consultant's services. No changes in the Scope of Work as described in Appendix One shall be made without the City's written approval. Any change requiring compensation in excess of the total sum specified in Appendix Two, Fee Schedule shall be approved in advance in writing by the City.

**SECTION 6**  
**Time of Beginning and Schedule for Completion**

Consultant shall begin work upon its receipt of a written Notice to Proceed from Director. The Notice to Proceed shall not be issued until after this Agreement has been approved and authorized by the City Council, or an officer of the City whom the City Council has empowered to approve and authorize such agreements.

The schedule for completion of the work shall be as shown in Appendix Three, Work Schedule. In the event that major changes are ordered, the schedule for completion as stated in Appendix Three, Work Schedule will be adjusted by City so as to allow Consultant a reasonable period of time within which to complete any additional work which may be required as a result of the ordered changes.

In the event Consultant is delayed in performance of its services by circumstances beyond its control, the City will grant Consultant a reasonable adjustment in the schedule for completion as described in Appendix Three, Work Schedule provided that to do so would not frustrate the City's objective for entering into this Agreement. All claims for adjustments in the schedule of completion must be submitted to City by Consultant within thirty calendar days of the time of occurrence of circumstances necessitating the adjustment.

Consultant acknowledges that it is necessary for Consultant to complete its work on or before the completion date set forth in Appendix Three, Work Schedule in order to allow the City to achieve its objectives for entering into this Agreement. The parties therefore agree that time is of the essence in the performance of this Agreement.

**SECTION 7**  
**Termination**

City shall have the right to terminate this Agreement at any time upon giving ten days written notice to Consultant. Consultant may terminate this Agreement upon written notice to City should the City fail to fulfill its duties as set forth in this Agreement. In the event of termination, City shall pay the Consultant for all services performed and accepted under this Agreement up to the date of termination.



SECTION 8  
**Insurance**

Consultant shall procure and maintain for the duration of the contract insurance against claims for injuries to persons or damage to property which may arise from or in connection with the performance of the work hereunder and the results of that work by the Consultant, his agents, representatives, employees or subcontractors. With respect to General Liability and Errors & Omissions, coverage should be maintained for a minimum of five (5) years after contract completion.

***Minimum Scope of Insurance***

Coverage shall be at least as broad as:

1. Insurance Services Office Commercial General Liability coverage (Occurrence Form CG 0001 or Claims Made Form CG 0002); or equivalent.
2. Insurance Services Office Form No. CA 0001, covering Automobile Liability, Code 1 (any auto).
3. Workers' Compensation insurance as required by the State of California.
4. Errors & Omissions Liability insurance appropriate to the consultant's profession. Architects' and engineers' coverage to be endorsed to include contractual liability.

***Minimum Limits of Insurance***

Consultant shall maintain limits no less than:

- |                          |   |
|--------------------------|---|
| 1. General Liability:    | (including operations, products and completed operations)<br>\$1,000,000 per occurrence for bodily injury, personal injury and property damage; \$2,000,000 policy aggregate. |
| 2. Automobile Liability: | \$1,000,000 per accident for bodily injury and property damage.   |
| 3. Errors and Omissions: | \$1,000,000 each occurrence; \$2,000,000 policy aggregate.  |

***Deductible and Self Insured Retentions***

Any deductibles or self-insured retentions must be declared to and approved by the City. If possible, the Insurer shall reduce or eliminate such deductibles or self insured retentions as respects the City, its officers, officials, employees and volunteers; or the Consultant shall provide evidence satisfactory to the City guaranteeing payment of losses and related investigations, claim administration, and defense expenses.

***Other Insurance Provisions***

The commercial general liability and automobile liability policies are to contain, or be endorsed to contain, the following provisions:

1. The City of Santa Cruz, its officers, officials, employees and volunteers are to be covered as additional insureds with respects to liability arising out of work or operations performed by or on behalf of the Consultant; or automobiles owned, leased, hired or borrowed by the Consultant.
2. For any claims related to this project, the Consultant's insurance coverage shall be primary insurance as respects the City, its officers, officials, employees and volunteers. Any insurance or self-insurance maintained by the City, its officers, officials, employees or volunteers shall be excess of the Consultant's insurance and shall not contribute with it.
3. Each insurance policy required by this clause shall be endorsed to state that coverage shall not be canceled by either party, except after thirty (30) days' prior written notice by certified mail, return receipt requested, has been given to the City.

- Coverage shall not extend to any indemnity coverage for the active negligence of the additional insured in any case where an agreement to indemnify the additional insured would be invalid under Subdivision (b) of Section 2782 of the Civil Code.

***Acceptability of Insurers***

Insurance is to be placed with insurers with a current A.M. Best' unless otherwise acceptable to the City.

***Verification of Coverage***

Consultant shall furnish the City with a certificate of insurance as evidence of the above coverages and conditions prior to the commencement of work. The certificate is to be signed by a person authorized by that Insurer to bind coverage on its behalf. The certificate holder shall be the City of Santa Cruz, Risk & Safety Management, 809 Center St Room 7, Santa Cruz, CA 95060. The City reserves the right to require complete, certified copies of all required insurance policies, including endorsements affecting the coverage required by these specifications at any time.

***Subconsultants***

Consultant shall include all subconsultants as insureds under its policies or shall furnish separate certificates and endorsements for each subconsultant. All coverages for subconsultants shall be subject to all of the requirements stated herein.

**SECTION 9  
Indemnification**

Consultant agrees to indemnify, defend, and hold harmless the City, its officers, agents and employees, from and against any and all claims, demands, actions, damages, or judgments, including associated costs of investigation and defense arising in any manner from consultant's negligence, recklessness, or willful misconduct in the performance of this agreement.

**SECTION 10  
Civil Rights Compliance/Equal Opportunity Assurance**

Every supplier of materials and services and all consultants doing business with the City of Santa Cruz shall be in compliance with the applicable provisions of the Americans with Disabilities Act of 1990, and shall be an equal opportunity employer as defined by Title VII of the Civil Rights Act of 1964 and including the California Fair Employment and Housing Act of 1980. As such, consultant shall not discriminate against any person on the basis of race, religious creed, color, national origin, ancestry, disability, medical condition, marital status, age or sex with respect to hiring, application for employment, tenure or terms and conditions of employment. In addition, the City of Santa Cruz, as defined in Resolution NS-20,137 and Ordinance 92-11, further prohibits discrimination on the basis of sexual orientation, height, weight and physical characteristics. Consultants agree to abide by all of the foregoing statutes, regulations, ordinances and resolutions.

**SECTION 11  
Legal Action/Attorneys' Fees**

If any action at law or in equity is brought to enforce or interpret the provisions of this Agreement, the prevailing party shall be entitled to reasonable attorneys' fees in addition to any other relief to which he or she may be entitled. Either the Santa Cruz County Superior or Municipal Court shall have jurisdiction over any such action, and that Court shall be authorized to determine which party is the prevailing party and what amount constitutes reasonable attorneys' fees to be awarded to the prevailing party.

SECTION 12  
**Assignment**

This Agreement shall not be assigned without first obtaining the express written consent of the Director after approval of the City Council.

SECTION 13  
**Amendments**

This Agreement may not be amended in any respect except by way of a written instrument which expressly references and identifies this particular Agreement, which expressly states that its purpose is to amend this particular Agreement, and which is duly executed by the City and Consultant. Consultant acknowledges that no such amendment shall be effective until approved and authorized by the City Council, or an officer of the City when the City Council may from time to time empower an officer of the City to approve and authorize such amendments. No representative of the City is authorized to obligate the City to pay the cost or value of services beyond the scope of work set forth in Appendix One. Unless expressly authorized by the City Council, Consultant's compensation shall be limited to that set forth in Appendix Two, Fees and Services.

SECTION 14  
**Contract Term**

The term of the contract shall commence upon notification of award and continue as set forth in Appendix 3.

Termination of Contract. If, for any reason, Consultant fails to fulfill in a timely and proper manner his or her obligations under the contract, or if Consultant violates any of the provisions of this contract, then the City may terminate this contract by giving written notice to Consultant of such termination and specify the effective date thereof at least five days before the effective date of such termination. In such event, all finished or unfinished work prepared by Consultant under this contract may, at the option of the City, become the City's property and Consultant may be entitled to received just and equitable compensation for any satisfactory work.

Termination of the contract pursuant to this paragraph may not relieve the Consultant of any liability to City for damages sustained by City because of any breach of contract by Consultant, and City may withhold any payments to Consultant for the purpose of set-off until such time and the exact amount of damages due City from Consultant is determined.

SECTION 14  
**Miscellaneous Provisions**

1. Project Manager. Director reserves the right to approve the project manager assigned by Consultant to said work. No change in assignment may occur without prior written approval of the City.
2. Consultant Services Only. Consultant is employed to render professional services only and any payments made to Consultant are compensation solely for such professional services.

3. Licensure. Consultant warrants that he or she has complied with any and all applicable governmental licensing requirements.
4. Other Agreements. This Agreement supersedes any and all other agreements, either oral or in writing, between the parties with respect to the subject matter, and no other agreement, statement or promise related to the subject matter of this Agreement which is not contained in this Agreement shall be valid or binding.
5. City Property. Upon payment for the work performed, or any portion, all drawings, specifications, records, or other documents generated by Consultant pursuant to this Agreement, or any other work product of Consultant, are, and shall remain, the property of the City whether the project for which they are made is executed or not. The Consultant shall be permitted to retain copies, including reproducible copies, of drawings and specifications for information and reference in connection with the City's use and/or occupancy of the project. The drawings, specifications, records, documents, and Consultant's other work product shall not be used by the Consultant on other projects, except by agreement in writing and with appropriate compensation to the City.
6. Consultant's Records. Consultant shall maintain accurate accounting records and other written documentation pertaining to the costs incurred for this project. Such records and documentation shall be kept available at Consultant's office during the period of this Agreement, and after the term of this Agreement for a period of three years from the date of the final City payment for Consultant's services.
7. Independent Contractor. In the performance of its work, it is expressly understood that Consultant, including Consultant's agents, servants, employees, and subcontractors, is an independent contractor solely responsible for its acts and omissions, and Consultant shall not be considered an employee of the City for any purpose.
8. Conflicts of Interest. Consultant stipulates that corporately or individually, its firm, its employees and subcontractors have no financial interest in either the success or failure of any project which is, or may be, dependent on the results of the Consultant's work product prepared pursuant to this Agreement.
9. MacBride Principles/Peace Charter. The City Council of the City of Santa Cruz approved Resolution No. NS-19,378 on the 24th day of July 1990, endorsing the MacBride Principles and the Peace Charter and encourages all companies doing business in Northern Ireland to abide by the MacBride Principles and the Peace Charter.
10. Notices. All notices herein provided to be given, or which may be given by either party to the other, shall be deemed to have been fully given and fully received when made in writing and deposited in the United States mail, certified and postage prepaid, and addressed to the respective parties as follows:

**CITY**

Bill Kocher, Water Director  
 City of Santa Cruz Water Department  
 212 Locust Street, Suite C  
 Santa Cruz, CA 95060

**CONSULTANT**

Tony Akel, President  
 Akel Engineering Group, Inc.  
 7433 North First Street, Suite 103  
 Fresno, CA 93720

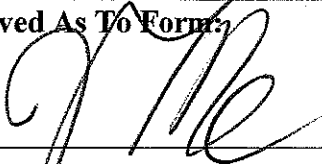
**Technical Review by:**



Linette Almond, P.E., Deputy Water Director/Engineering Manager

12/17/10

**Approved As To Form:**



John G. Barisone, City Attorney

Date: 12-20-10

**CONSULTANT**

By \_\_\_\_\_

Tony Akel, President

Date \_\_\_\_\_

**CITY**

By \_\_\_\_\_

Martin Bernal, City Manager

Date \_\_\_\_\_

**City of Santa Cruz**  
**PROFESSIONAL SERVICES AGREEMENT FOR**  
**Desalination Plant Hydraulic Modeling and Analysis**

**APPENDIX ONE**  
**Scope of Services**

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**Scope of Work**  
**(November 22, 2010)**

**BACKGROUND**

A Seawater Reverse Osmosis (SWRO) facility is currently planned to be constructed in the southwest portion of the City of Santa Cruz. The SWRO facility is a collaborative effort between the City of Santa Cruz Water Department (SCWD) and the Soquel Creek Water District (SqCWD), and is intended to provide supplemental domestic water.

The initial SWRO facility capacity is planned at up to a maximum capacity of 2.5 million gallons per day (MGD). Actual production will be in accordance with each agency's need and based on a mutually agreed monthly priority allocation between the SCWD and SqCWD. The maximum capacity may be increased in the future to 3.5 or 4.5 mgd. Since the SWRO facility is planned to be constructed in the southwest part of the City, and to mitigate more costly transmission main improvements, SqCWD's allocations will be supplied from the available potable water within the easterly side of the SCWD's distribution system. Depending on the operating scenario, this may be water from the Graham Hill Water Treatment Plant, the Beltz Wells WTP and/or the SWRO treatment plant.

**OBJECTIVE**

The primary objective of this project is to develop various scenarios that may include improvements to the City's infrastructure, additional District infrastructure, and/or operational modifications to meet the supply needs of both agencies. In addition, costs, supply limitations and water source trace for each scenario will be developed as part of the decision making criteria.

Secondary objectives include:

- Understanding the benefits provided to the City's distribution system based on the various scenarios developed. E.g., does Scenario A provide an added benefit to the City of improving pressures to the northeast portion of the gravity system? Or reduce water age? Or allow for the decommissioning of the Morrissey Pump Station? Etc.
- Understanding the benefits provided to the District's distribution system based on the various scenarios developed. E.g., where can the intertie between the City/District best provide the District water with the least amount of system improvements required? Which scenario moves water through the system with the least amount of pumping/energy? Or allow for reduced pumping along the coast?

The SCWD’s GIS-based hydraulic model, developed to evaluate the Bay Street Reservoir replacement project, will be updated and used in this evaluation. In addition, the SqCWD’s GIS-based hydraulic model will either be incorporated or used with input operational data from the SCWD’s.

## **SCOPE OF WORK**

### **TASK 1. UPDATE AND CONSOLIDATE HYDRAULIC MODELS**

This task consists of updating the existing SqCWD GIS-based model and consolidating it with the existing SCWD GIS-based model.

#### **Task 1.1 - GIS-based SqCWD Hydraulic Model (District to Provide)**

The District GIS-based model is currently being updated by another consultant and may include the following:

- Updated to reflect more recent improvements (update to be consistent with most recent GIS).
- Updated to reflect recent operational characteristic or known field conditions
- Incorporate operational settings for other system components (i.e. District wells, pump stations, etc. set points when desalination water is received)

#### **Task 1.2 - Consolidate/Merge SCWD and SqCWD Hydraulic Models Together**

- Consolidate hydraulic models. Unique model ID numbers to be assigned to consolidated model.

### **TASK 2. CALIBRATE SPECIFIC AREAS OF THE CONSOLIDATED HYDRAULIC MODEL**

Both GIS-based hydraulic models have been calibrated when they were developed. This task consists of re-calibrating the northeast portion of the SCWD Gravity Pressure Zone and re-calibrating Service Area 1 in the SqCWD model.

#### **Task 2.1 - Re-Calibrate SCWD’s Northeast Gravity Pressure Zone**

- Perform focused calibration along potential pipe alignments (Ocean to east side)

#### **Task 2.2 - Re-Calibrate SqCWD’s Service Area 1**

- Provide focused calibration of the District’s Service Area 1.

### **TASK 3. UPDATE WATER DEMANDS AND PEAKING FACTORS**

This task consists of updating the existing and projected water demand requirements for both SCWD and SqCWD.

#### **Task 3.1 - Update SCWD Existing and Future Demands and Peaking Factors**

- The SCWD demands and projections used in previous evaluations are listed on [Table 1](#). Update demands to reflect more recent trends
- Update Peaking Factors and Demands (Short-Term and 2030)

### **Task 3.2 - Update SqCWD Existing and Future Demands and Peaking Factors for Service Area 1 (District to Provide)**

The District will provide the following updated demands and peaking factors:

- Updated demands to reflect more recent trends
- Updated Peaking Factors and Demands (Short-Term and 2030)

### **TASK 4. UPDATE SUPPLY CAPACITIES AND SCENARIOS**

This task consists of updating the existing and projected water demand requirements for both SCWD (Table 2) and SqCWD.

- Update to reflect production expectations from the SWRO facility. I.e., use District and City information to add SWRO water to the City's distribution system and the rates expected to be needed by each agency.
- Summarize potential operational scenarios

### **TASK 5. DEVELOP SCWD EASTSIDE TRANSMISSION MAIN ALTERNATIVES**

This task is intended to assist the City in understanding what alternatives would resolve the occasional depressed pressure situation that can occur in the northeast portions of the gravity system. Preliminary scenarios are listed on Table 3, Scenarios 1-3.

#### **Task 5.1 - Evaluate Capacity Adequacy of SCWD East Side.**

This task evaluates the capacity adequacy of the east side portion of the SCWD existing transmission main and recommend alternative improvements.

#### **Task 5.2 - Recommend Alternative for Abandoning the Morrissey Pump Station**

The Morrissey Pump Station is currently used to replenish the Delaveaga water tanks, even though the tanks are sited below the hydraulic grade line of the gravity zone. This task consists of identifying alternatives for abandoning the Morrissey Pump Station.

#### **Task 5.3 - Recommend Alternatives for Enhancing the Northeast Side Portion of the Gravity Pressure Zone**

The alternatives shall include:

- Modifying the Santa Cruz Gardens Pressure Zone
- Bleeding from the Carbonera Pressure Zone
- Research Park Drive Peaker Well and Pump out Tank Facility

#### **Task 5.4 - Perform Water Quality Analysis of Alternatives**

This task includes performing water quality analysis by comparing water age and water trace between alternatives. Water age analysis includes extended period simulations runs for durations over 21 days.

### **TASK 6. DEVELOP TRANSMISSION MAIN ALTERNATIVES FOR SERVING SQCWD**

This task is intended to assist the City and District in understanding how different scenarios provide service to the District. Preliminary scenarios are listed on Table 3, Scenarios 4-8.



### **Task 6.1 - Identify Several Alternatives for serving SqCWD.**

This task consists of identifying several alternatives for serving SqCWD and may include minor transmission main upgrades to the City transmission system. The alternatives may also include new/dedicated transmission main; pump station, etc.

- Evaluate interconnection alternatives
- Review existing master plan and evaluate how master plan improvements and operations will relate to proposed interconnection

This task will evaluate up to 6 various alignments, including mains along Soquel, Capitola, DeLaveaga, and other alignments

### **Task 6.2 - Develop Planning Level Cost Estimate for Selected Alternatives**

This task consists of developing planning level cost estimates for each selected feasible alternative, to include capital and O&M costs for comparison purposes.

### **Task 6.3 - Perform Water Quality Analysis of Alternatives**

This task includes performing water quality analysis by comparing water age and water trace between alternatives. Water age analysis includes extended period simulations runs for durations over 21 days.

## **TASK 7. PREPARE COST BENEFIT ANALYSIS OF TRANSMISSION MAIN ALTERNATIVES**

This task consists of preparing a cost benefit analysis of transmission main alternatives, including:

- Develop matrix with capital and O&M costs.
- Describe benefits and disadvantages.
- Develop understanding of additional benefits and/or limitations of each scenario.
- Compile table of alternative, description, cost (capital and if applicable, O&M), water production capability. Note that not every alternative needs to meet production goals.

## **TASK 8. SqCWD TRANSMISSION SYSTEM EVALUATION AND COST ANALYSIS**

### **Task 8.1 - Evaluate the Capacity Adequacy in the SqCWD Transmission Main**

This task includes evaluating the capacity adequacy in the SqCWD transmission main, between the point of extraction from the SCWD and the major transmission and storage facilities.

This task shall consist of using SqCWD hydraulic model (including updates from Task 1) to evaluate the transmission of the desired supply from the SCWD.

### **Task 8.2 - Identify Improvement Alternatives within the SqCWD Transmission System**

This task consists of identifying various improvement alternatives within the SqCWD transmission system, and includes cost comparison analysis. A matrix of capital and O&M costs with benefits and disadvantages will be prepared.

## **TASK 9. PROJECT MEETINGS AND WORKSHOPS**

This task emphasizes continuous communication between the project team members throughout the duration of the project. Project communication by teleconferences, web conferences, and emails is

expected to be frequent. The intent is to convey findings and analysis results, periodically, to the project team, and aid in refining the project direction.

Project workshops are critical and essential milestones that will be used for sharing the findings of completed tasks. Each workshop will build on conclusions and decisions reached during the previous work period. It is anticipated that up to five (5) workshops may be needed throughout the duration of this project. Key Face to Face Meetings and Work Sessions

- Project Kickoff Meeting.
- Preliminary SCWD and SqCWD Transmission Main Alternatives
- Revised SCWD and SqCWD Transmission Main Alternatives
- Final SCWD and SqCWD Transmission Main Alternatives
- Cost Benefit Analysis

#### **TASK 10. PREPARE REPORT**

This task consists of preparing a summary report documenting the model consolidation, specific areas calibration, demand updates, water supply scenarios, transmission main alternatives, planning level costs and benefit cost analysis

A draft report will be submitted in electronic form Adobe Acrobat pdf format and Microsoft Word doc format, in addition to 3 hard copies, if needed. The final draft will incorporate SCWD and SqCWD staff comments and be submitted in electronic format for review. Following approval of the Final Draft, the final report will be published in electronic format and up to 8 hard copies will be published.

#### **DELIVERABLE**

A Draft Report will be submitted in electronic PDF format to SCWD/SqCWD staff for review (Hard copies will be produced if needed). SCWD/SqCWD staff comments on the Draft Report will be incorporated in a Final Draft and submitted for further reviews. SCWD/SqCWD staff comments from the Final Draft will be incorporated in the Final Report. Hard copies, in addition to the electronic PDF format version, will be provided.

**Table 3 Eastside Transmission and SqCWD Interconnect Scenarios Matrix**  
Desalination Program - Evaluation of Water Transmission  
City of Santa Cruz

PRELIMINARY

Analysis Scenarios		Demand			Supply Sources			Excess Supply		Relevant Parameters						
Scenario No.	Demand Condition	SCWD Demand	SqCWD Demand Needs	Total Demand Needs	GHWP/Practical Maximum Capacity	Beltz Wells	Desal Plant	Total Available Supply	SCWD Needs from GHWP	Excess Supply	Water Quality Analysis	Morrissey Pump Station Operational	Dela Check Valve	Modify Santa Cruz Gardens PZ	Bleeding Carbonera PZ to Gravity PZ at Dela	SqCWD System Improvements
		(MGD)	(MGD)	(MGD)	(MG)	(MGD)	(MGD)	(MGD)	(MGD)	(MGD)	(Y/N)	(Y/N)	(Y/N)	(Y/N)	(Y/N)	(Y/N)
<b>Scenario 1 - No Project</b>																
Existing System with 12 MG Permanent BST (2 x 6 MG)																
1	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
2	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
3	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
4	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
5	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
6	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 2 - Eastside Alternative 1</b>																
New Eastside Transmission Main - Minimum required for SCWD pressure issue + Prospect to Mattison (replacement of 14" Dela main)																
7	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
8	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
9	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
10	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
11	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
12	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 3 - Eastside Alternative 2</b>																
New Eastside Transmission - Prospect to Mattison + North-South Transmission main																
13	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
14	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
15	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
16	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
17	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
18	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 4 - SqCWD Alternative 1</b>																
A new main from the intersection of Soquel and 41st to SqCWD and pressure sustaining valve																
19	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
20	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
21	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
22	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
23	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
24	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 5 - SqCWD Alternative 2</b>																
New Transmission Main from Dela to SqCWD																
25	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
26	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
27	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
28	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
29	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
30	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 6 - SqCWD Alternative 3</b>																
New Transmission Main from Ocean Street to Dela to SqCWD																
31	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
32	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
33	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
34	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
35	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
36	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 7 - SqCWD Alternative 4</b>																
Eastside Transmission Direct Ocean Street to SqCWD																
37	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
38	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
39	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
40	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
41	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
42	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 8 - SqCWD Alternative 5</b>																
New Transmission Main from Seabright to SqCWD along RR tracks																
43	Min Month Demand	8.2			16	0	2.5	18.5	5.7	10.3						
44	Average Day Demand	10.4			16	1.0	2.5	19.5	6.9	9.1						
45	Max Month Demand	14.6			16	1.0	2.5	19.5	11.1	4.9						
46	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						
47	Max Day Demand (No Beltz)	16.8			16	0	2.5	18.5	14.3	1.7						
48	Max Day Demand + FF	16.8			16	1.0	2.5	19.5	13.3	2.7						
<b>Scenario 9 - Additional Scenarios</b>																
49	Max Day Demand	16.8			16	1.0	2.5	19.5	13.3	2.7						

**City of Santa Cruz**  
**PROFESSIONAL SERVICES AGREEMENT FOR**  
**Desalination Plant Hydraulic Modeling and Analysis**

**APPENDIX TWO**  
**Fees and Payments**

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See attached “Desal Plant Estimated Fee” document.

City of Santa Cruz  
Desal Plant  
**Estimated Fee**  
(November 22, 2010)

Task No.	Sub.	Task Description	Hours				Costs			Cost Split
			Tony Akel	Assistant Engineer	GIS Technician	Secretarial	Labor Costs	Other	Total Cost	% SCWD/% SqCWD
			170	95	85	65				
<b>Task 1</b>		<b>UPDATE AND CONSOLIDATE HYDRAULIC MODELS</b>								
Task 1.1		GIS-based SqSWD Hydraulic Model (District to Provide)	0	0	0		\$0	\$0	100% SqCWD	
Task 1.2		Consolidate/Merge SCWD and SqCWD Hydraulic Models Together	6	60	8		\$7,400	\$7,400	50/50	
<b>Task 2</b>		<b>CALIBRATE SPECIFIC AREAS OF THE CONSOLIDATED HYDRAULIC MODEL</b>								
Task 2.1		Re-Calibrate SCWD's Northeast Gravity Pressure Zone	6	40	4		\$5,160	\$5,160	100% SCWD	
Task 2.2		Re-Calibrate SqCWD's Service Area 1	6	40	4		\$5,160	\$5,160	100% SqCWD	
<b>Task 3</b>		<b>UPDATE WATER DEMANDS AND PEAKING FACTORS</b>								
Task 3.1		Update SCWD Existing and Future Demands and Peaking Factors	2	8			\$1,100	\$1,100	100% SCWD	
Task 3.2		SqCWD Existing and Future Demands and Peaking Factors for Service Area 1 (District to Provide)	0	0	0		\$0	\$0	100% SqCWD	
<b>Task 4</b>		<b>UPDATE SUPPLY CAPACITIES AND SCENARIOS</b>	8	12			\$2,500	\$2,500	50/50	
<b>Task 5</b>		<b>DEVELOP SCWD EASTSIDE TRANSMISSION MAIN ALTERNATIVES</b>								
Task 5.1		Evaluate Capacity Adequacy of SCWD East Side	6	20	14		\$4,110	\$4,110	100% SCWD	
Task 5.2		Recommend Alternative for Abandoning the Morrissey Pump Station	4	24	8		\$3,640	\$3,640	100% SCWD	
Task 5.3		Recommend Alternatives for Enhancing the Northeast Side Portion of the Gravity PZ	6	60	24		\$8,760	\$8,760	100% SCWD	
Task 5.4		Perform Water Quality Analysis of Alternatives	8	80	8		\$9,640	\$9,640	100% SCWD	
<b>Task 6</b>		<b>DEVELOP TRANSMISSION MAIN ALTERNATIVES FOR SERVING SQCWD</b>								
Task 6.1		Identify Several Alternatives for serving SqCWD	16	50	24		\$9,510	\$9,510	50/50	
Task 6.2		Develop Planning Level Cost Estimate for Selected Alternatives	6	32			\$4,060	\$4,060	50/50	
Task 6.3		Perform Water Quality Analysis of Alternatives	8	80	8		\$9,640	\$9,640	50/50	
<b>Task 7</b>		<b>PREPARE COST BENEFIT ANALYSIS OF TRANSMISSION MAIN ALTERNATIVES</b>	16	60			\$8,420	\$8,420	50/50	
<b>Task 8</b>		<b>SqCWD TRANSMISSION SYSTEM EVALUATION AND COST ANALYSIS</b>								
Task 8.1		Evaluate the Capacity Adequacy in the SqCWD Transmission Main	12	60			\$7,740	\$7,740	100% SqCWD	
Task 8.2		Identify Improvement Alternatives within the SqCWD Transmission System	12	60			\$7,740	\$7,740	100% SqCWD	
<b>Task 9</b>		<b>PROJECT MEETINGS AND WORKSHOPS</b>	30	8	12		\$6,880	\$1,200	\$8,080	50/50
<b>Task 10</b>		<b>PREPARE REPORT</b>	32	50	32	20	\$14,210	\$1,500	\$15,710	50/50
<b>Total</b>			<b>184</b>	<b>744</b>	<b>146</b>	<b>20</b>	<b>\$115,670</b>	<b>\$2,700</b>	<b>\$118,370</b>	<b>\$65,070 SCWD/\$53,500 SqCWD</b>



**City of Santa Cruz**  
**PROFESSIONAL SERVICES AGREEMENT FOR**  
**Desalination Plant Hydraulic Modeling and Analysis**

APPENDIX THREE  
**Work Schedule**

---

**SCHEDULE**

It is estimated that the hydraulic model update and consolidation tasks can be completed within 2 months from notice to proceed, and the hydraulic analysis and evaluation phase can be completed with 3 months.



## CITY COUNCIL AGENDA REPORT

DATE: 1/19/2011

AGENDA OF: 1/25/2011

DEPARTMENT: City Council

SUBJECT: Jack O'Neill's "Surf Shop" – Application for California Point of Historical Interest. (CN)

---

**RECOMMENDATION:** Motion directing and authorizing staff to facilitate, with involvement of community partners and the Historic Preservation Commission, the review, investigation and completion of an application supporting the designation of the former Beach Street site of Jack O'Neill's "Surf Shop" as a California Point of Historical Interest, and, to recognize Jack O'Neill for his innumerable contributions to the culture, economic vitality and environmental stewardship of the City of Santa Cruz and the Monterey Bay Marine Sanctuary.

---

**BACKGROUND:** In 1959 Jack O'Neill opened his "Surf Shop" in Santa Cruz on the beach at Cowell's. Over the course of over 50 years Jack O'Neill has called this region his home and built a thriving internationally recognized business here. Furthermore, with the creation of the O'Neill Sea Odyssey program, which educates and acquaints kids about the Monterey Bay Marine Sanctuary and protecting ocean habitats, Jack O'Neill has expanded upon his legacy to teach an entirely new generation about our endangered oceans. The "Surf Shop" represents the local beginnings of an innovative global business as well as a place where parents bring their children for a day at the beach for a lasting education about our ocean heritage.

**DISCUSSION:** California Points of Historical Interest are sites, buildings, features, or events that are of local (city or county) significance and have anthropological, cultural, military, political, architectural, economic, scientific or technical, religious, experimental, or other value. Points of Historical Interest designated by the State Historical Resources Commission are also listed in the California Register. To be eligible for designation as a Point of Historical Interest, a resource must be, among other potential criteria, associated with an individual or group having a profound influence on the history of the local area with the written consent of the property owner for the designation. As of January 2008, there are 851 Points of Historical Interest listed in the California Register.

If Council approves the recommendation designation, available staff and/or volunteers will prepare a nomination application for the California State Parks Office of Historic Preservation.

FISCAL IMPACT: There is no fiscal impact.

Submitted by:  
David Terrazas  
Councilmember

Submitted by:  
Lynn Robinson  
Councilmember

Submitted by:  
Hilary Bryant  
Councilmember

ATTACHMENTS: Photo of "Surf Shop"





13.-3



## CITY COUNCIL AGENDA REPORT

DATE: 1/14/2011

AGENDA OF: 1/25/2011

DEPARTMENT: Economic Development

SUBJECT: Resolution Opposing the Governor's Budget Proposal to Abolish California Redevelopment Agencies. (ED)

---

RECOMMENDATION: Resolution opposing Governor Brown's budget proposal to abolish California Redevelopment Agencies.

---

BACKGROUND: On January 11<sup>th</sup> Governor Brown released his Fiscal Year 2012 State Budget. One of the many proposals in the budget was to abolish all California Redevelopment Agencies as of June 30, 2011. Essentially, in five months all the work of California's 400 Redevelopment Agencies would be halted and the existing debt and various project agreements would be placed in new receiver agencies whose sole purpose would be to payoff these various obligations over time. Projects in Santa Cruz currently underway such as the Tannery, Metro Center, Highway 1/9 Improvements, Riverside Avenue Improvements and the Wharf Master Plan along with others throughout the state which have multiple phases would be halted despite their level of completion. As the Redevelopment Agencies will be abolished, no new projects could be initiated and many of the Capital Improvement Projects currently budgeted in Santa Cruz for future years with Redevelopment Agency funding will remain unbuilt.

There are other more detailed financial proposals which were made as part of this proposal, but the main thrust is to terminate all new economic development, affordable housing or infrastructure projects funded through Redevelopment Agencies.

DISCUSSION: At this point it is impossible to outline all the economic impacts of this proposal; however it is safe to say the impact would be devastating on the state's beleaguered construction industry, the continued development of affordable housing and countless thousands of small businesses assisted by Redevelopment Agencies throughout the state.

In the City and County of Santa Cruz the impacts of this abrupt termination of redevelopment will have very significant impacts. Specifically, in the City of Santa Cruz, Redevelopment Agency funds are now being used to develop several new affordable housing projects with area housing developers, to help fund the work necessary to improve the Highway 1/9 Intersection, improve the Riverside Avenue entrance to the Beach Area, leverage State and Federal funding for the Tannery and Monterey Bay National Marine Sanctuary Exploration Center projects currently under construction and to assist many small and medium sized businesses in Santa

Cruz grow and expand. In past years the Agency's work has resulted in over \$250 million dollars of private and federal investment in a wide variety of commercial, residential and infrastructure projects in our community.

Equally important to the millions of dollars of investment in the community the Redevelopment Agency has made possible over the years has been the Agency's ability to respond in times of natural disaster. The Redevelopment Agency has historically been an indispensable tool used by our community in the 1950s to recover from the devastating December 1955 floods and again in 1989 to lead the recovery from the destruction caused by the Loma Prieta Earthquake. The Governor's budget proposal would make this local and immediate recovery response to natural disasters impossible in the future.

The Governor's proposal to eliminate redevelopment agencies is very short sighted and will virtually eliminate the ability of California communities to address the economic needs of their residents. Rather than rush through this shortsighted and counter productive proposal, the State Legislature should table the proposal to abolish Redevelopment Agencies and instead work with local governments and Redevelopment Agencies to analyze and propose more feasible alternatives which would allow redevelopment agencies across the state to help contribute to solving the State's budgetary problems without dismantling many local governments' only tool for generating economic development in their communities.

Submitted by:  
Bonnie Lipscomb  
Director of Economic Development/  
Agency Executive Director

Approved by:  
Martin Bernal  
City Manager

ATTACHMENTS: Resolution

RESOLUTION NO. NS-

RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SANTA CRUZ OPPOSING THE GOVERNOR'S BUDGET PROPOSAL TO ABOLISH REDEVELOPMENT AGENCIES

WHEREAS, in the 1950s and 1980s the City of Santa Cruz utilized its Redevelopment Agency to recover from the devastating effects of the December 1955 floods and the 1989 Loma Prieta Earthquake; and

WHEREAS, through the work of the City's Redevelopment Agency over \$250 million dollars in public and private investment has resulted in 963 units of new affordable housing units, a rebuilt downtown, has successfully repurposed and reopened a contaminated Tannery site at the City's entrance; along with hundreds of other improvements through our community; and

WHEREAS, in the City and County of Santa Cruz the impacts of this abrupt termination of redevelopment will have very significant impacts which will threaten or terminate several construction projects currently underway and many more projects in various states of development. Specifically, in the City of Santa Cruz, Redevelopment Agency funds are now being used to develop several new affordable housing projects with area housing developers, to help fund the work necessary to improve the Highway 1/9 Intersection, to improve the Riverside Avenue entrance to the Beach Area, to leverage State and Federal funding for the Tannery and Monterey Bay National Marine Sanctuary Exploration Center projects currently under construction and to assist many small and medium sized businesses in Santa Cruz grow and expand; and

WHEREAS, the Governor's Fiscal Year 2012 Budget proposal will on June 30, 2011 eliminate the ability of local communities to utilize redevelopment as a tool to improve their communities, create affordable housing, address local economic needs and respond to natural disaster; and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Santa Cruz that it opposes the Governor's proposal to terminate California Redevelopment Agencies on June 30, 2011.

BE IT FURTHER RESOLVED by the City Council of the City of Santa Cruz that it opposes any emergency legislation that would inhibit or impact redevelopment agencies' ability to continue existing projects and programs underway in the current fiscal year.

BE IT FURTHER RESOLVED by the City Council of the City of Santa Cruz that it requests it's State Assembly and Senate representatives to oppose the proposed elimination of California Redevelopment Agencies and to work with these Agencies to develop an alternate proposal to assist in the current State budget crisis.

RESOLUTION NO. NS-

PASSED AND ADOPTED this 25<sup>th</sup> day of January, 2011, by the following vote:

AYES:

NOES:

ABSENT:

DISQUALIFIED:

APPROVED: \_\_\_\_\_  
Mayor

ATTEST: \_\_\_\_\_  
Interim City Clerk



# CITY COUNCIL AGENDA REPORT

DATE: January 19, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Arts Commission Appointments and/or Reappointment—(One Possible Reappointment, with a Term Expiration of 1/1/15 and Three Vacancies, One with a Term Expiration of 1/1/14 and Two with Term Expirations of 1/1/15) (CC)

---

RECOMMENDATION: Motion to appoint or reappoint four Arts Commissioners.

---

DISCUSSION: According to the revised ordinance, two of the seven members of the Arts Commission may reside outside City limits, provided that the non-resident commissioners either work or conduct business in the City in one of the following vocations: Artist, designer, arts entrepreneur, landscape architect, arts educator, arts administrator, architect or planner. All of the current remaining commissioners are City residents, and four of the following applicants reside outside the City (<sup>††</sup>). The following people are seeking appointment and/or reappointment(\*) to the Arts Commission:

Currie, Christine  
Greene, Jennifer  
Haywood, Patrick  
Holman, Brian David  
Hull, Douglas  
*Kershner, Lorri\**  
Orr, Peter  
Ortenblad, Rick  
Owen, Robert  
Praxel, Trink<sup>††</sup>  
Rix, Julie<sup>††</sup>  
Simon, Nina<sup>††</sup>  
Stearns, David  
Stephenson, Lloyd  
Walters, Alvin L.<sup>††</sup>

*\*Interested in reappointment*

*†† Only two incoming members can live outside the City limits.*

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

Attachments: None



## CITY COUNCIL AGENDA REPORT

DATE: January 19, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Board of Building and Fire Appeals Appointments (Six Possible Reappointments, with Term Expirations of 1/1/15) (CC)

---

RECOMMENDATION: Motion to reappoint six Board of Building and Fire Appeals commissioners.

---

### DISCUSSION:

According to Ordinance 94-59, members of the Board of Building and Fire Appeals may be reappointed to additional consecutive terms by Council without limitation. The following people are seeking *reappointment* to the Board of Building and Fire Appeals (no new candidates have applied):

*Andersen, Foster\**

*Bagnall, William\**

*Fusari, Gary\**

*Kern, Thomas\**

*Quigg, Joseph\**

*Splitt, Patrick\**

*\*Interested in reappointment*

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



# CITY COUNCIL AGENDA REPORT

DATE: January 19, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Commission for the Prevention of Violence Against Women Appointments  
(Three Vacancies and/or Possible Reappointments, Councilmember  
Robinson's, Terrazas', and Bryant's Nominations, All with Term  
Expirations of 1/1/15) (CC)

---

RECOMMENDATION: Motion to approve Councilmember Robinson's, Terrazas', and Bryant's  
nominations to the Commission for Prevention of Violence Against Women.

---

DISCUSSION: Councilmembers Robinson, Terrazas, and Bryant each have nominations to the  
Commission for Prevention of Violence, which Council must vote to approve. The following  
people are seeking appointment and/or reappointment(\*) to the Commission for Prevention of  
Violence Against Women:

*Christie, Patricia Ann\**  
Greensite, Gillian  
*Leon, Maria L.\**  
Pleich, Steve  
Spitzer, Mandy  
*Tobisch, M. Kathryn\**  
Walton, Hollis

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

Attachments: None





# CITY COUNCIL AGENDA REPORT

DATE: January 18, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Downtown Commission Appointments (One Possible Reappointment and One Vacancy, Both with Term Expirations of 1/1/15) (CC)

---

RECOMMENDATION: Motion to appoint and/or reappoint two Downtown Commissioners.

---

DISCUSSION: The following people are seeking appointment and/or reappointment(\*) to the Downtown Commission:

Currie, Christine  
Duckworth, Brian  
Foy, Brad  
Greene, Jennifer  
*Hoffman, June\**  
Holman, Brian David  
Larzelere, Jennifer  
Ortenblad, Rick  
Perez, Richard J.  
Rice, Karl J.  
Stearns, David

*\*Interested in reappointment*

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



## CITY COUNCIL AGENDA REPORT

DATE: January 19, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Equal Employment Opportunity Committee Appointment (One Vacancy,  
with a Term Expiration of 6/30/13) (CC)

---

RECOMMENDATION: Motion to appoint an Equal Employment Opportunity Committee member.

---

DISCUSSION:

The following person is seeking appointment to the Equal Employment Opportunity Committee:

Walton, Hollis

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



## CITY COUNCIL AGENDA REPORT

DATE: January 19, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Historic Preservation Commission Appointment (One Possible Reappointment, with a Term Expiration of 1/1/15) (CC)

---

RECOMMENDATION: Motion to appoint and/or reappoint a Historic Preservation Commissioner.

---

### DISCUSSION:

The following people are seeking appointment and/or reappointment(\*) to the Historic Preservation Commission:

Bliss, Traci  
Gable, Debra  
Kleiner, Greta  
Smolke, Anthony  
*Steen, Judith\**  
Stephenson, Lloyd

*\*Interested in reappointment*

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



# CITY COUNCIL AGENDA REPORT

DATE: January 18, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Parks and Recreation Commission Appointments (One Possible Reappointment, and Two Vacancies, All with Term Expirations of 1/1/15) (CC)

---

RECOMMENDATION: Motion to appoint or reappoint three Parks and Recreation Commissioners.

---

## DISCUSSION:

The following people are seeking appointment or *reappointment* to the Parks and Recreation Commission:

*Andrews, Richard\**

Doler, Patricia

Duckworth, Brian

Feldstein, Debra

Franseth, Mitchell

Gaura, Maria A.

Hilton, Alan

Holman, Brian David

Hull, Douglas

Kleiner, Greta

Lee, Gloria T.

Maddocks, Rodney

Moon, Kevin

Ortenblad, Rick

Ritter, Jillian

Shallberg, Lars

Smith, Brian

Stearns, David

Sylvester, Tim

Voynow, Steven T.

Walton, Hollis

Welcher, Kenneth

*\*Interested in reappointment*

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



# CITY COUNCIL AGENDA REPORT

DATE: January 18, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Planning Commission Appointments (One Possible Reappointment and One Vacancy, Both with Term Expiration of 1/1/15) (CC)

---

RECOMMENDATION: Motion to appoint and/or reappoint two Planning Commissioners.

---

DISCUSSION: The following people are seeking appointment and/or reappointment\* to the Planning Commission:

Doler, Patricia  
Duckworth, Brian  
Franseth, Mitchell  
Goncharoff, Tim  
Holman, Brian David  
Kennedy, Pete *would resign from Transportation/Public Works Commission*  
Lopez, Steven Edward "Ted"  
Moon, Kevin  
Pomerantz, Ron *would resign from Transportation/Public Works Commission*  
Schmidt, Mike F.  
Smolke, Anthony  
Spellman, Peter  
*Warner, Judy\**

*\*Interested in reappointment*

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



## CITY COUNCIL AGENDA REPORT

DATE: January 19, 2011

AGENDA OF: February 9, 2010

DEPARTMENT: City Clerk

SUBJECT: Sister Cities Committee Appointments (One Possible Reappointment, with a Term Expiration of 1/1/15, and Three Vacancies, Two with Term Expirations of 1/1/15, and One with a Term Expiration of 1/1/13) (CC)

---

RECOMMENDATION: Motion to appoint and/or reappoint four Sister Cities Committee members.

---

### DISCUSSION:

The following people are seeking appointment or *reappointment*(\*) to the Sister Cities Committee:

Abell, Rhonda Kathleen (Edwards) *Interest not confirmed, phone no. incorrect*

Brennan, Enda

Eidam, Nancy

Gomez, Ofelia A.

*Kikteva, Raisa\**

*\*Interested in reappointment*

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



## CITY COUNCIL AGENDA REPORT

DATE: January 18, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Transportation and Public Works Commission Appointment (One Possible Reappointment, with a Term Expiration of 1/1/15) (CC)

---

RECOMMENDATION: Motion to appoint and/or reappoint a Transportation and Public Works Commissioner.

---

### DISCUSSION:

The following people are seeking appointment and or reappointment(\*) to the Transportation and Public Works Commission:

Beek, Barton  
Bergwall, John Phillip  
Duckworth, Brian  
Feldman, Cliff  
Holman, Brian David  
*Kennedy, Peter J. \**  
Menchine, William  
Moon, Kevin  
Perez, Richard J.  
Reyes, Kris  
Schmidt, Mike F.  
Searle, Reed  
Sylvester, Tim

*\*Interested in reappointment*

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.



## CITY COUNCIL AGENDA REPORT

DATE: January 18, 2011

AGENDA OF: January 25, 2011

DEPARTMENT: City Clerk

SUBJECT: Water Commission Appointment (One Opening, with a Term Expiration of 1/1/15) (CC)

---

RECOMMENDATION: Motion to appoint a Water Commissioner.

---

DISCUSSION: The following people are seeking appointment to the Water Commission:

Beek, Barton  
Bentley, James  
Drizin, Craig  
Duckworth, Brian  
Feldman, Cliff  
Hilger, Charles  
Holman, Brian David  
Pleich, Steve  
Schiffrin, Andrew  
Stearns, David  
Turner, Anne M.

FISCAL IMPACT: None.

Prepared by:  
Rosemary Balsley  
Administrative Assistant II

Submitted by:  
Tom Graves  
Interim City Clerk

ATTACHMENTS: None.





City Council Meeting Calendar January 25, 2011

Date	Time	Location	Topic
January 11, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
January 18, 2011	7:00 p.m.	Council Chambers	Special Council Meeting – Advisory Body Interviews
January 25, 2011	1:30 p.m. 3:00 p.m. 7:00 p.m.	Courtyard Conf. Room  Council Chambers Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency
February 1, 2011  (If needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
February 8, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
February 22, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
<b>February 25, 2011</b>	<b>8:00 a.m. to 5:00 p.m.</b>	<b>TBD</b>	<b>Council Retreat</b>
March 1, 2011  (if needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
March 8, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
March 22, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions

April 5, 2011	7:00 p.m.	Council Chambers	CIP Hearings
April 12, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
April 26, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
May 3, 2011  (if needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
May 10, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
May 24, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
June 7, 2011	8:30 a.m.	Courtyard Conf. Room  Council Chambers	Special Meeting  Budget Hearings
June 14, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
June 28, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
July 5, 2011  (if needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
July 12, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Budget Adoption Regular Council/Redevelopment Agency Open Sessions
July 26, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
August			
September 6, 2011  (if needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
September 13, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions

September 27, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
October 4, 2011  (if needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
October 11, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
October 25, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
November 1, 2011  (if needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
November 8, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
November 22, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions
December 6, 2011  (if needed)	4:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Special Closed Session  Study Session
December 13, 2011	1:30 p.m. 3:00 p.m. and 7:00 p.m.	Courtyard Conf. Room  Council Chambers	Regular Council/Agency Closed Session  Regular Council/Redevelopment Agency Open Sessions

**Council Membership in City Groups and Outside Agencies**

Councilmembers will have the opportunity to present oral updates to Council and the public. Councilmembers may provide direction, request additional information or that a topic raised be agendized for future Council action. The Presiding Officer may request oral updates from Council ad hoc Committees.

The Presiding Officer will ask representatives of each entity if there is any oral update.

<b>Name of Agency/Organization</b>	<b>Currently Serving</b>
Association of Monterey Bay Area Governments (AMBAG)	L. Robinson, T. Madrigal (alternate)
City of Santa Cruz/Soquel Creek Water District (SqCWD) Desalination Project	D. Terrazas, D. Lane R. Coonerty (Alt.)
City Schools Committee	T. Madrigal, R. Coonerty, H. Bryant
Community Action Board	T. Madrigal, David Sweet (alternate)
Community Programs Committee	R. Coonerty, L. Robinson, H. Bryant
Conference and Visitors' Council	L. Robinson, D. Terrazas
Cultural Council Board City Representative	K. Beiers
Downtown Management Corporation	L. Robinson, H. Bryant
Economic Development Council (Mayor/Vice Mayor)	R. Coonerty, H. Bryant, D. Lane
Library Joint Powers Authority Board	K. Beiers, D. Terrazas
Library Financing Authority	D. Terrazas
Local Agency Formation Commission (LAFCO)	D. Lane
Monterey Bay Unified Air Pollution Control District	2011 City of Capitola
Public Safety Committee	D. Lane, L. Robinson, D. Terrazas
Sanctuary Inter-Agency Task Force	K. Beiers, R. Coonerty
Santa Cruz County Children's Network	D. Shoemaker, C. Scurich (alt.)
Santa Cruz Community Farmers Market, Inc.	L. Robinson
SC County Integrated Waste Management Local Task Force	D. Terrazas, Alan Schlenger (alternate) Bob Nelson, Mary Arman (alternate)
Santa Cruz Metropolitan Transit District Board	L. Robinson, H. Bryant
SC County Regional Transportation Commission (SCCRTC)	D. Lane, L. Robinson (alternate)

Public comment on the reports given will be heard at a time to be determined by the Presiding Officer.

ORDINANCE NO. 2011-01

AN ORDINANCE OF THE CITY OF SANTA CRUZ  
AMENDING CHAPTER 10.52 OF THE MUNICIPAL CODE REGARDING  
PARKING METER RATES

BE IT ORDAINED, by the City of Santa Cruz as follows:

Section 1. Section 10.52.210 to be amended as follows:

10.52.210 PARKING METER RATE 1 –CENTRAL BUSINESS DISTRICT – SEVENTY-FIVE CENTS PER HOUR, ONE HOUR VARIABLE RATE.

	First Hour	Second Hour	Third Hour	Each Additional Hour
Pacific Ave.- One Hour	\$ .75	\$ 1.00	\$1.25	\$2.00

A variable rate is established on the following street:

- (1) Pacific Avenue, both sides, from Front Street to Cathcart Street.

Section 2. Section 10.52.215 to be established as follows:

10.52.215 PARKING METER RATE 2 –CENTRAL BUSINESS DISTRICT – SEVENTY-FIVE CENTS PER HOUR, TWO HOUR VARIABLE RATE.

	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
Pacific Ave.- Two Hour	\$ .75	\$ .75	\$1.25	\$1.25	\$2.00

A variable rate is established on the following street:

- (1) Pacific Avenue, both sides, from Cathcart Street to Laurel Street.

Section 3. Section 10.52.220 to be amended as follows:

10.52.220 PARKING METER RATE 3 -CENTRAL BUSINESS DISTRICT – FIFTY CENTS PER HOUR, TWO HOUR VARIABLE RATE.

	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
Two Hour	\$ .50	\$ .50	\$ 1.00	\$1.00	\$2.00

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A variable rate is established on the following streets and portions of streets:

- (1) Bulkhead Street, between North Pacific and Water Street.
- (2) Cathcart Street, between Front Street and Cedar Street.
- (3) Cedar Street, between Center Street and Laurel Street.
- (4) Center Street, between Chestnut Street and Elm Street.
- (5) Church Street, between Pacific Avenue and Chestnut Street.
- (6) Cooper Street, between Pacific Avenue and Front Street.
- (7) Elm Street, between Pacific Avenue and Cedar Street.
- (8) Front Street, between Water Street and Laurel Street.
- (9) Knight Street, between North Pacific Avenue and Water Street.
- (10) Locust Street, between Pacific Avenue and Center Street.
- (11) Lincoln Street, between Pacific Avenue and Chestnut Street.
- (12) Maple Street, between Pacific Avenue and Cedar Street.
- (13) Mission Street, No. Pacific Avenue to Emet Street.
- (14) North Pacific Avenue, between Mission Street and River Street.
- (15) River Street, between Water Street and Front Street.
- (16) River Street South, between River Street and Soquel Avenue.
- (15) Soquel Avenue, between Pacific Avenue and Front Street.
- (16) Union Street, between Cedar Street and Center Street.
- (17) Walnut Avenue, between Pacific Avenue and Center Street.
- (18) Water Street, between Pacific Avenue and River Street.

Section 3. Section 10.52.230 to be amended as follows:

**10.52.230 PARKING METER RATE 4 -CENTRAL BUSINESS DISTRICT – TWENTY-FIVE CENTS PER HOUR, TWELVE HOUR RATE.**

	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
Twelve Hour	\$ .25	\$ .25	\$ .25	\$ .25	\$ .25

A rate of \$0.25 per hour is established on the following streets and portions of streets:

- (1) Bulkhead Street, between North Pacific and Water Street.
- (2) Cedar Street, between Center Street and Laurel Street.
- (3) Center Street, between Chestnut Street and Elm Street.
- (4) Church Street, between Center Street and Chestnut Street.
- (5) Civic Auditorium Parking Lot, Public Parking Lot No. 6
- (6) Elm Street, between Pacific Avenue and Cedar Street.
- (7) Lincoln Street, between Pacific Avenue and Chestnut Street.
- (8) Mission Street, No. Pacific Avenue to Emet Street.
- (9) North Pacific Avenue, between Mission Street and River Street.
- (10) River Street, between Water Street and Front Street.

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- (11) River Street South, between River Street and Soquel Avenue.
- (12) Soquel Avenue, between Pacific Avenue and Front Street.
- (13) Walnut Avenue, between Pacific Avenue and Center Street.
- (14) Water Street, between Pacific Avenue and River Street.

Section 4. Section 10.52.240 to be amended as follows:

10.52.240 PARKING METER RATE 5 –CENTRAL BUSINESS DISTRICT – SHORT-TERM METERS.

The rate for twenty-minute and thirty-minute time-limit parking meters shall be tied to the rate of neighboring one-hour and two-hour variable rate parking meters as shown on the chart below:

One to Two Hour Variable Meter Rate	Short-Term Parking Meter Rate
\$ .75/hour	\$ .75/hour
\$ .50/hour	\$ .50/hour

Section 5. Section 10.52.310 to be amended as follows:

10.52.310 PARKING METER RATE 1 – BEACH AREA – ONE DOLLAR AND FIFTY CENTS PER HOUR, TWO HOUR VARIABLE RATE.

	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
Beach Area-Two Hour	\$1.50	\$1.50	\$3.00	\$3.00	\$6.00

A variable rate is established on the following streets and portions of streets:

- (1) All the meters in the parking area within the area bounded by the prolongation of a southerly line of Beach Street, the easterly line of the Municipal Wharf and the Dream Inn Hotel, commonly known as the Annex.
- (2) Beach Street, north side, from West Cliff Drive to Raymond Street.
- (3) Cliff Street, west side, from Beach Street to First Street.
- (4) Front Street, east side, from Pacific Avenue to Second Street.

Section 6. Section 10.52.315 to be established as follows:

10.52.315 PARKING METER RATE 2 – BEACH AREA – ONE DOLLAR AND FIFTY CENTS PER HOUR, TWELVE HOUR RATE.

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	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
Beach Area-Twelve Hour	\$1.50	\$1.50	\$1.50	\$1.50	\$1.50

A rate of \$1.50 per hour is established on the following streets and portions of streets:

- (1) Bay Street, both sides, from West Cliff Drive to Lighthouse Avenue.
- (2) Beach Street, both sides, from West Cliff Drive to Third Street.
- (3) Cliff Street, both sides, from Beach Street to Second Street.
- (4) First Street, both sides, from Main Street to Cliff Street.
- (5) Front Street, both sides, from Pacific Avenue to Second Street.
- (6) Front Street, east side only, from Second Street to Third Street.
- (7) Front Street, west side only, from Third Street to Pacific Avenue.
- (8) Leibrandt Avenue, both sides, from Kaye Street to Beach Street.
- (9) Main Street, both sides, from Beach Street to Second Street.
- (10) Pacific Avenue, both sides, from Beach Street to West Cliff Drive.
- (11) Park Place, both sides, from Kaye Street to Beach Street.
- (12) Raymond Street, both sides, from Leibrandt Avenue to Beach Street.
- (13) Riverside Avenue, both sides, from Beach Street to Third Street.
- (14) Third Street Parking Lot No. 21.
- (15) Second Street, both sides, from Pacific Avenue to Riverside Avenue.
- (16) Third Street, both sides, from Beach Street to Kaye Street.
- (17) Westbrook Street, both sides, from Beach Street to Second Street.
- (18) Beach Street Parking Lot No. 18.
- (19) West Cliff Drive, north side, from Beach Street to Cowell Street.

Section 7. Section 10.52.320 to be amended as follows:

10.52.320 PARKING METER RATE 2 – SOUTH OF LAUREL AREA – SEVENTY-FIVE CENTS PER HOUR, SIX AND TWELVE HOUR RATE.

	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
SOLA – Six and Twelve Hour	\$ .75	\$ .75	\$ .75	\$ .75	\$ .75

A rate of \$0.75 per hour is established on the following streets and portions of streets:

- (1) Center Street, both sides, Laurel Street to Pacific Avenue.
- (2) Chestnut Street, both sides, Jenne Street to the southern cul-de-sac.
- (3) Washington Street, both sides, from Center Street to Laurel Street.



Section 8. Section 10.52.410 to be amended as follows:

10.52.410 PARKING METER RATE 1 – ON-STREET METERS – FIFTY CENTS PER HOUR, TWO HOUR VARIABLE RATE.

	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
Two Hour	\$ .50	\$ .50	\$1.00	\$1.00	\$2.00

A variable rate is established on the following street:

- (1) Dakota Street, both sides, between Soquel Ave. and Ocean Street.
- (2) Front Street, both sides, between Laurel Street and Spruce Street.
- (3) Laurel Street Ext., both sides, between Front Street and Third Street.
- (4) North Pacific, both sides, between River Street and Dead End.
- (5) Pacific Ave., both sides, between Laurel Street and Center Street.
- (6) River Street, both sides, between Water Street and Josephine Street.
- (7) Seabright Ave., both sides, between Logan Street and Watson Street.
- (8) Spruce Street, both sides, between Cedar Street and Front Street.
- (9) Water Street, both sides, between River Street and Ocean Street.

Section 9. Section 10.52.420 to be amended as follows:

10.52.420 PARKING METER RATE 2 – ON-STREET METERS – TWENTY-FIVE CENTS PER HOUR, TWELVE HOUR RATE.

	First Hour	Second Hour	Third Hour	Fourth Hour	Each Additional Hour
Twelve Hour	\$ .25	\$ .25	\$ .25	\$ .25	\$ .25

A rate of \$0.25 per hour is established on the following streets and portions of streets:

- (1) Dakota Street, both sides, between Soquel Ave. and Ocean Street.
- (2) Front Street, both sides, between Laurel Street and Spruce Street.
- (3) North Pacific, both sides, between River Street and Dead End.
- (4) Pacific Ave., both sides, between Laurel Street and Center Street.
- (5) River Street, both sides, between Water Street and Josephine Street.
- (6) Spruce Street, both sides, between Cedar Street and Front Street.
- (7) Water Street, both sides, between River Street and Ocean Street.

Section 10. Section 10.52.425 to be established as follows:

10.52.425 PARKING METER RATE 3 – ON-STREET METERS – SHORT-TERM METERS.

ORDINANCE NO. 2011-01

The rate for thirty-minute time-limit parking meters shall be tied to the rate of neighboring two-hour variable rate parking meters as shown on the chart below:

Two Hour Variable Meter Rate	Short-Term Parking Meter Rate
\$ .50/hour	\$ .50/hour

PASSED FOR PUBLICATION this 11<sup>th</sup> day of January, 2011, by the following vote:

AYES: Councilmembers Robinson, Beiers, Madrigal, Terrazas; Bryant, Vice Mayor Lane; Mayor Coonerty.

NOES: None.

ABSENT: None.

DISQUALIFIED: None.

APPROVED: ss/Ryan Coonerty  
Mayor

ATTEST: ss/Tom Graves  
Interim City Clerk

