

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.

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

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.